WEST VIRGINIA CODE: §29-22-27

§29-22-27. Penalties for criminal violations.

- (a) Any person violating any of the provisions of this article, except sections eleven and twelve of this article, is guilty of a misdemeanor, and, upon conviction thereof, for the first offense, shall be fined not less than one hundred nor more than \$500, or imprisoned in the county jail not more than one year, or both fined and imprisoned.
- (b) Any person violating any of the provisions of this article, except sections eleven and twelve of this article, shall, for the second offense, be guilty of a felony, and, upon conviction thereof, shall be fined not more than \$1,000, or be imprisoned in the penitentiary for not less than one year, or both fined and imprisoned.