

WEST VIRGINIA CODE: §25-5-5

§25-5-5. Prohibition of constructing or operating a correctional facility; exceptions.

- (a) No person may operate a private prison facility or provide correctional services in this state without first obtaining the written approval of the secretary.
- (b) No person may construct, modify, lease, or otherwise alter a private prison facility without first obtaining the written approval of the Regional Jail Authority.
- (c) Nothing in this section shall impair the right of the state or its political subdivisions to operate a prison facility or provide correctional services.
- (d) No private contractor may operate a correctional facility in this state for the confinement of maximum security inmates sentenced to a term of incarceration by a foreign court.