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**HOUSE BILL NO. 2763**

Offered January 17, 2019

A *BILL to amend and reenact § 37.2-918 of the Code of Virginia, relating to persons on conditional release; tracking device; penalty.*

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Patron—Turpin

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Referred to Committee for Courts of Justice

**Be it enacted by the General Assembly of Virginia:****1. That § 37.2-918 of the Code of Virginia is amended and reenacted as follows:****§ 37.2-918. Persons on conditional release leaving Commonwealth or altering, removing, or destroying tracking device; penalty.**

Any person placed on conditional release pursuant to this chapter who (i) leaves the Commonwealth without permission from the court that conditionally released the person or; (ii) fails to return to the Commonwealth in violation of a court order ~~shall be~~; or (iii) *alters, removes, or destroys any GPS (Global Positioning System) tracking device, or other similar device placed on such person as a condition of conditional release, is guilty of a Class 6 felony.*

**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 cannot be determined for periods of imprisonment in state adult correctional facilities; therefore, Chapter 2 of the Acts of Assembly of 2018, Special Session I, requires the Virginia Criminal Sentencing Commission to assign a minimum fiscal impact of \$50,000. Pursuant to § 30-19.1:4 of the Code of Virginia, the estimated amount of the necessary appropriation cannot be determined for periods of commitment to the custody of the Department of Juvenile Justice.**

INTRODUCED

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