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HOUSE BILL NO. 118

Offered January 11, 2012

Prefiled January 3, 2012

A BILL to amend and reenact § 29.1-740 of the Code of Virginia, relating to property damage of \$2,000 or more resulting from a vessel accident; penalty.

Patron—Edmunds

Referred to Committee on Agriculture, Chesapeake and Natural Resources

Be it enacted by the General Assembly of Virginia:**1. That § 29.1-740 of the Code of Virginia is amended and reenacted as follows:**

§ 29.1-740. Duty to stop and render assistance; penalties for violations.

It shall be the duty of every operator of a vessel involved in a collision to stop and render assistance as required by § 29.1-739. ~~If any~~ Any person *who* knowingly fails to comply with the provisions of § 29.1-739 when the collision, accident or other casualty results in serious bodily injury to, or the death of, any person, he ~~shall be~~ *is* guilty of a Class 6 felony. ~~If any~~ Any person *who* knowingly fails to comply with the provisions of § 29.1-739, when the collision, accident or other casualty results only in damage to property, ~~he shall be~~ *is* guilty of a *Class 6 felony if the damage is \$2,000 or more or a Class 1 misdemeanor if the damage is less than \$2,000.* However, if the vessel struck is unattended and the damage is less than ~~fifty dollars~~ \$50, such person shall be punished only by a fine not exceeding ~~fifty dollars~~ \$50.

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; therefore, Chapter 890 of the Acts of Assembly of 2011 requires the Virginia Criminal Sentencing Commission to assign a minimum fiscal impact of \$50,000. Pursuant to § 30-19.1:4, the estimated amount of the necessary appropriation cannot be determined for periods of commitment to the custody of the Department of Juvenile Justice.

INTRODUCED

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