

SENATE BILL NO. 528

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the Senate Committee for Courts of Justice

on \_\_\_\_\_)

(Patron Prior to Substitute--Senator Sturtevant)

A BILL to amend the Code of Virginia by adding in Article 1 of Chapter 11 of Tile 18.2 a section numbered 18.2-485.1, relating to crimes; offenses against the sovereignty of the Commonwealth; unfaithful delegates to a convention for proposing amendments to the Constitution of the United States.

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

**1. That the Code of Virginia is amended by adding in Article 1 of Chapter 11 of Title 18.2 a section numbered 18.2-485.1 as follows:**

**§ 18.2-485.1. Unfaithful delegates to a convention for proposing amendments to the Constitution of the United States; penalties.**

A. As used in this section:

"Commission" means the resolution or other measure adopted by the General Assembly that sets forth the names of the appointed delegates, the scope of their authority, and other instructions.

"Delegate" means a person selected by resolution of the General Assembly to represent the Commonwealth at a convention for proposing amendments to the Constitution of the United States.

"Interim delegate" means a person selected to fill a vacancy in the delegation set forth in the commission.

B. A delegate or interim delegate to a convention for proposing amendments to the Constitution of the United States shall not vote or otherwise act beyond the authority granted in his commission, as altered by any duly issued subsequent instructions provided before the vote or other action takes place. A delegate or interim delegate who exceeds the scope of his authority is guilty of a Class 1 misdemeanor.

26 C. Any individual who knowingly bribes, threatens, intimidates, or unlawfully obstructs or  
27 attempts to bribe, threaten, intimidate, or unlawfully obstruct in the performance of his duties any delegate  
28 or interim delegate from the Commonwealth or any other state that is a party to a convention for proposing  
29 amendments to the Constitution of the United States is guilty of a Class 1 misdemeanor.

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