

§ 17.1-805 REVIEW VIOLENT OFFENSES

SENATE OF VIRGINIA

SCOTT A. SUROVELL
34TH SENATORIAL DISTRICT
PART OF FAIRFAX COUNTY

P.O. Box 289
MOUNT VERNON, VIRGINIA 22121



COMMITTEE ASSIGNMENTS:
COURTS OF JUSTICE, CHAIR
COMMERCE AND LABOR
FINANCE AND APPROPRIATIONS
REHABILITATION AND SOCIAL SERVICES
RULES

April 10, 2025

The Honorable Dennis Lee Hupp
% Ms. Meredith Farrar-Owens, Executive Director
Virginia Sentencing Commission
100 North Ninth Street, 5th Floor
Richmond, Virginia 23219

re: Sentencing Commission Study

Dear Judge Hupp:

I am writing to request that the Sentencing Commission consider a review of § 17.1-805(C) and § 9.2-297.1 of the Code of Virginia and consider whether any amendments should be considered to either (i) consolidate the lists into one list of violent felonies, (ii) add crimes to either list or (iii) subtract crimes from either list. As part of this, please review Delegate Cherry's proposed bill, HB2456 from the 2025 Session.

Please let me know if the Commission can take on this project and provide recommendations by November 1, 2025, and if so if you require any further information. I look forward to hearing from you.

Very Truly Yours,

A handwritten signature in black ink, appearing to read "Scott A. Surovell".

Senator Scott A. Surovell
Chair, Senate Courts of Justice Committee

cc: Delegate Patrick Hope, Chairman, House Courts of Justice Committee
Ms. Kristen Howard, Executive Director, Virginia Crime Commission

March 24, 2025

One concern was the three statutes that define violent offenses:

§ 17.1-805 - Adoption of initial discretionary sentencing guidelines midpoints.

§ 19.2-297.1 – Sentence of person twice previously convicted of certain violent felonies.

§ 53.1-40.02 – Conditional release of terminally ill prisoners.



VCCs §§ 17.1-805, 19.2-297.1, 53.1-40.02, 53.1-202.3, 19.2-292.11 Et. al. - Offenses Listed by Statute
Earned Sentence Credit Level and Offenses Designated as Violent (Includes Mandatory Minimums and Sealing Eligibility)

Statute	Description	ESC 85% VCC	Penalty	SG	17.1-805	19.2-297.1	53.1-40.02	Sealing	MM
ANIMALS									
Abandonment or Cruelty									
§3.2-6570(F)	Torture/mutilate dog or cat causing death	✓ ANM-3349-F6	1Y - 5Y	N				Ineligible	
§3.2-6570(F)	Torture/mutilate dog or cat causing death or serious injury	✓ ANM-3349-F6	1Y - 5Y	N				Ineligible	
Fighting - In Combination with § 3.2-6571(A) Offense									
§3.2-6571(B,1)	Dogfighting activity	# ANM-3573-F6	1Y - 5Y	N				Ineligible	
§3.2-6571(B,2)	Device or substance used to enhance animal's ability to fight	# ANM-3574-F6	1Y - 5Y	N				Ineligible	
§3.2-6571(B,3)	Wager money, etc., on animal fighting	# ANM-3575-F6	1Y - 5Y	N				Ineligible	
§3.2-6571(B,4)	Pay or receive admission for animal fighting	# ANM-3576-F6	1Y - 5Y	N				Ineligible	
§3.2-6571(B,5)	Possess, etc., animal for fighting	# ANM-3577-F6	1Y - 5Y	N				Ineligible	
§3.2-6571(B,6)	Minor child allowed to attend or be involved in animal fighting	# ANM-3578-F6	1Y - 5Y	N				Ineligible	
PROTECTIVE ORDERS									
Juvenile & Domestic Court									
§16.1-253.2	Assault w/serious injury to person with protective order	✓ PRT-5004-F6	1Y - 5Y	N	✓		Not Eligible	Ineligible	
§16.1-253.2	Enter home of person with protective order	✓ PRT-5003-F6	1Y - 5Y	N	✓		Not Eligible	Ineligible	
§16.1-253.2	Violation of protective order (violence) 3rd w/in 20 yrs.	✓ PRT-5002-F6	1Y - 5Y	N	✓		Not Eligible	Ineligible	6M
§16.1-253.2(A)	Violation of protective order (violence) 3rd w/in 20 yrs.	✓ PRT-5002-F6	1Y - 5Y	Y	✓		Not Eligible	Ineligible	6M
§16.1-253.2(B)	Armed with deadly weapon, violation of protective order while	✓ PRT-5073-F6	1Y - 5Y	N	✓		Not Eligible	Ineligible	
§16.1-253.2(C)	Assault with injury to person with protective order	✓ PRT-5004-F6	1Y - 5Y	N	✓		Not Eligible	Ineligible	
§16.1-253.2(C)	Enter home of person with protective order	✓ PRT-5003-F6	1Y - 5Y	N	✓		Not Eligible	Ineligible	
§16.1-253.2(C)	Stalk person with protective order	✓ PRT-5065-F6	1Y - 5Y	N	✓		Not Eligible	Ineligible	
SOLICITATION									
Solicitation to commit a murder									
§18.2-29	Solicitation to commit murder	✓ SOL-7202-F9	5Y - 40Y	N	✓			Ineligible	
MURDER									
Aggravated									
§18.2-31(1)	Abduction, in commission of	✓ MUR-0913-F1	Life - Life	N	✓		Not Eligible	Ineligible	
Aggravated - Accessory Before the Fact / Principal 2nd Deg.									
§18.2-31(1)	Abduction, in commission of	✓ MUR-0980-F2	20Y - Life	N	✓	✓		Ineligible	

§ 17.1-805 includes attempts and conspiracies to commit the specified offenses.

§ 19.2-297.1 includes conspiracies to commit the specified offenses, violations as principals in the 2nd degree, and accessories before the fact.

ESC 85%: Earned Sentence Credit ✓ = 85% First Offense # = 85% Subsequent Offense, Otherwise 67% Rules Apply

✓ or #: Includes Completed Acts, Principals in the 2nd Degree, Accessories Before the Fact, and Solicitations to Commit Murder

✓ or #: Does Not Include Inchoate Offenses (Attempts or Conspiracies), Accessories After the Fact, and Solicitations (Not Murder)

VCCs printed in bold are Guidelines offenses as of July 1, 2025.

MM is the abbreviation for mandatory minimum.

 VCCs §§ 17.1-805, 19.2-297.1, 53.1-40.02, 53.1-202.3, 19.2-292.11 Et. al, - Offenses Listed by Statute
Earned Sentence Credit Level and Offenses Designated as Violent (Includes Mandatory Minimums and Sealing Eligibility)

		§ 53.1-202.3		§ 19.2-297.1		§ 19.2-292.11			
Statute	Description	ESC 85% VCC	Penalty	SG	17.1-805	19.2-297.1	53.1-40.02	Sealing	MM
					§ 17.1-805		§ 53.1-40.02		
ANIMALS									
Abandonment or Cruelty									
§3.2-6570(F)	Torture/mutilate dog or cat causing death	√ ANM-3349-F6	1Y - 5Y	N				Ineligible	
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§3.2-6571(B,1)	Dogfighting activity	# ANM-3573-F6	1Y - 5Y	N				Ineligible	
§3.2-6571(B,2)	Device or substance used to enhance animal's ability to fight	# ANM-3574-F6	1Y - 5Y	N				Ineligible	
§3.2-6571(B,3)	Wager money, etc., on animal fighting	# ANM-3575-F6	1Y - 5Y	N				Ineligible	
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§3.2-6571(B,6)	Minor child allowed to attend or be involved in animal fighting	# ANM-3578-F6	1Y - 5Y	N				Ineligible	
PROTECTIVE ORDERS									
Juvenile & Domestic Court									
§16.1-253.2	Assault w/serious injury to person with protective order	√ PRT-5004-F6	1Y - 5Y	N	√		Not Eligible	Ineligible	
§16.1-253.2	Enter home of person with protective order	√ PRT-5003-F6	1Y - 5Y	N	√		Not Eligible	Ineligible	
§16.1-253.2	Violation of protective order (violence) 3rd w/in 20 yrs.	√ PRT-5002-F6	1Y - 5Y	N	√		Not Eligible	Ineligible	6M
§16.1-253.2(A)	Violation of protective order (violence) 3rd w/in 20 yrs.	√ PRT-5002-F6	1Y - 5Y	Y	√		Not Eligible	Ineligible	6M
§16.1-253.2(B)	Armed with deadly weapon, violation of protective order while	√ PRT-5073-F6	1Y - 5Y	N	√		Not Eligible	Ineligible	
§16.1-253.2(C)	Assault with injury to person with protective order	√ PRT-5004-F6	1Y - 5Y	N	√		Not Eligible	Ineligible	
§16.1-253.2(C)	Enter home of person with protective order	√ PRT-5003-F6	1Y - 5Y	N	√		Not Eligible	Ineligible	
§16.1-253.2(C)	Stalk person with protective order	√ PRT-5065-F6	1Y - 5Y	N	√		Not Eligible	Ineligible	
SOLICITATION									
Solicitation to commit a murder									
§18.2-29	Solicitation to commit murder	√ SOL-7202-F9	5Y - 40Y	N	√			Ineligible	
MURDER									

§3.2-6571(B,2)	Device or substance used to enhance animal's ability to fight	# ANM-3574-F6	1Y - 5Y	N			Ineligible
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§3.2-6571(B,6)	Minor child allowed to attend or be involved in animal fighting	# ANM-3578-F6	1Y - 5Y	N			Ineligible

PROTECTIVE ORDERS

Juvenile & Domestic Court

§16.1-253.2	Assault w/serious injury to person with protective order	√ PRT-5004-F6	1Y - 5Y	N	√	Not Eligible	Ineligible	
§16.1-253.2	Enter home of person with protective order	√ PRT-5003-F6	1Y - 5Y	N	√	Not Eligible	Ineligible	
§16.1-253.2	Violation of protective order (violence) 3rd w/in 20 yrs.	√ PRT-5002-F6	1Y - 5Y	N	√	Not Eligible	Ineligible	6M
§16.1-253.2(A)	Violation of protective order (violence) 3rd w/in 20 yrs.	√ PRT-5002-F6	1Y - 5Y	Y	√	Not Eligible	Ineligible	6M
§16.1-253.2(B)	Armed with deadly weapon, violation of protective order while	√ PRT-5073-F6	1Y - 5Y	N	√	Not Eligible	Ineligible	
§16.1-253.2(C)	Assault with injury to person with protective order	√ PRT-5004-F6	1Y - 5Y	N	√	Not Eligible	Ineligible	
§16.1-253.2(C)	Enter home of person with protective order	√ PRT-5003-F6	1Y - 5Y	N	√	Not Eligible	Ineligible	
§16.1-253.2(C)	Stalk person with protective order	√ PRT-5065-F6	1Y - 5Y	N	√	Not Eligible	Ineligible	

SOLICITATION

§18.2-29	Solicitation to commit a crime							
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MURDER

Aggravated

§18.2-31(1)	Abduction, in commission of	√ MUR-0913-F1	Life - Life	N	√	Not Eligible	Ineligible	
§18.2-31(1)	Abduction, in commission of	√ MUR-0980-F2	20Y - Life	N	√	√	Ineligible	

§ 17.1-805 includes attempts and conspiracies to commit the specified offenses.

§ 19.2-297.1 includes conspiracies to commit the specified offenses, violations as principals in the 2nd degree, and accessories before the fact.

ESC 85%: Earned Sentence Credit √= 85% First Offense # = 85% Subsequent Offense, Otherwise 67% Rules Apply

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√ or #: Does Not Include Inchoate Offenses (Attempts or Conspiracies), Accessories After the Fact, and Solicitations (Not Murder)

VCCs printed in bold are Guidelines offenses as of July 1, 2025.

MM is the abbreviation for mandatory minimum.

Statutes may serve different purposes and do not match.

(Example § 17.1-805 and § 19.2-297.1)

§§ 17.1-805, 19.2-297.1, & 53.1-40.02

§§ 17.1-805, 19.2-297.1, and 53.1-40.02
are referenced in several statutes.

A change to the code sections will impact
more than the scores on the discretionary
Guidelines.

17.1-805 Referenced in the Code of Virginia

Title 17.1 Courts of Record. - 4 Results (By Chapter and Article)

17.1-213	17.1-213. Disposition of papers in ended cases.	3 hits
17.1-803	17.1-803. Powers and duties.	6 hits
17.1-805	17.1-805. Adoption of initial discretionary sentencing guideline midpoints.	9 hits
17.1-805.1	17.1-805.1. Discretionary sentencing guideline midpoints for certain defendants.	15 hits

Title 18.2 Crimes and Offenses Generally - 5 Results (By Chapter and Article)

18.2-46.1	18.2-46.1. Definitions.	3 hits
18.2-248	18.2-248. Manufacturing, selling, giving, distributing, or possessing with intent to manufacture, sell, give, or distribute a controlled substance or an imitation controlled substance prohibited; penalties.	6 hits
18.2-308.2	18.2-308.2. Possession or transportation of firearms, firearms ammunition, stun weapons, explosives or concealed weapons by convicted felons; penalties; petition for restoration order; when issued.	6 hits
18.2-359	18.2-359. Venue for criminal sexual assault or where any person transported for criminal sexual assault, attempted criminal sexual assault, or purposes of unlawful sexual intercourse, crimes against nature, and indecent liberties with children; venue for such crimes when coupled with a violent felony.	3 hits
18.2-460	18.2-460. Obstructing justice; resisting arrest; fleeing from a law-enforcement officer; penalties.	3 hits

Title 19.2 Criminal Procedure - 5 Results (By Chapter and Article)

19.2-11.2	19.2-11.2. Crime victim's right to nondisclosure of certain information; exceptions; testimonial privilege.	3 hits
19.2-70.3	19.2-70.3. Obtaining records concerning electronic communication service or remote computing service.	3 hits
19.2-120.1	19.2-120.1. Presumption of no bail for illegal aliens charged with certain crimes. [Repealed].	3 hits
19.2-303.5	19.2-303.5. Immediate sanction probation programs. [Expired].	3 hits
19.2-368.2	19.2-368.2. Definitions.	3 hits
19.2-392.12	HB2723. SB1466 - Sealing of Criminal History. [Effective July 1, 2026]	

§ 17.1-805 Referenced in the Code of Virginia

Title 46.2 Motor Vehicles - 3 Results (By Chapter and Article)

46.2-116	46.2-116. Registration with Department of Criminal Justice Services required for tow truck drivers; penalty.	9 hits
46.2-117	46.2-117. Revocation and suspension of registration of tow truck driver; notice and hearing; assessment of costs.	3 hits
46.2-2099.49	46.2-2099.49. Requirements for TNC partners; mandatory background screening; drug and alcohol policy; mandatory disclosures to TNC partners; duty of TNC partners to provide updated information to transportation network companies.	3 hits

Title 53.1 Prisons and Other Methods of Correction - 1 Results (By Chapter and Article)

53.1-231.2	53.1-231.2. Restoration of the civil right to be eligible to register to vote to certain persons.	3 hits
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§ 19.2-297.1 Referenced in the Code of Virginia

Title 2.2 Administration of Government - 1 Results (By Chapter and Article)

2.2-2001.1	2.2-2001.1. Program for mental health and rehabilitative services.	4 hits
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Title 9.1 Commonwealth Public Safety - 1 Results (By Chapter and Article)

9.1-173	9.1-173. Purpose.	4 hits
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Title 16.1 Courts Not of Record - 2 Results (By Chapter and Article)

16.1-309.1	16.1-309.1. Exception as to confidentiality.	4 hits
16.1-333.1	16.1-333.1. Written findings necessary to order that minor is emancipated on the basis of intent to marry. [Repealed]	4 hits

Title 17.1 Courts of Record. - 1 Results (By Chapter and Article)

17.1-213	17.1-213. Disposition of papers in ended cases.	4 hits
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Title 18.2 Crimes and Offenses Generally - 7 Results (By Chapter and Article)

18.2-38	18.2-38. Mob defined.	4 hits
18.2-42.1	18.2-42.1. Acts of violence by mob.	4 hits
18.2-46.1	18.2-46.1. Definitions.	4 hits
18.2-46.4	18.2-46.4. Definitions.	8 hits
18.2-57.3	18.2-57.3. Persons charged with first offense of assault and battery against a family or household member may be placed on local community-based probation; conditions; education and treatment programs; costs and fees; violations; discharge.	4 hits
18.2-308.2	18.2-308.2. Possession or transportation of firearms, firearms ammunition, stun weapons, explosives or concealed weapons by convicted felons; penalties; petition for restoration order; when issued.	4 hits
18.2-359	18.2-359. Venue for criminal sexual assault or where any person transported for criminal sexual assault, attempted criminal sexual assault, or purposes of unlawful sexual intercourse, crimes against nature, and indecent liberties with children; venue for such crimes when coupled with a violent felony.	4 hits

§ 19.2-297.1 Referenced in the Code of Virginia

Title 19.2 Criminal Procedure - 13 Results (By Chapter and Article)

19.2-70.3	19.2-70.3. Obtaining records concerning electronic communication service or remote computing service.	4 hits
19.2-120	19.2-120. Admission to bail.	4 hits
19.2-120.1	19.2-120.1. Presumption of no bail for illegal aliens charged with certain crimes. [Repealed].	4 hits
19.2-121	19.2-121. Fixing terms of bail.	4 hits
19.2-152.10	19.2-152.10. Protective order.	4 hits
19.2-297.1	19.2-297.1. Sentence of person twice previously convicted of certain violent felonies.	12 hits
19.2-303.01	19.2-303.01. Reduction of sentence; substantial assistance to prosecution.	4 hits
19.2-303.3	19.2-303.3. Sentence to local community-based probation services; services agency; requirements for participation; sentencing; and removal from probation; payment of costs towards supervision and services.	4 hits
19.2-303.6	19.2-303.6. Deferred disposition in a criminal case; persons with autism or intellectual disabilities.	4 hits
19.2-310.2:1	19.2-310.2:1. Saliva or tissue sample required for DNA analysis after arrest for a violent felony.	4 hits
19.2-316.1	19.2-316.1. Eligibility for participation; evaluation; sentencing; withdrawal or removal from program. [Repealed].	4 hits
19.2-316.4	19.2-316.4. Eligibility for participation in community corrections alternative program; evaluation; sentencing; withdrawal or removal from program; payment of costs.	4 hits
19.2-319	19.2-319. When execution of sentence to be suspended; bail; appeal from denial.	4 hits

Title 53.1 Prisons and Other Methods of Correction - 4 Results (By Chapter and Article)

53.1-128	53.1-128. Workforces and authorized work places.	4 hits
53.1-131.1	53.1-131.1. Provision for sentencing of person to nonconsecutive days in jail; payment to defray costs; penalty.	4 hits
53.1-180	53.1-180. Purpose. [Repealed].	4 hits
53.1-231.2	53.1-231.2. Restoration of the civil right to be eligible to register to vote to certain persons.	4 hits

§ 53.1-40.02 Referenced in the Code of Virginia

Title 18.2 Crimes and Offenses Generally - 1 Results (By Chapter and Article)

18.2-10	18.2-10. Punishment for conviction of felony; penalty.	4 hits
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Title 53.1 Prisons and Other Methods of Correction - 21 Results (By Chapter and Article)

53.1-32	53.1-32. Treatment and control of prisoners; recreation; religious services.	4 hits
53.1-32.01	53.1-32.01. Payment for bodily injury.	4 hits
53.1-32.1	53.1-32.1. Classification system; program assignments; mandatory participation.	4 hits
53.1-32.2	53.1-32.2. Reentry planning.	4 hits
53.1-33	53.1-33. Physical examination of prisoner; ability to work.	4 hits
53.1-33.1	53.1-33.1. Mandatory testing for human immunodeficiency virus.	4 hits
53.1-34	53.1-34. Treatment of prisoner with contagious disease.	4 hits
53.1-35	53.1-35. Correspondence privileges; receipt of publications.	4 hits
53.1-35.1	53.1-35.1. Electronic visitation and messaging with inmates; fees.	4 hits
53.1-35.2	53.1-35.2. Visitation of certain prisoners by minor dependents.	4 hits
53.1-36	53.1-36. Prisoners may assist in medical research programs.	4 hits
53.1-37	53.1-37. Furloughs generally; travel expenses; penalties for violations.	4 hits
53.1-38	53.1-38. When ineligible for furloughs.	4 hits
53.1-39	53.1-39. Certain punishment of prisoners prohibited.	4 hits
53.1-39.1	53.1-39.1. Restrictive housing; data collection and reporting; report.	4 hits
53.1-39.2	53.1-39.2. Restorative housing; restrictions on use.	4 hits
53.1-39.3	Use of canines in state correctional facilities; prohibited acts; policies and regulations made public; incidents of use of canines reported; exception.	4 hits
53.1-40	53.1-40. Appointment of counsel for indigent prisoners.	4 hits
53.1-40.01	53.1-40.01. Conditional release of geriatric prisoners.	4 hits
53.1-40.02	53.1-40.02. Conditional release of terminally ill prisoners.	16 hits
53.1-136	53.1-136. Powers and duties of Board; notice of release of certain inmates.	12 hits

§ 17.1-805.1

The amendment, passed by the General Assembly in 2022, now allows the VCSC to recommend enhancements based on practice instead of the initial enhancements imposed by statute.

Title 17.1 Courts of Record.

Chap. 8 Virginia Criminal Sentencing Commission, §§ 17.1-800 — 17.1-806

§ 17.1-805.1. Discretionary sentencing guideline midpoints for certain defendants. — The Commission shall adopt discretionary felony sentencing guidelines that may increase the midpoint of the recommended sentencing range based on the defendant's record of convictions for violent felony offenses, as defined in subsection C of § 17.1-805.

For guidelines that become effective on or after July 1, 2022, the Commission may increase the midpoint of the recommended sentencing range for such defendants as set forth in subsection A of § 17.1-805 or the Commission may recommend increases in the midpoint to the degree indicated by historical data for felony offenses sentenced in the Commonwealth. Any recommendations adopted by the Commission to modify the sentencing guidelines midpoints shall be contained in the annual report required under § 17.1-803 and shall become effective in accordance with § 17.1-806.

(2022, cc. 723, 783.)

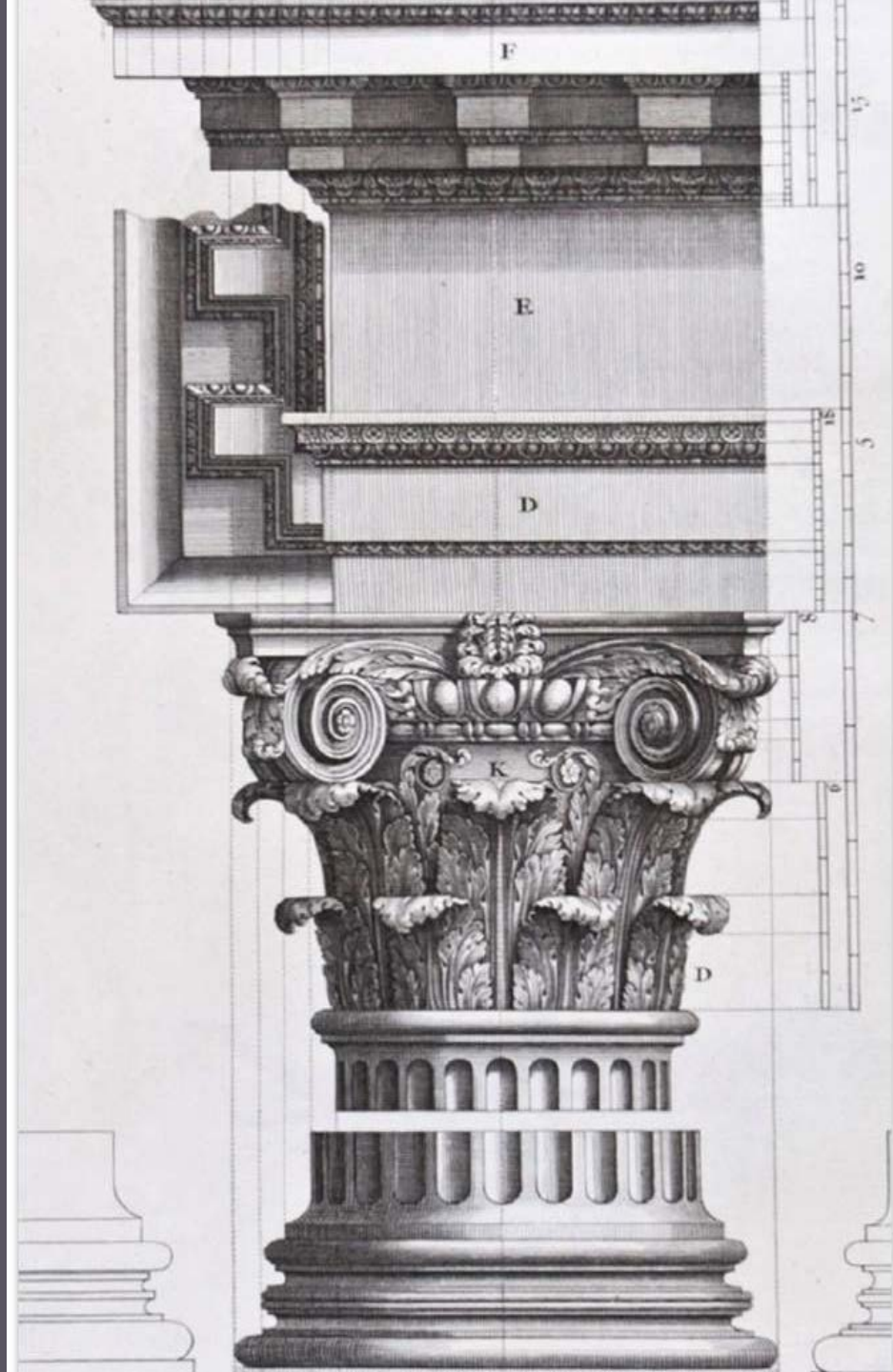
Planning the Review

March 24, 2025, there was a consensus that the Commission Members Would Review § 17.1-805, and Not an Independent Group.

1. Establish a process
2. Determine date(s)
3. Request additional information for decision making

1

WHAT IS THE PROCESS?



What is the Process?

1. Invite stakeholders to submit suggestions in writing to be considered before the meeting?
2. Include both live and virtual public comments at the meeting?
3. How do we identify offenses in Question?

HB2456 would have added the following:

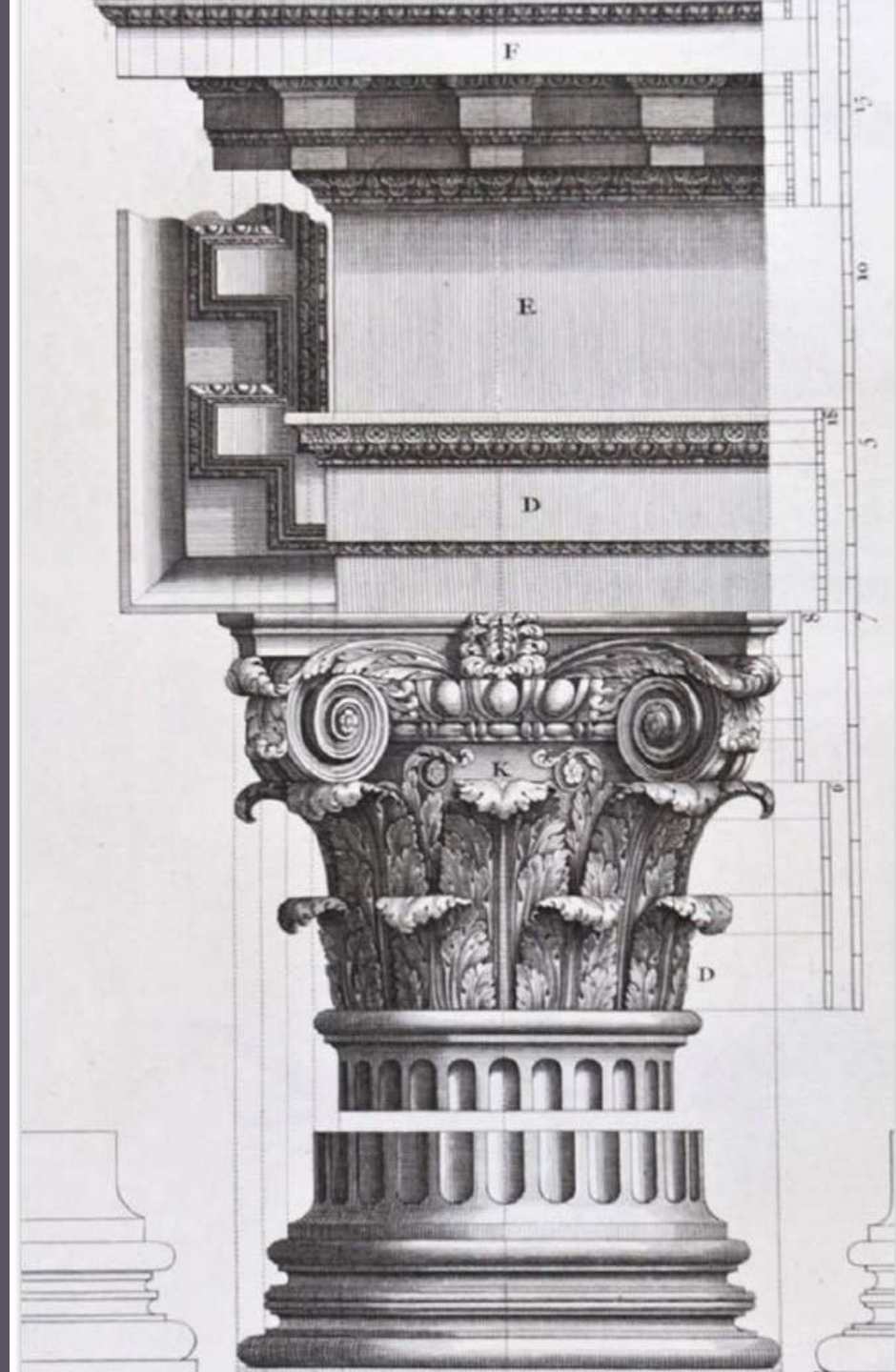
- § 18.2-47 - Abduction of a minor (Class 2 felony);
- § 18.2-51.7 - Genital mutilation (Class 2 felony);
- § 18.2-55.1 - Bodily injury caused by hazing (Class 1 misdemeanor);
- § 18.2-64.2 - Carnal knowledge by law enforcement officer, DOC staff, bondsman, etc. (Class 6 felony);
- § 18.2-144.1 - Killing or severely injuring law enforcement animal (Class 5 felony);
- § 18.2-308.5 - Manufacture, transfer, or possess plastic firearm (Class 5 felony); and
- § 18.2-308.5:1 - Manufacture, transfer, or possess trigger activator (Class 6 felony).

HB2456 would have removed the following:

- § 18.2-60.3 - Felony stalking, 2nd within 5 years (Class 6 felony);
- § 18.2-89 - Burglary at night while armed (Class 2 felony);
- § 18.2-92 - Burglary with intent to commit misd. (Class 6 felony);
- § 18.2-152.7 – Unlawfully using computer to cause physical injury (Class 6 felony);
- § 18.2-287.2 - Wearing body armor during crime (Class 4 felony);
- § 18.2-355 - Procurement for prostitution that does not involve the use of force, threat, or coercion (Class 3 and 4 felonies);
- § 18.2-366 - Incest between adults that does not involve force, threat, or coercion (Class 5 felony);
- § 18.2-474.1 - Delivery of drugs (Class 5 felony) or weapons (Class 3 felony) to prisoners;
- § 37.2-917 - Escape of sexually violent predator from civil commitment facility (Class 6 felony); and
- § 53.1-203 - Certain felonies by prisoners: escape, possession of unlawful chemicals/Schedule III drug or marijuana, damage to fire protection equipment (Class 5 and 6 felonies).

2

DETERMINE DATE(S)



Determine the Date(s)

1. Delegate Mike Cherry can attend
September 3, 2025, at 1pm

2. Dates to avoid:

- June 2-6, 18-20, 23
- July 16-18
- July 23
- Aug 4-12

2025 JUNE						
SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
1	2	3 X	4 X	5 X	6 X	7
8	9	10	11	12	13	14
15	16	17	18 X	19 X	20 X	21
22	23 X	24	25	26	27	28
29	30					

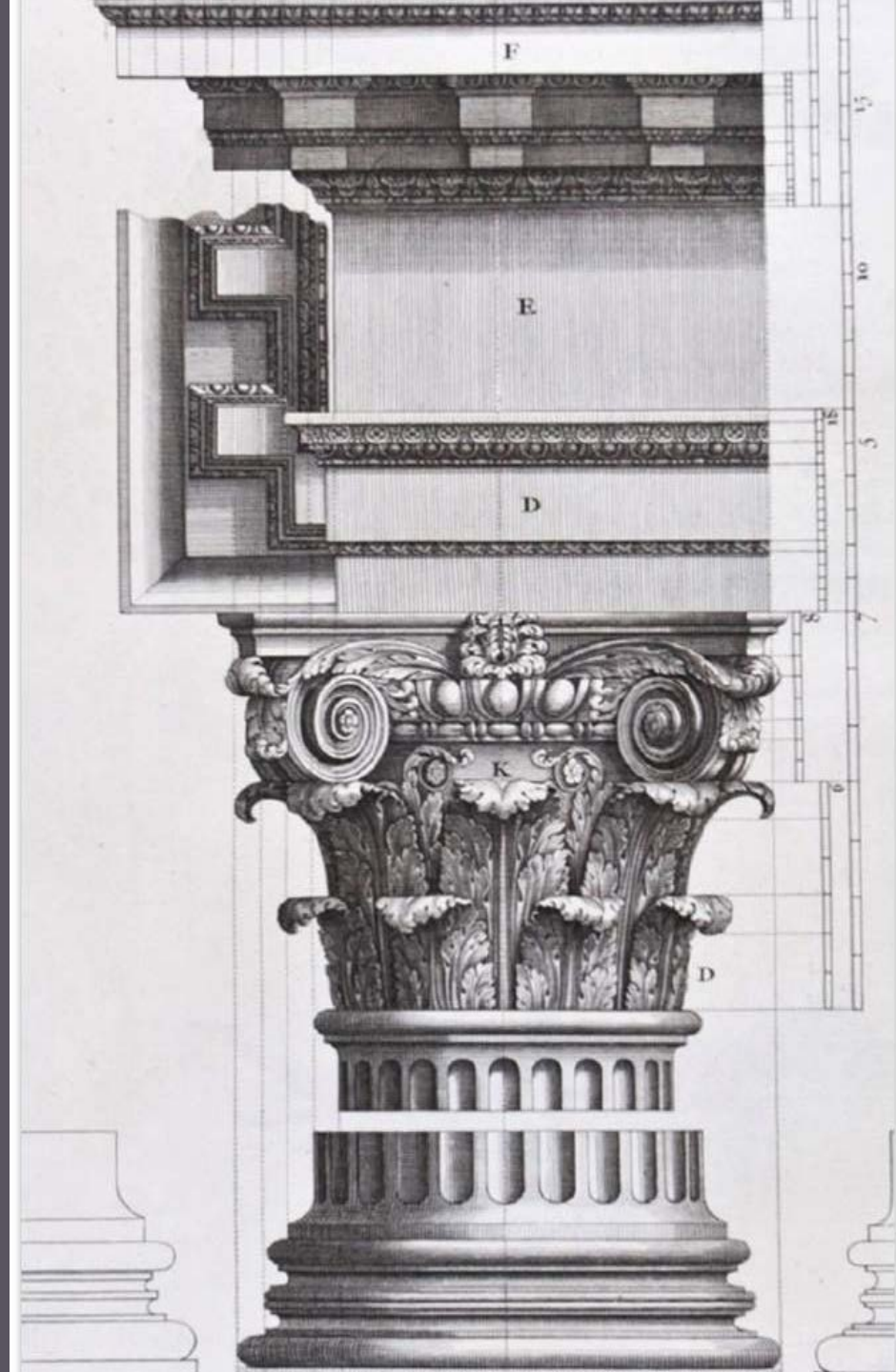
2025 JULY						
SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16 X	17 X	18 X	19
20	21	22	23 X	24	25	26
27	28	29	30	31		

AUGUST 2025						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
					1	2
3	4 X	5 X	6 X	7 X	8 X	9
10	11 X	12 X	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

SEPTEMBER 2025						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
	1	2	3 VCSC	4	5	6
	Labor Day					
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30				
						2 1

3

ADDITIONAL
INFORMATION
NEEDED



Request Additional Information for Decision Making

1. Number of convictions for each offense to be removed or added?
2. Provide the complete statute for each offense in question?
3. Determine legislative intent, when possible, or provide the history as needed?

Title 18.2 Crimes and Offenses Generally
Chap. 5 Crimes Against Property, §§ 18.2-77 — 18.2-167.1
Art. 7.1 Computer Crimes, §§ 18.2-152.1 — 18.2-152.16

§ 18.2-152.7. Personal trespass by computer; penalty. —

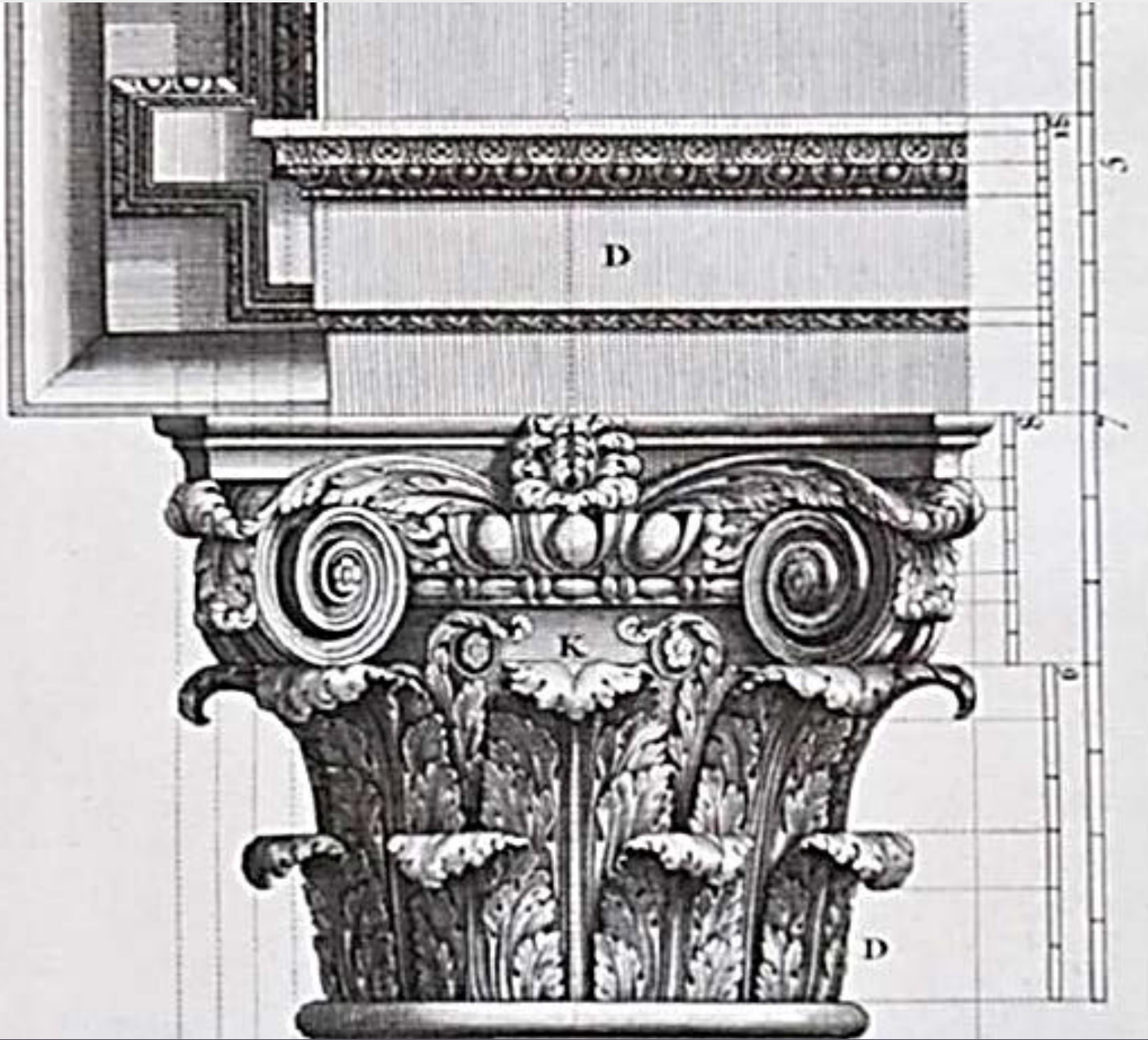
A. A person is guilty of the crime of personal trespass by computer when he uses a computer or computer network to cause physical injury to an individual.

B. If committed maliciously, the crime of personal trespass by computer shall be punishable as a Class 3 felony. If such act is done unlawfully but not maliciously, the crime of personal trespass by computer shall be punishable as a Class 6 felony.

(1984, c. 751; 1985, c. 322; 2003, cc. 987, 1016; 2005, cc. 746, 761, 827.)

History: 2003 -Increased Unlawfully from Class 1 Misdemeanor to Class 6 Felony; 2005 - Removed “without authority and with the intent” from Paragraph A

Computer Trespass - Injury to Person			
Malicious computer use - intent physical injury to individual	COM-2965-F3	§18.2-152.7	5Y-20Y (II)
Unlawful computer use - intent physical injury to individual	COM-2966-F6	§18.2-152.7	1Y-5Y (II)



SUMMARY

Of Decisions Made Today