

**A RESOLUTION**

Providing for the manner of processing cases where a reason an inmate is denied parole is the inmate's failure to benefit from treatment or programming and where no further treatment or programming is recommended by, or available from, the Department of Corrections:

**RESOLVED**, that in cases where a reason an inmate is denied parole is the failure to benefit from treatment or programming and where no further treatment or programming is recommended by, or available from, the Department of Corrections:

1. The Board shall specify that the inmate is being denied parole for failure to benefit from treatment or programming and identify the programming or treatment at issue;
2. The Board shall not set a review date or otherwise schedule the inmate for future parole review;
3. The inmate will be scheduled for parole review if the inmate files an application for parole or if the Department of Corrections notifies the Board that the inmate has completed a further course of the treatment or programming at issue.

**REASONS FOR ADOPTION**

**WHEREAS**, the Pennsylvania Board of Probation and Parole is an independent administrative board of the Commonwealth of Pennsylvania that is responsible for the administration of the probation and parole laws of this Commonwealth, 61 Pa.C.S. § 6111(a);


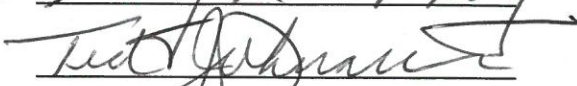


**WHEREAS**, the Board has the exclusive power to grant parole to inmates sentenced to a maximum of two or more years of incarceration in a state correctional institution, 61 Pa.C.S. § 6132(a);

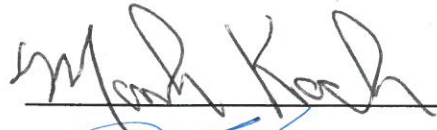

**WHEREAS**, the Board may release an inmate on parole whenever in its opinion the best interests of the inmate justify or require that the inmate be paroled and it does not appear that the interests of the Commonwealth will be injured by the inmate's parole, 61 Pa.C.S. § 6137(a);

**WHEREAS**, the Board may review inmates for parole on its own motion or may require the inmate to file an application for parole, 61 Pa.C.S. § 6139; and

**WHEREAS**, the efficient use of time and resources does not warrant repeatedly reviewing inmates for parole who have failed to benefit from treatment or programming.

**NOW THEREFORE**, cases where an inmate is denied parole because of failure to benefit from treatment or programming and where no further treatment or programming is recommended by, or available from, the Department of Corrections shall be processed in accordance with the conditions set forth above.

  
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Drew Hyssey  
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ATTESTED

  
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BOARD SECRETARY