



New York State Association of Counties Legislative Conference Winter 2019

January 30, 2019

RTA Implementation

- Governor Cuomo proposed a landmark \$100 million investment for RTA-related expenditures in the FY 2019 Budget. The FY 2020 Budget proposes a \$200 million appropriation for RTA-related expenditures.
- DCJS, OCFS, SCOC, DOCCS, and SED have worked closely with the Office of Court Administration to ensure effective implementation.
- The RTA Task Force appointed by Governor Cuomo has been meeting regularly. Their first report is due in August 2019.



RTA Implementation: Interagency Efforts

Thousands of practitioners including probation, police, social services, service providers and other stakeholders participated in briefings, webinars and in-person trainings throughout 2018, including:

- NYS Association of Chiefs of Police
- NYS Sheriffs Association
- NYS Undersheriffs
- District Attorneys Association of New York
- NYS Council of Probation Administrators
- NYS Probation Officers Association
- NYS Association of Counties
- NYS Juvenile Justice Advisory Group
- 62 Community Dispute Resolution Centers
- NYS Judges



RTA Implementation: Comprehensive Fiscal Plans

- Counties are required to submit their Comprehensive Plans to request State reimbursement for anticipated, eligible incremental Raise the Age-related expenses
- A fiscal planning instrument was made available to counties in June 2018:
 - The instrument is designed to help counties identify eligible costs and determine reasonableness of requests based upon county specific projections of arrest and case processing activities
 - Completed instruments are required to be approved by the NYS Division of Budget for counties to receive reimbursement
 - Counties are required to follow the prescribed format, providing narrative proposal descriptions with complete justifications for reimbursement requests
 - There is no submission deadline; plans will be accepted on a rolling-basis
 - Comprehensive Plans can be amended as needed



RTA Implementation: Comprehensive Fiscal Plans

- Counties are submitting RTA plans, which the State is reviewing and approving on an ongoing basis
- DCJS and OCFS are engaging in continuous dialogue with county officials about the details and specifics of their proposals
- Funding is limited to incremental costs associated with RTA



Division of Criminal Justice Services (DCJS)



DCJS Implementation Highlights

- Issued guidance to Law Enforcement Agencies about arrest procedures and court processing
- Developed new probation department regulations to address Raise the Age
- Provided extensive training to probation department staff
- Upgraded case management system used by probation departments
- Updated probation and police training curricula
- Developed data collection systems to monitor RTA



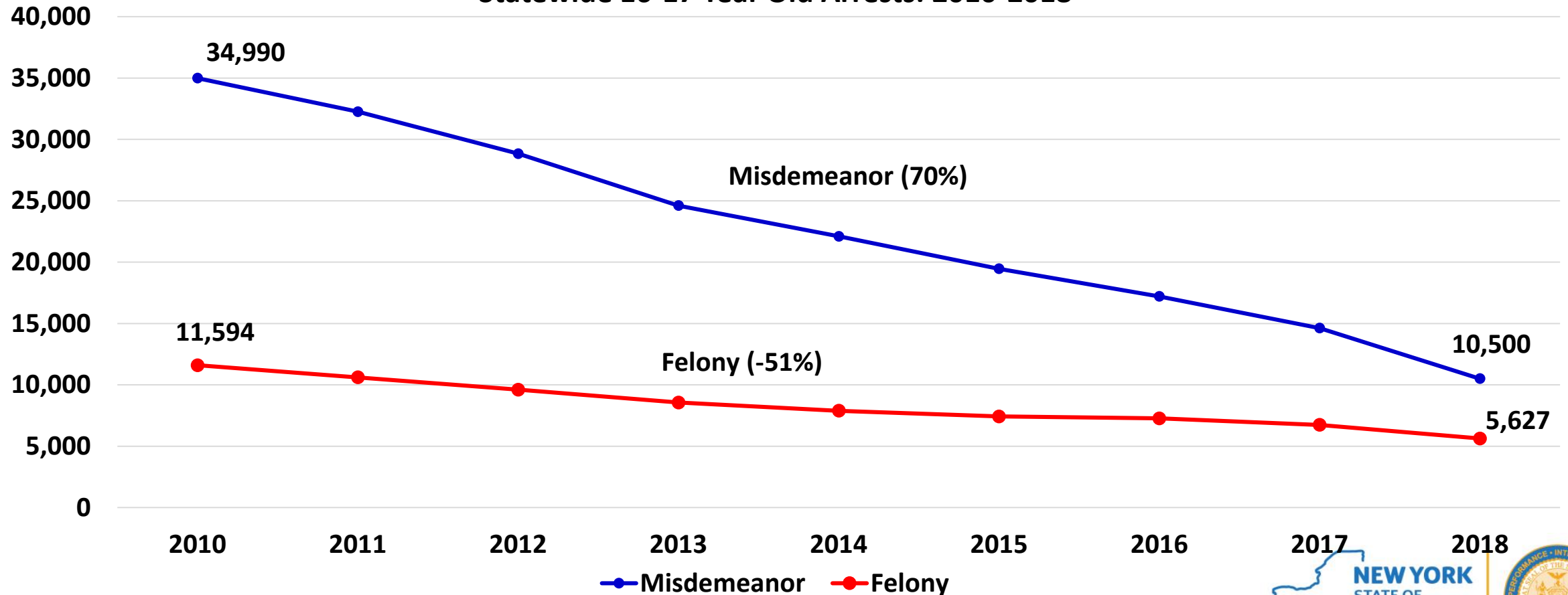
RTA Objectives

- Effective client engagement and community based services to improve youth outcomes – front load services
- Increase rates of adjustment (diversion) – reduce petitions to family court
- Reduce reliance on confinement in detention and out of home placement
- Reduce probation violations to reduce unnecessary detention and placement
- Reduce long-term recidivism



Arrests of 16-17 Year Olds Declined 65% Since 2010 with a 24% Decline in the Last Year

Statewide 16-17 Year Old Arrests: 2010-2018



Note: 2018 16 year old misd. arrests are partially estimated.



16 Year Old Monthly Felony Arrests are Down 43% since October 1, 2018

16 Year Old Felony Arrests

	Average Monthly Pre RTA	Average Monthly Post RTA	% Change
NYC	139	80	-42%
ROS	91	51	-44%
Total	230	132	-43%

Pre-RTA: Jan - Sep 18

Post RTA: Oct - Dec 18



79% of Felony Arraignments Removed from Youth Part

Youth Part AO Arraignments and Removals Oct - Dec 2018

	Total YP Arraignments	Total Removed	% Removed
NYC	202	156	77%
ROS	134	108	81%
Total	336	264	79%



81% of Removals Went to Probation Intake

AO Removals from Youth Part Oct - Dec 2018

	Removed to Family Court	Removed to Probation Intake	Total AO Removals
NYC	4	152	156
ROS	47	61	108
Total	51	213	264

Note: Includes all October – December cases removed as of 1/22/2019



70% of Cases Removed Took Less Than 1 Week

Time to Removal For Cases Arraigned Oct – Dec 2018

	NYC		ROS		Total	
	#	%	#	%	#	%
Total	156	100%	108	100%	264	100%
Same Day	49	31%	17	16%	66	25%
Next Day	48	31%	6	6%	54	20%
2-6 Days	43	28%	22	20%	65	25%
7-11 Days	2	1%	10	9%	12	5%
12-16 Days	7	4%	12	11%	19	7%
17-21 Days	1	1%	12	11%	13	5%
22 Days or More	6	4%	29	27%	35	13%

Note: Data includes removals as of 1/22/2019



Office of Children and Family Services (OCFS)



OCFS Implementation Highlights

- Detention
- Residential Capacity for RTA Foster Care Youth
- OCFS Juvenile Facilities



Specialized Secure & Secure Juvenile Detention

Specialized Secure Detention Facilities:

5 ROS with maximum 93 beds were available by October 1, 2018 (70M/23F)

- Erie, Monroe, Onondaga, Albany, Westchester
- No girls beds below capital region until late winter, 2019

1 NYC with maximum 106 beds by October 1, 2018

Secure Detention Facilities:

6 ROS with maximum 168 beds; 1 NYC with maximum 106 beds

1 NYC Specialized Juvenile Detention Facility for pre-RTA youth

- Approximately 60 new beds scheduled to come online in 2019



Specialized Secure Detention- Weekly Census

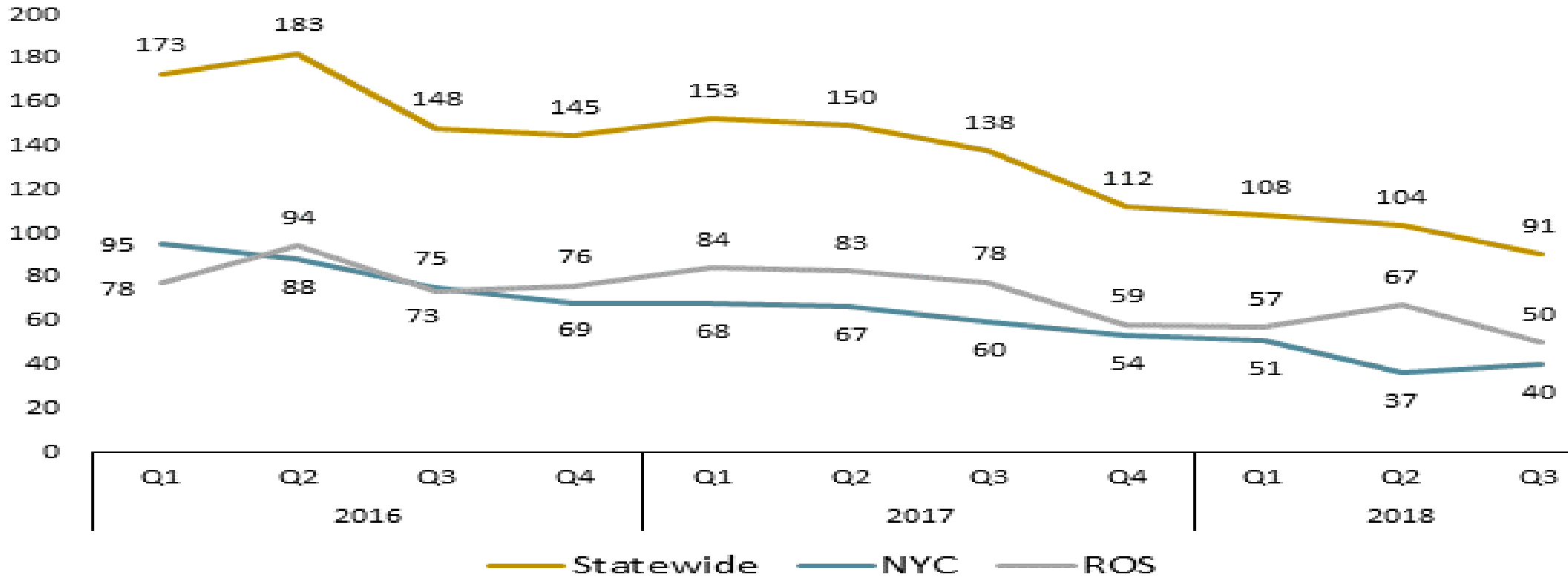
# Youth in Specialized Secure Detention on Monday Morning (10/1/18-1/21/19)				Current Census- 1/21/19		
Region	Male Range	Female Range	Total	Male	Female	Total SSD
ROS	0-24	0-4	0-27	20	4	24
NYC- Crossroads	0-20	0-2	0-22	20	2	22
Statewide	0-43	0-6	0-46	40	6	46

*ROS SSD Centers include: Capital District, Erie County, Monroe County Children’s Center, Hillbrook (Onondaga), Woodfield Secure Cottage (Westchester). SSDs serve Adolescent Offender youth.

- 22 counties have had one or more SSD admissions
- 35 counties have had no SSDs admissions



Pre-RTA Secure Detention-Average Daily Population



of youth in secure detention has increased with additional of 16 year-olds, but is still lower than that observed for most of 2016-2017

Secure Detention- Weekly Census

# Youth in Secure Detention on Monday Morning (10/1/18-1/21/19)				Current Census- 1/12/19		
Region	Male Range	Female Range	Total	Male	Female	Total Secure Detention
ROS	38-59	10-15	49-74	59	15	74
NYC- Crossroads	30-54	0-8	32-62	54	8	62
Statewide	74-113	11-23	82-136	113	23	136

Secure detention facilities serve Juvenile Offenders and Juvenile Delinquents.

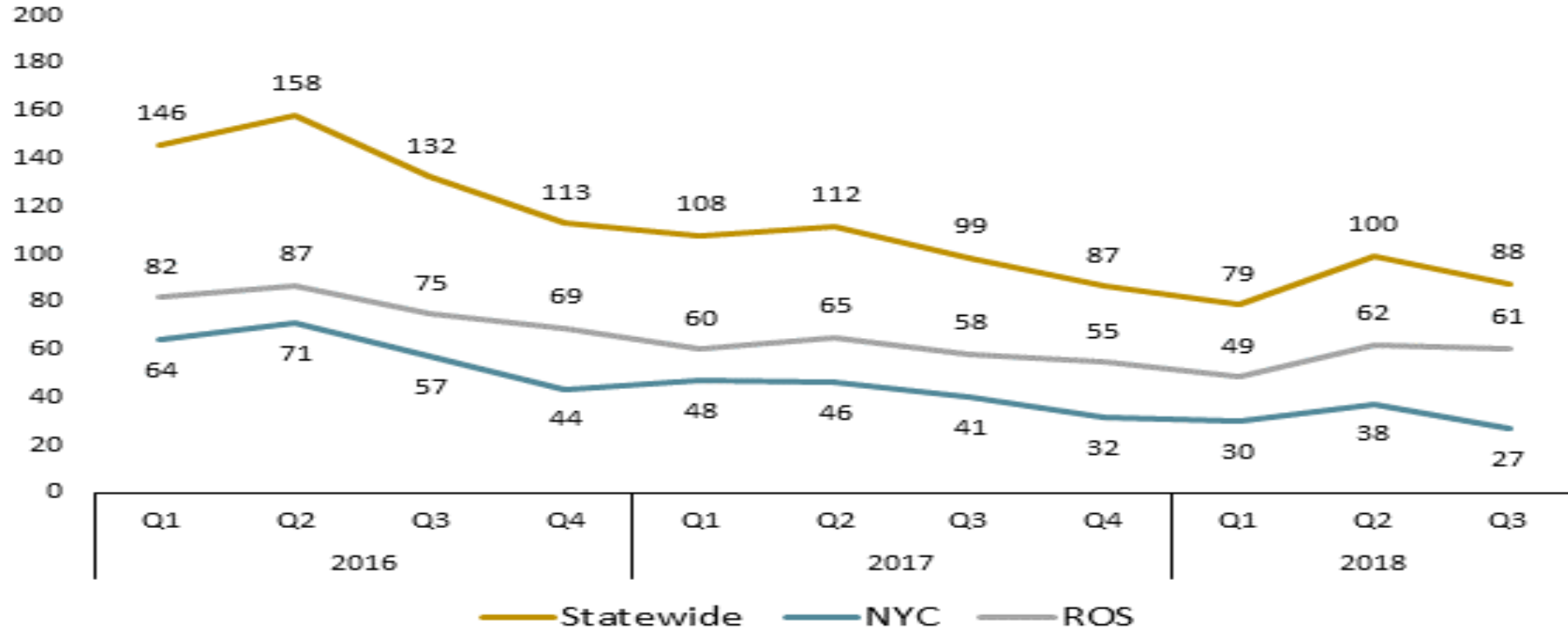
Non-Secure Detention

Non-Secure Detention Facilities

16 ROS with 158 beds

8 NYC with 95 beds

Pre-RTA Non Secure Detention Average Daily Population



Non Secure Detention-Post-RTA Weekly Census

# Youth in NON SECURE Detention Monday Morning (10/1/18-1/21/19)				Current Census- 1/121/19			
Region	Male Range	Female Range	Total	Male	Female	Total NSD	% occupancy
ROS	26-35	17-31	43-57	26	29	55	35%
NYC	6-24	0-8	6-28	23	3	26	27%
Statewide	38-56	21-32	60-81	49	32	81	32%

Non-Secure detention centers serve JDs and PINs.



Child Welfare: Residential Beds for JDs

- 53 male and 20 female beds open as of January 1, 2019
- 90 male and 8 female beds scheduled to be added by end of June 2019

Regional Coverage with 13 agencies:

- Finger Lakes: 2 agencies, 24 beds (M)
- Southern Tier: 1 agency, 8 beds (F)
- North County: 1 agency, 8 beds (M/F)
- Central: 2 agencies, 24 beds (M), 4 beds (F)
- Capital: 1 agency, 8 beds (F)
- Hudson Valley: 4 agencies, 69 beds (M)
- Long Island: 2 agencies, 22 beds (M), 4 beds (F)

*Currently no beds in Western Region



Child Welfare

- MOUs between OCFS and anchor counties for RTA residential programs executed
- Continue to partner with SED to address educational needs in VA programs
- NO RTA placements in these programs as of 1/24/19
- Regulations to address safety and aftercare will be promulgated in 2019

OCFS Limited Secure Facilities

OCFS expanded limited secure facility capacity:

- Industry in Monroe County for a total of 80 male beds
- Harriet Tubman in Cayuga County for a total of 25 female beds

As of 1/24/19 – 2 RTA youth have been placed in OCFS custody

- 1 OCFS facility
- 1 Voluntary Agency

State Commission of Correction



Regulations for SSD Facilities

- Regulations have been promulgated for the Specialized Secure Detention (SSD) Facilities
- These regulations cover: Construction, Renovations, Certification, Admissions; Security and Supervision; Visitation; Food Service; Health and Mental Health Services; Classification; Personal Hygiene; Classification; Maximum Facility Capacity; Reportable Incidents; Printed Material and Publications; Exercise, Recreation and Leisure Activities; Access to Legal Services; Grievance Program; Correspondence and Telephone; Religion; Deathbed and Funeral Visits; Nondiscriminatory Treatment; Sanitation; Fire Prevention and Safety; Environmental Health and Safety; Good Behavior Allowances and Sentencing Calculation; and Variances
- Regulations can be found on the SCOC website: www.scoc.ny.gov/regulations
- Please contact Robert Cuttita with any construction ideas or questions at infoscoc@scoc.ny.gov



Department of Corrections and Community Supervision (DOCCS)



AO Facilities: Site Locations

- Hudson and Adirondack Adolescent Offender Facilities are currently operational
 - No youth have been placed with DOCCS, to date.
- The former Groveland Annex is undergoing infrastructure upgrades and will also become AO facilities

Hudson AO Facility:

- Columbia County
- Currently houses incarcerated 16- and 17-year-olds
- Will remain the reception center for all AOs and will be the only facility to house females

Adirondack AO Facility:

- Essex County
- Current Status: Male facility houses 16 and 17 year-olds
- Capacity for 143 AOs

Sonyea AO Facility:

- Livingston County
- Current Status: Renovating Medium Security, Male Facility
- Operational Date: October 1, 2019



AO Facilities: Discharge Planning Services

- Discharge Planning Services are a coordinated effort between DOCCS correction and community supervision staff, re-entry services, County Re-Entry Task Forces (CRTFs), and OCFS
- Where appropriate, this includes:
 - Family reintegration
 - Housing assistance
 - Mental health and medical continuity of care
 - Employment support
 - Educational needs
- Counties can sign up for a monthly automated email notification that will provide information on AOs released to their counties



Post Release Supervision

- DOCCS Community Supervision staff will provide post release supervision to both AOs released from DOCCS and JOs released from OCFS and DOCCS:
 - They will be supervised by a Parole Officer in bureaus based on county/area of residence
 - Until the age of 18, they will be supervised at a Youthful Offender risk level, which is a supervision ratio of 40:1
 - At age 18, a risk assessment instrument will determine the appropriate level of supervision

Thank you

Question?

