

# WEST VIRGINIA LEGISLATURE

## 2022 REGULAR SESSION

Introduced

### House Bill 4734

FISCAL  
NOTE

BY DELEGATES HAYNES, PINSON, FERRELL, MALLOW,  
HOLSTEIN, HONAKER, LONGANACRE, TONEY, LOVEJOY,  
BOGGS, AND ROWAN

[Introduced February 15, 2022; Referred to the Committee  
on the Judiciary]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,  
2 designated §61-1-10, relating to creating the misdemeanor criminal offense of filing a false  
3 complaint against a law-enforcement official; and providing a penalty.

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

**ARTICLE 1. CRIMES AGAINST THE GOVERNMENT.**

**§61-1-10. Filing false complaint against law-enforcement official; penalty.**

1 Any person who knowingly files a false complaint against a law-enforcement officer or law-  
2 enforcement official that results in an investigation, is guilty of a misdemeanor and, upon  
3 conviction thereof, shall be fined not less than \$100 nor more than \$1,000, or confined in jail for  
4 not more than six months, or both fined and confined.

NOTE: The purpose of this bill is to create a misdemeanor criminal offense of filing a false complaint against a law-enforcement official.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.