

2011 SESSION

HOUSE SUBSTITUTE

11105275D

SENATE BILL NO. 923

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the House Committee on Militia, Police and Public Safety
on February 11, 2011)

(Patron Prior to Substitute—Senator McDougle)

A BILL to amend the Code of Virginia by adding a section numbered 53.1-43.1, relating to inmate trust accounts.

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding a section numbered 53.1-43.1 as follows:

§ 53.1-43.1. Inmate trust accounts.

In addition to any other account established to hold funds for inmates, the Department shall establish for each inmate a personal trust account. Unless an inmate has been sentenced to be executed or is serving a sentence of life without the possibility of parole, 10 percent of any funds received by an inmate from any source shall be deposited by the Department in the inmate's personal trust account until the account has a balance of \$1,000. When the inmate's personal trust account reaches \$1,000, any funds received by the inmate shall be deposited in the inmate's other account.

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

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

2. That the provisions of this act shall become effective on January 1, 2012.

HOUSE
SUBSTITUTE

SB923H1