WEST VIRGINIA LEGISLATURE
Regular Session, 2001

ENROLLED
Committee Substitute for
SENATE BILL NO. 102

(By Senator Fanning, et al.)

PASSED April 14, 2001
In Effect July 1, 2001
AN ACT to amend and reenact section ten, article one, chapter fifty-nine of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to modifying the fees charged by the clerk of the county commission; combining fees charged for various types of documents and services; and increasing certain fees.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 1. FEES AND ALLOWANCES.

§59-1-10. Fees to be charged by clerk of county commission.
For the purpose of this section, the word "page" is defined as being a paper writing of not more than legal size, 8 1/2" x 14".

The clerk of the county commission shall charge and collect the following fees:

(a) When a writing is admitted to record, for receiving proof of acknowledgment thereof, entering an order in connection therewith, endorsing clerk's certificate of recordation thereon and indexing in a proper index, where the writing is a:

(1) Deed of conveyance (with or without a plat), trust deed, fixture filing or security agreement concerning real estate lease ........................................... $10.00

(2) Financing, continuation, termination or other statement or writing permitted to be filed under chapter forty-six of this code ........................................... 10.00

(3) Plat or map (with no deed of conveyance) ... 10.00

(4) Service discharge record ............... No Charge

(5) Any document or writing other than those referenced in subdivisions (1), (2), (3) and (4) of this sub-section ........................................... 5.00

(6) If any document or writing contains more than five pages, for each additional page .................. 1.00

(b) For administering any oath other than oaths by officers and employees of the state, political subdivisions of the state, or a public or quasi public entity of the state or a political subdivision of the state, taken in his or her official capacity ............................... 5.00

(c)(1) For issuance of marriage license and other duties pertaining to the marriage license (including preparation of the application, administrating the oath, registering and recording the license, mailing acknowledgment of minis-
(2) One dollar of the marriage license fee received pursuant to this subsection shall be paid by the county clerk into the state treasury as a state registration fee in the same manner that license taxes are paid into the treasury under article twelve, chapter eleven of this code;

(3) Fifteen dollars of the marriage license fee received pursuant to this subsection shall be paid by the county clerk into the state treasury for the family protection shelter support act in the same manner that license taxes are paid into the treasury under article twelve, chapter eleven of this code.

(d) (1) For a copy of any writing or document, if it is not otherwise provided for ......................... 1.50

(2) If the copy of the writing or document contains more than two pages, for each additional page ............ 1.00

(3) For annexing the seal of the commission or clerk to any paper ........................................... 1.00

(4) For a certified copy of a birth certificate, death certificate or marriage license .................... 5.00
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the Senate.

To take effect July 1, 2001.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within is approved this the 30th Day of April, 2001.

Governor