WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1981

ENROLLED

SENATE BILL NO. 576

(By Mr. Bartman)

PASSED April 11, 1981
In Effect ninety days from Passage
AN ACT to amend and reenact section one, article six, chapter fifty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to authorizing magistrate court clerks, deputy clerks and assistants to proceed upon certain suggestions of salary and wages on an intercounty basis.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 6. ENFORCEMENT OF CIVIL JUDGMENTS.

§50-6-1. Enforcement of judgments.

(a) The provisions of articles three, four, five, five-a, five-b and six, chapter thirty-eight of this code, except as the same are in conflict with the provisions of this chapter or are clearly applicable only to courts of record, shall apply to the enforcement of judgments rendered in magistrate court and process therefor shall issue from magistrate court. Process issued in violation of such provisions shall be void. The form of such process shall be in accord with the rules of the supreme court of appeals. No such process shall issue until after ten days after the judgment is rendered or, if a motion to set aside such judgment is then pending, until after ten days after the determination of such motion.

(b) A magistrate court clerk, deputy clerk or magistrate assistant before whom a suggestion of salary and wages is instituted pursuant to the provisions of articles five-a and
five-b, chapter thirty-eight of this code shall, in the event it
would be more appropriate for such suggestion to be
conducted in another county, forward all fees collected
together with the appropriate papers to the magistrate court
of the appropriate county, and the clerk, deputy clerk or
magistrate assistant receiving such papers and fees shall
proceed with the suggestion the same as if it were actually
instituted before him.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

R. P. Baylen
Chairman Senate Committee

Tony E. Willen
Chairman House Committee

Originated in the Senate.

To take effect ninety days from passage.

Todd C. Keller
Clerk of the Senate

[Signature]
Clerk of the House of Delegates

[Signature]
President of the Senate

[Signature]
Speaker House of Delegates

The within ___________ this the ___

day of ___________, 1981.

[Signature]
Governor