

No: 1605

RECEIVED
MAR 23 11 25 AM '84
OFFICE OF THE GOVERNOR

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1984



ENROLLED

Com. Sub. for
HOUSE BILL No. 1605

(By Mr. Del. Love



Passed March 10, 1984

In Effect July 1, 1984 Passage



COMMITTEE SUBSTITUTE

FOR

H. B. 1605

(By DELEGATE LOVE)

[Passed March 10, 1984; in effect July 1, 1984.]

AN ACT to amend article ten, chapter eight of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section four, relating to the power of municipalities to authorize the recorder, assistant recorder, municipal clerk or deputy municipal clerk to issue warrants, administer oaths, and to accept and approve sureties and bonds; providing for the appointment of such official and for the removal of such authority; and setting forth limitations on the authority of such official.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 10. POWERS AND DUTIES OF CERTAIN OFFICERS.

§8-10-4. Additional powers and duties of recorder and other officers.

1 Any municipality may provide by charter provision and
2 ordinance, or notwithstanding a charter provision to the
3 contrary, a municipality may provide by ordinance, that the
4 governing body may vest in the recorder, assistant recorder,
5 municipal clerk or deputy municipal clerk, the authority to

6 issue warrants for arrest, to administer oaths, and to ac-
7 cept and approve sureties and bonds, and any such ordinance
8 shall provide for the appointment of such person by con-
9 firmation of the governing body and for the removal of such
10 authority by action of the governing body: *Providing*, That
11 such person may only issue warrants, administer oaths, or
12 accept and approve sureties and bonds, in the absence of
13 the mayor, or if there be a police court or municipal judge,
14 in the absence of such police court or municipal judge.

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

Harrell E. Eble

Chairman Senate Committee

Ronald Anello

Chairman House Committee

Originating in the House.

Takes effect July 1, 1984.

Jedd C. Wilts

Clerk of the Senate

Donell L. Stepp

Clerk of the House of Delegates
Warren P. Urban

President of the Senate

William M. See, Jr.

Speaker House of Delegates

The within *is approved* this the *70*
day of *March*, 1984.

John D. O'Connell

Governor

RECEIVED

84 APR 4 P 3: 57

OFFICE
SECR. OF STATE