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SENATE BILL NO. 939

Senate Amendments in [] — February 3, 1997

A BILL to amend and reenact §§ 18.2-67.4 of the Code of Virginia, relating to sexual battery; penalty.

Patrons—Couric, Edwards, Gartlan, Howell, Lucas, Marsh, Quayle, Reasor, Reynolds, Saslaw, Stolle, Ticer, Whipple and Williams; Delegates: Bennett, Crittenden, Davies, Deeds, Jones, J.C., Katzen, Keating, Melvin, Rhodes and Watts

Referred to the Committee for Courts of Justice

Be it enacted by the General Assembly of Virginia:

1. That §§ 18.2-67.4 of the Code of Virginia is amended and reenacted as follows:

§ 18.2-67.4. Sexual battery.

A. An accused shall be guilty of sexual battery if he or she sexually abuses the complaining witness against the will [~~of or contrary to the intent~~] of the complaining witness, by force, threat or, intimidation *or ruse*, or through the use of the complaining witness's mental incapacity or physical helplessness.

B. Sexual battery is a Class 1 misdemeanor.

ENGROSSED

SB939E