

# 1997 SESSION

ENROLLED

## VIRGINIA ACTS OF ASSEMBLY — CHAPTER

*An Act to amend and reenact §§ 18.2-67.4 of the Code of Virginia, relating to sexual battery; penalty.*

[S 939]

Approved

**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 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.

ENROLLED

SB939ER