

2022 SESSION

LEGISLATION NOT PREPARED BY DLS
INTRODUCED

22104999D

HOUSE BILL NO. 1356

Offered January 21, 2022

A BILL to amend and reenact §§ 18.2-248, 18.2-248.01, and 19.2-303 of the Code of Virginia, relating to manufacturing, selling, giving, distributing or possessing with intent to manufacture, sell, give, or distribute a controlled substance; fentanyl; penalties.

Patron—Anderson

Committee Referral Pending

Be it enacted by the General Assembly of Virginia:

1. That §§ 18.2-248 and 19.2-303 of the Code of Virginia are amended and reenacted as follows:

§ 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.

A. Except as authorized in the Drug Control Act (§ 54.1-3400 et seq.), it shall be unlawful for any person to manufacture, sell, give, distribute, or possess with intent to manufacture, sell, give or distribute a controlled substance or an imitation controlled substance.

B. In determining whether any person intends to manufacture, sell, give or distribute an imitation controlled substance, the court may consider, in addition to all other relevant evidence, whether any distribution or attempted distribution of such pill, capsule, tablet or substance in any other form whatsoever included an exchange of or a demand for money or other property as consideration, and, if so, whether the amount of such consideration was substantially greater than the reasonable value of such pill, capsule, tablet or substance in any other form whatsoever, considering the actual chemical composition of such pill, capsule, tablet or substance in any other form whatsoever and, where applicable, the price at which over-the-counter substances of like chemical composition sell.

C. Except as provided in subsection C1, any person who violates this section with respect to a controlled substance classified in Schedule I or II shall upon conviction be imprisoned for not less than five nor more than 40 years and fined not more than \$500,000. Upon a second conviction of such a violation, and it is alleged in the warrant, indictment, or information that the person has been before convicted of such an offense or of a substantially similar offense in any other jurisdiction, which offense would be a felony if committed in the Commonwealth, and such prior conviction occurred before the date of the offense alleged in the warrant, indictment, or information, any such person may, in the discretion of the court or jury imposing the sentence, be sentenced to imprisonment for life or for any period not less than five years, three years of which shall be a mandatory minimum term of imprisonment to be served consecutively with any other sentence, and he shall be fined not more than \$500,000.

When a person is convicted of a third or subsequent offense under this subsection and it is alleged in the warrant, indictment or information that he has been before convicted of two or more such offenses or of substantially similar offenses in any other jurisdiction which offenses would be felonies if committed in the Commonwealth and such prior convictions occurred before the date of the offense alleged in the warrant, indictment, or information, he shall be sentenced to imprisonment for life or for a period of not less than 10 years, 10 years of which shall be a mandatory minimum term of imprisonment to be served consecutively with any other sentence, and he shall be fined not more than \$500,000.

Any person who manufactures, sells, gives, distributes or possesses with the intent to manufacture, sell, give, or distribute the following is guilty of a felony punishable by a fine of not more than \$1 million and imprisonment for five years to life, five years of which shall be a mandatory minimum term of imprisonment to be served consecutively with any other sentence:

1. 100 grams or more of a mixture or substance containing a detectable amount of heroin;
2. 500 grams or more of a mixture or substance containing a detectable amount of:
 - a. Coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed;
 - b. Cocaine, its salts, optical and geometric isomers, and salts of isomers;
 - c. Ecgonine, its derivatives, their salts, isomers, and salts of isomers; or
 - d. Any compound, mixture, or preparation that contains any quantity of any of the substances referred to in subdivisions 2a through 2c;
3. 250 grams or more of a mixture or substance described in subdivisions 2a through 2d that contain cocaine base; or

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59 4. 10 grams or more of methamphetamine, its salts, isomers, or salts of its isomers or 20 grams or
60 more of a mixture or substance containing a detectable amount of methamphetamine, its salts, isomers,
61 or salts of its isomers.

62 The mandatory minimum term of imprisonment to be imposed for a violation of this subsection shall
63 not be applicable if the court finds that:

64 a. The person does not have a prior conviction for an offense listed in subsection C of § 17.1-805;

65 b. The person did not use violence or credible threats of violence or possess a firearm or other
66 dangerous weapon in connection with the offense or induce another participant in the offense to do so;

67 c. The offense did not result in death or serious bodily injury to any person;

68 d. The person was not an organizer, leader, manager, or supervisor of others in the offense, and was
69 not engaged in a continuing criminal enterprise as defined in subsection I; and

70 e. Not later than the time of the sentencing hearing, the person has truthfully provided to the
71 Commonwealth all information and evidence the person has concerning the offense or offenses that were
72 part of the same course of conduct or of a common scheme or plan, but the fact that the person has no
73 relevant or useful other information to provide or that the Commonwealth already is aware of the
74 information shall not preclude a determination by the court that the defendant has complied with this
75 requirement.

76 C1. Any person who violates this section with respect to the manufacturing of methamphetamine, its
77 salts, isomers, or salts of its isomers or less than 200 grams of a mixture or substance containing a
78 detectable amount of methamphetamine, its salts, isomers, or salts of its isomers shall, upon conviction,
79 be imprisoned for not less than 10 nor more than 40 years and fined not more than \$500,000. Upon a
80 second conviction of such a violation, any such person may, in the discretion of the court or jury
81 imposing the sentence, be sentenced to imprisonment for life or for any period not less than 10 years,
82 and be fined not more than \$500,000. When a person is convicted of a third or subsequent offense
83 under this subsection and it is alleged in the warrant, indictment, or information that he has been
84 previously convicted of two or more such offenses or of substantially similar offenses in any other
85 jurisdiction, which offenses would be felonies if committed in the Commonwealth and such prior
86 convictions occurred before the date of the offense alleged in the warrant, indictment, or information, he
87 shall be sentenced to imprisonment for life or for a period not less than 10 years, three years of which
88 shall be a mandatory minimum term of imprisonment to be served consecutively with any other sentence
89 and he shall be fined not more than \$500,000.

90 Upon conviction, in addition to any other punishment, a person found guilty of this offense shall be
91 ordered by the court to make restitution, as the court deems appropriate, to any innocent property owner
92 whose property is damaged, destroyed, or otherwise rendered unusable as a result of such
93 methamphetamine production. This restitution shall include the person's or his estate's estimated or actual
94 expenses associated with cleanup, removal, or repair of the affected property. If the property that is
95 damaged, destroyed, or otherwise rendered unusable as a result of such methamphetamine production is
96 property owned in whole or in part by the person convicted, the court shall order the person to pay to
97 the Methamphetamine Cleanup Fund authorized in § 18.2-248.04 the reasonable estimated or actual
98 expenses associated with cleanup, removal, or repair of the affected property or, if actual or estimated
99 expenses cannot be determined, the sum of \$10,000. The convicted person shall also pay the cost of
100 certifying that any building that is cleaned up or repaired pursuant to this section is safe for human
101 occupancy according to the guidelines established pursuant to § 32.1-11.7.

102 C2. *The punishment for any person who sells, gives, distributes, or possesses with the intent to sell,*
103 *give, or distribute fentanyl shall include the following:*

104 C2. 1. *The punishment for any person who knowingly sells, gives, or distributes at least 2mg of*
105 *fentanyl to another person without the knowledge of the receiver shall be guilty of attempted murder in*
106 *the Second Degree pursuant to 18.2-26 and 18.2-32 of the Code of Virginia.*

107 5. *If such sale, gift, or distribution of fentanyl results in the death of the recipient the distributor of*
108 *at least 2mg of fentanyl, he shall be guilty of murder in the second degree pursuant to 18.2-32 of the*
109 *Code of Virginia.*

110 **§ 18.2-248.01. Transporting controlled substances into the Commonwealth; penalty.**

111 *Except as authorized in the Drug Control Act (§ 54.1-3400 et seq.) it is unlawful for any person to*
112 *transport into the Commonwealth by any means with intent to sell or distribute 100 mg or more of*
113 *fentanyl, one ounce or more of cocaine, coca leaves or any salt, compound, derivative or preparation*
114 *thereof as described in Schedule II of the Drug Control Act or one ounce or more of any other Schedule*
115 *I or II controlled substance or five or more pounds of marijuana. A violation of this section shall*
116 *constitute a separate and distinct felony. Upon conviction, the person shall be sentenced to not less than*
117 *five years nor more than 40 years imprisonment, three years of which shall be a mandatory minimum*
118 *term of imprisonment, and a fine not to exceed \$1,000,000. A second or subsequent conviction*
119 *hereunder shall be punishable by a mandatory minimum term of imprisonment of 10 years, which shall*
120 *be served consecutively with any other sentence.*

The punishment for any person who manufactures or possess with the intent to manufacture fentanyl in any quantity shall include a mandatory minimum term of imprisonment for 20 years and a mandatory period of supervised probation for life.

Additionally, the punishment for any person who knowingly sells, gives, or distributes fentanyl to another person who believes he is purchasing any other substance and that such substance does not contain fentanyl shall include an additional mandatory minimum term of imprisonment of 10 years and an additional mandatory period of supervised probation of 10 years. If such sale, gift, or distribution results in the death of the person purchasing such substance, the punishment shall include a mandatory minimum term of imprisonment of 25 years and a mandatory period of supervised probation for life.

D. If such person proves that he gave, distributed or possessed with intent to give or distribute a controlled substance classified in Schedule I or II only as an accommodation to another individual who is not an inmate in a community correctional facility, local correctional facility or state correctional facility as defined in § 53.1-1 or in the custody of an employee thereof, and not with intent to profit thereby from any consideration received or expected nor to induce the recipient or intended recipient of the controlled substance to use or become addicted to or dependent upon such controlled substance, he shall be guilty of a Class 5 felony.

E. If the violation of the provisions of this article consists of the filling by a pharmacist of the prescription of a person authorized under this article to issue the same, which prescription has not been received in writing by the pharmacist prior to the filling thereof, and such written prescription is in fact received by the pharmacist within one week of the time of filling the same, or if such violation consists of a request by such authorized person for the filling by a pharmacist of a prescription which has not been received in writing by the pharmacist and such prescription is, in fact, written at the time of such request and delivered to the pharmacist within one week thereof, either such offense shall constitute a Class 4 misdemeanor.

E1. Any person who violates this section with respect to a controlled substance classified in Schedule III except for an anabolic steroid classified in Schedule III, constituting a violation of § 18.2-248.5, shall be guilty of a Class 5 felony.

E2. Any person who violates this section with respect to a controlled substance classified in Schedule IV shall be guilty of a Class 6 felony.

E3. Any person who proves that he gave, distributed or possessed with the intent to give or distribute a controlled substance classified in Schedule III or IV, except for an anabolic steroid classified in Schedule III, constituting a violation of § 18.2-248.5, only as an accommodation to another individual who is not an inmate in a community correctional facility, local correctional facility or state correctional facility as defined in § 53.1-1 or in the custody of an employee thereof, and not with the intent to profit thereby from any consideration received or expected nor to induce the recipient or intended recipient of the controlled substance to use or become addicted to or dependent upon such controlled substance, is guilty of a Class 1 misdemeanor.

F. Any person who violates this section with respect to a controlled substance classified in Schedule V or Schedule VI or an imitation controlled substance which imitates a controlled substance classified in Schedule V or Schedule VI, shall be guilty of a Class 1 misdemeanor.

G. Any person who violates this section with respect to an imitation controlled substance which imitates a controlled substance classified in Schedule I, II, III, or IV shall be guilty of a Class 6 felony. In any prosecution brought under this subsection, it is not a defense to a violation of this subsection that the defendant believed the imitation controlled substance to actually be a controlled substance.

H. Any person who manufactures, sells, gives, distributes or possesses with the intent to manufacture, sell, give or distribute the following:

1. 1.0 kilograms or more of a mixture or substance containing a detectable amount of heroin;
2. 5.0 kilograms or more of a mixture or substance containing a detectable amount of:
 - a. Coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed;
 - b. Cocaine, its salts, optical and geometric isomers, and salts of isomers;
 - c. Ecgonine, its derivatives, their salts, isomers, and salts of isomers; or
 - d. Any compound, mixture, or preparation which contains any quantity of any of the substances referred to in subdivisions a through c;
3. 2.5 kilograms or more of a mixture or substance described in subdivision 2 which contains cocaine base;
4. 100 kilograms or more of a mixture or substance containing a detectable amount of marijuana; or
5. 100 grams or more of methamphetamine, its salts, isomers, or salts of its isomers or 200 grams or more of a mixture or substance containing a detectable amount of methamphetamine, its salts, isomers, or salts of its isomers shall be guilty of a felony punishable by a fine of not more than \$1 million and imprisonment for 20 years to life, 20 years of which shall be a mandatory minimum sentence. Such

182 mandatory minimum sentence shall not be applicable if the court finds that (i) the person does not have
183 a prior conviction for an offense listed in subsection C of § 17.1-805; (ii) the person did not use
184 violence or credible threats of violence or possess a firearm or other dangerous weapon in connection
185 with the offense or induce another participant in the offense to do so; (iii) the offense did not result in
186 death or serious bodily injury to any person; (iv) the person was not an organizer, leader, manager, or
187 supervisor of others in the offense, and was not engaged in a continuing criminal enterprise as defined
188 in subsection I of this section; and (v) not later than the time of the sentencing hearing, the person has
189 truthfully provided to the Commonwealth all information and evidence the person has concerning the
190 offense or offenses that were part of the same course of conduct or of a common scheme or plan, but
191 the fact that the person has no relevant or useful other information to provide or that the Commonwealth
192 already is aware of the information shall not preclude a determination by the court that the defendant
193 has complied with this requirement.

194 H1. Any person who was the principal or one of several principal administrators, organizers or
195 leaders of a continuing criminal enterprise shall be guilty of a felony if (i) the enterprise received at
196 least \$100,000 but less than \$250,000 in gross receipts during any 12-month period of its existence from
197 the manufacture, importation, or distribution of heroin or cocaine or ecgonine or methamphetamine or
198 the derivatives, salts, isomers, or salts of isomers thereof or marijuana or (ii) the person engaged in the
199 enterprise to manufacture, sell, give, distribute or possess with the intent to manufacture, sell, give or
200 distribute the following during any 12-month period of its existence:

201 1. At least 1.0 kilograms but less than 5.0 kilograms of a mixture or substance containing a
202 detectable amount of heroin;

203 2. At least 5.0 kilograms but less than 10 kilograms of a mixture or substance containing a detectable
204 amount of:

205 a. Coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and
206 derivatives of ecgonine or their salts have been removed;

207 b. Cocaine, its salts, optical and geometric isomers, and salts of isomers;

208 c. Ecgonine, its derivatives, their salts, isomers, and salts of isomers; or

209 d. Any compound, mixture, or preparation which contains any quantity of any of the substances
210 referred to in subdivisions a through c;

211 3. At least 2.5 kilograms but less than 5.0 kilograms of a mixture or substance described in
212 subdivision 2 which contains cocaine base;

213 4. At least 100 kilograms but less than 250 kilograms of a mixture or substance containing a
214 detectable amount of marijuana; or

215 5. At least 100 grams but less than 250 grams of methamphetamine, its salts, isomers, or salts of its
216 isomers or at least 200 grams but less than 1.0 kilograms of a mixture or substance containing a
217 detectable amount of methamphetamine, its salts, isomers, or salts of its isomers.

218 A conviction under this section shall be punishable by a fine of not more than \$1 million and
219 imprisonment for 20 years to life, 20 years of which shall be a mandatory minimum sentence.

220 H2. Any person who was the principal or one of several principal administrators, organizers or
221 leaders of a continuing criminal enterprise if (i) the enterprise received \$250,000 or more in gross
222 receipts during any 12-month period of its existence from the manufacture, importation, or distribution
223 of heroin or cocaine or ecgonine or methamphetamine or the derivatives, salts, isomers, or salts of
224 isomers thereof or marijuana or (ii) the person engaged in the enterprise to manufacture, sell, give,
225 distribute or possess with the intent to manufacture, sell, give or distribute the following during any
226 12-month period of its existence:

227 1. At least 5.0 kilograms of a mixture or substance containing a detectable amount of heroin;

228 2. At least 10 kilograms of a mixture or substance containing a detectable amount of:

229 a. Coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and
230 derivatives of ecgonine or their salts have been removed;

231 b. Cocaine, its salts, optical and geometric isomers, and salts of isomers;

232 c. Ecgonine, its derivatives, their salts, isomers, and salts of isomers; or

233 d. Any compound, mixture, or preparation which contains any quantity of any of the substances
234 referred to in subdivisions a through c;

235 3. At least 5.0 kilograms of a mixture or substance described in subdivision 2 which contains cocaine
236 base;

237 4. At least 250 kilograms of a mixture or substance containing a detectable amount of marijuana; or

238 5. At least 250 grams of methamphetamine, its salts, isomers, or salts of its isomers or at least 1.0
239 kilograms of a mixture or substance containing a detectable amount of methamphetamine, its salts,
240 isomers, or salts of its isomers shall be guilty of a felony punishable by a fine of not more than \$1
241 million and imprisonment for life, which shall be served with no suspension in whole or in part. Such
242 punishment shall be made to run consecutively with any other sentence. However, the court may impose
243 a mandatory minimum sentence of 40 years if the court finds that the defendant substantially cooperated

with law-enforcement authorities.

I. For purposes of this section, a person is engaged in a continuing criminal enterprise if (i) he violates any provision of this section, the punishment for which is a felony and either (ii) such violation is a part of a continuing series of violations of this section which are undertaken by such person in concert with five or more other persons with respect to whom such person occupies a position of organizer, a supervisory position, or any other position of management, and from which such person obtains substantial income or resources or (iii) such violation is committed, with respect to methamphetamine or other controlled substance classified in Schedule I or II, for the benefit of, at the direction of, or in association with any criminal street gang as defined in § 18.2-46.1.

J. Except as authorized in the Drug Control Act (§ 54.1-3400 et seq.), any person who possesses any two or more different substances listed below with the intent to manufacture methamphetamine, methcathinone, or amphetamine is guilty of a Class 6 felony: liquefied ammonia gas, ammonium nitrate, ether, hypophosphorus acid solutions, hypophosphite salts, hydrochloric acid, iodine crystals or tincture of iodine, phenylacetone, phenylacetic acid, red phosphorus, methylamine, methyl formamide, lithium, sodium metal, sulfuric acid, sodium hydroxide, potassium dichromate, sodium dichromate, potassium permanganate, chromium trioxide, methylbenzene, methamphetamine precursor drugs, trichloroethane, or 2-propanone.

K. The term "methamphetamine precursor drug," when used in this article, means a drug or product containing ephedrine, pseudoephedrine, or phenylpropanolamine or any of their salts, optical isomers, or salts of optical isomers.

§ 18.2-248.01. Transporting controlled substances into the Commonwealth; penalty.

Except as authorized in the Drug Control Act (§ 54.1-3400 et seq.) it is unlawful for any person to transport into the Commonwealth by any means with intent to sell or distribute one ounce or more of cocaine, coca leaves or any salt, compound, derivative or preparation thereof as described in Schedule II of the Drug Control Act or one ounce or more of any other Schedule I or II controlled substance or five or more pounds of marijuana. A violation of this section shall constitute a separate and distinct felony. Upon conviction, the person shall be sentenced to not less than five years nor more than 40 years imprisonment, three years of which shall be a mandatory minimum term of imprisonment, and a fine not to exceed \$1,000,000. A second or subsequent conviction hereunder shall be punishable by a mandatory minimum term of imprisonment of 10 years, which shall be served consecutively with any other sentence.

§ 19.2-303. Suspension or modification of sentence; probation; taking of fingerprints and blood, saliva, or tissue sample as condition of probation.

After conviction, whether with or without jury, the court may suspend imposition of sentence or suspend the sentence in whole or part and in addition may place the defendant on probation under such conditions as the court shall determine, including monitoring by a GPS (Global Positioning System) tracking device, or other similar device, or may, as a condition of a suspended sentence, require the defendant to make at least partial restitution to the aggrieved party or parties for damages or loss caused by the offense for which convicted, or to perform community service, or both, under terms and conditions which shall be entered in writing by the court. The court may fix the period of probation for up to the statutory maximum period for which the defendant might originally have been sentenced to be imprisoned. ~~Any~~ *Unless otherwise provided by law, any* period of supervised probation shall not exceed five years from the release of the defendant from any active period of incarceration. The limitation on the period of probation shall not apply to the extent that an additional period of probation is necessary (i) for the defendant to participate in a court-ordered program or (ii) if a defendant owes restitution and is still subject to restitution compliance review hearings in accordance with § 19.2-305.1. The defendant may be ordered by the court to pay the cost of the GPS tracking device or other similar device. If, however, the court suspends or modifies any sentence fixed by a jury pursuant to § 19.2-295, the court shall file a statement of the reasons for the suspension or modification in the same manner as the statement required pursuant to subsection B of § 19.2-298.01. The judge, after convicting the defendant of any offense for which a report to the Central Criminal Records Exchange is required in accordance with subsection A of § 19.2-390, shall determine whether a copy of the defendant's fingerprints or fingerprint identification information has been provided by a law-enforcement officer to the clerk of court for each such offense. In any case where fingerprints or fingerprint identification information has not been provided by a law-enforcement officer to the clerk of court, the judge shall require that fingerprints and a photograph be taken by a law-enforcement officer as a condition of probation or of the suspension of the imposition or execution of any sentence for such offense. Such fingerprints shall be submitted to the Central Criminal Records Exchange under the provisions of subsection D of § 19.2-390.

In those courts having electronic access to the Local Inmate Data System (LIDS) within the courtroom, prior to or upon sentencing, the clerk of court shall also determine by reviewing LIDS

whether a blood, saliva, or tissue sample has been taken for DNA analysis and submitted to the DNA data bank maintained by the Department of Forensic Science pursuant to Article 1.1 (§ 19.2-310.2 et seq.) of Chapter 18 of this title. In any case in which the clerk has determined that a DNA sample or analysis is not stored in the DNA data bank, or in any case in which electronic access to LIDS is not available in the courtroom, the court shall order that the defendant appear within 30 days before the sheriff or probation officer and allow the sheriff or probation officer to take the required sample. The order shall also require that, if the defendant has not appeared and allowed the sheriff or probation officer to take the required sample by the date stated in the order, then the sheriff or probation officer shall report to the court the defendant's failure to appear and provide the required sample.

After conviction and upon sentencing of an active participant or member of a criminal street gang, the court may, as a condition for suspending the imposition of the sentence in whole or in part or for placing the accused on probation, place reasonable restrictions on those persons with whom the accused may have contact. Such restrictions may include prohibiting the accused from having contact with anyone whom he knows to be a member of a criminal street gang, except that contact with a family or household member, as defined in § 16.1-228, shall be permitted unless expressly prohibited by the court.

Notwithstanding any other provision of law, in any case where a defendant is convicted of a violation of § 18.2-48, 18.2-61, 18.2-63, 18.2-67.1, 18.2-67.2, 18.2-67.3, 18.2-370, or 18.2-370.1, committed on or after July 1, 2006, and some portion of the sentence is suspended, the judge shall order that the period of suspension shall be for a length of time at least equal to the statutory maximum period for which the defendant might originally have been sentenced to be imprisoned, and the defendant shall be placed on probation for that period of suspension subject to revocation by the court. The conditions of probation may include such conditions as the court shall determine, including active supervision. Where the conviction is for a violation of clause (iii) of subsection A of § 18.2-61, subdivision A 1 of § 18.2-67.1, or subdivision A 1 of § 18.2-67.2, the court shall order that at least three years of the probation include active supervision of the defendant under a postrelease supervision program operated by the Department of Corrections, and for at least three years of such active supervision, the defendant shall be subject to electronic monitoring by means of a GPS (Global Positioning System) tracking device, or other similar device.

If a person is sentenced to jail upon conviction of a misdemeanor or a felony, the court may, at any time before the sentence has been completely served, suspend the unserved portion of any such sentence, place the person on probation in accordance with the provisions of this section, or otherwise modify the sentence imposed.

If a person has been sentenced for a felony to the Department of Corrections (the Department), the court that heard the case, if it appears compatible with the public interest and there are circumstances in mitigation of the offense, may, at any time before the person is transferred to the Department, or within 60 days of such transfer, suspend or otherwise modify the unserved portion of such a sentence. The court may place the person on probation in accordance with the provisions of this section.

2. That the provisions of this act may result in a net increase in periods of imprisonment or commitment. Pursuant to § 30-19.1:4 of the Code of Virginia, the estimated amount of the necessary appropriation is _____ for periods of imprisonment in state adult correctional facilities; therefore, Chapter 552 of the Acts of Assembly of 2021, Special Session I, requires the Virginia Criminal Sentencing Commission to assign a minimum fiscal impact of \$50,000. Pursuant to § 30-19.1:4 of the Code of Virginia, the estimated amount of the necessary appropriation is _____ for periods of commitment to the custody of the Department of Juvenile Justice.