

A RESOLUTION

Providing for the manner of establishing release dates in cases where parole is granted, but decision makers differ on the date of release.

RESOLVED, that in cases where parole is granted, but decision makers differ on the date of release, release dates shall be established as follows:

1. In cases where parole is granted by a panel, but the panel differs on the date of release, the release date shall be decided by a Board Member, who shall concur with one of the original panel members.
2. In cases where parole is granted by a majority of the Board, the release date shall be determined by the majority of the decision makers voting to parole.
3. This resolution revokes and supersedes any prior policy, procedure, or resolution on the matters addressed herein.

REASONS FOR ADOPTION

WHEREAS, the Board 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 is authorized to make decisions on parole by a majority of the entire membership of the Board, or by a panel consisting of one board member and one hearing examiner or two board members; 61 Pa.C.S § 6113(a)-(b);

WHEREAS, a disagreement on a decision to parole between two members of a panel shall be decided by a Board Member who shall concur with one of the original panel members, 61 Pa.C.S. § 6113(c)(1);

WHEREAS, from time to time, decision makers differ on release dates in cases where parole is granted; and

WHEREAS, the Board desires to establish and memorialize the process for establishing release dates in cases where parole is granted, but the decision makers differ on the release date.

NOW THEREFORE, the Board resolves that the Board Secretary shall record decisions in accordance with the manner of voting set forth above.

Craig R. McKea
Scott Hillman
Dan Dreyfus
Mark Koch

Ted Johnson
J. Brunkle
[Signature]

ATTESTED

[Signature]
BOARD SECRETARY