

Enhance public safety, accountability and competency through effective juvenile justice planning.

Agency/Program #: 4107-00-G1
 Division: Mt Board of Crime Control
 Program: Juvenile Justice Planning

Agency Name:	Montana Board of Crime Control	
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Program or Project Description:

Ensure compliance with the legislative intent and requirements of the Juvenile Justice and Delinquency Prevention Act of 2002 and the Montana Youth Court Act through regular monitoring of facilities detaining Montana's youth thereby maintaining federal funding dedicated to enhancing public safety, youth accountability and competency through effective juvenile justice planning. The four core requirements of the JJDP include:

- Deinstitutionalization of Status Offenders (DSO): Youth that commit offenses not considered an offense if committed by an adult or non-offenders cannot be securely detained in any facility.
- Jail Removal: Youth must not be detained in adult jails or lockups pending a probable cause hearing beyond 6 hours except in non-metropolitan statistical areas.
- Sight and Sound Separation: Youth must be maintained sight and sound separate from adult offenders.
- Disproportionate Minority Contact (DMC): States must identify any minority populations that comprise more than 1% of the general population and assess for over-representation at any decision points of the juvenile justice system. Where DMC exists, the state must address and monitor DMC.

Fund Name:	2008		2009		Approp & Expenditure numbers are as of April 15, 2008
	Approp.	Expended	Approp.	Expended	
General Fund	17,465	15,864	17,815		
State Special					
Federal Funds	51,580	33,561	52,064		
Total:	\$69,045	\$49,425	\$69,879	\$0	

Legislative Goal(s):

Enhance public safety, accountability and competency through effective monitoring of compliance with the Juvenile Justice and Delinquency Prevention (JJDP) Act of 2002 and the Montana Youth Court Act.

Legislative Performance Measure

1. Complete 100% site visits in the monitoring universe as defined by the OJJDP and as set forth in Montana's Compliance plan over a three year period. Two thirds of sites will be visited within this two year period.
2. 100% of violations will receive direct Technical Assistance in resolving the violation.
3. Maintain ratio of violations to youth detention at 4% or less (or 96% compliance.)

	2009 Biennium Significant Milestones:	Completion Dates	
		Target	Actual
1	2007 Violation/Compliance Rate: Maintain 96% compliance	1-Jan-08	
2	2008 Violation/Compliance Rate: Increase compliance to 97%	1-Jan-09	
3			
4			
5			

Agency Performance Report:

**As the designated Statewide Planning Agency, the Montana Board of Crime Control must report compliance with the four core requirements of the JJDP Act to the Office of Juvenile Justice and Delinquency Prevention annually. To demonstrate compliance, Montana must maintain a monitoring plan and system that meets federal requirements. Failure to report and/or comply with the four core requirements of the Act may result in the loss of federal funding dedicated to delinquency prevention, juvenile accountability and improvements to the juvenile justice system.

** Violation Measure - June 2007 the Annual Report (based upon 2006 data) was submitted to OJJDP with 41 violations out of 2236 detentions for a Compliance rate of 98.17% (or violation rate of 1.83%.) Update as of 4/08; Complete compliance data is determined by federal schedule and is due June 30, 2008; To date, excluding two large jurisdictions (Missoula and Flathead), Montana is tracking 17 violations out of 1881 detentions January 1, 2007 – December 31, 2007, a rate of 1%.

**Inspection Measure - Due to a change in federal interpretation of the JJDP Act, the number of Montana facilities to be monitored expanded by 54 facilities for a 42% increase in 2007; July 1, 2007 the field monitors commenced onsite visits in accordance with the contracted monitoring schedule. Update as of 4/08; Between October 31, 2007 and April 21, 2008, 38 of 97 facilities have been monitored at a rate of 39.18%

** Annual Inspections - 4 of 4 100% Collocated; 2 of 2 100% Juvenile Correctional; 4 of 4 100% Juvenile Detention; 1 of 2 50% Tribal Facility; 100% Total Annual Inspections

**Facilities inspected every three years - Facilities requiring inspection every 3 years: 5 of 50 10% Jails; 22 of 49 45% Law Enforcement Offices; 1 of 2 50% Lock-up; 28% Total 3-year Inspections

** Ongoing: Staff responds daily to compliance questions from the field and monitors detention data for compliance violations as data is input to the JDRS.

** Ongoing: Staff responds immediately to violations, providing technical assistance and onsite training as needed to rectify the situation that resulted in a violation.

** 17 violations out of 1881 detentions have been directly identified through the Juvenile Detention Reporting System and addressed by staff.

LFD Narrative:

LFD ASSESSMENT – On-Track

DATA RELEVANCE - Agreed upon outcome measures reported

APPROPRIATION STATUS - Expenditures within allocated funding

COMMENTS/ISSUES - Compliance rate exceeds goal, technical assistance provided, monitoring of facilities on-track

OPTIONS for Workgroup –

1. Accept and receive update in October
2. Accept and do not receive update in October



Version	Date	Author
AO-1	12/4/07	Gervais
DO-2	05/13/08	Gervais

Change Description
1st Report
June 2008 Update, correct version to reflect section D