WEST VIRGINIA LEGISLATURE
FIRST REGULAR SESSION, 1999

-----

ENROLLED

COMMITTEE SUBSTITUTE FOR
House Bill No. 2777

(By Delegates Amores, Hunt, Rowe, Hutchins, Tillis, Smirl and Schadler)

-----

Passed March 11, 1999

In Effect Ninety Days from Passage
ENROLLED
COMMITTEE SUBSTITUTE
FOR
H. B. 2777
(BY DELEGATES AMORES, HUNT, ROWE, HUTCHINS, TILLIS, SMIRL AND SCHADLER)

[Passed March 11, 1999; in effect ninety days from passage.]

AN ACT to amend and reenact section seven, article eleven-b, chapter sixty-two of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the home incarceration services fund; and authorizing county commissions to expend surplus amounts in the home incarceration service fund to defray the cost of housing county inmates.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 11B. HOME INCARCERATION ACT.


1 All home incarceration fees ordered by the circuit court
2 shall be paid to the circuit clerk, who shall monthly remit the
3 fees to the sheriff. All home incarceration fees ordered by a
magistrate shall be paid to the magistrate court clerk, who shall
monthly remit the fees to the county sheriff. The county sheriff
shall establish a special fund designated the home incarceration
services fund, in which the sheriff shall deposit all home
incarceration fees remitted by the clerks. The county commis-
sion shall appropriate money from the fund to administer a
home incarceration program, including the purchase of elec-
tronic monitoring devices and other supervision expenses, and
may as necessary supplement the fund with additional appropri-
ations. The county commission may also appropriate any excess
money from the fund to defray the costs of housing county
inmates, if the sheriff or other person designated to administer
the fund certifies in writing to the county commission that a
surplus exists in the fund at the end of the fiscal year.
That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

[Signatures]
Chairman Senate Committee

[Signatures]
Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

[Signature]
Clerk of the Senate

[Signature]
Clerk of the House of Delegates

[Signature]
President of the Senate

[Signature]
Speaker of the House of Delegates

[Signature]
Governor

The within approved this the 24th day of March, 1999.