

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 53.1-43.1 of the Code of Virginia, relating to inmate trust accounts;*
3 *exemption.*

4 [H 1651]
5 Approved

6 **Be it enacted by the General Assembly of Virginia:**
7 **1. That § 53.1-43.1 of the Code of Virginia is amended and reenacted as follows:**
8 **§ 53.1-43.1. Inmate trust accounts.**

9 In addition to any other account established to hold funds for inmates, the Department shall establish
10 for each inmate a personal trust account. Unless an inmate has been sentenced to be executed, ~~or~~ is
11 serving a sentence of life without the possibility of parole, *or is sentenced to a term that makes him*
12 *ineligible for release, excluding the conditional release of geriatric prisoners pursuant to § 53.1-40.01,*
13 *prior to 75 years of age,* 10 percent of any funds received by an inmate from any source shall be
14 deposited by the Department in the inmate's personal trust account until the account has a balance of
15 \$1,000. When the inmate's personal trust account reaches \$1,000, any funds received by the inmate shall
16 be deposited in the inmate's other account.

17 An inmate may direct the Department at any time to deposit a portion or all of any funds received
18 by him in the inmate's personal trust account. After the balance of a personal trust account has exceeded
19 \$1,000, an inmate may direct the Department to transfer funds from his personal trust account to any
20 other account maintained for him; provided, however, that the balance of the personal trust account shall
21 not fall below \$1,000.

22 Funds in an inmate's personal trust account shall be paid to the inmate upon parole or final
23 discharge.

ENROLLED

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