

1 **ENROLLED**

2 **H. B. 4291**

3
4 (By Delegates Miley, Frazier, Longstreth,
5 Barill and Manchin)

6
7 [Passed February 15, 2012; in effect from passage.]
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9

10 AN ACT to amend and reenact §51-8-8 of the Code of West Virginia,
11 1931, as amended, relating to county law libraries operated by
12 the Supreme Court of Appeals and circuit courts; providing
13 that circuit courts may no longer establish county law
14 libraries; and providing that the Supreme Court of Appeals
15 alone shall determine the appropriate number thereof.

16 *Be it enacted by the Legislature of West Virginia:*

17 That §51-8-8 of the Code of West Virginia, 1931, as amended,
18 be amended and reenacted to read as follows:

19 **ARTICLE 8. STATE AND COUNTY LAW LIBRARIES; LAW CLERKS.**

20 **§51-8-8. Authority to establish county law libraries; under**
21 **control of circuit judge; rules.**

22 The Supreme Court of Appeals may establish county law
23 libraries which once established, are wholly under the management
24 of the circuit judge, with the assistance of the circuit clerk.

1 The Supreme Court of Appeals may determine the appropriate number
2 of law libraries that will be in operation as well as the location
3 of the libraries and may expend funds for the purchase of books or
4 other expenses necessary for the operation of the county law
5 libraries.

6 All county law libraries in operation shall be kept current
7 and the cost of the libraries, other than for provision of adequate
8 space, shall be borne by the state and paid from the judicial
9 branch appropriation. The county libraries shall be available for
10 use by the public subject to reasonable rules as may be adopted by
11 the circuit judge. County commissions shall provide adequate space
12 for the county libraries.