

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding a section numbered 17.1-805.1, relating to*
3 *discretionary sentencing guidelines; midpoint for violent felony offenses.*

4 [H 1320]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That the Code of Virginia is amended by adding a section numbered 17.1-805.1 as follows:**8 ***§ 17.1-805.1. Discretionary sentencing guideline midpoints for certain defendants.***

9 *The Commission shall adopt discretionary felony sentencing guidelines that may increase the*
10 *midpoint of the recommended sentencing range based on the defendant's record of convictions for*
11 *violent felony offenses, as defined in subsection C of § 17.1-805.*

12 *For guidelines that become effective on or after July 1, 2022, the Commission may increase the*
13 *midpoint of the recommended sentencing range for such defendants as set forth in subsection A of*
14 *§ 17.1-805 or the Commission may recommend increases in the midpoint to the degree indicated by*
15 *historical data for felony offenses sentenced in the Commonwealth. Any recommendations adopted by the*
16 *Commission to modify the sentencing guidelines midpoints shall be contained in the annual report*
17 *required under § 17.1-803 and shall become effective in accordance with § 17.1-806.*

18 **2. That the provisions of this act may result in a net increase in periods of imprisonment or**
19 **commitment. Pursuant to § 30-19.1:4 of the Code of Virginia, the estimated amount of the**
20 **necessary appropriation is \$0 for periods of imprisonment in state adult correctional facilities and**
21 **cannot be determined for periods of commitment to the custody of the Department of Juvenile**
22 **Justice.**

ENROLLED

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