

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding a section numbered 18.2-248.03, relating to*
3 *manufacturing, selling, giving, distributing of methamphetamine; penalty.*

4 [S 562]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That the Code of Virginia is amended by adding a section numbered 18.2-248.03 as follows:**8 *§ 18.2-248.03. Manufacturing, selling, giving, distributing, or possessing with intent to manufacture,*
9 *sell, give, or distribute methamphetamine; penalty.*

10 *A. Notwithstanding any other provision of law, any person who manufactures, sells, gives, distributes,*
11 *or possesses with intent to manufacture, sell, give, or distribute 28 grams or more of a mixture or*
12 *substance containing a detectable amount of methamphetamine, its salts, isomers, or salts of its isomers*
13 *is guilty of a felony punishable by a fine of not more than \$500,000 and imprisonment for not less than*
14 *five nor more than 40 years, three years of which shall be a mandatory minimum term of imprisonment*
15 *to be served consecutively with any other sentence.*

16 *B. Notwithstanding any other provision of law, any person who manufactures, sells, gives, distributes,*
17 *or possesses with intent to manufacture, sell, give, or distribute 227 grams or more of a mixture or*
18 *substance containing a detectable amount of methamphetamine, its salts, isomers, or salts of its isomers*
19 *is guilty of a felony punishable by a fine of not more than \$1 million and imprisonment for not less than*
20 *five years nor more than life, five years of which shall be a mandatory minimum term of imprisonment*
21 *to be served consecutively with any other sentence.*

22 **2. That the provisions of this act may result in a net increase in periods of imprisonment or**
23 **commitment. Pursuant to § 30-19.1:4, the estimated amount of the necessary appropriation is**
24 **\$260,310 for periods of imprisonment in state adult correctional facilities and cannot be**
25 **determined for periods of commitment to the custody of the Department of Juvenile Justice.**

26 **3. That the provisions of this act shall not become effective unless an appropriation of general**
27 **funds effectuating the purposes of this act is included in a general appropriations act passed by**
28 **the 2008 Session of the General Assembly, which becomes law.**

ENROLLED

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