

Meeting Minutes **DRAFT**
South Dakota Council of Juvenile Services

June 28, 2023
Teams Video Conference

Wednesday, June 28, 2023

Council of Juvenile Services Members Present: Beth O'Toole, Chair and Professor at the University of Sioux Falls; Sara McGregor-Okroi, Vice-Chair and Director of Aliive-Roberts County; Dadra Avery, School Counselor at Sturgis Brown High School; Judge Tami Bern, First Judicial Circuit Judge; Kristi Bunkers, Director of Juvenile Services; Cassidy Frederick, Youth Member; Charles Frieberg, Director of Court Services; Daniel Hagggar, Minnehaha County States Attorney; Cindy Heiberger, Former Minnehaha County Commissioner; Doug Hermann, Executive Director of The Club for Boys; Jennifer Johnson, Southeastern Directions for Life JJRI Coordinator; and Angela Lisburg, Avera St. Mary's Central South Dakota Child Assessment Center.

Council of Juvenile Services Members Absent: Pat Bad Hand, Rosebud Sioux Tribe Juvenile Detention Center Administrator; Mason Best, Youth Member; Melanie Boetel, Department of Social Services; Kim Cournoyer, Service Provider; Sheriff Brad Howell, Codington County Sheriff; Dave McNeil, Aberdeen Police Department Chief, Tierney Scoblic, Youth Member; and Skylir Skipper, Youth Member.

State Agency Staff Support: Bridget Coppersmith, and John Stewart, South Dakota Department of Corrections (DOC).

1. WELCOME, INTRODUCTIONS AND AGENDA REVIEW

Chair Beth O'Toole welcomed everyone to the meeting at 2:32 PM on June 28, 2023, and introductions were made. Bridget Coppersmith took role call and quorum was validated by Coppersmith at this time.

2. PERIOD FOR PUBLIC COMMENT

Chair O'Toole asked if there were any public comments to be brought before the Council at the meeting. After confirmation that no one had comments to share, Chair O'Toole proceeded with the meeting agenda and ended the period for public comment.

3. DISCLOSURE OF CONFLICTS OF INTEREST

Coppersmith reviewed the funding decisions coming before the Council at the meeting.

The following conflicts of interest were disclosed:

Kristi Bunkers – Application from: Lutheran Social Services

Chuck Frieberg –Applications from: Brown County; Codington County; Davison County; Hughes County; Lincoln County; Northern Hills, Yankton County; Lutheran Social Services

4. APPROVAL OF SEPTEMBER 2022 CJS MEETING MINUTES

Chair O'Toole provided an overview of the September 2022 Meeting Minutes.

Daniel Hagggar moved to approve the September 2022 meeting minutes; Judge Tami Bern seconded. Motion carried unanimously with Dadra Avery, Charles Frieberg, and Doug Herrmann abstaining due to not being at the September meeting.

5. STATUS REPORT

Budget: Coppersmith reported that the Federal Fiscal Year (FFY) 2019 Award was fully expended and funds were being drawn down from the FFY 2020 award. The FFY 2020 award needs to be spent by September 30, 2024 and is on track to be fully expended by the end of 2023. Coppersmith noted that the FFY 2021 and 2022 awards have been granted to South Dakota and are available once the FFY 2020 award is fully spent.

Compliance: John Stewart explained that from October 2022 through March 2023, 1,147 records had been submitted and cleared and there were five potential deinstitutionalization of status offender (DSO) violations and one potential jail removal violation found. Stewart provided a summary of each potential violation and explained that they all need to be verified by the Office of Juvenile Justice and Delinquency Prevention (OJDP) at the end of the fiscal year.

OJJDP Update: Coppersmith explained that staff were waiting on the release of the FFY2023 Formula Grant Solicitation. Coppersmith noted that the application will be the final update year with next year requiring a full 3-year plan. Coppersmith attended mandatory OJJDP training in May which reviewed newly published tools for designated state agency staff.

DOC Staffing: Coppersmith explained that the DOC administration has undergone some reorganizing of staff and duties in the past year. As part of the changes, Coppersmith would no longer serve as the Juvenile Justice Specialist under the Formula Grants Program and all JJDPA oversight will be transitioned to the Juvenile Division from the Administration Office. Coppersmith added that Kristi Bunkers would be leading efforts going forward and will be supported by Stewart and Haley Carey who will serve as the juvenile justice specialist. Coppersmith thanked the Council for their work and support during her time as the juvenile justice specialist and stated that she would be available to assist with the transition of duties.

6. STATE FISCAL YEAR 2024 SUBGRANT APPLICATIONS

Stewart presented application overviews on behalf subgrant applicants for the State Fiscal Year (SFY) 2024 funding period. Stewart explained that Brown, Codington, and Davison Counties were applying to continue court resource homes in their counties; Yankton County was applying for their third year of alternatives to detention funds; and Hughes/St Stanley Counties were applying for their second year of funding to support similar JDAI and diversion initiatives. The Northern Hills Diversion and Lincoln County applied for a first year of funding for alternative to detention services; Sisseton-Wahpeton Oyate Tribal Court, Oglala Lakota Housing Authority, Crow Creek Sioux Tribal Court, and the Cheyenne River Sioux Tribe Juvenile Prosecutor's Office applied for services tied to Native American Programs; Brown and Codington Counties applied for funding to address race and ethnic disparities in their counties; and Lutheran Social Services applied to pilot a Strengthening Families Initiative in Minnehaha County to support families throughout the entire juvenile justice system.

Discussion ensued concerning successes of applicants who have been previously funded and the impact they are having on youth in the state.

7. DOC RECOMMENDATIONS FOR FUNDING SFY 2024 SUBGRANT APPLICATIONS:

DOC staff recommended funding the four applications for Alternatives to Detention based on previous performance and services outlined in the applications.

Judge Tami Bern moved to approve the Lincoln County, Northern Hills Diversion, Yankton County, and Hughes/St Stanley Counties applications as written, Cindy Heiberger seconded. Motion carried unanimously with Chuck Frieberg abstaining from discussion and action.

DOC staff recommended funding the three applications for Court Resource Homes based on previous performance and services outlined in the applications.

Kristi Bunkers moved to approve the Brown County, Codington County, and Davison County applications as written, Daniel Haggard seconded. Motion carried unanimously with Chuck Frieberg abstaining from discussion and action.

DOC staff recommended not funding the Sisseton-Wahpeton Oyate Tribal Court application based on previous performance of having high turnover with the position across numerous years of approved funding.

Kristi Bunkers moved to deny the Sisseton-Wahpeton Oyate Tribal Court application as written, Cindy Heiberger seconded. Motion carried unanimously.

DOC staff recommended funding the Oglala Lakota Housing Authority application but expressed concern with the amount of the award as the applicant only spent 30% of their approved funding during their

first award that had one month remaining. Staff recommended approving the application at \$75,000 with the ability to supplement as needed at future meetings based on performance.

Charles Frieberg moved to approve the Oglala Lakota Housing Authority at \$75,000, Angela Lisburg seconded. Motion carried unanimously.

DOC staff recommended funding the Crow Creek Sioux Tribal Court application but expressed concern with the amount of the award as the applicant is a new applicant under the Formula Grants Program. Staff recommended approving the application at \$60,000 with the ability to supplement as needed at future meetings based on performance.

Daniel Haggar moved to approve the Crow Creek Sioux Tribal Court at \$60,000, Sara McGregor-Okroi seconded. Motion carried unanimously.

DOC staff recommended funding the Cheyenne River Sioux Tribe Juvenile Prosecutor's Office application but expressed concern with the proposed budget of buying a vehicle. Staff recommended approving the application at \$50,000 after the exclusion of the vehicle costs.

Cindy Heiberger moved to approve the Cheyenne River Sioux Tribe Prosecutor's Office at \$50,000, Jennifer Johnson seconded. Motion carried unanimously.

DOC staff recommended funding the Reducing Racial and Ethnic Disparities application from Brown County based on previous performance and services outlined in the application.

Daniel Haggar moved to approve the Brown County application as written, Doug Herrmann seconded. Motion carried unanimously.

DOC staff recommended not funding the Reducing Racial and Ethnic Disparities application from Codington County based on the application not adhering to the scope of the application.

Jennifer Johnson moved to deny the Codington County application as written, Sara McGregor-Okroi seconded. Motion carried unanimously.

DOC staff recommended funding the Strengthening Families application from Lutheran Social Services based on previous performance and services outlined in the application.

Dadra Avery moved to approve the Lutheran Social Services application as written, Judge Tami Bern seconded. Motion carried unanimously with Kristi Bunkers and Chuck Frieberg abstaining from discussion and action.

8. JUVENILE JUSTICE UPDATES

Charles Frieberg stated that he, along with Annie Brokenleg and Lisa Barron from the Minnehaha County Juvenile Detention Center, traveled the state providing training and education for law enforcement on the risk assessment instrument (RAI).

Frieberg added that the next statewide JDAI steering committee meeting will be September 12th in Rapid City and will focus on reception centers and the 10th anniversary of the Arise West program.

Cindy Heiberger explained that the Minnehaha County Commission approved bonding for a new juvenile justice center with the goal of breaking ground at the current site in 2024.

Doug Herrmann inquired about the Juvenile Justice Oversight Committee extension and its scope that came about in the most recent legislative session. Frieberg explained that the committee was extended for 10 years, and Bunkers added that the bill required schools to be represented.

9. NEXT MEETING AND ADJOURN

The next meeting is scheduled for September 2023 with the exact date and location to be determined.

At 3:48 PM, Jennifer Johnson moved to adjourn, Doug Herrmann seconded. Motion carried unanimously.

Recorded by Bridget Coppersmith, Juvenile Justice Specialist