

# **WEST VIRGINIA LEGISLATURE**

**2023 REGULAR SESSION**

**Committee Substitute**

**for**

**Senate Bill 303**

BY SENATOR STUART

[Originating in the Committee on Government  
Organization; reported on February 15, 2023]



1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,  
2 designated §61-7-18, relating to the creation of the Violent Crime Prevention Act; and  
3 requiring law enforcement to submit ballistics data to the National Integrated Ballistic  
4 Information Network (NIBIN) for alleged use of firearm in connection with charges for  
5 certain crimes.

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

**ARTICLE 7. DANGEROUS WEAPONS.**

**§61-7-18. Violent Crime Prevention Act.**

1 (a) West Virginia law-enforcement agencies shall submit required ballistics data to the  
2 National Integrated Ballistic Information Network (NIBIN) for any firearm that is alleged to have  
3 been used in connection with the following offenses:

4 (1) A felony crime of violence against the person, as defined in §61-11-26(p)(3) of this  
5 code;

6 (2) Domestic violence, as defined in §48-27-202 of this code; or

7 (3) The distribution of a controlled substance pursuant to §60A-4-401 et seq. of this code.

8 (b) Data shall be submitted by a law enforcement agency within one month of a charge  
9 brought upon an individual in the above three categories.