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# VIRGINIA STATE BUDGET

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2006 Special Session I

## Budget Bill - HB5002 (Introduced)

Bill Order » Office of Public Safety » Item 405

Department of Juvenile Justice

| Item 405   | First Year -<br>FY2007 | Second Year -<br>FY2008 |
|--|------------------------|-------------------------|
| <b>Financial Assistance to Local Governments for Juvenile Justice Services<br/>(36000)</b> | <b>\$52,517,937</b>    | <b>\$51,627,038</b>     |
| Financial Assistance for Juvenile Confinement in Local Facilities (36001)                  | \$35,183,683           | \$34,292,784            |
| Financial Assistance for Probation and Parole - Local Grants (36002)                       | \$2,315,531            | \$2,315,531             |
| Financial Assistance for Community Based Alternative Treatment Services (36003)            | \$15,018,723           | \$15,018,723            |
| Fund Sources:  |                        |                         |
| General  | \$50,745,748           | \$49,854,849            |
| Federal Trust  | \$1,772,189            | \$1,772,189             |

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Authority: §§ [16.1-233](#) through [16.1-238](#), [16.1-274](#), [16.1-322.1](#) and [66-14](#), Code of Virginia.

A. From July 1, 2006 to June 30, 2008, the Board of Juvenile Justice shall not approve or commit additional funds for the state share of the cost of construction, enlargement or renovation of local or regional detention centers, group homes or related facilities. The Board may grant exceptions only to address emergency maintenance projects needed to resolve immediate life safety issues. For such emergency projects, approval by both the Board of Juvenile Justice and the Secretary of Public Safety is required. Any emergency projects must also comply with Board of Juvenile Justice standards.

B. Each emergency resolution adopted by the Board of Juvenile Justice approving reimbursement of the state share of the cost of construction, maintenance, or operation of local or regional detention centers, group homes, or related facilities or programs shall include a statement noting that such approval is subject to the availability of funds and approval by the General Assembly at its next regular session.

C. The Department of Juvenile Justice shall reimburse localities, pursuant to § [66-15](#), Code of Virginia, at the rate of \$50 per day for housing juveniles who have been committed to the Department, for each day after the Department has received a valid commitment order and other pertinent information as required by § [16.1-287](#), Code of Virginia.

D. Notwithstanding the provisions of § [16.1-322.1](#) of the Code of Virginia, the Department shall apportion to localities the amounts appropriated in this item.

E. 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 re-appropriated the unexpended balances remaining at the close of business on June 30, 2006, and June 30, 2007, in the appropriation for Financial Assistance for Confinement in Local Facilities . 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, 2006, and June 30, 2007, respectively.

F.1. The appropriation for Financial Assistance for Juvenile Confinement in Local Facilities includes \$14,506,010 the first year and \$14,506,010 the second year from the general fund for the implementation of the financial assistance provisions of the Juvenile Community Crime Control Act (VJCCCA), §§ 16.1-309.2 through 16.1-309.10, Code of Virginia.

2. Notwithstanding the provisions of §§ 16.1-309.2 through 16.1-309.10, Code of Virginia, the Board of Juvenile Justice shall establish guidelines for use in determining the types of programs for which VJCCCA funding may be expended. The Department shall establish a format to receive biennial or annual requests for funding from localities, based on these guidelines. For each program requested, the plan shall document the need for the program, goals, and measurable objectives, and a budget for the proposed expenditure of these funds and any other resources to be committed by localities.

G. 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.

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.