WEST VIRGINIA CODE: §62-7-10

§62-7-10. Prison Commitment order.

The clerk of a circuit court in which a person is sentenced to serve a period of incarceration in a state prison shall transmit to the Commissioner of the Division of Corrections and Rehabilitation a certified commitment order in the form provided for in this section. A person may not be committed to a prison unless the commitment order is signed by the circuit judge with jurisdiction over the matter. The amendments to this section enacted during the 2019 regular session of the Legislature are effective July 1, 2019.

IN THE CIRCUIT COURT OF _____COUNTY, WEST VIRGINIA

State of West Virginia

v. circuit court Case No._____

Defendant: _____

DOB: _____ SSN: XXX-XX-_____ Gender: ____Male/_____Female

WEST VIRGINIA DIVISION OF CORRECTIONS AND REHABILITATION CERTIFIED PRISON COMMITMENT ORDER

On the _____day of _____, 20___, the State of West Virginia, by _____, and the defendant appeared in person and with counsel,_____.

The defendant has been convicted of the following offense(s):

_____

The defendant is committed to the custody of the Commissioner of Corrections and Rehabilitation for a period of:

_____.

Conviction Date: _____ Sentence Date: _____

Effective Sentence Date: _____ Resentence Date: _____ Consecutive to: ____ Concurrent with:

_____

Credit for Jail/Prison Time Served: _____days Credit for Home Incarceration: _____days

WV Legislature

Credit for Home Incarceration Parole: _____days Other NonPenal Credit: _____days

Additionally, the court finds:

_____

The defendant shall be transported to and held in a facility under the control of the Commissioner of the Division of Corrections and Rehabilitation. The court further orders that the cost of incarceration in the jail pending transfer shall be paid by the Commissioner consistent with the provisions of §15A-3-16 of this code.

Special Instructions: _____

It is further ordered that the Circuit Clerk shall immediately transmit a certified copy of this commitment order to the Central Office Inmate Records Manager of the Division of Corrections and Rehabilitation by facsimile at (fax number), by email at (email address) or other electronic transmission, or by mail at (street address).

Enter this _____day of _____, 2____.

_____

Circuit Judge

WV Legislature