SB 200

Overview

Presentation Overview

- Juvenile Code Task Force findings
- F.A.I.R. team overview
- General information for community partners
- Training requirements
- Data tracking

Task Force Members

Senator Whitney Westerfield
Co-Chair
Hopkinsville

Representative John Tilley
Co-Chair
Hopkinsville

Hasan Davis
Commissioner, DJJ
Frankfort

Mary Noble
Supreme Court Justice
Frankfort

Teresa James
Commissioner, DCBS
Frankfort

Harry Berry
County Executives
Elizabethtown

Judge Lisa Jones
Judges
Owensboro

Bo Matthews
Education
Glasgow

Steve Gold
Prosecutors
Henderson

Pam Priddy
Private Providers
Lexington

Glenda Edwards
Dept. of Public Advocacy
Frankfort

Dr. John Sivley
Mental Health
Bowling Green

Youth locked up for status offenses

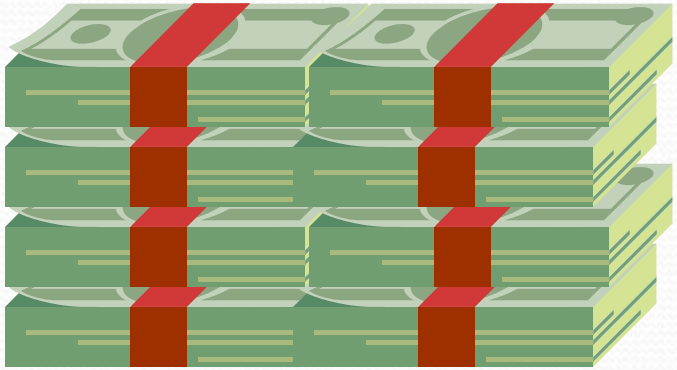
4th highest

among

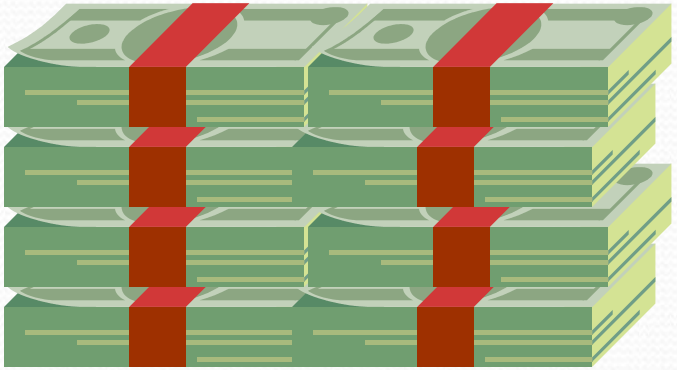
50 states

Data reported by Coalition for Juvenile Justice

DJJ spends half of $102 million budget on out of home placement



Out-of-home placements and secure detention



All other Department of Juvenile Justice expenses

1 secure detention bed = $87,000 per year

Data from Pew Charitable Trusts, Public Safety Performance Project

In addition…

- DCBS spent $6 million in fiscal year 2012 for out-of-home placement of status offenders.

$6 MILLION

Task Force Findings

- Significant resources are used on out-of-home residential placement for low-level status and public offenders.

Task Force Findings

- Time violators/misdemeanants spend out-of-home is <u>about the same as those adjudicated on felonies.</u>
  - Has increased 31% and 21%, respectively over the past decade.

- Lack of community services/alternatives has likely contributed to DJJ and DCBS commitments and more youth being placed out-of-home.

SB 200: Key Points

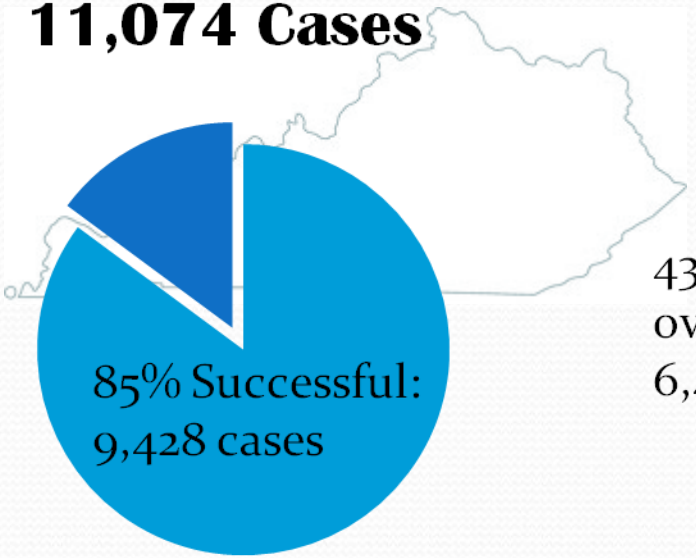
- Provides for effective use of resources to hold offenders accountable, achieve better outcomes for youth/families and maintain public safety.
- Key questions:
  - (1) Are the right resources used on the right youth to produce better outcomes?
  - (2) Does Kentucky use timely, quality treatment and supervision to hold youth accountable?
  - (3) How will we know if it is working?

Currently, many children have complaints dealt with through diversion

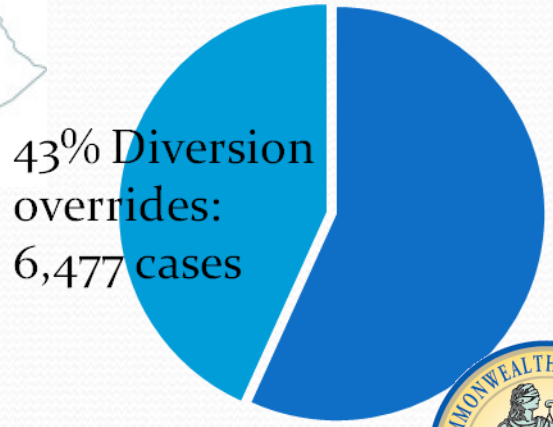
27,582 Complaints

Dismissed:
1,521 cases

Diversion Tried:
11,074 Cases



Formally processed:
14,982 Cases



Data from Department of Juvenile Justice and Louisville Metro Youth Deten

Enhanced CDW Process Overview

- Enhances CDW procedure by requiring evidence-based assessments, practices, and programs to provide interventions that are consistent with research.

- Establishes a review process to provide oversight to the work of the CDW and provide recommendations.
  - Court remains an option for cases that are unsuccessful in this process.

FAIR Teams: KRS Chap 605

- ***(1) There is hereby created in each judicial district a family accountability, intervention, and response team that shall develop enhanced case management plans and opportunities for services for children referred to the team.***

- Section 26 is found on page 62 and 63 of the bill and should be read closely for full details

FAIR Teams: Members

- Specified RIAC members
- Representatives of:
  - Local CDW Office
  - DCBS "knowledgeable about services available through the cabinet and authorized to facilitate access to services"
  - County Attorney
  - DPA
  - Local school rep
  - Law enforcement rep
- "Other persons interested in juvenile justice issues, as identified by the family accountability, intervention, and response team, who are necessary for a complete representation of resources within each judicial circuit or district".

RIACs and FAIR Teams

- KRS 200.505 Section 18. now includes:

(b) Direct each regional interagency council to:

1. Coordinate services to children with an emotional disability and identify factors contributing to a lack of coordination; and
2. Participate in family accountability, intervention, and response teams established pursuant to Section 26 of this Act.

FAIR Teams: CDW Leader

- "A court-designated worker from within the judicial circuit or district **shall lead the team and be responsible for convening and staffing the team**".

FAIR Teams: Actions

- After review of CDW actions (referrals, efforts to address UNS, and whether other appropriate services are available):
  - Refer the case back to CDW to take further action as recommended by team; or
  - Advise CDW to refer the case to CA if the team has no further recommendations to offer.

FAIR Teams: Case Management

- The team shall review referrals involving cases in which a child:
  - Has failed to appear for a preliminary intake inquiry,
  - Declined to enter into a diversion agreement, or
  - Failed to complete the terms of the agreement; or
  - CDW deems as “high need”.

CDW Enhanced Process

- Protocol to be developed for family/child deemed "High Need"
  - Will receive GAIN-Q Assessment

- Family engagement, mediation, trauma informed care approaches utilized for "High Need" cases

CDW Training on:

- Evidence-based screening instruments;
- Identification of appropriate services;
- Techniques for diversion agreement implementation/ supervision;
- Recognition of signs of trauma, disability, behavioral, mental health, or substance abuse issues (related to finding services);
- JJ research, best practices, and
- "Any other subject deemed appropriate and available".

Graduated Sanctions (CDWs)

- The AOC shall develop a graduated response protocol, consisting of a continuum of responses from the least restrictive to the most restrictive for CDWs to utilize in response to violations of the terms of a diversion agreement.

AOC will track and report to Oversight Council on:

- # and type of complaints received by <u>each</u> CDW;
- Outcome of each complaint, (including referrals to CA or DCBS);
- Whether a child w/ a successful diversion is adjudicated a public offender or convicted in adult court of a criminal offense within 1 year.
- Identifiable CDW information shall not be provided but shall be retained by AOC for appropriate action

What is accessible for our the children and families in this community?
Services and Needs

Additional information, please contact:

Rachel Bingham, Executive Officer

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Administrative Office of the Courts

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