

2004 SESSION

INTRODUCED

041108134

HOUSE BILL NO. 1244

Offered January 14, 2004

Prefiled January 14, 2004

*A BILL to amend and reenact § 18.2-52 of the Code of Virginia, relating to malicious bodily injury; penalty.*

Patrons—Griffith, Albo and Kilgore; Senators: Norment and Stolle

Referred to Committee for Courts of Justice

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

**1. That § 18.2-52 of the Code of Virginia is amended and reenacted as follows:**

§ 18.2-52. Malicious bodily injury by means of any caustic substance or agent or use of any explosive or fire; penalty.

If any person maliciously causes any other person bodily injury by means of any acid, lye or other caustic substance or agent *or by means of an infectious biological substance or radiological agent* or use of any explosive or fire, he shall be guilty of a felony and shall be punished by confinement in a state correctional facility for a period of not less than five years nor more than thirty years. If such act is done unlawfully but not maliciously, the offender shall be guilty of a Class 6 felony. *The definitions in § 18.2-52.1 shall apply to this section.*

**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 is \$0 for periods of imprisonment in state adult correctional facilities and is \$0 for periods of commitment to the custody of the Department of Juvenile Justice.**

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