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HOUSE BILL NO. 793

Offered January 8, 2020

Prefiled January 7, 2020

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

Patron—Askew

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; 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 Global Positioning System (GPS) 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 854 of the Acts of Assembly of 2019 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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