

**Office of Juvenile Justice and Delinquency Prevention  
State Relations and Assistance Division  
Compliance Monitors Call  
May 12, 2021**

**I. Welcome and Roll Call**

**Dr. Katie Penkoff, Deputy Director, Center for Coordinated Assistance to States (CCAS)**

Okay. We are at the top of the hour. I think we will go ahead and get started. Welcome to the State Relations and Assistance Division Monthly Calls with States. Of course, today is the Compliance Monitor's call. A couple of housekeeping things before I turn it over to Dr. TeNeane Bradford for a welcome from OJJDP.

<b>Attendance – Taken from Chat Box</b>	
<b>OJJDP</b>	<b>Name</b>
	Chyrl Jones
<b>X</b>	TeNeane Bradford
<b>X</b>	Keisha Kersey
<b>X</b>	Nicole McCrae
<b>X</b>	Diamond Lewis
<b>X</b>	Tina Borner
<b>X</b>	Didier Moncion
<b>X</b>	Keith Towery
<b>X</b>	Marisa Harris
<b>X</b>	Ricco Hall
<b>X</b>	Cara Blair
<b>X</b>	Alyssa Malcomson
<b>X</b>	Ashley Washington
<b>X</b>	Sarah Leder
<b>CCAS</b>	
<b>X</b>	Okori Christopher
<b>X</b>	Katie Penkoff
<b>X</b>	Cassy Blakely
<b>X</b>	Kia Jackson
<b>X</b>	Kenya Roy
<b>X</b>	Mark Ferrante
<b>State</b>	<b>In Attendance/Mark with X</b>
1. Alabama	Buffy Smelley, Jennifer Pembrook, Cynthianther L. May
2. Alaska	Nichel Saceda-Hurt, Tracy Dompelnig
3. American Samoa	Mariana Faiai, Valelia Sefo
4. Arizona	
5. Arkansas	Ocie Hunter, Jr., Ricky Gaston
6. California	Timothy Polasik, Eloisa Tuitama
7. Colorado	Kelly Abbott, Mona Barnes
8. Connecticut	
9. Delaware	Monica Celli
10. District of Columbia	Frank Petersen, Kristy Love
11. Florida	Jackie Helms-Singleton, Shirley Turner

12. Georgia	Joseph Lynn, Stephanie Mikkelsen
13. Guam	Danielle Camacho
14. Hawaii	Shannessy Ahu, John Pakukui
15. Idaho	
16. Illinois	Andrea Hall, Kathryn Culleen
17. Indiana	
18. Iowa	
19. Kansas	
20. Kentucky	Sara Redfield, Mavis Williamson
21. Louisiana	Demetrius Joubert
22. Maine	Linda Barry Potter
23. Maryland	Jessica Wheeler
24. Massachusetts	Jim Houghton
25. Michigan	Bob Higgins, Robb Burroughs
26. Minnesota	
27. Mississippi	Emberly K. Holmes, Frederick McGee
28. Missouri	Chris Yeager
29. Montana	Mark Thatcher
30. Nebraska	
31. Nevada	Leslie Bittleston
32. New Hampshire	Pam Sullivan
33. New Jersey	Shaniqua McRae
34. New Mexico	Samantha Armendariz
35. New York	Tom Andriola, Amanda Grimes
36. North Carolina	Toni Lockley, Gary O. Moore
37. North Dakota	Lisa Jahner
38. Northern Marianas Islands	
39. Ohio	Danny Turek
40. Oklahoma	
41. Oregon	Ryan Shands
42. Pennsylvania	Greg Young
43. Puerto Rico	Roselyn Cruz, Natalia Rios
44. Rhode Island	Gina Tocco
45. South Carolina	Trevon Fordham, Aloysius Anderson
46. South Dakota	Nicole Gednalske
47. Tennessee	Zanira Whitfield
48. Texas	
49. Utah	Kayley Richards
50. Vermont	Elizabeth Morris
51. Virgin Islands	
52. Virginia	Kenneth Stables, Greg Hopkins, Ed Holmes, Curtis Stevens
53. Washington	Alice Coil
54. West Virginia	
55. Wisconsin	Allison Budzinski, Sabrina Gentile, Heather Kierzek, Lara Kenny, Mary Lieven
56. Wyoming	Craig Fisgus

**Dr. Katie Penkoff, Deputy Director, CCAS**

The first is our notice of recording. The American Institutes for Research operates the Center for Coordinated Assistance to States under a cooperative agreement with OJJDP and AIR allows for the recording of audio-visual participants and other information sent verbalized or utilized during business related meetings.

By joining a meeting, you automatically consent to such recordings. Any participant who prefers to participate via audio only should disable their video camera, so only their audio will be captured. Video and/or audio recordings of any AIR session shall not be transmitted to any external third party without their permission. Just some other a couple of quick housekeeping items. All attendees are entering in listen-only mode. For technical issues, please use the chat box. Okori Christopher who you just heard from is our technology consultant, and he's monitoring that closely as well as other members of our team. And you can also email us at [ccas@air.org](mailto:ccas@air.org). And roll call will also be facilitated through the chat.

There will be a few segments where we will of course allow for questions and comments. But we will facilitate those mainly through the chat and you let us know through the chat if you would like to be unmuted so that we can really work to ensure call quality here today. Again, just a quick orientation to Webex and your control panel. In the top right-hand corner, you will notice you have an opportunity to change your video layout and how it looks. And you also then can see that the meeting controls are actually at the bottom of the screen near the middle. And if you hover over that, those will become visible for you.

Just a quick orientation to what is on your control panel. You have the ability once unmuted by Okori to mute and unmute yourself, to share your video, to learn who the other participants are in the room, to access the chat box and then of course to leave. But in the chat box and I see folks are already starting to do this and I greatly appreciate it, please share your full name, the state or territory you represent. And the full name of anyone viewing with you today. This will help us with note taking and attendance purposes for the call. Again, if you haven't already, please share that information in the chat. And here is our agenda for today. And with that, I am going to turn it over to Dr. TeNeane Bradford to provide a welcome.

**II. Welcome & Updates from OJJDP**

**Dr. TeNeane Bradford, Associate Administrator, SRAD, OJJDP**

Katie as always, CCAS team, my team and especially to our Compliance Monitors joining the call today, you guys are where the rubber meets the road in terms of trying to keep our youth safe and all of us on track when it comes to the core protections applicable to the work that you do. We are happy to have you on the call. I want to also acknowledge that most recently, we sent out additional guidance. And if you all were on the pre-call or heard a little bit of discussion, we spent a lot of time trying to figure out how to make sure we get your additional questions answered, additional guidance around what we are titling 'The Interest of Justice'. Upcoming data collection starts December 21, 2021 and we will provide more guidance and information about monitoring for jail removal and secure court holding facility.

We got that out on Friday. We have gotten some questions and we're working to get answers out. For now, we got actually a few answers we'll turn around to you. But I did want to just acknowledge that, I think a good bit of you have been concerned about getting more information and what that means. We were committed to try to figure out any relief that we could provide as well as follow the law. The secure court holding facility requirement does come with a bit of relief, in that as you try to recover and get back to some normalcy with your work, we will develop a certification for those of you who are not able to necessarily inspect and collect data, but are aware that through those elements listed on that listserv messaging for consideration that youth were sight and sound separated and there were those

courts not housing those youth and/or adjudicated youth in secure court holding facilities so that violations did not occur.

That was a way to provide some relief. And we are drafting that certification process which will impact 2022 awards, not this award period. Let me be clear, 2022 awards and not this current solicitation that we are awaiting any day to go out. We've done our part. We are just waiting for the department to okay the release for the [2021 Title II solicitation](#) as a side note. And then the other 'Interest of Justice' listserv came out with additional guidance. Remember that does not impact your 2022 award, it actually will impact your 2023 award submission. That's as clear as I could make it right now. Keith and my team have asked me to make sure you feel comfortable asking questions about that but know that many of them if not all of them will be put in the parking lot. We are planning to have a session in the next two weeks to discuss these two requirements specifically.

It will be a broad overview but enough answers to questions generally, that you'll walk away having some sense of how to count violations and how to classify particular court holding facilities and ensuring that adjudicated youth are separate from adults and courts are not in violation if a youth is adjudicated and awaiting transport. That's going to be a special call, and we will get that planned and a notice out to you ASAP. And we will provide general Q&A for that and go over a little bit more in detail. We'll be looking for in your communities of practice judge's orders so we can start taking a look at some of the challenges you may have or what they may look like in your state. But after that general call, we will have regional meetings or groupings of states to have smaller sessions to go through and have some problem solving sessions around some of the challenges that we may be able to help you with, although some things are out of our control.

But we want to provide and document our efforts to make sure that we are providing the necessary outreach, question and answer sessions, training and technical assistance that we need to address these two requirements. We are also engaging in a partnership with NCJFCJ and will have some discussion with them, the [National Council of Juvenile and Family Court Judges](#) group. We are trying to approach them with this work, what that may mean more directly on a national level to help with particularly the 'Interest of Justice' requirement and explain to them the new requirement for jail removal under the secure court holding facility umbrella. We're working on that. We'll get out some more information about that in the near future and how we may be able to partner with them.

We are also partnering with [NPJS](#) (National Partnership for Juvenile Services), they will help us with the sessions and we'll have some very special help with us that if we get stuck, we've got some of our partners on the other side of OJP (Office of Justice Programs) that will help support some Q&A in those groups. And so, we'll get that plan out to you. I've asked CCAS to ensure we get that date for the bigger meeting and then the groupings scheduled, so we get that out to you. You know what group you fall in, can anticipate, jump on the call, think about questions. After the big session if you still have or are unclear or how to work through or help others work through those decision trees, we want to commit the necessary time so you all will be prepared to take on a new requirement particularly for the 'Interest of Justice' issues that you may be challenged with. Again, the data collection period starts December 21, 2021.

And then any other unanswered questions or concerns about the new secure court holding facility jail removal court data collection requirement, we're committed to helping you out. And again, like I said, any day the [2021 Title II solicitation](#) should be open, we've done everything we can on our end, we're just waiting for department approval. Please know that we're not not answering you, that is the only answer that we have at this time. If you have any questions that you really want to get out to us around anything that I've shared today that we may not be able to answer today, so we can have the rest of the agenda to the facilitators of the day, just drop them in. CCAS and my team, we're looking for those questions and parking lotting them. If there's anything that we can answer today, we will. Appreciate you. I'm going to hand the baton over to Keith.

### III. Facility Inspection Provisions and Compliance Monitoring Tool Update

#### Keith Towery, State Program Manager, OJJDP, SRAD

Thank you so much, TeNeane. Hi everybody. I'm so excited to talk to you guys today. Today, what I want to make sure we do before we start talking about the [Compliance Monitoring Tool \(CMT\)](#), I just want to make sure that we give you all an update. Then you know that we hear your concerns in the field regarding having more information about the effective system of monitoring and the eight elements. And we are working very expeditiously to try to provide you with a document that will outline more information about those policies. So, just stay tuned for that, we will keep you updated with that. Now for the Compliance Monitoring Tool, so as part of your requirements as a Title II recipient, we work with you all to receive data related to the compliance efforts that you do in your states.

As soon as the solicitation is released, we do plan to make sure that we send out a [link](#) to everybody, so you can actually log on to the [Compliance Monitoring Tool](#) and provide us with that particular data. Data reporting is a key essential part to making sure that your state is within compliance. As you recall, each year typically once the solicitation is released, we ask your state to submit compliance data. We ask your state to submit their monitoring universe, we ask you to submit your RED data. And we go through the process of reviewing the documents that you upload into the CMT tool. Some people know the CMT tool as the PMT system. They're definitely housed on the same network, but we try to be very intentional when we call it the CMT. Because the CMT is only related to Compliance Monitoring Tool, while the PMT is related to the performance measures that you may upload from time to time.

A lot of people are new. We do have some new Compliance Monitors who have some new Juvenile Justice Specialists. We want to make sure that you are able to access those accounts. The best way to ensure that you have access to those accounts is literally by emailing your program manager. [Email your program manager](#), let us know if you're having particular issues with your passwords, if you're not having the correct access levels to upload the data, any particular issues, it's very important that you do so ASAP. As TeNeane just said, the [solicitation](#) will be released pretty soon. And as soon as that is released, you're going to have the opportunity to log into the CMT and provide us with your data. We have 60 days to do this right, from the data as released.

Thirty days is our typical window that we give you. And then if your state does need an extension, we tend to provide an additional 30-day extension. Because the solicitation was released or is being released very later in the fiscal year, we're asking that you expeditiously get your data ready and submitted. We're also hoping that at this point, that you may have had taken each the time to ensure that you have all of the data ready and just ready to go. And, once the CMT is open, we are going to offer a few training dates. We're going to offer three training days this year. We are still waiting on the date for the CMT to open to exactly talk about those dates. We may have to adjust based off of when the solicitation is released. But we will offer three dates where you can log in.

You'll be working with our contractor; his name is Cliff. You'll also be working with the Compliance Team that's Didier, Tina, and myself. And we are there to give you an overview of the CMT tool, to make sure you understand how to login, to troubleshoot any issues you may be having, and to also answer any questions that you may be having. I can't stress enough though if you think you do not have particular access to the CMT site at this time, make sure you email your program manager. Let your program manager know that you may have issues with accessing this site. Please look out for the upcoming training dates for the CMT. And I want to also share with you guys a tool that we are working on developing. This tool is related to the type of data that you collect. We understand that most people have already collected their data for the FY22 data submission that will be taking place very shortly.

But we also want to make sure that the field has an idea of the type of data that could really help you answer the questions that you need to fulfill in the Compliance Monitoring Tool. And Katie, if you can just flash that chart for us. And again, we plan to also send this out to everyone. We're going to make sure that you all have an opportunity to view this information. We'll make sure that you have it during

the CMT training classes as well. But the first thing you'll see here on this chart, I mean on this handout is a chart that just talks about the different types of facilities, and the type of applicable core requirements that you need to check for. If you can scroll to center the chart a little bit for us.

**Dr. Katie Penkoff, Deputy Director, CCAS**

I'm hoping that this shows up. You'll notice on the left-hand side of your screen for everyone, you have the opportunity to scroll down as well as zoom in and zoom out. Is the bottom and middle of the page showing now, Okori?

**Okori Christopher, Project Technology Specialist, CCAS**

Yes. If I manipulate it, then yes, I can zoom in to my preference.

**Dr. Katie Penkoff, Deputy Director, CCAS**

Okay.

**Keith Towery, State Program Manager, OJJDP, SRAD**

Okay. I hope you guys caught that instruction. I'm just going to briefly just go through these particular data elements handout. And then we'll be opening up for questions. But we just want to again just introduce this to you to show you some tools that we are very eager to present to you guys during the CMT trainings. The first thing that you definitely see here is the chart that you've been seeing from us for a while now where we outline the particular facility type. And we also talk about the applicable core requirement that you should be checking for. Yes, indicates that this is something you should be checking for. Yes, also indicates this is a data point that you want to try to discover. No is quite simple. It's probably not applicable to that particular facility type. You don't need to try to collect data in order to receive that information.

And then pay attention when you get this document. We talk about prisons. We talk about adult jails and lockups there in particular to try to clarify the confusion and also the questions that we have been receiving from the field. The data that we are always trying to receive from the field from all your secure facilities that you place within your monitoring universe. If we have any future guidance for that, we will definitely make sure we let you guys know ASAP. The next section of this handout is our attempt to really give you a suggestion based on the facility type of data that you may want to be collecting in order to answer these compliance related questions.

The first chart that we see here is a suggestion for data for agencies with any arresting authorities, right? In plain language, these typically would be your police or your sheriff's department that you have within your state. These are the type of data elements that we want to ensure that you're just thinking of already off the bat you should be asking to answer these questions. Because there's a lot of privacy laws on the federal level and also possibly on your state level, instead of asking for first name and last name, we figured that a unique identifier paired with a gender and date of birth may really help and assist you guys. We'll be able to track if there's a particular issue. And you'll see that consistent and constant through each of the particular charts that we have below.

On the next page, we provide you with a data suggestion for juvenile detention and correctional facilities. As I mentioned, you see the unique identifier, the date of birth and gender is just something that's very consistent. We did put race and ethnicity there in this chart as well as we are always thinking 10 steps ahead. This also may be a great opportunity for you to monitor some of your RED and racial and ethnic disparities, data that you will also need to report on at a later date. And we also put in another identifier element that says status offender charge only indicator. And we know that when we're looking for DSOs (Deinstitutionalization of Status Offenders), for status offenders, we're trying to make sure we identify if they are a status offender completely, that they have no other delinquency charge associated any other delinquency charges opened during the time of their potential confinement or detention.

Again, this is just a really great way to make sure you have all the data, this is not a requirement. This is just a suggestion. These are just ideas of what type of data you should be able to collect or you should consider collecting per facility type. And the next chart talks about adult jails and lockups. In particular, you'll see on this chart, we have a parenthesis that says court holding facilities. These are potential items that you may want to consider collecting from a court holding facility that are in that parentheses. For traditional adult jails and lockups, these are everything you may want to collect. This is just us trying to provide you with more tools to understand the type of data that you may want to collect for these particular types of data inquiries.

And then the last chart that we have here is data that you may want to request from a court. And the caveat here that we'd like to say is, sometimes your juvenile detention or correctional facility may easily have all of these things. And you may trust the information that they receive from the court, they may have a way that they can also share it with you, which will be great. You will not have to do this step, right? But as we're talking about the 'Interest of Justice' requirement, as we're talking about VCO (Valid Court Order) exceptions, these are the types of information that you may have to go directly to the court to ask. You may have to ask for the actual court order that has a lot of these different information. We wanted to provide you with a list of items that you may want to have if you have to go to the court in order to look at those court orders to ensure that they have the following information. And you can take this off the screen. Thank you so much, Katie, for presenting that.

**Dr. Katie Penkoff, Deputy Director, CCAS**

Absolutely. I switch back to the PowerPoint. Okay.

**Keith Towery, State Program Manager, OJJDP, SRAD**

That really concludes what we're talking about in terms of the Compliance Monitoring Tool providing you with the update. What I want to do is I do want to open it up for questions, just to see what you guys are thinking of in the field, if there's particular direct questions you may have related to the Compliance Monitoring Tool that we can maybe address today. And also go back to what TeNeane said when she opened up the meeting about general questions you may have about other topics.

**Dr. Katie Penkoff, Deputy Director, CCAS**

Again, this is the time to definitely put any questions that you may have in the chat. This is also a time where you can let us know if you would like to share your question orally in the chat. And then, Okori, will unmute you and you'll have the opportunity to do that.

**Keith Towery, State Program Manager, OJJDP, SRAD**

And Katie, if people wanted to unmute themselves or do, they have that option to do so if they so they are-

**Dr. Katie Penkoff, Deputy Director, CCAS**

Yes. They'll just have to let us know in the chat that they'd like to be unmuted and then Okori can quickly unmute them so that they are able to speak. We do that just to ensure sound quality because sometimes people forget when they're entering to put themselves on mute. If you do want to share something, please let us know in the chat. You either please direct it to the host, directly, or to everyone just so that we can see that you do want to be unmuted. Again, go ahead Okori.

**Okori Christopher, Project Technology Specialist, CCAS**

Katie, Ryan has a question so I'm going to unmute Ryan.

**Dr. Katie Penkoff, Deputy Director, CCAS**

Wonderful. Thank you

## Okori Christopher, Project Technology Specialist, CCAS

Ryan, you're unmuted.

### Questions from the States and Territories

- **Ryan Shands, OR** - Thanks. Appreciate it. Just real quick question. I want to know, what is OJJDP's expectation for states monitoring prison facilities run by the Department of Corrections at the state level. I noted up at the top where we discuss the core requirements as they apply to facility types that secure correctional facility references prison with regard to jail removal. I just wanted to know a little bit more about that.
- **Dr. TeNeane Bradford, OJJDP** - Hey, Ryan.
- **Ryan Shands, OR** - Hi, TeNeane.
- **Dr. TeNeane Bradford, OJJDP** - We're supposed to remove prisons from the discussion today. I didn't get to it.
- **Ryan Shands, OR** - Okay.
- **Dr. TeNeane Bradford, OJJDP** - All right. Here's what we know so far. And we're mulling it around with our attorneys. The past practice that I understand is that we would spot check and not collect with spot checks prison facilities and then ask for data verification looking for violations of DSO. All right. Scared Straight programs I think were the biggest push to spot check and work with prisons. The problem with why we want to back away from having this information is that in many instances the guidance has been unclear, or it's been wavering around it. Different program managers or people who have done the work for a number of years have said one thing to one state, and other things to other states.

We have to own that and be working to try to correct that. But there's nothing in the statute that specifically, and I'll need my lawyers to help me out, not my lawyers, ours, that speaks to this. We wanted to make some policy calls based on practice and our understanding of activities that would potentially put prisons in violation of a core protection, so to speak. That's my understanding. I'm not sure if that's your understanding, Ryan, but that's my understanding of the past practice. Without much teeth and we're moving forward with providing detailed guidance or essentially at some point we need to say, and soon, we're pulling this out period. There is no requirement or here's the policy that we're instituting with clarity.

- **Ryan Shands, OR** - Okay. No, I appreciate that. Thank you very much.
- **Dr. TeNeane Bradford, OJJDP** - Does that make sense?
- **Ryan Shands, OR** - Yes, it does.
- **Dr. TeNeane Bradford, OJJDP** - Do you have any offering of, because you're one of our more experienced Compliance Monitors, has there been any additional context that you think is important to note?
- **Ryan Shands, OR** - Absolutely, I'll out myself a little bit here. We do monitor the Department of Corrections prison facilities, but we monitor them in a way where it qualifies as spot checking. But what we're doing is ascertaining whether they meet the definition of facility based on that verification of data. And I say that facility is used for lawful custody and treatment of juveniles. And if a prison facility is statutorily prohibited from being used for the lawful custody and treatment of juveniles, then verification will produce no data that juveniles are present. Just by your verification piece, we qualify the Department of Corrections facilities as not meeting a facility for the purpose of monitoring, but we'll still spot check for that reason.

- **Dr. TeNeane Bradford, OJJDP** - Thank you. And I'm glad you shared that because we know a number of things whether we say it or not, once you continue to spot check and for why and using the definition of facility based on what you just described it's certainly an approach that I've become aware of more recently. And actually, when I first came on board and was actually shadowing my staff, and I'm saying we actually went into a couple of prisons and we focused on sampling data there in the statutory requirements that verified that they're not supposed to hold them. And then we also checked for Scared Straight policy or if the prison actually held those types of programs, how they held them and how those youth get into the facilities depending on whether they were violations or not. A whole other conversation, but we plan to get that out. We're going to make some decisions. It's just to hear your context and how you're using it and how important it is that helps I think us generate some meaningful discussion around policy.
- **Ryan Shands, OR** – Yes, thank you, Dr. Bradford.
- **Dr. TeNeane Bradford, OJJDP** - No problem. Thank you.
- **Eloisa Tuitama, CA** - In anticipation of the tool's release, I have prepared our data based on the questions in last year's CM Tool. Can we assume there will be no changes to this year's CM Tool?
- **Keith Towery, OJJDP** - There was a question in the chat. In anticipation of the tool's release, I have prepared our data on the questions in last year CMT. Great. Can we assume there will be no changes to this year's CM Tool? If you would like, TeNeane, I can address that.
- **Dr. TeNeane Bradford, OJJDP** - Please. Thank you.
- **Keith Towery, OJJDP** - No problem. Yes, that's actually the best advice that we would like to give everyone. You've been entering those CMT questions at least in a format where it's directly connected to the site for the past two fiscal years. You're going to expect those questions to be the same. The change that you may see when you enter your data is that it might do a tally of the amount of secure facilities that you have made an on-site inspection with. But that's literally the only change. You'll also see that is very intentional to tell you which year of the planning cycle that you are within, when you're entering the data. But all of the questions will be the same that you've been doing for the past two fiscal years.
- **Ocie Hunter, Jr., AR** - When will we be able to receive a copy of the suggested data forms?
- **Dr. Katie Penkoff, CCAS** - Thank you so much Keith and Dr. Bradford. Just as a reminder that in chat box you actually have to go to the 'To' button and select 'everyone' so that we can all see your question. If it just goes to 'attendees', only the people who have come as attendees and not hosts or panelists can see those questions. If we've missed your question, it's because we can't see it. And we would greatly appreciate it if you could use that drop-down menu to select 'everyone' and post them in there. Fantastic. Here's a question, when we will we be able to receive a copy of the suggested data elements form or handout that you just shared?
- **Keith Towery, OJJDP** - No problem. We will definitely provide everyone with a copy during the CMT training that is forthcoming. And we're hoping to provide CMT training over three separate days within the next two to three weeks. Once we have those dates, we'll be working with CCAS so they can push out a listserv message and also provide you an opportunity to sign up for that particular training.
- **Mona Barnes, CO** - Can you put the CH info recommendations data screen back up?
- **Dr. Katie Penkoff, CCAS** - Thank you so much, Keith. If there are other questions, please let us know here in the chat and please select 'everyone' so that we can all see. There's a question about, can we put the court holding info recommendations data back up on the screen? Can we pull up that handout again? Keith, is that okay if I go ahead and do that?

- **Keith Towery, OJJDP** - Sure. By all means.
- **Dr. Katie Penkoff, CCAS** - I think it's the second one then, right? Suggested data elements from adult jails and lockups. Hopefully people see page two here in the middle table.
- **Keith Towery, OJJDP** – Yes, that's the one. And we put in parentheses the particular elements that you may want to receive from a court holding facility there. But we do suggest, now, when we say court holding facility, for the purposes of the Juvenile Justice and Delinquency Prevention Act, as amended, we treat court holding facilities the same way that we are treating adult jails or lockups. But we did make sure that we put that in parentheses, the different types of data that you definitely want to try to receive from a court holding facility to make sure that we're following the intent of the law. And we will definitely be providing stronger guidance that's forthcoming. We're working on all of these tools. We just wanted to give you a little snippet to present you with the appetizer of what's to come.
- **Dr. Katie Penkoff, CCAS** - It does look like there is a new question in the chat box as well. Mona is sharing, thank you so much for responding to that request. And then there's a new question about, due to COVID priorities in this CMT, will we only report actual onsite visits or on-sites and desk reviews, both?
- **Keith Towery, OJJDP** - TeNeane do you want me to take this or did you?
- **Dr. TeNeane Bradford, OJJDP** - I mean can we open the mic so we can get clarification?
- **Dr. Katie Penkoff, CCAS** - Okori, if you could unmute Mark Thatcher. And Mark, if you could provide us a bit more about your question and a bit more context.
- **Dr. TeNeane Bradford, OJJDP** - Hey Mark.
- **Mark Thatcher, MT** - This is Mark, can you hear me okay?
- **Dr. TeNeane Bradford, OJJDP** – Yes.
- **Mark Thatcher, MT** - In Montana, and I know other states have had the same problem due to COVID restrictions, over the past fiscal year, we weren't necessarily able to do strictly site visits, we had to do desk reviews and other ways of reviewing some of these facilities. In the CMT then, are we just reporting site visits or reporting all types of monitoring site visits and desk reviews or whatever we had to do to stay on top of things?
- **Dr. TeNeane Bradford, OJJDP** - Okay. Mark, unfortunately, we didn't get approval for what I call virtual monitoring activities. It would be what you would normally report, but I would provide context and perhaps Keith, or Keith and Tina, if Tina is not on, then Didier. I'm not sure about this extra explanatory section in CMT. But I'm told there's a way for them to be able to describe what types of activities that they're able to do without that count in the number.
- **Mark Thatcher, MT** - As far as the numbers go for the monitoring the different facilities, the only numbers we'll physically be entering will be the actual physical on sites, and we won't be entering numbers then for other types of monitoring?
- **Dr. TeNeane Bradford, OJJDP** - I want to explore that a little bit more with you, Mark, because I'm not the expert on the CMT understanding a lot about it. I'm just not going to lie about it. I am not expert enough to know what I'm looking for when they tally up on the summary sheet, but I can't speak to the details of that. Keith, do you understand the question?
- **Keith Towery, OJJDP** – Yes, I think what, and Mark, please correct me if I'm misinterpreting what you're saying. What you're asking is because COVID happened, you probably weren't able to get to a facility. However, you still did your best to do some type of assessment of the facility barring your

actual on-site visit. Is there a way for the CMT to give you credit to offset the number of those particular visits over the number of visits that were actually in person? Is that it?

- **Mark Thatcher, MT** - Correct. Yes, is there a way to distinguish that?
- **Keith Towery, OJJDP** - Unfortunately, the way that the CMT is designed and set up, we are only asking for on site. As TeNeane was saying even during the last administration, it was very clear that we were not able to do any virtual site visits. We understand as a whole, as JJ (Juvenile Justice), that some of those visits could not have been accomplished. And what we've been asking people to do is to keep your program manager in tune about what's happening. There's going to be a section on the CMT like we always have where you can upload documents, state laws, or anything that would have prohibited you from doing those particular site visits, upload that in there.

You have a chance to also upload other documents. You can write a Word doc and justification stating that you were only able to do this many site visits due to these reasons. You have ample opportunity to do so. And I don't want to speak for TeNeane or anybody, but I think we've made it very clear that we understand that COVID has definitely impacted many people and it may have stifled people to do their on-site inspections and that's something that we will take into consideration and it probably won't have an effect on you.

- **Mark Thatcher, MT** - Okay. Thank you very much.
- **Dr. TeNeane Bradford, OJJDP** - And that's all I have to say. Thanks, Keith and Mark. I don't want to get myself in trouble with this, but I do want to say that while we haven't been given the okay to allow for credit for virtual monitoring, I do want to emphasize how important it is that we know what your circumstances are and the documentation, if you want to upload it. I think you can upload it right in the CMT. Keith, you can upload for documentation. We have been in discussions about what COVID has done, how it has negatively impacted your ability to get your job done. To recognize how you've been creative you all across the country in trying to ensure that you did what you could, despite the challenges of COVID. And we're hoping that we can have some policy decision making if in fact this data collection period that's going to impact FY21 requires us to make some policy decisions.

We have anticipated that most of the challenges that we will see will be reflected in the FY21 data collection period now that would impact FY22. But we do know that there are some states that were just shut down for most of the year. We do know that there may be some policy discussion. We can't affirm that. I will also say that we're tracking, and it's been continuously asked by our stakeholders, even some of our congressional stakeholders to ensure that on site monitoring is still occurring. That JJ does everything it can to mitigate risk and ensure that compliance monitors have what they need in terms of safety protocols, CDC regulations and guidance to do the job onsite. We have developed guidance that essentially helps in responding to that call to action. It is under department review. And so we're trying to help out with that. But for the most I can say without getting myself into too much trouble, and acknowledging, Mark, the seriousness of the issue and your courage to speak out because there are other states that have been asking and concerned as well.

Get it in there, in the section where you can explain your efforts without muddying the waters with the actual on site data collection. And then we will do our part to help drive policy decisions so that perhaps your funding is not affected, and notice I said perhaps in quotes and that we will try and make some policy decisions. You can't come up with a COVID-19, nobody's ever. We haven't had to deal with this level of pandemic and there's some recognition of that without having given the okay for what is being considered virtual monitoring or desk monitoring activities. Hope I didn't get myself in too much trouble, but I don't want to minimize what I'm saying to you. And I want it to be clear that we're recognizing it and that we're working on a way to help states not be affected with

their funding, when they can demonstrate they doing anything they can despite the pandemic to try to monitor for the core protections.

- **Samantha Armendariz, NM** - Virtual visits will not count as site visits for reporting, understood. States will have a chance to upload documentation (state health/emergency order) to show why in person site visits were not able to be completed, correct?
- **Dr. Katie Penkoff, CCAS** - Thank you, Dr. Bradford and Keith. There are a couple of comments or questions that really relate to this topic at hand. And first, virtual visits will not count as site visits for reporting, understood. States have a chance to upload documentation (i.e., state health/emergency order) to show why in-person site visits were not able to be completed, correct? There she's just asking if that's a correct assumption just to restate.
- **Dr. TeNeane Bradford, OJJDP** - Yes.
- **Eloisa Tuitama, CA** - When the CM Tool is released, perhaps in the upcoming training sessions you can point out the appropriate fields/areas of the tool to upload/ document the other monitoring activities?
- **Dr. Katie Penkoff, CCAS** - Perfect. And then Eloisa is saying when the compliance monitoring tool is released perhaps in the upcoming training sessions, can you point out the appropriate fields or areas of the tool to upload that documentation?
- **Keith Towery, OJJDP** - Definitely, that will be a part that we will emphasize and re-emphasize during our training.
- **Linda Barry-Potter, ME** - Will newer CMs get priority for the three training dates?
- **Dr. Katie Penkoff, CCAS** - And then, Keith, there's a question related to whether new Compliance Monitors might be prioritized for the three training dates or how the training dates will work for the CMT?
- **Keith Towery, OJJDP** - Well, we have three days and I don't think there's a need to prioritize. I don't think that we have a cap per day, right? Just when you feel like signing up for it, you have availability to do so, we suggest that you do so. It's like a free conference service. You sign up for it, we're going to provide that training for you.
- **Heather Kierzek, WI** - I might have misunderstood earlier, but when the CMT opens for this solicitation, will we be required to include court holding data or not until the solicitation next year?
- **Dr. Katie Penkoff, CCAS** - Okay. Thank you so much, Keith. And there is a question about court holding data and whether it will need to be entered this time around or perhaps next solicitation year? And I know that may be a parking lot question. I'm not sure but wanted to bring it to your attention.
- **Dr. TeNeane Bradford, OJJDP** – Sorry, can you say it again, Katie?
- **Dr. Katie Penkoff, CCAS** - Sure. We have a participant who's saying she might have misunderstood earlier. But when the CMT opens for this solicitation, will we be required to include court holding data or not until the solicitation next year?
- **TeNeane Bradford, OJJDP** - All right. FY20 data they submit and FY21 plans won't include data on the court holding facilities as jails or lockups. You are in the current selection period for FY22. FY21 data collection period ended September 30, 2020. Hope that clarifies it. And it's also in the listserv as well. And if it's still unclear, let me know. We're not reporting data on the new secure court holding facility requirement when the CMT opens, hopefully this week if we have our way.

- **Dr. Katie Penkoff, CCAS** - Okay. Thank you, Dr. Bradford. And folks are thanking you in the chat as well for those responses. I think at this point, Keith, if there are no other questions, I know we did want to just remind folks about the newly launched CCAS Information Hub.

#### **IV. CCAS Information Hub**

##### **Dr. Katie Penkoff, Deputy Director, CCAS**

And we have a link to it here. And I'll ask my colleagues to put a link to it in the chat box as well. And I can actually navigate to the site if folks would like. We've had two information sessions, demonstration and question and answer sessions. And on that Community of Practice or the CCAS Information Hub, there's actually a Compliance Monitors Community. And so that will allow you to post questions, to share ideas, to post resources with one another. It's also a place where we post the materials from state calls that relate to compliance monitoring, as well as other information and resources that were shared with the field by OJJDP. But you also have of course the opportunity to share information and resources with one another, example forms, etc. OJJDP if we have a few moments, I can quickly just orient people to the site.

Okay. Fantastic. Does everybody see this CCAS Information Hub hopefully? Okay. We just wanted to show folks again, what this looks like if you haven't had a chance. In the listserv that went out last week and the week before, you all have received your temporary login information. And then of course, you can change your password to what works best for you. When you visit the site up in the top right hand corner, you'll actually see that there are site tutorials about how to change your password, how to edit your profile, as well as how to post an event, a discussion, question or a resource. You will also notice there's a place where you can give us feedback on the site. And several of you have already been navigating the site and provided us some great suggestions that we then bring back and discuss with OJJDP and then make quality improvements to the site. Your feedback really matters to us.

And within it, when you log in, and you'll log in the top right-hand corner, you'll see this communities button. And if you click on the communities button, you'll see we have communities for certificate programs. If you're part of a certificate program for either Juvenile Justice Specialists, Compliance Monitors, or both and then we also have a tab for designated state agency personnel. We actually have communities by your role at the designated state agency. And so of course, you'll notice there's one for Compliance Monitors. And again, this is where we post past events as well as upcoming events and resources for the field related to compliance monitoring. If you have not already accessed the site, we encourage you to do so. Once you access the site, we're really hoping that you can provide us feedback to improve your experience. And then if you have any difficulty with login in or navigating the site or have suggestions for us about improving your experience that you let us know.

But all users have the opportunity to be able to add content, either discussion questions for your colleagues to weigh in, an event that might be happening, or even share a resource that you have found particularly helpful or that you might want feedback on. And you can even, as you see here on the right-hand side, figure out who the other Compliance Monitors are, and reach out and connect directly with them. We want this to be a helpful resource, many of you attended the demonstrations and Q&A sessions. And so, we appreciated that. We appreciate the positive feedback we've received as far as well as the suggestions for really improving the site. We just wanted to, again, share this with folks, share that there is a community specific for Compliance Monitors. And that you can find some resources there for information that's been shared by OJJDP with the field as well as information from your colleagues. I'm going to check the chat to see if we might have any questions related to the Community of Practice.

Okay. All right. It doesn't appear that we do at this time. I think I will stop sharing this portion. And then I will bring back up the PowerPoint. OJJDP is there anything you want to add on the CCAS Information Hub before we talk about upcoming opportunities?

**Dr. TeNeane Bradford, Associate Administrator, SRAD, OJJDP**

For the CCAS Information Hub, I think we're good. It's great. We're going to have more out there.

**Dr. Katie Penkoff, Deputy Director, CCAS**

Okay. Fantastic. Thank you so much. I'm going to turn it over to my colleague at the Center for Coordinated Assistance to States, Cassy Blakely, and she's going to share a past opportunity that you can still benefit from as well as some upcoming opportunities. Thanks, Cassy.

**V. Upcoming Opportunities**

**Cassy Blakely, Deputy Director, CCAS**

Wonderful. Thank you so much Katie. Just wanted to share in addition to the 2020 SRAD conference still being available to [view online](#), our partners at the [Tribal Youth Resource Center](#) also hosted a wonderful conference earlier this year. And all of the recordings from their conference can be found at the [link](#) shown on the screen. And all of those do relate to partnership and particular interventions involving Tribal nations and Tribal youth. I encourage you to check out those resources and those sessions. It really was a wonderful conference. And gives a lot of opportunity for you as you think about your work in relationship to the Tribal entities in your state or territory. I want to send a thank you to those who have already volunteered to serve on the field advisory team for the upcoming 2021 OJJDP SRAD National Training Conference. We are still working on finalizing a date that we'll share it out with folks and to me and correct me if I'm wrong, but we're intending to be virtual this year as well. We'll be joining you all over the internet later this year.

**Dr. TeNeane Bradford, Associate Administrator, SRAD, OJJDP**

And I just sent my approval for a date. I'll just wait for Chyrl to confirm. But that should be coming out ASAP.

**Cassy Blakely, Deputy Director, CCAS**

Wonderful. We will be working very closely with OJJDP as well as the field advisory team to plan those conference sessions and look towards those dates. If you have session topics or discussions or information that you would like to see at the conference, please feel free to communicate that to us at CCAS ([ccas@air.org](mailto:ccas@air.org)) or to me ([cblakely@air.org](mailto:cblakely@air.org)) in person. And we will happily include that or pass it along to some of those field advisory folks. If you still are interested in helping to be part of the field advisory team which informs and advises on the structure, content, and function of the conference, please let us know also. Thank you, Katie, for putting that in the chat box. And we hope to be in person again in the future, but we look forward to working with you virtually. And there'll be a number of other opportunities coming out as we move forward, but these are the two big ones for now. And with a little bit of time remaining, I'll kick it back over to Katie and OJJDP to close this out.

- **Gregory Artis, KS** – When you open up the three trainings, can we sign up for all of them, if needed?
- **Dr. Katie Penkoff, Deputy Director, CCAS** – Thank you so much, Cassy. As I'm looking in the chat box, when you open up the three trainings related to the Compliance Monitoring Tool, can folks sign up for all of them if needed? That's one question and, Keith, I think you said because there is not a cap on how many people could attend, people could certainly sign up for all three if interested in doing so.
- **Keith Towery, OJJDP, SRAD** – They can. But if you come to more than one training and I see you there, I'm going to be actually questioning and I'll put you on the spot. I'm just joking. But you can definitely sign up for more than one if you would like to.
- **Mona Barnes, CO** – This is a little off topic, but do you have any info on whether or not facility classifications can be broken out by areas within the facility?

- **Dr. Katie Penkoff, Deputy Director, CCAS** – Thank you so much, Keith. And we do have another question. Do we have any info on whether or not facility classifications can be broken out by areas within the facility?
- **Dr. TeNeane Bradford, Associate Administrator, SRAD, OJJDP** – Hey Mona. I feel a little like Julie right now. Let me get you to rephrase your question about classification types. There's a number of scenarios that are presenting themselves that could fall under the umbrella of re-classification or dual classification depending on the type of situation or core protection that may be impacted. And so, we do have some information coming out around classifications in areas of facilities. For example, the new secure court holding facility requirement has posed some interesting ways of classification. We've got Hawaii, who has an interesting classification type, because of their unique situation with a particular building that has different functioning.

We've been dealing with some things with New York. Different types of scenarios that's been prompting us to talk about classification in different areas to include I think some of the earlier discussions that I got into with Bill Harper I think in Maryland around waiting areas and actual secure areas and adult jails and lockups and what was understood to be new under the detain and confine guidance that went out. We were having some more discussion around that. But if you have specific questions that may be applicable to what's going on in your area, that would be helpful for us to make sure that we're honing in on what specific issues there are that would be helpful under the umbrella of the classification discussion. A typical one is an adult jail paired within non-secure sheriff's office.

Okay. We'll have to follow up, we got two minutes. First, I don't know who's assigned to you. But let's follow up and then we'll get that out with an FAQ. Okay. You all got me, Compliance Tea? Keith and Didier will get back with Tina. All right. There was one more thing... Is this okay Cassy for me to give JJ's closing remarks since I've jumped in?

- **Dr. Katie Penkoff, Deputy Director, CCAS** – Absolutely. Dr. Bradford anything you'd like to address, you're obviously welcome to do so.

## **VI. Closing Remarks**

### **Dr. TeNeane Bradford, Associate Administrator, SRAD, OJJDP**

I promise you all in the states I really am not a micromanager. I really am not; I'm just trying to be helpful and be upfront. Because we know this has been a lot of work with compliance, building credibility around not responding to your compliance questions and trying to be better at being responsive to your concerns on the state level, jurisdictional level, we just want to be better. And I don't want my team to take the hits when I have to, when I can do it for them. That's a little bit of why I'm jumping in here to help out there. Trust me, I will give the reigns back to them as soon as I can. The other thing is that earlier there was a question from Ryan which I thought was really great around the prison discussion. And so, Ryan we'll be following up with an email to you and we're developing a FAQ to go out.

We've got a number of FAQs that we finally got answers to that we're posting. Some of the states that have been in waiting for some questions that came to us a little while ago, we've turned those around individually. And again, we'll be posting FAQs as we are getting them updated. And we'll turn those around and have some very concrete discussions and Q&A around them. Perhaps if some of what we're doing in a call is not working, we can set up TTA (training and technical assistance) calls, we can have a conversation with you and your leadership. I've been fielding some frustrations that have been reported from some states that are concerned about what they believe is a lack of responsiveness to questions. Or maybe the answers are not sufficient enough.

And so, I can jump on calls with SAG (State Advisory Group) chairs, DSA (Designated State Agency) heads, along with Data Specialists and Compliance Monitors to work through some of the concerns you

have. So, know that we can do that as well, because every state and jurisdiction is not the same. What you may think is going on in other states or what you think maybe challenges that are similar may be similar, but they're fruit and not apples and apples and oranges and oranges. And so, we're just going to make the time to meet so we can do that as well. And I'm looking forward to that. We appreciate all of you. Thanks to the team. Thanks, Keith, for jumping out there leading the call today, coming up on, it's been a year, right? We're lucky and grateful to have all of the SRAD team members and equally and grateful to CCAS, Kathy, I mean Katie, Cassy, and the rest of the team, Kia, and our wonderful tech person. Appreciate you and most importantly to you all in the field of Compliance Monitors doing the work. Appreciate you. You have a good afternoon.

**Dr. Katie Penkoff, Deputy Director, CCAS**

Thank you so much Dr. Bradford and Keith and all attendees. Please, if you have not already shared your name, the state or territory you represent, and anyone listening in with you today so that we can make sure that we get your information in the call notes as part of the attendance. Again, we'll just leave the room open for another couple of minutes just to let anyone add in any attendance related information or other information you'd like us to record with the call notes today.