WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1989

ENROLLED

SENATE BILL NO. 55

(By Senator TUCKER, Mr. President)

PASSED April 7, 1989
In Effect July 1, 1989
AN ACT to amend and reenact section nine-a, article one, chapter fifty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to increasing the number of magistrate court deputy clerks.

Be it enacted by the Legislature of West Virginia:

That section nine-a, 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.

§50-1-9a. Magistrate court deputy clerks; salary; duties.

1 Whenever required by work load and upon the recommendation of the judge of the circuit court, or the chief judge thereof if there is more than one judge of the circuit court, the supreme court of appeals may by rule provide for the appointment of magistrate court deputy clerks, not to exceed fifty-two in number.  
7 Such magistrate court deputy clerks shall be appointed by the judge of the circuit court, or the chief judge thereof if there is more than one judge of the circuit
court, with such appointee to serve at his will and
pleasure under the immediate supervision of the
magistrate court clerk. Such magistrate court deputy
clerk shall have such duties, clerical or otherwise, as
may be assigned by the magistrate court clerk and as
may be prescribed by the rules of the supreme court
of appeals or the judge of the circuit court, or the chief
judge thereof if there is more than one judge of the
circuit court. Such magistrate court deputy clerks shall
also have authority to exercise the power and perform
the duties of the magistrate court clerk as may be
delegated or assigned by such magistrate court clerk.

Such magistrate court deputy clerk shall not be a
member of the immediate family of any magistrate,
магistrate court clerk, magistrate assistant or circuit
court judge within the same county, shall not have
been convicted of a felony or any misdemeanor
involving moral turpitude and shall reside in the
county where appointed. For the purpose of this
section, immediate family shall mean the relationships
of mother, father, sister, brother, child or spouse.

Magistrate court deputy clerks shall be paid a
monthly salary by the state. Such salary shall be paid
on the same basis and in the same applicable amounts
as for magistrate assistants in each county as provided
in section nine of this article.
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

Originated in the Senate.

To take effect July 1, 1989.

Jude C. Wells
Clerk of the Senate

Donald L. Ningen
Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within is approved this the 21st day of April, 1989.

Governor