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2010 GENERAL ASSEMBLY

The following are items from the 2010 General Assembly impacting the offices of Sheriffs and Regional Jails:

All Constitutional Officers

- Continuation of annual Aid to Localities reductions, with statewide amounts increased to \$60 million in each year of the next biennium, requiring local governments to choose whether to send a check to the Commonwealth or to reduce funds flowing through an Aid to Localities funding program such as constitutional officer or regional jail reimbursements through the Compensation Board;
- Restoration totaling \$5,186,896 supporting all constitutional officer and employee career development programs (programs include Sheriffs' Accreditation and Certification, Master Deputy, Master Jail Officer, Career Prosecutor, Master Commissioner, Master Deputy Commissioner, Master Treasurer, Master Deputy Treasurer). Budget language provides that program funding is available for existing participants in each program, but that further participation for individuals not participating and funded as of January 10, 2010 is suspended;
- Language is restored providing for the recovery of 50% of liability and surety bond premiums paid on behalf of Constitutional Officers;
- Language is restored providing for the reimbursement in FY11 and FY12 of VRS retirement and group life insurance premium amounts payable on reimbursed salaries for constitutional officers and their employees.

Budget Bill proposals, unchanged in Conference:

- Current reductions implemented in September, 2009 based on the Governor's FY10 Budget Reduction Plan (9/8/09) totaling \$30,423,297 are maintained in the Caboose Bill for FY10;
- Reductions in funding of \$7,783,515 in FY10 eliminating some remaining fiscal year reimbursements to localities for VRS retirement and group life insurance premium amounts payable on reimbursed salaries for constitutional officers and their employees;

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Sheriffs and Regional Jails

- Reductions totaling \$2,170,919 in FY10 based on a 1 day furlough for all Constitutional Officers and their employees.
- Restoration of law enforcement deputy funding of \$12,628,029 in FY11 and \$12,079,990 in FY12 based on the current staffing standard of one deputy per 1,500 (No additional staff or funding was approved to fully support current staff need.);
- Restoration of \$10 million of the \$23.3 million FY10 supplant of Sheriffs and Regional Jails general fund operating budgets with Byrne JAG funding;
- Restoration of general fund reductions totaling \$23,867,176 in each year of the biennium. Total unrestored appropriation reductions, including unrestored Byrne JAG supplant funds but excluding vacancy freeze funds, is \$17 million in FY11 and \$16.1 million in FY12, equating to just under 4% of base appropriations;
- Adjustments to new jail construction funding based on a technical correction to the approved funding for Patrick County's jail expansion project in FY11 and the delayed opening of the Pittsylvania County expansion project.

Budget Bill proposals, unchanged in Conference:

- Supplant of general funds for Sheriffs and Regional Jails in FY10 with fiscal stabilization federal funding in the amount of \$109,452,074;
- Reduced funding of \$2,401,616 based upon delays in opening jail expansion projects scheduled for completion in FY10 in Loudoun County and Riverside Regional Jails;
- Additional non-general fund support of \$2 million from E-911 non-general funds in FY10 and in each year of the new biennium to supplant reduced general fund support for salaries of communications officers;
- Supplant of general fund support for law enforcement and court services staff with \$8,300,448 in FY11 and \$21,674,170 of non-general Virginia Public Safety funds.

Jail Per Diem Funds

- Additional reduction of \$2,000,000 to per diem payments in each year of the next biennium;
- Eliminates additional payments for state responsible inmates housed in jails under the jail contract bed program and reduces per diem funding of \$1,464,000 in each year of the biennium;

Budget Bill proposals, unchanged in Conference:

- Reductions in per diem funding of five percent at \$3,586,790 in FY10; no funding for currently anticipated short falls of approximately \$6 million in FY10;
- Technical language correction to remove Commonwealth capital construction costs from the formula for calculating overhead recovery related to housing federal inmates in local and regional jails. This language change impacts both FY10 and the next biennium, and will result in some adjustments to amounts already recovered in FY10;
- Additional per diem funding of \$1,564,920 in FY11 and \$878,400 in FY12 to support the anticipated increase in inmate populations due to the potential housing of Pennsylvania inmates in Department of Corrections facilities;

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- Reductions in per diem funding of \$19,587,856 in FY11 and \$19,261,327 in FY12 based on reductions to the per diem amounts paid for local responsible inmates housed in local or regional jails from \$8 per day to \$4 per day, for local responsible inmates housed in jail farms from \$22 per day to \$18 per day, for state responsible inmates housed in local or regional jails from \$8 or \$14 per day to \$12 per day, and the reduction of the additional \$14 per day currently paid for any inmates in contract beds by agreement with the Department of Corrections to \$8 per day (later eliminated entirely by Conference action as noted above);
- Reductions in per diem funding of \$2,610,480 in FY11 based on one-time savings due to language associated with the early release of state responsible inmates.

FORECASTING UPDATE

The first half of FY10 reflects actual populations consistently lower than forecasted populations. In addition, the overall FY10 Local Responsible inmate population has fallen from what it was in FY09. As illustrated in Table 2 below, populations for every month of the first half of FY10 are less than the population of that month for the preceeding fiscal year.

Table1: Forecasted vs Actual Population for Local Responsible inmates in the first half of FY10.

FY10 Local Responsible Offenders

Month	Forecast	Actual	Difference
July	19,523	19,512	11
August	19,718	19,555	164
Sept	19,772	19,556	216
Oct	19,627	19,465	163
Nov	19,407	19,240	167
Dec	18,730	18,473	257



Table 2: Month by Month Comparison of Local Responsible Inmate Populations for the first half of FY09 and FY10.

FY09-FY10 Monthly Comparison of LR Population

	FY09 LR	FY10 LR	% Change
July	20,297	19,512	-3.87%
August	20,477	19,555	-4.50%
Sept	20,505	19,556	-4.63%
Oct	20,235	19,465	-3.81%
Nov	19,829	19,240	-2.97%
Dec	19,242	18,473	-4.00%

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Table 3: Comparison of Sub-Populations July through December, 2009.

FY10 July-Dec Comparison of Sub-Populations

	Pre-Trial	Sentenced w/ Pending	LR Felons	Misdemeanants	SR Felons	Federal	Ordinance	Total
July	8101	5557	3,001	2,853	6,207	1,723	440	27,882
August	8,190	5,557	2,960	2,827	6,269	1,672	441	27,916
Sept	7,988	5,773	2,913	2,882	6,502	1,623	431	28,112
Oct	7,812	5,746	2,899	3,007	7,050	1,737	456	28,707
Nov	7,852	5,703	2,798	2,886	7,040	1,578	424	28,281
Dec	7,570	5,513	2,723	2,667	7,106	1,564	363	27,506
July/Dec Diff	531	44	278	186	-899	159	77	376
July/Dec % Change	-6.55%	-0.79%	-9.26%	-6.52%	14.48%	-9.23%	-17.50%	-1.35%

LIDS LOGON AGREEMENTS

It is the responsibility of the LIDS Technicians to review annually the LIDS Logon-ID Users Agreement and to print and fax the completed form to the Compensation Board. The LIDS Logon-ID Users Agreement may be accessed from the Compensation Board website www.scb.virginia.gov. Click the Restricted Access tab on the left side of the home page and then the link entitled [LIDS Logon-ID User's Agreement](#). From this screen, enter your jail number and LogonID to access the LogonID's that are assigned to your facility. Print the LIDS Logon-ID Users Agreement form, update it if necessary, have your sheriff/superintendent sign, and fax it to the Compensation Board by April 15th.

If your LIDS Logon-ID User's Agreement is not faxed to the Compensation Board by April 15th your Logon-ID may be suspended.

Updates & Reminders

- ◆ Jail Contract Bed (JCB) inmates will no longer be posted in LIDS, as jails are no longer paid an additional per diem for these offenders. You may update the Reason Confined Code for these inmates from RC-27 OR 28 to RC-20 if you wish, but it is not required.
- ◆ Options D & E (SSN Verification by Name, SSN Verification by SSN) have been removed from the LIDS Inquiry Menu, as they are no longer valid options in LIDS.
- ◆ The LIDS Reimbursement Maintenance Menu has been renamed to be the LIDS Financial Management Menu.
- ◆ The LIDS March Certification is due April 12th.
- ◆ The 2010 LIDS Conference will include an hour long open forum panel, consisting primarily of Supreme Court of Virginia and Dept of Corrections representatives. Please do your best to submit questions for the open forum panel to Kari Bullock prior to the conference at kari.bullock@scb.virginia.gov. Questions submitted early will allow panel members sufficient time to research answers if necessary so that questions may be answered as thoroughly as possible.