

1 COMMITTEE SUBSTITUTE

2 for

3 **H. B. 4506**

4  
5 (By Delegates Lane, C. Miller, Savilla, Nelson,  
6 Armstead and Sobonya)

7 (Originating in the Committee on the Judiciary)

8 [February 24, 2012]

9  
10 A BILL to amend the Code of West Virginia, 1931, as amended, by  
11 adding thereto a new section, designated §3-9-14, relating to  
12 absentee ballot fraud and providing felony criminal penalties.

13 *Be it enacted by the Legislature of West Virginia:*

14 That the Code of West Virginia, 1931, as amended, be amended  
15 by adding thereto a new section, designated §3-9-14, to read as  
16 follows:

17 **ARTICLE 9. OFFENSES AND PENALTIES.**

18 **§3-9-14. Absentee ballot fraud; intimidation of voters;**  
19 **penalties.**

20 Any person who, with the intent to commit fraud, obtains,  
21 removes, completes or disseminates an absentee ballot or  
22 intimidates an absentee voter, is guilty of a felony and, upon  
23 conviction thereof, shall be fined not less than \$10,000 nor more  
24 than \$20,000 or imprisoned in a state correctional facility not  
25 less than one nor more than five years, or both fined and  
26 imprisoned.

1        For the purposes of this section, each ballot obtained shall  
2 be considered a separate offense.