

DHS - Youth Services

Enabling Laws

Act 57 of 2014
A.C.A. §9-27-505 et seq
A.C.A. §9-28-201 et seq
A.C.A. §9-28-601 et seq
A.C.A. §25-10-102
A.C.A. §25-10-401 et seq
A.C.A. §9-28-205

History and Organization

MISSION STATEMENT

The Division of Youth Services (DYS) provides in a manner consistent with public safety, a system of high quality programs to address the needs of the juveniles who come in contact with the juvenile justice system by:

- Providing effective community-based prevention, diversion, and graduated sanction programs.
- Providing leadership for coordination, collaboration, and improvement of the Arkansas juvenile justice system.
- Providing supervision and effective treatment for juvenile offenders in the community.
- Operating safe and secure juvenile correctional facilities in a manner consistent with best practices in the field and with effective treatment programming for the population served in the community.

DYS HISTORY and STATUTORY RESPONSIBILITIES

Act 199 of 1905 established Arkansas' first reform schools, one near Little Rock and the other near Alexander. Under Act 67 of 1917, the Boys' Reform or "Industrial School" was relocated to Pine Bluff; both the boys' and girls' industrial schools were placed under the administration of independent boards appointed by the Governor. Act 526 of 1921 provided the placement of both industrial schools under the management and control of a single Board of Managers. Act 60 of 1937 established the first industrial school at Wrightsville; in 1949, the

Fargo Industrial School near Brinkley was opened. From 1953 until 1968, each of the four industrial or "training" schools had its own Board of Managers. In 1968, the four boards were condensed into one.

In 1968, training school operations were placed under the Department of Rehabilitation Services which resulted in providing a diagnostic and reception service at the then Benton State Hospital, implementation of a parole service to provide aftercare services to youth released from the training schools, and the establishment of a central office for training schools.

In 1971, under Act 38, the Executive Department of the State of Arkansas underwent a major reorganization. Consequently, juvenile services was separated from its former parent agency, The Division of Rehabilitation Services, and placed under the director of the newly created Department of Social and Rehabilitative Services.

Aided by a grant from the Federal Law Enforcement Assistance Act (FLEAA), in 1974 the Juvenile Services Office began developing a comprehensive state plan for delinquency prevention and control. In 1976, the plan, entitled "A Systems Approach to Services for Youth", was published with the intended outcome of providing "a foundation for the unification of all aspects of youth services into a coordinated, goal directed system of viable services for troubled youth".

In 1977, the original Division of Youth Services was created as a part of the Department of Human Services. During the eight-year existence of the Division of Youth Services, the number of training schools was reduced to two - Pine Bluff and Alexander. The Wrightsville Training School was transferred to the Department of Correction.

Act 348 of 1985 merged the Division of Youth Services with the new Division of Children and Family Services. As a component of its new parent agency, the Office of Youth Services continued to be responsible for operation of the two youth services centers and management of funding for the contracted community-based programs serving delinquent youth. The Youth Services Board continued its role of overseeing the management of the Youth Services Centers.

The Division of Youth Services (DYS) was established October 1, 1993, pursuant to Act 1296 as a response to the State's obligation to juveniles involved with the juvenile justice system. The Division was charged with a number of responsibilities under Act 1296. The first was to coordinate communication among the various components of the juvenile justice system. The second was to oversee reform of the state's juvenile justice system, which included closing the Pine Bluff Youth Services Center, establishing serious offender programs in its place, and expanding the system of community-based services. The third was to provide Family-in-Need-of-Services (FINS) to prevent youth delinquency. Other functions set out in the Act include conducting research into the causes, nature, and treatment of juvenile delinquency and related problems; development of programs for early intervention and prevention of juvenile delinquency; and maintaining information files on juvenile delinquents in the state.

Act 1113 of 1995 required the Division to expand community-based services. This Act provides for contracts for the establishment of Therapeutic Group Homes and Independent Living Programs.

Act 1261 of 1995 established the powers and duties of the Division.

Act 1333 of 1997 also established the Department of Human Services State Institutional System Board to oversee all real property owned and operated by the Department for Youth Services and mental health treatment facilities. The former Youth Services Board was eliminated.

Act 1030 of 1999 requires the Division to separate juvenile offenders committed to a facility operated by the Division based upon: 1) the age of the juvenile offender; 2) the seriousness of the crime or crimes committed by the juvenile offender; or 3) whether the juvenile offender has been adjudicated delinquent of a sex offense as defined under A.D.A 12-12-903(a)(12). Act 1192 of 1999 allows the court to make a determination to designate a juvenile as an extended juvenile jurisdiction offender. Act 1272 of 1999 requires the Division to establish a separate facility to house offenders between the ages of eighteen and twenty-one who have been committed to the Division.

Act 559 of 2001 allows the court to make a determination to transfer an offender under the age of eighteen years from the Department of Correction to the Division of Youth Services. Act 1048 of 2001 allows for dissemination of juvenile aftercare and custody information to law enforcement officials, criminal justice agencies, and officials for the administration of criminal justice. Act 1468 of 2001 released the obligation to repay existing revolving loans for juvenile detention centers located in Independence County, Yell County, Jefferson County, Washington County and Miller County. The Division of Youth Services has no obligation to utilize or fund detention centers or facilities. Act 1583 of 2001 provides for the Division to exempt placements of delinquent youth committed to the Division from the permit of approval process. Act 1794 of 2001 protects DYS employees of the Alexander Youth Service Center from loss of pay as a result of the privatization of the center.

Act 1265 of 2003 provides for juvenile sex offender assessment, registration, and DNA samples.

Act 1255 of 2005 to assure the continuity of education, requires that students who are adjudicated to the Division of Youth Services and complete high school requirements for a diploma shall be issued a diploma from the last school district attended. Act 1530 of 2005 adopts a new interstate compact for juveniles.

Act 742 of 2007 provided for the protection of the confidentiality of juvenile records. Act 855 of 2007 renamed Alexander Juvenile Correctional Facility to Arkansas Juvenile Assessment and Treatment Center.

Act 972 of 2009 established a System of Education within the Division of Youth Services. This act established a partnership between the Division of Youth Services and the Arkansas Department of Education to implement a system of education in residential facilities operated by DYS that conform to the guidelines established by the Department of Education as set for in A.C.A. §9-28-205.

Act 1478 of 2013 exempts the Division of Youth Services from the jurisdiction of the Claims Commission over claims for acts committed by juveniles released by the division, whether or not the juvenile is subject to conditions of aftercare or probation. Act 1258 of 2013 concerning contracts between the Division of Youth Services and Community-Based Providers requires legislative review of all changes.

PRIMARY ACTIVITIES PROVIDED BY DYS

The Division of Youth Services (DYS) provides the following services through contracted providers: a) management and operation of the Arkansas Juvenile Assessment and Treatment Center, assessment services for adjudicated youth committed to DYS; b) seven juvenile programs for serious and chronic juvenile offenders committed to DYS; c) residential alternative services for adjudicated youth committed to DYS; d) community based residential treatment and emergency shelter programs for juveniles whose emotional or behavioral problems cannot be resolved in their own home; e) non-residential services provided by contracted community based programs; and f) The Juvenile Justice and Delinquency Prevention (JJDP) Act authorizes funds for the support of local prevention programs and monitoring of local detention facilities. In addition, the Division directly manages the placement, case management, and release functions for committed youth.

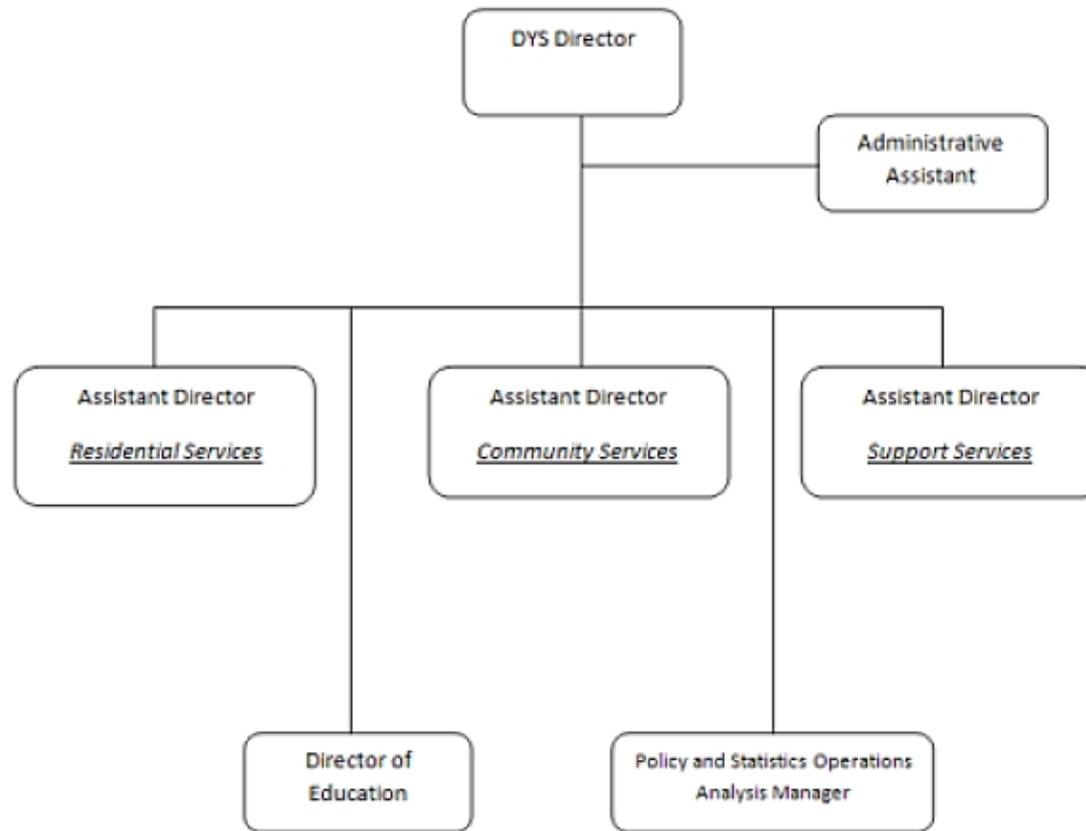
DYS' Executive Staff continues to work to reinforce working relationships with juvenile courts throughout Arkansas. The goal of this effort is to make sure all partners involved within the juvenile justice system are fully aware of the various programs, other than residential placement, that are available to Arkansas youth. DYS accredits a continued reduction of commitments of the effort of the Juvenile System Partners. DYS continues to be committed to the youth of Arkansas by continuing to put in place evidence-based and promising practice programs that are proven effective to reduce commitments and future involvement with the juvenile justice system.

GOVERNING BOARD

Pursuant to Act 1513 of 2013, the Arkansas Coalition for Juvenile Justice Board (ACJJ) was changed from an advisory board to a governing board. The ACJJ Board oversees the federal Title II grant funds, Title V grant funds, Challenge, and Juvenile Accountability Incentive Block Grant funds awarded by the Office of Juvenile Justice and Delinquency Prevention, U.S. Department of Justice.

ORGANIZATION

The Division of Youth Services is located within the Department of Human Services.



Agency Commentary

The Division of Youth Services (DYS) 2015-2017 Biennial Budget request is for appropriation and funds to support state funded community and residential programs for juveniles. This request emphasizes the availability of community services for at-risk juveniles. The following items reflect the major components included in the Division's change level requests:

- General Revenue to replace one-time funding in the base level budget;
- Enhanced community services;
- New community education services;
- Unfunded appropriation to allow the Division to respond to needs.

The budget amount requested is essential to the Division's effort to have available to each juvenile a system of services and placements that will ensure a timely and appropriate response to each juvenile's needs.

Administration Operations - Appropriation 896

The administration program plans, develops, coordinates, and implements all administrative support activities for the Division. This program also includes certain educational and contract activities necessary to support the provision of educational and other services to clients.

The Division is requesting reclassification of One (1) DHS/DYS Education Manager (E010C C125) position to a Public School Program Manager (E006C C126) allowing retention and better future recruitment of this position. Additionally, this position currently supervises a C125 position.

The Division is requesting unfunded appropriation in Professional Fees to return the appropriated line item to its current authorized level. This will allow for adjustments based upon needs of required medical services or if additional funding is received to support Division objectives.

The Division is requesting unfunded appropriation in Capital Outlay to return the appropriated line item to its current authorized level for any equipment replacements that may arise.

The Division is requesting unfunded appropriation in the Statewide Prevention/Intervention Youth Development Services line to return the appropriated line item to its current authorized level. This will allow for any additional prevention and intervention youth grants funded from the Attorney General's Office settlements for Boys and Girls Clubs.

Community Services Program:

The community services programs provide a wide range of non-residential programs for Families in Need of Services (FINS), juvenile offenders, youth at risk for becoming juvenile offenders, and for juveniles transferred from a DYS residential program to aftercare. These services include interstate compact, electronic monitoring, intensive supervision and tracking, restitution, day services (educational services for youth who are admitted to the program and not enrolled in school), juvenile crime prevention, and aftercare supervision for state custody youth. In addition to the non-residential programs offered, emergency shelter services are provided along with community based non-secure

residential treatment. Residential treatment provides twenty-four hour treatment services for juveniles whose emotional and/or behavioral problems cannot be remedied in his or her home. Community services are provided by privately operated, non-profit organizations to juveniles up to age 21 for aftercare. Services are available in each of the 28 judicial districts.

The community based sanctions program is to ensure appropriate sanctions for juveniles adjudicated delinquent. This program is intended to provide a range of sanction alternatives for juveniles who are adjudicated delinquent and those who fail to comply with aftercare plans or orders of the court. The intent of the program is to provide more options for the courts and community based providers working with juveniles in the community, rather than committing them to DYS.

Additional community based services are provided through the Juvenile Justice and Delinquency Prevention Program (JJDP). JJDP funds are used at the local level to develop comprehensive strategies for prevention, community policing, reducing disproportionate minority confinement, ensuring separation of children from adults in jails and lockups, removing non-offending youth from correctional facilities, and promoting gender specific services to meet the unique needs of females.

The Juvenile Accountability Block Grant (JABG) program is a federal program designed to promote greater accountability in the juvenile justice system and target 17 specified program purpose areas. These federal funds are designated for local units of government.

Juvenile Accountability Incentive Block Grant - Appropriation 2RA

The Division is requesting federally funded appropriation to return the appropriation to its current authorized level due to possible increases in federal funding provided through the Juvenile Accountability Incentive Block Grant.

Community Services - Appropriation 2RB

The Division is requesting new general revenue of \$1,437,409 in both years of the biennium to replace one-time funding in the base level budget related to the Commitment Reduction contracts. The success of the evidence based, best practice pilot programs, were implemented using American Recovery and Re-investment Act (ARRA) funding and set aside/general improvement funds; these contracts have been successful in reducing commitments to DYS residential facilities. However, these one-time funding sources have depleted and the Division cannot guarantee a fund balance to continue the Commitment Reduction contracts into the next biennium.

The Division is requesting new general revenue funded appropriation of \$1,500,000 in both years of the biennium for Community Services contracts in accordance with section 3 (5), Act 1261 of 1995; to establish state funded prevention, intervention, and diversion programs to address the needs of at-risk and delinquent youth. This is critical to reduce incarcerations, and to divert youth from the cradle-to-prison pipeline.

The Division is requesting new general revenue funded appropriation of \$500,000 in both years of the biennium for new Community Services Education contracts to partner with school districts to establish an education advocacy program to provide casework services in schools, reduce court referrals, and improve educational outcomes for youth.

The Division is requesting unfunded appropriation to provide additional appropriation for contracted services as funds are needed for contract adjustments, if other revenues become available.

Federal Child and Youth Service Grants - Appropriation 2RC

The Division is requesting federally funded appropriation to allow for possible increases in federal funding. These grants can include Title I, Title II, Title V and Social Services Block Grant (SSBG).

Residential Services Program:

The residential services program provides services for juveniles committed to DYS needing a secure and/or specialized treatment environment and are operated through contracts with private non-profit and for-profit providers.

The Division operates residential programs at eight locations that house and treat the states' most serious, chronic, or violent juvenile offenders committed to the Division by the state's district courts. These facilities are as follows:

- Arkansas Juvenile Assessment and Treatment Center
- Dermott Juvenile Correctional Facility
- Dermott Juvenile Treatment Center
- Lewisville Juvenile Treatment Center
- Harrisburg Juvenile Treatment Center
- Colt Juvenile Treatment Center
- Mansfield Juvenile Treatment Center
- Mansfield Juvenile Treatment Center for Girls

The Arkansas Juvenile Assessment and Treatment Center provides centralized intake for juveniles committed to the Division. The target population of juveniles assigned to this facility is the most serious violent offenders, difficult to place sexual offenders, and juveniles who disrupted a placement due to behavior management issues. Arkansas Juvenile Assessment and Treatment Center emphasizes cognitive behavioral treatment, education, and substance abuse treatment.

The juvenile residential facilities are designed to provide intensive treatment with emphasis on education and substance abuse counseling. These programs work with males 13 to 18 years old, and females 13 to 21 years old, who have committed one or more Y, A, or B felonies;

committed two or more times to DYS; committed two or more felonies or committed a misdemeanor offense and who has documented history of two or more prior adjudications of a delinquent act. Committed females are housed at either Mansfield or Alexander only. Only 18 to 21 year old adjudicated youths are housed in the Dermott Juvenile Correctional Facility.

Residential treatment facilities provide for alternative placements and specialized residential treatment programs. They are available for youth needing sex offender treatment, substance abuse treatment, therapeutic group homes, and residential psychiatric placement and counseling.

Residential Services - Appropriation 2YH

The Division is requesting new general revenue of \$612,900 in both years of the biennium to replace one-time funding in the base level budget. The Division cannot guarantee a fund balance to continue this funding into the next biennium.

The Division is requesting unfunded appropriation to provide additional appropriation for contracted services as funds are needed for contract adjustments, if other revenues become available.

Audit Findings

DIVISION OF LEGISLATIVE AUDIT
AUDIT OF :
DEPARTMENT OF HUMAN SERVICES
FOR THE YEAR ENDED JUNE 30, 2011

Findings

Recommendations

Audit findings are reported under the DHS Director's Office/Office of Chief Counsel.

State Contracts Over \$50,000 Awarded To Minority Owned Businesses Fiscal Year 2014

None

Publications

A.C.A. 25-1-201 et seq.

Name	Statutory Authorization	Required for		# of Copies	Reason(s) for Continued Publication and Distribution	Unbound Black & White Copies Produced During the Last Two Years	Cost of Unbound Copies Produced During the Last Two Years
		Governor	General Assembly				
ACJJ Annual Report to the Governor (JJDP)	Federal Mandate JJDP Prevention Act of 2002	N	N	500	This report is continued to be in compliance with the federally mandated Juvenile Justice Delinquency Prevention Act of 2002	0	0.00
Compliance Monitoring Report	Federal Mandate - JJDP Prevention Act of 2002	N	N	3	This report is continued to be in compliance with the federally mandated Juvenile Justice Delinquency Prevention (JJDP) Act of 2002	0	0.00
Division of Youth Services System of Education	Act 972 of the Regular Session 87th General Assemb	N	Y	1	This report is to be provided annually on March 1 to the House Committee on Aging, Children and Youth, Legislative and Military Affairs and to the Senate Committee on Children and Youth. The report is to contain information regarding the state of the Division of Youth services System of Education.	0	0.00
Three Year State Plan & Three Year Update Juvenile Justice Delinquency Prevention (JJDP)	Federal Mandate JJDP Prevention Act of 2002	N	N	1	This report is continued to be in compliance with the federally mandated Juvenile Justice Delinquency Prevention Act of 2002	0	0.00

Department Appropriation Summary

Historical Data

Agency Request and Executive Recommendation

Appropriation	2013-2014		2014-2015		2014-2015		2015-2016					2016-2017						
	Actual	Pos	Budget	Pos	Authorized	Pos	Base Level	Pos	Agency	Pos	Executive	Pos	Base Level	Pos	Agency	Pos	Executive	Pos
2QZ Community Based Sanctions	2,469,818	0	2,550,000	0	2,550,000	0	2,550,000	0	2,550,000	0	2,550,000	0	2,550,000	0	2,550,000	0	2,550,000	0
2RA Juvenile Account Incentive Block Grant	123,976	0	781,730	0	1,671,520	0	781,730	0	1,671,520	0	1,671,520	0	781,730	0	1,671,520	0	1,671,520	0
2RB Community Services	15,814,914	0	16,150,017	0	21,427,312	0	16,150,017	0	20,150,017	0	20,150,017	0	16,150,017	0	20,150,017	0	20,150,017	0
2RC Federal Child & Youth Service Grants	4,022,299	0	5,262,546	0	5,746,475	0	5,262,546	0	6,262,546	0	6,262,546	0	5,262,546	0	6,262,546	0	6,262,546	0
2YH Residential Services	26,941,432	0	27,291,690	0	26,579,874	0	27,291,690	0	29,291,690	0	29,291,690	0	27,291,690	0	29,291,690	0	29,291,690	0
896 Division of Youth Services	6,727,924	88	8,376,421	88	10,847,695	88	8,433,518	88	10,580,680	88	10,580,680	88	8,435,980	88	10,583,142	88	10,583,142	88
Total	56,100,363	88	60,412,404	88	68,822,876	88	60,469,501	88	70,506,453	88	70,506,453	88	60,471,963	88	70,508,915	88	70,508,915	88

Funding Sources		%		%		%		%		%		%		%		%	
General Revenue	4000010	48,077,290	85.7	48,258,568	79.9	48,308,969	79.9	52,359,278	81.4	48,308,969	80.1	48,311,143	79.9	52,361,452	81.4	48,311,143	80.1
Federal Revenue	4000020	4,308,718	7.7	6,222,259	10.3	6,228,801	10.3	7,228,801	11.2	7,228,801	12.0	6,229,083	10.3	7,229,083	11.2	7,229,083	12.0
Trust Fund	4000050	123,976	0.2	781,730	1.3	781,730	1.3	1,671,520	2.6	1,671,520	2.8	781,730	1.3	1,671,520	2.6	1,671,520	2.8
Transfer to Ar Pub Defender	4000603	(90,054)	(0.2)	(240,000)	(0.4)	(240,000)	(0.4)	(240,000)	(0.4)	(240,000)	(0.4)	(240,000)	(0.4)	(240,000)	(0.4)	(240,000)	(0.4)
Transfer to DFA Disbursing	4000610	(400,000)	(0.7)	(400,000)	(0.7)	(400,000)	(0.7)	(400,000)	(0.6)	(400,000)	(0.7)	(400,000)	(0.7)	(400,000)	(0.6)	(400,000)	(0.7)
Transfer to Medicaid Match	4000660	(365,713)	(0.7)	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
Various Program Support	4000730	4,446,146	7.9	5,789,847	9.6	5,790,001	9.6	3,739,692	5.8	3,739,692	6.2	5,790,007	9.6	3,739,698	5.8	3,739,698	6.2
Total Funds		56,100,363	100.0	60,412,404	100.0	60,469,501	100.0	64,359,291	100.0	60,308,982	100.0	60,471,963	100.0	64,361,753	100.0	60,311,444	100.0
Excess Appropriation/(Funding)		0		0		0		6,147,162		10,197,471		0		6,147,162		10,197,471	
Grand Total		56,100,363		60,412,404		60,469,501		70,506,453		70,506,453		60,471,963		70,508,915		70,508,915	

FY15 Budget exceeds Authorized in (2YH) Residential Services by authority of Reallocation of Resources.

Agency Position Usage Report

FY2012 - 2013						FY2013 - 2014						FY2014 - 2015					
Authorized in Act	Budgeted			Unbudgeted	% of Authorized Unused	Authorized in Act	Budgeted			Unbudgeted	% of Authorized Unused	Authorized in Act	Budgeted			Unbudgeted	% of Authorized Unused
	Filled	Unfilled	Total	Total			Filled	Unfilled	Total	Total			Filled	Unfilled	Total	Total	
88	81	7	88	0	7.95 %	88	82	6	88	0	6.82 %	88	78	10	88	0	11.36 %

Authorized in Act may differ from Authorized reflected on the Appropriation Summary due to Reallocation of Resources (Act 282 of 2014 section 17(d)), Miscellaneous Federal Grant (A.C.A. 19-7-501 et seq.) and POOL positions (A.C.A. 21-5-225(b)(1)).

Analysis of Budget Request

Appropriation: 2QZ - Community Based Sanctions

Funding Sources: DYS - Youth Services Fund Account

This Community Based Sanctions appropriation is used by the Division of Youth Services (DYS) to ensure appropriate sanctions for juveniles adjudicated delinquent. This program is intended to provide a range of sanction alternatives for juveniles who are adjudicated delinquent and for those who fail to comply with aftercare plans or orders of the Court.

The intent of this program is to provide more options for the Courts and Community Based Providers in working with juveniles in the community rather than committing them to DYS. The primary goal of graduated (progressive) sanctions is to reduce problem behaviors, and include the following examples:

- Verbal Warnings
- Contracts with conditions (curfews, increased treatment, increased drug testing, etc.)
- Community Service/Work Crew hours
- Day Reporting
- Electronic Monitoring
- Short Term Confinement (requires court involvement)
- Long Term Confinement (requires court involvement)

Funding for this appropriation is general revenue (DYS-Youth Services Fund Account) and other revenues which are indicated as various program support that become available, such as funding certified under the 45 day rule.

The Agency Base Level and total request for this appropriation is \$2,550,000 each year of the biennium.

The Executive Recommendation provides for the Agency Request.

Appropriation Summary

Appropriation: 2QZ - Community Based Sanctions

Funding Sources: DYS - Youth Services Fund Account

Historical Data

Agency Request and Executive Recommendation

Commitment Item		Historical Data			Agency Request and Executive Recommendation			Agency Request and Executive Recommendation		
		2013-2014 Actual	2014-2015 Budget	2014-2015 Authorized	2015-2016			2016-2017		
					Base Level	Agency	Executive	Base Level	Agency	Executive
Grants and Aid	5100004	2,469,818	2,550,000	2,550,000	2,550,000	2,550,000	2,550,000	2,550,000	2,550,000	2,550,000
Total		2,469,818	2,550,000	2,550,000	2,550,000	2,550,000	2,550,000	2,550,000	2,550,000	2,550,000
Funding Sources										
General Revenue	4000010	2,469,818	2,550,000		2,550,000	2,550,000	2,550,000	2,550,000	2,550,000	2,550,000
Total Funding		2,469,818	2,550,000		2,550,000	2,550,000	2,550,000	2,550,000	2,550,000	2,550,000
Excess Appropriation/(Funding)		0	0		0	0	0	0	0	0
Grand Total		2,469,818	2,550,000		2,550,000	2,550,000	2,550,000	2,550,000	2,550,000	2,550,000

Analysis of Budget Request

Appropriation: 2RA - Juvenile Account Incentive Block Grant

Funding Sources: TYS - Juvenile Accountability Incentive Block Grant (JAIBG) Trust Fund

The Juvenile Accountability Incentive Block Grant (JAIBG) appropriation is a federal program administered by the Office of Juvenile Justice and Delinquency Prevention program within the US Department of Justice. The JAIBG is designed to promote greater accountability in the juvenile justice system by targeting 16 specified program purpose areas, including the following:

- Graduated sanctions for juvenile offenders
- Construction of juvenile detention or correctional facilities
- Hiring of judges/probation officers/public defenders and pre-trial services
- Hiring prosecutors
- Funding to prosecutors, including technology, equipment and training programs
- Training for law enforcement & court personnel
- Juvenile gun courts
- Juvenile drug courts
- Juvenile records system
- Inter-agency information sharing programs
- Accountability based programs
- Risk and Needs assessment
- School safety accountability based programs
- Restorative justice programs
- Juvenile courts and probation programs
- Hiring/training detention & corrections personnel

Funding for this appropriation is 100% federal JAIBG funds that are designated for local units of government. The State established and utilizes an interest bearing trust fund to deposit program funds received through a grant award under the JAIBG program. State and local governments that are eligible to receive JAIBG funds must establish a coordinated enforcement plan developed by a Juvenile Crime Enforcement Coalition (JCEC) at either the state or local level for the purpose of reducing juvenile crime.

The Agency Base Level request for this appropriation is \$781,730 each year of the biennium.

The Agency Change Level request is \$889,790 each year of the biennium due to a possible increase in federal funding.

The Executive Recommendation provides for the Agency Request.

Appropriation Summary

Appropriation: 2RA - Juvenile Account Incentive Block Grant

Funding Sources: TYS - Juvenile Accountability Incentive Block Grant (JAIBG) Trust Fund

Historical Data

Agency Request and Executive Recommendation

Commitment Item	2013-2014	2014-2015	2014-2015	2015-2016			2016-2017		
	Actual	Budget	Authorized	Base Level	Agency	Executive	Base Level	Agency	Executive
Grants and Aid 5100004	123,976	781,730	1,671,520	781,730	1,671,520	1,671,520	781,730	1,671,520	1,671,520
Total	123,976	781,730	1,671,520	781,730	1,671,520	1,671,520	781,730	1,671,520	1,671,520
Funding Sources									
Trust Fund 4000050	123,976	781,730		781,730	1,671,520	1,671,520	781,730	1,671,520	1,671,520
Total Funding	123,976	781,730		781,730	1,671,520	1,671,520	781,730	1,671,520	1,671,520
Excess Appropriation/(Funding)	0	0		0	0	0	0	0	0
Grand Total	123,976	781,730		781,730	1,671,520	1,671,520	781,730	1,671,520	1,671,520

Change Level by Appropriation

Appropriation: 2RA - Juvenile Account Incentive Block Grant

Funding Sources: TYS - Juvenile Accountability Incentive Block Grant (JAIBG) Trust Fund

Agency Request

Change Level		2015-2016	Pos	Cumulative	% of BL	2016-2017	Pos	Cumulative	% of BL
BL	Base Level	781,730	0	781,730	100.0	781,730	0	781,730	100.0
C01	Existing Program	889,790	0	1,671,520	213.8	889,790	0	1,671,520	213.8

Executive Recommendation

Change Level		2015-2016	Pos	Cumulative	% of BL	2016-2017	Pos	Cumulative	% of BL
BL	Base Level	781,730	0	781,730	100.0	781,730	0	781,730	100.0
C01	Existing Program	889,790	0	1,671,520	213.8	889,790	0	1,671,520	213.8

Justification

C01	The Division requests appropriation for both years of the biennium to return the appropriation to its current authorized level for a possible increase in federal funding provided through the Juvenile Accountability Incentive Block Grant.								
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Analysis of Budget Request

Appropriation: 2RB - Community Services

Funding Sources: DYS - Youth Services Fund Account

The Community Services appropriation is utilized by the Division of Youth Services (DYS) to purchase services from community based providers for non-committed youth who are considered at risk or low risk, and for juveniles transferred from a DYS residential program to aftercare. These services include electronic monitoring, intensive supervision and tracking, day services (educational services for youth admitted to the program who are not enrolled in school), crime prevention/intervention and aftercare supervision for state custody youth.

In addition to non-residential programs offered, emergency shelter services are provided along with community based non secure residential treatment for juveniles whose emotional and/or behavioral problems cannot be remedied in his/her home. These services are available in each of the 28 judicial districts, and are provided by privately operated, nonprofit organizations to juveniles up to 18 years of age. Aftercare services are provided to juveniles up to 21 years of age.

Funding for this appropriation is general revenue (DYS-Youth Services Fund Account) and other revenues which are indicated as various program support that become available, such as Targeted Case Management and Rehab funding.

The Agency Base Level request for this appropriation is \$16,150,017 each year of the biennium.

The Agency Change Level request for appropriation is \$4,000,000, which includes new general revenue of \$3,437,409, each year of the biennium for the following:

- \$1,500,000 of appropriation and new general revenue for Community Service contracts to address the needs of at-risk and delinquent youth.
- \$500,000 of appropriation and new general revenue for Community Service Education contracts. This will allow the DYS Education Unit to ensure that the educational needs of youth are being met during their rehabilitation.
- \$2,000,000 to provide flexibility for contracted services as funds are needed for contract adjustments.
- \$1,437,409 in new general revenue to offset the loss of Rehab funding for Commitment Reduction contracts. These contracts are designed to address community based interventions to reduce commitments to DYS.

The Executive Recommendation provides for the Agency Request for appropriation with no new general revenue funding.

Appropriation Summary

Appropriation: 2RB - Community Services

Funding Sources: DYS - Youth Services Fund Account

Historical Data

Agency Request and Executive Recommendation

Commitment Item		Historical Data			Agency Request and Executive Recommendation			Agency Request and Executive Recommendation		
		2013-2014 Actual	2014-2015 Budget	2014-2015 Authorized	2015-2016			2016-2017		
					Base Level	Agency	Executive	Base Level	Agency	Executive
Grants and Aid	5100004	15,814,914	16,150,017	21,427,312	16,150,017	20,150,017	20,150,017	16,150,017	20,150,017	20,150,017
Total		15,814,914	16,150,017	21,427,312	16,150,017	20,150,017	20,150,017	16,150,017	20,150,017	20,150,017
Funding Sources										
General Revenue	4000010	14,290,782	14,637,608		14,637,608	18,075,017	14,637,608	14,637,608	18,075,017	14,637,608
Various Program Support	4000730	1,524,132	1,512,409		1,512,409	75,000	75,000	1,512,409	75,000	75,000
Total Funding		15,814,914	16,150,017		16,150,017	18,150,017	14,712,608	16,150,017	18,150,017	14,712,608
Excess Appropriation/(Funding)		0	0		0	2,000,000	5,437,409	0	2,000,000	5,437,409
Grand Total		15,814,914	16,150,017		16,150,017	20,150,017	20,150,017	16,150,017	20,150,017	20,150,017

Change Level by Appropriation

Appropriation: 2RB - Community Services
Funding Sources: DYS - Youth Services Fund Account

Agency Request

Change Level		2015-2016	Pos	Cumulative	% of BL	2016-2017	Pos	Cumulative	% of BL
BL	Base Level	16,150,017	0	16,150,017	100.0	16,150,017	0	16,150,017	100.0
C01	Existing Program	2,000,000	0	18,150,017	112.4	2,000,000	0	18,150,017	112.4
C05	Unfunded Appropriation	2,000,000	0	20,150,017	124.8	2,000,000	0	20,150,017	124.8

Executive Recommendation

Change Level		2015-2016	Pos	Cumulative	% of BL	2016-2017	Pos	Cumulative	% of BL
BL	Base Level	16,150,017	0	16,150,017	100.0	16,150,017	0	16,150,017	100.0
C01	Existing Program	2,000,000	0	18,150,017	112.4	2,000,000	0	18,150,017	112.4
C05	Unfunded Appropriation	2,000,000	0	20,150,017	124.8	2,000,000	0	20,150,017	124.8

Justification

C01	\$1,500,000 funded appropriation in both years of the biennium for new Community Services contracts in accordance with Section 3 (5), Act 1261 of 1995; to establish state funded prevention, intervention, and diversion programs to address the needs of at-risk and delinquent youth. This is critical to reduce incarcerations, and to divert youth from the cradle-to-prison pipeline. \$500,000 funded appropriation in both years of the biennium for new Community Services Education contracts to partner with school districts to establish education advocacy program to provide casework services in schools, reduce court referrals, and improve educational outcomes for youth.
C05	Unfunded appropriation in both years of the biennium to provide additional appropriation for contracted services as funds are needed for contract adjustments, if other revenues become available.

Analysis of Budget Request

Appropriation: 2RC - Federal Child & Youth Service Grants

Funding Sources: FWF - DHS Federal

This appropriation enables the Division of Youth Services to provide grants to various entities for delinquency programs in accordance with the U.S. Department of Justice. Programs focus on training local officials and staff to work with juveniles to prevent delinquency at the local level by developing comprehensive strategies for prevention, community policing, reducing disproportionate minority confinement, ensuring separation of children from adults in confinement when detention is unavoidable, removing non-offending youth from correctional facilities and promoting gender specific services to meet the needs of females to prevent them entering the juvenile justice system.

Funding for this appropriation is 100% federal revenue. The federal funds are derived from Juvenile Justice and Delinquency Prevention grants (JJPD), Social Service Block Grants (SSBG) and Title I funding.

The Agency Base Level request for this appropriation is \$5,262,546 each year of the biennium.

The Agency Change Level request for appropriation is \$1,000,000 each year of the biennium to support any increases in federal funding.

The Executive Recommendation provides for the Agency Request.

Appropriation Summary

Appropriation: 2RC - Federal Child & Youth Service Grants

Funding Sources: FWF - DHS Federal

Historical Data

Agency Request and Executive Recommendation

Commitment Item	2013-2014 Actual	2014-2015 Budget	2014-2015 Authorized	2015-2016			2016-2017		
				Base Level	Agency	Executive	Base Level	Agency	Executive
Grants and Aid 5100004	4,022,299	5,262,546	5,746,475	5,262,546	6,262,546	6,262,546	5,262,546	6,262,546	6,262,546
Total	4,022,299	5,262,546	5,746,475	5,262,546	6,262,546	6,262,546	5,262,546	6,262,546	6,262,546
Funding Sources									
Federal Revenue 4000020	4,022,299	5,262,546		5,262,546	6,262,546	6,262,546	5,262,546	6,262,546	6,262,546
Total Funding	4,022,299	5,262,546		5,262,546	6,262,546	6,262,546	5,262,546	6,262,546	6,262,546
Excess Appropriation/(Funding)	0	0		0	0	0	0	0	0
Grand Total	4,022,299	5,262,546		5,262,546	6,262,546	6,262,546	5,262,546	6,262,546	6,262,546

Change Level by Appropriation

Appropriation: 2RC - Federal Child & Youth Service Grants
Funding Sources: FWF - DHS Federal

Agency Request

Change Level		2015-2016	Pos	Cumulative	% of BL	2016-2017	Pos	Cumulative	% of BL
BL	Base Level	5,262,546	0	5,262,546	100.0	5,262,546	0	5,262,546	100.0
C01	Existing Program	1,000,000	0	6,262,546	119.0	1,000,000	0	6,262,546	119.0

Executive Recommendation

Change Level		2015-2016	Pos	Cumulative	% of BL	2016-2017	Pos	Cumulative	% of BL
BL	Base Level	5,262,546	0	5,262,546	100.0	5,262,546	0	5,262,546	100.0
C01	Existing Program	1,000,000	0	6,262,546	119.0	1,000,000	0	6,262,546	119.0

Justification

C01	The Division requests an increase in appropriation in the amount of \$1,000,000 for each year of the biennium to support any increases in federal funding.
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Analysis of Budget Request

Appropriation: 2YH - Residential Services

Funding Sources: DYS - Youth Services Fund Account

This appropriation provides residential services for juveniles committed to the Division of Youth Services. Following evaluation at the state operated observation and assessment facility; juveniles are placed in an appropriate program in a secure and/or specialized treatment environment. The Division operates seven juvenile residential facilities that house and treat the state's most serious chronic or violent juvenile offenders committed to the Division by the State's District Courts.

Residential services are provided to juveniles through contracts with private community providers and include the following:

Arkansas Juvenile Assessment & Treatment Center (AJATC)

Provides centralized intake for all juveniles assigned to DYS and is assigned for the most serious violent/sexual offenders and for those that disrupt placement due to behavior issues. This facility houses 143 youth.

Eight Regional Juvenile Treatment Centers

Provide services for males age 14-18, females age 14-21 (housed at the Mansfield female unit) and males age 18-21 housed at the Dermott Juvenile Correctional Facility (JCF). These facilities house a total of 204 youth.

Alternative placement and Specialized Treatment Programs

The Division contracts with 12 different provider groups throughout the state to provide specialized treatment including Psychiatric/Therapeutic Treatments, Sex Offender Treatment and Substance Abuse Treatment.

Funding for this appropriation is general revenue (DYS-Youth Services Fund Account) and other revenues which are indicated as various program support that become available, such as Targeted Case Management and Rehab funding.

The Agency Base Level request for this appropriation is \$27,291,690 each year of the biennium.

The Agency Change Level request for appropriation is \$2,000,000 to provide flexibility for contracted services as funds are needed for contract adjustments and new general revenue of \$612,900 to offset the loss of Rehab funding, each year of the biennium.

The Executive Recommendation provides for the Agency Request for appropriation with no new general revenue.

Appropriation Summary

Appropriation: 2YH - Residential Services
Funding Sources: DYS - Youth Services Fund Account

Historical Data

Agency Request and Executive Recommendation

Commitment Item		Historical Data			2015-2016			2016-2017		
		2013-2014 Actual	2014-2015 Budget	2014-2015 Authorized	Base Level	Agency	Executive	Base Level	Agency	Executive
Grants and Aid	5100004	26,941,432	27,291,690	26,579,874	27,291,690	29,291,690	29,291,690	27,291,690	29,291,690	29,291,690
Total		26,941,432	27,291,690	26,579,874	27,291,690	29,291,690	29,291,690	27,291,690	29,291,690	29,291,690
Funding Sources										
General Revenue	4000010	24,262,059	23,036,921		23,036,921	23,649,821	23,036,921	23,036,921	23,649,821	23,036,921
Various Program Support	4000730	2,679,373	4,254,769		4,254,769	3,641,869	3,641,869	4,254,769	3,641,869	3,641,869
Total Funding		26,941,432	27,291,690		27,291,690	27,291,690	26,678,790	27,291,690	27,291,690	26,678,790
Excess Appropriation/(Funding)		0	0		0	2,000,000	2,612,900	0	2,000,000	2,612,900
Grand Total		26,941,432	27,291,690		27,291,690	29,291,690	29,291,690	27,291,690	29,291,690	29,291,690

FY15 Budget exceeds Authorized by authority of Reallocation of Resources.

Change Level by Appropriation

Appropriation: 2YH - Residential Services
Funding Sources: DYS - Youth Services Fund Account

Agency Request

Change Level		2015-2016	Pos	Cumulative	% of BL	2016-2017	Pos	Cumulative	% of BL
BL	Base Level	27,291,690	0	27,291,690	100.0	27,291,690	0	27,291,690	100.0
C05	Unfunded Appropriation	2,000,000	0	29,291,690	107.3	2,000,000	0	29,291,690	107.3

Executive Recommendation

Change Level		2015-2016	Pos	Cumulative	% of BL	2016-2017	Pos	Cumulative	% of BL
BL	Base Level	27,291,690	0	27,291,690	100.0	27,291,690	0	27,291,690	100.0
C05	Unfunded Appropriation	2,000,000	0	29,291,690	107.3	2,000,000	0	29,291,690	107.3

Justification

C05	Unfunded appropriation in both years of the biennium to provide additional appropriation for contracted services as funds are needed for contract adjustments, if other revenues become available.								
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Analysis of Budget Request

Appropriation: 896 - DHS–Admin Paying Account

Funding Sources: PWP - Administration Paying

The Division of Youth Services was created by Act 1296 of 1993 to be entirely devoted “to handling the problems of youths involved with the juvenile justice system.” The primary responsibilities of DYS as it functions today are to coordinate components of the juvenile justice system, establish serious offender programs, expand community based-services, and provide services to delinquent and Family-in-Need-of-Services (FINS) youth. Other responsibilities of the agency include research related to juvenile delinquency and related problems, development of programs for early intervention and prevention of juvenile delinquency and maintenance of information on juvenile delinquents in the state. This appropriation provides administrative support for the Division of Youth Services.

Funding for this appropriation includes general revenue (DYS - Youth Services Fund Account), federal revenues, and other revenues that become available, which are indicated as various program support. The federal funds are derived from Juvenile Justice and Delinquency Prevention Program (JJDP) funds, Juvenile Accountability Block Grant (JAPBG) funds and Title I funds. Various program support can also include sources such as Carl Perkins Grant funding, McArthur Private Grant funding and Attorney General’s Office settlements.

Base Level Regular Salaries and Personal Services Matching include continuation of the previously authorized 2015 1% Cost of Living Adjustment and Career Service Payments for eligible employees. Personal Services Matching also includes a \$10 increase in the monthly contribution for State employee’s health insurance for a total State match per budgeted employee of \$420 per month. Base Level salaries and matching do not include appropriation for Merit Pay Increases.

The Agency Base Level request for this appropriation is \$8,433,518 in FY2016 and \$8,435,980 in FY2017 with 88 budgeted base level positions.

The Agency Change Level request for appropriation only is \$2,147,162 each year of the biennium for the following:

- Reclassify Position (1): One (1) E010C DHS/DYS Education Manager (C125) to an E006C Public School Program Manager (C126). This request will reclassify the Superintendent of Schools for DYS.
- Professional Fees of \$42,162 to allow for contract adjustments based upon needs of medical services that may be required.
- Capital Outlay of \$105,000 for any equipment replacements that may arise.
- Statewide Prevention/Intervention Youth Development Services of \$2,000,000 for prevention and intervention youth grants.

The Executive Recommendation provides for the Agency Request with the exception of the reclassification of the DHS/DYS Education Manager (C125) to a Public School Program Manager (C126). Instead, the Executive Recommendation provides for the position to be reclassified as a DYS Academic Administrator (C126).

Appropriation Summary

Appropriation: 896 - DHS--Admin Paying Account

Funding Sources: PWP - Administration Paying

Historical Data

Agency Request and Executive Recommendation

Commitment Item		Historical Data			Agency Request and Executive Recommendation			Agency Request and Executive Recommendation		
		2013-2014 Actual	2014-2015 Budget	2014-2015 Authorized	2015-2016			2016-2017		
					Base Level	Agency	Executive	Base Level	Agency	Executive
Regular Salaries	5010000	3,519,237	3,611,210	3,874,666	3,648,965	3,648,965	3,648,965	3,650,965	3,650,965	3,650,965
#Positions		88	88	88	88	88	88	88	88	88
Extra Help	5010001	4,852	40,008	40,008	40,008	40,008	40,008	40,008	40,008	40,008
#Extra Help		2	34	34	34	34	34	34	34	34
Personal Services Matching	5010003	1,257,087	1,277,472	1,338,128	1,296,814	1,296,814	1,296,814	1,297,276	1,297,276	1,297,276
Overtime	5010006	5	8,004	8,004	8,004	8,004	8,004	8,004	8,004	8,004
Operating Expenses	5020002	1,690,217	3,013,339	3,013,339	3,013,339	3,013,339	3,013,339	3,013,339	3,013,339	3,013,339
Conference & Travel Expenses	5050009	40,146	114,500	114,500	114,500	114,500	114,500	114,500	114,500	114,500
Professional Fees	5060010	150,270	311,888	354,050	311,888	354,050	354,050	311,888	354,050	354,050
Data Processing	5090012	0	0	0	0	0	0	0	0	0
Capital Outlay	5120011	26,110	0	105,000	0	105,000	105,000	0	105,000	105,000
Statewide Prevention/Inerventio	5900048	40,000	0	2,000,000	0	2,000,000	2,000,000	0	2,000,000	2,000,000
Total		6,727,924	8,376,421	10,847,695	8,433,518	10,580,680	10,580,680	8,435,980	10,583,142	10,583,142

Funding Sources										
General Revenue	4000010	7,054,631	8,034,039		8,084,440	8,084,440	8,084,440	8,086,614	8,086,614	8,086,614
Federal Revenue	4000020	286,419	959,713		966,255	966,255	966,255	966,537	966,537	966,537
Transfer to Ar Pub Defender	4000603	(90,054)	(240,000)		(240,000)	(240,000)	(240,000)	(240,000)	(240,000)	(240,000)
Transfer to DFA Disbursing	4000610	(400,000)	(400,000)		(400,000)	(400,000)	(400,000)	(400,000)	(400,000)	(400,000)
Transfer to Medicaid Match	4000660	(365,713)	0		0	0	0	0	0	0
Various Program Support	4000730	242,641	22,669		22,823	22,823	22,823	22,829	22,829	22,829
Total Funding		6,727,924	8,376,421		8,433,518	8,433,518	8,433,518	8,435,980	8,435,980	8,435,980
Excess Appropriation/(Funding)		0	0		0	2,147,162	2,147,162	0	2,147,162	2,147,162
Grand Total		6,727,924	8,376,421		8,433,518	10,580,680	10,580,680	8,435,980	10,583,142	10,583,142

Change Level by Appropriation

Appropriation: 896 - DHS--Admin Paying Account
Funding Sources: PWP - Administration Paying

Agency Request

Change Level		2015-2016	Pos	Cumulative	% of BL	2016-2017	Pos	Cumulative	% of BL
BL	Base Level	8,433,518	88	8,433,518	100.0	8,435,980	88	8,435,980	100.0
C05	Unfunded Appropriation	2,147,162	0	10,580,680	125.5	2,147,162	0	10,583,142	125.5
C10	Reclass	0	0	10,580,680	125.5	0	0	10,583,142	125.5

Executive Recommendation

Change Level		2015-2016	Pos	Cumulative	% of BL	2016-2017	Pos	Cumulative	% of BL
BL	Base Level	8,433,518	88	8,433,518	100.0	8,435,980	88	8,435,980	100.0
C05	Unfunded Appropriation	2,147,162	0	10,580,680	125.5	2,147,162	0	10,583,142	125.5
C10	Reclass	0	0	10,580,680	125.5	0	0	10,583,142	125.5

Justification

C05	Professional Fees: Unfunded appropriation in both years of the biennium to return the appropriated line item to its current authorized level. This will allow for adjustments based upon needs of required medical services or if additional funding is received to support Division objectives. Capital Outlay: Unfunded appropriation in both years of the biennium to return the appropriated line item to its current authorized level for any equipment replacements that may arise. Statewide Prevention/Intervention Youth Development Services: Unfunded appropriation in both years of the biennium to return the appropriated line item to its current authorized level. This will allow for any additional prevention and intervention youth grants funded from the Attorney General's Office settlements for Boys and Girls Clubs.
C10	Reclassification of a DHS/DYS Education Manager (E010C C125) position to a Public School Program Manager (E006C C126) allowing retention and better future recruitment of this position. Additionally, this position currently supervises a C125 position.