

2002 SESSION

INTRODUCED

025900890

HOUSE BILL NO. 979

Offered January 9, 2002

Prefiled January 9, 2002

A BILL to amend and reenact § 18.2-83 of the Code of Virginia, relating to threats to release infectious biological or chemical substances; penalty.

Patrons—Pollard, Bland and Scott

Referred to Committee for Courts of Justice

Be it enacted by the General Assembly of Virginia:

1. That § 18.2-83 of the Code of Virginia is amended and reenacted as follows:

§ 18.2-83. Threats to bomb or damage buildings or means of transportation; false information as to danger to such buildings, etc.; threats to release biological or chemical substances; penalty; venue.

A. Any person *who* (a) ~~who~~ makes and communicates to another by any means any threat to bomb, burn, destroy or in any manner damage any place of assembly, building or other structure, or any means of transportation, ~~or~~ (b) ~~who~~ communicates to another, by any means, information, knowing the same to be false, as to the existence of any peril of bombing, burning, destruction or damage to any such place of assembly, building or other structure, or any means of transportation; ~~shall be or~~ (iii) *threatens injury to the person or property of another by the use of (a) an infectious biological substance, as defined in § 18.2-52.1, (b) a chemical substance or (c) any radioactive material, is guilty of a Class 5 felony; provided, however, that if such person be under fifteen years of age, he shall be guilty of a Class 4 misdemeanor.*

B. A violation of this section may be prosecuted either in the jurisdiction from which the communication was made or in the jurisdiction where the communication was received.

2. That the provisions of this act may result in a net increase in periods of imprisonment or commitment. Pursuant to § 30-19.1:4, the estimated amount of the necessary appropriation cannot be determined for periods of imprisonment in state adult correctional facilities and is \$50,910.60 for periods of commitment to the custody of the Department of Juvenile Justice.

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