

**STATE ADVISORY COUNCIL ON JUVENILE JUSTICE
(SACJJ)**

**Retreat of the Rockies
Cheyenne, Wyoming
April 22 and 23, 1999**

Minutes

Council Members Present:

Pat Crow, Carol Crump, Mark Harris, Kathy Hutchison, Nena James, Steve Lindly, Sharon Mann, Bob Mayor, Shannon Noel, Narina Nunez, Val Seidel

Others Attending:

Honorable Harry Tipton, Wyo. House of Representatives
Shirley Carson, Dept. of Family Services
Les Pozsgi, Div. of Juvenile Services
Merit Thomas, Div. of Juvenile Services
Renee Gamino, Div. of Juvenile Services
Susan Flobeck, Dept. of Education
Deborah Davis, Casper Star Tribune

Unable To Attend:

James Boykin, Lynn Dickey, John Frentheway, Tom Harrington, Chuck Kratz, Patrick Lynch, Patricia Nagel, Ric Paul, Mike Seebeck, Ben Silliman, Thomas Sullins, Doreen Thunder, Michelle Duty, Sharon Guerney-Maier
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Welcome, Introductions, and Agenda Review: Bob Mayor, Chairperson called the meeting to order at 8:50 a.m., and began with introductions of those present at the meeting. Bob welcomed the new youth representative, Shannon Noel from Sheridan. There were no revisions to the agenda.

Minutes: Minutes from the previous SACJJ meeting, held January 7 and 8, 1999, were reviewed. Pat Crow motioned to approve the minutes. Motion was seconded by Carol Crump. Motion passed.

Council members were provided with an updated SACJJ Roster.

Treasurer's Report: Renee Gamino provided the Council with quarterly budget reports for September 1998 through December 1998, and January 1999 through March 1999. With the exception of travel reimbursement, for two of the Council members, the budget currently has a balance of \$77,899.97. Pat Crow moved the Treasurers' Report be approved as submitted. Shirley Carson

seconded the motion. Motion passed and the reports will be filed with the minutes.

Updates:

- Proposed Juvenile Detention Standards: Bob Mayor extended sincere gratitude to Carol Crump for her work and the work of others on the Juvenile Justice committee, including Renee Gamino and Val Seidel, for preparation of the standards.

Val Seidel asked for the Council's input regarding the standards. The standards are based on definitions developed by the Juvenile Justice Committee. The Committee used the standards from ACA, the states of Nebraska and North Dakota, and the article "Juvenile Process in Place" as resources.

Bob Mayor mentioned the standards contain a few controversial issues, such as requirements for juveniles housed in county jails, and issues related to supervision. However, these standards are based soundly on the ACA Standards.

Val Seidel explained the purpose for developing the standards, reviewed the Executive Summary of each standard, and made reference to the Bibliography and attachments that supported the standards.

Council members were asked to review the standards and discuss the process for public comment. Mark Harris suggested a copy of the standards be submitted to the Governor's office for review. Shirley Carson offered to hand deliver a copy to his office today.

- Delinquency Prevention Committee: Narina Nunez reported the committee is looking at ideas for community based alternative services. She indicated her committee is small and requested other members to join. The Council discussed the possibility of recruiting outside of the Council to serve on the committees. Individuals recruited would be on a volunteer basis only and would have no voting privileges. Shirley Carson moved it be made into a motion. The motion was seconded. Motion passed.
- Legislation: Les Pozsgi updated the Council on this year's legislative session.

HB0028 Child Care Certification Board - passed
HB0054 Termination of Parental Rights, Amends - passed
HB0064 Juvenile Delinquency Recordkeeping - failed
HB0065 CHINS, Review of Disposition - passed
HB0189 Sexual Exploitation of Children - passed
HB0218 Parental Responsibility - passed
SF0065 CHINS, Sunset Date - passed with a sunset date of 2003

- Pilot Projects: Les indicated the pilot projects were achieving different degrees of service implementation. Narina Nunez and Rick Green have assisted the pilots with establishing baseline data. Les asked the Council to consider scheduling future meetings at the pilot locations.

Carol Crump questioned the Council's level of responsibility regarding accountability for the pilot projects. Narina Nunez mentioned that in previous Council meetings, the Council decided not to be responsible for the outcome of the pilot projects. This should be so noted in the SACJJ annual report to the Governor.

Les indicated the value of the pilot projects will come from the process of planning, implementation, and evaluation of these community level services. This will be critical information for other communities in their decisions regarding service implementation.

- Youth Services Committee: Renee Gamino reported for Lynn Dickey, who was unable to attend the meeting due to weather conditions.

The committee is working with El Belish of Connect Wyoming to provide information on youth programs for the statewide directory.

A memo dated March 18, 1999, requested Council members to contact the Connect Wyoming representative (a contact list was enclosed with the memo) located in their community to determine the status of data collected. No action taken.

- Grant Review Committee: Pat Crow reported the committee met Wednesday (4/21/99) evening to review the first group of quarterly reports from JAIBG recipients. A handout with the summary of each of the JAIBG projects was provided to the Council.

The JAIBG grant requires the Council to develop a statewide Juvenile Crime Reduction Plan and monitor the JAIBG projects for compliance.

The committee reported that Wyoming has been selected to be evaluated on the JAIBG process and progress. The evaluation will occur via telephone the first part of May.

The committee proposed competitive grants, with Council members recommending an appeal process, to address the money leftover by communities who did not request their JAIBG allocation. Pat Crow requested this be made a motion. Motion seconded. Discussion. Carol Crump opposed changing the rules in midstream. Motioned passed with one no vote.

The next step would be to develop the competitive and appeal process. Carol suggested this task be given to the Grant Review Committee. The committee will develop a proposal and submit it to the Council for final approval at the next meeting.

The second round of JAIBG funding was tabled for future discussion.

- **Monitoring/Compliance.**

Renee reported six JAIBG quarterly reports have been received and reviewed by the committee.

Discussion focused on the need for monitoring and compliance review of the JAIBG projects. Federal standards require only a single site be monitored. This standard does not seem adequate. Options for site monitoring included: responsibility fall to DFS staff; Council members conduct site visits in their geographic areas; or site monitoring be conducted via contractual arrangement. The Council supported exploring the contractual option.

Pat Crow motioned that the Grant Review Committee be tasked to receive reports on performance. Narina Nunez seconded the motion. Discussion. Mark Harris suggested to revise the motion for grant awards to be submitted to the full Council with the monitoring part going to the subcommittee. It was decided to make Mark Harris' discussion into a motion. The motion was seconded. The motion passed.

Further discussion: Mark Harris asked the balance of the Administrative budget. Renee Gamino will get the figures and report back to the Council.

Election of Officers: Bob commended each member for being committed to the Council. Although it was determined by the Attorney General's office that bylaws were not necessary, he would like to discuss election of officers, and development of bylaws and operational standards at the next meeting. Council concurred.

New Business:

- 9th Annual Coalition on Juvenile Justice (CJJ) Conference. The Conference was attended by Carol Crump and Ric Paul. Carol gave a report on the conference. Renee will send CJJ a SACJJ Roster requesting each Council member be placed on their mailing list.
- Office of Juvenile Justice Delinquency Prevention, State Relations and Assistance Division (OJJDP/SRAD). Greg Thompson, Wyoming's OJJDP

representative, would like to meet with the Council, visit a JAIBG project, and meet with representatives who will receive the OJJDP Nonparticipation grant.

The Council will meet June 24-25, 1999, in Lander or Riverton. The location is yet to be determined.

Presentation: CHINS. Per the Council's request, Les Pozsgi provided a summary of the following handouts regarding CHINS.

1. Select Committee on Court-Ordered Placements of Juveniles report
2. Delphi Process Memo from Carol Crump and Narina discussing their meeting with Clint Beaver.
3. Delphi Cover Letter and Response to CHINS Questionnaire
4. CHINS Snapshot Data by County 2/1994-1999
5. Delinquent Snapshot Data by County 2/1994-1999
6. Out of Home Placement Services, Costs for Delinquents and CHINS

The Council agreed the information provided clarification and answered their concerns. The Council noted from the snapshot data, an increase in delinquency and a decrease in CHINS.

Strategic Planning: Steve Lindly facilitated the process to re-visit the Council's Strategic Plan. Refer to attachment.

Friday, April 23, 1999 meeting:

The Council meeting was called to order at 8:35 a.m. Bob Mayor introduced the Honorable Harry Tipton, Wyoming House of Representatives, and provided an update of the Council's accomplishments and activities, including committee work in youth services, delinquency prevention, and juvenile justice. Dr. Tipton was very supportive of the Council's efforts with juvenile justice.

The Council extended an invitation to Dr. Tipton, asking if he would be interested in working with one of the Council's many committees. He welcomed the opportunity.

Proposed Juvenile Detention Standards: Carol Crump noted the Executive Summary was developed to give a condensed version of the proposed Juvenile Detention Standards.

Val Seidel reported the Council wanted to address the need for a guideline, such as the standards, because of the great number of youth being held in county jails. The Juvenile Justice Committee began by creating a list of definitions. A critical piece to these definitions is time of confinement.

Sight and Sound Separation: Val Seidel reported the wording for this standard was taken from the OJJDP definition. Separate staff is not addressed as part of the proposed standard for Wyoming.

Communication and Visitation: Nena James and Mark Harris provided the footwork for this standard. Nena felt it was important for juveniles to have the Right to Counsel. The Council agreed to delete the word “uncensored” on page 2, Executive Summary, first paragraph, first sentence, and on page 6, Principle 1, Privileged Communication, #3, f.

Supervision: Bob Mayor foresees some criticism of this standard because of the staff-to-youth ratio and the same gender requirement.

Medical, Emergency, and Mental Health: Steve Lindly wrote the intake/admission screening standard. Limited staff and reasonable expectations are recognized, and county jails should provide services that exist in the community.

Shirley asked if nurse practitioners and physician’s assistants can write prescriptions. Dr. Tipton responded that this is correct.

On page 11, Principle 2, Personnel, #2, The Council changed the first sentence to read, “Staffing. A licensed physician, physician’s assistant, advanced practitioner of nursing or registered nurse must be available on-call on a 24-hour basis.” Following the first sentence, the Council inserted “physician’s assistants and nurse practitioners may practice, provided their use is approved by the facility physician.” The rest of the Principle will remain the same.

On page 13, Principle 6, Orders, Direct/Standing. Mark Harris moved to delete “such practice” from the second sentence, and insert, “their use is approved.” after the word - *provided*. Shirley seconded the motion. Motion passed.

Val motioned to renumber, Principle 15, Suicide Prevention and Intervention, as Principle 4, and Principle 13, Mental Health Services, would be numbered as Principle 5. All other principles will be renumbered accordingly. The motion was seconded by Pat Crow. Motion passed.

Nutrition/Food Service: Carol Crump combined ACA, North Dakota, and Nebraska standards in the creation of this standard. ACA Standards in some areas were too demanding, however North Dakota and Nebraska standards were more tailored to the needs of Wyoming.

On page 16, paragraph one, line six, of VI. Food Services, change the word “senses” to sense” and capitalize the word “services” after the word Nutrition.

Shirley Carson questioned the language used in Principle 2, Menu Planning, #5. Carol Crump indicated that it is similar to the language used in the Nebraska and North Dakota standards.

Comprehensive Education: Val reported the rationale for this standard is provided in the narrative written by Chuck Kratz. Carol Crump presented the standard for Chuck, who was unable to attend.

Bob suggested to remove the introduction paragraphs used before each standard, as it appears to be a duplication of the Executive Summary. Mark Harris suggested the Council leave the document as is, to provide the Governor the additional information, but to remove the introduction paragraphs before beginning the rules process.

Susan Flobeck asked that on page 18, the third paragraph, be revised to state the importance of programs being accredited and staff being certified. She requested changes such as "program" be used in the place of "vocational education." To add the word "state" in front of the word "accreditation." The word "and" be placed in front of the word "staff." The word "in" be placed in front of the word "coordination."

It was suggested she request the changes in the form of a motion. Bob Mayor asked Susan how the paragraph should read.

Susan Flobeck motioned to revise paragraph three to read, "A written body of procedure governs the facility's academic and vocational programs for juveniles, including state program accreditation and staff certification in coordination with facility programs and services in the community, in lieu of local school district programs." The motion was seconded by Shirley Carson. The motion passed with three opposed.

Shirley Carson suggested the Council draft a suggested piece of legislation that schools be required to provide services for juveniles in detention.

Susan Flobeck motioned the second sentence in the last paragraph on page 20 be included in paragraph three on page 18. Shirley Carson seconded the motion. Discussion determined the language was already in the Executive Summary, therefore need not be repeated a third time. Motion withdrawn.

Susan Flobeck had an additional concern about paragraph two, page 18, regarding the minimum of three hours per day with teacher contact. The State Educational standards require at least six hours. After much discussion, Mark Harris motioned to accommodate everyone's concerns by inserting after the word "available" the following, "that meet state accreditation standards," and after "minimum" delete "three hours per day of teacher consultation". Motion seconded by Shirley Carson. Discussion. The second paragraph will now read as, "Educational program shall be available, that meet state accreditation standards at a minimum, during the days the juvenile is detained except for weekends, holidays and vacations." Motion passed.

Carol Crump motioned that the educational standards be reviewed regarding the discussed wording changes with the author, Chuck Kratz. Val Seidel seconded the motion. Motion passed.

The consensus of the Council was to continue the discussion of the standards at the June meeting. The Council was concerned about including the education standards at the same level as the ACA standards.

Agenda items for June, 1999:

1. Juvenile Detention Standards
2. Complete the Strategic Plan
3. Election of Officers, Bylaws and Guidelines
4. OJJDP Visit
5. Pilot Projects
6. JAIBG Projects
7. Juvenile Justice Program

Adjourn: There being no further business and no objections, it was moved the Council adjourn. The motion was seconded and passed. The meeting adjourned at Noon.

Respectfully submitted,

Bibianne R. Bengston