

# VIRGINIA ACTS OF ASSEMBLY -- 1998 SESSION

## CHAPTER 821

*An Act to amend and reenact §§ 18.2-95 and 18.2-108.1 of the Code of Virginia, relating to larceny; penalty.*

[H 288]

Approved April 22, 1998

**Be it enacted by the General Assembly of Virginia:**

**1. That §§ 18.2-95 and 18.2-108.1 of the Code of Virginia are amended and reenacted as follows:**

§ 18.2-95. Grand larceny defined; how punished.

Any person who (i) commits larceny from the person of another of money or other thing of value of \$5 or more, (ii) commits simple larceny not from the person of another of goods and chattels of the value of \$200 or more, or (iii) commits simple larceny not from the person of another of any ~~handgun, rifle or shotgun~~ *firearm*, regardless of the ~~handgun's, rifle's or shotgun's~~ *firearm's* value, shall be guilty of grand larceny, punishable by imprisonment in a state correctional facility for not less than one nor more than twenty years or, in the discretion of the jury or court trying the case without a jury, be confined in jail for a period not exceeding twelve months or fined not more than \$2,500, either or both.

§ 18.2-108.1. Receipt of stolen firearm.

Notwithstanding the provisions of ~~§ 18.2-96 or~~ § 18.2-108:

~~1. Any person who commits simple larceny of a firearm not from the person shall be guilty of a Class 6 felony.~~

~~2. any person who buys or receives a firearm from another person or aids in concealing a firearm, knowing that the firearm was stolen, shall be guilty of a Class 6 felony and may be proceeded against although the principal offender is not convicted.~~

**2. That the provisions of this act may result in a net increase in periods of imprisonment in state correctional facilities. Pursuant to § 30-19.1:4, the estimated amount of the necessary appropriation is \$0.**