

2004 SESSION

INTRODUCED

047667204

HOUSE BILL NO. 126

Offered January 14, 2004

Prefiled December 23, 2003

A BILL to amend and reenact § 18.2-436 of the Code of Virginia, relating to inducing another to give false testimony; penalty.

Patron—Albo

Referred to Committee for Courts of Justice

Be it enacted by the General Assembly of Virginia:

1. That § 18.2-436 of the Code of Virginia is amended and reenacted as follows:

§ 18.2-436. Inducing another to give false testimony; sufficiency of evidence.

A. If any person, *either within or without this Commonwealth*, procure or induce another to commit perjury or to give false testimony under oath, *within this Commonwealth*, in violation of any provision of this article, he shall be punished as prescribed in § 18.2-434.

B. *If any person within this Commonwealth, procure or induce another to commit perjury or to give false testimony under oath, either within or without this Commonwealth, in violation of any provision of this article, he shall be punished as prescribed in § 18.2-434.*

C. In any prosecution under this section, it shall be sufficient to prove that the person alleged to have given false testimony shall have been procured, induced, counselled or advised to give such testimony by the party charged.

D. *Venue for the trial of any person accused under this section shall be in the city or county in which the perjury or false testimony was to be given or in the city or county where any act was done in furtherance of the procurement or inducement.*

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 \$0 for periods of commitment to the custody of the Department of Juvenile Justice.

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