

# Commitment Reduction Program

C-2014-15 Biennium

Effective date 09/01/2013

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## I. GRANT DESCRIPTION.

- A. The purpose of the Commitment Reduction Program grant is to provide an array of rehabilitation services for juvenile offenders, including, but not limited to, community-based, residential, transition and aftercare programs. The programs are intended to divert appropriate youth from the Texas Juvenile Justice Department (TJJD) to suitable programs and post-adjudication placements in local communities.

## II. GRANT SPECIFIC DEFINITIONS.

- A. **Eligible Population.** Juveniles who have been formally referred to and disposed by the probation department and who are being supervised on deferred prosecution or court-ordered probation.
- B. **Community-based Programs.** Community-based programs approved by the department and described in the *Commitment Reduction Program Plan* whose purpose is to divert youth placed on deferred prosecution supervision or court-ordered probation from commitment to TJJD. A community-based program is a non-residential, planned and coordinated activity designed to address a specific purpose or goal and has a measurable objective and outcome.
- C. **Residential Services.** Residential services means the provision of services to a juvenile who meets the eligible population definition and has been placed in a TJJD registered and certified post-adjudication secure correctional facility, a registered and certified non-secure correctional facility, a residential child-care facility or an out-of-state residential placement facility.

## III. PERFORMANCE MEASURES.

- A. **Goal.** The goal of the Commitment Reduction Program grant is to reduce delinquency, increase offender accountability and rehabilitate juvenile offenders through a comprehensive, coordinated community-based juvenile probation system.
- B. **Program Objective.** The objective of the Commitment Reduction Program is to increase the availability of community-based programs and post-adjudication residential placements in an effort to divert appropriate juvenile offenders from commitment to TJJD while maintaining community safety.
- C. **Performance.** Grantee performance under this grant shall be determined using the following measures:
1. Number of juveniles offenders served by the grant funding;
  2. Percent of juveniles served completing the program or placement;
  3. Number of juveniles served by the grant committed to TJJD by the juvenile probation department during the grant period;
  4. One, two, and three year recidivism rates for all juveniles served by the grant in programs and post-adjudication placements.

## IV. PROGRAMMATIC COMPONENTS.

- A. **Program Requirements.** The Grantee shall provide community-based programs and residential services (i.e., post-adjudication placements) associated with the program as detailed in their *Commitment Reduction Program Plan* submitted to and approved by the Department via the Grant Manager system. The *Commitment Reduction Program Plan* submitted by the Grantee is incorporated by reference into the requirements of this grant. Any changes from the approved *Commitment Reduction Program Plan* submitted by the Grantee must first be approved by the Department in writing.
- B. **Eligibility.** Juveniles served under this grant shall meet the definition of eligible population as defined in Section II (A).

### Summary of Grant Requirements

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- C. **Documentation.** Documentation for all community-based programs and post-adjudication placements associated with the program shall be maintained and are subject to review by the Department during on-sight monitoring visits or upon request and shall include:
1. Date, time and duration of program/placement;
  2. Location of program;
  3. Purpose and goal of program; and
  4. Number of participants.
- D. **Program Policy and Procedure.** The Grantee shall have written policies and procedures governing all programs and services provided under this grant.
- E. **Licensing and Certification.** The Grantee shall ensure that all licensed and/or certified staff maintain a current license and/or certification if the programs and services associated with the program provided under this grant require professional licensure or certification.

## V. PROGRAMMATIC REPORTING.

### A. Annual Reports.

1. **End-of-Year Program Summary Report.** The Grantee shall complete an *End-of-Year Program Summary* in a format specified by the Department no later than October 1 of each fiscal year of the current grant period. This report shall include but is not limited to:
  - a. List of program activities and/or placements utilized;
  - b. Number of juveniles served; and
  - c. How the programs and post-adjudication placements associated with the commitment reduction program met the overall goals and objectives as detailed in the *Commitment Reduction Program Plan*.

B. **Quarterly Reports.** The Grantee shall provide a listing of all juveniles served under this grant. The Grantee shall submit data electronically in a format specified by the Department no later than January 1, April 1, July 1, and October 1 of each fiscal year of the current grant period.

C. **Monthly Reports.** See General Grant Requirements.

D. **Other Periodic Reports.** See General Grant Requirements.

## VI. PROGRAMMATIC MONITORING.

A. **On-Site Monitoring Visits.** See General Grant Requirements.

B. **Unannounced On-Site Monitoring Visits.** See General Grant Requirements.

C. **Desk Audits.** See General Grant Requirements.

D. **Other.** None.

VII. **APPLICABLE LAW, POLICY AND PROCEDURE.** The Grantee shall comply with the following applicable state laws, federal laws, standards, policies and procedures as they currently exist or as amended or renumbered and enacted and effective during the term of this Contract:

### A. Applicable Standards.

1. **Texas Administrative Code (TAC) Title 37 Public Safety and Corrections, Chapters 341 – 359.**

### B. General Statutes.

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1. **Federal Law.** See General Grant Requirements.
2. **State Law.** See Also General Grant Requirements.
  - a. **Code of Criminal Procedure.**
    - i. Chapter 62 – Sex Offender Registration Program.
  - b. **Texas Family Code, Title III, Juvenile Justice Code.**
    - i. Chapter 59 – Progressive Sanctions Model.
  - c. **Texas General Appropriations Act.**
  - d. **Texas Government Code, Title 7, Uniform Grant and Contract Management.**
    - i. Chapter 783 - Uniform Grant and Contract Management Act.

**VIII. FINANCIAL COMPONENTS.**

- A. **Allowable Expenditure of Funds.** Grant funds shall be expended solely for the provision of juvenile probation services and juvenile justice programs within the three budget categories of staff services, inter-county contracts and external contracts in accordance with the approved *Annual Budget Application* submitted by the Grantee, subject to Subsection B below. Grant funds shall pay for at least 50% of the program or placement described in the *Commitment Reduction Program Plan*.
- B. **Unallowable Expenditure of Funds.** See General Grant Requirements.
  1. Any expenditures not authorized in Section VIII (A) are unallowable under this grant including but not limited to the following:
    - a. Salary increases or any costs associated with staff hired prior to September 1, 2009;
    - b. Costs associated with pre-adjudication detention;
    - c. Cost associated with pre-adjudication supervision or programs;
    - d. Services not associated with a community-based program or post-adjudication placement; and
    - e. Any expenditure which is not reasonable and necessary to implement the *Commitment Reduction Program Plan*.
- C. **Financial Match Requirements.**
  1. The Grantee shall ensure that county funding for juvenile services (i.e., juvenile probation services and juvenile justice programs) shall not be decreased or be supplanted by funding received under this grant. The Grantee shall certify that the amount of local or county funds expended for juvenile services is at least equal to or greater than the amount spent in the 2006 county fiscal year excluding construction and capital outlay expenses.
- D. **Funding Adjustments.**
  1. **Funding Adjustment Methodology.** This grant is at all times subject to state appropriations. The Department makes no express or implied representation or guarantee of continued or future funding of the grant and may reduce funds to the Grantee in accordance with the funding adjustment methodology that may be developed by the Department in order to fulfill the requirements set forth in the General Appropriations Act 2013 of the 83rd Legislature, Regular Session, FY 2014-2015, Article V-41, Rider 31.
  2. **Unexpended Balances.** See General Grant Requirements.

**Summary of Grant Requirements**

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- 3. **Overpayments.** See General Grant Requirements.
- 4. **Refunds Due.** See General Grant Requirements.
- E. **Timely Expenditure of Grant Funds.** See General Grant Requirements.
- F. **Audits.** See General Grant Requirements.
- G. **Financial Assurances.** See General Grant Requirements.
- H. **Service Provider.** See General Grant Requirements.

**IX. FINANCIAL REPORTING.****A. Annual Reports.**

- 1. **Budget Application.** The Grantee shall submit a completed *Annual Budget Application* concurrent with the submission of the executed *State Financial Assistance Contract* for the Department's approval. The *Annual Budget Application* is found in the Grant Manager system and shall be submitted electronically as specified by the Department of each fiscal year of the current grant period.

- B. **Quarterly Reports.** The Grantee shall report the expenditure of all funds received through this grant on the *Program Expenditure Report*. Reports shall be submitted electronically in the TJJJ Grant Manager system no later than January 1, April 1, July 1, and October 1 of the current fiscal year of the grant period. Funds may be temporarily suspended if a *Program Expenditure Report* is not submitted by the due date.

- C. **Monthly Reports.** None.

**D. Other Periodic Reports.**

- 1. **Budget Adjustments.** The Grantee shall submit the *Budget Adjustment Request* [TJJJ-FIS-304] to the Department for any adjustment to the original budget. The Grantee shall receive written approval from the Department prior to expending the funds.

**X. FINANCIAL MONITORING.**

- A. **Annual Monitoring.** See General Grant Requirements.
- B. **Periodic Monitoring.** See General Grant Requirements.