

# 1997 SESSION

INTRODUCED

971240817

## SENATE BILL NO. 767

Offered January 8, 1997

*A BILL to amend and reenact § 18.2-55 of the Code of Virginia, relating to bodily injuries caused by prisoners, etc.; penalty.*

Patrons—Earley, Bolling, Quayle, Reasor, Stosch, Trumbo and Williams; Delegates: Cantor, Davies, Guest, Howell, McDonnell, Moran and Reid

Referred to the Committee for Courts of Justice

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

#### **1. That § 18.2-55 of the Code of Virginia is amended and reenacted as follows:**

§ 18.2-55. Bodily injuries caused by prisoners, probationers or parolees.

A. It shall be unlawful for a person confined in a state, local or regional correctional facility as defined in § 53.1-1; in a secure facility or detention home as defined in § 16.1-228 or in any facility designed for the secure detention of juveniles; or while in the custody of an employee thereof to knowingly and willfully inflict bodily injury on:

1. An employee thereof, or

2. Any other person lawfully admitted to such facility, except another prisoner or person held in legal custody, or

3. Any person who is supervising or working with prisoners or persons held in legal custody, or

4. Any such employee or other person while such prisoner or person held in legal custody is committing any act in violation of § 53.1-203.

B. It shall be unlawful for a probationer or parolee, under the supervision of a probation and parole officer as defined in § 53.1-145 or appointed under § 16.1-235, to knowingly and willfully inflict bodily injury on such officer while in the performance of such officer's duty.

Any person violating any provision of this section shall be guilty of a Class 5 felony.

**2. That the provisions of this act may result in a net increase in periods of imprisonment in state correctional facilities. Pursuant to § 30-19.1:4, the estimated amount of the necessary appropriation is \$19,500 in FY 2000.**

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