

WEST VIRGINIA LEGISLATURE  
FIRST EXTRAORDINARY SESSION, 1974



ENROLLED

HOUSE BILL No. 216

(By Mr. Seibert)



PASSED May 24, 1974

In Effect from Passage



FILED IN THE OFFICE  
EDGAR F. HEISKELL III  
SECRETARY OF STATE  
THIS DATE 6-5-74

216

**ENROLLED**

**H. B. 216**

(By MR. SEIBERT)

[Passed May 24, 1974; in effect from passage.]

AN ACT to amend and reenact section two, article ten, chapter eight of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to municipal corporations; permitting all municipalities to elect or appoint police court or municipal judges and providing for their compensation and jurisdiction.

*Be it enacted by the Legislature of West Virginia:*

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

**ARTICLE 10. POWERS AND DUTIES OF CERTAIN OFFICERS.**

**§8-10-2. Police court or municipal judge for municipalities.**

1 Notwithstanding any charter provision to the contrary, any  
2 city may provide by charter provision and any municipality  
3 may provide by ordinance for the creation and maintenance of  
4 a police or municipal court, for the appointment or election of  
5 an officer to be known as police court judge or municipal  
6 court judge, and for his compensation, and authorize the  
7 exercise by such court or judge of such of the jurisdiction and  
8 the judicial powers, authority and duties set forth in section one  
9 of this article and similar or related powers, authority and  
10 duties enumerated in any applicable charter provisions, as set

11 forth in the charter or ordinance. Such court or judge shall in  
12 all events have the criminal jurisdiction of a justice of the  
13 peace or county magistrate.

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

H. David Darty  
Chairman Senate Committee

Clarence C. Chute Jr  
Chairman House Committee

Originated in the House.

Takes effect from passage.

Howard Johnson  
Clerk of the Senate

W. Blankenship  
Clerk of the House of Delegates

W. T. Beuther Jr  
President of the Senate

Louis W. McMane  
Speaker House of Delegates

The within approved this the 5<sup>th</sup>  
day of June, 1974.

Aubrey S. Hanson Jr.  
Governor

PRESENTED TO THE  
GOVERNOR

Date 5/31/74

Time 1:55 p.m.