

SB 05-74

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STATE OF WEST VIRGINIA

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1995



ENROLLED

SENATE BILL NO. 574

(By Senator WOOTEN, ET AL)



PASSED MARCH 11 1995

In Effect 90 DAYS FROM Passage

ENROLLED

Senate Bill No. 574

(BY SENATORS WOOTON, BOWMAN, DITTMAR, BUCKALEW,
WHITE, WAGNER, ANDERSON, DEEM, SCOTT, ROSS,
MILLER AND OLIVERIO)

[Passed March 11, 1995; in effect ninety days from passage.]

AN ACT to amend article three, 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 twenty-four-d, relating to fraudulent schemes; cumulation of amounts where common scheme exists; and penalties.

Be it enacted by the Legislature of West Virginia:

That article three, 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 twenty-four-d, to read as follows:

ARTICLE 3. CRIMES AGAINST PROPERTY.

§61-3-24d. Fraudulent schemes; cumulation of amounts where common scheme exists; penalties.

- 1 (a) Any person who willfully deprives another of any
- 2 money, goods, property or services by means of fraudu-
- 3 lent pretenses, representations or promises shall be
- 4 guilty of the larceny thereof.

5 (b) In determining the value of the money, goods,
6 property or services referred to in subsection (a) of this
7 section, it shall be permissible to cumulate amounts or
8 values where such money, goods, property or services
9 were fraudulently obtained as part of a common scheme
10 or plan.

11 (c) A violation of law may be prosecuted under this
12 section notwithstanding any other provision of this code.

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

Rudy Schoonover
.....
Chairman Senate Committee

Ernest C Moore
.....
Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.)

Carroll Edgema
.....
Clerk of the Senate

Donald J Neff
.....
Clerk of the House of Delegates

Earl Ray Tomblin
.....
President of the Senate

Paul C. Cahan
.....
Speaker House of Delegates

The within *is approved* this the *24th*
day of *March*, 1995.

Gaston Caperton
.....
Governor

PRESENTED TO THE

GOVERNOR

Date 3/23/95

Time 4:00 pm