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HOUSE BILL NO. 369

House Amendments in [] — February 5, 2002

A BILL to amend and reenact § 18.2-460 of the Code of Virginia, relating to obstructing justice by giving a false statement to a law-enforcement officer.

Patron Prior to Engrossment—Delegate Cosgrove

Referred to Committee on Militia, Police and Public Safety**Be it enacted by the General Assembly of Virginia:****1. That § 18.2-460 of the Code of Virginia is amended and reenacted as follows:**

§ 18.2-460. Obstructing justice.

A. If any person without just cause knowingly obstructs a judge, magistrate, justice, juror, attorney for the Commonwealth, witness or any law-enforcement officer in the performance of his duties as such or fails or refuses without just cause to cease such obstruction when requested to do so by such judge, magistrate, justice, juror, attorney for the Commonwealth, witness, or law-enforcement officer, he shall be guilty of a Class 2 misdemeanor.

B. If any person, by threats or force, knowingly attempts to intimidate or impede a judge, magistrate, justice, juror, attorney for the Commonwealth, witness, or any law-enforcement officer, lawfully engaged in his duties as such, or to obstruct or impede the administration of justice in any court, he shall be deemed to be guilty of a Class 1 misdemeanor.

C. If any person by threats of bodily harm or force knowingly attempts to intimidate or impede a judge, magistrate, justice, juror, witness, or any law-enforcement officer, lawfully engaged in the discharge of his duty, or to obstruct or impede the administration of justice in any court relating to a violation of or conspiracy to violate § 18.2-248 or § 18.2-248.1 (a) (3), (b) or (c), or relating to the violation of or conspiracy to violate any violent felony offense listed in subsection C of § 17.1-805, he shall be guilty of a Class 5 felony.

D. Any person who knowingly and willfully makes any materially false, fictitious or fraudulent statement or representation to a law-enforcement officer who is in the course of conducting a criminal investigation is guilty of a Class 2 misdemeanor. [This subsection shall only apply if the person charged under this section volunteers the information to the investigating officer.]

ENGROSSED

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