

HB 4352

FILED

2010 MAR 19 PM 4:48

OFFICE OF THE
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

SECOND REGULAR SESSION, 2010



ENROLLED

COMMITTEE SUBSTITUTE

FOR

House Bill No. 4352

(By Delegates Miley, Fleischauer, Brown,
Frazier, Hunt, Manchin, Michael, Moore,
Wooton, Hamilton and Ellem)



Passed March 11, 2010

In Effect Ninety Days From Passage

ENROLLED

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COMMITTEE SUBSTITUTE

FOR

OFFICE OF THE CLERK OF THE HOUSE OF DELEGATES
SECRETARY OF STATE

H. B. 4352

(BY DELEGATES MILEY, FLEISCHAUER, BROWN,
FRAZIER, HUNT, MANCHIN, MICHAEL, MOORE,
WOOTON, HAMILTON AND ELLEM)

[Passed March 11, 2010; in effect ninety days from passage]

AN ACT to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §51-2-15, relating to the establishment of a Business Court Division within West Virginia's circuit court districts by the West Virginia Supreme Court of Appeals; legislative findings; authorizing the designation of Business Court Divisions within certain circuit court districts; providing for the promulgation of appropriate rules of the Court.

Be it enacted by the Legislature of West Virginia:

That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new section, designated §51-2-15, to read as follows:

ARTICLE 10. FILLING VACANCIES.

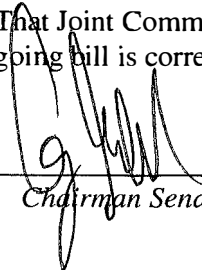
§51-2-15. Business Court Division.

1 (a) The West Virginia Legislature finds that, due to the
2 complex nature of litigation involving highly technical
3 commercial issues, there is a need for a separate and
4 specialized court docket to be maintained in West Virginia's
5 most populated circuit court districts with specific
6 jurisdiction over actions involving such commercial issues
7 and disputes between businesses.

8 (b) The West Virginia Supreme Court of Appeals is
9 authorized to designate a business court division within the
10 circuit court of any judicial district with a population in
11 excess of sixty thousand according to the 2000 Federal
12 Decennial Census.

13 (c) Upon the determination to designate business court
14 divisions, the West Virginia Supreme Court of Appeals shall
15 promulgate rules for the establishment and jurisdiction of the
16 business court divisions within its circuit court system.

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




Chairman Senate Committee



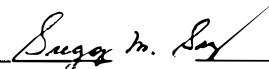
Chairman House Committee

Originating in the House.

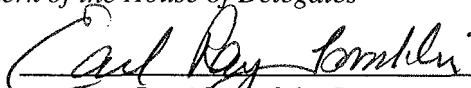
In effect ninety days from passage.



Clerk of the Senate



Clerk of the House of Delegates

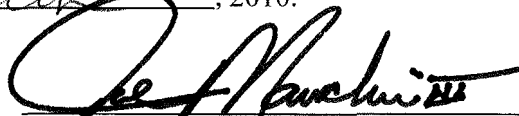


President of the Senate



Speaker of the House of Delegates

The within is approved this the 19th
day of March, 2010.



Governor

PRESENTED TO THE
GOVERNOR

MAR 19 2010

Time

10:40a

OFFICE OF THE GOVERNOR, STATE OF CALIFORNIA