

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1974



ENROLLED

SENATE BILL NO. 522

(By Mr. Sullivan and Mr. Rogers)



PASSED March 1, 1974

In Effect from Passage



FILED IN THE OFFICE
EDGAR F. HEISKELL III
SECRETARY OF STATE
THIS DATE 3-11-74

522

ENROLLED

Senate Bill No. 522

(By MR. GILLIGAN AND MR. ROGERSON)

[Passed March 1, 1974; in effect from passage.]

AN ACT to amend and reenact section three, article five, chapter twenty-eight of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the penitentiary and residence and duties of warden and his entitlement to vote.

Be it enacted by the Legislature of West Virginia:

That section three, article five, chapter twenty-eight of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 5. THE PENITENTIARY.

§28-5-3. Duties of warden; bond; residence.

1 The warden shall be the chief executive officer of the
2 penitentiary and shall have charge of its internal police
3 and management, and provide for feeding, clothing, work-
4 ing and taking care of the convicts, subject to the control
5 of the state commissioner of public institutions. The war-
6 den shall promptly enforce all orders, rules and regula-
7 tions made by the commissioner of public institutions,
8 enforce strict discipline among the convicts, protect and
9 preserve the property of the state, and may for that pur-
10 pose punish the convicts, or cause them be punished, in
11 the manner authorized by the commissioner of public in-
12 stitutions. He shall have the custody and control of all the
13 real and personal property at the penitentiary, subject to
14 the orders of the commissioner of public institutions. The
15 warden shall give bond in such sum as the commissioner

16 of public institutions may require, with one or more
17 sureties satisfactory to the commissioner of public insti-
18 tutions, conditioned for the faithful performance of the
19 duties of his office, and for accounting for and paying over,
20 as required by law, all moneys which may come into his
21 hands by virtue of such office, which bond, when approved
22 by the commissioner of public institutions, shall be filed
23 with and recorded by the commissioner. The warden shall
24 reside in the warden's apartments at the penitentiary, or
25 at any other place in Marshall county, convenient to the
26 penitentiary.

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

H. Darral Darby
Chairman Senate Committee

Clarence B. Johnston
Chairman House Committee

Originated in the Senate.

To take effect from passage.

Howard Weason
Clerk of the Senate

C. Blankenship
Clerk of the House of Delegates

W. P. Brockton Jr.
President of the Senate

Lewis N. M. Ramos
Speaker House of Delegates

The within approved this the 11th
day of March, 1974.

Arch A. Shaver, Jr.
Governor

PRESENTED TO THE
GOVERNOR

Date 3/5/74

Time 4:38 p.m.