

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to allow for certain waivers for the City of Chesapeake for temporary structures for housing*
3 *inmates.*

4 [H 1635]

5 Approved

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

7 **1. § 1.** *That the Board of Corrections may provide a waiver from the construction requirements of the*
8 *"Standards for Planning, Design, Construction and Reimbursement of Local Correctional Facilities" to*
9 *the City of Chesapeake involving the City's use of one or more of the current temporary structures for*
10 *housing community custody inmates. Such waiver shall be for a time period not to exceed five years. If*
11 *construction of a permanent facility, enlargement of an existing facility, or approval of an alternative*
12 *housing agreement is not completed at the time of the expiration of the waiver, the Board of Corrections*
13 *may grant a one-year extension no more than twice. If such extensions are granted, the city shall lose*
14 *25 percent of eligible reimbursement for each year of extension. In no event shall any temporary*
15 *structure be utilized for more than seven years. Such temporary structure shall comply with all the*
16 *applicable provisions of the Virginia Uniform Statewide Building Code and the Virginia Statewide Fire*
17 *Prevention Code for the designated use and occupancy. Such waiver shall not relieve the City of the*
18 *requirement for submission and Board approval of a community-based corrections plan and a planning*
19 *study. As a condition of the waiver, the City shall provide the Board of Corrections with an annual*
20 *update on the progress of a permanent facility, enlargement of an existing facility, or plan for*
21 *implementation of alternative housing on July 1 of each year. The City of Chesapeake shall not be*
22 *eligible for the construction funding reimbursement for the temporary housing structures authorized*
23 *pursuant to §§ 53.1-5, 53.1-80, 53.1-81, and 53.1-82. Priority for the use of any temporary structure for*
24 *use by the City of Chesapeake shall be given to housing local-responsible offenders assigned to a*
25 *work-release program, local-responsible offenders within 60 days of release and assigned to a re-entry*
26 *program, and local-responsible offenders who are required to serve their sentences on weekends.*

27 **2. That an emergency exists and this act is in force from its passage.**

ENROLLED

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