

## 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  
5 Approved  
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[S 843]

7 **Be it enacted by the General Assembly of Virginia:**

8 **1. That the Code of Virginia is amended by adding a section numbered 16.1-293.1 as follows:**

9 *§ 16.1-293.1. Mental health services transition plan.*

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

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

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

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

ENROLLED

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