

Date 2-16-82

# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1982



# ENROLLED

HOUSE BILL No. 1025

(By Mr. Stephoe )



Passed February 5, 1982

In Effect Ninety Days From Passage



**ENROLLED**

**H. B. 1025**

(By MR. STEPTOE)

[Passed February 5, 1982; in effect ninety days from passage.]

AN ACT to amend and reenact section sixteen, article one, chapter fifty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to supervisory rules for magistrate courts prepared by judges of the circuit courts; rules promulgated by the supreme court of appeals.

*Be it enacted by the Legislature of West Virginia:*

That section sixteen, article one, 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 1. COURTS AND OFFICERS.**

**§50-1-16. Supervisory rules.**

1 The supreme court of appeals is hereby authorized to  
2 promulgate rules to carry out the intent of this chapter and  
3 to exercise rule-making authority granted by Article VIII of  
4 the constitution of West Virginia. Rules promulgated by the  
5 judge of a circuit court, or the chief judge thereof, pursuant  
6 to the provisions of this chapter shall be subordinate and  
7 subject to the rules of the supreme court of appeals or the  
8 orders of the chief justice thereof. Rules promulgated by  
9 the judge of a circuit court, or the chief judge thereof, shall  
10 be made by order entered upon the order book of the circuit  
11 court, as hereinafter provided, and shall be effective when  
12 filed with the clerk of the supreme court of appeals and the

13 magistrate court clerk for the magistrate court in which such  
14 rules apply. All rules promulgated under this section by the  
15 supreme court of appeals, or by the judge of a circuit court,  
16 or the chief judge thereof, shall be entered upon an order  
17 book designated for the purpose of magistrate court rules by  
18 the clerk of the circuit court.

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

*[Handwritten Signature]*  
Chairman Senate Committee

*[Handwritten Signature]*  
Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

*[Handwritten Signature]*  
Clerk of the Senate

*[Handwritten Signature]*  
Clerk of the House of Delegates

*[Handwritten Signature]*  
President of the Senate

*[Handwritten Signature]*  
Speaker House of Delegates

The within *is approved* this the *16*  
day of *February*, 1982.

*[Handwritten Signature]*  
Governor

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OFFICE OF THE GOVERNOR

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SECRETARY OF STATE