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## COMMONWEALTH OF VIRGINIA

### *Compensation Board*

P.O. Box 710  
Richmond, Virginia 23218-0710

June 13, 2014

#### MEMORANDUM

TO: Compensation Board Members

FROM: Robyn M. de Socio, Executive Secretary

RE: Legislative Budget Action

Following is the summary of funding and language amendments to HB5002 impacting Constitutional Officers and the Compensation Board approved by the House and Senate for the FY15 and FY16 biennium. Also included is a summary of items proposed in the original Governor's Budget Bill (HB30) as introduced, that remain unchanged in the House and Senate approved HB5002.

#### All Constitutional Officers

- Language that was inadvertently removed in the introduced bill is restored, continuing the prohibition on localities use of funds provided by the Compensation Board to supplant local funding required to increase employees' salaries to offset an increase in employee contributions to VRS;

Budget Bill proposals, unchanged by legislative action:

- Language and funding is included in Central Appropriations to provide an additional \$1.18 million in each year to support the increased cost of retiree health insurance credit contributions for constitutional officers and their employees, payable by the Compensation Board. The partial amount of \$805,450 that is currently recovered from locality reimbursements is anticipated to remain unchanged.

#### Sheriffs and Regional Jails

- Proposed funding of \$4.6 million in each year that would have provided a 2% salary increase for each Grade 7 and Grade 8 sworn sheriff's deputy and regional jail officer effective July 1, 2014 has been eliminated;
- Proposed funding of \$1 million in FY15 and \$2 million in FY16 that would have provided 29 positions in FY15 and another 33 positions in FY16 (up to 50% of the current need) to meet the statutory requirement of 1 law enforcement deputy per 1,500 population has been eliminated;

- Proposed funding of \$390,575 in each year to support additional participation in the Sheriffs' and Regional Jails' Maser Deputy/Jail Officer Programs has been eliminated;
- Language is included that increases the FY15 start-up funding for RSW Regional Jail (opening July 2014) and decreases by a like amount the FY15 start-up funding for the Southwest Virginia Regional Jail expansion project (opening January 2015), allowing both facilities to open as scheduled;
- Language is included that requires all local and regional jails to provide the data necessary to participate in the Statewide Automated Victim/Witness Information and Notification System (SAVIN);

Budget Bill proposals, unchanged by legislative action:

- Funding of \$1.5 million in the first year and \$1.7 million in the second year and 48 positions are provided for jail facilities with overcrowded conditions where inmate populations exceed jail capacity by 100% or more.

#### Jails

- No additional funding is recommended for the projected need of \$10.7 million in FY15 and \$11.7 million in FY16 for jail inmate per diem payments, based upon the 2013 Inmate Population Forecast for local and state responsible inmates. A new forecast will be available in the fall of 2014 and additional funding needs will be re-evaluated at that time.

#### Commonwealth's Attorneys

- Proposed funding of \$109,425 in each year to support additional participation in the Commonwealth's Attorneys' Career Prosecutor Program has been eliminated;
- Language is included related to the collection of delinquent fines, costs, forfeitures, penalties, and restitution by Commonwealth's Attorneys, providing for a fixed increase rate of 17 percent on the delinquent amount in all localities, and eliminating the higher 25 percent increase rate on accounts delinquent more than six months; the language also limits the compensation that a treasurer or local government entity may receive for collections made on delinquent accounts beginning January 1, 2016; the language also clarifies that contracting with collection agents is to be updated each year to comply with any new legislative policy changes, and original language inadvertently deleted by the 2013 amendment was restored;

Budget Bill proposals, unchanged by legislative action:

- Additional funding of \$2.1 million is included in each year to support a salary increase for each full-time Assistant Commonwealth's Attorney of \$3,308 and each part-time Assistant Commonwealth's Attorney of \$1,654, effective July 1, 2014. This funding supports the second phase of a two-year initiative to raise the starting salary of an Assistant Commonwealth's Attorney to provide parity with salaries paid by the Commonwealth for Public Defenders and other publicly funded attorneys.

#### Circuit Court Clerks

- Proposed funding of \$430,789 in each year that would have provided a 4% salary increase for each Deputy Clerk I (DCI) position and a 2% salary increase for each Deputy Clerk II (DCII) position, effective July 1, 2014, has been eliminated;
- A proposed amendment that would have provided funding of \$303,342 in the second year to support participation in the Circuit Court Clerks and Deputy Circuit Court Clerks' Career Development Programs was not approved;
- Language is provided authorizing Circuit Court Clerks' offices to enter into agreements with local and regional jails and the Department of Corrections to provide for the electronic transmission of criminal court orders.

#### Treasurers

- Proposed funding of \$12,303 in each year to support additional participation in the Treasurers' Career Development Program has been eliminated;
- Proposed funding of \$68,382 in each year to support additional participation in the Deputy Treasurers' Career Development Program has been eliminated.
- As noted previously, language is included related to the collection of delinquent fines, costs, forfeitures, penalties, and restitution by Commonwealth's Attorneys, providing for a fixed increase rate of 17 percent on the delinquent amount in all localities, and eliminating the higher 25 percent increase rate on accounts delinquent more than six months; the language also limits the compensation that a treasurer or local government entity may receive for collections made on delinquent accounts beginning January 1, 2016; the language also clarifies that contracting with collection agents is to be updated each year to comply with any new legislative policy changes, and original language inadvertently deleted by the 2013 amendment was restored.

#### Finance Directors

- No program specific amendments were approved by the legislature to HB5002.

#### Commissioners of Revenue

- Proposed funding of \$132,509 in each year to support additional participation in the Commissioners' Career Development Program has been eliminated;
- Proposed funding of \$57,319 in each year to support additional participation in the Deputy Commissioners' Career Development Program has been eliminated;
- Language that was inadvertently overwritten with erroneous language in the Budget Bill is corrected as a technical amendment.

Administration

- No program specific amendments not already identified were approved by the legislature to HB5002.

As you know, these amendments have been approved by the House and Senate and remain subject to review and consideration through enrollment and signing or additional action by the Governor. Please contact Charlotte Lee or me if you have any questions.

cc: Compensation Board Staff  
The Honorable Nancy Rodrigues, Secretary of Administration  
The Honorable John "Jack" Weisenburger, President, Virginia Sheriffs' Association  
Walter Minton, President, Virginia Association of Regional Jails  
The Honorable Raymond Morrogh, President, Virginia Association of Commonwealth's Attorneys  
The Honorable Marty T. Eubank, President, Treasurers' Association of Virginia  
The Honorable Ross Mugler, President, Commissioners of the Revenue Association of Virginia  
The Honorable Tina Sinnen, President, Virginia Circuit Court Clerks' Association  
The Honorable Laura M. Rudy, President, Virginia Association of Local Elected Constitutional Officers  
Kimberly A. Winn, Executive Director, Virginia Municipal League  
James D. Campbell, Executive Director, Virginia Association of Counties  
John Jones, Executive Director, Virginia Sheriffs' Association  
Jane S. Chambers, Director, Commonwealths' Attorneys' Services Council  
Alan D. Albert, LeClair Ryan  
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Ron Jordan, Advantus Strategies  
Madeline I. Abbitt, Abbitt Consulting Inc  
Michael L. Edwards, Kemper Consulting  
Erik Johnston, Virginia Association of Counties  
Janet Areson, Virginia Municipal League  
Mary Jo Fields, Virginia Municipal League  
John Crooks, Analyst, Department of Planning and Budget