

Date 3-3-82

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1982



ENROLLED

Com. Sub. for
HOUSE BILL No. 1218

(By Mr. Albright)



Passed February 22, 1982

In Effect Ninety Days From Passage



ENROLLED
COMMITTEE SUBSTITUTE
FOR

H. B. 1218

(By MR. ALBRIGHT)

[Passed February 22, 1982; in effect ninety days from passage.]

AN ACT to amend article five, chapter fifty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section fifteen, relating to allowing magistrates to compel attendance of a defendant at a criminal trial or other criminal hearing by issuance of a *capias*.

Be it enacted by the Legislature of West Virginia:

That article five, 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 fifteen, to read as follows:

ARTICLE 5. TRIALS, HEARINGS AND APPEALS.

§50-5-15. Failure of defendant to appear at criminal trial or other criminal hearing; compulsion of appearance.

1 Whenever any defendant, properly notified, fails to appear
2 for a criminal trial or other criminal hearing before a magis-
3 trate, the magistrate may issue a *capias* to compel that person
4 to appear.

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

R. P. Bayler
Chairman Senate Committee

Tony E. Whitlow
Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

Todd C. Mullis
Clerk of the Senate

W. Blankenship
Clerk of the House of Delegates
Warren R. McGraw
President of the Senate

Walter H. Lee, Jr.
Speaker House of Delegates

The within *is approved* this the *3*
day of *March*, 1982.

John R. Riley
Governor

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OFFICE OF THE GOVERNOR

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OFFICE
SECY. OF STATE