

# WEST VIRGINIA CODE: §33-13C-16

## **§33-13C-16. Criminal penalties.**

(a) A person convicted of a fraudulent viatical settlement act is guilty of a felony and, upon conviction thereof, shall be sentenced as follows:

(1) Imprisonment in a state correctional facility for not more than twenty years or payment of a fine of not more than \$100,000, or both, if the value of the viatical settlement contract is more than \$35,000;

(2) Imprisonment in a state correctional facility for not more than ten years or to payment of a fine of not more than \$20,000, or both, if the value of the viatical settlement contract is more than \$2,500, but not more than \$35,000;

(3) Imprisonment in a state correctional facility for not more than five years or payment of a fine of not more than \$10,000, or both, if the value of the viatical settlement contract is more than \$500, but not more than \$2,500.

(b) Any person who violates any other provision of this article is guilty of a misdemeanor and, upon conviction thereof, shall be fined not more than \$1,000 or confined in jail not more than one year, or both fined and confined.