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HOUSE BILL NO. 1154

Offered January 13, 2010

Prefiled January 13, 2010

A *BILL to amend the Code of Virginia by adding in Article 7 of Chapter 6 of Title 18.2 a section numbered 18.2-213.2, relating to crimes against seniors; penalty.*

Patrons—Tata, Athey and Crockett-Stark

Referred to Committee for Courts of Justice

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding in Article 7 of Chapter 6 of Title 18.2 a section numbered 18.2-213.2 as follows:

§ 18.2-213.2. Penalty for certain crimes against adults 60 years of age or older.

A. The penalties set forth in this section apply when the victim of the offense is 60 years of age or older and the offender knows or reasonably should know the victim of the offense is 60 years of age or older.

B. Any person who commits a violation of § 18.2-95 or an offense punished as provided in § 18.2-95 shall be punished by a term of imprisonment of not less than two nor more than 20 years.

C. Any person who commits a violation of § 18.2-178 is guilty of a Class 3 felony.

D. Any person who commits a violation of § 18.2-172 is guilty of a Class 4 felony.

E. Any person who commits a violation of § 18.2-186.3 resulting in financial loss of greater than \$200 is guilty of a Class 5 felony.

F. Any person who commits a second or subsequent offense pursuant to this section shall be sentenced to a term of imprisonment of two years in addition to the punishment authorized for such offense herein.

2. That the provisions of this act may result in a net increase in periods of imprisonment or commitment. Pursuant to § 30-19.1:4, the estimated amount of the necessary appropriation is at least \$421,647 for periods of imprisonment in state adult correctional facilities and cannot be determined for periods of commitment to the custody of the Department of Juvenile Justice.

INTRODUCED

HB1154