

H. B. 2299

(By Delegate Andes)

[Introduced January 12, 2011; referred to the
Committee on Judiciary then Finance.]

**FISCAL
NOTE**

A BILL to repeal §62-12-12, §62-12-12a, §62-12-13, §62-12-13a, §62-12-14a, §62-12-15, §62-12-17, §62-12-18, §62-12-19, §62-12-21, §62-12-23, §62-12-24 and §62-12-25 of the Code of West Virginia, 1931, as amended; and to amend and reenact §62-12-14, relating to eliminating parole for persons incarcerated in state correctional facilities.

Be it enacted by the Legislature of West Virginia:

That §62-12-12, §62-12-12a, §62-12-13, §62-12-13a, §62-12-14a, §62-12-15, §62-12-17, §62-12-18, §62-12-19, §62-12-21, §62-12-23, §62-12-24 and §62-12-25 of the Code of West Virginia, 1931, as amended, be repealed; and that §62-12-14 of said code be amended and reenacted to read as follows:

ARTICLE 12. PROBATION AND PAROLE.

§62-12-14. Appointment of probation and parole officers and clerical assistants; qualifications of officers;

1 **salaries and expenses; disposition of Parole**
2 **Supervision Benefit Fund.**

3 The director shall have authority to appoint such state
4 probation ~~and parole officers~~ as may be necessary to the proper
5 administration of this article, and to employ clerical assistants.
6 He or she shall determine the qualifications of probation ~~and~~
7 ~~parole~~ officers and may from time to time conduct competitive
8 examinations as a basis for their selection.

9 The director shall fix the salaries of state probation ~~and~~
10 ~~parole officers~~ and all clerical assistants. All persons appointed
11 or employed by the director shall be paid all necessary expenses
12 incurred in the discharge of their duties.

13 Any funds remaining in the Parole Supervision Benefit Fund
14 created by section twenty-five, article twelve, chapter sixty-two
15 shall be used by the Division of Corrections for matters relating
16 to probation officers with approval of the commissioner.

NOTE: The purpose of this bill is to eliminate parole for persons incarcerated in state correctional facilities.

Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language that would be added.