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HOUSE BILL NO. 1427

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the House Committee for Courts of Justice

on _____)

(Patron Prior to Substitute--Delegate Webert)

A BILL to amend and reenact § 19.2-303.1 of the Code of Virginia, relating to fixing period of suspension of sentence; sexual battery; sexual abuse of a child 13 years of age or older but under 15 years of age.

Be it enacted by the General Assembly of Virginia:

1. That § 19.2-303.1 of the Code of Virginia is amended and reenacted as follows:

§ 19.2-303.1. Fixing period of suspension of sentence.

In any case where a court suspends the imposition or execution of a sentence, it may fix the period of suspension for up to the statutory maximum period for which the defendant might originally have been sentenced to be imprisoned; however, the court may fix the period of suspension for a period not to exceed three years for a violation of § 18.2-67.4 or 18.2-67.4:2. The limitation on the period of suspension shall not apply to the extent that an additional period of suspension is necessary for the defendant to participate in a court-ordered program.

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