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HOUSE BILL NO. 2307

Offered January 9, 2019

Prefiled January 8, 2019

A BILL to amend and reenact § 18.2-144.1 of the Code of Virginia, relating to killing or injuring police animals; penalty.

Patrons—Fowler, McGuire, Adams, D.M., Bourne, Campbell, R.R., Carr, Cole, Davis, Edmunds, Fariss, Gooditis, Helsel, Herring, Hurst, Kory, Krizek, McNamara, Morefield, Peace, Rasoul, Reid, Rodman, VanValkenburg, Webert and Wright; Senator: Peake

Referred to Committee for Courts of Justice

Be it enacted by the General Assembly of Virginia:

1. That § 18.2-144.1 of the Code of Virginia is amended and reenacted as follows:

§ 18.2-144.1. Prohibition against killing or injuring police animals; penalty.

It ~~shall be~~ *is* unlawful for any person to maliciously shoot, stab, wound or otherwise cause bodily injury to, or administer poison to or expose poison with intent that it be taken by a dog, horse, or other animal owned, used, or trained by a law-enforcement agency, regional jail, or the Department of Corrections while such animal is performing ~~his~~ *its* lawful duties or is being kept in a kennel, pen, or stable while off duty. A violation of this section ~~shall be~~ *is* punishable as a Class 5 felony ~~and the sentence imposed shall include a mandatory minimum term of imprisonment of six months. Such punishment shall be separate and apart from, and shall be made to run consecutively with, any other sentence.~~ The court shall order that the defendant pay restitution for the cost of any animal killed or rendered unable to perform its duties. Such cost shall include training expenses.

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 of the Code of Virginia, the estimated amount of the necessary appropriation is \$0 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

HB2307