

WEST VIRGINIA LEGISLATURE

2024 REGULAR SESSION

Introduced

House Bill 5307

By Delegates Steele and Hanshaw (Mr. Speaker)

[Introduced January 29, 2024; Referred to the
Committee on the Judiciary]

1 A BILL to amend and reenact §61-3-13 of the code of West Virginia Code, 1931, as amended,
 2 relating to the criminal offenses of larceny; reforming the monetary amounts constituting
 3 petit larceny and grand larceny; modifying the criminal penalties upon conviction of the
 4 offense of grand larceny by eliminating the alternative sentencing of one year and
 5 increasing the maximum fine, and creating a new criminal offense of aggravated grand
 6 larceny and establishing criminal penalties upon conviction thereof.

Be it enacted by the Legislature of West Virginia:

ARTICLE 3. CRIMES AGAINST PROPERTY.

§61-3-13. Grand and Petit, grand and aggravated grand larceny distinguished; penalties.

1 (a) If a person commits simple larceny of goods or chattels of the value of \$1000 \$2,500
 2 or more, such person is guilty of a felony, designated grand larceny, and, upon conviction
 3 thereof, shall be imprisoned in the penitentiary not less than one nor more than ten years, ~~or, in~~
 4 ~~the discretion of the court, be confined in jail not more than one year and shall be and, in the~~
 5 discretion of the court, fined not more than ~~\$2500~~ \$10,000.

6 (b) If a person commits simple larceny of goods or chattels of the value of less than \$1,000
 7 \$2,500, such person is guilty of a misdemeanor, designated petit larceny, and, upon conviction
 8 thereof, shall be confined in jail for a term not to exceed one year or fined not to exceed \$2,500, or
 9 both, in the discretion of the court.

10 (c) If a person commits simple larceny of goods or chattels of the value of \$25,000 or more,
 11 such person is guilty of a felony, designated aggravated grand larceny, and, upon conviction
 12 thereof, shall be imprisoned in the penitentiary not less than three years nor more than 15 years,
 13 and, in the discretion of the court, fined not more than \$100,000.

NOTE: The purpose of this bill is to reform the monetary amounts constituting petit larceny and grand larceny; increases the criminal penalties upon conviction of the offense of grand larceny, creates a new criminal offense of aggravated grand larceny and establishes criminal penalties upon conviction thereof.

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