

**Appendix B**  
**OJJDP FY 2023 Title II**  
**Compliance Data Submission and R/ED Plans**  
(Submit in the [Compliance Monitoring Tool](#))

States must submit their compliance data for the Deinstitutionalization of Status Offenders (DSO), section 223(a)(11)(B)<sup>1</sup>, separation, and jail removal core requirements for fiscal year 2022 (October 1, 2021 – September 30, 2022) and their racial and ethnic disparities (R/ED) plans electronically to the OJJDP Compliance Monitoring Tool separately from the application no later than Monday, August 21, 2023, unless the state has, for good cause, received a written extension of this reporting deadline from the OJJDP Administrator deadline of September 20, 2023. This submission must include 12 months of data for at least 85 percent of facilities that are required to report compliance data. States that fail to meet these requirements will be determined not to have an effective system of compliance monitoring and thus ineligible for a Formula Grants Program award.

**Plan for compliance with the R/ED core requirement.** Pursuant to the JJDP Act at 34 U.S.C. § 11133(a)(15), in order to achieve compliance with the R/ED requirement, states and territories must “implement policy, practice, and system improvement strategies at the state, territorial, local, and Tribal levels, as applicable, to identify and reduce racial and ethnic disparities among youth who come into contact with the juvenile justice system, without establishing or requiring numerical standards or quotas, by—

- (A) Establishing or designating existing coordinating bodies, which could be the State Advisory Group (SAG or a subset of the SAG),<sup>1</sup> composed of juvenile justice stakeholders (including representatives of the educational system) at the state, local, or Tribal levels, to advise efforts by states, units of local government, and Native American Tribes to reduce racial and ethnic disparities;
- (B) Identifying and analyzing data on race and ethnicity at decision points in state, local, or Tribal juvenile justice systems to determine which such points create racial and ethnic disparities among youth who come into contact with the juvenile justice system; and
- (C) Developing and implementing a work plan that includes measurable objectives for policy, practice, or other system changes, based on the needs identified in the data collection and analysis under subparagraph (B).”

The term “racial and ethnic disparity” means minority youth populations are involved at a decision point in the juvenile justice system at disproportionately higher rates than nonminority youth at that decision point. 34 U.S.C. § 11103(41).

For FY 2023, states are required to provide R/ED plans using a three-pronged, research-driven, outcome-based strategy for their R/ED work:

The R/ED plan must include a sentence that designates and names a coordinating body, that advises efforts by states, units of local government, and Indian Tribes to reduce racial and ethnic disparities.

Note: Juvenile justice stakeholders may include representatives of the educational system at the state, local, or Tribal levels.

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<sup>1</sup> In FY 2023, states are required to provide data for the (a)(11)(B) requirement, but compliance determinations will not be made for that requirement. The FY 2022 data will be used with the FY 2023 data to determine the compliance standard to be used in FY25.

**I. Submit statewide data at key juvenile justice decision points where research has shown that potential disparity may occur. Data collection must occur for at least four of the five points below. Other research data points may be included but the minimum four of the five below must be submitted. At each data point, your state must provide the definition of the contact point and percent distribution of race or ethnic groups compared to the general population distribution in the most recent U.S. Census data. Baseline data should not exceed three years.**

Data collection points:

1. Arrest
2. Diversion (filing of charges)
3. Pre-trial detention
4. Disposition commitments
5. Adult transfer

**Note: States can provide more data collection points but must provide four of the five listed above. The Relative Rate Index (RRI) cannot be used in lieu of the data required above. States may use the RRI for their internal purposes. (TTA may be requested for assistance through [TTA360](#).)**

## **II. Develop an action plan.**

Provide answers to the questions below.

1. What do your R/ED numbers tell you about your jurisdiction?  
(Response should reflect an analysis of the state's data.)
2. What would success in R/ED reduction look like for your state?  
(Response should set forth a strategy and/or a vision and/or a plan, goals, or outcomes that reflect what success looks like.)
3. How much do you want to reduce R/ED next year?  
(Response should include a desire to reduce R/ED at the contact point(s) for a specific racial group; no numerical target is required.)
4. Is the reduction reasonable? If yes, why?  
(Response should include a jurisdiction (examples, specifics) as to why the intervention is reasonable.)
5. What do you need from OJJDP to be successful with your plan?  
(Response must identify any support needed from OJJDP or that no support is needed from OJJDP.)
6. What safeguards will you put in place to ensure that as you work to reduce R/ED, you are equipping youth to live productive lives?  
(Response should include a discussion of how the mission goals are connected in some way to R/ED.)

## **III. Conduct an outcome-based evaluation.**

In FY 2023, states must address the following questions designed to assist in determining progress toward reductions in R/ED:

1. What are your new numbers?  
(Response should include a discussion of whether new state numbers reflect a change in R/ED within the state.)
2. Did you meet your goals?  
(Response should include a discussion of whether desired goals from previous years were met.)

3. If yes, what worked? What drove the success?  
(Response should include what worked to achieve the success.)  
If no, what were the barriers? How might you overcome them next year? What partners do you need? (Response should include a discussion around what prevented the state from meeting its goals.)
4. How can OJJDP help you next year? What do you need from us?  
(Response must identify any support needed from OJJDP or that no support is needed from OJJDP.)
5. How did you equip juvenile offenders to live crime-free?  
(Response should include a discussion of how the mission goals were connected in some way to R/ED activities.)
6. What are your goals for next year?  
(Response should set forth a strategy and/or a vision and/or a plan, goals, or outcomes that reflect what success looks like.)