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# VIRGINIA STATE BUDGET

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2002 Session

## Budget Bill - HB30 (Introduced)

Bill Order » Office of Public Safety » Item 443

Department of Juvenile Justice

Item 443	First Year - FY2003	Second Year - FY2004
<b>Community-Based Custody (35000)</b>	<b>\$42,714,555</b>	<b>\$42,714,555</b>
Community Residential Custody and Treatment Services (35002)	\$10,728,582	\$10,728,582
Community Non-Residential Custody and Treatment (35004)	\$1,967,250	\$1,967,250
Financial Assistance for Community Based Alternative Treatment Services (35007)	\$30,018,723	\$30,018,723
Fund Sources:		
General	\$42,182,542	\$42,182,542
Federal Trust	\$532,013	\$532,013

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Authority: §§ [16.1-246](#) through [16.1-258](#), [16.1-286](#), [16.1-291](#) through [16.1-295](#), [66-13](#), [66-14](#), [66-22](#) and [66-24](#), Code of Virginia.

A.1. Out of this appropriation \$1,000,000 the first year and \$1,000,000 the second year from the general fund shall be used to contract for residential and nonresidential postsentencing alternatives in localities or combinations of localities for juvenile offenders eligible to be sentenced to confinement in a state juvenile correctional center pursuant to § [16.1-278.8](#) 14, Code of Virginia, but who may require confinement less secure than a state juvenile correctional center. The goal of such programs shall be to reduce the incidence of repeat juvenile offenders.

2. Such funding shall be used exclusively for the development or improvement of community-based services for those juvenile offenders specified in paragraph 1, but shall not be used for capital expenditures. Contracts entered into under the provisions of this paragraph shall not be used in lieu of supervised probation or parole. It is the intention of the General Assembly that the use of supervised probation for offenders not be decreased by the use of such postsentencing alternatives and that release from such programs be followed by an appropriate period of supervised parole.

3. The State Board of Juvenile Justice shall prescribe standards for the development, operation and evaluation of programs and services authorized in this paragraph. State funds for such contracts shall be matched at a rate of 33 percent from nonstate sources.

B. Services funded out of this appropriation may include intensive supervision, day treatment, boot camp, and aftercare services, and should be integrated into existing services for juveniles.

C. Out of this appropriation \$4,957,003 the first year and \$4,957,003 the second year from the general fund shall be used to house in public or private facilities in Virginia juveniles committed to the custody of the Department pursuant to § [16.1-278.8](#) A 14, Code of Virginia. Before contracting for these beds, the Department of Juvenile Justice shall give consideration to the marginal cost impact on the public or private facilities, so the department may obtain additional beds at the lowest per diem cost possible.

D. This appropriation contains funds to be used to establish programs to give judges alternative sentencing options for juveniles, in the amounts of \$4,619,107 the first year and \$4,619,107 the second year from the general fund for boot camps for juveniles; however, no contract to establish a juvenile boot camp shall be executed by the Department nor shall any funds be expended for the contract except as provided in this act.

E.1. The appropriation for Financial Assistance for Juvenile Confinement in Local Facilities includes \$29,506,010 the first year and \$29,506,010 the second year from the general fund for the implementation of the financial assistance provisions of the Juvenile Community Crime Control Act, §§ 16.1-309.2 through 16.1-309.10, Code of Virginia.

2. Future changes to the appropriation shall be based on U.S. Census Bureau data on estimated changes in each locality's youth (age 10-17) population over the biennium.

F. The Department shall provide annual reports to the Chairmen of the House Appropriations and Senate Finance Committees on the progress of Virginia Juvenile Community Crime Control Act programs. The annual report shall address the requirements of § 16.1-309.3, Code of Virginia, as well as identifying the number of juveniles served, the average cost for residential and nonresidential services, the number of employees, and descriptions of the contracts entered into by localities, pursuant to §§ 16.1-309.2 through 16.1-309.10, Code of Virginia.

G. Subject to the conditions stated in this paragraph and with the prior written approval of the Director of the Department of Planning and Budget, there is hereby reappropriated the unexpended balances remaining at the close of business on June 30, 2002, and June 30, 2003, in the Financial Assistance for Confinement in Local Facilities program. The reappropriations shall be applicable only for payments owing for physical plant projects for local detention which have been approved by the Governor and for which contracts are in effect June 30, 2002, and June 30, 2003, respectively.

H. Notwithstanding the provisions of § 16.1-309.7 B of the Code of Virginia, or any other provision of law, any funds unexpended by the localities at the close of each fiscal year shall be returned to the state treasury.