

WEST VIRGINIA LEGISLATURE

2025 REGULAR SESSION

Introduced

House Bill 2194

FISCAL
NOTE

By Delegate Steele

[Introduced February 12, 2025; referred to the
Committee on the Judiciary]

- 19 (iv) Poisoning;
- 20 (v) Deprivation of water and food;
- 21 (vi) Serious burns or scalding; or
- 22 (vii) Severe cuts, fractures, life threatening or multiple puncture wounds.
- 23 "Severe mental pain or suffering" means a mental injury that results in a substantial
- 24 alteration of mental functioning that is manifested in a visibly demonstrable manner caused by or
- 25 resulting from any of the following:
- 26 (A) The intentional infliction or threatened infliction of great bodily injury;
- 27 (B) The administration or application, or threatened administration or application, of mind-
- 28 altering substances or other procedures calculated to disrupt the senses or the personality;
- 29 (C) The threat of imminent death; or
- 30 (D) The threat that another person will imminently be subjected to death, great bodily
- 31 injury, or the administration or application of mind-altering substances or other procedures
- 32 calculated to disrupt the senses or personality.
- 33 (c) Proof that a victim suffered pain is not an element of the crime under this section.
- 34 (d) A conviction or sentence under this section does not preclude a conviction or sentence
- 35 for a violation of any other law of this state arising from the same transaction.

NOTE: The purpose of this bill is to establish the crime of torture. The bill establishes criminal penalties. The bill defines terms.

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