



# COMMONWEALTH of VIRGINIA

JACK BARBER, M.D.  
INTERIM COMMISSIONER

DEPARTMENT OF  
BEHAVIORAL HEALTH AND DEVELOPMENTAL SERVICES

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March 29, 2018

TO: The Honorable Ralph S. Northam, Governor  
The Honorable Thomas K. Norment, Jr., Co-Chair, Senate Finance Committee  
The Honorable Emmett W. Hanger, Jr., Co-Chair, Senate Finance Committee  
The Honorable S. Chris Jones, Chair, House Appropriations Committee

Fr: Jack Barber, MD  
Interim Commissioner

Pursuant to Item 313.Q. of the 2017 *Appropriation Act*, the purpose of this letter is to report on the status of funds set aside to provide compensation to individuals who were involuntarily sterilized pursuant to the Virginia Eugenic Sterilization Act and who were living as of February 1, 2015. Specifically, the language requires:

*5. Should the funding provided for compensation be exhausted prior to the end of fiscal year 2017, the department shall continue to collect applications. The department shall provide a report to the Governor and the Chairmen of the House Appropriations and Senate Finance Committees on a quarterly basis on the number of additional individuals who have been applied.*

Accordingly, I am writing to report that as of March 29, 2018, the total number of approved claims to date was 28, unchanged since November 2016. Please refer to the table on page 2.

The permanent regulation (12VAC35-240) became final on May 4, 2017.

As in the last quarter, there have been two recent inquiries to DBHDS about the program: one was a request for an information packet for an individual who reportedly was admitted to Central Virginia Training Center (CVTC), and the other was from the parent of someone reportedly sterilized under court order at a hospital not connected with DBHDS facilities. DBHDS staff await receipt of those applications.

<b>As submitted March 29, 2017</b>							
<i>As of 06/30/17</i>	<b>FY 2017</b>			<b>FY 2018</b>			
	Total Allocation	Paid Awards	Potential Carry- forward FY2017	FY 2018 Allocation (No Carryforward)	<b>Estimated FY 2018 Awards</b>	Paid Awards	Remaining June 2018
	\$650,000	\$150,000	\$500,000	\$0			\$0
Completed Applications Deemed Eligible		6			5		
<b>Projected Need</b>					<b>\$125,000</b>		<b>\$125,000</b>

Cc: The Honorable T. Scott Garrett, M.D.  
The Honorable Daniel Carey, M.D.  
Marvin B. Figueroa, M.Ed.  
Dev J. Nair, Ph.D.  
Marion Y. Greenfield