

FILED

2008 MAR 20 PM 12:07

OLIVER WES. SMITH
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE
SEVENTY-EIGHTH LEGISLATURE
REGULAR SESSION, 2008

ENROLLED

Senate Bill No. 337

(By SENATORS KESSLER, WHITE AND YODER)

[Passed March 5, 2008; in effect ninety days from passage.]

FILED

2008 MAR 20 PM 12:08

CLERK OF THE
SECRETARY OF STATE

ENROLLED

Senate Bill No. 337

(BY SENATORS KESSLER, WHITE AND YODER)

[Passed March 5, 2008; in effect ninety days from passage.]

AN ACT to amend and reenact §51-1-11 of the Code of West Virginia, 1931, as amended, relating to the removal of obsolete language concerning the Clerk of the Supreme Court of Appeals.

Be it enacted by the Legislature of West Virginia:

That §51-1-11 of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

ARTICLE 1. SUPREME COURT OF APPEALS.

§51-1-11. Appointment and compensation of the clerk and employees of the clerks' office; compensation.

1 The justices of the Supreme Court of Appeals may
2 appoint a clerk, who shall post bond as required by
3 article two, chapter six of this code. The annual
4 compensation of the clerk shall be established by the
5 court. The justices of the Supreme Court of Appeals
6 may appoint any other full-time and part-time
7 professional and clerical assistants necessary to
8 efficiently perform the functions and duties of the office
9 of the clerk. Such employees shall serve at the will and
10 pleasure of the justices of the Supreme Court of
11 Appeals. The salary of any person employed to staff the
12 office of the clerk shall be established by the justices of
13 the Supreme Court of Appeals and paid out of the
14 appropriations made by the Legislature, personal
15 service account, for the spending unit of the Supreme
16 Court of Appeals, by requisitions drawn against the
17 Auditor of the State of West Virginia according to law.

18 If the position of clerk shall become vacant while the
19 Supreme Court of Appeals is in vacation, the position
20 may be filled by appointment, in writing, issued by the
21 justices of the Supreme Court of Appeals.

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

Randy White
.....
Chairman Senate Committee

[Signature]
.....
Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.

Harrell Holmes
.....
Clerk of the Senate

Seeger D. Smith
.....
Clerk of the House of Delegates

Carl Key Smith
.....
President of the Senate

[Signature]
.....
Speaker House of Delegates

The within *is disapproved* this
the *20th* Day of *March*, 2008.

[Signature]
.....
Governor

PRESENTED TO THE
GOVERNOR

MAR 17 2008

Time 11:10am