

2001 SESSION

INTRODUCED

019561872

HOUSE BILL NO. 2631

Offered January 10, 2001

A BILL to amend and reenact § 18.2-64.1 of the Code of Virginia, relating to carnal knowledge of certain minors.

Patron—O'Brien

Referred to Committee for Courts of Justice

Be it enacted by the General Assembly of Virginia:

1. That § 18.2-64.1 of the Code of Virginia is amended and reenacted as follows:

§ 18.2-64.1. Carnal knowledge of certain minors.

If any person providing services, ~~paid or unpaid,~~ to juveniles as an employee or contractual employee of, or a volunteer with, a state or local detention facility, the Department of Juvenile Justice, a state or local court services unit, or any facility mentioned in § 16.1-249 to any persons under the purview of the Juvenile and Domestic Relations District Court Law, or to juveniles persons who have been committed to the custody of the State Department of Juvenile Justice, carnally knows, without the use of force, any ~~minor~~person fifteen years of age or older, when such ~~minor~~person is confined or detained in jail, is detained in any facility mentioned in § 16.1-249, or has been committed to the custody of the Department of Juvenile Justice pursuant to § 16.1-278.8, knowing or having good reason to believe that (i) such ~~minor~~person is in such confinement or detention status, (ii) such ~~minor~~person is a ward of the Department of Juvenile Justice, or (iii) such ~~minor~~person is on probation, furlough, or leave from or has escaped or absconded from such confinement, detention, or custody, he shall be guilty of a Class 6 felony.

For the purposes of this section, "carnal knowledge" includes the acts of sexual intercourse, cunnilingus, fellatio, anallingus, anal intercourse, and animate and inanimate object sexual penetration.

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 \$0.

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