

2004 SESSION

HOUSE SUBSTITUTE

040036412

HOUSE BILL NO. 250

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the House Committee for Appropriations
on February 13, 2004)

(Patron Prior to Substitute—Delegate McQuigg)

A BILL to amend and reenact § 46.2-868 of the Code of Virginia, relating to reckless driving; penalties.

Be it enacted by the General Assembly of Virginia:

1. That § 46.2-868 of the Code of Virginia is amended and reenacted as follows:

§ 46.2-868. Reckless driving; penalties.

A. Every person convicted of reckless driving under the provisions of this article shall be guilty of a Class 1 misdemeanor.

B. Every person convicted of reckless driving under the provisions of this article who, when he committed the offense, (i) was driving without a valid operator's license due to a suspension or revocation for a moving violation and, (ii) as a result of his reckless driving, caused the death of another, is guilty of a Class 6 felony.

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 _____ for periods of imprisonment in state adult correctional facilities and _____ for periods of commitment to the custody of the Department of Juvenile Justice.

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