

STATE OF WEST VIRGINIA

At a Regular Term of the Supreme Court of Appeals continued and held at Charleston, Kanawha County, on the 7<sup>th</sup> day of February 2013, the following order was made and entered:

**RE: AMENDMENTS TO RULE 43 OF THE WEST VIRGINIA RULES OF CIVIL PROCEDURE AND RULE 56 OF THE RULES OF PRACTICE AND PROCEDURE FOR FAMILY COURT**

On a former day, November 14, 2012, the Court provisionally approved and published for comment proposed amendments to Rule 43 of the West Virginia Rules of Civil Procedure and Rule 56 of the Rules of Practice and Procedure for Family Court, which addresses the payment of compensation to interpreters as provided by law, and as presented by Jennifer Singletary, Director for Special Projects. Comments were received and reviewed by the Court.

On this day came the Court, on its own motion, and proceeded to consider the proposed amendments for final approval and adoption. Upon consideration whereof, the Court is of opinion to and does hereby approve and adopt said amendments, effective immediately. Deletions are indicated by strikethroughs and insertions are indicated by underscoring, to read as follows:

**West Virginia Rules of Civil Procedure**

\* \* \*

**“43. Taking of testimony**

\* \* \*

(f) Interpreters. The court may appoint an interpreter of its own selection and may fix the interpreter’s reasonable compensation. The compensation shall be paid out of funds provided by law, ~~or by one or more of the parties as the court may direct and may be taxed ultimately as costs, in the discretion of the court.~~”

\* \* \*

**Rules of Practice and Procedure for Family Court**

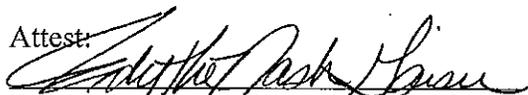
\* \* \*

**“56. Interpreters.**

The court may appoint an interpreter of its own selection and may fix the interpreter’s reasonable compensation. The compensation shall be paid out of funds provided by law, ~~or by one or more of the parties as the court may direct and may be taxed ultimately as costs, in the discretion of the court.~~

A True Copy

Attest:

  
Deputy Clerk, Supreme Court of Appeals