

# 2020 SPECIAL SESSION I

INTRODUCED

20200187D

## SENATE BILL NO. 5059

Offered August 18, 2020

Prefiled August 17, 2020

*A BILL to amend and reenact § 18.2-414 of the Code of Virginia, relating to injury to property or persons by persons unlawfully or riotously assembled; penalty.*

Patrons—Reeves and DeSteph

Referred to Committee on the Judiciary

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

**1. That § 18.2-414 of the Code of Virginia is amended and reenacted as follows:**

**§ 18.2-414. Injury to property or persons by persons unlawfully or riotously assembled; penalty.**

If any person or persons, unlawfully or riotously assembled, pull down, injure, or destroy, or begin to pull down, injure, or destroy any dwelling house or other building, or assist therein, or perpetrate any premeditated injury on the person of another, he shall be is guilty of a Class 6 felony. *But if such violation occurs during a state of emergency, as defined in § 44-146.16, then such person is guilty of a Class 4 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 of the Code of Virginia, the estimated amount of the necessary appropriation cannot be determined for periods of imprisonment in state adult correctional facilities; therefore, Chapter 1289 of the Acts of Assembly of 2020 requires the Virginia Criminal Sentencing Commission to assign a minimum fiscal impact of \$50,000. Pursuant to § 30-19.1:4 of the Code of Virginia, 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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