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HOUSE BILL NO. 2040

Offered January 14, 2015

Prefiled January 14, 2015

A BILL to amend and reenact §§ 9.1-902, 18.2-46.1, 18.2-355, 18.2-356, 18.2-357, 18.2-513, 19.2-215.1, and 19.2-386.35 of the Code of Virginia and to amend the Code of Virginia by adding sections numbered 18.2-357.1 and 18.2-357.2, relating to prostitution; procuring; receiving money; pandering; recruitment; conspiracy; Sex Offender and Crimes Against Minors Registry; penalty.

Patrons—Bell, Robert B., Yancey, Rust and Simon

Referred to Committee for Courts of Justice

Be it enacted by the General Assembly of Virginia:

1. That §§ 9.1-902, 18.2-46.1, 18.2-355, 18.2-356, 18.2-357, 18.2-513, 19.2-215.1, and 19.2-386.35 of the Code of Virginia are amended and reenacted and that the Code of Virginia is amended by adding sections numbered 18.2-357.1 and 18.2-357.2 as follows:

§ 9.1-902. Offenses requiring registration.

A. For purposes of this chapter:

"Offense for which registration is required" includes:

1. Any offense listed in subsection B;

2. Criminal homicide;

3. Murder;

4. A sexually violent offense;

5. Any offense similar to those listed in subdivisions 1 through 4 under the laws of any foreign country or any political subdivision thereof, the United States or any political subdivision thereof; and

6. Any offense for which registration in a sex offender and crimes against minors registry is required under the laws of the jurisdiction where the offender was convicted.

B. The offenses included under this subsection include any violation of, attempted violation of, or conspiracy to violate:

1. § 18.2-63; unless registration is required pursuant to subdivision E 1; § 18.2-64.1; former § 18.2-67.2:1; § 18.2-90 with the intent to commit rape; former § 18.1-88 with the intent to commit rape; any felony violation of § 18.2-346; any violation of subdivision (4) of § 18.2-355; any violation of § 18.2-356 or 18.2-357 involving a minor; subsection B or D of § 18.2-357.1; subsection B or C of § 18.2-374.1:1; former subsection D of § 18.2-374.1:1 as it was in effect from July 1, 1994, through June 30, 2007; former clause (iv) of subsection B of § 18.2-374.3 as it was in effect on June 30, 2007; or subsection B, C, or D of § 18.2-374.3; or a third or subsequent conviction of (i) § 18.2-67.4, (ii) § 18.2-67.4:2, (iii) subsection C of § 18.2-67.5, or (iv) § 18.2-386.1.

If the offense was committed on or after July 1, 2006, § 18.2-91 with the intent to commit any felony offense listed in this section; subsection A of § 18.2-374.1:1; or a felony under § 18.2-67.5:1.

2. Where the victim is a minor or is physically helpless or mentally incapacitated as defined in § 18.2-67.10, subsection A of § 18.2-47, clause (i) of § 18.2-48, § 18.2-67.4, subsection C of § 18.2-67.5, § 18.2-361, § 18.2-366, or a felony violation of former § 18.1-191.

3. § 18.2-370.6.

C. "Criminal homicide" means a homicide in conjunction with a violation of, attempted violation of, or conspiracy to violate clause (i) of § 18.2-371 or § 18.2-371.1, when the offenses arise out of the same incident.

D. "Murder" means a violation of, attempted violation of, or conspiracy to violate § 18.2-31 or § 18.2-32 where the victim is (i) under 15 years of age or (ii) where the victim is at least 15 years of age but under 18 years of age and the murder is related to an offense listed in this section or a violation of former § 18.1-21 where the victim is (a) under 15 years of age or (b) at least 15 years of age but under 18 years of age and the murder is related to an offense listed in this section.

E. "Sexually violent offense" means a violation of, attempted violation of, or conspiracy to violate:

1. Clause (ii) and (iii) of § 18.2-48, former § 18.1-38 with the intent to defile or, for the purpose of concubinage or prostitution, a felony violation of subdivision (2) or (3) of former § 18.1-39 that involves assisting or aiding in such an abduction, § 18.2-61, former § 18.1-44 when such act is accomplished against the complaining witness's will, by force, or through the use of the complaining witness's mental incapacity or physical helplessness, or if the victim is under 13 years of age, subsection A of § 18.2-63 where the perpetrator is more than five years older than the victim, § 18.2-67.1, § 18.2-67.2, § 18.2-67.3, former § 18.1-215 when the complaining witness is under 13 years of age, § 18.2-67.4

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HB2040

59 where the perpetrator is 18 years of age or older and the victim is under the age of six, subsections A
60 and B of § 18.2-67.5, § 18.2-370, subdivision (1), (2), or (4) of former § 18.1-213, former § 18.1-214, or
61 § 18.2-370.1 or § 18.2-374.1; or

62 2. § 18.2-63, § 18.2-64.1, former § 18.2-67.2:1, § 18.2-90 with the intent to commit rape or, where
63 the victim is a minor or is physically helpless or mentally incapacitated as defined in § 18.2-67.10,
64 subsection A of § 18.2-47, § 18.2-67.4, subsection C of § 18.2-67.5, clause (i) of § 18.2-48, § 18.2-361,
65 § 18.2-366, or subsection C of § 18.2-374.1:1. An offense listed under this subdivision shall be deemed
66 a sexually violent offense only if the person has been convicted or adjudicated delinquent of any two or
67 more such offenses, provided that person had been at liberty between such convictions or adjudications;

68 3. If the offense was committed on or after July 1, 2006, § 18.2-91 with the intent to commit any
69 felony offense listed in this section. An offense listed under this subdivision shall be deemed a sexually
70 violent offense only if the person has been convicted or adjudicated delinquent of any two or more such
71 offenses, provided that the person had been at liberty between such convictions or adjudications; or

72 4. Chapter 117 (18 U.S.C. § 2421 et seq.) of Title 18 of the United States Code or sex trafficking (as
73 described in § 1591 of Title 18, U.S.C.).

74 F. "Any offense listed in subsection B," "criminal homicide" as defined in this section, "murder" as
75 defined in this section, and "sexually violent offense" as defined in this section includes (i) any similar
76 offense under the laws of any foreign country or any political subdivision thereof, the United States or
77 any political subdivision thereof or (ii) any offense for which registration in a sex offender and crimes
78 against minors registry is required under the laws of the jurisdiction where the offender was convicted.

79 G. Juveniles adjudicated delinquent shall not be required to register; however, where the offender is a
80 juvenile over the age of 13 at the time of the offense who is tried as a juvenile and is adjudicated
81 delinquent on or after July 1, 2005, of any offense for which registration is required, the court may, in
82 its discretion and upon motion of the attorney for the Commonwealth, find that the circumstances of the
83 offense require offender registration. In making its determination, the court shall consider all of the
84 following factors that are relevant to the case: (i) the degree to which the delinquent act was committed
85 with the use of force, threat or intimidation, (ii) the age and maturity of the complaining witness, (iii)
86 the age and maturity of the offender, (iv) the difference in the ages of the complaining witness and the
87 offender, (v) the nature of the relationship between the complaining witness and the offender, (vi) the
88 offender's prior criminal history, and (vii) any other aggravating or mitigating factors relevant to the
89 case. The attorney for the Commonwealth may file such a motion at any time during which the offender
90 is within the jurisdiction of the court for the offense that is the basis for such motion. Prior to any
91 hearing on such motion, the court shall appoint a qualified and competent attorney-at-law to represent
92 the offender unless an attorney has been retained and appears on behalf of the offender or counsel has
93 already been appointed.

94 H. Prior to entering judgment of conviction of an offense for which registration is required if the
95 victim of the offense was a minor, physically helpless, or mentally incapacitated, when the indictment,
96 warrant, or information does not allege that the victim of the offense was a minor, physically helpless,
97 or mentally incapacitated, the court shall determine by a preponderance of the evidence whether the
98 victim of the offense was a minor, physically helpless, or mentally incapacitated, as defined in
99 § 18.2-67.10, and shall also determine the age of the victim at the time of the offense if it determines
100 the victim to be a minor. When such a determination is required, the court shall advise the defendant of
101 its determination and of the defendant's right to make a motion to withdraw a plea of guilty or nolo
102 contendere pursuant to § 19.2-296. If the court grants the defendant's motion to withdraw his plea of
103 guilty or of nolo contendere, his case shall be heard by another judge, unless the parties agree otherwise.
104 Failure to make such determination or so advise the defendant does not otherwise invalidate the
105 underlying conviction.

106 **§ 18.2-46.1. Definitions.**

107 As used in this article unless the context requires otherwise or it is otherwise provided:

108 "Act of violence" means those felony offenses described in subsection A of § 19.2-297.1.

109 "Criminal street gang" means any ongoing organization, association, or group of three or more
110 persons, whether formal or informal, (i) which has as one of its primary objectives or activities the
111 commission of one or more criminal activities; (ii) which has an identifiable name or identifying sign or
112 symbol; and (iii) whose members individually or collectively have engaged in the commission of,
113 attempt to commit, conspiracy to commit, or solicitation of two or more predicate criminal acts, at least
114 one of which is an act of violence, provided such acts were not part of a common act or transaction.

115 "Predicate criminal act" means (i) an act of violence; (ii) any violation of § 18.2-31, 18.2-42,
116 18.2-46.3, 18.2-51, 18.2-51.1, 18.2-51.2, 18.2-51.3, 18.2-51.6, 18.2-52, 18.2-52.1, 18.2-53, 18.2-53.1,
117 18.2-55, 18.2-56.1, 18.2-57, 18.2-57.2, 18.2-59, 18.2-83, 18.2-89, 18.2-90, 18.2-95, 18.2-108.1, 18.2-121,
118 18.2-127, 18.2-128, 18.2-137, 18.2-138, 18.2-146, 18.2-147, 18.2-248.01, 18.2-248.03, 18.2-255,
119 18.2-255.2, 18.2-279, 18.2-282.1, 18.2-286.1, 18.2-287.4, 18.2-289, 18.2-300, 18.2-308.1, 18.2-308.2,
120 18.2-308.2:01, 18.2-308.4, 18.2-355, 18.2-356, ~~or~~ 18.2-357, 18.2-357.1, or 18.2-357.2; (iii) a felony

121 violation of § 18.2-60.3; (iv) a felony violation of § 18.2-248 or of 18.2-248.1 or a conspiracy to commit
 122 a felony violation of § 18.2-248 or 18.2-248.1; (v) any violation of a local ordinance adopted pursuant
 123 to § 15.2-1812.2; or (vi) any substantially similar offense under the laws of another state or territory of
 124 the United States, the District of Columbia, or the United States.

125 **§ 18.2-355. Taking, detaining, etc., person for prostitution, etc., or consenting thereto; human**
 126 **trafficking; penalty.**

127 Any person is guilty of pandering who:

128 (1) For purposes of prostitution or unlawful sexual intercourse, takes *or transports* any person ~~into~~
 129 *to*, or persuades, encourages, or causes any person to enter, a ~~bar~~ *any* place, or takes *or transports* or
 130 causes such person to be taken *or transported* to any place against his or her will for such purposes; or

131 (2) Takes, *transports*, or detains a person against his or her will with the intent to compel such
 132 person, by force, threats, persuasions, menace or duress, to marry him or her or to marry any other
 133 person, or to be defiled; or

134 (3) Being parent, guardian, legal custodian or one standing in loco parentis of a person, consents to
 135 such person being taken, *transported*, or detained by any person for the purpose of prostitution or
 136 unlawful sexual intercourse; or

137 (4) For purposes of prostitution, takes *or transports* any minor ~~into~~ *to*, or persuades, encourages, or
 138 causes any minor to enter, a ~~bar~~ *any* place, or takes *or transports* or causes such person to be taken
 139 *or transported* to any place for such purposes; ~~is guilty of pandering, and shall be guilty of.~~

140 A violation of subdivision (1), (2), or (3) is punishable as a Class 4 felony. A violation of subdivision
 141 (4) is punishable as a Class 3 felony.

142 **§ 18.2-356. Receiving money for procuring person; penalty.**

143 Any person who receives any money or other valuable thing for or on account of (i) procuring for or
 144 placing in a house of prostitution or elsewhere any person for the purpose of causing such person to
 145 engage in unlawful sexual intercourse, anal intercourse, cunnilingus, fellatio, or anilingus or any act in
 146 violation of § 18.2-361 or (ii) causing any person to engage in forced labor or services, concubinage,
 147 prostitution, or the manufacture of any obscene material or child pornography is guilty of a Class 4
 148 felony. *Any person who violates this section by procuring for or placing in a house of prostitution a*
 149 *minor or causing a minor to engage in forced labor or services, concubinage, prostitution, or the*
 150 *manufacture of any obscene material or child pornography is guilty of a Class 3 felony.*

151 **§ 18.2-357. Receiving money from earnings of prostitute; penalty.**

152 Any person who shall knowingly receive any money or other valuable thing from the earnings of any
 153 ~~male or female~~ *person* engaged in prostitution, except for a consideration deemed good and valuable in
 154 law, ~~shall be~~ *is* guilty of pandering, punishable as a Class 4 felony. *Any person who violates this section*
 155 *by receiving money or other valuable thing from the earnings of a minor is guilty of a Class 3 felony.*

156 **§ 18.2-357.1. Recruitment of persons for prostitution; penalty.**

157 A. Any person who, without offering or receiving money or its equivalent, solicits, invites, recruits,
 158 encourages, causes, or otherwise attempts to cause another to engage in prostitution in violation of
 159 subsection A of § 18.2-346 is guilty of a Class 6 felony.

160 B. Any adult who, without offering or receiving money or its equivalent, solicits, invites, recruits,
 161 encourages, causes, or otherwise attempts to cause a minor to engage in prostitution in violation of
 162 subsection A of § 18.2-346 is guilty of a Class 5 felony.

163 C. Any person who violates subsection A and (i) uses force against the individual or the individual's
 164 family or household member as defined in § 16.1-228 or (ii) threatens force against the individual or the
 165 individual's family or household member, which threat would place any person in reasonable
 166 apprehension of death or bodily injury, is guilty of a Class 4 felony.

167 D. Any adult who violates subsection B and (i) uses force against the individual or the individual's
 168 family or household member as defined in § 16.1-228 or (ii) threatens force against the individual or the
 169 individual's family or household member, which threat would place any person in reasonable
 170 apprehension of death or bodily injury, is guilty of a Class 3 felony.

171 **§ 18.2-357.2. Prostitution; conspiracy; penalty.**

172 A. Except as provided in subsection B, any person who conspires, confederates, or combines with
 173 another, either within or without the Commonwealth, to commit a violation of § 18.2-355, 18.2-356,
 174 18.2-357, or 18.2-357.1 that is punishable as a felony within the Commonwealth or who conspires,
 175 confederates, or combines with another within the Commonwealth with the intent to commit such a
 176 violation either within or without the Commonwealth is guilty of conspiracy, which is punishable as
 177 provided in § 18.2-22.

178 B. Any person who conspires, confederates, or combines with another, either within or without the
 179 Commonwealth, to commit a violation of § 18.2-355, 18.2-356, 18.2-357, or 18.2-357.1 that is
 180 punishable as a Class 3 felony within the Commonwealth or who conspires, confederates, or combines
 181 with another within the Commonwealth with the intent to commit such a violation either within or

182 *without the Commonwealth is guilty of a Class 4 felony.*

183 **§ 18.2-513. Definitions.**

184 As used in this chapter, the term:

185 "Criminal street gang" shall be as defined in § 18.2-46.1.

186 "Enterprise" includes any of the following: sole proprietorship, partnership, corporation, business
187 trust, criminal street gang; or other group of three or more individuals associated for the purpose of
188 criminal activity.

189 "Proceeds" shall be as defined in § 18.2-246.2.

190 "Racketeering activity" means to commit, attempt to commit, conspire to commit, or to solicit,
191 coerce, or intimidate another person to commit two or more of the following offenses: Article 2.1
192 (§ 18.2-46.1 et seq.) of Chapter 4 of this title, § 18.2-460; a felony offense of §§ 3.2-4212, 3.2-4219,
193 10.1-1455, 18.2-31, 18.2-32, 18.2-32.1, 18.2-33, 18.2-35, Article 2.2 (§ 18.2-46.4 et seq.) of Chapter 4
194 of this title, §§ 18.2-47, 18.2-48, 18.2-48.1, 18.2-49, 18.2-51, 18.2-51.2, 18.2-52, 18.2-53, 18.2-55,
195 18.2-58, 18.2-59, 18.2-77, 18.2-79, 18.2-80, 18.2-89, 18.2-90, 18.2-91, 18.2-92, 18.2-93, 18.2-95, Article
196 4 (§ 18.2-111 et seq.) of Chapter 5 of this title, Article 1 (§ 18.2-168 et seq.) of Chapter 6 of this title,
197 §§ 18.2-178, 18.2-186, Article 6 (§ 18.2-191 et seq.) of Chapter 6 of this title, Article 9 (§ 18.2-246.1 et
198 seq.) of Chapter 6 of this title, § 18.2-246.13, Article 1 (§ 18.2-247 et seq.) of Chapter 7 of this title,
199 §§ 18.2-279, 18.2-286.1, 18.2-289, 18.2-300, 18.2-308.2, 18.2-308.2:1, 18.2-328, 18.2-348, 18.2-355,
200 18.2-356, 18.2-357, 18.2-357.1, 18.2-357.2, 18.2-368, 18.2-369, 18.2-374.1, Article 8 (§ 18.2-433.1 et
201 seq.) of Chapter 9 of this title, Article 1 (§ 18.2-434 et seq.) of Chapter 10 of this title, Article 2
202 (§ 18.2-438 et seq.) of Chapter 10 of this title, Article 3 (§ 18.2-446 et seq.) of Chapter 10 of this title,
203 Article 1.1 (§ 18.2-498.1 et seq.) of Chapter 12 of this title, § 3.2-6571, 18.2-516, 32.1-314, 58.1-1008.2,
204 58.1-1017, or 58.1-1017.1; or any substantially similar offenses under the laws of any other state, the
205 District of Columbia, the United States or its territories.

206 **§ 19.2-215.1. Functions of a multijurisdiction grand jury.**

207 The functions of a multijurisdiction grand jury are:

208 1. To investigate any condition that involves or tends to promote criminal violations of:

209 a. Title 10.1 for which punishment as a felony is authorized;

210 b. § 13.1-520;

211 c. §§ 18.2-47 and 18.2-48;

212 d. §§ 18.2-111 and 18.2-112;

213 e. Article 6 (§ 18.2-59 et seq.) of Chapter 4 of Title 18.2;

214 f. Article 7.1 (§ 18.2-152.1 et seq.) of Chapter 5 of Title 18.2;

215 g. Article 1 (§ 18.2-247 et seq.) and Article 1.1 (§ 18.2-265.1 et seq.) of Chapter 7 of Title 18.2;

216 h. Article 1 (§ 18.2-325 et seq.) and Article 1.1:1 (§ 18.2-340.15 et seq.) of Chapter 8 of Title 18.2,

217 Chapter 29 (§ 59.1-364 et seq.) of Title 59.1 or any other provision prohibiting, limiting, regulating, or
218 otherwise affecting gaming or gambling activity;

219 i. § 18.2-434, when violations occur before a multijurisdiction grand jury;

220 j. Article 2 (§ 18.2-438 et seq.) and Article 3 (§ 18.2-446 et seq.) of Chapter 10 of Title 18.2;

221 k. § 18.2-460 for which punishment as a felony is authorized;

222 l. Article 1.1 (§ 18.2-498.1 et seq.) of Chapter 12 of Title 18.2;

223 m. Article 1 (§ 32.1-310 et seq.) of Chapter 9 of Title 32.1;

224 n. Chapter 4.2 (§ 59.1-68.6 et seq.) of Title 59.1;

225 o. Article 9 (§ 3.2-6570 et seq.) of Chapter 65 of Title 3.2;

226 p. Article 1 (§ 18.2-30 et seq.) of Chapter 4 of Title 18.2;

227 q. Article 2.1 (§ 18.2-46.1 et seq.) and Article 2.2 (§ 18.2-46.4 et seq.) of Chapter 4 of Title 18.2;

228 r. Article 5 (§ 18.2-186 et seq.) and Article 6 (§ 18.2-191 et seq.) of Chapter 6 of Title 18.2;

229 s. Chapter 6.1 (§ 59.1-92.1 et seq.) of Title 59.1;

230 t. § 18.2-178 where the violation involves insurance fraud;

231 u. § 18.2-355, 18.2-356, 18.2-357, 18.2-357.1, or 18.2-357.2;

232 v. Article 9 (§ 18.2-246.1 et seq.) of Chapter 6 of Title 18.2;

233 w. Article 2 (§ 18.2-38 et seq.) of Chapter 4 of Title 18.2;

234 x. Malicious felonious assault and malicious bodily wounding under Article 4 (§ 18.2-51 et seq.) of
235 Chapter 4 of Title 18.2;

236 y. Article 5 (§ 18.2-58 et seq.) of Chapter 4 of Title 18.2;

237 z. Felonious sexual assault under Article 7 (§ 18.2-61 et seq.) of Chapter 4 of Title 18.2;

238 aa. Arson in violation of § 18.2-77 when the structure burned was occupied or a Class 3 felony
239 violation of § 18.2-79;

240 bb. Chapter 13 (§ 18.2-512 et seq.) of Title 18.2;

241 cc. § 18.2-246.14 and Chapter 10 (§ 58.1-1000 et seq.) of Title 58.1; and

242 dd. Any other provision of law when such condition is discovered in the course of an investigation
243 that a multijurisdiction grand jury is otherwise authorized to undertake and to investigate any condition

244 that involves or tends to promote any attempt, solicitation or conspiracy to violate the laws enumerated
245 in this section.

246 2. To report evidence of any criminal offense enumerated in subdivision 1 and for which a court
247 reporter has recorded all oral testimony as provided by § 19.2-215.9 to the attorney for the
248 Commonwealth or United States attorney of any jurisdiction where such offense could be prosecuted or
249 investigated, or to the chief law-enforcement officer of any jurisdiction where such offense could be
250 prosecuted or investigated, or to a sworn investigator designated pursuant to § 19.2-215.6, or, when
251 appropriate, to the Attorney General.

252 3. To consider bills of indictment prepared by a special counsel to determine whether there is
253 sufficient probable cause to return each such indictment as a "true bill." Only bills of indictment which
254 allege an offense enumerated in subdivision 1 may be submitted to a multijurisdiction grand jury.

255 4. The provisions of this section shall not abrogate the authority of an attorney for the
256 Commonwealth in a particular jurisdiction to determine the course of a prosecution in that jurisdiction.

257 **§ 19.2-386.35. Seizure of property used in connection with certain offenses.**

258 All money, equipment, motor vehicles, and other personal and real property of any kind or character
259 together with any interest or profits derived from the investment of such proceeds or other property that
260 (i) was used in connection with the commission of, or in an attempt to commit, a violation of subsection
261 B of § 18.2-47, § 18.2-48 or 18.2-59, subsection B of § 18.2-346, or § 18.2-347, 18.2-348, 18.2-349,
262 18.2-355, 18.2-356, 18.2-357, 40.1-29, 40.1-100.2, or 40.1-103; (ii) is traceable to the proceeds of some
263 form of activity that violates subsection B of § 18.2-47, § 18.2-48 or 18.2-59, subsection B of
264 § 18.2-346, or § 18.2-347, 18.2-348, 18.2-349, 18.2-355, 18.2-356, 18.2-357, 40.1-29, 40.1-100.2, or
265 40.1-103; or (iii) was used to or intended to be used to promote some form of activity that violates
266 subsection B of § 18.2-47, § 18.2-48 or 18.2-59, subsection B of § 18.2-346, or § 18.2-347, 18.2-348,
267 18.2-349, 18.2-355, 18.2-356, 18.2-357, 18.2-357.1, 18.2-357.2, 40.1-29, 40.1-100.2, or 40.1-103 is
268 subject to lawful seizure by a law-enforcement officer and subject to forfeiture to the Commonwealth
269 pursuant to Chapter 22.1 (§ 19.2-386.1 et seq.). Any forfeiture action under this section shall be stayed
270 until conviction, and property eligible for forfeiture pursuant to this section shall be forfeited only upon
271 the entry of a final judgment of conviction for an offense listed in this section; if no such judgment is
272 entered, all property seized pursuant to this section shall be released from seizure.

273 Real property shall not be subject to seizure unless the minimum prescribed punishment for the
274 violation is a term of imprisonment of not less than five years.

275 All seizures and forfeitures under this section shall be governed by Chapter 22.1 (§ 19.2-386.1 et
276 seq.), and the procedures specified therein shall apply, mutatis mutandis, to all forfeitures under this
277 section.

278 **2. That the provisions of this act may result in a net increase in periods of imprisonment or**
279 **commitment. Pursuant to § 30-19.1:4, the estimated amount of the necessary appropriation cannot**
280 **be determined for periods of imprisonment in state adult correctional facilities; therefore, Chapter**
281 **2 of the Acts of Assembly of 2014, Special Session I, requires the Virginia Criminal Sentencing**
282 **Commission to assign a minimum fiscal impact of \$50,000. Pursuant to § 30-19.1:4, the estimated**
283 **amount of the necessary appropriation cannot be determined for periods of commitment to the**
284 **custody of the Department of Juvenile Justice.**