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SENATE BILL NO. 284

Senate Amendments in [] - February 9, 2006

A BILL to amend and reenact § 18.2-152.3 of the Code of Virginia, relating to computer fraud; penalty.

Patron Prior to Engrossment—Senator Norment

Referred to Committee for Courts of Justice

Be it enacted by the General Assembly of Virginia:

1. That § 18.2-152.3 of the Code of Virginia is amended and reenacted as follows:

§ 18.2-152.3. Computer fraud; penalty.

Any person who uses a computer or computer network, ~~without authority~~ and:

1. Obtains property or services by false pretenses;

2. Embezzles or commits larceny; or

3. [~~Converts~~ *Who without authority* converts] the property of another;
is guilty of the crime of computer fraud.

If the value of the property or services obtained is \$200 or more, the crime of computer fraud shall be punishable as a Class 5 felony. Where the value of the property or services obtained is less than \$200, the crime of computer fraud shall be punishable as a Class 1 misdemeanor.

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

ENGROSSED

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