

# Council of Juvenile Services

## May 31 - June 1, 2007

### Chamberlain, SD

### Meeting Minutes

#### Thursday, May 31, 2007

**Council of Juvenile Services Members Present:** Carol Twedt, Mike Leidholt, Nancy Allard, JC Chambers, Doug Herrmann, Janine Kern, Beth O'Toole, Susan Randall, Gib Sudbeck, Joanna Vitek, Karen Jeffries, Victor Erlacher, Virgena Wieseler and Grant Walker.

**Council of Juvenile Services Members Absent:** Dave Nelson, Ella Rae Stone

**Others Present:** Jodi Kirschenman, Joy Erlenbusch, and Amanda Harsin from DOC

#### 1. WELCOME, INTRODUCTIONS, and REVIEW OF AGENDA

Chair Carol Twedt called the meeting to order at 2:45 PM and introductions were made. The agenda was reviewed.

#### 2. SUBGRANT REVIEWS

Joy Erlenbusch reviewed the DMC subgrant budget sheet and then introduced the DMC Subgrantees who presented on their DMC projects. The presenters were as follows:

- Sisseton DMC Interventions – Matthew Hess, Boys & Girls Club and Sisseton Police Department
- Rapid City DMC Interventions – Ralph Knickrehm, Rapid City Area Schools
- Sioux Falls DMC Interventions – Kim Cournoyer, Great Plains Psychological Services; Chad Neilsen, Lutheran Social Services

Jodi Kirschenman reviewed the Systems Improvement subgrant budget sheet and then introduced the Systems Improvement subgrantees that presented on their Systems Improvement projects. The presenters were as follows:

- Rapid City - Paula Wilkinson Smith, Lifeways, Inc.
- Lake Andes – Patty Riibe and Mary Beth Kafka, Lewis & Clark Behavioral Health Care along with Francis McCabe, 1<sup>st</sup> Circuit Chief Court Services Officer

#### 3. WORKING DINNER

At the request of Chair Carol Twedt, Vice Chair Mike Leidholt chaired the CJS evening session.

Janine Kern provided a summary of the Federal Advisory Committee's (FACJJ) most recent meeting held in D.C in March. The FACJJ's direction is focused on the ten core principles for providing quality delinquency representation through indigent defense delivery systems. Kern provided a handout outlining these principles. Kern asked how we could improve the representation of youth in court and indicated that the FACJJ recommends this discussion occur in all states. The FACJJ also recommends Congress amend the statement of findings in the 2002 reauthorized Juvenile Justice and Delinquency Prevention Act to reflect the core values FACJJ has adopted as guiding principles of juvenile justices. The FACJJ further recommends that reauthorization also focus on strengthening the existing four core requirements of the JJDP Act.

#### ◆ CJS VALUES, NEEDS, and PRIORITIES

The Council reviewed the Values, Needs and Priorities document they developed in the past. **Gib moved to add #6 from the FACJJ's core values to CJS' values**, which reads: "Early and effective legal representation, including an assessment of competence and a timely and just legal process". **Susan seconded. Motion carried.**

Discussion occurred regarding making problem statement number three a specific value. It was also suggested that the council add a problem statement that the federal government isn't following their own JJDP Act. After discussion, it was recommended this problem be addressed in the Federal Advisory's Request for information document. **Jo Vitek moved to amend problem statement number three to read as follows (additions are**

*underlined*): “The Native American Tribal juvenile justice systems have a critical lack of basic resources to address the needs of youth coming before the Tribal courts, thus compromising due process and outcomes”. Karen Jeffries seconded. Motion Carried.

Grant Walker recommended moving problem statement number four down to number five, and move problem statement five up to number four, as well as add ‘detention’ and ‘highest incarceration rates’ to number six. JC Chambers seconded. Motion carried.

◆ FEDERAL ADVISORY COMMITTEE REQUEST FOR INFORMATION

Each year, the Federal Advisory Committee on Juvenile Justice (FACJJ) asks the State Advisory Groups to identify local issues and concerns pertaining to juvenile justice. The information is then used by the FACJJ to draft its Annual Recommendations Reports to the President and Congress and to OJJDP. The Council reviewed and discussed the FACJJ’s 2007 request. Jodi Kirschenman will take the input from the Council and submit it on-line by the deadline.

Meeting adjourned for the evening at 9:25 PM.

### **Friday, June 1, 2007**

**Council of Juvenile Services Members Present:** Carol Twedt, Mike Leidholt, Nancy Allard, JC Chambers, Doug Herrmann, Janine Kern, Beth O’Toole, Susan Randall, Gib Sudbeck, Karen Jeffries, Victor Erlacher and Grant Walker.

**Council of Juvenile Services Members Absent:** Virgena Wieseler, Joanna Vitek, Dave Nelson, and Ella Rae Stone

**Others Present:** Kevin McLain, Tim Reisch, Jodi Kirschenman, Joy Erlenbusch, and Amanda Harsin from DOC

### **Friday June 1, 2007**

4. WELCOME and REVIEW OF AGENDA

Chair Carol Twedt called the meeting to order at 8:03 AM. The agenda was reviewed. Kevin McLain requested to add “JABG allowable projects” under the new business agenda item.

5. APPROVAL OF MINUTES

*Susan Randall moved to approve the March 2007 CJS meeting minutes, Karen Jeffries seconded. Motion carried.*

6. UNIFIED JUDICIAL SYSTEM

Nancy Allard provided an update on the three current UJS projects:

- ◆ Probation Support Grant – The money has been utilized extensively for various services. Allard reviewed the amount accessed to date, the amount pending, and the amount obligated. Since the money can be utilized through September 30, 2007, it will be spent. UJS will be requesting money from legislation for Connecting Point for FY09 and for other similar community-based programs, as well as more FY09 general money for basic services to meet the needs of kids in the community. UJS has served 138 juveniles with this money, 108 remain on active probation, 15 successfully discharged, and 15 were committed to DOC.
- ◆ Centralized Intake System – This project started as a pilot project in Lincoln and Minnehaha counties on December 20, 2006 for a minimum of 3 months to get the issues worked out before it goes statewide. They’ve extended the project to run as a pilot program through August 20, 2007. Ongoing meetings and work is currently in progress with Pennington County and the county sheriff toward movement for expansion of the project statewide by the end of August. Allard explained some of the challenges they are and will be facing, but that all who are involved agree on the concept of the project.

- ◆ SCRAM- This project, to be used for juveniles, just began. The Court Services Officers were trained the beginning of May with all circuits utilizing the SCRAM monitors except the 1<sup>st</sup> and 2<sup>nd</sup> circuits. They have 30 units to use among the five active circuits, and they currently have five youth on the units.

#### 7. DIVISION OF MENTAL HEALTH SUBGRANT & SYSTEM OF CARE UPDATE

Kirschenman provided a summary of the Division of Mental Health subgrant program based on data provided by the DHS in their final performance report. The DHS utilized their subgrant for a Family Support Program and for a System of Care Program. It was requested that Kirschenman get an electronic copy of the readiness assessment that John Vandenberg completed for the System of Care program and email it to the CJS members.

#### 8. FASD JUVENILE JUSTICE PROGRAM TRAINING PROPOSAL

At the March meeting, the Council accepted a proposal from USD in the amount of \$13,726 to provide FASD Juvenile Justice Program training to begin this summer and early fall. The CJS Executive Committee approved this proposal, and the CJS is now asked to ratify the approval. ***Victor Erlacher moved to affirm the executive committee's approval, Beth O'Toole seconded. Motion carried.***

#### 9. BUDGET STATUS REPORTS

McLain provided an overview of the grant budgets to date. The original \$2,018,000 in formula grant funds has been fully expended. McLain reviewed budgeted amounts, projected expenses, balances, and the budget spending periods for the next fiscal year grants. McLain has no new recommendations for spending at the present time.

#### 10. COMPLIANCE MONITORING UPDATE

Joy Erlenbusch provided a handout summarizing the compliance violations. The Compliance Monitoring report is completed and will be sent to the federal office before the end of June. Erlenbusch proceeded to explain the requirements of a plan for jail removal and separation, and the action steps that are in place if/when violations occur. Erlenbusch is also working on the development of monthly data submission from sites to ensure a more complete data analysis.

#### 11. DMC UPDATE

Susan Randall updated the Council on the Statewide Cultural Training Program provided by Project Solutions, Incorporated. Randall met with Project Solutions and she also received feedback from those that attended the UJS Cultural Training. Based on this feedback, ***Mike Leidholt moved to authorize the Department of Corrections to exercise the 30-day termination clause within the contract with Project Solutions, Inc., Doug Herrmann seconded. Discussion ensued. Motion carried.***

Group discussion began on how to recover from the training by returning the project to the Statewide DMC Committee and create new plans from DMC training. Topic ideas for the new training could be delivered in small training sessions, by way of conference, or some other means as identified by the DMC Committee. Topics for consideration could include cultural diversity, Native American History/Historical Trauma, working with parents in the justice system, and applying cultural ideas to juvenile justice professions. The DMC Committee will address this topic again and bring recommendations back to the CJS. DOC Secretary, Tim Reisch, expressed his interest in using DOC agency dollars and resources for this much needed training.

#### 12. JUVENILE JUSTICE SYMPOSIUM PLANNING UPDATE

Randall handed out a symposium 'save the date/call for workshop proposals' flier. The keynote speaker is Secretary Melmer from the Department of Education. McLain is currently working on finding a plenary speaker.

#### 13. COMPULSORY SCHOOL AGE/TRUANCY REDUCTION

By way of conference call, Wade Pogany from the Department of Education (DOE) discussed the DOE's actions on the new law. It is the DOE's goal to show model examples and good designs to schools to help them with implementation of the new law. In doing so, he explained the four activities the DOE has in place to assist schools with implementation.

#### 14. OLD BUSINESS

- ◆ Coalition for Juvenile Justice Membership Update – South Dakota is now a member of the CJJ as state dues have been paid. Randall will be attending part of the upcoming meeting/board of director's meeting. JC Chambers and Karen Jeffries will plan to attend the conferences in the future.
- ◆ Implementation of Juvenile Justice Records Legislation – Merlin Weyer, CPS/DSS, is working on strategies to develop processes and protocols for sharing juvenile records. The next Juvenile Justice Records Committee meeting is going to be held in June.
- ◆ Title V Update – Kirschenman provided an update of the Title V process. Once the letter of interest is complete and ready to mail to communities, Kirschenman will email a copy of the letter to the CJS members for their information.

#### 15. NEW BUSINESS

McLain discussed allowable projects under the Juvenile Accountability Block Grant (JABG), and explained how the JABG grant award is broken out into various pots of funding. He added that over the next year, FY04 JABG must be spent by November 2007, and FY05 JABG must be spent by May 2008. In order to expend the money by the deadlines, McLain asked for authority to amend the JABG application purpose areas to include day reporting and day treatment. This would allow for the potential of subgrants to be awarded, such as a possible subgrant to the day reporting center in Pierre. The center is looking at a contract to be developed by August 1<sup>st</sup> to serve court kids. There is a high percentage rate of CHINS committed to DOC in this area, so the need is great. Discussion ensued. ***Susan Randall moved to amend the JABG application purpose areas to include day reporting and day treatment, Janine Kern seconded. Motion carried, with Mike Leidholt abstaining from the vote.***

#### 16. SCHEDULE NEXT MEETING

The next meeting is scheduled for September 26<sup>th</sup> in conjunction with the Symposium, and will be held in Pierre, SD.

#### 17. WRAP-UP & ADJOURN

The meeting adjourned at noon.