

VIRGINIA STATE BUDGET

2002 Session

Budget Bill - HB30 (Introduced)

Bill Order » Office of Administration » Item 64

Compensation Board

Item 64	First Year - FY2003	Second Year - FY2004
Crime Detection, Investigation, and Apprehension (30400)	\$313,438,399	\$341,390,322
Financial Assistance to Local Law Enforcement Officials (30405)	\$245,182,471	\$267,803,584
Financial Assistance to Regional Jail Authorities (30410)	\$68,255,928	\$73,586,738
Fund Sources:		
General	\$313,438,399	\$341,390,322

Authority: Title 15.2, Chapter 16, Articles 3 and 6.1; and §§ [53.1-83.1](#) and [53.1-85](#), Code of Virginia.

A.1. The annual salaries of the sheriffs of the several counties and cities of the Commonwealth shall be as hereinafter prescribed, according to the population of the city or county served and whether the sheriff is charged with civil processing and courtroom security responsibilities only, or the added responsibilities of law enforcement or operation of a jail, or both. Execution of arrest warrants shall not, in and of itself, constitute law enforcement responsibilities for the purpose of determining the salary for which a sheriff is eligible.

2. The salary of any sheriff serving a county and city which operated a jail on July 1, 1998, which subsequently closed, shall not be reduced until the last day of the month in which a regional jail serving the county and city begins to house inmates.

3. If the salary of any sheriff on July 1, 2002 exceeds the applicable amount shown below, such salary shall not be reduced.

July 1, 2002	December 1, 2002	December 1, 2003
to	to	to
November 30, 2002	November 30, 2003	June 30, 2004

Law Enforcement and Jail Responsibility

Less than 10,000	\$53,541	\$54,612	\$54,612
10,000 to 19,999	\$61,541	\$62,772	\$62,772
20,000 to 39,999	\$67,628	\$68,981	\$68,981
40,000 to 69,999	\$73,508	\$74,978	\$74,978
70,000 to 99,999	\$81,676	\$83,310	\$83,310
100,000 to 174,999			

	\$90,752	\$92,567	\$92,567
175,000 to 249,999	\$95,528	\$97,439	\$97,439
250,000 and Above	\$106,142	\$108,265	\$108,265

Law Enforcement or Jail

Less than 10,000	\$52,470	\$53,519	\$53,519
10,000 to 19,999	\$60,310	\$61,516	\$61,516
20,000 to 39,999	\$66,276	\$67,602	\$67,602
40,000 to 69,999	\$72,039	\$73,480	\$73,480
70,000 to 99,999	\$80,042	\$81,643	\$81,643
100,000 to 174,999	\$88,936	\$90,715	\$90,715
175,000 to 249,999	\$93,618	\$95,490	\$95,490
250,000 and Above	\$104,550	\$106,641	\$106,641

No Law Enforcement or Jail Responsibility

Less than 10,000	\$49,301	\$50,287	\$50,287
10,000 to 19,999	\$54,778	\$55,874	\$55,874
20,000 to 39,999	\$60,865	\$62,082	\$62,082
40,000 to 69,999	\$67,628	\$68,981	\$68,981
70,000 to 99,999	\$75,143	\$76,646	\$76,646
100,000 to 174,999	\$83,491	\$85,161	\$85,161
175,000 to 249,999	\$87,885	\$89,643	\$89,643
250,000 and Above	\$98,712	\$100,686	\$100,686

B. Out of the amounts for Financial Assistance to Local Law Enforcement Officials, no expenditures shall be made to provide security devices such as magnetometers in standard use in major metropolitan airports. Personnel expenditures for operation of such equipment incidental to the duties of courtroom and courthouse security deputies may be authorized, provided that no additional expenditures for personnel shall be approved for the principal purpose of operating these devices.

C. Notwithstanding the provisions of § 53.1-120, or any other section of the Code of Virginia, unless a judge provides the sheriff with a written order stating that a substantial security risk exists in a particular case, no courtroom security deputies may be ordered for civil cases, not more than one deputy may be ordered for criminal cases in a district court, and not more than two deputies may be ordered for criminal cases in a circuit court. In complying with such orders for additional security, the sheriff may consider other deputies present in the

courtroom as part of his security force.

D. Should the scheduled opening date of any facility be delayed for which funds are available in this Item, the Director, Department of Planning and Budget, shall allot such funds as the Compensation Board may request to allow the employment of staff for training purposes not more than 45 days prior to the rescheduled opening date for the facility.

E. Consistent with the provisions of paragraph B of Item 63, the Board shall allocate the additional jail deputies provided in this appropriation using a ratio of one jail deputy for every 3.0 beds of operational capacity. Operational capacity shall be determined by the Department of Corrections. No additional deputy sheriffs shall be provided from this appropriation to a local jail in which the present staffing exceeds this ratio unless the jail is overcrowded. Overcrowding for these purposes shall be defined as when the average annual daily population exceeds the operational capacity. In those jails experiencing overcrowding, the Board may allocate one additional jail deputy for every five average annual daily prisoners above operational capacity. Should overcrowding be reduced or eliminated in any jail, the Compensation Board shall reallocate positions previously assigned due to overcrowding in accordance with the Board's staffing standards for alternatives to incarceration programs or court services within the sheriff's office or among other jails in the Commonwealth.

F. Two-thirds of the salaries set by the Compensation Board of medical, treatment and inmate classification positions approved by the Compensation Board for local correctional facilities shall be paid out of this appropriation.

G. The Compensation Board shall allocate positions for alternative incarceration programs approved pursuant to Item 67, paragraph F 2 of this act, at a ratio of one position for every 16 inmates in such programs.

H.1. The Compensation Board shall provide for a Master Deputy pay grade to those sheriffs' offices which had certified, on or before January 1, 1997, having a career development plan for deputy sheriffs that meets the minimum criteria set forth by the Compensation Board for such plans. The Compensation Board shall allow for additional grade 9 positions, at a level not to exceed one grade 9 Master Deputy per every five Compensation Board grade 7 and 8 deputy positions in each sheriff's office.

2. Each sheriff who desires to participate in the Master Deputy Program who had not certified a career development plan on or before January 1, 1997, may elect to participate by certifying to the Compensation Board that the career development plan in effect in his office meets the minimum criteria for such plans as set by the Compensation Board. Such election shall be made by July 1 for an effective date of participation the following July 1.

3. Funding shall be provided by the Compensation Board for participation in the Master Deputy Program to sheriffs' offices electing participation after January 1, 1997, according to the date of receipt by the Compensation Board of the election by the sheriff, subject to appropriations by the General Assembly.

I. There is hereby reappropriated the unexpended balance in this program on June 30, 2002, and June 30, 2003.

J. The Compensation Board shall estimate biannually the number of additional law enforcement deputies which will be needed in accordance with § 15.2-1609.1, Code of Virginia. Such estimate of the number of positions and related costs shall be included in the Board's biennial budget request submission to the Governor and General Assembly. The allocation of such positions, established by the Governor and General Assembly in Item 63 of this act, shall be determined by the Compensation Board on an annual basis. The annual allocation of these positions to local Sheriff's offices shall be based upon the most recent final population estimate for the locality that is available to the Compensation Board at the time when the agency's annual budget request is completed. The source of such population estimates shall be the Weldon Cooper Center for Public Service of the University of Virginia or the United States Bureau of the Census.

K. Any balance, or portion thereof, in the program Crime, Detection, Investigation, and Apprehension, may be transferred between Items 64 and 67, as needed, to cover any deficits incurred in the programs Financial Assistance for Confinement in Local Facilities, and Crime, Detection, Investigation, and Apprehension.