

# SFY 2024 Native American Programs Subgrant Application

Title II Formula Grant

South Dakota Department of Corrections

**APPLICATION DUE: June 6, 2023**

Applicants with original signatures must be **submitted and received** by the Department of Corrections by the close of business on **June 6, 2023**. Faxed and emailed applications will not be accepted. Submit complete applications to:

*John Stewart  
Department of Corrections  
3200 East Highway 34  
Pierre, SD 57501-5070*

The application must include a brief and clear description of each component. It is important to follow all directions, provide complete information, and submit the materials in the order requested. If you need additional room to respond to the components, please attach additional sheets. This is a competitive subgrant program and funding is not guaranteed to all those who apply.

## **SECTION 1. APPLICANT INFORMATION**

<b>Applicant: Oglala Lakota Housing Authority/formerly Oglala Sioux (Laktoa) Housing</b>		
Address: 4 SuAnne Center Drive		
City/State/Zip: Pine Ridge, SD 57770-0603	Phone: 605-867-5161	Fax: NA
Email: tamera.marshall@outlook.com	Federal Employer or Payee Identification Number (FEIN):	
<b>Project Director Name:</b> Tamera Marshall		Title: Diversion Coordinator
Agency: OLHA	Address: 4 SuAnne Center Drive	
City/State/Zip: Pine Ridge, SD 57770-0603	Phone: 1-605-646-5873	Fax: NA
Email: tamera.marshall@outlook.com		
<b>Please indicate the name of the service(s) implemented:</b>		
<b>Project Title:</b>	Oglala Tribal/State Diversion Partnership and Implementation	
<b>Project Period:</b>	July 1, 2023 – June 30, 2024	

## **SECTION 2. PROJECT BUDGET**

The Council of Juvenile Services will award or not award funding based the extent to which program design addresses a recognized need and whether the proposal is financially responsible and efficient. Funds will be paid through a reimbursement process for items specifically outlined and approved in the application.

**Applicants may apply for up to \$50,000.**

**Non-supplanting Requirements:** Funds or other resources of the applicant normally devoted to programs and activities designed to meet the needs of criminal justice will not be diminished in any way as a result of a grant award of federal funds. The project for which assistance is being requested will be in addition to, and not a substitute for, criminal justice services previously provided without federal assistance.

<b>A. Personnel</b>	<b>TOTAL</b>
Diversion Coordinator	\$46,000
Diversion Coordinator	\$21,840
Employee Fringe Benefits	6,546
Fringe at 7.65% FICA and 2% Tribal employment tax <b>TOTAL</b>	\$74,386
<b>B. Contracted Services</b>	<b>TOTAL</b>
Honorariums for Elders and Community members	\$9,000
<b>TOTAL</b>	\$9,000
<b>C. Travel and Per Diem</b>	<b>TOTAL</b>
Local mileage	\$10,080
<b>TOTAL</b>	\$10,080
<b>D. Equipment</b>	<b>TOTAL</b>
Cellphone	\$900
<b>TOTAL</b>	\$900
<b>E. Operating Expenses</b>	<b>TOTAL</b>
Life Maps	\$500
Medicine Pouches	\$500
Incentives	\$1000
<b>TOTAL</b>	\$2000
<b>Total Project Budget -- Combined totals for all columns</b>	<b>\$96,366</b>

In the space provided, explain the relationship between budgeted items listed in Section 2 and project activities. Include information (data and criteria) as to how you arrived at budget estimates. Discuss all items by category and in full.

**Personnel Narrative** - Explain how the compensation and expenses were calculated, duties of the position, and any other information about personnel of the project. If proposed funding covers more than one position, you must identify the duties and estimated percent of time for duties that directly relate to the successful implementation of the program(s).

**Position #1: Diversion Coordinator**

**Justification for the position :**

Coordinate Diversion efforts with the Oglala Sioux Tribal Court and Bennet County State's Attorney's Office to include case management, referral services, data tracking and analysis, and organization of community stakeholders

If the position is **existing staff**, explain how duties associated with this award are **outside the current scope** of their position and a provide a **plan** explaining how all duties associated with the position will continue to be provided and funded during this award:

Personnel Responsibilities & Duties *(must directly relate to the implementation of the program)*

Estimated % Time

1. Diversion services and coordination

75

2. Referrals, data tracking and analysis

25

3.

4.

Wage/Salary:

46,000

Benefits:

**Position #2: Diversion Coordinator**

**Justification for the position :**

Coordinate Diversion efforts with the Oglala Sioux Tribal Court and Bennet County State's Attorney's Office to include case management, referral services, data tracking and analysis, and organization of community stakeholders

If the position is **existing staff**, explain how duties associated with this award are **outside the current scope** of their position and a provide a **plan** explaining how all duties associated with the position will continue to be provided and funded during this award:

Personnel Responsibilities & Duties *(must directly relate to the implementation of the program)*

Estimated % Time

1. Diversion services and coordination

35%

2. Referrals, data tracking and analysis

15%

3.

4.

Wage/Salary:

\$21,840

Benefits:

**Please attach additional sheets for more than 2 positions**  
**SECTION 3. BUDGET NARRATIVE CONTINUED**



**Contracted Services Narrative** - Explain the consultant fees, consultant expenses, contracted services, the cost per service/per youth being served, how the cost for services was calculated, and the process that would be or has been conducted to select the consultant. **Contracted services fees cannot exceed \$650 per day.**

**Consultant #1:** Various Individuals from the communities

**Consultant Fees:** 9 Districts x 2 honorariums per district x \$500 per individual

**Contracted Service:** Honorariums will be given to elders, spiritual leaders, and community members for time and attendance, services related to protocol for ceremonies, knowledge and history of our cultural teachings, and any other aspect of teaching our traditions and culture.

**Selection Process:** We will select four individuals from each district: an elder male, an elder female, spiritual individual, and a community member from each individual district.

**Consultant #2:**

**Consultant Fees:**

**Contracted Service:**

**Selection Process:**

**Travel and Per Diem Narrative** - Explain the calculation of travel costs for travel **outside the home jurisdiction**, (travel must be calculated at current state rates (\$0.42 per mile and \$32 per diem)), how the expenses are directly related to the implementation of the project, and if out-of-state travel is anticipated, give particulars (i.e., location, state, dates, purpose, cost).

**Purpose of Travel:** **Local Mileage: Staff will be traveling across the reservation to host and attend trainings and follow up visits with youth. Our reservation, which is home of the Oglala Sioux Tribe, is larger than the states of Delaware and Rhode Island combined (about 3,468 square miles). Our reservation consists of 9 districts and within those districts are 54 communities.**

*[Mileage] x \$0.51 = 19,000 miles per year*  
*[Number of Travel Days for per diem] x \$32.00 =*

**Purpose of Travel:**

*[Mileage] x \$0.42 =*  
*[Number of Travel Days for per diem] x \$32.00 =*

**Equipment and Operating Expenses Narrative** - Explain the supplies and equipment costs directly related to the implementation of the program or project. You must be specific regarding the items in which you intend to use federal funding. For example, a budget item of "office expenses" will not be accepted as these items must be detailed. You need to identify what you anticipate for office expenses and list each item and the estimated costs. Items not specifically outlined will not be eligible for reimbursement.

**Equipment** - List nonexpendable items that are to be purchased and show how you calculated these costs. Nonexpendable equipment is tangible property having a useful life of more than 2 years.

We will reimburse cell phone monthly bill of \$75 x 12 months = \$900

**Operating Expenses** - List items by type (office supplies, postage, training materials, copying paper, and expendable equipment) and show how you calculated these costs. Generally, supplies include any materials that are expendable or consumed during the course of the project.

We will offer our Life Map training to 100 youth and the cost is \$5.00 per Life Map booklet. We will offer medicine pouches which include abalone shells (100 x \$10 = \$1,000), sweetgrass (pkg of 10 for \$47.25 x 10 = \$472.250, Sage (100 x \$4 = \$400), and Cedar (100 x \$4 = \$400).

## **SECTION 4. APPLICATION NARRATIVE**

### **Technical Requirements**

Applications will be reviewed initially for compliance with technical requirements. Noncompliance with these requirements may result in the application being deemed non-responsive, and therefore, not acceptable to award.

1. The Native American Programs Application is limited to thirty (30) standard 8.5 x 11 pages with one inch margins, excluding attachments.
2. Applications must be typewritten in 12-point Times New Roman font and must be double-spaced.
3. Applications must be bound using a binder clip. Do not staple or submit applications in three-ring binders.
4. Applications must be single sided, not duplexed.
5. Pages must be numbered sequentially.
6. The application must contain original signatures.

Please provide a description, in the order listed below, of each component requested. Clearly present each topic, separated by subject headings. The narrative includes the following sections:

- A Project Abstract and Demonstration of Need;
- B Community Readiness;
- C Assessment of Delinquency Risk and Protective Factors;
- D Identification of Available Resources and Gaps;
- E Strategy for Implementation
- F Project Performance Measures and Evaluation;
- G Description of Project Geographic Boundaries;
- H Target Population; and
- I Sustainability/Future Funding Plan.

### **A. ABSTRACT AND DEMONSTRATION OF NEED**

Provide a narrative overview of the proposed service including a demonstration of need through findings of assessments and data. Explain why the proposed service is the best option to address delinquency.

South Dakota has made large strides increasing the amount of youth that are successfully diverted from the court system, but Native American youth, especially those living on tribal land, are not receiving the same opportunities and resources remain scarce. Tribal jurisdictions have limited diversion options. The Oglala Sioux Tribe does not employ any juvenile probation officers. Youth offenders are frequently released back into the community with no accountability or removed from

the community to be held in a facility. By employing the tribal diversion approach in year one of this grant, it is making an impact by keeping youth in the community with accountability and utilizing a restorative justice approach. The Oglala Sioux Tribe intends to continue and expand upon its diversion coordinator position in year two to provide preventative programming, shelter care as needed, and connection to cultural resources on the reservation. In addition to serving tribal youth on the reservation, the Oglala Sioux Tribe seeks to continue and expand diversion options for youth living in Bennett County. In the first year of the grant period, only 3 youth in Bennett County have been referred to detention on the state's Risk Assessment Instrument (RAI) compared with 15 youth the year prior before this grant was implemented. The Oglala Sioux Tribe is committed to working with Bennett County and justice system stakeholders in this area to ensure all tribal youth have access to preventative services to support youth in becoming successful adults.

## **B. COMMUNITY READINESS**

Describe your community's readiness to adopt a comprehensive juvenile delinquency prevention or supervision strategy specifically describing the following:

1. Community readiness and willingness to adopt the strategy;
2. Justice system readiness ;
3. School system readiness; and
4. Any barriers that may prevent change in your community.

Please attach letters of commitment from key leaders and agency partners describing their support and willingness to collaborate with you to implement juvenile delinquency prevention or supervision efforts.

Oglala Sioux Tribe officials have met with justice system stakeholders in Bennett County including the juvenile court judge, chief of probation for the 6<sup>th</sup> circuit, and the state's attorney. The diversion coordinator position and the expansion of diversion practices has been approved by the Oglala Sioux Law and Order Committee in March 2022 with full support. Monthly calls have been held with tribal stakeholders and Bennett County to discuss the implementation of initial goals for the diversion coordinator position. The state coordinator, juvenile judge, Oglala Sioux Housing Authority, along with probation, met with the Martin school district. The school district recognizes



the scarcity of resources for their Native American youth and is in full support of the implementation and expansion of diversion practices. Consistent communication between tribal and non-tribal members will be key to ensure the success of this project. The Diversion Coordinator is a member of the Vice President of the Oglala Sioux Tribe's Child Advocacy committee that meets biweekly with the goal of connecting services to improve outcomes for youth. The Advocacy committee is in full support of this project.

This project will continue to serve both youth and families living on and off the reservation, which includes a large geographic area. The working collaborative has identified that 1.5 FTE will be needed to truly meet the needs of youth in this area. Collaboration between all entities, tribal and non-tribal, will be key to the success of this diversion. The Oglala Sioux Housing Authority currently has a multitude of prevention programming, locations in Martin and across the reservation and is best positioned to hold the diversion coordinator position.

### **C. ASSESSMENT OF DELINQUENCY RISK AND PROTECTIVE FACTORS**

Include a summary of assessments that have been conducted in your community to assess the prevalence of delinquency risk factors and protective factors as well as information on baseline data established through completing the following components.

1. Demographics of juveniles in the community
2. Juvenile justice delinquency risk factors
  - a. Juveniles taken into custody in the community
  - b. Top offenses for juveniles
  - c. Identify the top (2-5) delinquency risk factors and identify if they are related to the community, school, family, peers, individuals, or another source.
  - d. Prioritize the list of top delinquency risk factors and explain the process used to prioritize them.
3. Juvenile Justice Protective Factors
  - a. Identify protective factors and identify if they are related to the community, school, family, peers, individuals, or another source.
  - b. Which protective factors correlate with the identified top delinquency risk factors?

The Oglala Sioux Tribal JDC has shared shocking data that highlights the need for preventative services for our youth. In 2021 there were 306 youth detained, and in 2020 there were 321 youth

detained, with 60% male, and 40 % being female. This data actually shows the lowest numbers prior to COVID. In 2019 and 2018 the study numbers reflect over 600 youth being detained yearly.

#### 4. Juvenile justice delinquency risk factors

- a. Juveniles taken into custody in the community need resources that center around life skills, and our Lakota culture specifically, healing ceremonies. Our intent is to help continue our diversion program that utilizes cultural healing opportunities within our communities both on and off the reservation.
- b. Top offenses for juveniles include alcohol and drug related charges such as disorderly conduct, theft, grand theft, and assault to others including our elders. Offenses that are far from the teachings of our Lakota way of life.
- c. Identify the top (2-5) delinquency risk factors and identify if they are related to the community, school, family, peers, individuals, or another source.

Risk factors include, limited or no support system beyond the school setting, peer pressure, drop out rates, and trauma within families.

#### 5. Juvenile Justice Protective Factors

- a. Identify protective factors and identify if they are related to the community, school, family, peers, individuals, or another source.

Protective factors are directly related to the Lakota culture and will include ceremonies lead by elders and spiritual leaders. These include the Inipi (Sweat ceremony); calling the spirit back; naming ceremony, wiping of tears, and life mapping.

- b. Which protective factors correlate with the identified top delinquency risk factors?

The correlation of the delinquency risk factors and the protective factors support the theme of historical trauma, unresolved grief and loss of culture and identity. The



preventative work we propose will definitely show a huge decrease in data for youth incarceration.

#### **D. IDENTIFICATION OF AVAILABLE RESOURCES AND GAPS**

Assess the gaps in resources needed to address delinquency risk factors by identifying what existing resources are available in the community (including Federal, State, local, and private providers) and which delinquency risk factors they address. Explain which top delinquency risk factors are not being addressed or could use more resources.

Explain which program or service would be implemented based on the gaps in resources, needed protective factors, and data-driven decision making.

The expansion of diversion practices onto the Pine Ridge Reservation and neighboring Bennett County will continue to be beneficial for the wellbeing of Native American youth. The diversion coordinator position and the expansion of diversion practices on the reservation will empower the tribal community to serve their youth utilizing culturally appropriate resources and support. The implementation of these practices will bolster the relationship between tribal and state jurisdictions as the diversion coordinator will work with Native youth on the reservation as well as Native youth in Bennett County. The Oglala Sioux Housing Authority has committed to providing shelter care and preventative programming, ensuring a connection to cultural resources for the Native American youth population on the reservation and in Bennett County. Grant monies from the Unified Judicial System will be utilized to bring an indigenous expert to work with the tribe to provide technical assistance. Technical assistance will include forming state-developed diversion practices to the specific needs and culturally informed ways of the Oglala Sioux Tribe. Most youth served with this project will be Native American and recognizing culture is strength, a large focus of the programming will be grounded in culturally sensitive curriculum such as the SAMSHA Native American Prevention Life Mapping. The diversion program provides transportation to youth and families for ceremonies and offer incentives to attend these important life milestones. The program also works with partner organizations in Rapid City like I.am.Legacy and Oyate Court to provide culturally restorative practices for youth when appropriate.

## **E. STRATEGY FOR IMPLEMENTATION**

Describe your strategy for implementing the chosen service (including goals, objectives, and a timetable) for the following:

1. Mobilizing the community to assume responsibility for the activities outlined in the application;
2. Obtaining resources to aid in implementing the chosen plan;
3. Coordinating the implementation of the chosen plan; and
4. Sustaining the plan following funding under this subgrant.
5. Mobilizing the community to assume responsibility for the activities outlined in the application;

1. We have strong partners identified such as the schools the court, JDC, elders, and our tribal alcohol program that provides treatment options for families on the Pine Ridge reservation.

2. Obtaining resources to aid in implementing the chosen plan;

We will provide access to cultural healing activities as well as referrals to counseling services and treatment plans within our communities. We will honor each youth's belief on healing whether it be through our culture or another model. Our emphasis will value individual plans and compliment the diversion work of the state. We will be innovative and youth driven to compliment accepting responsibility and giving back to the community as a tribal member.

3. Coordinating the implementation of the chosen plan;

Coordinating the implementation of the chosen plan will include community support through the Oglala Lakota Housing Authorities goal of building safe communities. Data keeping and case management notes will be vital for our program sustainability. We will follow up on youth and families as an investment into our communities and overall healing for our communities.

4. Sustaining the plan following funding under this subgrant.

- a. The OST/Bennett County Diversion Coordinator will participate in monthly diversion and JDAI coordinator calls during the grant period.

- b. The Diversion Coordinator will hold at least quarterly meetings with OST stakeholders and Bennett stakeholders to explore other diversion options, referral sources, and alternatives to detention.
- c. The Diversion Coordinator will hold at least 3 Youth Justice 101 meetings during the grant cycle in collaboration with the Unified Judicial System and the Tribal technical assistance work group.
- d. The Diversion Coordinator will attend a Winnebago Tribal Crisis Youth Center site visit by July 2023.
- e. The Diversion Coordinator will continue to identify gaps in services and other curriculum/best practice that will benefit at risk youth.
- f. The Diversion Coordinator will continue to track and enhance data collection capabilities through the grant period.
- g. The Diversion Coordinator will participate in local state and tribal government meetings when necessary to promote youth justice work and create a sense of urgency for sustainability after the grant period ends.
- h. The Diversion Coordinator will work OST Tribal Courts to formalize a diversion referral process by October 2023.
- i. The Diversion Coordinator will continue to participate in monthly Tribal JDAI calls to promote the Tribal/state JDAI model and offer technical assistance to other tribes as needed.

#### **F. PROJECT PERFORMANCE MEASURES AND EVALUATION**

Performance measure reports will be required consistent with individual program goals, federal reporting requirements, and any information identified by the Council of Juvenile Services and the Department of Corrections.

For the purpose of this grant application, describe the following:

- 1. Ability to collect data from public institutions and record data in a spreadsheet; and
- 2. Ability to collect and provide juvenile specific information.
- 3. Ability to collect data from public institutions and record data in a spreadsheet;

The Oglala Lakota Housing Authority utilizes the HMIS system that keeps data on each household. The data includes family members, ages and services families are referred to. We will also set up MOUs with our tribal JDC program and the local schools for updates and reports on youth not in school or youth that are detained.

4. Ability to collect and provide juvenile specific information.

The Oglala Sioux Housing Authority will work in conjunction with the state Coordinator and tribal technical assistance to collect state juvenile data from Bennett County. The Housing Authority will work with the tribal youth detention center to gather all tribal detention data and the tribal attorney general's office for all tribal youth arrest data. This data will be shared at least twice annually with Bennett County and tribal leadership to help form decision making and policy related to juveniles in the state or tribal court system.

## G. DESCRIPTION OF PROGRAM GEOGRAPHIC BOUNDARIES

Briefly describe the program's neighborhood or community boundaries in which your program will operate. You may also include a map of the area served as an attachment.

## H. TARGET POPULATION

Provide an overview of the participants eligible for participation through using the table below.

Provide an overview of the participants eligible for participation through using the table below:

Target Population Details (Place an "X" in the box to the <i>left</i> of all those that apply)							
Race(s):		Offender Type(s):			Geography:		
X	American Indian/Alaskan Native	X	At-Risk Population (no prior offense)		X	Rural	
	Asian	X	First Time Offenders			Suburban	
	Black/African American	X	Repeat Offenders		X	Tribal	
	Hispanic or Latino (of any race)	X	Sex Offenders			Urban	
X	Other Race	X	Status Offenders		Age:		
	White/Caucasian	X	Violent Offenders		X	Under 11	
Sex:		Referral Source:			X	12-13	
X	Female	X	School	X	Court System	X	14-15
X	Male	X	State's Attorney	X	Other detention	X	16 -18

## I. SUSTAINABILITY/FUTURE FUNDING PLAN

As with all grants, funding cannot be guaranteed each year, the budget may be smaller from year to year, the grant process may become competitive, and/or federal requirements may change. Explain how your project would be supported if your Tribe is not awarded NAP funds in future funding years.



With the collaboration between Bennett County and the Oglala Sioux Tribe, this project will be sustainable through funding from both county and tribal budgets. Like other diversion positions across the state, communities often see the financial benefits after the first few project years. Less youth in the court system will mean more resources to support programs like this. Data tracking and analysis will be important for this project to ensure that stakeholders see the community impact and commit to funding in the future. Currently, the Oglala Sioux Tribal Housing Authority has SAMSHA grants that provide Native American curriculum and funding for cultural prevention ceremonies. This grant funding will work well to support resources and programming for the diversion program.

## SECTION 5. JJDPa COMPLIANCE REQUIREMENTS

In order to access Formula Grant funds under the Native American Programs sub grant solicitation, Tribes performing their own law enforcement and operating secure facilities are required to submit youth custody information to determine compliance with the core requirements of the Juvenile Justice and Delinquency Prevention Act of 1974 (Act), as amended. The Act requires that these Tribes agree to comply with the requirements of removal of status offenders from secure custody, separation of juveniles from adult offenders and removal of juveniles from adult jails and lockups. The information collected here will be used to determine if the submitting Tribe is in compliance with the requirements of Act. Tribes that perform their own law enforcement and operate secure facilities that are not in compliance or not submitting information will NOT be eligible for funding under the Native American Programs solicitation.

<i>Native American Programs Subgrant</i>	
<b>Facility Admission Data</b>	
Period for Data:	January 1, 2022 – December 31, 2022
Tribe Submitting:	
Contact Name:	
Title:	
Contact Address:	
Contact City, State, & Zip:	
Contact Phone:	
Contact Fax:	
Contact Email:	

Provide a list of **ALL** locations that are located on the applying reservation which could be used to detain a juvenile or adult offender pursuant to public authority:

<b>Juvenile Detention Facilities:</b>	
	X <input type="checkbox"/> Secure <input type="checkbox"/> Non-Secure
	<input type="checkbox"/> Secure <input type="checkbox"/> Non-Secure
	<input type="checkbox"/> Secure <input type="checkbox"/> Non-Secure
	<input type="checkbox"/> Secure <input type="checkbox"/> Non-Secure
<b>Juvenile Correctional/Residential Facility:</b>	
	<input type="checkbox"/> Secure <input type="checkbox"/> Non-Secure
	<input type="checkbox"/> Secure <input type="checkbox"/> Non-Secure
	<input type="checkbox"/> Secure <input type="checkbox"/> Non-Secure
	<input type="checkbox"/> Secure <input type="checkbox"/> Non-Secure
<b>Adult Jail:</b>	
	<input type="checkbox"/> Secure <input type="checkbox"/> Non-Secure
	<input type="checkbox"/> Secure <input type="checkbox"/> Non-Secure
	<input type="checkbox"/> Secure <input type="checkbox"/> Non-Secure
	<input type="checkbox"/> Secure <input type="checkbox"/> Non-Secure
<b>Law Enforcement/Adult Lockup:</b>	
	<input type="checkbox"/> Secure <input type="checkbox"/> Non-Secure
	<input type="checkbox"/> Secure <input type="checkbox"/> Non-Secure
	<input type="checkbox"/> Secure <input type="checkbox"/> Non-Secure
	<input type="checkbox"/> Secure <input type="checkbox"/> Non-Secure

## **SECTION 5. JJDP COMPLIANCE REQUIREMENTS CONTINUED**

Please complete the Facility Admission Data forms for Calendar Year 2021 for **EACH secure facility** operated by the applying Tribe. If violations are identified, you will be required to provide a detailed plan outlining the steps the Tribe will take to prevent further violations of the JJDP Act. For the purposes of the data forms:

- ☐ Juveniles held in a secure juvenile detention or secure juvenile correctional/residential facility should be recorded under Secure Juvenile Facility.
- ☐ Juveniles held in jail should be recorded under Jail/Lockup.
- ☐ Juveniles held in a secure setting within a law enforcement agency should be recorded under Jail/Lockup.
- ☐ Juveniles held in a colocated facility (jail and detention located in the same building) should be recorded based on the physical location of the juvenile during the period held within the building (detention verses jail).

If the information on the Facility Admission Data forms cannot be completed, the following exceptions may be made:

1. If the Tribe does not operate a facility, please provide:
  - A written description of each location that is used to hold juveniles and define which juveniles are appropriate for placement in each of the locations.
  - A written plan which outlines the steps that will be taken to ensure compliance with the requirements of Deinstitutionalization of Status Offenders, Jail Removal, and Sight and Sound Separation when determining an outside placement.

OR

2. If your system does not currently have the ability to track some of the information, you must provide a detailed plan outlining what will be done in order to collect it in the next data collection cycle. Failure to submit a plan will be deemed as a finding of non-compliance and you will be ineligible to receive funding under the NAP subgrant solicitation.

The Oglala Sioux Tribe currently uses a juvenile detention center to house all juvenile delinquents on the reservation. Adult facilities are not used to house juveniles on the Oglala Sioux Tribe reservation. MOUs will be drafted to track youth at risk who will qualify for the Oglala Lakota Housing Authority Diversion Program; This data will be the responsibility of the OLHA Diversion program in collaboration with the stake holders. In the first year grant cycle, the Diversion Coordinator and the Oglala Sioux Housing Authority will work with the Tribal Juvenile Detention Center to develop a consistent data tracking system for all juvenile detention admissions. Although total detention admission data, broken down by gender/race, is available and provided in this grant application- a plan will need to be developed to include length of stay and detention admissions

broken down by offense and referral source. The tribal detention center is fully supportive of this project and will work with the Oglala Sioux Housing Authority to provide this data for the next project year if considered.

### 2021 Facility Admissions – Secure Juvenile Facility

#### Secure Juvenile Facility:

*Note: Facility admission information should come from the facility that admits offenders. If a Tribe does not have a facility, they should make a note of what facility is used and what entity runs it. Admissions to facilities run by an entity other than the Tribe should not be reported.*

	Male	Female	Total
<b>Number of juveniles that are admitted to the facility that have not committed a delinquent or status offense.*</b>			
<i>Nonoffender: A juvenile who is subject to the jurisdiction of the juvenile court, usually under abuse, dependency, or neglect statutes, for reasons other than legally prohibited conduct of the juvenile (28 CFR 31.304(i)). These cases are referred to by many names including Children in Need of Services (CHINS), Children in Protective Services (CHIPS), and Families in Need of Services (FINS).</i>			
<b>Number of juveniles that are admitted to the facility that have committed a status offense.</b>			
<i>Status Offender: A juvenile offender who has been charged with or adjudicated for conduct which would not, under the law of the jurisdiction in which the offense was committed, be a crime if committed by an adult (28 CFR 31.304(h)). The following are examples of status offenses: Truancy, Violations of curfew, Unruly. Runaway. Underage possession and/or consumption of tobacco products. Underage possession and/or consumption of alcohol. This offense is always considered a status offense, even though State or local law may consider it a delinquent offense.</i>			
<b>Number of juveniles held for status offenses that were in the facility for less than 24 hours.</b>			
<b>Number of status offenders held under 24 hours when excluding weekends and holidays.</b>			



<i>Number of juveniles held for status offenses that were in the facility for less than 24 hours when excluding weekends and holidays. Juveniles held over a typical weekend would fall into this category if they were held for less than 72 hours. Juveniles held over a three-day weekend would fall into this category if they were held for less than 96 hours.</i>			
<b>Number of status offenders held over 24 hours when excluding weekends and holidays*</b>			
<i>Number of juveniles held for status offenses that were in the facility for more than 24 hours when excluding weekends and holidays. Juveniles held over a typical weekend would fall into this category if they were held for more than 72 hours. Juveniles held over a three-day weekend would fall into this category if they were held for more than 96 hours.</i>			
<b>Number of status offenders held over 24 that meet the valid court order exception</b>			
<i>Number of juveniles held over 24 that meet the valid court order exception. In order to claim a valid court order exception, the facility must have notified an appropriate agency of the violation, an assessment of the juvenile's needs must be done within 24 hours of admission, and within 48 hours of the admission the assessment must be presented to the courts and a determination must be made as to whether there is reasonable cause to believe that the juvenile violated the court order.</i>			
<b>Number of juveniles that are admitted to the facility that have committed a delinquent offense.</b>			
<i>Delinquent offender: A juvenile offender who has been charged with or adjudicated for conduct that would, under the law of the jurisdiction in which the offense was committed, be a crime if committed by an adult (28 CFR 31.304(g)).</i>			
<b>Total Number of juveniles admitted to detention</b>			

\*If there are any situations identified as violations, a condition will be placed on the funding which requires the Tribe to work with DOC Formula Grant Staff to develop a detailed plan for providing alternative options for dealing with these youth in order to avoid future violations of the JJDP Act.

**2021**  
**Facility Admissions – Adult Jail/Lockup**

**Adult Jail/Lockup Name:** \_\_\_\_\_

*Note: Facility admission information should come from the facility that admits offenders. If a Tribe does not have a facility, they should make a note of what facility is used and what entity runs it. Admissions to facilities run by an entity other than the Tribe should not be reported.*

**Is the facility able to provide sustained sight and sound separation between adult and juvenile detainees within the facility?** (Answer yes or no.) \_\_\_\_\_ No \_\_\_\_\_ Yes

(If yes, what physical structures are in place to ensure sight/sound separation? In addition, what policies are in place to ensure the juveniles are separate?) \_\_\_\_\_

	Male	Female	Total
<b>Number of juveniles that are admitted to the facility that have not committed a delinquent or status offense.*</b>			
<i>Nonoffender: A juvenile who is subject to the jurisdiction of the juvenile court, usually under abuse, dependency, or neglect statutes, for reasons other than legally prohibited conduct of the juvenile (28 CFR 31.304(i)). These cases are often referred to as Children in Need of Services (CHINS), Children in Protective Services (CHIPS), and Families in Need of Services (FINS).</i>			
<b>Number of juveniles that are admitted to the facility that have committed a status offense.*</b>			
<i>Status Offender: A juvenile offender who has been charged with or adjudicated for conduct which would not, under the law of the jurisdiction in which the offense was committed, be a crime if committed by an adult (28 CFR 31.304(h)). The following are examples of status offenses: truancy, violations of curfew, unruly, runaway, underage possession and/or consumption of tobacco products, underage possession and/or consumption of alcohol. This offense is always considered a status offense, even though State or local law may consider it a delinquent offense.</i>			
<b>Number of juveniles that are admitted to the facility that have not committed a delinquent offense.</b>			
<i>Delinquent offender: A juvenile offender who has been charged with or adjudicated for conduct that would, under the law of the jurisdiction in which the offense was committed, be a crime if committed by an adult (28 CFR 31.304(g)).</i>			
<b>Number of juveniles held for delinquent offenses that were in the facility for less than 6 hours.</b>			
<b>Number of delinquent offenders held over 6 hours but under 48 hours*</b>			
<i>Number of juveniles held for delinquent offenses that were in the facility for less than 48 hours.</i>			
<b>Number of delinquent offenders held over 48 hours.*</b>			
<i>Number of juveniles held for delinquent offenses that were in the facility for more than 48 hours.</i>			
<b>Total Number of juveniles admitted to jail</b>			

\*If there are any situations identified as violations, a condition will be placed on the funding which requires the Tribe to work with DOC Formula Grant Staff to develop a detailed plan for providing alternative options for dealing with these youth in order to avoid future violations of the JJDP Act.

**SECTION 6. CONFLICTS OF INTEREST, SPECIAL CONDITIONS AND ASSURANCES**

## **Council of Juvenile Services Conflict of Interest Identification**

Please identify which Council of Juvenile Services Members, if any, appear to have a conflict of interest with your application and provide a brief narrative explaining the potential conflict of interest.

A council member derives a direct benefit from the contract if one or more of the following is true of the member, the member's spouse, or a person with whom the member lives with and commingles assets:

- 1) Has a five percent ownership or other interest in an entity that is a party to the contract;
- 2) Derives income, compensation or commission directly from the contract or from the entity that is a party to the contract;
- 3) Acquires property under the contract; or
- 4) Serves on the board of directors of an entity (including a nonprofit) that derives income or commission directly from the contract or acquires property under the contract.

"Direct benefit" does not include gain from a contract based solely on the value of a council member's investment in an entity that is a party to the contract, if that investment represents less than a five percent ownership in the entity. It also does not apply to contracts or transactions where the council member only benefits from an act of the Council of Juvenile Services that has general application, such as a decision by the Council of Juvenile Services to increase or decrease a fee that many South Dakotans pay.

### **List Current Members**

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;

Pat Bad Hand, Rosebud Sioux Tribe Detention Center;

Mason Best, Youth Member;

Judge Tami Bern, First Judicial Circuit Judge;

Skytir Skipper, Youth Member;

Kristi Bunkers, Department of Corrections Director of Juvenile Services;

Kim Cournoyer, Service Provider at Great Plains Psychological Associates;

Charles Frieberg, Director of Trial Court Services;

Melanie Boetel, Department of Social Services;

Daniel Haggar, Minnehaha County States Attorney;

Cindy Heiberger, Former Minnehaha County Commissioner;

Doug Herrmann, Executive Director of The Club for Boys;

Sheriff Brad Howell, Codington County Sheriff;

Angela Lisburg, Avera Saint Mary's Hospital;

Dave McNeil, Aberdeen Police Department Chief;

Jen Johnson, Southeastern Directions for Life;

Tierney Scoblic, Youth Member; and

Cassidy Wright, Youth Member.

**Council Member:**

**Description of potential conflict of interest:**

**Council Member:**

**Description of potential conflict of interest:**

**Council Member:**

**Description of potential conflict of interest:**



## Special Conditions and Assurances

The following information contains the general conditions and assurances as necessary for recipients of funding awarded under this application. Please note that final assurances and conditions may be different than those stated below based on the composition of the individual program. Signatures under this section indicate that the applying agency understands that a successful subgrant award under this application you will be subject conditions and awards comparable to those as follows and that failure to adhere to outlined conditions and assurances may result in suspension or termination of the award.

### General Award Conditions:

1. The Subgrantee agrees to comply with all Formula Grant program requirements.
2. The Subgrantee agrees to obligate and expend the grant amount within the subgrant award period.
3. The Subgrantee agrees to provide all program reports that are requested by the SD Department of Corrections or the Office of Juvenile Justice and Delinquency Prevention by their due date as requested.
4. The Subgrantee agrees to provide all Performance Measure Data and Program Specific data to the SD Department of Corrections.
5. The Subgrantee agrees to request reimbursement on a monthly basis and for only those expenditures outlined in the application approved by the SD Department of Corrections. Claims sheet and all supporting documentation must be submitted within 30 days of the end of the month that the services were paid.

**Assurances:** The Subgrantee hereby assures and certifies compliance with all applicable Federal statutes, regulations, policies, guidelines, and requirements, including OMB Circulars A-21, A-87, A-102, A-110, A-122, A-133; Ex. Order 12372 (intergovernmental review of federal programs); and 28 C.F. R. pts. 66 or 70 (administrative requirements for grants and cooperative agreements). The Subgrantee also specifically assures and certifies that:

1. It has the legal authority to apply for federal assistance and the institutional, managerial, and financial capability (including funds sufficient to pay any required non-federal share of project cost) to ensure proper planning, management, and completion of the project described in this application.
2. It will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain. The subrecipient's conflict of interest policy is to be provided to the SDDOC upon request for review.
3. It will give the awarding agency or the General Accounting Office, through any authorized representative, access to and the right to examine all paper or electronic records related to the financial assistance.
4. It will comply with all federal, state, and local laws, regulations, ordinances, guidelines, permits, and requirements applicable to providing services pursuant to this Agreement and will be solely responsible for obtaining current information on such requirements. It will comply with all lawful requirements imposed by the awarding agency, specifically including applicable regulations 28 C.F.R. pts. 18, 22, 23, 30, 35, 38, 42, 46, 61, and 63, and the award term in 2 C.F.R. § 175.15(b).
5. It will assist the awarding agency (if necessary) in assuring compliance with section 106 of the National Historic Preservation Act of 1966 (16 U.S.C. § 470), Ex. Order 11593 (identification and protection of historic properties), the Archeological and Historical Preservation Act of 1974 (16 U.S.C. § 469 a-1 et seq.), and the National Environmental Policy Act of 1969 (42 U.S.C. § 4321).
6. It will comply (and will require any subgrantees or contractors to comply) with any applicable statutorily-imposed nondiscrimination requirements, which may include the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. § 3789d); the Victims of Crime Act (42 U.S.C. § 10604(e)); The Juvenile Justice and Delinquency Prevention Act of 2002 (42 U.S.C. § 5672(b)); The Civil Rights Act of 1964 (42 U.S.C. § 2000d); the Rehabilitation Act of 1973 (29 U.S.C. § 794); the Americans with Disability Act of 1990 (42 U.S.C. § 12131-34); the Education Amendments of 1972 (20 U.S.C. §§ 1681, 1683, 1685-86); and the Age Discrimination Act of 1975 (42 U.S.C. §§ 6101-07); see Ex. Order 13279 (equal protection of the laws for faith-based and community organizations).

If a governmental entity -

- a) it will comply with the requirements of the Uniform Relocation Assistance and Real Property Acquisitions Act of 1970 (42 U.S.C. § 4601 et seq.), which govern the treatment of persons displaced as a result of federal and federally-assisted programs; and
  - b) it will comply with requirements of 5 U.S.C. §§ 1501-08 and §§ 7324-28, which limit certain political activities of State or local government employees whose principal employment is in connection with an activity financed in whole or in part by federal assistance.
7. It will provide language services for limited English proficiency (LEP) individuals as needed in order to provide services as covered under this award in accordance with Title VI of the Civil Rights Act of 1964, 42 U.S.C. § 2000d.
  8. Applicants should refer to the regulations cited below to determine the certification to which they are required to attest. Acceptance of this form provides for compliance with certification requirements under 28 CFR Part 69, "New Restrictions on Lobbying," 2 CFR Part 2867, "DOJ Implementation of OMB Guidance of Nonprocurement Debarment and Suspension," and 28 CFR Part 83, "Government-wide Debarment and Suspension," and Government-wide Requirements for Drug-Free Workplace (Grants)."
  9. Pursuant to Executive Order 13513, "Federal Leadership on Reducing Text Messaging While Driving," subrecipients are encouraged to adopt and enforce policies banning employees from text messaging while driving any vehicle during the course of performing work funded by this award, and to establish workplace safety policies and conduct education, awareness, and other outreach to decrease crashes caused by distracted drivers.
  10. Any website that is funded in whole or in part under this award must include the following statement on the home page, on all major entry pages, and on any pages from which the visitor may access or use a web-based services "This web site is funded through a grant from the Office of Juvenile Justice and Delinquency Prevention, Office of Justice Programs, U.S. Department of Justice. Neither the U.S. Department of Justice nor any of its components operate, control, are responsible for, or necessarily endorse, the web site."

**Equal Employment Opportunity Plan (EEO):** Pursuant to 28 C.F.R. §§ 42.301-.301, applicant must take one of the following actions: either submit an EEO to the SDDOC for submission to the Office for Civil Rights (OCR) for review, maintain an EEO on file, or submit an EEO Certification form to the SDDOC for submission to the OCR in order to monitor the subrecipients compliance with the EEO requirement.

**Non-supplanting Requirements:** Funds or other resources of the applicant normally devoted to programs and activities designed to meet the needs of criminal justice will not be diminished in any way as a result of a grant award of federal funds. The project for which assistance is being requested will be in addition to, and not a substitute for, criminal justice services previously provided without federal assistance.

**Audit Requirement:** Acceptance of this grant award requires the subgrantee organization or governmental entity to include this subgrant in the scope of their regularly scheduled annual or biennial audit. The audit must be conducted in accordance with the appropriate OMB Circular (A-128, A-133, A-102/Common Rule). If applicable, the subrecipient is in compliance with the federal Single Audit Act, in compliance with § 4-11-2.1, and audits are displayed on the subrecipient's website

**Termination Provision:** This Agreement may be terminated by the SDDOC hereto upon thirty-(30) days written notice. In the event the applicant/subgrantee breaches any of the terms or conditions hereof, the SDDOC may terminate this Agreement at any time with or without notice. If termination for such default impacts the SDDOC, any payments due to the applicant/subgrantee at the time of termination may be adjusted to cover any additional costs to the SDDOC because of the applicant/subgrantee's default. Upon termination, the SDDOC may assume the responsibility for the project or may award another party funds to complete the work under this Agreement. If after termination for default by the applicant/subgrantee it is determined that the applicant/subgrantee was not at fault, then the applicant/subgrantee shall be paid for eligible services rendered and expenses incurred up to the date of termination.

**Insurance Provision:** The Subgrantee, at all times during the term of this Agreement, shall obtain and maintain in force insurance coverage of the types and with the limits as follows:

- o Commercial General Liability Insurance: The Subgrantee shall maintain occurrence based commercial general liability insurance or equivalent form with a limit of not less than **\$1 million**

for each occurrence. If such insurance contains a general aggregate limit it shall apply separately to this Agreement or be no less than two times the occurrence limit.

- o Professional Liability Insurance or Miscellaneous Professional Liability Insurance: The Subgrantee agrees to procure and maintain professional liability insurance or miscellaneous professional liability insurance with a limit not less than **\$1 million**.
- o Business Automobile Liability Insurance: The Subgrantee shall maintain business automobile liability insurance or equivalent form with a limit not less than **\$1 million** for each accident. Such insurance shall include coverage for owned, hired, and non-owned vehicles.
- o Worker's Compensation Insurance: The Subgrantee shall procure and maintain workers' compensation and employers' liability insurance as required by South Dakota law.

Before beginning work under this Agreement, the Subgrantee shall furnish the State with properly executed Certificates of Insurance which shall clearly evidence all insurance required in this Agreement and which provide that such insurance may not be canceled, except on 30 days prior written notice to the State. The Subgrantee shall furnish copies of insurance policies if requested by the State. Such insurance shall contain no special limitations or exclusions as they may relate to this agreement.

**Default Provision:** This Agreement depends upon the continued availability of federal funds awarded to the SDDOC and appropriated funds and expenditure authority from the Legislature for this purpose. If for any reason the Legislature fails to appropriate funds or grant expenditure authority, or funds become unavailable by operation of law or federal funds rejections, this Agreement will be terminated by the State. Termination for any of these reasons is not default by the State nor does it give rise to a claim against the State. Failing to provide monthly reimbursement and quarterly progress reports may result in termination of the subgrant award.

**Amendment Provision:** This Agreement may not be assigned without the express prior written consent of the State. This Agreement may not be amended except in writing, which writing shall be expressly identified as a part hereof and be signed by an authorized representative of each of the parties hereto.

**Venue Clause:** This Agreement shall be governed by and construed in accordance with the laws of the State of South Dakota. Any lawsuit pertaining to or affecting this Agreement shall be venued in Circuit Court, Sixth Judicial Circuit, Hughes County, South Dakota.

**Subcontractors Provision:** The Subgrantee may only use subcontractors to perform the services as outlined in their approved grant proposal. Any additional subcontracts or awards may only be granted with the express prior written consent of the State. The Subgrantee will include provisions in its subcontracts requiring its subcontractors to comply with the applicable provisions of this Agreement, to indemnify the State and to provide insurance coverage for the benefit of the State in a manner consistent with this Agreement. The Subgrantee will cause its subcontractors, agents, and employees to comply, with applicable federal, state and local laws, regulations, ordinances, guidelines, permits and requirements and will adopt such review and inspection procedures as are necessary to assure such compliance.

**Subgrantee Agreement:** It is understood and agreed by the Subgrantee that any grant received as a result of this application shall be subject to the Special Assurances and Conditions and other policies, regulations, and rules issued by the Department of Justice for the administration of grant projects under (P.L. 100-690) including, but not limited to, the following:

1. Competitive bids must be obtained for all equipment, construction and contracted services applications, as required by applicable local, state, or federal law or regulations.
2. If any agency other than the applicant is to contribute supporting or local funds, the Applicant must document the contribution.
3. Any funds awarded under one subgrant cannot be used in another.
4. Expenses or expenditures for items not listed in the original budget will not be reimbursed. Variances from the approved budget will require a budget amendment approved in advance by SD Department of Corrections.

5. All applicants are subject to federal, state, and local laws and regulations.
6. The Subgrantee shall not obligate any funds until the SD Department of Corrections formally awards subgrant.
7. The Subgrantee agrees to comply with the financial and administrative requirements set forth in the current edition of the Office of Justice Programs (OJP) Financial Guide.
8. Reimbursement of expenses is contingent upon submission of monthly financial reports.
9. The Subgrantee understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government, without the express prior written approval of SD Department of Corrections and OJP.
10. When issuing statements, press releases, requests for proposals, bid solicitations, and other documents describing projects or programs funded in whole or in part with federal money, all grantees receiving federal funds shall clearly state: 1) the percentage of the total cost of the program or project which will be financed with federal money, and 2) the dollar amount of federal funds for the project or program.
11. In the event a Federal or State court or Federal or State administrative agency makes a finding of discrimination after a due process hearing on the grounds of race, color, religion, national origin, sex, disability, or age against a recipient of funds, the recipient will forward a copy of the finding to the Office of Civil Rights, Office of Justice Programs and to the SD Department of Corrections.
12. The Subgrantee agrees to hold harmless and indemnify the State of South Dakota, its officers, agents and employees, from and against any and all actions, suits, damages, liability or other proceedings which may arise as a result of performing services hereunder. This section does not require the Subgrantee to be responsible for or defend against claims of damages arising solely from acts or omissions of the State, its officers or employees. Nothing in this Agreement shall be construed as a waiver of sovereign immunity or consent to jurisdiction in any court other than the courts of the Unified Judicial System of the State of South Dakota.

**State of South Dakota Grant Subrecipient Attestation:**

If awarded, the subgrantee will attest to meeting the following requirements per SDCL 1-56-10:

1. A conflict of interest policy is enforced within the subrecipient's organization;
2. The Internal Revenue Service Form 990 has been filed, if applicable, in compliance with federal law, and is displayed immediately after filing on the subrecipient's website;
3. An effective internal control system is employed by the subrecipient's organization; and
4. If applicable, the subrecipient is in compliance with the federal Single Audit Act, in compliance with § 4-11-2.1, and audits are displayed on the subrecipient's website.

*The officials who certify this document agree to adhere to all terms and conditions relating to this application. Duplication of responsibilities by one individual for any position listed below is NOT acceptable.*

**Original Signatures are Required**

**Chief Executive Officer**



Name	Ramon Bear Runne		Title	CEO
Address	PO Box 603		City/State/Zip	Pine Ridge, SD 57770
E-mail	ramon.br@ <del>oslh</del> .org	Phone	(605) 867-5161	Fax
Signature	Ramon Bear Runne		Date	May 24, 2023
<b>B. Project Director</b>				
Name	Tamera Marshall		Title	Youth Diversion Coordinator
Address	P.O. Box 603 - 4 SuAnne Center Dr.		City/State/Zip	Pine Ridge, SD 57770
E-mail	tamera.marshall@oslh.org	Phone	605.646.5873	Fax
Signature	Tamera Marshall		Date	5/24/2023
<b>C. Financial Officer</b>				
Name	Dale Bear Sares Life		Title	Comptroller
Address	POB 603, 4 Suanne Dr		City/State/Zip	Pine Ridge, SD 57770
E-mail	dale@oslh.org	Phone	605.867.5161	Fax 867.6352
Signature	Dale B Sares		Date	5/26/23
<b>D. Other Official</b>				
Name			Title	
Address			City/State/Zip	
E-mail		Phone		Fax
Signature			Date	

## SECTION 7. ATTACHMENTS

**Description of Attachments** – Identify and describe the significance of all additional materials you include as attachments. Please limit additional materials to items such as program effectiveness documentation; pertinent letters of support or commitment; research documentation; resource documentation; and any other materials. Attach all additional documents following this page.

### **Attachment 1**

Quarterly Performance Measurement Report

### **Attachment 2**

Kiyuksa O'Tipi Reintegration Center (OST JDC)  
Data Report

### **Attachment 3**

Support Letter - 6th Judicial Circuit Court Judge  
Margo D. Northrup

### **Attachment 4**

Support Letter - Bennett County State's Attorney  
Sarah E. Harris

### **Attachment 5**

Oglala Lakota Housing Authority  
Summary Budget

### **Attachment 6**

**ENCLOSE RELEVANT ATTACHMENTS AFTER THIS PAGE**

# Quarterly Performance Measurement Report- July 1, 2022 - June 30, 2023

## SFY2023 Native American Program: Oglala Lakota Housing Authority

### PA 22: NATIVE AMERICAN PROGRAMS

Performance Measures	July-Sept 2022	Oct-Dec 2022	Jan - Mar 2023	Apr-June 2023
<b>Number of hours of program staff training provided</b> <i>(The number of training hours that program staff are provided during the reporting period. Training includes in-house and external trainings.)</i>				
A. Number of hours of training provided to program staff	128	0	24	0
<b>Number of program youth served</b> <i>(An unduplicated count of the number of youth served by the program during the reporting period. Definition of the number of youth served for a reporting period is the number of program youth carried over from previous reporting period, plus new admissions during the reporting period. In calculating the 3-year summary, the total number of youth served is the number of participants carried over from the year previous to the first fiscal year, plus all new admissions during the 3 reporting fiscal years. Program records are the preferred data source. )</i>				
A. Number of program youth carried over from the previous reporting period, plus new admissions during the reporting period	4	14	26	29
<b>Number of youth completing program requirements</b> <i>(The number and percent of program youth who have successfully fulfilled all program obligations and requirements. Program obligations will vary by program, but should be a predefined list of requirements or obligations that clients must meet prior to program completion. Program records are the preferred data source. The total number of youth include those who exited successfully or unsuccessfully. )</i>				
A. Number of program youth who exited the program having completed program requirements	0	0	11	17
B. Total number of youth who exited the program during the reporting period (Both successfully and unsuccessfully)	0	0	11	17
C. A/B	#DIV/0!	#DIV/0!	100%	100%
<b>Average length of stay in program</b> <i>(The average length of time (in days) that clients remain in the program. Include data for clients who both complete program requirements prior to program exit and those who do not. Program records are the preferred data source. )</i>				
A. Total number of days between intake and program exit across all program youth exiting program	0	120	120	120
B. Number of cases closed	0	0	11	27
C. A/B	#DIV/0!	#DIV/0!	1091%	444%

Performance Measures Continued			July-Sept 2022	Oct-Dec 2022	Jan-Mar 2023	Apr-June 2023
Primary Focus of the Program(Select One):			Family Relations			
Short Term Measures (During the Reporting Period)						
A. Number of program youth served during the program period with the noted behavioral change			0	0	10	8
B. Number of youth in the program who receive services fro this behavior			0	0	10	8
C. Percent (A/B)			#DIV/0!	#DIV/0!	100%	100%
Long Term Measures (6-12 Months After Exiting the Program)						
A. Total number of youth who exited the program 6-12 months ago who had the noted behavioral change			0	0	0	0
B. Number of youth who exited the program 6-12 months earlier and received services for this behavior			0	0	0	0
C. Percent (A/B)			#DIV/0!	#DIV/0!	#DIV/0!	#DIV/0!
<b>Number &amp; percent of program youth who OFFEND (short term) - reoffends 0-6 months after program completion/exit.</b>						
<i>The number and percent of participating program youth who were arrested or seen at a juvenile court for a delinquent offense during the reporting period. Appropriate for any youth-serving program. Official records (police, juvenile court) are the preferred data source.</i>						
The number of youth tracked should reflect the number of program youth that are followed or monitored for arrests or offenses. Ideally this number should be all youth served by the program during this reporting period.						
A. Total number of program youth served.			4	14	26	29
B. Number of program youth tracked during this reporting period.			4	14	26	29
C. Of B., the # of program youth who had an arrest or delinquent offense during this reporting period.			0	0	2	0
D. Number of program youth recommitted to a juvenile facility during this reporting period.			0	0	0	0
E. Number of program youth sentenced to adult prison during this reporting period.			0	0	0	0
F. Number of youth who received another sentence during this reporting period.			0	0	0	0
G. Percent RECIDIVISM (C/B).			0%	0%	8%	0%
<b>Number &amp; percent of program youth who OFFEND (long term) - reoffends 6 months - 1 year after program completion/exit.</b>						
A. Number of program youth who exited the program 6-12 months ago that you are tracking.			0	0	0	0
B. Of A., the # of program youth who had an arrest or delinquent offense during this reporting period.			0	0	0	0
C. Number of program youth recommitted to a juvenile facility during this reporting period.			0	0	0	0
D. Number of program youth sentenced to adult prison during this reporting period.			0	0	0	0
E. Number of youth who received another sentence during this reporting period.			0	0	0	0
F. Percent of Long Term RECIDIVISM (B/A).			#DIV/0!	#DIV/0!	#DIV/0!	#DIV/0!



Performance Measures Continued		July-Sept 2022	Oct-Dec 2022	Jan-Mar 2023	Apr-June 2023
<b>Number &amp; percent of program youth who RE-OFFEND (short term) - reoffends 0-6 months after program completion/exit.</b>					
<i>The number and percent of participating program youth who were arrested or seen at a juvenile court for a <b>new delinquent offense</b> during the reporting period. Appropriate for any youth-serving program. Official records (police, juvenile court) are the preferred data source</i>					
<i>The number of youth tracked should reflect the number of program youth that are followed or monitored for arrests or offenses. Ideally this number should be all youth served by the program during this reporting period.</i>					
A. Total number of program youth served.		4	14	26	29
B. Number of program youth tracked during this reporting period.		4	14	26	29
C. Of B., the # of program youth who had an arrest or delinquent offense during this reporting period.		0	0	0	1
D. Number of program youth recommitted to a juvenile facility during this reporting period.		0	0	0	0
E. Number of program youth sentenced to adult prison during this reporting period.		0	0	0	0
F. Number of youth who received another sentence during this reporting period.		0	0	0	0
G. Percent RECIDIVISM (C/B).		0%	0%	0%	3%
<b>Number &amp; percent of program youth who RE-OFFEND (long term) - reoffends 6 months - 1 year after program completion/exit.</b>					
A. Number of program youth who exited the program 6-12 months ago that you are tracking.		0	0	0	0
B. Of A., the # of program youth who had an arrest or delinquent offense during this reporting period.		0	0	0	0
C. Number of program youth recommitted to a juvenile facility during this reporting period.		0	0	0	0
D. Number of program youth sentenced to adult prison during this reporting period.		0	0	0	0
E. Number of youth who received another sentence during this reporting period.		0	0	0	0
F. Percent of Long Term RECIDIVISM (B/A).		#DIV/0!	#DIV/0!	#DIV/0!	#DIV/0!
<b>Activity/Accomplishments for the quarter:</b>					
<p>July-Sept 2022- Attended trainings and orientation for the JDAI Diversion Coordinator positions. Met with key partners in collaboration with the first ever OST/Bennett County Youth Diversion Program.</p> <p>Oct. - Dec. 2022- Initiated YDP enrollment thru BC State's Attorney, Met with participants weekly at the BC library. Build relationships with community resource providers, youth and their families</p> <p>Jan. - Mar. 2023- Collaborated with OST Youth Advisory Group, Facilitated Intro to Inipi and Wiping of the Tears Ceremony, for the successful completions of the YDP participants. Presented the program to NCJFCJ in Dallas, TX.</p> <p>Apr. - June 2023- Continue with weekly check-ins, enroll, and inform district members of the YDP, collaborate with Oglala Lakota County Schools with truancy issues, community outreach for the YDP and reapply</p>					
<b>Activity/Accomplishments planned for the next quarter:</b>					
<p>Continue to enroll referrals into the OST/BC Youth Diversion Program, guide them to cultural services and community service that will benefit their communities.</p> <p>Continue to complete weekly check-ins, with a focus on behavior lifestyles and skill developments.</p> <p>Continue to search for and provide adequate resources, trainings, and support for staff and program participants.</p> <p>Continue to collaborate with other programs that will be beneficial to our program participants and their families.</p>					

The undersigned certifies that to the best of his/her knowledge and belief that the progress information rendered by the local entity up to the date of this report are true and accurate, and fully comply with the terms and conditions of the grant award.

Tamera Marshall   
Project Director (Print)

Project Director (Sign)

5/9/23  
Date

**SFY2022 Native American Programs****SUBGRANTEE: Oglala Sioux Tribe/ Bennett County Youth D**  
**REPORTING PER July 2022 - June 2023****TARGET POPULATION FOR THIS SUBGRANT**

Please check the appropriate boxes to indicate for this subgrant:

1. The population actually served during the reporting period; and
2. The populations, if any, to which the program offers targeted services.

Targeted services include any services or approaches specifically designed to meet the  
needs of the population

(e.g. gender specific, culturally based, developmentally appropriate services).

1. Did you serve this group during the reporting period?	2. Did this subgrant provide targeted services for any of the following groups?	Population	
Yes	Yes	American Indian/Alaskan Native	RACE
No	No	Asian	
No	No	Black/African American	
No	No	Hispanic or Latino (of any race)	
No	No	Native Hawaiian & other Pacific Islander	
		Other race	
Yes	Yes	White / Caucasian	JUSTICE
Yes	Yes	At-risk population (no prior offense)	
Yes	Yes	First time offenders	
No	No	Repeat offenders	
No	No	Sex offenders	
No	No	Status offenders	
No	No	Violent offenders	GENDER
Yes	Yes	Male	
Yes	Yes	Female	
No	No	Under 10	AGE
Yes	Yes	10 -12	
Yes	Yes	13 - 15	
Yes	Yes	16 - 17	
No	No	18 and over	
Yes	Yes	Rural	GE

## 2022 Facility Admissions – Secure Juvenile Facility

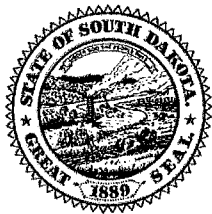
**Secure Juvenile Facility:** KIYUKSA O'TIPI REINTEGRATION CENTER (JDC)

*Note: Facility admission information should come from the facility that admits offenders. If a Tribe does not have a facility, they should make a note of what facility is used and what entity runs it. Admissions to facilities run by an entity other than the Tribe should not be reported.*

	Male	Female	Total
<b>Number of juveniles that are admitted to the facility that have not committed a delinquent or status offense. *</b>	0	0	0
<i>Nonoffender: A juvenile who is subject to the jurisdiction of the juvenile court, usually under abuse, dependency, or neglect statutes, for reasons other than legally prohibited conduct of the juvenile (28 CFR 31.304(i)). These cases are referred to by many names including Children in Need of Services (CHINS), Children in Protective Services (CHIPS), and Families in Need of Services (FINS).</i>			
<b>Number of juveniles that are admitted to the facility that have committed a status offense.</b>	151	116	267
<i>Status Offender: A juvenile offender who has been charged with or adjudicated for conduct which would not, under the law of the jurisdiction in which the offense was committed, be a crime if committed by an adult (28 CFR 31.304(h)). The following are examples of status offenses: Truancy, Violations of curfew, Unruly. Runaway. Underage possession and/or consumption of tobacco products. Underage possession and/or consumption of alcohol. This offense is always considered a status offense, even though State or local law may consider it a delinquent offense.</i>			
<b>Number of juveniles held for status offenses that were in the facility for less than 24 hours.</b>	0	0	0
<b>Number of status offenders held under 24 hours when excluding weekends and holidays.</b>	0	0	0
<i>Number of juveniles held for status offenses that were in the facility for less than 24 hours when excluding weekends and holidays. Juveniles held over a typical weekend would fall into this category if they were held for less than 72 hours. Juveniles held over a three-day weekend would fall into this category if they were held for less than 96 hours.</i>			
<b>Number of status offenders held over 24 hours when excluding weekends and holidays*</b>	0	0	0
<i>Number of juveniles held for status offenses that were in the facility for more than 24 hours when excluding weekends and holidays. Juveniles held over a typical weekend would fall into this category if they were held for more than 72 hours. Juveniles held over a three-day weekend would fall into this category if they were held for more than 96 hours.</i>			
<b>Number of status offenders held over 24 that meet the valid court order exception</b>	0	0	0
<i>Number of juveniles held over 24 that meet the valid court order exception. In order to claim a valid court order exception, the facility must have notified an appropriate agency of the violation, an assessment of the juvenile's needs must be done within 24 hours of admission, and within 48 hours of the admission the assessment must be presented to the courts and a determination must be made as to whether there is reasonable cause to believe that the juvenile violated the court order.</i>			
<b>Number of juveniles that are admitted to the facility that have committed a delinquent offense.</b>	151	116	267
<i>Delinquent offender: A juvenile offender who has been charged with or adjudicated for conduct that would, under the law of the jurisdiction in which the offense was committed, be a crime if committed by an adult (28 CFR 31.304(g)).</i>			
<b>Total Number of juveniles admitted to detention</b>	151	116	267



**\*If there are any situations identified as violations, a condition will be placed on the funding which requires the Tribe to work with DOC Formula Grant Staff to develop a detailed plan for providing alternative options for dealing with these youth in order to avoid future violations of the JJDP Act.**



# CIRCUIT COURT OF SOUTH DAKOTA SIXTH JUDICIAL CIRCUIT

HUGHES COUNTY COURTHOUSE  
P.O. BOX 1238  
PIERRE, SOUTH DAKOTA 57501-1238

## MARGO NORTHRUP CIRCUIT COURT JUDGE

Phone: (605) 773-8228  
Fax: (605) 773-6492  
Margo.Northrup@ujs.state.sd.us

CARISSA HOPKINS  
COURT RECORDER  
Phone: (605) 773-8227  
Carissa.Hopkins@ujs.state.sd.us

JOSEY BLARE  
SIXTH CIRCUIT LAW CLERK  
Josey.Blare@ujs.state.sd.us

May 19, 2023

Council of Juvenile Services  
South Dakota Department of Corrections  
3200 East Highway 34  
Pierre, SD 57501

RE: Oglala Sioux Tribe and Bennett County JDAI/Diversion Coordinator

Dear Council:

As a member of the Oglala Sioux Tribe/Bennett County Juvenile Justice Community Advisory Board, I am pleased to write this letter in support of a second year of funding for the JDAI/Diversion Coordinator position on the Oglala Sioux Tribe and Bennett County. This Advisory Board is a unique and passionate group of individuals dedicated to improving juvenile justice for youth on both tribal and non-tribal land. This Advisory Board has worked hard to garner support and collaboration from members of law enforcement, tribal and county government, local schools, and the tribal and state judicial system.

Reducing racial and ethnic disparities in the juvenile justice system in this area is our upmost priority. With this second year of the grant, we will be able to continue to dedicate staff time to meet the unique needs of this underserved and at-risk population. The focus will continue to be to provide culturally specific programming to impact a real and systematic change to keep youth out of the formal criminal justice system and to curb unnecessary use of detention.

I sincerely believe this grant has made a large difference for the youth of the Oglala Sioux Tribe and Bennett County in the first year and these youth deserve our continued efforts to making that difference. We thank you for consideration and ask for your favorable support of this application.

Sincerely,

Circuit Court Judge, 6<sup>th</sup> Judicial Circuit



## OFFICE OF THE BENNETT COUNTY STATE'S ATTORNEY

State's Attorney Sarah E. Harris

P.O. Box 628, Martin, South Dakota 57551

Tel: (605) 685-6986 Fax: (605) 685-2013 e-mail: [sarah.harrisbcsa@goldenwest.net](mailto:sarah.harrisbcsa@goldenwest.net)

May 19, 2023

Council of Juvenile Services  
South Dakota Department of Corrections  
3200 East Highway 34  
Pierre, SD 57501

RE: Oglala Sioux Tribe and Bennett County JDAI/Diversion Coordinator

Dear Council:

As a member of the Oglala Sioux Tribe/Bennett County Juvenile Justice Community Advisory Board, I am pleased to write this letter in support of a second year of funding for the JDAI/Diversion Coordinator position. The Advisory Board has worked to get support from members of law enforcement, tribal and county government, local schools and the tribal and state judicial system.

With the second year of the grant, we will be able to continue to have staff commit time to meet the needs of this underserved and at-risk population. This Board will continue to focus on providing culturally specific programming to help keep youth out of the formal criminal justice system.

I very much believe that this grant has made a difference for the youth of the Oglala Sioux Tribe and Bennett County. In the first year of this program 33 youth from Bennett County have been referred to the Diversion Program and 14 so far have successfully completed the program. The program is going very well and has been a positive improvement for this community.

Sincerely,



Sarah Harris  
Bennett County State's Attorney

# Oglala Lakota Housing Authority

Summary Budget Comparison - Unposted Transactions Included In Report  
**24 - SD DEPARTMENT OF CORRECTIONS FY 2022 - 2019MUFX0019**  
From 7/1/2022 Through 5/19/2023

Account Code	Account Title	YTD Budget - Original	YTD Actual	Remaining Budget
124	SD DEPARTMENT OF CORRECTIONS			
5100	SALARIES	65,520.00	12,594.80	52,925.20
5200	FRINGE	19,427.00	894.28	18,532.72
5301	TRAVEL/TRAINING	11,305.76	2,899.93	8,405.83
5325	OPERATING EXPENSE	4,720.00	2,509.08	2,210.92
5400	CONTRACTUAL	19,000.00	1,000.00	18,000.00
6201	OFFICE SUPPLIES	7,100.00	3,758.56	3,341.44
Total 124	SD DEPARTMENT OF CORRECTIONS	(127,072.76)	(23,656.65)	103,416.11
	Total 24 - SD DEPARTMENT OF CORRECTIONS FY 2022 - 2019MUFX0019	(127,072.76)	(23,656.65)	103,416.11
Report Difference		(127,072.76)	(23,656.65)	103,416.11