1   **VIRGINIA ACTS OF ASSEMBLY — CHAPTER**

2 *An Act to amend and reenact § 53.1-165.1 of the Code of Virginia, relating to parole; exception to the*
3   *limitation on the application of parole statutes.*

4   [S 793]
5   Approved

6   **Be it enacted by the General Assembly of Virginia:**
7 **1. That § 53.1-165.1 of the Code of Virginia is amended and reenacted as follows:**
8   **§ 53.1-165.1. Limitation on the application of parole statutes.**
9   A. The provisions of this article, except §§ 53.1-160 and 53.1-160.1, shall not apply to any sentence
10 imposed or to any prisoner incarcerated upon a conviction for a felony offense committed on or after
11 January 1, 1995. Any person sentenced to a term of incarceration for a felony offense committed on or
12 after January 1, 1995, shall not be eligible for parole upon that offense.
13   *B. The provisions of this article shall apply to any person who was sentenced by a jury prior to June*
14 *9, 2000, for any felony offense committed on or after January 1, 1995, and who remained incarcerated*
15 *for such offense on July 1, 2020, other than (i) a Class 1 felony or (ii) any of the following felony*
16 *offenses where the victim was a minor: (a) rape in violation of § 18.2-61; (b) forcible sodomy in*
17 *violation of § 18.2-67.1; (c) object sexual penetration in violation of § 18.2-67.2; (d) aggravated sexual*
18 *battery in violation of § 18.2-67.3; (e) an attempt to commit a violation of clause (a), (b), (c), or (d); or*
19 *(f) carnal knowledge in violation of § 18.2-63, 18.2-64.1, or 18.2-64.2.*
20   *C. The Parole Board shall establish procedures for consideration of parole of persons entitled under*
21 *subsection B consistent with the provisions of § 53.1-154.*
22   *D. Any person who meets eligibility criteria for parole under subsection B and pursuant to*
23 *§ 53.1-151 as of July 1, 2020, shall be scheduled for a parole interview no later than July 1, 2021,*
24 *allowing for extension of time for reasonable cause.*
25 **2. That an emergency exists and this act is in force from its passage.**