

HB 4644

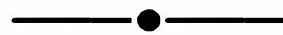
FILED

2008 MAR 28 PM 4: 29

OFFICE OF THE
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

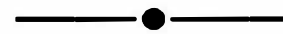
SECOND REGULAR SESSION, 2008



ENROLLED

House Bill No. 4644

(By Delegates Varner, Hrutkay, Ellem, Schadler and D. Poling)



Passed March 7, 2008

In Effect from Passage

E N R O L L E D

FILED

2008 MAR 28 PM 4: 29

H. B. 4644

OFFICE OF THE
SECRETARY OF STATE

(BY DELEGATES VARNER, HRUTKAY, ELLEM,
SCHADLER AND D. POLING)

[Passed March 7, 2008; in effect from passage.]

AN ACT to amend and reenact §62-1C-7 of the Code of West Virginia, 1931, as amended, relating to removing the provision allowing a bail posted by someone other than the person under bail to be forfeited for failure to comply with a condition of bail, other than that to appear.

Be it enacted by the Legislature of West Virginia:

That §62-1C-7 of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

ARTICLE 1C. BAIL.

§62-1C-7. Forfeiture of bail; basis therefor.

1 (1) Whenever a person under bail serves as his or her
2 own surety and he or she willfully and without just cause
3 fails to appear as and when required or violates any other
4 term or condition of bail, the circuit court or magistrate shall
5 declare the bail forfeited.

6 (2) Whenever a person or entity other than the person
7 under bail serves as surety, forfeiture of bail shall be declared
8 only when the person under bail willfully and without just
9 cause fails to appear as and when required.

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.

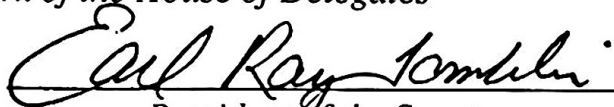
In effect from passage.



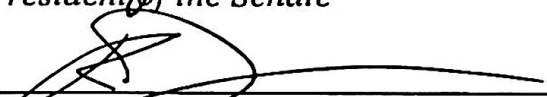
Clerk of the Senate



Clerk of the House of Delegates



President of the Senate



Speaker of the House of Delegates

The within is approved this the 28th
day of March, 2008.



Governor

PRESENTED TO THE
GOVERNOR

MAR 19 2008

Time 10:15 am