

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding a section numbered 16.1-293.1, relating to a mental*
3 *health transition plan for incarcerated juveniles.*

4 [H 2245]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That the Code of Virginia is amended by adding a section numbered 16.1-293.1 as follows:**8 *§ 16.1-293.1. Mental health services transition plan.*

9 *A. The Board of Juvenile Justice, after consultation with the Department of Mental Health, Mental*
10 *Retardation and Substance Abuse Services, shall promulgate regulations for the planning and provision*
11 *of post-release services for persons committed to the Department of Juvenile Justice pursuant to*
12 *subdivision A 14 of § 16.1-278.8 or placed in a postdispositional detention program pursuant to*
13 *subsection B of § 16.1-284.1 and identified as having a recognized mental health, substance abuse, or*
14 *other therapeutic treatment need. The plan shall be in writing and completed prior to the person's*
15 *release. The purpose of the plan shall be to ensure continuity of necessary treatment and services.*

16 *B. The mental health services transition plan shall identify the mental health, substance abuse, or*
17 *other therapeutic needs of the person being released. Appropriate treatment providers and other persons*
18 *from state and local agencies or entities, as defined by the Board, shall participate in the development*
19 *of the plan. Appropriate family members, caregivers, or other persons, as defined by the Board, shall be*
20 *invited to participate in the development of the person's plan.*

21 *C. Prior to the person's release from incarceration, the identified agency or agencies responsible for*
22 *the case management of the mental health services transition plan shall make the necessary referrals*
23 *specified in the plan and assist the person in applying for insurance and other services identified in the*
24 *plan, including completing and submitting applications that may only be submitted upon release.*

25 **2. That the Board of Juvenile Justice, in conjunction with the Department of Mental Health,**
26 **Mental Retardation and Substance Abuse Services, shall consult state and local, and private and**
27 **public entities, including, but not limited to, the Departments of Correctional Education,**
28 **Education, Medical Assistance Services, Rehabilitative Services, and Social Services, prior to**
29 **promulgating the regulations for the planning and provision of post-release service for persons**
30 **committed to the Department of Juvenile Justice pursuant to subdivision A 14 of § 16.1-278.8 or**
31 **placed in a postdispositional detention program pursuant to § 16.1-284.1 and identified as having a**
32 **recognized mental health, substance abuse, or other therapeutic treatment need.**
33

ENROLLED

HB2245ER