

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 18.2-60 of the Code of Virginia, relating to threats of death or bodily*
3 *injury to a health care provider.*

[S 1395]

Approved

7 **Be it enacted by the General Assembly of Virginia:**8 **1. That § 18.2-60 of the Code of Virginia is amended and reenacted as follows:**

9 **§ 18.2-60. Threats of death or bodily injury to a person or member of his family; threats of**
10 **death or bodily injury to persons on school property; threats of death or bodily injury to health**
11 **care providers; penalty.**

12 A. 1. Any person who knowingly communicates, in a writing, including an electronically transmitted
13 communication producing a visual or electronic message, a threat to kill or do bodily injury to a person,
14 regarding that person or any member of his family, and the threat places such person in reasonable
15 apprehension of death or bodily injury to himself or his family member, is guilty of a Class 6 felony.
16 However, any person who violates this subsection with the intent to commit an act of terrorism as
17 defined in § 18.2-46.4 is guilty of a Class 5 felony.

18 2. Any person who communicates a threat, in a writing, including an electronically transmitted
19 communication producing a visual or electronic message, to kill or do bodily harm, (i) on the grounds
20 or premises of any elementary, middle or secondary school property, (ii) at any elementary, middle or
21 secondary school-sponsored event or (iii) on a school bus to any person or persons, regardless of
22 whether the person who is the object of the threat actually receives the threat, and the threat would
23 place the person who is the object of the threat in reasonable apprehension of death or bodily harm, is
24 guilty of a Class 6 felony.

25 B. Any person who orally makes a threat to *kill or to do bodily injury to (i) any employee of any*
26 *elementary, middle or secondary school, while on a school bus, on school property or at a*
27 *school-sponsored activity; to kill or to do bodily injury to such person or (ii) any health care provider*
28 *as defined in § 8.01-581.1 who is engaged in the performance of his duties in a hospital as defined in*
29 *§ 18.2-57 or in an emergency room on the premises of any clinic or other facility rendering emergency*
30 *medical care, unless the person is on the premises of the hospital or emergency room of the clinic or*
31 *other facility rendering emergency medical care as a result of an emergency custody order pursuant to*
32 *§ 37.2-808, involuntary temporary detention order pursuant to § 37.2-809, involuntary hospitalization*
33 *order pursuant to § 37.2-817, or emergency custody order of a conditionally released acquttee pursuant*
34 *to § 19.2-182.9, is guilty of a Class 1 misdemeanor.*

35 A prosecution pursuant to this section may be either in the county, city or town in which the
36 communication was made or received.

ENROLLED

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