

# **WEST VIRGINIA LEGISLATURE**

**2023 REGULAR SESSION**

**Introduced**

**House Bill 3475**

By Delegate Steele

[Introduced February 14, 2023; Referred to the  
Committee on the Judiciary]

1 A BILL to amend the Code of West Virginia, 1931 as amended, by adding thereto a new section,  
 2 designated as §16A-12-10, all relating to the offense of adulteration or alteration of medical  
 3 cannabis testing results; defining offense; and setting forth penalties.

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

**ARTICLE 12. OFFENSES RELATED TO MEDICAL CANNABIS.**

**§16A-12-10. Adulteration or alteration of medical cannabis testing results.**

1 In addition to any other penalty provided by law, any person who adulterates, alters,  
 2 fortifies, contaminates, or changes the tested character or purity of medical cannabis either from  
 3 its actual potency or from that set forth on the patient’s or caregiver’s identification card, is guilty of  
 4 a felony, and, upon conviction thereof:

5 (1) In the case of a non-natural person, shall be fined up to \$2.5 million per incident and  
 6 have any medical cannabis licenses permanently revoked; or

7 (2) For any natural person, shall be fined up to \$100,000 per incident and shall be  
 8 imprisoned in a state correctional facility for not less than one nor more than five years.

NOTE: The purpose of this bill is to establish the offense of adulteration or alteration of medical cannabis testing results; defining offense; and setting forth penalties

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.