

# 2018 SESSION

INTRODUCED

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## HOUSE BILL NO. 115

Offered January 10, 2018

Prefiled December 15, 2017

*A BILL to amend and reenact § 46.2-853 of the Code of Virginia, relating to reckless driving; penalty.*

Patron—Webert

Referred to Committee for Courts of Justice

**Be it enacted by the General Assembly of Virginia:**

**1. That § 46.2-853 of the Code of Virginia is amended and reenacted as follows:**

**§ 46.2-853. Driving vehicle that is not under control; faulty brakes; failure to give proper time and attention; penalty.**

A person shall be guilty of reckless driving who drives a vehicle ~~which~~ (i) that is not under proper control, (ii) without giving proper time and attention to driving, or ~~which~~ (iii) that has inadequate or improperly adjusted brakes on any highway in the Commonwealth.

**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 836 of the Acts of Assembly of 2017 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.**

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