

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact §§ 15.2-1716.1 and 18.2-212 of the Code of Virginia, relating to malicious*
3 *activation of fire alarms; reimbursement of expenses; penalty.*

4 [S 1054]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That §§ 15.2-1716.1 and 18.2-212 of the Code of Virginia are amended and reenacted as follows:**8 **§ 15.2-1716.1. Reimbursement of expenses incurred in responding to terrorism hoax incident,**
9 **bomb threat, or malicious activation of fire alarm.**

10 Any locality may provide by ordinance that any person who is convicted of a violation of subsection
11 B or C of § 18.2-46.6 ~~or of~~, a felony violation of § 18.2-83 or 18.2-84, *or a violation of § 18.2-212*,
12 when his violation of such section is the proximate cause of any incident resulting in an appropriate
13 emergency response, shall be liable at the time of sentencing or in a separate civil action to the locality
14 or to any volunteer emergency medical services agency, or both, which may provide such emergency
15 response for the reasonable expense thereof, in an amount not to exceed ~~\$1,000~~ \$2,500 in the aggregate
16 for a particular incident occurring in such locality. In determining the "reasonable expense," a locality
17 may bill a flat fee of \$250 or a minute-by-minute accounting of the actual costs incurred. As used in
18 this section, "appropriate emergency response" includes all costs of providing law-enforcement,
19 firefighting, and emergency medical services. The provisions of this section shall not preempt or limit
20 any remedy available to the Commonwealth, to the locality, or to any volunteer emergency medical
21 services agency to recover the reasonable expenses of an emergency response to an incident not
22 involving a terroristic hoax or an act undertaken in violation of § 18.2-83 ~~or~~, 18.2-84, *or 18.2-212* as set
23 forth herein.

24 **§ 18.2-212. Calling or summoning emergency medical services vehicle or firefighting apparatus**
25 **without just cause; maliciously activating fire alarms; venue.**

26 A. Any person who without just cause therefor calls or summons, by telephone or otherwise, any
27 emergency medical services vehicle or firefighting apparatus, or any person who maliciously activates a
28 manual or automatic fire alarm in any building ~~used for public assembly or for other public use,~~
29 ~~including, but not limited to, schools, theaters, stores, office buildings, shopping centers and malls,~~
30 ~~coliseums, and arenas,~~ regardless of whether an emergency medical services vehicle or fire apparatus
31 responds or not, is guilty of a Class 1 misdemeanor.

32 B. A violation of this section may be prosecuted either in the jurisdiction from which the call or
33 summons was made or in the jurisdiction where the call or summons was received.