

1 **H. B. 4506**

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3 (By Delegates Lane, C. Miller, Savilla, Nelson,
4 Armstead and Sobonya)

5 [Introduced February 13, 2012; referred to the
6 Committee on the Judiciary then Finance.]

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10 A BILL to amend the Code of West Virginia, 1931, as amended, by
11 adding thereto a new section, designated §3-9-14, relating to
12 absentee ballot fraud and providing felony criminal penalties.

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

14 That the Code of West Virginia, 1931, as amended, be amended
15 by adding thereto a new section, designated §3-9-14, to read as
16 follows:

17 **ARTICLE 9. OFFENSES AND PENALTIES.**

18 **§3-9-14. Absentee ballot fraud; intimidation of voters;**
19 **penalties.**

20 Any person who obtains, removes, fills out or disseminates
21 absentee ballots or intimidates an absentee voter with the intent
22 to commit fraud is guilty of a felony and, upon conviction thereof,
23 shall be fined not less than \$10,000 nor more than \$20,000 or
24 imprisoned in a state correctional facility not less than one nor

1 more than five years, or both fined and imprisoned.

2 For the purposes of this section, each ballot obtained shall

3 be considered a separate offense.

NOTE: The purpose of this bill is to provide for a new felony of absentee ballot fraud.

§3-9-14 is new; therefore, it has been completely underscored.