

WEST VIRGINIA LEGISLATURE

2024 REGULAR SESSION

Enrolled

Committee Substitute

for

Senate Bill 578

BY SENATORS TRUMP, WOELFEL, AND DEEDS

[Passed March 9, 2024; in effect 90 days from
passage (June 7, 2024)]

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

2024 MAR 27 A 11:01

FILED

SB 578

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1 AN ACT to amend and reenact §61-3-11 of the Code of West Virginia, 1931, as amended, relating
2 to clarifying that the offense of burglary involves a dwelling or outbuilding belonging to
3 another; clarifying what constitutes a dwelling of another; and establishing criminal
4 penalties.

Be it enacted by the Legislature of West Virginia:

ARTICLE 3. CRIMES AGAINST PROPERTY.

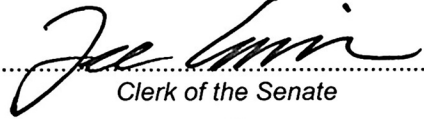
§61-3-11. Burglary; entry of dwelling or outhouse; criminal penalties.

1 (a) Any person who breaks and enters, or enters without breaking, a dwelling house of
2 another or outbuilding adjoining the dwelling with the intent to commit a violation of the criminal
3 laws of this state is guilty of a felony and, upon conviction thereof, shall be imprisoned in a state
4 correctional facility for not less than one nor more than 15 years.

5 (b) The term "dwelling house", as used in subsection (a) of this section, includes, but is
6 not limited to, a mobile home, house trailer, modular home, factory-built home, or self-propelled
7 motor home, used as a dwelling regularly or only from time to time, or any other nonmotorized
8 vehicle primarily designed for human habitation and occupancy and used as a dwelling regularly
9 or only from time to time.

10 (c) For purposes of this section, a dwelling or adjoining outbuilding is considered to be
11 that of another if the person breaking and entering, or entering without breaking, knows that he
12 or she is prohibited from being there.

The Clerk of the Senate and the Clerk of the House of Delegates hereby certify that the foregoing bill is correctly enrolled.


Clerk of the Senate



Clerk of the House of Delegates

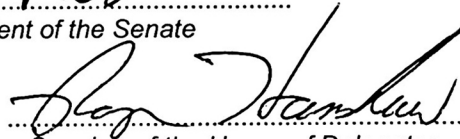
2024 MAR 27 A 11:01
OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

FILED

Originated in the Senate.

In effect 90 days from passage.


President of the Senate


Speaker of the House of Delegates

The within is appeared this the 27th
Day of March, 2024.


Governor

PRESENTED TO THE GOVERNOR

MAR 19 2024

Time 3:20 p.m.