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OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1993



## ENROLLED

SENATE BILL NO. 366

(By Senator Wiedbusch, et al)



PASSED April 9, 1993

In Effect from Passage

**E N R O L L E D**

**Senate Bill No. 366**

(BY SENATORS WIEDEBUSCH, PLYMALE, YODER,  
ROSS AND DITTMAR)

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[Passed April 9, 1993; in effect from passage.]

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AN ACT to amend and reenact section seventeen, article twelve, chapter sixty-two of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to conditions of release on parole; and board of parole's authority to limit parolee's place of residence.

*Be it enacted by the Legislature of West Virginia:*

That section seventeen, article twelve, chapter sixty-two of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

**ARTICLE 12. PROBATION AND PAROLE.**

**§62-12-17. Conditions of release on parole.**

1 Release on parole shall be upon the following  
2 conditions:

3 (1) That the parolee shall not, during the period of  
4 his parole, violate any criminal law of this or any  
5 other state or of the United States.

6 (2) That he shall not, during the period of his parole,  
7 leave the state without the consent of the board.

8 (3) That he shall comply with the rules and regula-  
9 tions prescribed by the board for his supervision by

10 the probation and parole officer.

11 (4) That in every case wherein the parolee for a  
12 conviction is seeking parole from an offense against a  
13 child, defined in section twelve, article eight, chapter  
14 sixty-one of this code, or articles eight-b and eight-d of  
15 said chapter, or similar convictions from other juris-  
16 dictions where the parolee is returning or attempting  
17 to return to this state pursuant to the provisions of  
18 article six, chapter twenty-eight of this code, the  
19 parolee shall not live in the same residence as any  
20 minor child, nor exercise visitation with any minor  
21 child and shall have no contact with the victim of the  
22 offense.

23 In addition, the board may impose, subject to  
24 modification at any time, any other conditions which  
25 the board may deem advisable.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing Bill is correctly enrolled.

*[Handwritten Signature]*  
.....  
Chairman Senate Committee

..... Ernest C. Moore .....  
Chairman House Committee

Originated in the Senate.

In effect from passage.

*[Handwritten Signature]*  
.....  
Clerk of the Senate

*[Handwritten Signature]*  
.....  
Clerk of the House of Delegates

*[Handwritten Signature]*  
.....  
President of the Senate

*[Handwritten Signature]*  
.....  
Speaker House of Delegates

The within is approved ..... this the 22<sup>nd</sup> day of April ..... 1993.

*[Handwritten Signature]*  
.....  
Governor

PRESENTED TO THE

GOVERNOR

Date 4/16/93

Time 9:30am