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HOUSE BILL NO. 1406

Offered January 14, 2015

Prefiled December 18, 2014

A *BILL to amend the Code of Virginia by adding a section numbered 18.2-36.3, relating to driving recklessly with a suspended or revoked license; causing death of another person; penalty.*

Patrons—Head and Yost

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 a section numbered 18.2-36.3 as follows:

§ 18.2-36.3. *Driving with suspended or revoked license; causing death of another; penalty.*

A. Any person who (i) knows, after having received notice, that his privilege to drive in the Commonwealth is suspended or revoked; (ii) drives a motor vehicle in a reckless manner; and (iii) causes an accident that results in the death of another person is guilty of a Class 6 felony.

B. The provisions of this section shall not preclude the applicability of any other provision of criminal law of the Commonwealth that may apply to any course of conduct that violates this section.

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 cannot be determined for periods of imprisonment in state adult correctional facilities; therefore, Chapter 2 of the Acts of Assembly of 2014, Special Session I, requires the Virginia Criminal Sentencing Commission to assign a minimum fiscal impact of \$50,000. Pursuant to § 30-19.1:4, the estimated amount of the necessary appropriation cannot be determined for periods of commitment to the custody of the Department of Juvenile Justice.

INTRODUCED

HB1406