

bill to establish a statute of limitations for felony weapons
offenses

1
2
3
4
5
6
7
8
9
10

[Effective from passage]

11 A BILL to amend article seven, chapter sixty-one of the code of
12 West Virginia, 1931, as amended, by adding thereto a new
13 section, designated §61-7-13, relating to establishing a
14 statute of limitations for felony violations of the
15 article.

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

17 That article seven, chapter sixty-one of the code of West
18 Virginia, 1931, as amended, be amended by adding thereto a new
19 section, designated §61-7-13, to read as follows:

20 **ARTICLE 7. DANGEROUS WEAPONS.**

21 **§61-7-13. Statute of limitations.**

22 A prosecution for committing any felony under this article
23 other than a felony under §61-7-12 or §61-7-15 shall be
24 commenced within three years next after the offense was

1 committed. A prosecution not commenced within the time required
2 by this section is barred. This section applies to crimes
3 committed both before and after the effective date of this
4 section.

NOTE: The purpose of this bill is to establish a statute of limitations for felony weapons offenses other than wanton endangerment involving the use of a firearm and wearing body armor during the commission of a felony crime of violence.

§61-7-13 is new; therefore, strike-throughs and underscoring have been omitted.

This bill was proposed by Jim Mullins <jmullins@wvcdl.org>