

HB 2034

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OFFICE OF THE CLERK OF THE HOUSE OF DELEGATES
STATE OF WEST VIRGINIA

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1995



ENROLLED

Com. Sub. for
HOUSE BILL No. 2034

(By Delegates Lynch, Piro, Trump & Stator)



Passed Feb 17, 1995

In Effect 90 Days From Passage



ENROLLED
COMMITTEE SUBSTITUTE
FOR

H. B. 2034

(BY DELEGATES LINCH, PINO, TRUMP AND STATON)

[Passed February 17, 1995; in effect ninety days from passage.]

AN ACT to amend and reenact section ten, article five, chapter sixty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to creating penalties for escape from a county sheriff, the director of the regional jail authority, representatives of said persons, from a law-enforcement officer, court bailiff, or from any institution, facility, or any alternative sentence of confinement.

Be it enacted by the Legislature of West Virginia:

That section ten, article five, chapter sixty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 5. CRIMES AGAINST PUBLIC JUSTICE.

§61-5-10. Persons in custody of institutions or officers.

1 Whoever escapes or attempts to escape by any means
2 from the custody of a county sheriff, the director of the
3 regional jail authority, an authorized representative of said
4 persons, a law-enforcement officer, court bailiff, or from
5 any institution, facility, or any alternative sentence
6 confinement, by which he or she is lawfully confined,
7 shall, if the custody or confinement is by virtue of a

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8 charge or conviction for a felony, be guilty of a felony,
9 and, upon conviction thereof, shall be confined in the
10 penitentiary for not more than five years; and if the
11 custody or confinement is by virtue of a charge or
12 conviction for a misdemeanor, shall be guilty of a
13 misdemeanor, and, upon conviction thereof, he or she
14 shall be confined in the jail for not more than one year.

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

Randy Schorover
Chairman Senate Committee

Ernest C. Moore
Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

Harold R. Alhus
Clerk of the Senate

Donald L. Stepp
Clerk of the House of Delegates

Carl Ray Smith
President of the Senate

Bill Clavin
Speaker of the House of Delegates

The within is approved this the 1st
day of March, 1993.

Gaston Caperton
Governor



PRESENTED TO THE

GOVERNOR

Date 8/24/65

Time 3:06 pm