WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1981

ENROLLED

HOUSE BILL No. 1186

(By Mr. Hutchinson)

Passed March 17, 1981

In Effect From Passage

APPROVED AND SIGNED BY THE GOVERNOR

Date 3-26-81

Time 11:00 A.M.
AN ACT to amend article one, chapter fifty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section nine-b, relating to the salaries of magistrate court clerks, magistrate assistants and magistrate court deputy clerks in the Counties of Putnam and Raleigh; establishing such salaries effective the first day of January, one thousand nine hundred eighty-one, and declaring legislative findings and intent with respect thereto.

Be it enacted by the Legislature of West Virginia:

That article one, chapter fifty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section nine-b, to read as follows:

ARTICLE 1. COURTS AND THEIR OFFICERS.

§50-1-9b. The salaries of magistrate court clerks, magistrate assistants and magistrate court deputy clerks for Putnam and Raleigh counties; effective date of such salaries; legislative findings; purposes and intent.

1 The Legislature finds and declares:

2 (1) That during the regular session of the Legislature, one thousand nine hundred eighty, it adopted certain amendments to sections two, three, eight, nine and eleven of this article in an act designated chapter eighty, acts of the Legislature, regular session, one thousand nine hundred eighty;
(2) That included within the provisions of that act were provisions specifically increasing the number of magistrates for the Counties of Putnam and Raleigh whereby the Legislature provided for the election of three magistrates for the County of Putnam and five magistrates for the County of Raleigh;

(3) That it has come to the attention of the Legislature that the fact of increasing the number of magistrates in the Counties of Putnam and Raleigh has been interpreted as necessitating a decrease in the respective salaries of the magistrate court clerks, magistrate assistants and magistrate court deputy clerks, in those counties effective the first day of January, one thousand nine hundred eighty-one; and

(4) That it was not the intent of the Legislature in enacting the provisions of chapter eighty, acts of the Legislature, regular session, one thousand nine hundred eighty, to reduce the salaries of magistrate court clerks, magistrate assistants and magistrate court deputy clerks in the Counties of Putnam and Raleigh.

Therefore, in view of the foregoing findings, it is the intent of the Legislature in enacting this section to restore the respective salaries of the magistrate court clerks, magistrate assistants and magistrate court deputy clerks in the Counties of Putnam and Raleigh to those sums which were applicable to those various positions prior to the first day of January, one thousand nine hundred eighty-one, retroactively to that date.

(b) In view of the foregoing findings and purposes, effective the first day of January, one thousand nine hundred eighty-one, the respective salaries for magistrate court clerks, magistrate assistants and magistrate court deputy clerks in the Counties of Putnam and Raleigh shall be as follows:

(1) The salary for the magistrate court clerk in the County of Putnam shall be up to one thousand twenty-six dollars per month;

(2) The salary for the magistrate court clerk in the County of Raleigh shall be up to one thousand two hundred fifty-four dollars per month;
(3) The salary for each magistrate assistant in the County of Putnam shall be up to seven hundred forty-one dollars per month;

(4) The salary for each magistrate assistant in the County of Raleigh shall be up to eight hundred fifty-five dollars per month, and

(5) The salaries of the various magistrate court deputy clerks for the Counties of Putnam and Raleigh shall be in amounts up to and not exceeding the amounts paid to the magistrate assistants in those respective counties.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

[Signature]
Chairman Senate Committee

[Signature]
Chairman House Committee

Originated in the House.

Takes effect from passage.

[Signature]
Clerk of the Senate

[Signature]
Clerk of the House of Delegates

[Signature]
President of the Senate

[Signature]
Speaker House of Delegates

The within is approved this the 26 day of March, 1981.

[Signature]
Governor