WEST VIRGINIA LEGISLATURE
EIGHTY-FIRST LEGISLATURE
REGULAR SESSION, 2014

ENROLLED

Senate Bill No. 457

(BY SENATORS COOKMAN, MILLER, LAIRD, PLYMALE, KESSLER (MR. PRESIDENT), TUCKER AND SNYDER)

[PASSED MARCH 6, 2014; IN EFFECT NINETY DAYS FROM PASSAGE.]
AN ACT to amend and reenact §31-20-5h of the Code of West Virginia, 1931, as amended, relating to programs for inmates committed to state correctional facilities; requiring programs offered in regional jails to be the same as those offered in a Division of Corrections facility; requiring Division of Corrections employees or designees of the Commissioner of Corrections to provide said courses and classes; and authorizing the Regional Jail and Correctional Facility Authority and Division of Corrections to agree to designate certain facilities where said classes and programs are to be provided.

Be it enacted by the Legislature of West Virginia:

That §31-20-5h of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

ARTICLE 20. WEST VIRGINIA REGIONAL JAIL AND CORRECTIONAL FACILITY AUTHORITY.

§31-20-5h. Programs for inmates committed to prison.

1 (a) The Division of Corrections may develop and implement a cognitive behavioral program to address the
needs of inmates detained in a regional jail, but committed to
the custody of the Commissioner of Corrections. The
program shall be developed in consultation with the Regional
Jail and Correctional Facility Authority, and may be offered
by video teleconference or webinar technology. The costs of
the program shall be paid out of funds appropriated to the
Division of Corrections. The program shall be covered by
the rehabilitation plan policies and procedures adopted by the
Division of Corrections under subsection (h), section thirteen,
article twelve, chapter sixty-two of this code.

(b) In addition to subsection (a) of this section, the
Division of Corrections shall make available, to each inmate
in the custody of the commissioner who is detained in a
regional jail facility awaiting transfer to a Division of
Corrections facility, those programs and courses, as are
determined by an inmate's risk and needs assessment
mandated by section thirteen, article twelve, chapter
sixty-two of this code, necessary to prepare the inmate for
parole. Such programming and courses shall be provided by
the Division of Corrections personnel or the commissioner's
designees.

(c) The Regional Jail and Correctional Facility Authority
shall provide the necessary facilities and equipment to
effectuate this section or, upon the agreement of the Regional
Jail and Correctional Facility Authority and the
commissioner, other facilities may be utilized.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the Senate.

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 bill is approved this the Day of , 2014.

Governor