

VIRGINIA CRIMES APPLICABLE TO COMMON LAW FELONIES IN 1870

No	Statue	Name	Description
1.	18.2-1(6)	Aggravated murder, law enforcement officer	The willful, deliberate and premediated killing of a law-enforcement officer
2.	18.2-103.1	Organized Retail Theft	Conspire retail theft aggregate >\$5000 over 90 days
3.	18.2-104	Larceny	Larceny etc. – third or subsequent conviction
4.	18.2-108.01(A)	Larceny	Larceny \$500 or more with intent to sell or distribute
5.	18.2-108.01(A)	Larceny	Larceny \$1000 or more with intent to sell or distribute
6.	18.2-108.01(A)	Larceny	Larceny \$200 or more with intent to sell or distribute
7.	18.2-146	Break/remove catalytic converter	Catalytic converter, damage vehicle, aircraft or boat
8.	18.2-151	Open/Carry away fuel pump	Open or carry away gasoline pumps
9.	18.2-31(1)	Aggravated murder, in the commission of abduction	Willful, deliberate, and premediated killing of any person in the commission of abduction
10.	18.2-31(1)	Capital murder, in the commission of abduction	The willful, deliberate, and premediated killing of any person in the commission of abduction
11.	18.2-31(1)	Accessory to capital murder, in the commission of abduction	Accessory before the fact to capital murder in the commission of abduction
12.	18.2-31(1)	Accessory to aggravated murder, in the commission of abduction	Accessory before the fact to aggravated murder in the commission of abduction
13.	18.2-31(10)	Aggravated murder, engaged in a continuing criminal enterprise	The willful, deliberate and premediated killing of any person by another pursuant to the direction or order of one who is engaged in a continuing criminal enterprise
14.	18.2-31(10)	Capital murder, engaged in a continuing criminal enterprise	The willful, deliberate and premediated killing of any person by another pursuant to the direction or order of one who is engaged in a continuing criminal enterprise
15.	18.2-31(10)	First degree murder	Accessory before the fact to aggravated murder committed pursuant to a criminal drug enterprise
16.	18.2-31(10)	First degree murder	Accessory before the fact to capital murder committed pursuant to a criminal drug enterprise
17.	18.2-31(10)	Capital murder, pregnant victim	The willful, deliberate and premediated killing of a pregnant woman
18.	18.2-31(10)	Accessory to capital murder, pregnant victim	Accessory before the fact to capital murder of a pregnant victim
19.	18.2-31(11)	Capital murder, pregnant victim	The willful, deliberate and premediated killing of a pregnant woman
20.	18.2-31(11)	Accessory to capital murder, pregnant victim	Accessory before the fact to capital murder of a pregnant victim
21.	18.2-31(11)	Aggravated murder, pregnant victim	The willful, deliberate and premediated killing of a pregnant woman
22.	18.2-31(11)	Accessory to aggravated murder, pregnant victim	Accessory before the fact to aggravated murder of a pregnant victim

23.	18.2-31(12)	Capital murder, killing person under age 14	The willful, deliberate and premeditated killing of a person under the age of fourteen by a person age twenty-one or older
24.	18.2-31(12)	Aggravated murder, killing person under age 14	The willful, deliberate and premeditated killing of a person under the age of 14 by a person age 21 or older
25.	18.2-31(12)	Accessory to capital murder, killing person under age 14	Accessory before the fact to capital murder where a person 21 years or older killed a person under the age of 14
26.	18.2-31(12)	Accessory to aggravated murder, killing person under age 14	Accessory before the fact to aggravated murder where a person 21 years or older killed a person under the age of 14
27.	18.2-31(13)	Capital murder, in the commission of terroristic act	The willful, deliberate and premeditated killing of any person by another in the commission of or attempted commission of an act of terrorism
28.	18.2-31(13)	Aggravated murder, in the commission of terroristic act	The willful, deliberate and premeditated killing of any person by another in the commission of or attempted commission of an act of terrorism
29.	18.2-31(13)	First degree murder	Accessory before the fact to aggravated murder where the killing was in the commission of a terroristic act
30.	18.2-31(13)	First degree murder	Accessory before the fact to capital murder where the killing was in the commission of a terroristic act
31.	18.2-31(13)	First degree murder	Accessory before the fact to capital murder where the killing was in the commission of a terroristic act
32.	18.2-31(14)	Capital murder, witness	The willful, deliberate and premeditated killing of any witness in a criminal case for the purpose of interfering with the person's duties in such case
33.	18.2-31(14)	Aggravated murder, judge	The willful, deliberate and premeditated killing of a judge to interfere with his official duties as a judge
34.	18.2-31(14)	Capital murder, judge	The willful, deliberate and premeditated killing of a judge to interfere with his official duties as a judge
35.	18.2-31(14)	Accessory to capital murder, witness	Accessory before the fact to capital murder of a witness
36.	18.2-31(14)	Accessory to capital murder, judge	Accessory before the fact to capital murder of a judge
37.	18.2-31(14)	Accessory to aggravated murder, judge	Accessory before the fact to aggravated murder of a judge
38.	18.2-31(15)	Aggravated murder, witness	The willful, deliberate and premeditated killing of any witness in a criminal case for the purpose of interfering with the person's duties in such case
39.	18.2-31(15)	Capital murder, witness	The willful, deliberate and premeditated killing of any witness in a criminal case for the purpose of interfering with the person's duties in such case
40.	18.2-31(15)	Accessory to capital murder, witness	Accessory before the fact to capital murder of a witness
41.	18.2-31(15)	Accessory to aggravated murder, witness	Accessory before the fact to aggravated murder of a witness

42.	18.2-31(2)	Aggravated murder, killing for hire	The willful, deliberate and premediated killing of any person by another for hire
43.	18.2-31(2)	Capital murder, killing for hire	The willful, deliberate and premediated killing of any person by another for hire
44.	18.2-31(2)	First degree murder	Accessory before the fact to capital murder where the killing of another person was for hire
45.	18.2-31(2)	First degree murder	Accessory before the fact to aggravated murder where the killing of another person was for hire
46.	18.2-31(3)	Capital murder, prisoner	The willful, deliberate and premediated killing of any person by a prisoner
47.	18.2-31(3)	Accessory to capital murder, prisoner	Accessory before the fact to capital murder of prisoner
48.	18.2-31(3)	Accessory to aggravated murder, prisoner	Accessory before the fact to aggravated murder of prisoner
49.	18.2-31(3)	Aggravated murder, prisoner	The willful, deliberate and premediated killing of any person by a prisoner
50.	18.2-31(4)	Capital murder, in the commission of robbery or attempted robbery	The willful, deliberate, and premediated killing of any person in the commission of robbery or attempted robbery
51.	18.2-31(4)	Aggravated murder, in the commission of robbery or attempted robbery	The willful, deliberate, and premediated killing of any person in the commission of robbery or attempted robbery
52.	18.2-31(4)	Accessory to capital murder, in the commission of robbery or attempted robbery	Accessory before the fact to capital murder committed during robbery or attempted robbery
53.	18.2-31(4)	Accessory to aggravated murder, in the commission of robbery or attempted robbery	Accessory before the fact to aggravated murder committed during robbery
54.	18.2-31(5)	Capital murder, in the commission or subsequent to rape, sodomy, object penetration	The willful, deliberate and premeditated killing of any person in the commission of, or subsequent to, rape or attempted rape or, forcible sodomy
55.	18.2-31(5)	Aggravated murder, in the commission or subsequent to rape, sodomy, object penetration	The willful, deliberate and premeditated killing of any person in the commission of, or subsequent to, rape or attempted rape, forcible sodomy, or attempted forcible sodomy or object sexual penetration
56.	18.2-31(5)	Accessory to capital murder, in the commission or subsequent to rape, sodomy, object penetration	Accessory before the fact to capital murder, in the commission or subsequent to rape, sodomy, object penetration
57.	18.2-31(5)	Accessory to aggravated murder, in the commission or subsequent to rape, sodomy, object penetration	Accessory before the fact to aggravated murder, in the commission or subsequent to rape, sodomy, object penetration
58.	18.2-31(6)	Capital murder, law enforcement officer	The willful, deliberate and premediated killing of a law-enforcement officer
59.	18.2-31(6)	Accessory to capital Murder, law enforcement officer	Accessory before the fact to capital murder of law enforcement officer
60.	18.2-31(6)	Accessory to aggravated murder, law enforcement officer	Accessory before the fact to aggravated murder of law enforcement officer

61.	18.2-31(7)	Capital murder, more than one person	The willful, deliberate, and premeditated killing of more than one person
62.	18.2-31(7)	Aggravated murder, more than one person	The willful, deliberate, and premeditated killing of more than one person
63.	18.2-31(7)	Accessory to aggravated murder, more than one person	Accessory before the fact to aggravated murder where more than one person killed
64.	18.2-31(7)	Accessory to capital murder, more than one person	Accessory before the fact to capital murder where more than one person killed
65.	18.2-31(8)	Aggravated murder, more than one person in three years	The willful, deliberate and premeditated killing of more than one person within a three-year period
66.	18.2-31(8)	Capital murder, more than one person in three years	The willful, deliberate and premeditated killing of more than one person within a three year period
67.	18.2-31(8)	Accessory to aggravated murder, more than one person in three years	Accessory before the fact to aggravated murder where more than one person killed in three years
68.	18.2-31(8)	Accessory to capital murder, more than one person in three years	Accessory before the fact to capital murder where more than one person killed in three years
69.	18.2-31(8)	Accessory to capital murder, more than one person in three years	Accessory before the fact to capital murder where more than one person killed in three years
70.	18.2-31(8)	Accessory to capital murder, more than one person in three years	Accessory before the fact to capital murder where more than one person killed in three years
71.	18.2-31(8)	Capital murder, child under the age of twelve in the commission of abduction	The willful, deliberate and premeditated killing of a child under the age of twelve years in the commission of abduction
72.	18.2-31(8)	Accessory to capital murder, child under the age of twelve in the commission of abduction	Accessory before the fact to capital murder of a child under the age of twelve in the commission of abduction
73.	18.2-31(8)	Capital murder, in the commission of drug distribution	The willful, deliberate and premeditated killing of any person in the commission of or attempted commission of the distribution of a Schedule I or II controlled substance
74.	18.2-31(8)	Accessory to capital murder, in the commission of drug distribution	Accessory before the fact to capital murder in the commission of drug distribution
75.	18.2-31(9)	Capital murder, in the commission of drug distribution	The willful, deliberate and premeditated killing of any person in the commission of drug distribution
76.	18.2-31(9)	Aggravated murder, in the commission of drug distribution	The willful, deliberate and premeditated killing of any person In the commission drug distribution
77.	18.2-31(9)	Accessory to aggravated murder, in the commission of drug distribution	Accessory before the fact to aggravated murder in the commission of drug distribution
78.	18.2-31(9)	Accessory to capital murder, in the commission of drug distribution	Accessory before the fact to capital murder in the commission of drug distribution
79.	18.2-312	Illegal use of tear gas, phosgene and other gases	Malicious release of dangerous gas resulting in injury
80.	18.2-312	Illegal use of tear gas, phosgene and other gases	Unlawful release of dangerous gas resulting in injury

81.	18.2-32	Second Degree murder	All murder other than aggravated murder and murder in the first degree
82.	18.2-32	First degree murder	Murder, other than aggravated murder, by poison, lying in wait, imprisonment, starving, or by any other willful, deliberate and premeditated killing, or in the commission of, or attempt to commit, arson, rape, forcible sodomy, inanimate or animate object sexual penetration, robbery, burglary or abduction
83.	18.2-32.1	Murder of a pregnant woman	The willful and deliberate killing of a pregnant woman without premeditation
84.	18.2-33	Felony homicide	The killing of one accidentally while in the prosecution of some felonious act other than those specified in §§18.2-31 and 18.2-32
85.	18.2-340.37(C)	Charitable gaming penalties	Convert \$500 or more from charitable gaming
86.	18.2-340.37(C)	Charitable gaming penalties	Convert \$200 or more from charitable gaming
87.	18.2-340.37(C)	Charitable gaming penalties	Convert \$1000 or more from charitable gaming
88.	18.2-35	Voluntary manslaughter	Voluntary manslaughter
89.	18.2-36	Involuntary manslaughter	Involuntary manslaughter
90.	18.2-36.1(A)	Involuntary manslaughter, driving under the influence	Unintentionally causes the death of another person as a result of driving under the influence
91.	18.2-36.1(B)	Aggravated involuntary manslaughter, driving under the influence	Unintentionally causes the death of another person as a result of driving under the influence and the conduct was so gross, wanton and culpable as to show a reckless disregard for human life
92.	18.2-36.2(A)	Involuntary manslaughter, operating motorboat under the influence	Unintentionally causes the death of another person as result of operating a watercraft or motorboat under the influence
93.	18.2-36.2(B)	Aggravated involuntary manslaughter, operating motorboat under the influence	Unintentionally causes the death of another person as a result of operating a watercraft or motorboat under the influence and the conduct was so gross, wanton, and culpable as to show a reckless disregard for human life
94.	18.2-36.2(B)	Aggravated involuntary manslaughter, operating motorboat under the influence	Unintentionally causes the death of another person as a result of operating a watercraft or motorboat under the influence and the conduct was so gross, wanton and culpable as to show a reckless disregard for human life
95.	18.2-36.3 (C)	Sell fentanyl as an accommodation	Give or distribute fentanyl as an accommodation to another individual and unintentionally causes the death of person
96.	18.2-36.3(A)	Involuntary manslaughter, fentanyl distribution	Knowingly manufacture, sell or distribute fentanyl and unintentionally causes the death of another person
97.	18.2-361	Crimes against nature	Forcible carnal knowledge
98.	18.2-361	Crimes against nature	Sodomy – parent to child aged 13 to 14
99.	18.2-361(A)	Crimes against nature	Non-forcible sodomy
100.	18.2-361(B)	Crimes against nature	Sodomy – parent/grandparent to child/grandchild age 13 to 17
101.	18.2-361(B)	Crimes against nature	Sodomy – family member to family member

102.	18.2-369(B)	Abuse and neglect of vulnerable adults	Vulnerable adult, abuse or neglect – results in death
103.	18.2-46.5(D)	Provide material support to terrorist, results in death	Provide material support to terrorist group with the intent to further their objective, results in death
104.	18.2-475	Allow prisoner to escape	Officer voluntarily allowing felon escape, convicted or not
105.	18.2-477.1(B)	Escape juvenile facility by force	Escape from secure juvenile facility by force or violence
106.	18.2-477.2	Prisoner in juvenile facility damage property in escaping or aiding in escape	Juvenile prisoner – damage etc. any part of facility to escape
107.	18.2-477.2	Prisoner in juvenile facility burning/destroying facility property	Juvenile prisoner burn/destroy w/ explosive personal property
108.	18.2-477.2	Escape by juvenile facility	Escape from juvenile facility or detention home
109.	18.2-48.1	Abduction by prisoner or confined person	Person confined in correctional facility or juvenile correctional center who escapes from such facility and who abducts or takes any person hostage
110.	18.2-480	Escape or attempted escape by fire	Escape or attempted escape by setting fire to jail
111.	18.2-51.2(A)	Aggravated malicious wounding	Maliciously shoots, stabs, stabs, cuts or wounds any other person, or by any means causes bodily injury, with the intent to maim, disfigure, disable or kill and the victim is severely injured and suffers permanent and significant physical impairment
112.	18.2-51.2(B)	Aggravated malicious wounding of a pregnant woman	Maliciously shoots, stabs, cuts or wounds woman who is pregnant, or by any other means causes bodily injury with the intent to maim, disfigure, disable or kill the pregnant woman or to cause the involuntary termination of her pregnancy and the victim is severely injured and caused to suffer permanent and significant physical impairment
113.	18.2-58	Robbery	Robbery occurs at business using gun or simulated gun
114.	18.2-58	Robbery	Robbery occurs on street using gun or simulated gun
115.	18.2-58	Robbery	Robbery occurs at bank or banking type institution
116.	18.2-58	Robbery	Robbery occurs at residence
117.	18.2-58	Robbery	Robbery occurs at business
118.	18.2-58	Robbery	Robbery occurs at residence using gun or simulated gun
119.	18.2-58	Robbery	Robbery occurs at bank using gun or simulated gun
120.	18.2-58.1(A)	Carjacking	Seizure of another's car with intent to permanently or temporarily deprive another of possession or control by means of partial strangulation, suffocation, striking or beating, assault or by otherwise putting a person in fear

			of serious bodily harm, or by the threat or presenting of firearms, or other deadly weapon
121.	18.2-58(B)(1)	Robbery causes serious bodily injury	Taking, with intent to steal, the personal property of another, from his person or in his presence, against his will, by violence or intimidation and causes serious bodily injury
122.	18.2-58(B)(1)	Robbery causes serious bodily injury	Taking, with intent to steal, the personal property of another, from his person or in his presence, against his will, by violence or intimidation and causes serious bodily injury
123.	18.2-58(b)(1)	Robbery causes death	Taking, with intent to steal, the person property of another, from his person or in his presence, against his will, by violence or intimidation and causes serious bodily injury
124.	18.2-58(B)(2)	Robbery by using or displaying a firearm	Taking, with intent to steal, the personal property of another, from his person or in his presence, against his will, by using or displaying a firearm in a threatening manner
125.	18.2-58(B)(3)	Robbery by using or displaying a deadly weapon	Taking, with intent to steal, the personal property of another, from his person or in his presence, against his will, by using or displaying a deadly weapon other than a firearm in a threatening manner
126.	18.2-58(B)(3)	Robbery by using physical force, no serious bodily injury	Taking, with intent to steal, the personal property of another, from his person or in his presence, against his will, by using physical force and does not result in serious bodily injury
127.	18.2-58(B)(4)	Robbery by threat or intimidation	Taking, with intent to steal, the personal property of another, from his person or in his presence, against his will, by threat or intimidation or a means not involving a deadly weapon
128.	18.2-61	Rape	Forcible rape – type not clear from record
129.	18.2-61	Rape	Forcible intercourse
130.	18.2-61(A,i)	Rape	Intercourse with victim by force, threat or intimidation
131.	18.2-61(A,iii)	Rape	Forcible intercourse with victim under age 13
132.	18.2-61(A,iii)	Rape	Rape victim under age 13 w/ kidnap, burglary, wounding
133.	18.2-61(A,iii)	Rape	Intercourse with victim under age 13 (indicated as an adult)
134.	18.2-67.1	Sodomy	Forcible sodomy – Type not clear from record
135.	18.2-67.1(A,1)	Sodomy	Sodomy victim under age 13 (indicated as an adult)
136.	18.2-67.1(A,1)	Sodomy	Forcible sodomy victim <13 w/ kidnapping, burglary, wounding
137.	18.2-67.1(A,1)	Sodomy	Forcible sodomy, victim under age 13
138.	18.2-67.1(A,2)	Sodomy	Forcible sodomy, by force, threat, etc., victim age 13+
139.	18.2-67.1(A)	Sodomy	Forcible sodomy of spouse by force, threat, etc.
140.	18.2-89	Burglary	Burglary dwelling at night; commit larceny etc. w/ deadly weapon

141.	18.2-89	Burglary	Burglary dwelling at night to commit larceny, other felony
142.	18.2-90	Burglary	Stat. Burglary of structure to murder, etc. w/ deadly weapon
143.	18.2-90	Burglary	Stat. Burglary of dwelling to murder, rape, rob, arson
144.	18.2-90	Burglary	Stat. Burglary of dwelling to murder, etc. w/ deadly weapon
145.	18.2-90	Burglary	Stat. Burglary of structure to murder, rape, rob, arson
146.	18.2-91	Burglary	Stat. Burglary of structure to commit larceny, etc.
147.	18.2-91	Burglary	Stat. Burglary of dwelling to commit other felony or A&B
148.	18.2-91	Burglary	Stat. Burglary dwelling; commit other felony or A&B w/ deadly weapon
149.	18.2-91	Burglary	Stat. burglary of structure commit larceny etc. w/ deadly weapon
150.	18.2-95(A,i)	Grand Larceny	Grand Larceny - \$5 or more from person
151.	18.2-95(a,ii)	Grand larceny	Grany larceny – Auto theft
152.	18.2-95(A,ii)	Grand larceny	Grand larceny - \$1000 or more not from person
153.	18.2-95(A,iii)	Larceny	Larceny of firearms, regardless of value, not from person
154.	18.2-95(ii)	Grand larceny	Grand larceny - \$500 or more not from person
155.	18.2-95(iii)	Grand larceny	Grand larceny - \$200 or more not from person
156.	18.2-97	Larceny	Larceny of animals and poultry worth less than \$1000
157.	18.2-97	Larceny	Larceny of animals and poultry worth less than \$500
158.	18.2-97	Larceny	Larceny of animals and poultry worth less than \$200
159.	18.2-97	Larceny	Larceny of animals (dogs, horse, pony, mule, cow, steer, etc.)
160.	18.2-98	Larceny	Larceny of bank notes, checks, etc., worth \$200 or more
161.	18.2-98	Larceny	Larceny of bank notes, checks, etc., worth \$1000 or more
162.	18.2-98	Larceny	Larceny of bank notes, checks, etc., worth \$500 or more
163.	28.2-527	Theft of oysters, clams, shells etc. >= \$500	Theft of oysters, clams, shells, etc. >=\$500
164.	28.2-527	Theft of oysters, clams, shells etc. >=\$200	Theft of oysters, clams, shells, etc. >=\$200
165.	28.2-527	Theft of oysters, clams, shells etc. >=\$1000	Theft of oysters, clams, shells etc. >=\$1000
166.	28.2-560	Larceny from oyster planting ground >=\$500	Larceny from oyster planting ground >=\$500
167.	28.2-560	Larceny from oyster planting ground >=\$1000	Larceny from oyster planting ground >=\$1000
168.	28.2-560	Larceny from oyster planting ground >=\$200	Larceny from oyster planting ground >=\$200

169.	46.2-865.1(A,2)	Cause death of another by racing	Cause death of another by racing
170.	46.2-865.1(A,2)	Cause death of another by racing/exhibition driving	Cause death of another by racing/exhibition driving
171.	46.2-868(B)	Reckless driving	Reckless driving causes death of another
172.	46.2-868(B)	Reckless driving, license suspended/revoked, causes death	Reckless driving, license suspended/revoked, causes death
173.	5.1-203(8)	Prisoner – burn or destroy with explosive any property	Prisoner – burn or destroy with explosive any property
174.	55-334.1	Larceny of timber valued at \$200 or more	Larceny of timber valued at \$200 or more
175.	55-334.1	Larceny of timber valued at \$500 or more	Larceny of timber valued at \$500 or more
176.	55.1-2838	Larceny of timber valued at \$500 or more	Larceny of timber valued at \$500 or more
177.	55.1-334.1	Larceny of timber valued at \$1000 or more	Larceny of timber valued at \$1000 or more
178.	58.1-4014(C)	Steal, convert lottery ticket valued at \$200 or more	Steal, convert lottery ticket valued at \$200 or more
179.	58.1-4018.1(A)	Larceny of lottery ticket(s) \$1000 or more	Larceny of lottery ticket(s) \$1000 or more
180.	58.1-4018.1(A)	Larceny of lottery ticket(s) \$500 or more	Larceny of lottery ticket(s) \$500 or more
181.	58.1-4018(A)	Larceny of lottery ticket (s) \$200 or more	Larceny of lottery ticket(s) \$200 or more