

2004 SESSION

INTRODUCED

041318276

HOUSE BILL NO. 66

Offered January 14, 2004

Prefiled December 11, 2003

A BILL to amend and reenact § 18.2-174 of the Code of Virginia, relating to impersonating a police officer; penalty.

Patrons—Cosgrove and Athey

Referred to Committee for Courts of Justice

Be it enacted by the General Assembly of Virginia:

1. That § 18.2-174 of the Code of Virginia is amended and reenacted as follows:

§ 18.2-174. Impersonating officer.

A. Any person who ~~shall falsely assume or exercise~~ *falsely assumes or exercises* the functions, powers, duties and privileges incident to the office of sheriff, police officer, marshal, or other peace officer, or who ~~shall falsely assume or pretend~~ *falsely assumes or pretends* to be any such officer, ~~shall be deemed~~ *is* guilty of a Class 1 misdemeanor.

B. Any person who commits a felony set forth in Chapter 4 (§ 18.2-30 et seq.) of this title while impersonating an officer in violation of subsection A is guilty of a Class 6 felony. Punishment shall be separate and apart from any punishment received for the commission of the primary 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 \$4,435 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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