

LD1124352

HOUSE BILL NO. 118

Offered January 12, 1994

A BILL to amend and reenact § 18.2-102 of the Code of Virginia, relating to unauthorized use of animal, aircraft, vehicle or boat; consent, accessories or accomplices; penalty.

Patron—Melvin

Referred to Committee for Courts of Justice

Be it enacted by the General Assembly of Virginia:

1. That § 18.2-102 of the Code of Virginia is amended and reenacted as follows:

§ 18.2-102. Unauthorized use of animal, aircraft, vehicle or boat; consent; accessories or accomplices.

Any person who ~~shall take, drive or use~~ *takes, drives or uses* any animal, aircraft, vehicle, boat or vessel, not his own, without the consent of the owner ~~thereof~~ and in the absence of the owner, and with intent temporarily to deprive the owner thereof of his possession thereof, without intent to steal the same, shall be guilty of a Class 6 felony; ~~provided, however, that~~ . *However*, if the value of such animal, aircraft, vehicle, boat or vessel ~~shall be~~ *is* less than \$200, such person shall be guilty of a Class 1 misdemeanor. The consent of the owner of an animal, aircraft, vehicle, boat or vessel to its taking, driving or using shall not in any case be presumed or implied because of such owner's consent on a previous occasion to the taking, driving or using of such animal, aircraft, vehicle, boat or vessel by the same or a different person. Any person who assists in, or is a party or accessory to, or an accomplice in, any such unauthorized taking, driving or using shall be subject to the same punishment as if he were the principal offender. *Any person who rides in or on an aircraft, vehicle, boat or vessel, if he knew or was informed at the time he occupied it that it was taken, driven or used without the consent of and in the absence of the owner, shall be guilty of a Class 1 misdemeanor.*

INTRODUCED

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