

2016 Regular Session

HOUSE CONCURRENT RESOLUTION NO. 102

BY REPRESENTATIVE LEGER

JUVENILES: Creates the Louisiana Juvenile Detention Alternatives Initiative Statewide Leadership Collaborative

1 A CONCURRENT RESOLUTION

2 To create the Louisiana Juvenile Detention Alternatives Initiative Statewide Leadership
3 Collaborative to oversee the process of implementing the core principles and
4 strategies of the Juvenile Detention Alternatives Initiative ("JDAI") statewide to
5 improve public safety and long-term outcomes for youth in Louisiana by safely
6 eliminating the unnecessary or inappropriate use of detention, redirecting public
7 funds to effective youth development endeavors, and identifying and reducing racial
8 and ethnic disparities.

9 WHEREAS, the legislature enacted the Juvenile Justice Reform Act of 2003 (Act
10 No. 1225 of the 2003 Regular Session of the Legislature) making significant changes to
11 improve Louisiana's juvenile justice system, including the network of local juvenile
12 detention centers which provide temporary housing to youth prior to adjudication or pending
13 dispositional placement; and

14 WHEREAS, the legislature initiated statewide efforts to improve detention by
15 enacting HCR No. 77 of the 2009 Regular Session of the Legislature and Act No. 863 of the
16 2010 Regular Session of the Legislature, which resulted in the development of statewide
17 uniform juvenile detention standards and promulgation of rules governing the licensing of
18 juvenile detention facilities; and

19 WHEREAS, R.S. 15:1110 provides that it shall be the policy of this state that all
20 juvenile detention facilities provide temporary, safe, and secure custody of juveniles during
21 the pendency of juvenile proceedings only when no other less restrictive alternative is

1 available to secure the appearance of the juvenile in court or to protect the safety of the
2 youth or the public; and

3 WHEREAS, in 2014, the National Research Council published a comprehensive
4 review of the juvenile justice system entitled, "Reforming Juvenile Justice: A Developmental
5 Approach", which found no convincing evidence that confinement of juvenile offenders
6 reduces the likelihood of re-offending; and

7 WHEREAS, the Juvenile Detention Alternatives Initiative, supported by the Annie
8 E. Casey Foundation "Foundation", has repeatedly demonstrated over a period of twenty
9 years that jurisdictions can safely reduce reliance on secure detention following their eight
10 core strategies:

- 11 (1) Collaboration.
- 12 (2) Use of accurate data.
- 13 (3) Objective admissions criteria and screening instruments.
- 14 (4) New and enhanced non-secure alternatives to detention.
- 15 (5) Case processing improvements.
- 16 (6) Special detention cases.
- 17 (7) Reducing racial disparities.
- 18 (8) Improving conditions of confinement; and

19 WHEREAS, Louisiana became a JDAI partner in 2006 through the Louisiana
20 Commission on Law Enforcement and Criminal Justice and five jurisdictions were selected
21 by the Foundation to participate: Caddo, Calcasieu, East Baton Rouge, Jefferson, and
22 Orleans; and

23 WHEREAS, following the success of implementing the model reforms in each of
24 these five JDAI jurisdictions and with the desire of the stakeholders in the Louisiana juvenile
25 justice system to engage in scale work statewide, the Foundation selected Louisiana to
26 participate in a "Going to Scale" initiative which endeavors to develop a model, state-level
27 process for expanding JDAI improvements strategically and with fidelity to all juvenile
28 detention centers in the state; and

1 WHEREAS, a critical aspect of JDAI scale work requires a state leadership
2 collaboration including key multi-branch state and local stakeholders to ensure that JDAI
3 is implemented strategically, responsibly, and effectively with fidelity statewide.

4 THEREFORE, BE IT RESOLVED, that the Legislature of Louisiana does hereby
5 create the Louisiana Juvenile Detention Alternatives Initiative Statewide Leadership
6 Collaborative to oversee the process of implementing the core principles and strategies of
7 JDAI statewide in order to improve public safety and long-term outcomes for youth in
8 Louisiana by safely eliminating the unnecessary or inappropriate use of detention,
9 redirecting public funds to effective youth development endeavors, and identifying and
10 reducing racial and ethnic disparities.

11 BE IT FURTHER RESOLVED that the Louisiana JDAI Statewide Leadership
12 Collaborative "Collaborative" shall be composed of the following members:

- 13 (1) The chief justice of the Louisiana Supreme Court or his designee.
- 14 (2) The chair of Louisiana Senate Committee on Judiciary B or his designee.
- 15 (3) The chair of the Louisiana House Committee on Administration of Criminal
16 Justice or his designee.
- 17 (4) The deputy secretary of the Department of Public Safety and Corrections, office
18 of juvenile justice or his designee
- 19 (5) The secretary of the Department of Children and Family Services or his
20 designee.
- 21 (6) The secretary of the Department of Health and Hospitals or his designee.
- 22 (7) The secretary of the Department of Education or his designee.
- 23 (8) The chair of the Juvenile Justice and Delinquency Prevention Advisory Board
24 or his designee.
- 25 (9) The state public defender or his designee.
- 26 (10) The executive director of the Louisiana District Attorneys Association or his
27 designee.
- 28 (11) The president of the Louisiana Juvenile Detention Association or his designee.
- 29 (12) The executive director of the Louisiana Center for Children's Rights or his
30 designee.

1 (13) The executive director of Families and Friends of Louisiana's Incarcerated
2 Children or his designee.

3 (14) The executive director of the Louisiana Sheriff's Association or his designee.

4 (15) The executive director of the Louisiana Chiefs of Police Association or his
5 designee.

6 (16) The president of the Louisiana Council of Juvenile and Family Court Judges
7 or his designee.

8 (17) The executive director of the Children's Cabinet or his designee.

9 (18) A representative from each of the five Louisiana model JDAI sites.

10 (19) Such other members as identified and invited by the Collaborative.

11 BE IT FURTHER RESOLVED that the JDAI State Coordinator of the Louisiana
12 Commission on Law Enforcement and Administration of Criminal Justice shall provide the
13 necessary support and staff for the Collaborative to conduct its work.

14 BE IT FURTHER RESOLVED that the Collaborative shall have as its purpose the
15 development and monitoring of a plan for statewide implementation of the eight core
16 strategies of the JDAI.

17 BE IT FURTHER RESOLVED that the members of the Collaborative shall enter into
18 a memorandum of understanding to pursue the following objectives:

19 (1) Assist in the development and monitoring of a work plan that includes clearly
20 defined goals, objectives, and action steps to guide statewide scale work in local jurisdictions
21 in the implementation of JDAI core strategies; includes training and technical assistance for
22 local jurisdictions and statewide leadership as appropriate; and establishes realistic time
23 frames for achievement of goals taking into consideration a wide variance of resource
24 availability within and between juvenile jurisdictions.

25 (2) Utilize a clear methodology for assisting local sites to assess their readiness to
26 undertake detention system reform efforts. This methodology will include, at a minimum,
27 a system assessment, a detention utilization study, the creation of a local collaborative to
28 support reform efforts, the presentation of assessment findings, and the development of a
29 local work plan.

1 (3) Develop clear and consistent messaging around JDAI scale work, including a
2 marketing and messaging plan to engage elected officials, state-level administrators,
3 mid-level supervisors, and line staff on the liabilities of inappropriate use of detention and
4 benefits of detention reform.

5 (4) Make recommendations to the Juvenile Justice Reform Act Implementation
6 Commission "JJIC", legislators, collaborative partner organizations, and other
7 decision-making stakeholders for changes to practices, policies, procedures, regulations,
8 state law, or other guidance related to detention utilization.

9 BE IT FURTHER RESOLVED that the Collaborative shall adopt such rules and
10 procedures as it shall find necessary for the conduct of the activities and meetings of the
11 Collaborative.

12 BE IT FURTHER RESOLVED that the Collaborative meet at least quarterly and at
13 such other times as may be necessary to accomplish its purposes.

14 BE IT FURTHER RESOLVED that the Collaborative report on the status of JDAI
15 progress to the JJIC at least annually and otherwise upon request of the JJIC.

16 BE IT FURTHER RESOLVED that members of the Collaborative shall serve
17 without additional compensation; however, travel, per diem, and other expenses may be paid
18 by the member's respective employer or affiliated agency.

19 BE IT FURTHER RESOLVED that a suitable copy of this Resolution be transmitted
20 to each member of the Collaborative.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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2016 Regular Session

Leger

Creates the La. Juvenile Detention Alternatives Initiative Statewide Leadership Collaborative to oversee the process of implementing the core principles and strategies of Juvenile Detention Alternatives Initiative statewide.