AGENDA

1. What is Expected as a Jail Monitor
2. What are We Monitoring - JJDPA
3. Why
4. Filling Out the Form Step by Step
5. Site Visits
6. Questions
WHAT IS EXPECTED AS A JAIL MONITOR

- Record all juveniles who enter into secure custody in any adult jail, adult lockup, or other adult detention centers within your jurisdiction on monthly/annual report form.
- Submit a monthly/annual reports to Jimmie Hooks.
WHAT ARE WE MONITORING?

WHAT?? Juvenile Justice and Delinquency Prevention Act (JJDPA) 1974 – created to promote the well-being of youth in the United States. The act provides funding, programs, and state advisory group etc.

4 CORE REQUIREMENTS
1. Deinstitutionalization of status offenders
2. Removal of juveniles from adults jails and lock ups
3. Sight and sound separation of juvenile offenders from adult offenders
4. DMC - Disproportionate Minority Contact with the juvenile justice system
DEFINE: JUVENILE OFFENDERS

- Delinquent: A youth 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.

- Status/CHINS: A youth 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; i.e. truancy, runaway, ungovernable, unruly, possession of alcohol.

- Non-Offender: A youth who is subject to the jurisdiction of the juvenile court, usually under abuse, dependency, or neglect statutes or as an alien juvenile, for reasons other than legally prohibited conduct of the juvenile.

- Other: Juvenile charged as adult (SB440, Seven Deadly, See Federal Registrar DOJ. 12, 10, 1996. Vol 61. 238, pp 65134).
DEFINE: CONFINE OR DETAINED


Robert L. Listenbee, Administrator, OJJDP

“The terms “detained and confined” have been understood to be synonymous with being in secure custody”

Secure / Unsecure Defined

- Secure Custody: A residential facility that includes construction features designed to physically restrict the movements and activities of persons in custody (such as locked rooms and buildings, fences, or other physical structures).
  
  I.E HOLDING CELLS; HANDCUFFED TO THE FLOOR

- Non-Secure Custody: A juvenile may be in law enforcement custody and, therefore, not free to leave or depart from the presence of a law enforcement officer or at liberty to leave the premises of a law enforcement facility but not be in a secure detention or confinement status.
  
  I.E. LOBBY, MULTI PURPOSE ROOM, INTERROGATION ROOM
DEINSTITUTIONALIZATION OF STATUS OFFENDERS

Federal Law Summary

42 U.S.C. 5633 Sec 223-11(a):
Status offenders or non-offenders may not be detained or confined in an adult jail, adult lockup, other adult detention centers, or secure juvenile facilities (RYDC/YDC)

Exceptions for the placement of status offenders in secure juvenile facilities
1. 48 hours – court appearance
2. Out of state runaways
3. Handgun
Federal Law Summary

42 U.S.C. 5633 Sec 223 -11(13):

Delinquent juvenile offenders may not be detained or confined in adult jails, adult lockups, or other adult detention centers

Exceptions for the placement of delinquent juvenile offenders in adult jails/lockups/other centers

1. 6 hours rule
2. 12 hours – court appearance
3. Juveniles charged as adults (SB440/seven deadly sins)
Federal Law Summary

42 U.S.C. 5633(11):

All juvenile offenders (delinquent/status/other) may not be detained or confined in any facility in which they have contact with adult inmates

Sight and Sound Separation

Sight Separation: clear visual contact between adult inmates and juveniles within close proximity to each other
Sound Separation: direct oral communication between adult inmates and juvenile offenders

**Brief and inadvertent or accidental contacts between juvenile offenders in a secure custody status and adult inmates in secure nonresidential areas of the facility do not count as violations

THERE ARE NO EXCEPTIONS FOR SIGHT AND SOUND SEPARATION
SCARED STRAIGHT, JAIL TOURS, ETC

JJDPA

- No juvenile shall enter, for any amount of time, into a secure setting or section of an adult jail, lock up, or other adult detention facility as a disposition of an offense or as a means of modifying behavior.

Scared Straight/ Jail Tours

- Proven to be not only ineffective but actually increases the likelihood that youth will engage in offending behavior.
WHY

WHY??

As established by O.C.G.A., the CJCC monitors GA’s compliance and reports to the U.S. Department of Justice.

GEORGIA IS COMMITTED TO PROVIDING WHAT IS ‘BEST PRACTICE’ FOR JUVENILES WHO COME INTO CONTACT WITH THE JUVENILE JUSTICE SYSTEM.

More than a century of research supports the premise that youth are fundamentally different than adults, in both their level of responsibility as well as their potential for rehabilitation. The JJDPA core requirements represent the highest standards for juveniles and are a result of evidence base research.

Georgia receives money from the Office of Juvenile Justice and Delinquency Prevention. Georgia loses 25% of funding for each protection found out of compliance, AND must focus 50% of remaining funds on the problem. CJCC and DJJ work collaboratively to fulfill this requirement.
MONTHLY MONITORING REPORTS # 1-6

Steps 1-6 on the Monthly Monitoring Report Form

1. Person who physically fills out the report
2. Jail Monitor (this can be the same as #1)
3. The month/year of report
4. Name of Facility surveying/ county of facility
5. Type of facility
6. Number of juveniles held in secure custody

MONTHLY JAIL MONITORING REPORT

1. Person completing report: [ ] Date:
2. Monitor verifying report: [ ] Date:
3. Period of Report: [ ] Month [ ] Year
4. Name of Facility: [ ] County:
5. Type of Facility:
   - [ ] Jail
   - [ ] Lock up
   - [ ] Other: 

6. During this reporting period, has the facility held ANY juvenile offenders in SECURE CUSTODY?
   - [ ] No, this facility held 0 juveniles in secure custody
   - [ ] Yes, this facility held [ ] juveniles in secure custody

If you answered no (Q7), you have completed the monthly jail report. Please sign at the bottom of the form. Thank you.
Steps #7-12 on the Monthly Monitoring Report Form
*use a separate form per juvenile

7. Name of juvenile
8. DOB/ Race/ Sex
9. Juvenile’s county of residence
10. Date/time admitted
11. Date/time released
12. Total time juvenile was held

If you answered yes, please continue filling out the form for each juvenile who was held in SECURE CUSTODY ONLY.

7. Name of Juvenile: ____________________________  Race: _______  Sex: _______
8. Date of Birth: ____________________________
9. County of Residence (State, if not GA Resident): _______
10. Date Admitted: ____________________________  Time Admitted: _______
11. Date Released: ____________________________  Time Released: _______
12. Total time in jail (hours): ____________________________
13. What did the juvenile do?

** A youth who is charged with both a delinquent and status offense shall be classified according to the most serious charge.

13. Accused Offense(s):
- Delinquent
- Status/CHINS, Non-offender
- Other: __________________________
14. Did the facility provide sight and sound separation from adult inmates while the juvenile was in custody?
15. Why was the juvenile kept at the facility?

16. Person who again confirming the data

15. What was the reason this juvenile was securely detained?
   - Held as adult
   - Awaiting transfer to court
   - Awaiting transfer to YDC/RyDC/Juvenile Prison
   - Identification/investigation/processing/or release to parents
   - Other (please specify): _______________________

16. Name of person certifying this data (Name & Title): ________
    Signature of person certifying this data: _______________________

Phone Number: ________
ANNUAL MONITORING REPORTS #1-7

Steps 1-7 on the Annual Monitoring Report Form

1. Person who physically fills out the report
2. Jail Monitor (this can be the same as #1)
3. The month/year of report
4. Name of Facility surveying/ county of facility
5. Contact at the facility
6. Type of facility
7. Number of juveniles held in secure custody

1. Person completing report: [ ] Date: [ ]
2. Monitor verifying report: [ ] Date: [ ]
3. Period of Report: [ ] Year:
4. Name of Facility: [ ] County: [ ]
5. Contact: [ ] Phone: [ ] Email: [ ]
6. Type of Facility:
   [ ] Jail
   [ ] Lock up
   [ ] Other: [ ]
7. During the last 12 months, has the facility held ANY juvenile offenders in SECURE CUSTODY:
   [ ] No, this facility held 0 juvenile offenders in secure custody.
   [ ] Yes, this facility held [ ] juveniles in secure custody.

If you answered no (Q7), you have completed the annual jail report. Please sign at the bottom of the form. Thank you.
8. Did the facility provide sight and sound separation from adult inmates while the juvenile was in custody?
9. Total number of delinquent youth accused or adjudicated

10. Total number of status/CHINS accused or adjudicated
WHAT IS EXPECTED AS A JAIL MONITOR

- Record all juveniles who enter into secure custody in any adult jail, adult lockup, or other adult detention centers within your jurisdiction on monthly/annual report form
- Submit a monthly/annual reports to Jimmie Hooks

FUTURE?
- Court holding facilities – sight and sound separation
Site Visit Steps

1. Contact the Jail Monitor and set up date

2. Site Visit
   1. Go over facility questions
   2. Review juvenile holding policy
   3. Review logs/holding records
   4. Tour of the juvenile process/anywhere a juvenile may go

3. Discuss any concerns

4. Email findings

5. Follow-up
QUESTIONS/CONTACT

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