WEST VIRGINIA CODE: §61-14-2

§61-14-2. Human trafficking of an individual; aiding and abetting human trafficking; human smuggling of an individual; aiding and abetting human smuggling; penalties.

(a) Any person who knowingly and willfully traffics an adult, or who knowingly and willfully aids, assists, or abets in any manner in the trafficking of an adult, is guilty of a felony and, upon conviction, shall be confined in a state correctional facility for an indeterminate sentence of not less than three years nor more than 15 years.

(b) Any person who knowingly and willfully traffics a minor, or who knowingly and willfully aids, assists, or abets in any manner in the trafficking of a minor, is guilty of a felony and, upon conviction, shall be confined in a state correctional facility for an indeterminate sentence of not less than five years nor more than 20 years.

(c) Any person who knowingly and willfully smuggles an adult, or who knowingly and willfully aids, assists, or abets in any manner in the smuggling of an adult, is guilty of a felony and, upon conviction, shall be confined in a state correctional facility for an indeterminate sentence of not less than two years nor more than 10 years.

(d) Any person who knowingly and willfully smuggles a minor, or who knowingly and willfully aids, assists, or abets in any manner in the smuggling of a minor, is guilty of a felony and, upon conviction, shall be confined in a state correctional facility for an indeterminate sentence of not less than three nor more than 15 years.

(e) Whenever a vessel, vehicle, or aircraft is used in human trafficking or human smuggling and the owner, operator, master, pilot, conductor, driver, or any other person in charge thereof is subject to criminal penalties pursuant to a conviction for a violation of §61-14-2 of this code, the conveyance involved is subject to seizure, forfeiture, and sale in accordance with the provisions of §60A-7-701 *et seq.* of this code: *Provided*, That the owner knowingly and willfully engaged in human trafficking or human smuggling in violation of §61-14-2 of this code.

WV Legislature