

VIRGINIA ACTS OF ASSEMBLY -- 1997 SESSION

CHAPTER 339

An Act to amend and reenact §§ 53.1-182.1 and 53.1-183 of the Code of Virginia, relating to community corrections programs.

[H 2075]

Approved March 13, 1997

Be it enacted by the General Assembly of Virginia:

1. That §§ 53.1-182.1 and 53.1-183 of the Code of Virginia are amended and reenacted as follows:

§ 53.1-182.1. Mandated services; optional programs.

Any city, county or combination thereof which elects or is required to establish a community corrections program pursuant to this article shall provide to the judicial system the following programs and services: community service; ~~public inebriate diversion~~; home incarceration with or without electronic monitoring; electronic monitoring; probation supervision; and substance abuse assessment, testing and treatment. Additional programs, facilities and services, including, but not limited to, jail farms, pre-release facilities ~~and~~ work release facilities, *and public inebriate diversion programs*, may be established by the city, county or combination thereof.

§ 53.1-183. Community criminal justice boards.

Each county or city or combination thereof developing and establishing a community corrections program pursuant to the provisions of this article shall establish a community criminal justice board. Each county and city participating in a community corrections program shall be represented on the community criminal justice board. In the event that one county or city appropriates funds to the program as part of a multijurisdictional effort, any other participating county or city shall be considered to be participating in a program if such locality appropriates funds to the program. Appointments to the board shall be made by each local governing body. In cases of multijurisdictional participation, ~~the local governing body of each participating city or county shall agree upon those appointments, and,~~ unless otherwise agreed upon, each participating city or county shall have an equal number of appointments. Boards shall be limited to fifteen members, except in cases of multijurisdictional boards which shall be limited to twenty members. Each board shall include the following: a judge of the general district court; a circuit court judge; a juvenile and domestic relations district court judge; a chief magistrate; one chief of police or the sheriff in a jurisdiction not served by a police department to represent law enforcement; an attorney for the Commonwealth; a public defender or an attorney who is experienced in the defense of criminal matters; a sheriff or the regional jail administrator responsible for jails serving those jurisdictions involved in the community-based corrections program; a local educator; and a community services board administrator.