

Council of Juvenile Services

Proposed Meeting Agenda

Tuesday, April 6, 2021
1:00 PM –4:00 PM, MT

Best Western Ramkota Hotel and Conference Center
2111 N LaCrosse Street
Rapid City SD 57701

Zoom Link: <https://zoom.us/j/93053457466>

NOTE: All times outlined below are approximate and may change during the course of the meeting.

Tuesday, April 6th Lincoln Room

- 1:00 PM Welcome, Introductions, and Review of Agenda (Chair Beth O’Toole)
- 1:10 PM Period for Public Comment (Chair O’Toole)
- 1:20 PM Council Business
- Disclosure of Conflicts of Interest (Bridget Coppersmith)
 - Review of Bylaws (Bridget Coppersmith)
 - Election of Chair and Vice Chair (Bridget Coppersmith)
 - Appointment of Executive Committee Members (Elected Council Chair)
 - Approval of September 2020 Meeting Minutes (Chair O’Toole)
- 1:45 PM Status Report (Bridget Coppersmith)
- Budget
 - Subgrants
 - FY2021 3-Year Plan
 - 2021 Legislation
- 2:00 PM Compliance Monitoring (Nicole Gednalske)
- FY2020 Data Summary
 - FY2021 Data Through February 2021
- 2:15 PM Discussion of County Reimbursement Program for State Fiscal Year 2022 (Bridget Coppersmith)
- Court Resource Homes (Annie Brokenleg)
- 2:45 PM Alternatives to Detention
- Implementation Updates (Brown, Codington, Davison, and Brookings Counties)
 - New Site Consideration (Annie Brokenleg)
- 3:50 PM Juvenile Justice Updates (Open to CJS Members)
- 4:00 PM Wrap-up and Adjourn (Chair O’Toole)
Next Meeting: June 2021

**State of South Dakota
Council of Juvenile Services
By-laws
June 2016**

Article I: Purpose of the Council of Juvenile Services

The purpose of the Council of Juvenile Services is to serve as the principal juvenile justice planning entity for the State of South Dakota.

Article II: Powers and Responsibilities of the Council of Juvenile Services

South Dakota Codified Law 1-15-30 identifies the responsibilities of the Council of Juvenile Services and reads as follows:

The Council of Juvenile Services shall be responsible for the following:

- (1) In conjunction with the secretary of the Department of Corrections, establish policy on how the formula grants program of the Juvenile Justice and Delinquency Prevention Act is to be administered in South Dakota;
- (2) Approve the state plan, and any modifications thereto, required by 223(a) of the Act prior to submission to the Office of Juvenile Justice and Delinquency Prevention;
- (3) Submit annual recommendations to the Governor and Legislature concerning the functions of the Council of Juvenile Services and the status of the state's compliance with the Act;
- (4) Approve or disapprove grant applications and other funding requests submitted to the Department of Corrections under § § 1-15-27 to 1-15-31, inclusive, and assist with monitoring grants and other fund awards;
- (5) Assist the Department of Corrections in monitoring the state's compliance with the Act;
- (6) Study the coordination of the various juvenile intervention, prevention, treatment, and rehabilitation programs;
- (7) Study effective juvenile sentencing, adjudication, and diversion policies and provisions;
- (8) Make a special study of, and make an annual report to the Governor, the Unified Judicial System, and the Legislature by June thirtieth of each year concerning, the appropriate administration of and provision for children in need of supervision in this state;
- (9) Contact and seek regular input from juveniles currently under the jurisdiction of the juvenile justice system; and
- (10) Perform other such activities as determined by the Governor, the secretary of the Department of Corrections, or the Council of Juvenile Services.

Article III: Council of Juvenile Services Composition

Section A: Number and Composition

The Council of Juvenile Services consists of twenty members who have training, experience, or special knowledge of juvenile delinquency prevention or treatment or the administration of juvenile justice. The membership shall include the following to comply with Section 223(a)(3) of the Juvenile Justice and Delinquency Prevention Act:

1. at least one locally elected official;
2. representatives of law enforcement, and juvenile justice agencies, including circuit court judges, prosecutors, counsel for children and youth, and probation officers;
3. representatives of public agencies concerned with delinquency prevention or treatment, such as welfare, social services, mental health, substance abuse, education, special education, recreation, and youth services;
4. representatives of private nonprofit organizations, including persons with a special focus on preserving and strengthening families, parent groups and parent self-help groups, youth development, delinquency prevention and treatment, neglected or dependent children, the quality of juvenile justice, education and social services for children;
5. volunteers who work with delinquents or potential delinquents;
6. youth workers involved with programs that are alternatives to incarceration, including programs providing organized recreation activities;
7. persons with special experience and competence in addressing problems related to school violence and vandalism and alternatives to suspension and expulsion; and
8. persons with special experience and competence in addressing problems related to learning disabilities, emotional difficulties, child abuse and neglect, and youth violence.

Section B: Selection Criteria

1. A majority of the Council of Juvenile Services, including the Chairperson and any member assuming the duties and responsibilities of the Chairperson, whether permanently or on a temporary basis, shall not be fulltime employees of federal, state, or local government.
2. At least one-fifth of the Council members shall be under the age of 24 at the time of appointment.
3. At least three members shall have been or shall currently be under the jurisdiction of the juvenile justice system.

Council of Juvenile Services – Bylaws

4. Attempts will be made to ensure that the membership of the Council will represent the racial and ethnic diversity of the State.

Article IV: Terms of Services for Council Members

Consistent with SDCL 1-15-29, each member shall serve a term of three years. Members may be re-appointed and may continue to serve an expired term until replaced by the Governor.

Article V: Officers of the Council of Juvenile Services

A Chairperson and a Vice-Chairperson, who shall not be fulltime employees of federal, state, or local government. Shall be chosen annually by a majority vote of the Council members at the first meeting following new appointments and reappointments of members. In the event of the Chairperson's absence at a Council meeting, the Vice-Chairperson shall preside at the meeting. In the event that neither the Chairperson nor the Vice-Chairperson can be present at a Council meeting, the Chairperson shall designate a member of the Council to preside at the meeting who is not a fulltime employee of federal, state, or local government.

Article VI: Removal of Council Members

The Chairperson may recommend to the Governor that a Council member be replaced if that member misses three consecutive meetings, misses fifty percent of Council meetings during a twelve-month period, or if that member is no longer a resident of the State of South Dakota.

Article VII: Meetings of the Council of Juvenile Services

Section A: Meeting Schedule/Location

Meetings will be held at the call of the Chairperson and will generally occur at least quarterly. The Chairperson will determine the location of Council meetings. Council meetings may be held telephonically or by electronic means.

Section B: Quorum

The Chairperson shall determine if a quorum is present at a meeting. A quorum shall consist of a majority of Council members present based on the number of current Council members appointed. A quorum must be present for the Council to take official action.

Section C: Adoption of Motions

In order for a motion to be adopted, the motion must be approved by the majority of voting members present at the meeting.

Section D: Voting

The Chairperson shall determine the method of voting. Only Council members may vote during Council meetings.

Section E: Non-voting Meeting Participants

1. If a Council member is unable to attend a meeting, that Council member may appoint a non-voting participant to attend the Meeting in their place. The individual attending in place of a Council member may participate in Council discussions but may not make motions or vote on motions. Council members who are unable to attend may also submit their positions on issues in writing or consideration during Council discussions but these written submissions shall not constitute a motion or a vote on these issues.
2. Department of Corrections employees who provide staff support to the Council may provide information to the Council and participate in discussions as requested or directed by the Chairperson but may not make motions or vote on motions.
3. Other individuals in attendance at Council meetings may present information to the Council at the request of the Chairperson.

Section F: Roberts Rules of Order

Roberts Rules of Order shall guide conduct of Council meetings.

Article VIII: Compensation

The members of the Council of Juvenile Services serve without compensation. Council members are reimbursed for their reasonable and necessary expenses incurred in the performance of their duties at rates set by the Board of Finance, unless such expenses are covered by the Council member's employer or other individual or body.

Article IX: Conflict of Interest

A Council member employed by an organization requesting funds from the Council, or a Council member having some direct interest in such organization, may not make a motion or vote on any motions pertaining to the funding request. The member will be counted toward the quorum of the meeting but will not be considered as an eligible voting member for the purpose of determining whether the matter in question passes or fails. Neither may the Council member speak to or answer questions concerning the proposal unless all similarly situated applicants for funding are provided a similar opportunity.

Council of Juvenile Services – Bylaws

Any member having a direct interest in a funding request or proposal shall leave the meeting room during discussion and/or voting related to the request or proposal.

Article X: Committees

There shall be an Executive Committee of the Council of Juvenile Services which consists of the Chairperson, Vice-Chairperson and three members elected by the Council. The Executive Committee has the authority to act for the Council in the interim between meetings. Any action taken by the Executive Committee is subject to ratification at the next regularly scheduled meeting.

The Chairperson of the Council may form other committees that are necessary for the Council to fulfill its responsibilities. Committee members, who may include individuals who are not Council members, and committee chairpersons shall be appointed by the Chairperson of the Council of Juvenile Services.

The primary responsibilities of each committee shall be to analyze the issues assigned to it and present a report to the Council that may include recommendations on programs to be developed or funded, changes in juvenile justice system processes, proposed statutory changes or other recommended actions. Committees shall not represent recommendations as official positions of the Council and shall not begin implementation of the recommendations until they have received the approval of the Council of Juvenile Services.

Article XI: Amendment of Bylaws


The Bylaws of the Council of Juvenile Services may be amended at any regular or special meeting of the Council by a two-thirds majority vote of the members present, provided that the proposed amendment was distributed to the members of the Council at least seven days prior to the meeting. Unless otherwise specified, an approved amendment will go into effect immediately.

Council of Juvenile Services – Bylaws

Revision Log:

March 2004: Initial Council of Juvenile Services By-laws were approved by the Council at their March 2004 meeting.

June 2016: **Added** “to comply with Section 223(a)(3) of the Juvenile Justice and Delinquency Prevention Act:” in Article III Section A. **Added** “and any member assuming the duties and responsibilities of the Chairperson, whether permanently or on a temporary basis” in Article III Section B. **Removed** “, the initial Council members appointed will draw lots to determine who will hold the 8 three year terms, the 6 two year terms, and the 6 one year terms. Thereafter,” from Article IV. **Added** “and a Vice-Chairperson” in Article V. Added “shall not be fulltime employees of federal, state, or local government” in Article V. **Removed** “ and a Vice-Chair person” from Article V. **Removed** “each fiscal year” from Article V. Added “following new appointments and reappointments of members” to Article V. Added “who is not a fulltime employee of federal, state, or local government” to Article V. **Added** “or by electronic means” to Article VII Section A. Removed “or via the Digital Dakota Network” from Article VII, Section A.

	6/20/2016
Betty Oldenkamp, Chairperson – Council of Juvenile Services	Date

Meeting Minutes - *DRAFT*
South Dakota Council of Juvenile Services
Zoom Call

September 25, 2020

Friday, September 25, 2020

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 Aliivi-Roberts County; Judge Tami Bern, First Judicial Circuit Judge; Keegan Binegar, Youth Member; Kristi Bunkers, Director of Juvenile Services; Chuck Frieberg, Director of Court Services; Alexis Kohler, Youth Member; Angela Lisburg, Avera St. Mary’s Central South Dakota Child Assessment Center; Betty Oldenkamp, CEO of Lutheran Social Services; Tierney Scoblic, Youth Member, Carol Twedt, Former Minnehaha County Commissioner; and Cassidy Wright, Youth Member.

Council of Juvenile Services Members Absent: Dadra Avery, School Counselor at Sturgis Brown High School; Pat Bad Hand, Rosebud Sioux Tribe Juvenile Detention Center Administrator, Kim Cournoyer, Service Provider; Tiffany Glaser, Department of Social Services JJRI Program Manager; Doug Hermann, Executive Director of The Club for Boys; Brad Howell, Codington County Sheriff and Dave McNeil, Aberdeen Police Department Chief.

Others Present: Bridget Coppersmith, Nicole Gednalske, Kevin McLain, and Mike Leidholt South Dakota Department of Corrections (DOC).

1. WELCOME, INTRODUCTIONS AND AGENDA REVIEW

Chair Beth O’Toole welcomed everyone to the meeting at 2:00 PM on September 25, 2020 and introductions were made. Bridget Coppersmith took role call and a quorum was validated by Coppersmith at this time.

2. DISCLOSURE OF CONFLICTS OF INTEREST

Coppersmith reviewed the funding decisions coming before the Council from Lutheran Social Services in Minnehaha and Pennington Counties and the Minnehaha County State’s Attorney’s Office.

The following conflicts of interest were disclosed:

Betty Oldenkamp – Lutheran Social Services in Minnehaha and Pennington Counties

3. 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.

4. APPROVAL OF JUNE 2020 CJS MEETING MINUTES

Chair O’Toole provided an overview of the June 2020 Meeting Minutes.

Chuck Frieberg moved to approve the June 2020 meeting minutes; Judge Bern seconded. Motion carried unanimously.

5. BUDGET STATUS REPORT AND SUBGRANT UPDATES

Coppersmith reported that the Federal Fiscal Year (FFY) 2016 Award was on track to be closed out by its end date of September 30, 2020. Processed payments through September 18th gave an unspent budget of \$1,603.48. The remaining balance was reserved for the category of Native American Programs which has a requirement of \$32,996 being spent prior to closing the award. Expenditures in all other budget categories were being drawn down from the FFY 2017 award. As of September 18th, \$42,888.46 had been spent under the award which has an end date of September 30, 2021.

6. COMPLIANCE MONITORING UPDATE:

Nicole Gednalske presented the compliance monitoring report for October 1, 2019 – July 31, 2020. Gednalske explained that 1,586 records were submitted, and all had been cleared prior to the meeting. Of those records, six deinstitutionalization of status offenders (DSO) violations were identified. Three of those violations were in violation of the new VCO requirements and three were for holding status offenders for longer than the allowable 24 hours.

Coppersmith provided an update of the proposed legislation to address the new valid court order exception rules. Coppersmith explained that a draft bill was being presented to the Governor's Legislative Task Force for their review and consideration and that updates would be provided to the Council when they are available.

7. DISPROPORTIONATE MINORITY CONTACT (DMC) FUNDING PRESENTATIONS

Nicole Gednalske presented application overviews on behalf of subgrant applicants for the DMC program area. Gednalske explained that all three applicants were applying for continued funding of previously approved projects for the funding period of October 1, 2020 to September 30, 2021.

Lutheran Social Services in Pennington County: Requested \$35,000 to fund the salary of a DMC Case Manager position. The case manager is a 73% full-time position that works specifically with minority youth and families who are at risk of noncompliance or escalation within the juvenile justice system. Many of these youth face barriers such as lack of transportation, mental health issues, substance abuse, low literacy, and financial struggles.

In the first three quarters of FFY20, the Pennington County program served 606 youth. 533 of youth served, or 88%, completed program requirements. Due to the pandemic the DMC Case Manager worked remotely but continued to complete court reminder calls and follow up with youth and families that come through the Reception Center. Pennington County State's Attorney's Office indicated that case management assistance has significantly reduced their need to issue warrants for noncompliance and failure to appear in court.

Lutheran Social Services in Minnehaha County: Requested \$35,000 to fund the salary of a DMC Case Manager position. The case manager is a 76% full-time position that works specifically with minority youth and families who are at risk of further involvement in the system. The case manager position is devoted to helping these families by reviewing community resources, determining program eligibility, assisting in contacting and signing up with services, developing transportation plans, and working through any other barriers to participation.

In the first three quarters of FFY20, this program served 87 youth. 66 of youth served, or 76%, completed program requirements. Due to COVID-19 the scope of services became limited; however, the case manager was able to meet with families virtually, continued to help arrange bus passes, assist in school enrollment, and set up other appointments. Although fewer clients were referred and less in-person services were available during this time, the case manager was able to be flexible in order to meet the needs of the referred youth. Arise Youth Center/ East in Sioux Falls reported that the consistent case management has improved compliance with court orders and appearances.

Minnehaha County State's Attorney's Office: The most recent data from the State of South Dakota indicates that 62% of juvenile arrests in Minnehaha County are youth of color. Thus, this grant application requested funding for 62% of a Diversion Coordinator position salary, with the remaining 38% to be covered through other funding. The position was first filled in September 2019 and has had a full caseload since October. The Diversion Coordinator is a full-time position that facilitates pre-arrest diversions, helping to prevent youth from deeper involvement in the system. The Diversion Coordinator provides an initial

assessment of the risks and needs of each youth to connect them with appropriate resources and programs. The position also works closely with juvenile prosecutors and school resource officers.

In addition to continuing the Diversion Coordinator position, this project also focuses on improving culturally informed programming for youth of color who are at risk of or involved in the juvenile justice system. The applicant is also working to provide implicit bias training to local stakeholders. In the first three quarters of FFY20, the program served 344 youth. The total amount requested for this application is \$49,774.79.

Discussion ensued concerning the difference in youth served in the two Lutheran Social Services programs. Follow-up with the applicant revealed that more youth are served in the Pennington County program as staff make court reminder calls for all youth on the docket which does not occur in Minnehaha County. The focus in Minnehaha County is case management services to youth specifically referred to the case manager which does not consist of every youth on the juvenile docket.

8. DOC RECOMMENDATIONS AND FUNDING ACTION ON DMC SUBGRANT APPLICATIONS:

DOC staff recommended funding each application based on previous performance and services outlined in the applications.

Carol Twedt moved to approve the Lutheran Social Services in Pennington County application as written, Judge Tami Bern seconded. Motion carried unanimously with Betty Oldenkamp abstaining from discussion and action.

Kristi Bunkers moved to approve the Lutheran Social Services in Minnehaha County application as written, Keegan Binegar seconded. Motion carried unanimously with Betty Oldenkamp abstaining from discussion and action.

Betty Oldenkamp moved to approve the Minnehaha County State's Attorney's Office application as written, Chuck Friberg seconded. Motion carried unanimously.

9. JUVENILE JUSTICE UPDATES

Coppersmith announced that the meeting would be the last meeting for Carol Twedt and Alexis Kohler as members as their appointments would be ending in October. Coppersmith thanked Kohler for her commitment and contributions to the Council over the past three years. Chair O'Toole expressed her appreciation to Carol Twedt for her dedication to the Council and youth of South Dakota since the Council's inception in 2003. Members expressed their appreciation and thanks for Twedt and Kohler's time on the Council.

Betty Oldenkamp reported that mass COVID-19 testing was conducted at all Lutheran Social Services' residential programs resulting in one staff and one youth testing positive. Both individuals were asymptomatic. Programs will continue to be tested to assist programs in best serving youth and staff.

Chuck Friberg explained that a statewide JDAI conference was postponed to spring of 2021 and will likely occur April 7th and 8th in Rapid City, SD. Friberg explained that the conference is in conjunction with the state of Nebraska and will have a diversion focus. Council members and DOC staff are welcome and encouraged to attend.

10. NEXT MEETING AND ADJOURN

The next meeting is scheduled for December 2020 with the exact date and location to be determined.

At 2:39 PM, Betty Oldenkamp moved to adjourn, Chuck Friberg seconded. Motion carried unanimously.

Recorded by Bridget Coppersmith, Juvenile Justice Specialist

April 2021 Budget Status Report

FFY 2017 Formula Grant Award (Approved End Date: 9/30/2021)				
State Program Title	Federal Budget	Exp to Date (3/29/21)	Current Balance (3/29/21)	Budget Narrative
Delinquency Prevention	\$60,000.00	\$29,550.20	\$30,449.80	- Andes Central and Dell Rapids School Systems Year 4 Awards - Evaluation Services
Planning/Admin	\$25,000.00	\$11,715.62	\$13,284.38	- Costs associated with Formula Grant Program implementation by DOC administration staff - Cannot go negative in P&A Program Area
Council of Juvenile Services	\$5,000.00	\$0.00	\$5,000.00	- Quarterly Meetings - Annual Report
DSO	\$10,000.00	\$13,282.94	-\$3,282.94	- County Reimbursement Program (No program or county cap)
Separation	\$5,000.00	\$6,643.54	-\$1,643.54	
Jail Removal	\$10,000.00	\$13,282.94	-\$3,282.94	
Compliance	\$10,000.00	\$9,931.97	\$68.03	- Costs associated with compliance monitoring by DOC administration staff
DMC	\$95,000.00	\$60,316.03	\$34,683.97	- Three current subgrants - Costs associated with DMC by DOC administration staff
Native American Programs	\$35,000.00	\$26,020.16	\$8,979.84	-SWO Probation Officer - Must Spend \$32,853
Juvenile Justice System Improvement	\$145,478.00	\$139,425.60	\$6,052.40	- Alternatives to Detention Subgrants in Brookings, Brown, Codington, and Davison Counties.
Total	\$400,478.00	\$310,169.00	\$90,309.00	

Federal Award	Amount	End Date
2018	\$397,052.00	09/30/2022
2019	\$406,747.00	09/30/2023
2020	\$428,501.00	09/30/2024

SENATE BILL 14 SUMMARY

AN ACT TO LIMIT THE TIME CHILDREN IN NEED OF SUPERVISION ARE HELD IN DETENTION UNDER CERTAIN CIRCUMSTANCES.

What the bill does:

- Revises the length of time a child in need of supervision (CHINS) who violated a valid court order with a non-delinquent act can be held in secure detention.
 - o **CHINS:** A juvenile who is charged with or has committed an offense that would not be criminal if committed by an adult such as truancy or running away.
- Ensures that additional documentation regarding the length and nature of the secure detention hold is required.
- Solidifies current judicial practice. In calendar year 2020, the Valid Court Order holding parameter was not utilized for the holding of a juvenile at a detention facility.
 - o of the 20 CHINS offenders who violated a valid court order and could have been held under the exception, they only stayed in detention an average of 17 hours.
- Aligns South Dakota Codified Law with the Juvenile Justice Reform Act of 2018.
- Adheres to South Dakota's Juvenile Justice Reinvestment Initiative goal of preventing deeper involvement in the juvenile justice system; specifically, for non-violent misdemeanants and CHINS.
- Keeps with the spirit of statewide Juvenile Detention Alternatives Initiative (JDAI) efforts to have the decision to detain and the length of detention be logically related to the seriousness of the offense or violation and the juvenile's risk to community safety.

Impact of this bill:

- CHINS who violate a valid court order with a non-delinquent act would be held seven days or less compared to current statute which allows up to 90 days.
- Cost savings to counties due to fewer detention days.
- Keeps low-level, non-violent youth with family and community supports.
- Helps keep South Dakota's commitment to remain in compliance with the Juvenile Justice and Delinquency Prevention Act which allows for funding to support local and tribal juvenile justice programs.

FFY 2020 Compliance Report Summary:

In Federal Fiscal Year 2020 or between October 1, 2019 – September 30, 2020 there were 1,554 total records submitted and cleared.

Of those records, **6 deinstitutionalization of status offenders (DSO) violations were identified.** Three of those violations were in violation of the new VCO requirements and three were for holding status offenders for longer than the allowable 24 hours.

- Brown County has 1 violation as a status offender was held securely beyond 24 hours and the new VCO requirements weren't met.
- Hughes County has 1 violation as a status offender was held securely beyond 24 hours.
- Minnehaha County has 3 violations as status offenders were held securely beyond 24 hours, and for 2 of which, the new VCO requirements weren't met.
- Roberts County has 1 violation as a status offender was held securely beyond 24 hours.

Compliance Report for 10/01/2019 - 09/30/2020

	Total Records Oct 2019 - Sept 2020	Records Under Review	Identified DSO Violations	Identified Jail Removal Violations	Identified Separation Violations
Beadle County JDC	60	0	0	0	0
Brown County JDC	150	0	1	0	0
Codington County JDC	51	0	0	0	0
Day County JDC	17	0	0	0	0
Hughes County JDC	164	0	1	0	0
Minnehaha County JDC	502	0	3	0	0
Pennington County JDC	462	0	0	0	0
Roberts County JDC	81	0	1	0	0
Spearfish Police Department	27	0	0	0	0
Walworth County JDC	7	0	0	0	0
Yankton County Jail	33	0	0	0	0
Total	1554	0	6	0	0

FFY 2021 TD Compliance Report Summary:

From October 2020 through February 2021, 537 records have been submitted and cleared. There are no records under review and there are no potential violations at this time.

Compliance Report for 10/01/2020 - 02/28/2021

	Total Records Oct 2020 - Feb 2021	Records Under Review	Potential DSO Violations	Potential Jail Removal Violations	Potential Separation Violations
Beadle County JDC	14	0	0	0	0
Brown County JDC	64	0	0	0	0
Codington County JDC	38	0	0	0	0
Day County JDC	12	0	0	0	0
Hughes County JDC	55	0	0	0	0
Minnehaha County JDC	174	0	0	0	0
Pennington County JDC	164	0	0	0	0
Roberts County JDC	7	0	0	0	0
Spearfish Police Department	4	0	0	0	0
Walworth County JDC	3	0	0	0	0
Yankton County Jail	2	0	0	0	0
Total	537	0	0	0	0



JUVENILE SERVICES REIMBURSEMENT PROGRAM

Juvenile Services Reimbursement Program

With funds provided by the US Department of Justice Formula Grant Program

INTRODUCTION

Under South Dakota law, counties are responsible for any necessary housing of juveniles in the court system prior to their disposition. As of July 1, 2003, juveniles must be placed in appropriate facilities, such as juvenile detention centers, shelter care and holdover sites. To assist counties in meeting these requirements, the South Dakota Department of Corrections (DOC) under funding from the U.S. Department of Justice Formula Grant Program, provides reimbursement to South Dakota counties for juvenile justice services, as described below.

TRANSPORTATION REIMBURSEMENT

South Dakota Law Enforcement that must transport a juvenile delinquent or CHINS to a shelter care, juvenile detention center or holdover site in the pre-dispositional period or during the first seven days of post-dispositional custody upon DOC commitment may request reimbursement as follows:

\$.42 per mile

\$10 per hour for each transporter, for up to two transporters

Meals in accordance with SD per diem regulations

This reimbursement is available to eligible counties/arresting entities for transportation to and from approved juvenile facilities outside of their jurisdiction.

DETENTION CARE

Reimbursement is provided for care in an approved juvenile detention center for expenses up to \$120 per day for up to seven days for youth with a **delinquent offense** in the pre-dispositional phase or during the first seven days of post-dispositional custody upon DOC commitment. Detention will not be reimbursed for status offenders or CHINS or to counties which operate a juvenile detention facility or are part of a regional juvenile services compact. If the youth violated probation, reimbursement will only be provided for a new delinquent offense.

This detention reimbursement is available one time only per juvenile per incident.

Juvenile Services Reimbursement Program

With funds provided by the US Department of Justice Formula Grant Program

SHELTER CARE

Reimbursement is provided for shelter care in Office of Juvenile Justice and Delinquency Prevention (OJJDP) approved facilities for expenses up to \$100 per day for up to seven days in the pre-dispositional phase or during the first seven days of post-dispositional custody upon DOC commitment.

This shelter care reimbursement is available to eligible counties one time only per juvenile per incident.

HOLDOVER PROGRAM

Reimbursement is provided to eligible counties/arresting entities for new and existing juvenile holdover sites in the state as follows:

Holdover Coordinator: entities are reimbursed for holdover coordinator duties at the rate of up to \$15 per hour for a maximum of eight hours per week. Coordinators are responsible for scheduling and other administrative duties for the holdover site.

Attendants: Entities are reimbursed for attendant care at the rate of up to \$10 per hour for supervision of youth (a maximum of two attendants for up to 72 hours). DOC will also reimburse entities for a \$25 on-call stipend per week for attendants, up to a maximum of two on-call attendants at one time.

ELECTRONIC MONITORING PROGRAM

Eligible counties/arresting entities that choose to use juvenile electronic monitoring, as ordered by a judge as an alternative to detention, may be reimbursed as follows:

Passive electronic monitoring: Passive electronic monitoring at a rate of up to \$5.00 per day per juvenile not to exceed actual costs, with a cap of 30 days total, in the pre-dispositional or post-dispositional phase. Passive electronic monitoring is defined as use of the electronic monitoring device and receiver only, with no accompanying staff supervision.

Active electronic monitoring: Active electronic monitoring at a rate of up to \$15 per day per juvenile, with a cap of 30 days total, in the pre-dispositional or post-dispositional phase. Active monitoring is defined as the use of the electronic monitoring device and receiver, along with use of a staff person to carry out drive-by and face-to-face checks on the juvenile. There must be a minimum of five checks per week, and at least two of these checks must be face-to-face.

Equipment: Entities are reimbursed for equipment purchased for their new or existing electronic monitoring program. Reimbursement will be considered on a case-by-case basis and purchases must be pre-approved by DOC prior to purchase of the equipment. Up to \$5,000 may be used for EM equipment.

CONTACT

For further information, contact Bridget Coppersmith, Juvenile Justice Specialist at phone:(605) 773-3478, fax: (605) 773-3194, Address: South Dakota Department of Corrections, 3200 East Highway 34, Pierre, SD 57501-5070.

SFY2020 County Reimbursement Program Summary

Arresting Entity	Youth Served	Total Reimbursed
Brookings	6	\$631.26
Brown	21	\$3,672.00
Brule	7	\$1,157.04
Butte	10	\$2,241.16
Charles Mix	27	\$4,801.92
Codington	4	\$1,230.84
Davison	69	\$10,510.84
Lake	3	\$1,600.00
Lawrence	1	\$150.00
Meade	31	\$15,815.00
Pennington*	12	\$713.54
Union	8	\$1,588.78
City of Vermillion	4	\$345.04
Total	203	\$44,457.42

*Pennington County claims transportation reimbursement on behalf of Butte, Custer, Fall River, and Lawrence Counties

