



STATE BOARD OF CORRECTIONS

BOARD POLICY NUMBER: 20-7

SUBJECT: Offender Pay

DATE: June 1, 2013

20-7.1 **POLICY** The Board of Corrections supports work and other rehabilitative programs for all prisoners sentenced to the Department of Corrections. The Board considers these programs beneficial to a prisoner's successful adjustment to incarceration and ultimate reintegration within the community. In order that prisoners may become self-sufficient crime-free members of society, participation in these programs is encouraged by the Board.

Subject to approval of the Board, the Department of Corrections shall develop general guidelines governing the amount and disbursement of compensation to prisoners, and establish a system of pay incentives for prisoners participating in these programs.

Ten percent (10%) of a prisoner's gross pay shall be withheld until \$25.00 is accumulated. That \$25.00 will be held until the prisoner's discharge or parole, at which time the \$25.00 will be paid to the prisoner. All other funds shall be available for use at the prisoner's discretion, subject to any rules or regulations of the Board of Corrections and the Department of Corrections.

Out-of-state prisoners held by the Department of Corrections, pursuant to the Interstate Corrections Compact, [Sections 53.1-216](#) et seq., are exempted from having any funds withheld from their allowance for release purposes.

Prisoners who have received a death sentence, and those serving life sentences without eligibility for parole, are exempted from having any funds withheld from their allowance for release purposes. If their status changes, the withholding shall begin upon the date of the change in status.

In addition to meeting the qualifications for work performance and security compatibility, preference for placement in work programs shall be given to any prisoner who requests a work assignment and assigns a minimum of 50% of his earnings to his child support obligation.

When a person committed to the Department owes any court imposed fines, costs, forfeitures, restitution or penalties, he shall be required as a condition of participating in any work program to either make full payment or make payments in accordance with an agreed upon installment or deferred payment plan while participating in such work program. If, after the person enters into an installment or deferred payment agreement, the person fails to pay as agreed, his participation in the work program may be terminated until all fines, costs, forfeitures, restitution and penalties are satisfied. The Director shall withhold such payments from any amounts due to such person.

20-7.2 **AUTHORITY** Code of Virginia, Sections

[53.1-41](#), Opportunities for work and vocational training

[53.1-42](#), Allowance for work and disposition thereof

[53.1-43](#), Pay incentives for prisoners

[53.1-190](#), Allowance on discharge; transportation; clothing

[53.1-216](#), Governor to execute; form of compact

20-7.3 **REFERENCES** Code of Virginia, Sections

[53.1-216](#), Governor to execute; form of compact.

20-7.4 **IMPLEMENTING PROCEDURES.**

Operating Procedure 050.3, Release Processing

Operating Procedure 841.2, Offender Work Programs

Offender Work Program & Payroll System Manual

20-7.5 EFFECTIVE DATE. June 1, 2013

20-7.6 SUPERSESSSION. This policy supersedes Board Policy 20-7, dated July 16, 2003.

20-7.7 REVIEW DATE. This policy must be reviewed and updated as necessary.

Adopted by the Board of Corrections on May 15, 2013.

Signature Copy on File

Peter G. Decker, III
Chairman
Board of Corrections