

FILED

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OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

Regular Session, 2001

ENROLLED

Committee Substitute for
SENATE BILL NO. *640*

(By Senator *Wooten, et al*)

PASSED *April 14, 2001*

In Effect *90 days from Passage*

FILED

2001 MAY -1 P 6: 59

OFFICE WEST VIRGINIA
SECRETARY OF STATE

ENROLLED

COMMITTEE SUBSTITUTE

FOR

Senate Bill No. 640

(SENATORS WOOTON, HUNTER, SPROUSE, MCCABE
AND ROWE, *original sponsors*)

[Passed April 14, 2001; in effect ninety days from passage.]

AN ACT to amend article two, chapter forty-four-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section one-a, relating to filing under the West Virginia guardianship and conservatorship act a petition for appointment of a guardian and conservator for a minor approaching adulthood.

Be it enacted by the Legislature of West Virginia:

That article two, chapter forty-four-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section one-a, to read as follows:

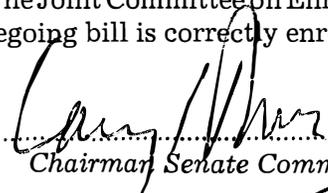
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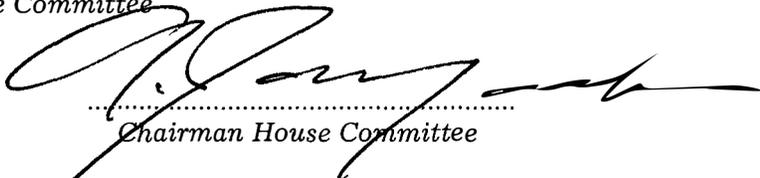
ARTICLE 2. PROCEDURE FOR APPOINTMENT.

§44A-2-1a. Filing of a petition where protected person is a minor.

1 A petition for the appointment of a guardian, conserva-
2 tor or both of a minor may be filed if the minor is at least
3 seventeen years and ten months of age and the petition
4 alleges that the minor would qualify as a "protected
5 person", as that term is defined in section four, article one
6 of this chapter, if he or she were an adult. The hearing
7 provided for in section nine of this article shall occur no
8 sooner than fourteen days prior to the alleged protected
9 person's eighteenth birthday if the trier of fact is the
10 mental hygiene commissioner and no more than seven days
11 prior to said date if the circuit judge conducts the hearing.

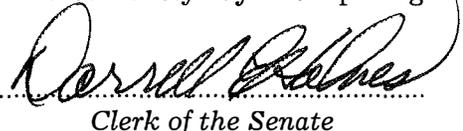
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

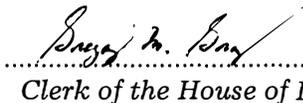

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Chairman Senate Committee

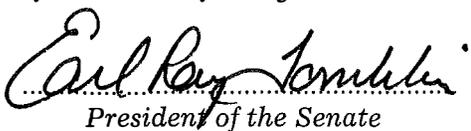

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Chairman House Committee

Originated in the Senate.

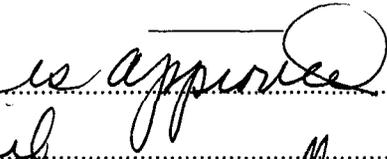
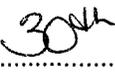
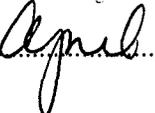
In effect ninety days from passage.


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Clerk of the Senate


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Clerk of the House of Delegates


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President of the Senate


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Speaker House of Delegates

The within  this the 
Day of , 2001.

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Governor

PRESENTED TO THE

GOVERNOR

Date

4/30/01

Time

3:00 p