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# VIRGINIA STATE BUDGET

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2004 Special Session I

## Budget Bill - HB5001 (Chapter 4)

Bill Order » Office of Public Safety » Item 430

Department of Criminal Justice Services

### Item 430

First Year - FY2005 Second Year - FY2006

<b>Financial Assistance for Administration of Justice Services (39000)</b>	<b>\$66,559,178</b>	<b>\$67,424,428</b>
Financial Assistance to Localities for Administration of Justice Services (39001)	\$66,559,178	\$67,424,428
Fund Sources:		
General	\$25,496,512	\$26,361,762
Special	\$100,000	\$100,000
Trust and Agency	\$10,000,000	\$10,000,000
Dedicated Special Revenue	\$6,405,261	\$6,405,261
Federal Trust	\$24,557,405	\$24,557,405

Authority: Title 9.1, Chapter 1, Code of Virginia.

A. This appropriation includes an estimated \$12,000,000 the first year and an estimated \$12,000,000 the second year in federal funds pursuant to the Omnibus Crime Control Act of 1968, as amended. Of these amounts, nine percent is available for administration, and the remainder is available for grants to state agencies and local units of government. The remaining federal funds are to be passed through as grants to localities, with a required 25 percent local match. Also included in this appropriation is \$829,930 the first year and \$829,930 the second year from the general fund for the required matching funds for state agencies.

B. The Department of Criminal Justice Services is authorized to make grants and provide technical assistance out of this appropriation to state agencies, local governments, regional and nonprofit organizations for the establishment and operation of programs for the following purposes and up to the amounts specified:

1.a. Regional training academies for criminal justice training, \$914,585 the first year and \$914,585 the second year from the general fund and an estimated \$941,797 the first year and an estimated \$941,797 the second year from nongeneral funds. The Criminal Justice Services Board shall adopt such rules as may reasonably be required for the distribution of funds and for the establishment, operation and service boundaries of state-supported regional criminal justice training academies.

b. The Board of Criminal Justice Services, consistent with § 9.1-102, Code of Virginia, and § 6VAC-20-20-61 of the Administrative Code, shall not approve or provide funding for the establishment of any new criminal justice training academy from July 1, 2004, through June 30, 2006.

2. Virginia Crime Victim-Witness fund, \$5,124,059 the first year and \$5,124,059 the second year from dedicated special revenue.

3. Court Appointed Special Advocate programs, \$928,750 the first year and \$975,000 the second year from the

general fund.

C.1. Out of this appropriation, \$19,439,828 the first year and \$20,258,828 the second year from the general fund is authorized to make discretionary grants and to provide technical assistance to cities, counties or combinations thereof to develop, implement, operate and evaluate programs, services and facilities established pursuant to the Comprehensive Community Corrections Act for Local-Responsible Offenders (§ 53.1-182.1, Code of Virginia) and the Pretrial Services Act (§ 19.2-152.4, Code of Virginia). Funding for local-responsible offenders shall be limited to programs, services and facilities targeting those offenders specified in § 19.2-303.3, Code of Virginia. Funds for pretrial programs or other alternatives to incarceration programs shall be limited to those established or expanded pursuant to paragraph E 2 of Item 64. Out of these amounts, the Director of the Department of Criminal Justice Services is authorized to expend no more than five percent per year for state administration of these programs.

2. The Department of Criminal Justice Services, in conjunction with the Office of the Executive Secretary of the Supreme Court and the Virginia Criminal Sentencing Commission, shall conduct information and training sessions for judges and other judicial officials on the programs, services and facilities available through the Pretrial Services Act and the Comprehensive Community Corrections Act for Local-Responsible Offenders.

3. The Department of Criminal Justice Services shall provide an annual report on its progress in implementing the Pretrial Services Act and the Comprehensive Community Corrections Act for Local-Responsible Offenders to the Chairmen of the House Courts of Justice, Health, Welfare and Institutions, and Appropriations Committees and the Senate Courts of Justice, Rehabilitation and Social Services, and Finance Committees.

D. In the event the federal government should make available additional funds pursuant to the Violence Against Women Act, the Department shall set aside 33 percent of such funds for competitive grants to programs providing services to domestic violence and sexual assault victims.

E. Subject to the conditions stated in this Item and with the prior written approval of the Director, Department of Planning and Budget, there is hereby reappropriated the unexpended balances remaining in the appropriations made in the Financial Assistance for Administration of Justice Services program on June 30, 2004 and June 30, 2005. These reappropriations shall be used only for the purposes of the original appropriation for grants made by the Criminal Justice Services Board. This provision shall apply to funds obligated to and in the possession of state agency subgrantees and the Department of Criminal Justice Services.

F. From such federal funds as may be available, the Department shall provide a grant of up to \$500,000 each year to the Department of Juvenile Justice for regional and statewide training and technical assistance to localities in the development and evaluation of programs established under the Virginia Juvenile Community Crime Control Act.

G. The Department shall provide a grant of up to \$1,300,000 the first year and \$1,300,000 the second year from federal funds to the Department of Corrections, to continue intensive substance abuse treatment services in correctional facilities.

H.1. Out of this appropriation, \$1,490,000 the first year and \$1,490,000 the second year from the general fund and \$1,710,000 the first year and \$1,710,000 the second year from such federal funds as are available shall be deposited to the School Resource Officer Incentive Grants Fund established pursuant to § 9-171.1, Code of Virginia. Localities shall match these funds based on the composite index of local ability-to-pay. The Department shall give priority to localities requesting school resource officers in high schools.

2. The Director of the Department of Criminal Justice Services is authorized to expend \$357,285 the first year and \$357,285 the second year from the School Resource Officer Incentive Grants Fund to operate the Virginia Center for School Safety, pursuant to § 9.1-110, Code of Virginia.

I. Out of this appropriation, \$520,000 the first year from the general fund and \$1,560,000 in the first year from such

federal funds as are available and \$520,000 the second year from the general fund and \$1,560,000 the second year from such federal funds as are available are included to support drug court programs statewide.

J. The department shall provide a grant of up to \$2,000,000 the first year and up to \$2,000,000 the second year in federal grant funds to the Department of Corrections to develop and implement the initial phases of an integrated offender management system, the first phase of which shall be the purchase and implementation of a system to replace the current offender time computation system.

K. The Department of Criminal Justice Services shall review the feasibility of allowing alternative training delivery methods, with a focus on distance learning and computer-based training, for entry level and in-service training for criminal justice officers. In determining the feasibility of alternative training delivery methods, the Department shall consider the quality of training provided, cost effectiveness, and the impact upon local units of government. The Department shall consult with affected local governments, state and local public safety agencies, training organizations, and higher education institutions, including the Virginia Community College System. The results, including details on potential cost savings and cost avoidance, shall be reported to the Chairmen of the House Appropriations and Senate Finance Committees by December 1, 2004.

L. The Department of Criminal Justice Services shall prepare a report on fees assessed by all regional criminal justice training academies for training services provided to nongovernmental agencies or organizations. The report shall include an assessment of whether fees charged nongovernmental agencies or organizations fully recognize the total cost of training provided. The report shall also provide options for recovering the cost of the state-supported training services provided to nongovernmental agencies or organizations by regional criminal justice training academies. The Department shall consult with affected local governments and government and nongovernment public safety agencies or organizations that utilize the regional criminal justice training academies. The results shall be reported to the Chairmen of the House Appropriations and Senate Finance Committees by December 1, 2004.