

002335216

**HOUSE BILL NO. 157**

Offered January 12, 2000

*A BILL to amend and reenact § 18.2-248.01 of the Code of Virginia, relating to the transportation of controlled substances; penalty.*

Patrons—Harris, Albo, Black, Blevins, Bolvin, Broman, Bryant, Byron, Callahan, Cantor, Cox, Davis, Devolites, Drake, Hamilton, Hargrove, Howell, Ingram, Jones, S.C., Kilgore, Landes, Larrabee, Louderback, McDonnell, McQuigg, Morgan, Parrish, Purkey, Sherwood, Suit, Tata, Wagner, Wardrup and Weatherholtz

Referred to Committee for Courts of Justice

**Be it enacted by the General Assembly of Virginia:**

**1. That § 18.2-248.01 of the Code of Virginia is amended and reenacted as follows:**

§ 18.2-248.01. Transporting controlled substances into the Commonwealth; penalty.

Except as authorized in the Drug Control Act (§ 54.1-3400 et seq.) it is unlawful for any person to transport by any means one ounce or more of cocaine, coca leaves or any salt, compound, derivative or preparation thereof as described in Schedule II of the Drug Control Act or any other Schedule I or II controlled substance or five or more pounds of marijuana into the Commonwealth with intent to sell or distribute such substance. A violation of this section shall constitute a separate and distinct felony. Upon conviction, the person shall be sentenced to not less than five years nor more than forty years imprisonment, *three years of which shall be a minimum, mandatory term of imprisonment*, and a fine not to exceed ~~\$500,000~~ \$1,000,000. *The minimum, mandatory term of imprisonment shall not be suspended in whole or in part and shall be served consecutively with any other sentence.*

**2. That the provisions of this act may result in a net increase in periods of imprisonment in state correctional facilities. Pursuant to § 30-19.1:4, the estimated amount of the necessary appropriation is \$532,500 in FY 2003.**

INTRODUCED

HB157