

Reason for the Use of the New Facility Certification Form

Under the new Juvenile Justice Reform Act of 2018, policies, procedures, and practices must be in place to ensure that a state has an “effective” compliance monitoring system. Under the previous JJCPA, it only required states to have an adequate system. This seemingly slight difference in wording has been significantly noted by the Federal Office of Juvenile Justice and Delinquency Prevention. This certification form was created for DCJ to document information pertaining to current compliance requirements on an annual basis, making our system more effective than before.

Every question below must be answered to help ensure that Colorado is still in compliance with the JJCPA/JJRA Core Requirements for Secure Juvenile Detention and Correctional Facilities. These questions are asked in order to collect data pertaining to facility classification and to identify any changes made to your existing facility or location, to request the submission of information that might not normally be captured through the compliance monitoring process (instances where sight and sound separation was not maintained), and to identify any areas of concern that might require gathering of additional information or explanation (which may or may not be within your control). This is not a legally binding document and will not, in and of itself, be used to make a determination of a compliance violation. The signing of this facility certification form is intended as a means for the compliance monitor to request the reporting of information pertinent to JJCPA/JJRA Core Requirements, and to ensure that accurate data is being provided so that it can be used for Federal reporting purposes.



Colorado Department of Public Safety (CDPS), Division of Criminal Justice (DCJ)

Secure Juvenile Detention or Correctional Facility – Certification of Compliance with JJDPA/JJRA

To ensure compliance with the Juvenile Justice and Delinquency Prevention Act (JJDPA) and Juvenile Justice Reform Act of 2018, the Division of Criminal Justice (DCJ) requests that a representative of this agency complete this form on an annual basis. The period of time covered by each annual form is the previous program year, for example, this year’s form collects data for the period Oct 1, 2018 thru Sept 30, 2019. DCJ will send this Certification form to you each year in October, and the submission of this form is mandatory. Please submit your completed form to: cdps_dcj_oajjacompliance@state.co.us.

Agency/Facility Name: _____ County: _____

Contact Person and Title: _____

Contact Phone: _____ Contact Email: _____

Agency Address: _____

A. Facility Questions:

- 1. This facility is a: _____ Detention Facility and/or _____ Correctional Facility. (_____ Public or _____ Private)_
2. Is this a residential facility, meaning that the facility has the proper means to provide food, sleeping and bathroom accommodations for juveniles if kept overnight, and to ensure 24 hour adult oversight? _____ Yes _____ No
3. Does this facility detain and/or confine ONLY juveniles? _____ Yes _____ No (_____ Female and/or _____ Male)
4. Is the entire facility “secure”, meaning that a juvenile is not free to leave the facility at will? _____ Yes _____ N
5. Were any changes made to this facility or location in the last year? _____ Yes _____ No If Yes, explain.

B. JJDPA Core Requirement - Deinstitutionalization of Status Offenders:

- 1. Were any accused status offenders (excluding juveniles under an Interstate Compact agreement) detained or confined at this facility, during the last program year, for over 24 hours prior to or immediately following an initial court appearance? _____ Yes _____ No If Yes, please explain how, when or why the incident(s) occurred.
2. Were any status offenders picked up on a warrant for violating a Valid Court Order (VCO) detained or confined, during the last program year, for over 48 hours prior to being seen in court? _____ Yes _____ No If Yes, please explain how, when, or why the incident(s) occurred.
3. Were any juveniles who were not charged with an offense and were aliens or alleged to be dependent, neglected, or abused (non-offenders) detained or confined, during the last program year, at your detention facility? _____ Yes _____ No If Yes, please explain how, when or why the incident occurred.

C. JJDPA Core Requirement - Sight and Sound Separation: Separation between juveniles and adult inmates (including trustees) in secure settings must be maintained so that there can be no sustained sight or sound contact between juveniles and incarcerated adults. Separation can be achieved through the architectural build of the facility, physical structures. and/or through time-phasing of common-use nonresidential areas.

1. Sight Separation. Is this facility set up in a way to ensure that clear and direct visual separation between juveniles and any adult inmates or trustees does not occur at all, or only in rare instances? _____ Yes _____ No Did you have any incidents this past year where there was visual contact between a juvenile and an adult inmate or trustee? _____ Yes _____ No

2. Sound Separation. Is this facility is set up in a way to ensure that clear and direct oral communication separation between juveniles and any adult inmates or trustees does not occur at all, or only in rare instances? _____ NA _____ Yes _____ No

Did you have any incidents this past year where there was verbal contact between a juvenile and an adult inmate or trustee? _____ Yes _____ No

I attest that ALL breaches of sight and sound separation between juveniles and adult inmates or trustees will be reported when it occurs to the JJDPA Compliance Monitor at DCJ. Any incidents of a status offender being detained or confined over 24 hours (or 48 hours if it involves a violation of a VCO) prior to a court appearance, or a non-offender being held for any length of time, will be documented and reported in Trails or to the DCJ Compliance Monitor.

CERTIFICATION: This form must be signed by the appointed authority, and in signing this form, he or she is certifying the accuracy of the information provided and that the information is understood.

Signing Authority’s Name

Signature

Date