

WEST VIRGINIA LEGISLATURE **FILED**

2016 REGULAR SESSION

2016 MAR -9 P 5:08

OFFICE WEST VIRGINIA
SECRETARY OF STATE

ENROLLED

House Bill 4362

(BY DELEGATES KURCABA, FLEISCHAUER, STATLER,
HOUSEHOLDER, ESPINOSA, OVERINGTON, WELD,
SUMMERS, BLAIR, BYRD AND UPSON)

[Passed March 5, 2016; in effect ninety days from passage.]

1 AN ACT to amend the Code of West Virginia, 1931, as amended, by adding thereto a new
2 section, designated §61-2-9d, relating to crimes against the person; establishing the felony
3 offense of strangulation; defining terms; and providing penalties.

Be it enacted by the Legislature of West Virginia:

1 That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new
2 section, designated §61-2-9d, to read as follows:

ARTICLE 2. CRIMES AGAINST THE PERSON.

§61-2-9d. Strangulation; definitions; penalties.


1 (a) As used in this section:

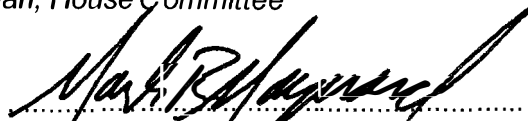
2 (1) "Bodily injury" means substantial physical pain, illness or any impairment of physical
3 condition;

4 (2) "Strangle" means knowingly and willfully restricting another person's air intake or blood
5 flow by the application of pressure on the neck or throat;

6 (b) Any person who strangles another without that person's consent and thereby causes
7 the other person bodily injury or loss of consciousness is guilty of a felony and, upon conviction
8 thereof, shall be fined not more than \$2,500 or imprisoned in a state correctional facility not less
9 than one year or more than five years, or both fined and imprisoned.

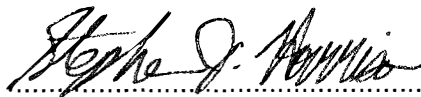
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.


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Chairman, House Committee

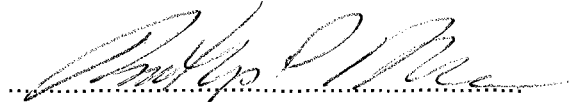

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Chairman, Senate Committee

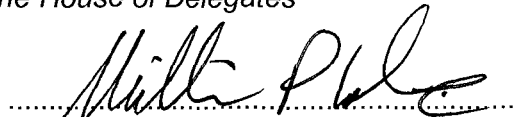
Originating in the House.

In effect ninety days from passage.


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Clerk of the House of Delegates


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Clerk of the Senate


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Speaker of the House of Delegates


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President of the Senate

The within is approved..... this the 9th.....
day of March....., 2016.


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Governor

PRESENTED TO THE GOVERNOR

MAR 08 2016

Time 4:30 pm