

H. B. 2828

(By Delegates Hunt, Barill, Moore, Paxton, Faircloth, Kump, P. Smith, Lane, Overington, Ferro and Pino)

[Introduced March 5, 2013; referred to the Committee on the Judiciary then Finance.]

**FISCAL
NOTE**

A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §61-2-9d, relating to the crime of soliciting or attempting to solicit a child into a motor vehicle near a school; and providing a felony criminal penalty.

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 §61-2-9d, to read as follows:

ARTICLE 2. CRIMES AGAINST THE PERSON.

§61-2-9d. Soliciting, etc. a child near a school; penalty.

Any person who solicits, entices, seduces or lures, or attempts to solicit, entice, seduce or lure a minor sixteen years of age or younger into a motor vehicle within one thousand feet of a school for any illegal or illicit purpose is guilty of a felony and, upon conviction thereof, shall be fined not more than \$5,000

1 or imprisoned in a state correctional facility not less than two
2 nor more than ten years, or both imprisoned and fined.

NOTE: The purpose of this bill is to create the crime of soliciting or attempting to solicit a child into a motor vehicle near a school for any illegal or illicit purpose. The bill also provides a felony criminal penalty.

This section is new; therefore, it has been completely underscored.