



Public Safety



HB 29: Public Safety

- The majority of the proposed amendments for Public Safety reflect the Governor's 2009 budget reduction plan
 - Includes \$54.6 million in agency reductions and elimination of 598 positions
 - Eliminated positions primarily associated with closing Brunswick and Botetourt Correctional Centers and Natural Bridge Juvenile Correctional Center
 - Saves \$16.5 million from reducing HB 599 payments due to GF revenue reductions
 - HB 599 payments increase as GF revenue increases, but decrease as GF revenue decreases



HB 29: Sheriffs and Regional Jails

- Several reductions affect sheriffs and regional jails:
 - Across-the-board reductions of 5 percent save more than \$19 million GF
 - Reductions in per diems of \$3.6 million GF
 - Includes language, effective March 1, 2010, implementing revisions to per diem rates
 - Local inmate rate decreases from \$8 to \$4 per day
 - State inmate (OOC) rate decreases from \$14 to \$12 per day
 - Savings of \$2.4 million GF from local delays in the opening of new jails
 - Construction delays affected scheduled opening of Riverside Regional and Loudoun County jails
 - Includes savings of \$2.0 million GF from use of E-911 funds for sheriffs' dispatchers
 - Includes savings of \$1.7 million GF from 1-day furlough of sheriffs and deputies
 - Produces savings of \$6.2 million from eliminating 4th quarter payments for retirement and group life insurance



HB 30: Public Safety Overview

- The total biennial GF appropriation for Public Safety is \$4.3 billion
 - This is a reduction of \$490.4 million, representing a 10.3 percent reduction from Chapter 781
 - Maintains \$109.3 million in reductions from continuation of the Governor's September reductions
- The total biennial NGF appropriation is \$1.9 billion
 - This is an increase of \$146.8 million, or 8.5 percent
 - Included in these increases are \$68.5 million in nongeneral funds used to supplant GF spending (47 percent)
- Includes agency transfers to Office of Public Safety
 - Compensation Board from Administration
 - Board of Towing and Recovery Operations from Transportation



HB 30: Sheriffs and Regional Jails

- Includes a net reduction of \$68.0 million GF in FY 2011 and \$78.5 million GF in FY 2012
 - These reductions include about \$5.3 million GF each year from maintaining the September across-the-board reductions
- Additional GF spending largely limited to jail staffing and per diems:
 - \$5.9 million per year to annualize staffing for jails that opened during FY 2010
 - Continues funding for facilities only open part of FY 2010
 - \$2.3 million in FY 2011 and \$2.4 million in FY 2012 to provide staffing for new or expanded jails
 - Includes Pittsylvania County and Rappahannock Regional Jail expansions, and reconstructed Patrick County Jail
 - \$1.6 million in FY 2011 and \$878,000 in FY 2012 to provide for housing state-responsible inmates in local and regional jails



HB 30: Sheriffs and Regional Jails

- Policy-related reductions total \$43.1 million in FY 2011 and \$53.0 million in FY 2012, including:
 - Reducing jail per diem payments for local-responsible and out-of-compliance state-responsible offenders
 - Local-responsible offender payments reduced from \$8 to \$4
 - Out-of-compliance state-inmate payments reduced from \$14 to \$8
 - Reducing the ratio of law enforcement officers to local population from 1:1,500 to 1:2,000
 - Localities would have to provide the funding to maintain 1:1,500 ratio or officers could be laid off
 - Early release of non-violent offenders from prison
 - Supplanting law enforcement and courtroom security funding with proceeds from the Virginia Public Safety Fund
 - Supplant totals \$8.3 million in FY 2011 and \$21.7 million in FY 2012
- Other reductions affecting sheriffs and regional jails
 - \$24.4 million GF each year from the elimination of state support for retirement and life insurance premiums
 - \$3.6 million GF each year from suspension of funding for sheriffs' career development programs



HB 30: Department of State Police

- Proposes net reductions of \$16.2 million GF in FY 2011 and \$17.8 million GF in FY 2012
 - Includes \$4.4 million in FY 2011 and \$4.3 million in FY 2012 from the maintenance of the Governor's 2009 budget reductions
- Also proposes reductions of \$3.7 million in FY 2011 and \$5.1 million in FY 2012 from postponing State Police basic trooper schools
 - 116th postponed until January 2011
 - 117th postponed until January 2012
 - 118th postponed until January 2013
 - To maintain highway patrol functions, sworn positions from other operational areas may be reassigned
- Virginia Public Safety Fund
 - Supplants \$4.8 million in both FY 2011 and FY 2012 from counter-terrorism using the Virginia Public Safety Fund
 - Provides new funding of \$4.7 million in FY 2011 and \$6.7 million in FY 2012 from this source to support on-going maintenance of STARS



HB 30: HB 599 Payments

- Reduces “HB 599” funding by \$40.9 million GF in FY 2011 and \$47.6 million GF in FY 2012
 - Represents 27 percent reduction from original FY 2010 appropriation
 - Reductions from HB 29 are equivalent to reductions for sheriffs and State Police – about 17.2 by FY 2012
 - Funding levels equal \$160.6 million all funds each year
- Offsetting these GF reductions is the use of \$4.2 million in FY 2011 and \$10.8 million in FY 2012 from the Virginia Public Safety Fund
 - Without these offsetting nongeneral fund resources, HB 599 funding decreases to \$156.4 million in FY 2011 and \$149.7 million in FY 2012



Virginia Public Safety Fund

- HB 30 creates a new Virginia Public Safety Fund to supplant GF support for sheriffs, HB 599 payments, and the State Police by \$22 million in FY 2011 and \$44 million in FY 2012
 - This fund is supported by a 0.5 percent tax increase on casualty and property insurance premiums found in the budget and potential separate legislation
 - If this proposed legislation is rejected, the supplanted amounts would represent cuts to the affected programs
 - For example, there would be significant reductions in local law enforcement and courtroom security staffing, or limited counter-terrorism activities by State Police



HB 30: Department of Corrections

- Includes net reductions of \$42.1 million in FY 2011 and \$43.7 million in FY 2012
- Proposed GF spending includes:
 - \$8.7 million per year to offset the loss of nongeneral fund revenue associated with housing inmates from Wyoming
 - \$4.7 million in additional funding for inmate medical care
- Proposed GF reductions include:
 - \$22.3 million in FY 2011 and \$22.9 million in annualized savings from closing Brunswick and Botetourt correctional centers
 - Supplanting of \$9.9 million from housing 1,000 out-of-state inmates
 - Virginia will supplant this GF with slightly more than \$10 million collected in per diems from other state each year
 - Reversion of \$4.6 million in FY 2011 and \$5.6 million in FY 2012 in IT system balances
 - \$1.4 million each year from eliminating payments in lieu of taxes to localities
 - Language exempts the agency from provisions of § 58.1-3403



Other Public Safety Agency Issues

- Forensic Science
 - Provides \$789,175 GF each year to address workload issues stemming from the U.S. Supreme Court's Melendez-Diaz decision
- Military Affairs
 - Eliminates \$180,000 GF each year in state recruitment incentives
 - DMA will be required to rely on federal recruitment incentives
 - Provides \$212,703 each year in additional funding for state tuition assistance program
- Department of Veterans Services
 - Provides \$190,000 NGF for Wounded Warrior program, hiring a Director of Health Planning, and for the operating costs of the Veterans Services Foundation
 - Director of Health Planning to oversee development of plans and marketing programs for new veterans care centers
- ABC
 - Includes \$15 million NGF each year for the purchase of additional merchandise for resale
 - Language provides for a 2 percent increase in the markup on alcoholic beverages = \$4.0 million per year in revenue



HB 30: Language Items

- Two items affect jail construction projects
 - Methodology for approving jail construction projects
 - Currently, projects are approved for an exemption from the jail construction moratorium by the General Assembly
 - Under proposed process, localities and regions would submit projects to DOC for the Board of Corrections for consideration
 - If approved, DPB would recommend project costs and local community corrections costs to Governor for inclusion in his introduced budget bill
 - General Assembly would not have an active role in the initial approval of jail construction projects under new process
 - Inclusion of jail projects in 2011 budget bill
 - Provides that jail projects approved by the Board of Corrections by the fall of 2009 may be resubmitted for inclusion in the 2011 budget bill without seeking reapproval by the Board
- Includes language providing DOC's director with authority to release nonviolent inmates up to 90 days prior to end of their confinement
 - Inmates currently or previously convicted of violent offenses, as defined for the purposes of the sentencing guidelines would be excluded from this early release
 - Savings from reduced per diems found in Compensation Board



HB 30: Language Items

- Several language items affect the Secretary of Public Safety, including
 - Continuing the Task Force on Alternatives for Nonviolent Offenders
 - Coordinating the development of a statewide system for the use of GPS and other electronic methods of monitoring offenders
 - DOC is directed to develop a statewide contract for GPS and other services that can be used by sheriffs
 - DCJS is directed to develop guidelines for use of electronic monitoring systems
 - Studying the feasibility of utilizing a risk assessment instrument as a factor in parole decision-making
- Department of Veterans Services
 - Authorizes the agency to apply for a federal grant to construct the second phase of the Horton veterans cemetery in Suffolk