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OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1994



ENROLLED

SENATE BILL NO. 37

(By Senator Plymale, et al)



PASSED March 10, 1994

In Effect 90 days from Passage

E N R O L L E D
Senate Bill No. 37

(BY SENATORS PLYMALE, WAGNER, ANDERSON,
DITTMAR, GRUBB, HOLLIDAY, MACNAUGHTAN, MILLER,
ROSS, WIEDEBUSCH AND YODER)

[Passed March 10, 1994; in effect ninety days from passage.]

AN ACT to amend article seven, chapter sixty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section twelve, relating to crimes against the person; creating felony offense involving wanton endangerment with a firearm; definition; and criminal penalties.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 7. DANGEROUS WEAPONS.

§61-7-12. Wanton endangerment involving a firearm.

1 Any person who wantonly performs any act with a
2 firearm which creates a substantial risk of death or
3 serious bodily injury to another shall be guilty of a

4 felony, and, upon conviction thereof, shall be confined in
5 the penitentiary for a definite term of years of not less
6 than one year nor more than five years, or, in the
7 discretion of the court, confined in the county jail for not
8 more than one year, or fined not less than two hundred
9 fifty dollars nor more than two thousand five hundred
10 dollars, or both.

11 For purposes of this section, the term "firearm" shall
12 have the same meaning ascribed to such term as set forth
13 in section two of this article.

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

[Handwritten signature]
.....
Chairman Senate Committee

[Handwritten signature]
.....
Ernest C. Moore
Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.

[Handwritten signature]
.....
Clerk of the Senate

[Handwritten signature]
.....
Clerk of the House of Delegates

[Handwritten signature]
.....
President of the Senate

[Handwritten signature]
.....
Speaker House of Delegates

The within *is* approved... this the *30th* day of *March*....., 1994.

[Handwritten signature]
.....
Governor

PRESENTED TO THE

GOVERNOR

Date 3/30/94

Time 12:50pm