

WEST VIRGINIA LEGISLATURE

2021 REGULAR SESSION

Enrolled
Committee Substitute
for
Senate Bill 392

BY SENATORS HAMILTON, LINDSAY, BALDWIN, AND

ROMANO

[Passed April 8, 2021; in effect 90 days from passage (July 7, 2021)]

OFFICE WEST VIRGINIA
SECRETARY OF STATE

2021 APR 19 P 4: 47

FILED

SB392

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1 AN ACT to amend §61-1-9 of the Code of West Virginia, 1931, as amended, relating to modifying
2 the penalty for impersonation of a law-enforcement officer or official by adding a period of
3 possible incarceration as a criminal penalty.

Be it enacted by the Legislature of West Virginia:

ARTICLE 1. CRIMES AGAINST THE GOVERNMENT.

§61-1-9. Impersonation of law-enforcement officer or official; penalty.

1 Any person who shall falsely represent himself or herself to be a law-enforcement officer
2 or law-enforcement official or to be under the order or direction of any such person, or any person
3 not a law-enforcement officer or law-enforcement official who shall wear the uniform prescribed
4 for such persons, or the badge or other insignia adopted for use by such persons with the intent
5 to deceive another person, is guilty of a misdemeanor and, upon conviction thereof, shall be fined
6 not less than \$100 nor more than \$1,000, or confined in jail for not more than six months, or both
7 fined and confined.

8 For purposes of this section, the terms law-enforcement officer and law-enforcement
9 official shall be defined in §30-29-1 of this code, except that such terms shall not include members
10 of the Department of Homeland Security and shall not include individuals hired by nonpublic
11 entities for the provision of security services.

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

Walter Taylor
.....
Chairman, Senate Committee

Leon Jeffers
.....
Chairman, House Committee

Originated in the Senate.

In effect 90 days from passage.

OFFICE WEST VIRGINIA
SECRETARY OF STATE

2021 APR 19 P 4:47

FILED

Joe Linn
.....
Clerk of the Senate

Steve Harris
.....
Clerk of the House of Delegates

C. P. Blount
.....
President of the Senate

Boo Harlow
.....
Speaker of the House of Delegates

The within *is approved* this the *19th*
Day of *April*, 2021.

James Stewart
.....
Governor

PRESENTED TO THE GOVERNOR

APR 13 2021

Time 2:16pm