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SENATE BILL NO. 887**AMENDMENT IN THE NATURE OF A SUBSTITUTE**

(Proposed by the Senate Committee for Courts of Justice
on January 27, 1999)

(Patron Prior to Substitute—Senator Mims)

A BILL to amend and reenact § 18.2-38 of the Code of Virginia and to amend the Code of Virginia by adding a section numbered 18.2-42.1, relating to acts of a "mob".

Be it enacted by the General Assembly of Virginia:

1. That § 18.2-38 of the Code of Virginia is amended and reenacted and that the Code of Virginia is amending by adding a section numbered 18.2-42.1 as follows:

§ 18.2-38. "Mob" defined.

Any collection of people, assembled for the purpose and with the intention of committing an assault or a battery upon any person ~~and~~ or an act of violence as defined in § 19.2-297.1, without authority of law, shall be deemed a "mob."

§ 18.2-42.1. Acts of violence by mob.

Any and every person composing a mob who commits an act of violence as defined in § 19.2-297.1 shall be guilty of that act of violence and, upon conviction, shall be punished as provided in the section of this title which makes that act of violence unlawful.

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 \$ 0.

SENATE SUBSTITUTE

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