

HB 4171

2010 MAR 16 PM 2:41

OFFICE OF THE SECRETARY OF STATE

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

E N R O L L E D

H. B. 4171

FILED
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SECRETARY OF STATE

(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.**

§25-1-15. Diagnostic and classification divisions.

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

3 (b) Notwithstanding any provision of the code to the
4 contrary, all persons committed to the custody of the

5 Commissioner of the Division of Corrections for presentence
6 diagnosis and classification and all persons sentenced to the
7 custody of the Division of Corrections shall, upon transfer to
8 the Division of Corrections, undergo diagnosis and
9 classification, which may include assessments of a person's
10 criminogenic risk and need factors that are reliable, validated
11 and normed for a specific population and responsive to
12 cultural and gender-specific needs as well as individual
13 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.



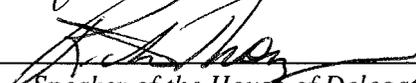
Clerk of the Senate



Clerk of the House of Delegates

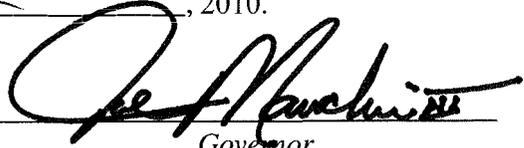


President of the Senate



Speaker of the House of Delegates

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



Governor

PRESENTED TO THE
GOVERNOR

MAR 13 2010

Time 11:40am