

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1973



ENROLLED

HOUSE BILL No. 789

(By Mr. Myler and Mr. Seibert)



PASSED March 28, 1973

In Effect ninety days from Passage



789

FILED IN THE OFFICE
EDGAR F. BRIDGELL III
SECRETARY OF STATE
THIS DATE 4-3-73

ENROLLED

House Bill No. 789

(By MR. MYLES and MR. SEIBERT)

[Passed March 28, 1973; in effect ninety days from passage.]

AN ACT to amend and reenact sections one and two, article one, chapter fifty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to judges of the supreme court of appeals of West Virginia, designating such judges as justices and providing for the designation of one judge of the court as chief justice.

Be it enacted by the Legislature of West Virginia:

That sections one and two, article one, chapter fifty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 1. SUPREME COURT OF APPEALS.

§51-1-1. Justices.

1 The supreme court of appeals shall consist of five justices,
2 elected and qualified according to the constitution and the laws
3 of this state, any three of whom shall constitute a quorum.

§51-1-2. Chief justice.

1 The court shall designate one of its justices to be chief
2 justice of the court for such term as the court may determine
3 by order made and entered of record. In the absence of the
4 chief justice, any other justice designated by the justices pre-
5 sent shall act as chief justice. Any reference in the constitu-

6 tion of this state, in this code or elsewhere in law to the Presi-
7 dent of the West Virginia supreme court of appeals shall
8 henceforth be construed to mean the chief justice of such
9 court.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

H. Merritt Darby
Chairman Senate Committee

Lawrence C. Christian, Jr.
Chairman House Committee

Originated in the House.

Takes effect ninety days from passage.

Howard Roberson
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

H. J. Brotherton, Jr.
President of the Senate

Lewis H. McNamee
Speaker House of Delegates

The within *approved* this the *3rd*
April day of _____, 1973.

Arch A. Moore, Jr.
Governor

PRESENTED TO THE
GOVERNOR

Date 3/30/73

Time 3:00 p.m.