

**FY10
COMPENSATION BOARD
BUDGET HEARING**

April 22, 2009 – Richmond, VA

11:00 a.m.

**Frank Drew, Chairman
Walter J. Kucharski, Member
Janie E. Bowen, Member**

COMPENSATION BOARD FY10 BUDGET PRIORITIES

The Compensation Board develops priorities each year to be used in establishing the budgets for all Constitutional Officers. Following are general priorities the Compensation Board is following in establishing FY10 base budget amounts (based upon the requests made by Constitutional Officers in their annual budget requests and General Assembly actions):

- ◆ Level funding of existing base budgets for personnel, including salaries for permanent positions, fringe benefits, and hourly-wage/temporary funding, and for office expenses.
- ◆ Continued funding for existing participation in the career development programs in place for Sheriffs, Master Deputies/Jail Officers, Career Prosecutors, Treasurers and Commissioners, as well as Deputy Treasurers and Deputy Commissioners. Based on the availability of approved funding by the General Assembly for these programs, the cost of new participation is recommended for approval in FY10 for Sheriffs; however, no funding has been appropriated for additional participation in the Master Deputy/Master Jail Officer Program, the Career Prosecutor Program, the Treasurers' and Deputy Treasurers' Career Development Programs, or the Commissioners' and Deputy Commissioners' Programs. Compensation Board staff will continue to work with each Association to determine existing and estimated future funding needed to support each career development program in preparation for the upcoming budget session.
- ◆ Allocation of any positions and funding established through legislative actions in the most recent and prior sessions of the General Assembly.
- ◆ Salary adjustments for Constitutional Officers changing population groups.
- ◆ Allocation of positions based on the position reallocation policy.

COMPENSATION BOARD FY10 BUDGET PRIORITIES

- ◆ No funding will be provided for equipment for any Constitutional Officer. For Sheriffs and Regional Jails, funding previously considered during the budget allocation process for LIVESCAN equipment will now be considered on an individual request basis at regularly scheduled Board Meetings. Note for Clerks: Technology Trust Funds are not a part of your base budget funds and are handled separately.

Compensation Board budget priorities related to other funding issues for your offices that are not a part of your base budget funds are as follows:

- ◆ Reimbursement for attendance at non-Compensation Board-sponsored training events, such as VALECO, LGOC, and the Association's annual meeting will not be provided as additional allowances, but will be considered reimbursable expenses through available office expense funds. All Officers will continue to be reimbursed for the approved travel-related expenses associated with attending Compensation Board-sponsored training events such as Lawful Employment, Jail Risk and New Officer training.
- ◆ Existing policies implemented in FY08 and FY09 restricting the use of accumulated turnover and vacancy funds in all constitutional offices are continued in FY10.

COMPENSATION BOARD FY10 LEGISLATIVE ISSUES

**LEOS Retirement for
Regional Jail Officers:**

HB2065 was passed by the 2009 General Assembly requiring localities participating in the Virginia Retirement System and participating in a regional jail to provide retirement benefits comparable to the benefits provided to state police officers, and recently provided to all Sheriffs' deputies, to sworn officers in regional jails. The regional jail superintendent will receive the same benefits provided to Sheriffs.

**Risk Management in
Sheriffs' Offices:**

SB1073 was passed by the 2009 General Assembly clarifying that when a sheriff or deputy sheriff performs any law enforcement service in the locality in which he serves, that service is considered to be within the scope of his duties and pre-notification to the Division of Risk Management shall not be required in order to ensure liability coverage.

Inmate Housing Fee:

HB1919/SB1199 was passed by the 2009 General Assembly, increasing the fee that may be charged an inmate by a jail to defray the costs associated with the inmate's keep from \$1 per day to \$3 per day.

Process/Service Fee:

SB1191 was passed by the 2009 General Assembly, increasing certain Sheriffs' fees from \$25 to \$35 for levying upon property or serving an ejectment, and to \$50 for serving a writ of possession.

COMPENSATION BOARD FY10 LEGISLATIVE ISSUES

- Social Security Numbers and Land Records:** SB1277 was passed by the 2009 General Assembly providing for the redaction of social security numbers from online land records by 2012, but allowing for the use of the last four digits of the social security number on judgments recorded in the land records.
- Interface with Statewide Case and Financial Management Systems:** HB1946/SB1442 was passed by the 2009 General Assembly providing that the Executive Secretary of the Supreme Court is responsible for the operation of a statewide case management system and financial management system, and requires that an interface be permitted to a circuit court that uses such systems provided by a private vendor. However, the cost of providing an interface with a local system is the responsibility of the Circuit Court Clerk.
- Occasional Remote Access to Land Records:** HB1845/SB935 was passed by the 2009 General Assembly allowing the clerk of the Circuit Court of Prince William County to establish a pilot program under which a daily fee is assessed for occasional remote access to land records by the general public, and a separate fee per image downloaded is collected, not to exceed usual copying fees. Reporting by the Clerk on the pilot program is due to the General Assembly by September 30, 2012.
- Joint Subcommittee for Clerks:** SJ359 was passed by the 2009 General Assembly extending the joint subcommittee on Circuit Court Clerks' Offices through the remainder of calendar year 2009 for reporting to the General Assembly at the beginning of the 2010 session.

COMPENSATION BOARD FY10 LEGISLATIVE ISSUES

Special Election:

HB1771 was passed by the 2009 General Assembly providing that the special election to fill a vacancy in a constitutional office in localities with a population of 15,000 or less shall be held during the next general election in November.

**COMPENSATION BOARD
FY10 SPECIFIC BUDGET ISSUES
SHERIFFS AND REGIONAL JAILS**

**Stimulus Funding for
Budget Restoration:**

Although all proposed budget reductions to Sheriffs and Regional Jails operations were restored, \$23.3 million was restored using grant funding provided by the American Recovery and Reinvestment Act of 2009. Additional language included in Items 395 and 475.50 of the Appropriation Act specifies that the distribution of \$23.3 million from Virginia's allocation from the Edward Byrne Memorial Justice Assistance Grant program is to restore proposed reductions. Budget approvals by the Compensation Board for level funding in FY10 in these offices will be contingent upon agreement by localities and regional jail authorities to accept, properly account for, and report on the use of these federal funds as required by federal regulations.

Communications Funds:

The 2009 General Assembly approved the use of \$60.0 million in E-911 nongeneral funds to supplant general funds in support of the cost of communications operators provided in Sheriffs' offices with primary law enforcement duties. This technical fund change will not change the allocation of positions for communications in these offices, nor change reimbursements to localities.

COMPENSATION BOARD FY10 SPECIFIC BUDGET ISSUES SHERIFFS AND REGIONAL JAILS

New Positions:

The Governor's budget bill and actions taken by the 2009 General Assembly resulted in funding and positions to support FY10 jail expansion projects as follows:

- Phase 2 of the opening of the Rappahannock Regional Jail expansion is funded with 38 positions to open in the summer of 2009;
- Phase 2 of the opening of the Riverside Regional Jail expansion is funded with 135 positions to open in September 2009;
- The first phase of an expansion of the Blue Ridge Regional Jail is funded with 16 positions to open in November 2009;
- A Loudoun County jail expansion is funded with 77 positions to open in mid-November 2009;
- An expansion to the New River Valley Regional Jail is funded with 142 positions to open in December 2009.

No additional positions have been funded to address law enforcement or court services needs in Sheriffs' offices, or emergency security needs in overcrowded jails.

COMPENSATION BOARD FY10 SPECIFIC BUDGET ISSUES SHERIFFS AND REGIONAL JAILS

Career Development Programs:

The 2005 General Assembly approved language and funding for the participation of Sheriffs in a Career Development Program. The Sheriffs Career Development Program consists of two tracks: an Accreditation Program, based upon accreditation by the Virginia Law Enforcement Professional Standards Commission, the American Correctional Association, or the Commission on Accreditation for Law Enforcement Agencies; or a Certification Program, developed by the Compensation Board. Original certifications and re-certifications are a part of each year's February 1 budget request process (with a summer component for the Certification program, and allowance for accreditation to be achieved by March 1), and associated salary increases ranging from 3.1% to 9.3% (based upon the track and responsibility level of the Sheriff) become effective the following July 1 for a full fiscal year.

As of July 1, 2009, there are 45 officers that qualify for the Accreditation Program and will receive a 9.30% salary increase, and there are 2 officers that qualify for the Certification Program and will receive a 6.20% salary increase.

No additional funding was provided by the General Assembly in FY10 for the 12 additional Sheriffs' offices and 5 regional jail facilities that certified their Master Deputy/Jail Officer programs to the Compensation Board prior to July 1, 2008, and are currently not funded for their participation in the program.

COMPENSATION BOARD FY10 SPECIFIC BUDGET ISSUES SHERIFFS AND REGIONAL JAILS

Jail Per Diem Payments: The Governor's Budget Bill and the 2009 General Assembly reduced FY10 jail per diem funding by approximately \$8 million based on revised inmate populations and an approved 7% budget reduction, for a funding total of \$71.7 million that will become the base amount for FY10 per diem funding.

Language in the Appropriation Act provides that should funding available for a quarterly per diem payment be insufficient to cover the entire amount of the payment, the payment will be pro-rated accordingly. However, based upon recent reductions in local-responsible inmate populations, we anticipate that your 4th quarterly per diem payment may be fully covered by the funds currently appropriated for FY10. Additional funds needed associated with growth will be determined based on updated inmate population data during the fall 2009 budget process to be considered during the 2010 General Assembly session.

**Federal Overhead Cost
Recovery Exemptions:**

Language was amended by the 2009 General Assembly and an associated savings of \$256,000 was removed from jail per diem funding, expanding the existing federal inmate cost recovery methodology to recoup the entire costs borne by the Commonwealth instead of only salary costs for federal inmates housed in local and regional jails.

Existing exemptions from the federal overhead recovery in Alexandria City Jail and the Central Virginia and Northern Neck Regional Jails remained unchanged by the 2009 General Assembly.

**COMPENSATION BOARD
FY10 SPECIFIC BUDGET ISSUES
SHERIFFS AND REGIONAL JAILS**

**Jail Construction
Moratorium Exemptions:**

Budget language was approved under the Department of Corrections establishing a legislative joint subcommittee to review the Commonwealth's long-term obligations regarding financing of local and regional jails. This subcommittee will be reviewing jail funding for both construction and ongoing operations including staffing commitments in coming months. In the meantime, exemptions have been granted for new construction and expansion projects including the Meherrin River Regional Jail Authority, Rockbridge Regional Jail Authority, and Virginia Peninsula Regional Jail Authority, as well as the Counties of Patrick, Charlotte, Warren, Page, Rappahannock, and Shenandoah and the Cities of Roanoke, Richmond, Virginia Beach, and Chesapeake. However, it is likely that those projects not already funded will not be considered for funding until after completion of the review to be performed by the joint subcommittee.

**COMPENSATION BOARD
FY10 SPECIFIC BUDGET ISSUES
SHERIFFS AND REGIONAL JAILS**

Withholding of Reimbursements:

Effective July 1, 2007, the Compensation Board has been authorized to withhold reimbursements due the locality for sheriff and jail expenses upon notification from the Superintendent of State Police that there is reason to believe that crime data reported by a locality to the Department of State Police in accordance with § 52-28, Code of Virginia, is missing, incomplete or incorrect. Upon subsequent notification by the Superintendent that the data is accurate, the Compensation Board shall make reimbursement of withheld funding due the locality when such corrections are made within the same fiscal year that funds have been withheld. The Board will review and act upon late data reporting as reported by the Department of State Police on a quarterly basis.

Mental Health Reporting:

Language is included in the budget providing for the Compensation Board to prepare an annual report regarding mental health issues in jails, including information regarding the number and diagnoses of inmates with mental illness, treatment services and expenditures. The first report was submitted last fall, and the report will be expanded to include more data collection and analysis over the next two years.

**COMPENSATION BOARD
FY10 SPECIFIC BUDGET ISSUES
COMMONWEALTH'S ATTORNEYS**

- New Positions:** No additional funding or positions were included in the Governor's Budget Bill or during the 2009 General Assembly session to address additional staff needs in Commonwealth's Attorneys' offices.
- Career Prosecutor:** No additional funding is included to support new participation of 83 eligible Assistant Commonwealth's Attorneys in the Career Prosecutor Program. Existing funding continues to support the participation of 95 entry-level attorneys and juvenile attorneys in the Career Prosecutor program.
- Conversion of Part-time To Full-time:** The General Assembly has not approved funding to support the conversion of part-time Commonwealth's Attorneys requesting full-time status effective July 1, 2009.
- Legal Research Software:** Administrative funds allowing the Compensation Board to provide a subscription to the Geronimo Casefinder legal research software for all Commonwealth's Attorneys were eliminated beginning July 1, 2009.

**COMPENSATION BOARD
FY10 SPECIFIC BUDGET ISSUES
CLERKS**

New Positions: No additional funding or positions were included in the Governor's Budget Bill or during the 2009 General Assembly session to address additional staff needs in Clerks' offices.

Excess Fees/Fringe Benefit Reimbursement: Language was included in the Budget Bill and approved by the General Assembly changing the disposition of excess fees collected by Circuit Court Clerks, and providing that two-thirds of excess fees will be retained by the Commonwealth and one-third will be distributed to localities beginning July 1, 2009. An exemption from this change was approved for the thirty-first circuit (Prince William County); this locality will maintain two-thirds of excess fees in FY10.

Funding of \$2.1 million was also approved based upon the additional cost associated with a change in reimbursement rate of Clerks' fringe benefits from the current one-third rate to a two-thirds reimbursement rate, necessitated by the change in the distribution of excess fees.

**COMPENSATION BOARD
FY10 SPECIFIC BUDGET ISSUES
CLERKS**

Technology Trust Funds: The 2009 General Assembly approved language providing for the use of \$2.49 million of Technology Trust Funds (TTF) in FY10 to offset previous and current general fund budget reductions, as well as an additional \$1 million transfer of TTF in FY10 for general fund operating costs in Clerks' offices. As requested by the Virginia Court Clerks Association (VCCA), the Compensation Board has continued to offset general operating budget reductions by this amount, and will transfer the additional \$1 million to provide office expense funds in FY10 in all Clerks' offices.

In addition, the 2009 General Assembly approved a transfer of \$104,280 from the \$1 portion of the TTF to the Supreme Court to establish a support position that will assist with the implementation of an interface between local case management and financial management systems and the statewide systems operated by the Supreme Court.

Finally, the 2009 General Assembly approved an exception for the Newport News City Clerk, allowing for the allocation of TTF for general operating expenses in FY09 and FY10.

**COMPENSATION BOARD
FY10 SPECIFIC BUDGET ISSUES
TREASURERS, FINANCE DIRECTORS, and
COMMISSIONERS OF THE REVENUE**

New Positions:

No additional funding or positions were included in the Governor's Budget Bill or during the 2009 General Assembly session to address additional staff needs in the offices of Treasurers, Commissioners, or Finance Directors.

Career Development Programs:

The 2000 General Assembly approved funding for the participation of Treasurers in a Career Development Program. Original certifications and re-certifications are a part of each year's February 1 budget request process, and associated 9.3% salary increases become effective the following July 1 for a full fiscal year. The funding provided by the 2000 General Assembly was based upon an anticipated participation rate of 40% in FY02. Funding has not been increased beyond that level of participation, and is continued at the same level for FY10.

The 2004 General Assembly approved language and funding for the participation of Commissioners of the Revenue in a Career Development Program. Original certifications and re-certifications are a part of each year's February 1 budget request process, and associated salary increases ranging from 4.7% to 9.3% (based upon meeting certain criteria of the program) become effective the following July 1 for a full fiscal year. The funding provided by the 2004 General Assembly was based upon an anticipated participation rate of 25% in FY06. Funding has not been increased beyond that level of participation and is continued at the same level in FY10.

**COMPENSATION BOARD
FY10 SPECIFIC BUDGET ISSUES
TREASURERS, FINANCE DIRECTORS, and
COMMISSIONERS OF THE REVENUE**

**Career Development
Programs:
(continued)**

The 2004 General Assembly approved language and funding for the participation of Deputy Treasurers and Deputy Commissioners of the Revenue in Career Development Programs. Original certifications and re-certifications for the deputy programs are a part of each year's February 1 budget request process, and associated salary increases of 9.3% become effective the following July 1 for a full twelve months. Funding provided was based upon anticipated participation levels for FY06 and is continued at the same level for FY10.

Although the 2008 General Assembly approved funding for the correction of a prior technical legislative error, the funding provided by the General Assembly for Career Development Programs for Treasurers, Commissioners of the Revenue and deputies has not been increased beyond original participation levels, and growth in participation in the programs exceeds funds available.

Existing participants funded for the related salary increase in FY09 will continue to be funded in FY10. However, funding is not available to provide the related salary increases for new participants in FY10.

Any future participation in any of the Treasurers, Commissioners of the Revenue or Deputies' programs will require additional appropriation by the General Assembly in order for related salary increases to be funded.

**COMPENSATION BOARD
FY10 SPECIFIC BUDGET ISSUES
ALL OFFICES**

- Salary Increases:** Based upon current economic conditions and reduced revenues, the 2009 General Assembly has eliminated funding for increases in FY10 for Constitutional Officers and their Compensation Board funded permanent staff positions.
- Reduction Restoration:** The 2009 General Assembly restored proposed 7% and 10% reductions to general operating budgets for all Constitutional Officers for FY10 with general fund dollars, with the exception of the previously noted use of federal stimulus funds to restore a portion of the Sheriffs and Regional Jail funds.
- Reduction to Aid in Localities:** Language and an associated funding reduction totaling \$50 million in FY09 and FY10 that was approved by the 2008 General Assembly to create a reversion clearing account to achieve savings in funding provided for aid to localities remains in the approved budget for FY10. This action requires that within 30 days of enactment of HB1600, the Department of Planning and Budget (DPB) is to provide an estimate of aid to localities for the upcoming year and provide a savings apportionment amount to each locality based upon a proportion of the aggregate total required to achieve the \$50 million. Each locality will have until August 30, 2009, to choose whether to achieve their savings from a single program, a percentage reduction in all state payments, or to reimburse the Commonwealth in lieu of reductions to the payments they receive.

**COMPENSATION BOARD
FY10 SPECIFIC BUDGET ISSUES
ALL OFFICES**

**Hiring/Vacancy and
Turnover Restrictions:**

The 90-day hiring freeze implemented in FY08 and FY09 for all Constitutional Officers is continued in FY10. Additionally, since 2003, Sheriffs and Regional Jails have been restricted from the use of accrued vacancy savings due to previous budget reductions. In FY08 and FY09, this restriction was extended to all other Constitutional Officers, and is maintained in FY10.

Likewise, restrictions on the use of accrued turnover funds for certain personnel actions and for transfer to other budget categories were implemented for all Officers beginning in FY08 and FY09 and have been continued for FY10.

Premium Recoveries:

Language approved in 2008 and revised by the 2009 General Assembly provides for the recovery of 50% of the cost of the Division of Risk Management's VARISK General Liability Insurance and Surety Bond premiums and 100% of the cost of providing the VRS Retiree Health Care Credit coverage for all constitutional officers and their employees. Estimates of the amounts covering both premiums for all offices were included in the FY10 budget estimates and will be recovered from the July payroll reimbursement.

Staffing Standards:

Language was approved by the 2009 General Assembly requiring the Compensation Board to convene a workgroup to update the staffing standards for Commonwealth's Attorneys' offices by November 15, 2009, for Sheriffs' offices by June 30, 2010, and for Circuit Court Clerks, Treasurers, Commissioners of Revenue and Finance Directors by November 15, 2010.

**COMPENSATION BOARD
FY10 REIMBURSEMENT POLICIES
FUNDING LEVELS**

OFFICER SALARIES

**Sheriffs/Regional Jails,
Commonwealth's Attorneys,
and Clerks:**

100% of Appropriation Act amount.

**Treasurers and
Commissioners:**

50% of 1980 salary amount plus 100%
of all increases to Appropriation Act amount.

OFFICER BENEFITS

**Sheriffs/Regional Jails and
Commonwealth's Attorneys:**

FICA at 7.65% and VRS retirement at actual
rate, not to exceed 6.23%, paid on 100% of
approved salary amounts. Contributions for
VRS Group Life Insurance will be required in
FY10, and reimbursement will be made at
0.33%.

Clerks:

Benefit rates as stated above, paid on two-
thirds of approved salary amounts. Exception:
benefit rates are paid on one-third of approved
salary amounts in Prince William County.

**Treasurers and
Commissioners:**

Benefit rates as stated above, paid at same
percentage level as officer's salary.

**COMPENSATION BOARD
FY10 REIMBURSEMENT POLICIES
FUNDING LEVELS**

**FULL-TIME PERMANENT STAFF SALARIES
& TEMPORARY (HOURLY/WAGE) STAFF SALARIES**

**Sheriffs/Regional Jails*,
Commonwealth's Attorneys,
and Clerks:** 100% of Compensation Board approved
amount.

**Treasurers and
Commissioners:** 50% of Compensation Board approved
amount.

*Exception: Reimbursement amounts for Medical, Treatment, Classification, and Records positions in Sheriffs' offices and regional jails represent 2/3rds of the total salary approved by the Compensation Board.

**FULL-TIME PERMANENT STAFF BENEFITS
& TEMPORARY (HOURLY-WAGE) STAFF BENEFITS**

**Sheriffs/Regional Jails and
Commonwealth's Attorneys:** FICA at 7.65% for full-time staff and hourly staff, and VRS retirement at actual rate, not to exceed 6.23% for full-time staff only, paid on 100% of approved salary amounts. Contributions for VRS Group Life Insurance will be required in FY10, and reimbursement will be made at 0.33%.

Clerks: Benefit rates as stated above, paid on two-thirds of approved salary amounts. Exception: benefit rates are paid on one-third of approved salary amounts in Prince William County.

**Treasurers and
Commissioners:** Benefit rates as stated above, paid on one-half of approved salary amounts.

**COMPENSATION BOARD
FY10 REIMBURSEMENT POLICIES
FUNDING LEVELS**

OFFICE EXPENSES (Sheriffs includes vehicle expenses)

**Sheriffs/Regional Jails,
Commonwealth's Attorney's,
And Clerks:**

100% of Compensation Board approved amount.

For Sheriffs and Regional Jails, reductions to office expenses that occurred in FY04 have not been restored. However, minimal funding is currently available in office expense budgets due to base budget transfers.

**Treasurers and
Commissioners:**

50% of Compensation Board approved amount.

EQUIPMENT

Sheriffs/Regional Jails: No funding is provided in FY10 for equipment.

Funding previously considered during the budget allocation process for LIVESCAN equipment will now be considered on an individual request basis at regularly scheduled Board Meetings.

**COMPENSATION BOARD
FY10 REIMBURSEMENT POLICIES
FUNDING LEVELS**

EQUIPMENT, continued

**Commonwealth's Attorneys,
Treasurers and
Commissioners:**

No funding is provided in FY10 for equipment.

Clerks:

Clerks' technology funding requests will be considered by the Compensation Board at its September 2009 Board Meeting after on-line budget requests are submitted in August. A stress factor will not be applied. An estimate of fiscal year 2010 technology trust funds has been provided on the Compensation Board website to assist in automation planning for the upcoming fiscal year.

Based on language approved by the 2009 General Assembly, a total of \$3.98 million of the available TTF balance will be transferred for general fund operating costs of Circuit Court Clerks.

**MEETING AND CONFERENCE
EXPENSES**

All Officers:

We anticipate continuing to offer programs in FY10 for new officers and for lawful employment practices. Reimbursement will continue to be provided for expenses related to attendance at these training programs. Training will also be provided on a monthly basis for COIN (reimbursement and personnel processing system) and LIDS (Local Inmate Data System – per diems). No other additional funding is available for reimbursement of attendance at non-Compensation Board sponsored training events, although associated expenses may be reimbursed through existing office expense funding.

**COMPENSATION BOARD
FY10 REIMBURSEMENT POLICIES
FUNDING LEVELS**

**SUBSTITUTE PROSECUTOR
EXPENSES**

**Commonwealth's
Attorneys Only:**

Direct reimbursement of travel expenses is provided to all Commonwealth's Attorneys and assistant Commonwealth's Attorneys not requesting hourly rate reimbursement.

Reimbursement of hourly rate fees, not to exceed \$50 per hour, plus expenses, only provided for "part time" Commonwealth's Attorneys or assistants.

**EXCEPTION TO TREASURERS'
FUNDING LEVELS**

100% of all Compensation Board approved expenses are reimbursed for the cities of Franklin, Lynchburg, and Richmond. Two-thirds of all Compensation Board approved salary and office expenses are reimbursed for the cities of Danville and Williamsburg.

JAIL PER DIEM PAYMENTS

Per Diem Payments:

Funding rates established to compensate localities for the costs of housing inmates remain unchanged in FY10. The per diem rates for offenders that are arrested on a state warrant are, as required by law: \$8 for local responsible inmates, and for state responsible inmates awaiting trial or during the first 90 days following the date of final sentence, held in a local or regional jail; \$22 for such inmates held in jail farms; \$14 for state responsible inmates held after the 90th day following the date of final sentence in a local or regional jail; and \$28 for such inmates held in jail farms.

**COMPENSATION BOARD
FY10 REIMBURSEMENT POLICIES
FUNDING LEVELS**

JAIL PER DIEM PAYMENTS, continued

Federal Overhead Recovery: Language is included in the Appropriation Act for the recovery of the federal and out-of-state share of all state-funded costs including personnel, non-personnel, vehicle expenses, and grants. The Compensation Board determines the overhead recovery amount, and will deduct it from the quarterly per diem payment for state and local inmates. Jails that are not owed sufficient quarterly per diem amounts against which to recover the overhead amount will be required to submit a payment to the Compensation Board in the amount that the overhead costs exceed the per diem payment amount.

Jail Contract Bed Program:

Funding is included in the jails' per diem appropriation for a contract bed program between the Department of Corrections (DOC) and local and regional jail facilities. Local and regional jails receiving per diem funding are required to give priority to the housing of inmates in order of local-responsible, state-responsible, and state contract inmates. Funding in the amount of \$2,555,000 is appropriated for local and regional jails to enter into agreements with the Director of DOC for up to 500 beds to house state-responsible offenders and to effect transfers of convicted state felons between and among local and regional jails. The Compensation Board will reimburse localities not to exceed \$14 per state felon day in addition to amounts reimbursed in the standard quarterly per diem payments.

**COMPENSATION BOARD
FY10 REIMBURSEMENT POLICIES
FUNDING LEVELS**

**Emergency Medical
Expenses:**

Based upon the recommendation of the Emergency Medical Review Panel, the Compensation Board may reimburse localities for costs of emergency medical care for state responsible inmates, not to exceed \$377,010 per year statewide

