

2184

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1988



ENROLLED

Com. Sub. for
HOUSE BILL No. 2184

(By ~~Mr.~~ Del. Summers & Stemple)



Passed Feb. 26, 1988

In Effect Ninety Days From Passage

ENROLLED
COMMITTEE SUBSTITUTE
FOR
H. B. 2184
(By DELEGATES SUMMERS and STEMPLE)

[Passed February 26, 1988; in effect ninety days from passage.]

AN ACT to amend and reenact section seventeen, article six, chapter sixty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to crimes against the peace generally; defining the misdemeanor offense of imparting or conveying or causing to be imparted or conveyed any false information concerning the presence of any bomb or other explosive device in, at, on, near, under or against any dwelling house, structure, improvement, building, bridge, motor vehicle, vessel, boat, railroad car, airplane or other place, or concerning an attempt or alleged attempt being made or to be made to so place or explode any such bomb or other explosive device, and establishing penalties therefor; providing that a second or subsequent offense of imparting or conveying or causing to be imparted or conveyed any such false information shall be a felony, and establishing penalties therefor.

Be it enacted by the Legislature of West Virginia:

That section seventeen, article six, chapter sixty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 6. CRIMES AGAINST THE PEACE.

§61-6-17. False reports concerning bombs or other explosive devices; penalties.

1 (a) Any person who shall impart or convey or cause
2 to be imparted or conveyed any false information,
3 knowing or having reasonable cause to believe such
4 information to be false, concerning the presence of any
5 bomb or other explosive device in, at, on, near, under
6 or against any dwelling house, structure, improvement,
7 building, bridge, motor vehicle, vessel, boat, railroad
8 car, airplane or other place, or concerning an attempt
9 or alleged attempt being made or to be made to so place
10 or explode any such bomb or other explosive device,
11 shall be guilty of a misdemeanor, and, upon conviction
12 thereof, shall be punished by a fine of not less than one
13 hundred dollars nor more than one thousand dollars, or
14 by confinement in the county jail for not more than one
15 year, or both.

16 (b) Any person violating any provision of subsection
17 (a) of this section shall, for the second or any subsequent
18 offense under this section, be guilty of a felony, and,
19 upon conviction thereof, shall be punished by a fine of
20 not less than one hundred dollars nor more than one
21 thousand dollars, or by imprisonment in the state
22 penitentiary for not less than one year nor more than
23 five years, or both, or, in the discretion of the court, shall
24 be punished by a fine of not less than one hundred
25 dollars nor more than one thousand dollars and by
26 confinement in the county jail for not more than one
27 year.

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

Brian O. Wilson

Chairman Senate Committee

Bernard V. Kelly

Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

Todd C. Stahl

Clerk of the Senate

Donald L. Hoop

Clerk of the House of Delegates

Sam Tomblin

President of the Senate

W. K. Ralston

Speaker of the House of Delegates

The within *approved* this the *8th*
day of *March*, 1988.

Arch A. Moore

Governor

PRESENTED TO THE
GOVERNOR

Date 3/2/88

Time 5:06 p.m.

RECEIVED

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OFFICE OF THE SECRETARY OF STATE