

No. 2036

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OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1989

— ● —

ENROLLED

Com. Sub. for
HOUSE BILL No. 2036

(By ~~the~~ Del. Farley & Muransky)

— ● —

Passed April 6 1989

In Effect Ninety Days from Passage

ENROLLED
COMMITTEE SUBSTITUTE
FOR
H. B. 2036
(By DELEGATES FARLEY AND MURENSKY)

[Passed April 6, 1989; in effect ninety days from passage.]

AN ACT to amend and reenact article eleven-a, chapter sixty-two 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 criminal penalties for failing to return to confinement in jails while on release for work or other purposes.

Be it enacted by the Legislature of West Virginia:

That article eleven-a, chapter sixty-two 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 11A. RELEASE FOR WORK AND OTHER PURPOSES.

§62-11A-4. Violations; penalties.

1 (a) Any person lawfully confined in jail on conviction
2 of one or more felonies, or on conviction of one or more
3 felonies and one or more misdemeanors, who has been
4 granted release for work or other purposes under section
5 one-a of this article, and who fails to return to jail at
6 the times designated in the release order with the intent
7 to evade lawful detention, shall be guilty of an additional
8 felony, and, upon conviction, may be confined in the

9 penitentiary for not less than one nor more than five
10 years.

11 (b) Any person lawfully confined in jail on conviction
12 of one or more misdemeanors, who has been granted
13 release for work or other purposes under section one-a
14 of this article, and who fails to return to jail at the times
15 designated in the release order with the intent to evade
16 lawful detention, shall be guilty of a misdemeanor, and,
17 upon conviction, may be confined in jail for up to one
18 year.

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

Frederick L. Parker
.....
Chairman Senate Committee

Bernard V. Kelly
.....
Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

Sam White
.....
Clerk of the Senate

Daniel L. Hogg
.....
Clerk of the House of Delegates

Paul Turner
.....
President of the Senate

Bob Schad
.....
Speaker of the House of Delegates

The within *is approved* this the *24th*
day of *April*, 1989.

Gaston Caperton
.....
Governor

PRESENTED TO THE

GOVERNOR

Date

4/14/89

Time

5:07