COMMONWEALTH OF VIRGINIA
STATE BOARD OF LOCAL AND REGIONAL JAILS
AGENDA

November 19, 2025, 9:00 AM
6900 Atmore Drive, 3rd Floor Main Board Room
Richmond, VA 23225

1. Call to Order

2. Determination of Quorum

3. Public Comment

4. Approval of September 17, 2025, Board Meeting Minutes

Motion: I **MOVE** approval of September 17, 2025, Board meeting minutes.

5. Appointment of Nominating Committee

6. Committee Structure & Assignment of Committee Chairs

7. Motion to Recess

Motion: I **MOVE** the State Board of Local and Regional Jails stand in recess.

JAIL REVIEW COMMITTEE
9:10 AM – 10:45 AM

8. Call to Order

9. Determination of Quorum

10. Calendar Year 2025 Update

11. Include Specific Non-Members to Join in Closed Session:

Motion: Pursuant to §2.2-3712(F) of the Code of Virginia (COV), I **MOVE** the following individuals will reasonably aid this Board in considering the subject of the closed session:

Paul Beaupre
Keischer Brittingham
Sgt. Burno, Sussex County Sheriff's Office

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Tawana Ferguson
Brian Flaherty
Sheriff Giles, Sussex County Sheriff's Office
Mary-Huffard Kegley
Alison Lautz
Gerald Olson
Andy Parker
Sgt. Pegram, Sussex County Sheriff's Office
John Rock
Demetrice Tyler-Holliday
Sgt. Urquhart, Sussex County Sheriff's Office

12. Enter Closed Session

Motion: Pursuant to §2.2-3711(A) (16) COV, I **MOVE** the Board begin CLOSED session to discuss and consider medical and mental health records; and pursuant to §2.2-3711(A)(8) COV to consult with legal counsel regarding specific legal matters requiring the provision of legal advice by such counsel.

13. Enter Open Session and Certify Discussion was Limited to Medical and Mental Health Records.

Motion: I **MOVE** the Board reconvene OPEN session and members certify that during the closed session, the Board limited its discussion to matters lawfully exempt from the public meeting requirements as identified in the closed session motion. If a member cannot so certify, I ask they state the reason specifically on the record and the recorder take role.

14. Sussex County Sheriff's Office Presentation

15. Cases Recommended for Closure:

A. Motion to Close Cases **With no Violations**:

i. **Motion**: The Board investigated the following cases by reviewing institutional, medical, and mental health records and other relevant evidence of the circumstances surrounding each death. The Board finds the investigation did not reveal any evidence indicating the facility was out of compliance with the regulations promulgated by the Board. NOW THEREFORE, I **MOVE** the following cases be closed:

B. Motion to Close Cases **With Violations Properly Addressed**:

i. **Motion**: The Board investigated the following cases by reviewing institutional, medical, and mental health records and other relevant

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evidence of the circumstances surrounding each death. The Board finds that the investigation revealed evidence indicating that the facility was out of compliance with Board regulations; however, the Board further finds that corrective actions taken by the facility appropriately addressed the Board's concern. NOW THEREFORE, I **MOVE** the following cases be closed:

16. Henrico County Sheriff's Office - Compliance Plan

17. Richmond City Justice Center - Compliance Plan

18. Adjournment

Motion: I **MOVE** the Jail Review Committee stand adjourned.

LIAISON COMMITTEE
10:45 AM – 11:15 AM

19. Call to Order

20. Determination of Quorum

21. Approval of September 17, 2025, Minutes

Motion: I **MOVE** approval of September 17, 2025, Committee meeting minutes.

22. Department of Corrections – Offender Management Report

23. State Compensation Board Report

24. Legislative Report
    a. Joint Commission on Health Care Workforce Incentives
    b. HB2221
    c. HB2467
    d. HB2105
    e. Construction Report

25. Continuous Quality Improvement Survey

26. Additional Items for Discussion

27. Adjournment

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Motion: I **MOVE** the Liaison Committee stand adjourned.

POLICY AND REGULATIONS COMMITTEE
11:15AM – 12:15 PM

28. Call to Order

29. Determination of Quorum

30. Serious Incident Report Form

31. Continuous Quality Improvement Survey

32. Medical & Mental Health

33. Pregnant & Postpartum Inmates

34. Food Service

35. Office of Regulatory Management Update - 6VAC15-40-1045 Inmate Supervision

36. Certification, Inspections and Audit Report

A. **Motion**: As a result of 100% compliance with Board standards, I **MOVE** unconditional certification and suspension of the 2025 annual inspections for the following facilities:

i. William G. Truesdale Adult Detention Center (Alexandria)
ii. Pamunkey Regional Jail
iii. Rockingham-Harrisonburg Regional Jail
iv. Virginia Beach Lockup Precinct 2
v. Virginia Beach Correctional Center

B. **Motion:** In compliance with Board standards, I **MOVE** unconditional certification for the following facilities:

i. Fairfax County Adult Detention Center
ii. Rappahannock Regional Jail

C. **Motion:** As a result of 100% compliance with Board standards and in accordance with §16.1-249(G) of the COV, I **MOVE** certification to hold male and female juveniles for the following facility:

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i. Virginia Beach Precinct 2

D. **Motion:** In compliance with Board standards and in accordance with §16.1-249(G) of the COV, I **MOVE** unconditional certification to hold male and female juveniles for the following facility:

i. Surry County Lock-Up

37. Adjournment

Motion: I **MOVE** the Policy and Regulations Committee stand adjourned.

STATE BOARD OF LOCAL AND REGIONAL JAILS
12:30 PM – Completion

38. Call to Order

Motion: I **MOVE** the State Board of Local and Regional Jails reconvene.

39. Determination of Quorum

40. 2026 Meeting Schedule & Start Times

41. Complaints & Inquiries

42. Surry County Sheriff's Office Request for Decommission

43. Additional Items for Discussion

44. Adjournment

Motion: I **MOVE** the State Board of Local and Regional Jails stand adjourned.

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COMMONWEALTH OF VIRGINIA
BOARD OF LOCAL AND REGIONAL JAILS
MINUTES

REGULAR MEETING

September 17, 2025; 9:30 a.m.

LOCATION

6900 Atmore Drive, Richmond, Virginia

PRESIDING

Dr. Amanda Trent, Chair
David Hackworth, Chair

BOARD MEMBERS PRESENT

Captain Charles Carey
Michael Carrera
Tiffany Jenkins
John McLaughlin, Jr.
Ryan Moore
Roland Sherrod, Jr.
Lieutenant Joseph Tucker
Jessica Vermont

BOARD MEMBERS ABSENT

Dr. Anita Maybach

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BOARD STAFF PRESENT
Tawana Ferguson, Regulatory Compliance Supervisor
Brian Flaherty, Executive Director
Mary-Huffard Kegley, Policy Analyst
Alison Lautz, Jail Death Investigator
Gerald Olson, Architect
John Rock, Jail Death Investigator
Andrew Parker, Office of the Attorney General
Demetrice Tyler-Holliday, Executive Secretary

OTHERS PRESENT
Robyn DeSocio, State Compensation Board
Jeff Dillman, Riverside Regional Jail
Royal Eanes, Piedmont Regional Jail
Juan Gelabert, Arlington County Sheriff's Office
Jeff Gore, Riverside Regional Jail
Tojuanna Mack, Riverside Regional Jail

COMMONWEALTH OF VIRGINIA
BOARD OF LOCAL AND REGIONAL JAILS
MINUTES

James Parks, DOC
Colonel Chris Smith, Western Tidewater Regional Jail
Angi Souder, Arlington County Sheriff's Office

CALL TO ORDER

Chair Trent called the meeting to order.

DETERMINATION OF QUORUM

Chair Trent determined quorum present.

PUBLIC COMMENT PERIOD

None

NOMINATING COMMITTEE REPORT/ELECTION OF OFFICERS

Chair Trent transferred leadership of the meeting to Mrs. Jenkins to present the Nominating Committee's report. Mrs. Jenkins reported nominations:

Chair:	Mr. Hackworth Dr. Trent
Vice Chair:	Dr. Trent
Secretary:	Mr. McLaughlin

Mrs. Jenkins facilitated the Board vote for each office. Results of the vote:

Chair:	Mr. Hackworth - 8 votes Dr. Trent – 2 votes
Vice Chair:	Dr. Trent – 10 votes
Secretary:	Mr. McLaughlin – 10 votes

MOTION TO RECESS

Motion to recess by Mrs. Jenkins, second by Captain Carey. Unanimous approval.

COMMONWEALTH OF VIRGINIA
BOARD OF LOCAL AND REGIONAL JAILS
MINUTES

RECONVENE OPEN SESSION

Motion by Mr. McLaughlin, second by Mrs. Vermont. Unanimous approval.

Chairman Hackworth returned the meeting to order and expressed his gratitude to serve as Chairman and his anticipation of the work of the Board.

APPROVAL OF JULY MEETING MINUTES

Motion by Mr. Carrera to approve minutes of the July 16, 2025, Board meeting, second by Mrs. Jenkins. Unanimous approval.

JAIL REVIEW DISCUSSION

Chairman Hackworth transferred leadership of the meeting to Mr. Sherrod to direct the discussion of jail review. Mr. Sherrod confirmed quorum to continue business.

CALENDAR YEAR UPDATE

Ms. Lautz stated 43 deaths were reported to BLRJ to-date in Calendar Year (CY) 2025. Two of the 43 deaths were not in custody and, therefore, will not be reviewed. BLRJ has reviewed 34 cases to date in CY25.

MOTION TO INCLUDE NON-BOARD MEMBERS IN CLOSED SESSION:

The following was offered by Mr. McLaughlin as a **Motion**, second by Mr. Carrera:

Motion: Pursuant to the Code of Virginia (COV) §2.2-3712(F) I **MOVE** that the presence of the following individuals will reasonably aid the Board in considering the subject of the closed session:

a. Jeff Dillman, Riverside Regional Jail
b. Tawana Ferguson
c. Brian Flaherty
d. Jeff Gore, Hefty Wiley & Gore P.C., Attorneys at Law, counsel for Riverside Regional Jail
e. Mary-Huffard Kegley
f. Alison Lautz
g. Tojuanna Mack, Riverside Regional Jail

h. Gerald Olson
i. Andrew Parker
j. Demetrice Tyler-Holliday

Unanimous approval.

MOTION TO ENTER CLOSED SESSION:

The following was offered by Mr. Carrera as a **Motion**, second by Mr. Moore:

Motion: Pursuant to the COV§2.2-3711(A) (16) of the Code of Virginia, I **MOVE** the Board begin CLOSED session to discuss and consider medical and mental health records.

Unanimous approval.

RECONVENE OPEN SESSION:

Upon the members' return to open session, the following was offered by Mrs. Vermont as a **Motion**, second by Mr. McLaughlin:

Motion: I **MOVE** the Board reconvene OPEN session and members certify that during the closed session, the Board limited its discussion to matters lawfully exempt from the public meeting requirements as identified in the closed session motion. If a member cannot so certify, I ask they state the reason specifically on the record and the recorder take role.

All members in attendance certified by Roll Call.

ACTIONS

The following was offered by Mrs. Vermont as a **Motion**, second by Mr. McLaughlin:

Motion: The Board investigated the following cases by reviewing institutional, medical, and mental health records and other relevant evidence of the circumstances surrounding each death. The Board finds the investigation did not reveal any evidence indicating the facility was out of compliance with the regulations promulgated by the Board. NOW THEREFORE, I **MOVE** the following cases be closed:
Case number 24-0026
Case number 25-0002
Case number 25-0004
Case number 25-0032
Case number 25-0038

Unanimous approval.

ADDITIONAL ITEMS FOR DISCUSSION:

COV §53.1-69.1(C)

Pursuant to Board direction of July 16, 2025, Mr. Flaherty explained that a letter will be sent September 18, 2025, to the Office of the Inspector General (OSIG) referring to BLRJ case number 25-0001.

MOTION TO RECESS

Motion to recess by Mrs. Jenkins, second by Mr. Moore. Unanimous approval.

RECONVENE OPEN SESSION

Motion by Mr. McLaughlin, second by Mrs. Vermont. Unanimous approval.

POLICY & REGULATIONS DISCUSSION

CALL TO ORDER

Chairman Hackworth transferred leadership of the meeting to Mrs. Jenkins to direct the discussion of policy and regulations. Mrs. Jenkins called the meeting to order and confirmed quorum to continue business.

Certifications, Inspections and Audit Report
Mrs. Ferguson presented the certification, inspections and audit report.

The following was offered by Mrs. Jenkins as a **Motion**, second by Mr. Carrera:

Motion: As a result of 100% compliance with Board standards, I **MOVE** unconditional recertification and the suspension of the 2025 Life, Health and Safety inspections for the following facilities:

a. Greene Couty Lock-Up
b. Meherrin River Regional Jail-Alberta
c. Norfolk City Jail
d. Piedmont Regional Jail
e. Smithfield Town Lock-Up

Unanimous approval.

COMMONWEALTH OF VIRGINIA
BOARD OF LOCAL AND REGIONAL JAILS
MINUTES

The following was offered by Mrs. Jenkins as a **Motion**, second by Mr. McLaughlin:

Motion: As a result of 100% compliance with Board standards, I **MOVE** unconditional recertification to hold male and female juveniles in accordance with COV §16.1-249(G) for the following facility:

a. Greene County Lock-Up

Unanimous approval.

The following was offered by Mrs. Jenkins as a **Motion**, second by Mr. Carrera:

Motion: I **MOVE** unconditional recertification with Board standards to include the hold of male and female juveniles in accordance with COV §16.1-249(G) for the following facilities:

a. Blackstone Town Lock-Up
b. Blue Ridge Regional Jail Authority-Lynchburg Adult Detention Center

Unanimous approval.

DISCUSSION AND ACTIONS

1. Rappahannock Regional Jail Audit

   The Board reviewed Rappahannock Regional Jail's appeal of the BLRJ audit dated June 2-4, 2025, specifically the citation regarding 6VAC15-40-540.

   The following was offered by Mrs. Vermont as a **Motion**, second by Captain Carey.

   Motion: I **MOVE** denial of the appeal and direct BLRJ to conduct an unannounced inspection of Rappahannock Regional Jail.

   Yea votes in support of the motion – 5
   Nay votes in opposition of the motion – 1

2. Memorandum of Understanding (MOU) with the Virginia Department of Health (VDH)

   Mr. Flaherty and Mrs. Ferguson reported BLRJ's successful collaboration with VDH to update the MOU regarding 12-month health inspections. BLRJ awaits VDH approval and signature.

   The following was offered by Mr. Hackworth as a **Motion**, second by Mrs. Vermont.

   Motion: I **MOVE** approval of the updated BLRJ MOU with VDH.

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Unanimous support.

3. COV §53.1-133.06 and 6VAC15-40-985

   Mr. Flaherty shared draft regulations regarding the Treatment of Pregnant and Postpartum Inmates. BLRJ will reach out to stakeholders for feedback and report to the Board during the November 19, 2025, BLRJ meeting.

4. Office of Regulatory Management (ORM) Update

   Mr. Flaherty reported collaboration with ORM and Vulcan Technologies to consider the BLRJ guidance document for 6VAC15-40-1045 in an effort to follow Governor Youngkin's Executive Orders 19 and 51.

   The following was offered by Mr. McLaughlin as a **Motion**, second by Captain Carey.

   Motion: I **MOVE** approval of the revised BLRJ guidance document for 6VAC15-40-1045.

   Unanimous support.

5. Ms. Lautz reviewed 6VAC15-40 regulations regarding medical and mental health standards.

6. Mr. Flaherty reviewed the BLRJ schedule of meetings for 2026 and the potential to convene in locations around the Commonwealth. BLRJ staff will present a draft schedule at the November 19, 2025, BLRJ meeting.

7. Mr. Hackworth suggested BLRJ consider an MOU with the State Fire Marshal's Office, Virginia Department of Fire Programs (VDFP).

8. Mr. Flaherty shared language updated to the BLRJ website regarding complaints:

   The Virginia Board of Local and Regional Jails (BLRJ) is responsible for developing and establishing operational and fiscal standards governing the operation of local and regional jails. BLRJ is not an enforcement body for operational grievances and does not serve as a substitute for the governing authorities of local and regional jails. Local and regional jails should be the first and most appropriate party to respond to all inquiries, concerns, and complaints, as they are best positioned to address operational matters directly and promptly. BLRJ does not have any jurisdiction over state prisons or state correctional facilities, as these powers and duties belong to the Virginia Department of Corrections.

MOTION to adjourn by Mr. Carrera, second by Captain Carey. Unanimous approval.

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COMMONWEALTH OF VIRGINIA
BOARD OF LOCAL AND REGIONAL JAILS
LIAISON COMMITTEE

MINUTES

REGULAR MEETING

September 17, 2025; 12:30 p.m.

LOCATION

6900 Atmore Drive, Richmond, Virginia

PRESIDING

Colonel Chris Smith, Vice Chair

PRESENT

Captain Charles Carey
Michael Carrera
David Hackworth
Tiffany Jenkins
John McLaughlin, Jr.
Ryan Moore
Roland Sherrod, Jr.
Dr. Amanda Trent
Lieutenant Joseph Tucker
Jessica Vermont

BOARD STAFF PRESENT
Tawana Ferguson, Regulatory Compliance Supervisor
Brian Flaherty, Executive Director
Mary-Huffard Kegley, Policy Analyst
Alison Lautz, Jail Death Investigator
Gerald Olson, Architect
John Rock, Jail Death Investigator
Demetrice Tyler-Holliday, Executive Secretary
Andrew Parker, Office of the Attorney General

OTHERS PRESENT
Robyn DeSocio, State Compensation Board
Jeff Dillman, Riverside Regional Jail
Royal Eanes, Piedmont Regional Jail
Juan Gelabert, Arlington County Sheriff's Office
Jeff Gore, Riverside Regional Jail
Tojuanna Mack, Riverside Regional Jail
James Parks, DOC
Angi Souder, Arlington County Sheriff's Office

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CALL TO ORDER

Colonel Smith, Committee Vice Chair, called the meeting to order, welcomed attendees.

APPROVAL OF MINUTES

Motion by Mr. Carrera to approve minutes of the July 16, 2025, Committee meeting, second by Mr. McLaughlin. Unanimous approval.

STATE COMPENSATION BOARD

Ms. DeSocio reported the 1.5% bonus discussed during the May meeting is in the final appropriation process at the local government level. The State Compensation Board is in the process of developing the budget package to prepare for the next 2-year budget. It is anticipated to focus on jail staffing needs and inmate per diem. There have been no major changes in jail populations, therefore, no major funding changes are anticipated. The effort to assist jails in identifying veterans through the U.S. Department of Veterans Affairs (VA) Veterans Re-Entry Search Services (VRSS) is nearing implementation.

Mr. Hackworth asked if emergency positions will be deleted upon a decline in jail populations. Ms. DeSocio replied that as population has decreased since 2020, the emergency positions were delegated to other jails in need due to overcrowding. Currently, there are jails which qualify as overcrowded.

Mr. Carrera asked if indexing per diem is being considered. Mr. DeSocio answered she is aware the Virginia Association of Counties (VACO) and the Virginia Association of Regional Jails (VARJ) support indexing per diem.

DEPARTMENT OF CORRECTIONS

Mr. Parks provided the offender management report:

- 1098 out of compliance inmates
  - 1046 males
  - 52 females

LEGISLATIVE UPDATE

Mr. Flaherty reported 2025 legislative mandates are on track for completion.

a. Jail Capacity Report
b. SB 1039 (Senator Pekarsky) Telehealth
c. HB 2221 (Delegate Cousins) Inmate ID Cards/Documentation
d. HB 2105 (Delegate Pugh Kent) Jail Policies
e. Virtual Court Survey – BLRJ has begun collaboration with the State Compensation Board

DISCUSSION

1. Construction Report:
   Mr. Olson reported that four projects are in various stages of design, construction and closeout:
   i. Fairfax County Adult Detention Center
   ii. Loudoun County Jail
   iii. Albemarle-Charlottesville Regional Jail
   iv. Franklin County Jail

   - 10 projects were approved by the 2025 General Assembly

   - During calendar year 2025, BLRJ approved four projects. The projects are currently pending review by the Department of Planning and Budget (DPB) for funding in the Governor's proposed budget which will be presented in December and considered by the General Assembly during the 2026 Session:
     i. Piedmont Regional Jail
     ii. Prince William-Manassas Adult Detention Center
     iii. Roanoke County Jail
     iv. Western Tidewater Regional Jail

2. Mrs. Ferguson reported the Memorandum of Understanding (MOU) with the Department of Health (VDH) will be reviewed by the BLRJ during the September 17, 2025, meeting. BLRJ awaits VDH final approval and signature.

3. Mr. Flaherty shared that the BLRJ initial newsletter, distributed in July, was well received and provides the opportunity to share news of positive jail initiatives.

4. Mr. Flaherty shared draft regulations for restraint of pregnant inmates to align with requirements of the Code of Virginia (COV).

5. CQI, which was legislatively mandated in 2019, will be initially implemented through a BLRJ pilot program.

6. Mr. Flaherty reported BLRJ worked with the Office of Regulatory Management (ORM) and Vulcan Technologies to revise BLRJ guidance for 6VAC15-40-1045 Supervision of Inmates. It is an effort to comply with Governor Youngkin's Executive Orders 19 and 51. The revision will be considered during the September 17, 2025, BLRJ meeting.

MOTION to adjourn by Mr. Hackworth, second by Mrs. Jenkins. Unanimous approval.

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Inmate Supervision and Security Guidelines

Redlined Version with Strikethrough and Additions

Board of Local and Regional Jails (804) 887-7850

P.O. BOX 26963

RICHMOND, VIRGINIA 23261

Charles Jett, Chair Charles Carey Cleopatra Lightfoot-Booker, PsyD, Vice Chair Michael Carrera

David Hackworth

Tiffany D. Jenkins

Anita M. Maybach, M.D.

Roland Sherrod, Jr., CPA

Amanda K. Trent, PhD

Joseph Tucker Jessica Vermont August 20, 2024

MEMORANDUM

To:

Commonwealth of Virginia Local and Regional Jails

From: Charlie Jett

Chair of the Board of Local and Regional Jails (BLRJ)

Cleopatra Lightfoot-Booker

Vice Chair of ~~the Board of Local and Regional Jails~~ (BLRJ)

Subject: 6VAC15-40-1045 Supervision of Inmates

~~The purpose of this memorandum is to provide all facilities under the purview of the State Board of Local and Regional Jails (BLRJ) with guidance on 6VAC15-40-1045., Supervision of Inmates.~~ This memorandum provides facilities regulated by BLRJ guidance on 6VAC15-40-1045, Supervision of Inmates.

~~The intent of this guidance is to provide clear and concise operational expectations on security checks and rounds that when completed properly mitigate the risk of escapes, harm to people and property, and exposure to liability.~~ This guidance clarifies operational expectations for security checks and rounds to mitigate escapes, harm, and liability.

~~6VAC15-40-1045., Supervision of Inmates currently reads, "All inmate housing areas shall be inspected a minimum of twice per hour at random intervals between inspections. All inspections and unusual incidents shall be documented. No obstructions shall be placed in the bars or windows that would prevent the ability of staff to view inmates or the entire housing area.~~ 6VAC15-40-1045 states: Inspect inmate housing at least twice per hour at random intervals, document inspections and incidents, and keep windows unobstructed for visibility.

~~The following interpretation and guidance have been approved by BLRJ at its March 13, 2024 meeting.~~ BLRJ approved this guidance on March 13, 2024.

~~The BLRJ views 6VAC15-40-1045 as being based upon the underlying principle of ensuring the general welfare and safety of inmates. Inspections required by this regulation shall therefore at a minimum, at least twice per hour, directly observe and verify that there is no visual evidence of the inmate being in distress. A complete security check of all housing areas occupied by inmates includes observing inmate behavior, checking on inmate well-being, and identifying any reasonably detectible maintenance, safety, and security issues.~~ 6VAC15-40-1045 aims to ensure inmate welfare and safety. Inspections twice per hour must observe inmate distress, behavior, well-being, and safety issues.

~~During inspection, staff shall not allow any obstructions which prevent the ability to view the inmates and entire housing area. Inspections shall be completed by staff having a direct line of sight of inmates. Inspections shall visually verify the presence, safety, and levels of distress of an inmate.~~ Staff shall not allow obstructed views during inspections, which must be by direct line of sight to verify inmate presence, safety, and distress.

~~While video surveillance and other current and future technologies are valuable supplementations and augmentations of the minimum requirements, they do not satisfy the requirements of 6VAC15-40-1045. In person observation of each inmate by jail staff is required.~~ Video and tech are valuable supplements but do not replace in-person staff observation as required by 6VAC15-40-1045.

~~All sheriffs and superintendents will please ensure that all jail personnel are aware of and understand the BLRJ's interpretational guidance of 6VAC15-40-1045. Effective, August, 2024, the BLRJ will be utilizing this interpretational guidance. Please address any questions to Tawana Ferguson, Regulatory Compliance Supervisor, at tawana.ferguson@vadoc.virginia.gov.~~ Sheriffs and superintendents must ensure staff understand the guidance, effective August 2024. Questions: contact@bolrj.virginia.gov

cc: Board of Local and Regional Jails

~~John Jones, Executive Director of Virginia Sheriff's Association~~

~~Derek Almarode, President of Virginia Association of Regional Jails Brian Flaherty Executive Director of the Board of Local and Regional Jails~~

John Jones, Virginia Sheriffs' Association

Derek Almarode, Virginia Association of Regional Jails

Brian Flaherty, BLRJ

COMMONWEALTH OF VIRGINIA
BOARD OF LOCAL AND REGIONAL JAILS
MINUTES

6VAC15-40-985 Revisions in response to COV 53.1-133.06-.09

Definitions (to be included 6VAC15-40-10)

"Postpartum recovery" means the eight-week period, or longer as determined by a health care professional responsible for the health and safety of the inmate, following childbirth.

"Restraints" means any mechanical device, medication, physical intervention, or hands-on hold to prevent the inmate from moving her body.

6VAC15-40-985 Inmates Known to be Pregnant or in Postpartum Recovery.

A. General Procedure.

a. Inmates shall not be restrained unless an agency administrator or designee makes an individualized determination that:
   i. the inmate will harm herself, the fetus, the newborn child, or another person;
   ii. the inmate poses a flight risk; or
   iii. the totality of the circumstances creates a serious security risk.

b. If restraints are deemed necessary:
   i. The restraints shall be the least restrictive means possible;
   ii. The restraints shall be used in consultation with a healthcare provider whenever the inmate is in medical care or labor/delivery;
   iii. The restraints shall be immediately removed upon request of any doctor, nurse, or other health care provider if they present a threat to the health or life of the inmate, fetus, or newborn.

c. If restraints are used:
   i. Personnel ordering use shall notify the supervisor of use and submit a written report indicating reason for use to supervisor no later than conclusion of the personnel's shift.
   ii. The Supervisor shall provide a written justification report to the agency administrator within 72 hours of use.

d. Medical Treatment Unrelated to Childbirth:
   i. The restraints shall be the least restrictive means possible;
   ii. Waist chains or belts shall not be used.

B. Transportation Outside the Secure Perimeter.

a. Inmates shall be handcuffed only in front, unless an individualized determination is made per subsection A.
b. Waist chains or belts shall not be used.
c. If more restrictive restraints are necessary:
   i. Security staff must notify a supervisor as soon as reasonably practicable;
   ii. A use of force report detailing justification and restraint type must be submitted by the end of the shift;

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iii. The supervisor shall submit a written report to the agency administrator within 72 hours of use.

C. **Labor and Delivery.**
   a. No restraints shall be used unless an individualized determination is made in accordance with subsection A.
   b. Only the least restrictive restraint may be used, in consultation with the treating healthcare provider.
   c. Waist chains or belts are prohibited.
   d. If restraints are applied:
      i. Restraint removal requests made by healthcare staff must be honored immediately;
      ii. Notification to a supervisor is required as soon as practicable;
      iii. A use of force report must be submitted by the end of the shift;
      iv. The supervisor must submit a written justification report to the agency administrator within 72 hours of use.

D. **Postpartum Recovery.**
   a. No restraints shall be used during postpartum recovery unless the criteria in subsection A are met.
   b. The least restrictive method shall be used (e.g., one arm or ankle restraint), allowing safe infant handling and bonding.
   c. All documentation and reporting requirements outlined in subsections B and C apply.

E. **Body Cavity Searches.**
   a. No body cavity search shall be conducted on an inmate known to be pregnant except upon reasonable belief that the inmate is concealing contraband.
   b. Any such search must be followed by:
      i. A written justification report by the conducting employee within 72 hours of search;
      ii. A description of any contraband found.

F. **Nutrition and Housing.**
   a. Pregnant inmates shall be provided adequate food and prenatal dietary supplements per prenatal nutritional guidelines as ordered by a licensed healthcare provider.
   b. A pregnant inmate shall be assigned to the lowest bunk available.

G. **Training.**

a. All security staff who may have contact with pregnant inmates must receive minimum entry-level training pursuant to the COV §§9.1-102, 53.1-133.09, and:
    i. General prenatal and postpartum care;
    ii. Effects of restraints on pregnant individuals and fetuses;
    iii. Effects of restrictive housing and body cavity searches on pregnant inmates.
b. Annual review of all policies related to restraining pregnant and postpartum inmates shall be conducted by all staff.

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Serious Incident Report

Facility:						
Type of Incident:	☐ Firearm Discharge	☐ Erroneous Release	☐ Escape	☐ Fire w/Evacuation	☐ Hostage Situation	☐ Recapture of Escapee	☐ Death

Inmate Death Information

Inmate Name:		Intake Date:		Date/Time of Death:
Date of Birth:	Age:	Race:	Ethnicity:	Gender:
Type of Death (Preliminary assumption):	☐ Natural	☐ Accident	☐ Suicide	☐ Homicide
Location of Death:	☐ Inmate Living Area	☐ Segregation Cell	☐ Hospital	☐ Work Area ☐ Other

Agencies investigating the incident:

Synopsis of Incident:

Persons Involved:

Name:	Status: (Officer, Nurse, Inmate, etc.)	Involvement: (Witness, Suspect, etc.)

Report Submitted By:

Name Printed	Title	Date

Contact for Additional Information:

Name Printed	Title
Telephone Number/Extension	Email Address

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Medical and Mental Health Regulations
November 19, 2025

Definitions:

Health Care Services: Health care services should include medical and dental services, mental health services, nursing care, personal hygiene, dietary services, health education, and attending to environmental conditions.

- Define dietary services
- "availability of specialty diet based on diagnosis"

Proposed Health Care Services Definition: Health care services includes medical and dental, mental and behavioral health, nursing, pregnancy and postpartum, personal hygiene, dietary and nutrition for specialty diets based on medical diagnosis, health education and promotion, and environmental health management.

Other consideration: From § 8.01-581.1. "Health care" means any act, professional services in nursing homes, or treatment performed or furnished, or which should have been performed or furnished, by any health care provider for, to, or on behalf of a patient during the patient's medical diagnosis, care, treatment or confinement.

*For the purposes of these standards, health care means any act, service, treatment, whether performed, furnished, or should had been performed or furnished, by a qualified health care provider for, to, or on behalf of any individual during that persons medical diagnosis, care, treatment, while incarcerated.

Regulations:

6VAC15-40-470. Medical Co-Payment – Jail medical treatment programs, wherein inmates pay a portion of the costs for medical services, shall be governed by written policy and procedure.

Workgroup Revision (Combined 470, 480, 490, 500, 510, 520, 530):

See below, under 530

BLRJ Revision:

None

6VAC15-40-480. Set Fees Required – Inmate payment for medical services shall be up to, but shall not exceed, those fees established by the Board of Corrections in the Model Plan for Jail Prisoner Medical Treatment Programs per §53.1-133.1 of the Code of Virginia.

Workgroup Revision (Combined 470, 480, 490, 500, 510, 520, 530):

See below, under 530

BLRJ Revision:

6VAC15-40-480. Set Fees Required – Inmate payment for medical services shall be up to, but shall not exceed, those fees established by the Board of ~~Corrections~~ Local and Regional Jails in the Model Plan for Jail Prisoner Medical Treatment Programs per §53.1-133.*0*1 of the Code of Virginia.

6VAC15-40-490. Policy and Procedure Information – Written policy and procedure shall specify, at a minimum, the following information:

- Medical services that are subject to fees;
- Fee amounts;
- Payment procedures;
- Medical services that are provided at no cost;
- Fee application to medical emergencies, chronic care and pre-existing conditions; and
- Written notification to inmates of proposed fee changes.

Workgroup Revision (Combined 470, 480, 490, 500, 510, 520, 530):

See below, under 530

BLRJ Revision:

6VAC15-40-490. Policy and Procedure Information – Written policy and procedure shall specify, at a minimum, the following information:

- *Cost of m*edical services ~~that are subject to fees~~ *to include those provided at no cost*~~;~~
- ~~Fee amounts;~~
- Payment procedures~~;~~ *and process for obtaining indigency status;*
- ~~*Medical services that are provided at no cost;*~~
- ~~Fee application to~~ *Explanation of fees for* medical emergencies, chronic care and pre-existing conditions; and
- Written notification to inmates of proposed fee changes.

6VAC15-40-500. Inmates Advised of Procedures – Inmates shall be advised of medical services fees and payment procedures at the time of admission/orientation.

Workgroup Revision (Combined 470, 480, 490, 500, 510, 520, 530):

See below, under 530

BLRJ Revision:

None

6VAC 15-40-510. Ability to Pay – Written policy, procedure, and practice shall ensure that no inmate will be denied access to medically necessary services based upon ability to pay.

Workgroup Revision (Combined 470, 480, 490, 500, 510, 520, 530):

See below, under 530

BLRJ Revision:

None

6VAC 15-40-520. Acknowledgement in Writing – Medical services fee debits to inmate accounts shall be acknowledged by the inmate in writing. The acknowledgement shall be signed by a witness if the inmate refuses to sign.

Workgroup Revision (Combined 470, 480, 490, 500, 510, 520, 530):

See below, under 530

BLRJ Revision:

None

6VAC15-40-530. Accounting Procedures – A separate bank account or accounting process shall be established and used exclusively for the deposit and disbursal of medical services fees. Fee collection and disbursement shall be governed by generally accepted accounting principles.

Workgroup Revision (Combined 470, 480, 490, 500, 510, 520, 530):

6VAC15-40-xxxx: Medical Associated Fees - Inmate payments for jail medical treatment programs shall be governed by written policy and procedures. Inmates shall be advised of such policy and procedures upon admission. Such policy and procedure shall include:

- No inmate shall be denied access to medically necessary services based upon ability to pay;
- Services subject to fees (including, medical emergencies, chronic care, and pre-existing conditions) and fee amounts;
- Payment procedures;
- Verifiable notification to inmates of proposed fee changes.
- Medical fee debits to inmate accounts shall be acknowledged by the inmate by signature, or by witness if inmate refuses to sign.

A separate bank account, or accounting process, shall be established for collections and disbursements and such shall be governed by generally accepted accounting principles.

BLRJ Revision:

None

6VAC15-40-1010. Mental Health Inmates – Written policy, procedure, and practice shall specify the handling of mental health inmates, including a current agreement to utilize mental health services from either a private contractor or the community services board.

Workgroup Revision (combined with 450):

6VAC15-40-1010. Mental health inmates/*Suicide Prevention and Intervention Plan* - Written policy, procedure, and practice shall specify the handling of mental health inmates, including a current agreement to utilize mental health services from either a private contractor or the community services board. *This policy shall a.) include a written suicide prevention and intervention plan. These procedures shall be reviewed and documented by an appropriate medical or mental health authority prior to implementation and every three years thereafter. These procedures shall be reviewed annually by staff having contact with inmates. Such reviews shall be documented. b.) In cases in which there is reason to believe an individual is experiencing acute mental health distress or is at risk for suicide a risk assessment shall be completed within 72-hours in accordance with §53.1-68 by a mental health service provider as defined by §54.1-2400.1.*

BLRJ Revision:

6VAC15-40-1010. Mental Health Inmates – Written policy, procedure, and practice shall specify the ~~handling~~ *management* of mental health inmates. ~~including a current agreement to utilize mental health services from either a private contractor or the community services board.~~ *Facilities utilizing mental health services provided by a private contractor or a community services board shall maintain a current agreement.*

*Written policy, procedure, and practice shall specify the management of inmates with mental health needs. These policies must include a current agreement with a qualified mental health services provider, such as a private contractor, community services board, or mental health authority.

Board Staff to Review Again 6VAC15-40-____ - Telehealth Services[1]: Each facility shall establish written policies and procedures to accommodate inmate participation in telehealth appointments. Policies should include:

1. Designation of a private and secure space that ensures confidentiality;
2. Provision of functional equipment and connectivity to support telehealth.

*Reflect facilities that do not have it yet

[1] Senate Bill 1039 - DOC and State Board of Local and Regional Jails; policies on inmate participation in telehealth; § 53.1-5(7)

Senate Bill 1039: DOC and State Board of Local and Regional Jails; policies on inmate participation in telehealth

1. That §§ 53.1-5 and 53.1-10 of the Code of Virginia are amended and reenacted as follows:

§ 53.1-5. Powers and duties of Board.

The Board shall have the following powers and duties:

1. To develop and establish operational and fiscal standards governing the operation of local, regional, and community correctional facilities;

2. To advise the Governor and Director on matters relating to corrections;

3. To make, adopt and promulgate such rules and regulations as may be necessary to carry out the provisions of this title and other laws of the Commonwealth pertaining to local, regional, and community correctional facilities. The Board, when promulgating regulations and adopting any policy or guidance document related to the enforcement of any minimum standards applicable to local, regional, and community correctional facilities, shall expressly and specifically include such items in its published agenda for meetings of the Board or any of its subcommittees. No standard, policy, or guidance document may be promulgated, amended, or rescinded in entirety or in part without compliance with this article;

4. To ensure the development of programs to educate citizens and elicit public support for the activities of the Department;

5. To develop and implement policies and procedures for the review of the death of any inmate that the Board determines warrants review that occurs in any local, regional, or community correctional facility. Such policies and procedures shall incorporate the Board's authority under § 53.1-6 to ensure the production of evidence necessary to conduct a thorough review of any such death. Notwithstanding any other provision of law, the Board shall adhere to procedures of the Administrative Process Act (§ 2.2-4000 et seq.) in promulgating such policies and procedures;

6. To establish minimum standards for health care services, including medical, dental, pharmaceutical, and behavioral health services, in local, regional, and community correctional facilities and procedures for enforcing such minimum standards, with the advice of and guidance from the Commissioner of Behavioral Health and Developmental Services and State Health Commissioner or their designees. Notwithstanding any other provision of law, the Board shall adhere to procedures of the Administrative Process Act (§ 2.2-4000 et seq.) in promulgating such policies and procedures. Such minimum standards shall require that each local, regional, and community correctional facility submit a standardized quarterly continuous quality improvement report documenting the delivery of health care services, along with any improvements made to those services, to the Board. The Board shall make such reports available to the public on its website. The Board may determine that any local, regional, or community correctional facility that is accredited by the American Correctional Association or National Commission on Correctional Health Care meets such minimum standards solely on the basis of such facility's accreditation status; however, without exception, the requirement that each local, regional, and

community correctional facility submit a standardized quarterly continuous quality improvement report to the Board shall be a mandatory minimum standard; ~~and~~

7. To develop and implement policies for the accommodation in local, regional, and community correctional facilities of inmate participation in telehealth appointments, which shall include policies on designating a private space for such telehealth appointments to occur; and

8. To report annually on or before December 1 to the General Assembly and the Governor on the results of the inspections and audits of local, regional, or community correctional facilities conducted pursuant to § 53.1-68 and the reviews of the deaths of inmates that occur in any local, regional, or community correctional facility conducted pursuant to § 53.1-69.1. The report shall include (i) a summary of the results of such inspections, audits, and reviews, including any trends identified by such inspections, audits, and reviews and the frequency of violations of each standard established for local, regional, or community correctional facilities, and (ii) any recommendations for changes to the standards established for local, regional, or community correctional facilities or the policies and procedures for conducting reviews of the death of inmates to improve the operations, safety, and security of local, regional, or community correctional facilities.

Draft