

WEST VIRGINIA LEGISLATURE

2023 REGULAR SESSION

Introduced

Senate Bill 154

FISCAL

NOTE

By Senators Hamilton, Deeds, and Stuart

[Introduced January 12, 2023; referred
to the Committee on the Judiciary; and then to the
Committee on Finance]

21 imprisoned in a state correctional facility for a definite term of years of not less than three years nor
22 more than 10 years, or both fined and imprisoned, except that where the person committing an
23 offense punishable under this subsection is other than a natural person, the person shall be fined
24 not more than \$250,000.

25 ~~(e)~~ (f) Any person who knowingly solicits, persuades, encourages or entices a licensed
26 dealer or private seller of firearms or ammunition to transfer a firearm or ammunition under
27 circumstances which the person knows would violate the laws of this state or the United States is
28 guilty of a felony. Any person who willfully procures another to engage in conduct prohibited by this
29 subsection shall be punished as a principal. This subsection does not apply to a law-enforcement
30 officer acting in his or her official capacity. Any person who violates the provisions of this
31 subsection is guilty of a felony and, upon conviction thereof, shall be fined not more than \$5,000,
32 imprisoned in a state correctional facility for a definite term or not less than one year nor more than
33 five years, or both fined and imprisoned.

NOTE: The purpose of this bill is to penalize removing a serial number from a firearm and to penalize being in possession of a firearm with the serial number removed.

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