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# VIRGINIA STATE BUDGET

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1998 Session

## Budget Bill - HB30 (Introduced)

Bill Order » Office of Public Safety » Item 467

Department of Corrections

Item 467	First Year - FY1999	Second Year - FY2000
<b>Administrative and Support Services (37900)</b>	<b>\$33,452,983</b>	<b>\$32,879,965</b>
General Management and Direction (37901)	\$12,006,660	\$12,076,178
Computer Services (37902)	\$7,329,077	\$6,502,779
Accounting and Budgeting Services (37903)	\$2,882,078	\$2,946,433
Architectural and Engineering Services (37904)	\$2,627,282	\$2,667,688
Food and Dietary Services (37907)	\$320,774	\$360,644
Personnel Services (37914)	\$1,450,282	\$1,479,948
Procurement and Distribution (37918)	\$6,836,830	\$6,846,295
Fund Sources:		
General	\$24,913,195	\$25,209,174
Special	\$1,939,788	\$1,070,791
Federal Trust	\$6,600,000	\$6,600,000

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Authority: Title 53.1, Chapter 1, and section 9-170, Code of Virginia.

A.1. The Department of Corrections shall develop a plan for modernizing and integrating its automated systems. Such plan shall be based on developing the integrated system in phases, or modules. Before the department proceeds with implementation of the plan, the Secretary of Public Safety, the State Treasurer, and the Director of the Department of Planning and Budget must approve it. The Council on Information Management and the Department of Information Technology must concur in the general technical aspects of the plan and on the most appropriate and cost-effective implementation approach.

2. Included within this appropriation is \$1 million the first year and \$88,810 the second year from nongeneral funds for the development and implementation of one module of the integrated system - the automation of the commissary system. The nongeneral funds shall come from profits projected to be generated by the commissary operations. The department shall request additional funds as needed for implementation of the other modules of its system in subsequent fiscal years.

3. Included within this appropriation is \$325,000 the first year and \$325,000 the second year from the general fund for the development and implementation of a time computation system. The review requirement set out in Paragraph A.1. shall not be applicable to the development of this module.

B.1. Out of the appropriation for architectural and engineering services, \$77,590 the first year and \$217,570 the second year from the general fund is designated for the development and implementation of a plan to upgrade

underground storage tanks at facilities operated by the Department of Corrections. The Director of the Department of Planning and Budget shall unallot \$139,000 of the funds in the second year until the Department of Corrections has prepared a plan for upgrading the tanks and the Director of the Department of Environmental Quality has approved that plan.

2. Out of the appropriation for architectural and engineering services, \$135,170 the first year and \$458,966 the second year from the general fund is designated for project management positions, including four administrative support and five architecture and engineering positions, formerly supported by nongeneral funds.

C.1. In the event the federal government should make available funds for the Violent Offender Incarceration and Truth-in-Sentencing Incentive Grant Program, no such federal funds may be obligated or expended unless otherwise provided in this act, prior to transmittal of a report to the Board of Corrections and the Chairmen of the House Appropriations and Senate Finance Committees, on proposed uses, item by item, of the federal funds and matching general funds.

2. The Department of Corrections shall make such modifications as may be required to the Virginia grant application for the Violent Offender Incarceration and Truth-in-Sentencing Incentive Grant Program, in the current fiscal year and in succeeding fiscal years, to expend such funds in the following priority order:

- a. Enhancement of the security level for the 1,000 bed private prison to be located in Charlotte County, from a minimum to a medium security institution;
- b. Construction of, or conversion of existing facilities into, diversion centers on existing state-owned property in or near the Commonwealth's metropolitan areas;
- c. Planning for a medium security prison (Project 15755).
- d. Construction of work centers, using inmate labor, adjacent to secure correctional centers.

3. The Director, Department of Planning and Budget, is authorized to establish capital outlay projects and transfer and allot these funds to implement the provisions of this Item.

D.1. In procuring inmate telephone services to be effective January 1, 1999, the Department of Corrections shall consult with the Department of Information Technology in the development of the request for proposal (RFP), evaluation of the submitted responses to the RFP, and negotiations and development of the contract.

2. In negotiating such contract, the Department should attempt to keep rates charged recipients of inmate calls from Department of Corrections operated facilities, and from facilities operated under contract with the Department, at a level that does not exceed collect call rates and surcharges charged public customers. Negotiations should seek to establish a benchmark calling cost rate such as an industry dominant long distance carrier's interLATA and interstate rates for public long distance collect calls, or the serving local exchange carrier (LEC) for local or intraLATA rates for public collect calls, including time and day of week sensitivity when applicable, and shall utilize a least-cost routing system.

3. The Department of Corrections shall require the contractor to provide:

- a. Inmate calling data in an automated format. Data provided shall include, but not be limited to, originating phone number, billed phone number, date and time of call, length of call, surcharge, and toll or per minute charges. The Department of Corrections, in consultation with the Department of Information Technology, shall develop procedures for automated audits and service evaluations of the inmate phone system;
- b. An annual report from an independent auditing firm verifying that the contractor's timing and billing systems

are accurate and completely record all calls made;

c. The Department of Corrections with at least 30 days written notice of pending rate charges and the new rates to be charged; and

d. A means for limiting inmate calls only to those persons on a pre-approved list.

E. The Director of the Department of Corrections, with the assistance of the Department of Planning and Budget, shall review and update the staffing formula for determining the number of security positions required for adult correctional facilities. A report on this formula, with any recommendations, as appropriate, shall be provided by October 1, 1998, to the Governor and the Chairmen of the Senate Finance and House Appropriations Committees.