

WEST VIRGINIA LEGISLATURE

2020 REGULAR SESSION

Introduced

House Bill 4668

BY DELEGATES MILEY, LOVEJOY, EVANS, CAPUTO,

WAXMAN, ROHRBACH, WORRELL AND PUSHKIN

[Introduced February 04, 2020; 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 §61-3B-7, relating to creating the misdemeanor crime of trespass for entering
 3 a structure that has been condemned by a municipality as unfit for human habitation; and
 4 providing criminal penalty.

Be it enacted by the Legislature of West Virginia:

ARTICLE 3B. TRESPASS.

§61-3B-7. Trespass in condemned structures; penalties.

1 Notwithstanding any other provision of this code to the contrary, any person who, without
 2 permission, knowingly and willfully enters a structure that has been condemned as unfit for human
 3 habitation or use by any municipal or county government, and refuses to leave or returns after
 4 being instructed to leave, is guilty of a misdemeanor and, upon conviction thereof, shall be fined
 5 not more than \$1,000 or confined in jail not more than one year, or both fined and confined.

NOTE: The purpose of this bill is to create the crime for trespass of a condemned structure.

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