

Department of Planning and Budget
2021 Special Session I - Fiscal Impact Statement

1. Bill Number: SB1397 H1

House of Origin	<input type="checkbox"/>	Introduced	<input type="checkbox"/>	Substitute	<input type="checkbox"/>	Engrossed
Second House	<input type="checkbox"/>	In Committee	<input checked="" type="checkbox"/>	Substitute	<input type="checkbox"/>	Enrolled

2. Patron: Norment

3. Committee: Courts of Justice

4. Title: Conditional release of geriatric or terminally ill inmates; notice to attorney for the Commonwealth.

5. Summary: The substitute version of the bill establishes that the Parole Board is required to notify the Department of Corrections (DOC) of its decision to grant discretionary parole or conditional release to an inmate. The proposed legislation also establishes that DOC must set the release date for an inmate no sooner than 30 business days from the date that DOC receives such notification from the Chairman of the Parole Board (the Board), except that DOC may set an earlier release date in the case of an inmate granted conditional release pursuant to § 53.1-40.02 (conditional release of terminally ill prisoners).

The substitute bill also requires that in the case of an inmate granted parole who was convicted of a felony and sentenced to a term of 10 or more years, or an inmate granted conditional release, the Board is required notify the attorney for the Commonwealth in the jurisdiction where the inmate was sentenced, (i) by electronic means at least 21 business days prior to such inmate's release that such inmate has been granted discretionary parole or conditional release pursuant to § 53.1-40.01 (conditional release of geriatric prisoners) or § 53.1-40.02 (conditional release of terminally ill prisoners) (ii) by telephone or other electronic means prior to such inmate's release that such inmate has been granted conditional release pursuant to § 53.1-40.02 (conditional release of terminally ill prisoners) where death is imminent.

6. Budget Amendment Necessary: No

7. Fiscal Impact Estimates: Preliminary. See Item 8 below.

8. Fiscal Implications: The substitute bill is not expected to have a fiscal impact on the Virginia Parole Board or the Department of Corrections.

9. Specific Agency or Political Subdivisions Affected: Virginia Parole Board, Department of Corrections

10. Technical Amendment Necessary: No

11. Other Comments: None