

GENERAL DISTRIBUTION

**WEST VIRGINIA
DIVISION OF CORRECTIONS
& REHABILITATION**

NUMBER: 117.03

DATE: 01 December 2020

SUBJECT: MANDATORY SAVINGS

POLICY DIRECTIVE

PURPOSE:

To ensure guidelines and procedures for the mandatory savings of certain inmates and residents in accordance with state code.

REFERENCE:

WV Code §§15A-4-9 and 49-2-910.

RESPONSIBILITY:

No additional written instructions on this subject are required.

CANCELLATION:

Any previous written instruction on the subject, including DCR Policy Directive 117.03, dated 25 September 2020.

APPLICABILITY:

All facilities within the Division of Corrections and Rehabilitation. This Policy is available for general distribution and is to be made available for inmate/resident review.

DEFINITIONS:

Earnings: All sums of money paid to an inmate on account of any work assignment, or other allowable means by which an inmate may be compensated for work performed or goods sold, including earnings from work in Correctional Industries and indigent pay; proceeds from any arts and craft sale; all sums of money received by the inmate on account of a settlement of a lawsuit, civil judgement, or other lawful process; proceeds from any inheritance, bequest, or gift; **or funds provided the inmate by family or friends.**

Natural Life: For the purpose of this Policy, an inmate who will turn sixty-five (65) years of age before he/she either discharges his/her sentence(s) or he/she is eligible for parole (whichever comes first).

POLICY:

- I. For all felony sentenced inmates placed in the custody of the Division of Corrections and Rehabilitation, except those serving life without mercy and those the Superintendent determines are likely to serve the remainder of their natural lives in the custody of the DCR due to their age and length of sentence(s), the Superintendent or designee shall keep in an account at least ten percent (10%) of all money earned during the inmate's incarceration and pay the money to the inmate at the time of the inmate's release. The Superintendent may authorize the inmate to withdraw money from his or her mandatory savings for the purpose of preparing the inmate for reentry into society.

- II. For all juvenile residents, the Superintendent or designee shall keep in an account at least ten percent (10%) of all money earned during the juveniles commitment and pay the money to the juvenile at the time of the juvenile's release. The Superintendent may authorize the juvenile to withdraw money from his or her mandatory savings for the purpose of preparing the juvenile for reentry into society.

ATTACHMENT(S):

None.

APPROVED SIGNATURE: _____


Betsy C. Jividen, Commissioner

11-19-20
Date