

Department of Juvenile Justice 2004 Fiscal Impact Statement

1. Bill Number HB1274

House of Origin ☐ Introduced ☐ Substitute ☐ Engrossed

Second House ☐ In Committee ☐ Substitute **X** Enrolled

2. Patron Moran

3. Committee Passed both houses

4. Title Temporary custody of juveniles.

5. Summary/Purpose:

Temporary custody of juveniles. Eliminates language authorizing the placement of a juvenile who is alleged to be a child in need of services in the temporary custody of the Department of Juvenile Justice. Provides that temporary custody by the Department of Juvenile Justice is ordered for only those juveniles found to be delinquent for an offense that renders the juvenile eligible for commitment pursuant to: (i) subdivision A 14 of § 16.1-278.8 (the juvenile is aged 11 or older and the offense would be a felony if committed by an adult; a Class 1 misdemeanor if committed by an adult and the juvenile has previously been found to be delinquent based on an offense which would be a felony if committed by an adult; or would be a Class 1 misdemeanor if committed by an adult and the juvenile has previously been adjudicated delinquent on three occasions for offenses which would be Class 1 misdemeanors if committed by an adult) or (ii) § 16.1-285.1 (the juvenile is aged 14 or older and, among other things, has been found guilty of an offense which would be a felony if committed by an adult).

6. Final-No Fiscal Impact

6a. Expenditure Impact:

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2003-04			
2004-05			
2005-06			
2006-07			
2007-08			
2008-09			
2009-10			

6b. Revenue Impact:

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2003-04			
2004-05			
2005-06			
2006-07			
2007-08			

2008-09
2009-10

7. Budget amendment necessary: No

8. Fiscal implications: The bill will prevent status offenders from being temporarily committed to DJJ for assessment that will allow compliance with the Federal Juvenile Justice and Delinquency Prevention (JJDP) Act. Failure to comply with the JJDP Act could result in the Commonwealth losing federal grant funds.

9. Specific agency or political subdivisions affected: Department of Juvenile Justice and Department of Criminal Justice Services.

10. Technical amendment necessary: No

11. Other comments:

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cc: Secretary of Public Safety