

COMMITTEE SUBSTITUTE

FOR

H. B. 4506

(BY DELEGATES LANE, C. MILLER, SAVILLA, NELSON,
ARMSTEAD AND SOBONYA)

(Originating in the Committee on the Judiciary)
[February 24, 2012]

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

ARTICLE 9. OFFENSES AND PENALTIES.

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

- 1 Any person who, with the intent to commit fraud, obtains,
- 2 removes, completes or disseminates an absentee ballot or

3 intimidates an absentee voter, is guilty of a felony and, upon
4 conviction thereof, shall be fined not less than \$10,000 nor
5 more than \$20,000 or imprisoned in a state correctional
6 facility not less than one nor more than five years, or both
7 fined and imprisoned.

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