

APPROVED AND SIGNED BY THE GOVERNOR

Date 4-16-81

Time _____

no: 18

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1981

—•—

ENROLLED

SENATE BILL NO. 18

(By Mr. Palumbo)

—•—

PASSED April 8, 1981

In Effect from Passage



ENROLLED
Senate Bill No. 18

(By MR. PALUMBO)

[Passed April 8, 1981; in effect from passage.]

AN ACT to amend and reenact section one-b, article five, chapter forty-nine of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the jurisdiction of municipal courts over persons under eighteen years of age; traffic and curfew ordinances.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 5. JUVENILE PROCEEDINGS.

§49-5-1b. Jurisdiction of municipal courts over persons under eighteen years of age.

1 Notwithstanding any other section of this code to the
2 contrary, municipal courts shall have concurrent juvenile
3 jurisdiction with the circuit court only for alleged violations
4 of municipal ordinances regulating traffic, except that
5 municipal courts shall have no jurisdiction to impose a
6 sentence of confinement for the violation of such laws.

7 Any municipal court of a municipality which has enacted
8 an enforceable curfew ordinance may assume jurisdiction of
9 a juvenile charged with violation of such ordinance and make
10 any disposition thereof which could properly be made by a
11 circuit court exercising its juvenile jurisdiction, except that
12 municipal courts shall have no jurisdiction to impose a
13 sentence of confinement for the violation of such laws.

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

L. P. Bayler
Chairman Senate Committee

Tommy E. Whitlow
Chairman House Committee

Originated in the Senate.

To take effect from passage.

Joseph C. Withers
Clerk of the Senate

W. A. Blankenship
Clerk of the House of Delegates

Walter S. Whitlow
President of the Senate

Clayton H. Linder
Speaker House of Delegates

The within *is approved* this the *16*
day of *April*, 1981.

John A. Benge
Governor

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OFFICE OF THE GOVERNOR

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SECY. OF STATE