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OFFICE OF
SECRETARY OF STATE
STATE OF WEST VIRGINIA

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1976



ENROLLED

HOUSE BILL No. 1167

(By Mr. Goodwin)



PASSED March 13, 1976

In Effect ninety days from Passage



FILED IN THE OFFICE OF
SECRETARY OF STATE OF
WEST VIRGINIA

THIS DATE 3/29/76

ENROLLED

H. B. 1167

(By MR. GOODWIN)

[Passed March 13, 1976; in effect ninety days from passage.]

AN ACT to amend and reenact section thirteen, article seven, chapter seven of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to allowances for certain expenses incurred by sheriffs and increasing the allowance for keeping and feeding prisoners in certain counties.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 7. TRAINING PROGRAMS FOR COUNTY EMPLOYEES, ETC.; COMPENSATION OF ELECTED COUNTY OFFICIALS; COUNTY ASSISTANTS; DEPUTIES AND EMPLOYEES, THEIR NUMBER AND COMPENSATION.

§7-7-13. Allowance for expenses of sheriff.

1 The county commission of every county having a population
2 of thirty thousand or less as determined by the latest official
3 census available which, as provided in section two-a, article
4 eight of this chapter, has directed the sheriff as jailer to feed
5 prisoners shall, in addition to his compensation, allow to the
6 sheriff for keeping and feeding each prisoner, other than
7 federal prisoners or prisoners held under civil process as pro-
8 vided by law, three dollars per day for each prisoner.

9 The limitation per day shall not include cost of personal
10 service, bed or bedding, soaps, and disinfectants and items

11 of like kind, the cost of all of which shall be paid out of the
12 allowance fixed by the county commission under the provisions
13 of present law.

14 All supplies of whatever kind for keeping and feeding priso-
15 ners shall be purchased upon the requisition of the sheriff
16 under rules and regulations prescribed by the county com-
17 mission. At the end of each month the sheriff shall file with
18 the county commission a detailed statement showing the name
19 of each prisoner, date of commitment and date of discharge,
20 the number of days in jail, and shall also file an itemized
21 statement showing each purchase and the cost thereof for
22 keeping and feeding prisoners.

23 The county commission of every county shall allow the ac-
24 tual and necessary expenses incurred or expended by the
25 sheriff in the discharge of his duties, including, but not limited
26 to those incurred in arresting, pursuing or transporting per-
27 sons accused or convicted of crimes and offenses; in the cost
28 of law-enforcement and safety equipment; in conveying or
29 transporting a prisoner from and to jail to participate in court
30 proceedings, and in conveying or transferring any person to or
31 from any state institution where he may be committed from
32 his county, where by law the sheriff is authorized to convey
33 or transfer the person. The county commission shall allow the
34 actual and necessary expenses incurred or expended in serving
35 summonses, notices or other official papers in connection with
36 the sheriff's office.

37 Every sheriff shall file monthly, under oath, a full and ac-
38 curate account of all the actual and necessary expenses incur-
39 red by him, his deputies, assistants and employees in the
40 performance and discharge of their official duties supported
41 by verified accounts before reimbursement thereof shall be
42 allowed by the county commission. Reimbursement, properly
43 allowed, shall be made from the general county fund.

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

James L. Davis

Chairman Senate Committee

Charles C. Brantshaw

Chairman House Committee

Originated in the House.
Takes effect ninety days from passage.

J. William Jr.

Clerk of the Senate

W. Blankenship

Clerk of the House of Delegates

H. Brantshaw

President of the Senate

Lewis F. McManis

Speaker House of Delegates

The within *approved* this the *26th*
March
day of _____, 1976.

Archie B. Neal Jr.

Governor

PRESENTED TO THE
GOVERNOR

Date 3/22/76

Time 11:40 a.m.