

WEST VIRGINIA MUNICIPAL COURT CLERK'S NEWSLETTER

In this issue:

- WVML Training Dates
- Driver's Amnesty
- Flood Disaster

PER STATE CODE 8-10-2 (c)

West Virginia Municipal League Training

*at Embassy Suites,
Charleston, WV*

NOVEMBER 3

CLERK'S TRAINING

NOVEMBER 4

JUDGE'S TRAINING

Flood Disaster

Everyone is amazed at the strength of our WV families and the overwhelming support provided.

Many have suffered storm damages to their property, home, churches, and businesses. Some neighborhoods look like war zones. Several have lost loved ones. Our hearts go out to each one who has suffered any kind of loss; our prayers are with you. To the Emergency Workers, Disaster Relief Workers, Local Representatives and the hundreds of volunteers who have worked, and who are still working, we thank you for all the hours you have spent to keep us safe and informed. To all who have donated to the relief efforts, your kindness is overwhelming.



The Senator William Laird Second Chance Driver's Amnesty Act

went into effect on June 10, 2016. If eligible, this bill will allow defendants to obtain a driver's license while paying past due fines and fees to the West Virginia Division of Justice and Community Services (WVDJCS). The defendant must be one (1) year past due to apply for the program. When asked, courts are required to provide information about balances past due to the WVDJCS. This must be done in a timely manner (within 30 days) and must be 100% accurate. Failing to do so could result in the amounts due being reduced to an uncollectible \$0.00. If/when the WVDJCS notifies the court that a person has qualified and entered into the program, courts cannot pursue collections or accept payments for the cases included in the program. At this time, we are advising courts to remove the participant from the WV Tax Offset program during their participation of this program since this is considered a collection program. The WVDMV cannot charge any reinstatement fees on any of the case that is included in the program. There are still questions about how this program works including the re-payment of 95% of the amount due back to the court (after it is paid in full to the WVDJCS). WV Municipal League's Executive Director, Lisa Dooley, and I, along with the WV Supreme Court and our City's Legal staff are working with the WVDJCS to address our questions. The WVDJCS has agreed to attend our training session on November 3rd to discuss the program and answer your questions. Please take a look at **SB 634** to understand more about the program. If your City uses additional collection efforts or has unique costs/fees, you should review those with your City's legal council as those are unique to your City and not mandated by State Code. If someone asks to apply for the program, please refer them to the WVDJCS at 304-558-8814 or they can apply online at their website. -Terri Allen, Charleston Municipal Court

We are making plans for the 2016 Training Session:

E-Citations are expanded to additional cities
Verbal Judo—Managing tough customers
Active Shooter Training

Email us with your ideas: rsmith@cityofnitro.org
terri.allen@cityofcharleston.org

If you need help with flood relief and we can help match you up with services, please let us know; we will see what we can do to help.