WEST VIRGINIA LEGISLATURE
SECOND REGULAR SESSION, 2010

ENROLLED

House Bill No. 4171

(By Delegates Miley, Wooton, Barker, Moore, Shook, Ferro, Ellem, Schoen and Sobonya)

Passed March 9, 2010

In Effect Ninety Days From Passage
AN ACT to amend and reenact §25-1-15 of the Code of West Virginia, 1931, as amended, relating to the Division of Corrections; and allowing Division of Corrections to utilize criminogenic risk and need instruments.

Be it enacted by the Legislature of West Virginia:

That §25-1-15 of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

CHAPTER 25. DIVISION OF CORRECTIONS.

ARTICLE 1. ORGANIZATION AND INSTITUTIONS AND CORRECTIONS MANAGEMENT.


(a) The Commissioner of Corrections may establish diagnostic and classification divisions.

(b) Notwithstanding any provision of the code to the contrary, all persons committed to the custody of the
Commissioner of the Division of Corrections for presentence diagnosis and classification and all persons sentenced to the custody of the Division of Corrections shall, upon transfer to the Division of Corrections, undergo diagnosis and classification, which may include assessments of a person’s criminogenic risk and need factors that are reliable, validated and normed for a specific population and responsive to cultural and gender-specific needs as well as individual learning styles and temperament.
That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originating in the House.

In effect ninety days from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker of the House of Delegates

The within is approved this the 16th day of November, 2010.

Governor
PRESENTED TO THE GOVERNOR
MAR 13 2010

Time _11:40a_