

FILED

2004 APR -2 P 4: 59

OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

SECOND REGULAR SESSION, 2004

ENROLLED

COMMITTEE SUBSTITUTE
FOR
House Bill No. 4388

(By Delegates Morgan, Craig, Leach,
Stemple, Varner, Kominar and Smirl)

Passed March 13, 2004

In Effect Ninety Days from Passage

FILED

2004 APR -2 P 5:00

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FOR

H. B. 4388

(BY DELEGATES MORGAN, CRAIG, LEACH,
STEMPLE, VARNER, KOMINAR AND SMIRL)

[Passed March 13, 2004; in effect ninety days from passage.]

AN ACT to amend the code of West Virginia, 1931, as amended, by adding thereto a new section, designated §61-3-56, relating to creating the criminal offense of possession of fraudulently obtained or counterfeit sales receipts or universal product codes or devices to produce counterfeit sales receipts or universal product codes with the intent to cheat or defraud; creating new felony offense for such illegal activity; and establishing penalties.

Be it enacted by the Legislature of West Virginia:

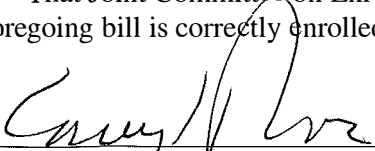
That the code of West Virginia, 1931, as amended, be amended by adding thereto a new section, designated §61-3-56, to read as follows:

ARTICLE 3. CRIMES AGAINST PROPERTY.

§61-3-56. Possession of bogus receipts or universal product codes with intent to defraud; penalties.

1 Any person who, with intent to defraud, possesses fifteen
2 or more fraudulently obtained or counterfeit sales receipts or
3 fraudulently obtained or counterfeit universal product codes, or
4 possesses a device the purpose of which is to manufacture
5 counterfeit retail sales receipts or counterfeit universal product
6 code labels, is guilty of a felony and, upon conviction thereof,
7 shall be fined not less than five hundred dollars nor more than
8 five thousand dollars or imprisoned in a state correctional
9 facility not less than one year nor more than three years, or
10 both.


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

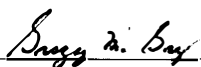

Chairman Senate Committee

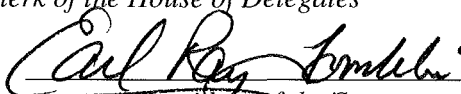

Chairman House Committee

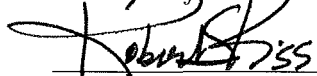
Originating in the House.

In effect ninety days from passage.

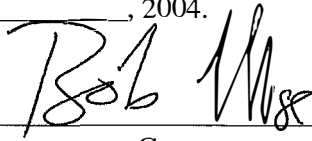

Clerk of the Senate


Clerk of the House of Delegates


President of the Senate


Speaker of the House of Delegates

The within is approved this the 2nd
day of April, 2004.


Governor

PRESENTED TO THE
GOVERNOR

DATE 3/26/04
TIME 3:30pm