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SENATE BILL NO. 677

Offered January 8, 1997

Prefiled January 7, 1997

A BILL to amend and reenact § 53.1-20.1 of the Code of Virginia, relating to compensation of local jails for cost of incarceration.

Patron—Holland

Referred to the Committee on Rehabilitation and Social Services

Be it enacted by the General Assembly of Virginia:**1. That § 53.1-20.1 of the Code of Virginia is amended and reenacted as follows:****§ 53.1-20.1.** Compensation of local jails for cost of incarceration.

Beginning July 1, 1996, if the Director is unable to accommodate in a state correctional facility any convicted felon *sentenced to the Department for a felony committed before January 1, 1995, whose sentence totals more than two years or who is convicted of a felony committed on or after January 1, 1995, and* who is required to serve a total period of more than six months in a state correctional facility, the Department of Corrections shall compensate local jails for the cost of incarceration *as provided for in the general appropriation act* beginning sixty days after the date of sentencing of such felon as provided for in the general appropriations act. Between July 1, 1991, and July 1, 1996, the Department shall compensate local jails, as provided for in the appropriations act, (i) for the cost of incarceration, on and after the date of sentencing, of any felon sentenced to the Department for a felony committed before January 1, 1995, whose sentence totals more than two years and whose transfer to a state correctional facility is not yet required pursuant to § 53.1-20; (ii) for the cost of incarceration, on and after the date of sentencing, of any felon required to serve a sentence in the Department for a felony committed on or after January 1, 1995, whose sentence totals more than six months and whose transfer to a state correctional facility is not yet required pursuant to § 53.1-20; (iii) for the cost of incarceration of any felon sentenced to the Department for a felony committed before January 1, 1995, whose sentence totals more than two years and whose transfer to a state correctional facility is required pursuant to § 53.1-20 and who remains in the local jail for longer than sixty days after the Director's receipt of the complete final order sentencing such felon; and (iv) for the cost of incarceration of any felon required to serve a sentence in the Department for a felony committed on or after January 1, 1995, whose sentence totals more than six months and whose transfer to a state correctional facility is required pursuant to § 53.1-20 and who remains in the local jail for longer than sixty days after the Director's receipt of the complete final orders sentencing such felon *on the sixty-first day following the receipt by the Director of the complete final order from the clerk of the committing court.*

INTRODUCED

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