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State reports full compliance with Juvenile Justice and Delinquency Prevention Act

(Pierre, S.D.)- For the first time since South Dakota regained compliance with a federal law regarding where juvenile offenders can be housed while awaiting court action, the state is reporting no violations of the federal Act.

In 2010, there were no reported violations of the Juvenile Justice and Delinquency Prevention Action Act (JJDPA) in regard to the deinstitutionalization of status offenders, removal from jail and separation from adult offenders.

"Over the past few years, because of the smaller number of violations, South Dakota has been found to be in substantive compliance with the federal Act," said Carol Twedt, Chairperson of the state Council of Juvenile Services. "For 2010, the state reports no violations. That's a testament to the appropriate handling of juvenile offenders by local law enforcement agencies across our state."

Summary of Compliance Violation History					
CM Reporting Year	**Deinstitutionalization of Status Offenders**		**Jail Removal**		**Separation**
	Violations	**Rate**	**Violations**	**Rate**	**Violations**
2002	115	56.75	291	143.60	9
2003*	16	8.18	34	17.38	0
2004	9	4.60	5	2.56	1
2005	11	5.62	16	8.18	1
2006	7	3.72	6	3.19	1
2007	11	5.65	20	10.27	2
2008	6	3.05	4	2.03	0
2009	3	1.52	0	0.00	0
2010	0	0.00	0	0.00	0

* Data Projected from July through December 2003 admission.

(more)

In 2003, legislation was passed restricting the holding of juveniles in adult jails and status offenders in secure detention. That allowed the state to regain compliance with the JJDPA requirements, making South Dakota eligible to receive federal juvenile justice formula grant funds.

The Council of Juvenile Services was also created in 2003 to oversee the state's compliance with the federal Act.

Continued participation in the formula grants program is contingent upon the number of violations detected in the State's monitoring of juvenile detention centers and adult jails. The Department of Corrections conducts site visits of jails, regional juvenile detention centers, collocated juvenile detention centers, secure state correctional facilities and secure private facilities to verify classifications, collect and verify data, identify any violations of the formula grants program requirements, and provide technical assistance and training on the Act's requirements. The data is reported annually to the Office of Juvenile Justice and Delinquency Prevention.

Since regaining compliance with the JJDPA, the state has received more than $6 million for juvenile justice programs. The Council of Juvenile Services authorized the development of a reimbursement system utilizing Formula Grant funds to provide financial support to counties or arresting entities that lack appropriate temporary custody options for youth. Services eligible for financial assistance include detention, shelter care, attendant care, transportation, electronic monitoring, and training.

The following chart outlines the expenditures of the reimbursement program since South Dakota renewed compliance with the Act:

Period	Secure Detainment	Non-secure Detainment	Electronic Monitoring	Transportation	Total
SFY2005	$66,255.00	$84,198.75	$74,855.21	$61,273.49	$286,582.45
SFY2006	$50,455.00	$61,983.75	$57,294.83	$41,089.69	$210,823.27
SFY2007	$78,570.00	$61,249.50	$78,948.65	$43,252.08	$262,020.23
SFY2008	$85,080.00	$99,130.83	$104,870.97	$56,789.53	$345,871.33
SFY2009	$79,720.00	$89,575.04	$84,465.51	$61,859.03	$315,619.58
SFY2010	$49,500.00	$77,279.93	$83,300.17	$43,183.63	$253,263.73
SFY2011	$21,800.00	$23,199.20	$55,784.74	$31,403.61	$132,187.55

In addition to the reimbursements made to local governments for services, the Council of Juvenile Services has made funds available to Native American tribes in South Dakota to address delinquency prevention issues. Funds are also available to develop strategies to identify solutions to disproportionate minority representation in the juvenile justice system.