WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1994

ENROLLED

SENATE BILL NO. 37

(By Senator Plymell, et al.)

PASSED March 10, 1994
In Effect 90 days from Passage
ENROLLED

Senate Bill No. 37

(BY SENATORS PLYMALE, WAGNER, ANDERSON, DITTMAR, GRUBB, HOLLIADAY, MACNAUGHTAN, MILLER, ROSS, WIEDEBUSCH AND YODER)

[Passed March 10, 1994; in effect ninety days from passage.]

AN ACT to amend article seven, chapter sixty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section twelve, relating to crimes against the person; creating felony offense involving wanton endangerment with a firearm; definition; and criminal penalties.

Be it enacted by the Legislature of West Virginia:

That article seven, chapter sixty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section twelve, to read as follows:

ARTICLE 7. DANGEROUS WEAPONS.

§61-7-12. Wanton endangerment involving a firearm.

1 Any person who wantonly performs any act with a firearm which creates a substantial risk of death or serious bodily injury to another shall be guilty of a
felony, and, upon conviction thereof, shall be confined in the penitentiary for a definite term of years of not less than one year nor more than five years, or, in the discretion of the court, confined in the county jail for not more than one year, or fined not less than two hundred fifty dollars nor more than two thousand five hundred dollars, or both.

For purposes of this section, the term “firearm” shall have the same meaning ascribed to such term as set forth in section two of this article.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Ernest C. Moore
Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within .............. this the ..................

day of March ........................., 1994.

Governor