

Avery D. Niles., Commissioner

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Tracy Masters, General Counsel



DEPARTMENT OF JUVENILE JUSTICE

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**OFFICE OF LEGAL SERVICES**

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September 26, 2013

**BOARD MEETING SUMMARY**

Members Present: Chair Elaine Snow, Vice-Chair Sandra Taylor, Angie Holt, Willie Bolton, John Edwards, Kelly Stewart, Thomas Coleman, Fred Stephens, Franklin Rozier, Richard Ambrose, Dick Yarbrough and Julia Neighbors.

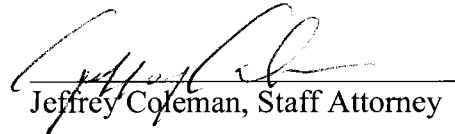
Judicial Advisory Council Members Present: Judge Quintress Gilbert.

**Motions and Other Business:**

1. Chair Snow called the meeting of the Board of Juvenile Justice to order on Thursday, September 26, 2013, in the DJJ Board Room located at 3408 Covington Highway, Decatur, GA.
2. A motion to approve the agenda was made, seconded, and approved unanimously.
3. A motion to approve the minutes of the August 22, 2013 meeting was made, seconded, and approved unanimously.
4. Commissioner Niles gave an overview of DJJ's activities since the last Board Meeting.
5. Assistant Deputy Commissioner of Support Services Miguel Fernandez reviewed DJJ's current Risk Assessment instrument which is will be used pursuant to O.C.G.A 49-4a-2(b) and 49-4A-1(11) and attached hereto as Exhibit One.
6. A motion to approve the DJJ's current Risk Assessment instrument was made, seconded, and approved unanimously.

7. A motion to adjourn the Board of Juvenile Justice and to reconvene as the Juvenile Justice Board of Education was made, seconded, and approved unanimously.
8. Dr. Audrey Armistead, Associate Superintendent of Schools along with additional education staff, gave an overview of activities and enhanced services offered to youth by the Office of Education Services since the last board meeting.
9. A motion to adjourn the Juvenile Justice Board of Education and to reconvene as the Board of Juvenile Justice was made, seconded, and approved unanimously.
10. Old Business: There was no old business before the Board.
11. . New Business: There was no new business brought before the Board.
12. Chair Snow announced that the next Board Meeting will be held in the Central Office on Thursday, October 24, 2013 at 10:00 a.m.

With no further business before the Board, the meeting was adjourned.

  
Jeffrey Coleman, Staff Attorney

**GEORGIA DEPARTMENT OF JUVENILE JUSTICE  
DETENTION ASSESSMENT INSTRUMENT**

Rev. 2/22/12

**Youth:** \_\_\_\_\_ **DOB:** \_\_\_\_\_ **County:** \_\_\_\_\_  
**Gender:**  Male  Female **Case Mgr. Last Name:** \_\_\_\_\_  
**Race:**  White (not Hispanic)  Black (not Hispanic)  American Indian  Other (not Hispanic)  
 White (Hispanic)  Black (Hispanic)  Asian  Other (Hispanic)  
**ID #:** \_\_\_\_\_ **Date:** \_\_\_\_\_ **Time:** \_\_\_\_\_  am  pm  
Last Name (4) First Name (4) DOB (6) RG

**A. DATE:** \_\_\_\_\_ **TIME:** \_\_\_\_\_  am  pm  
(actual date / time DAI completed)

**B. LOCATION OF YOUTH AT TIME OF OFFENSE:**  
 Community  
 RYDC or YDC  
 Other (shelter, alternative placement)

**C. DETENTION ASSESSMENT COMPLETED:**

1. At intake - arrested and charged with new offense (to make decision to detain, release or use alternative)  
 2. At any other time:  
 A. To document detention decision already made (check all that apply, must check at least one)  
 Court detention order / warrant  Violation of probation  
 DJJ Order (56)  Violation of alternative placement  
 Independent Court  
 B. To document detention following a hearing (if check here, must check one of the following)  
 Preliminary hearing  Disposition hearing  Revocation hearing

**D. DETENTION ASSESSMENT**

**1. Most serious offense:** \_\_\_\_\_

<b>Class I</b>		<b>15</b>
<input type="checkbox"/> Aggravated child molestation (16-6-4)	<input type="checkbox"/> Aggravated sexual battery (16-6-22.2)	
<input type="checkbox"/> Aggravated sodomy (16-6-2)	<input type="checkbox"/> Armed robbery w/ firearm (16-8-41)	
<input type="checkbox"/> Murder (16-5-1)	<input type="checkbox"/> Rape (16-6-1)	
<input type="checkbox"/> Voluntary manslaughter (16-5-2)		
<b>Class II</b>		<b>12</b>
<input type="checkbox"/> Aggravated assault (16-5-21)	<input type="checkbox"/> Child molestation (16-6-4)	
<input type="checkbox"/> Aggravated assault, correctional officer (16-5-21.2)	<input type="checkbox"/> Criminal attempt / kidnapping (16-4-1)	
<input type="checkbox"/> Aggravated assault, intent to rape/rob (16-5-21.1)	<input type="checkbox"/> Criminal attempt / murder (16-4-1)	
<input type="checkbox"/> Aggravated battery (16-5-24)	<input type="checkbox"/> Hijacking a motor vehicle (16-5-44.1)	
<input type="checkbox"/> Armed robbery, no firearm (16-8-41)	<input type="checkbox"/> Hijacking an aircraft (16-5-44)	
<input type="checkbox"/> Arson, first degree (16-7-60)	<input type="checkbox"/> Kidnapping (16-5-40)	
<input type="checkbox"/> Arson, second degree (16-7-61)	<input type="checkbox"/> Drugs, possession for sale - Sched. I or II (16-13-30(b))	
<input type="checkbox"/> Battery, school official (16-5-21.1(1))	<input type="checkbox"/> Drugs, trafficking methamphetamine (16-13-31)	
<input type="checkbox"/> Carrying weapons within school safety zone/functions/property (16-11-127.1)		
<input type="checkbox"/> Armed robbery, controlled substance from pharmacy (16-8-41)		
<input type="checkbox"/> Drugs, possession for sale near park/housing project (16-13-32.5)		
<input type="checkbox"/> Drugs, possession for sale in/at/near school (16-13-32.4)		
<input type="checkbox"/> Drugs, trafficking cocaine/illegal drugs/marijuana (16-13-31)		
<b>Class III</b>		<b>10</b>
<input type="checkbox"/> Criminal damage to property, first degree (16-7-22)	<input type="checkbox"/> Drugs, possession for sale - Schedule III, IV or V (16-13-30 (h))	
<input type="checkbox"/> Cruelty to children (16-5-70)	<input type="checkbox"/> Drugs, purchase / possession - Schedule I or II excluding 1 oz or less of marijuana (16-13-30 (a))	
<input type="checkbox"/> Escape, w/ dangerous weapon (16-10-52 (b))	<input type="checkbox"/> Drugs, criminal attempt/trafficking methamphetamine (16-4-1)	
<input type="checkbox"/> Vehicular homicide (14-6-393 (a))		
<input type="checkbox"/> Drugs, possession for sale - marijuana (16-13-30(j))		
<b>Class IV</b>		<b>8</b>
<input type="checkbox"/> Arson, third degree (16-7-62)	<input type="checkbox"/> Involuntary manslaughter (16-5-3)	
<input type="checkbox"/> Burglary (16-7-1)	<input type="checkbox"/> Cruelty to children (Misdemeanor) (16-5-70)	
<input type="checkbox"/> Escape (Misdemeanor) (16-10-52)	<input type="checkbox"/> Vehicular homicide (Misdemeanor) (40-6-393 (b))	
<b>Class V</b>	<input type="checkbox"/> All other felony offenses; high and aggravated misdemeanors	<b>6</b>
<b>Class VI</b>	<input type="checkbox"/> All other misdemeanor offenses, including possession of 1 oz or less of marijuana (16-13-2 (b))	<b>4</b>
<b>Class VII</b>	<input type="checkbox"/> Status or administrative offenses, including technical violation of probation or aftercare; court detention order; DJJ Order (56)	<b>2</b>

**Score:** \_\_\_\_\_

**2. Additional Current Charges in this Referral**

2+ additional current <b>felony</b> charges	<b>3</b>	
1 additional current <b>felony</b> charge	<b>2</b>	
1+ additional <b>misdemeanor</b> , status offense, or VOP charges	<b>1</b>	
No additional current charges	<b>0</b>	

**Score:** \_\_\_\_\_

**3. Additional Charges Pending Adjudication**

- 3+ additional pending charges 3
- 2 additional pending charges 2
- 1 additional pending charge 1
- No other pending charges 0

Score: \_\_\_\_\_

**4. Prior Adjudicated Charges** Actual # felonies: \_\_\_\_\_ Actual # misdemeanors: \_\_\_\_\_

- 1+ prior adjudications for **violent felony** offenses (Class I - IV against the person) 6
- 3+ prior adjudications for **felony** charges 5
- 2 prior adjudications for **felony** charges 4
- 1 prior adjudication for a **felony** charge 3
- 2+ prior adjudications for **misdemeanor** charges 2
- 1 prior adjudication for a **misdemeanor** charge 1
- No prior felony or misdemeanor adjudications, but 1 or more status offense adjudications 1
- No prior adjudications 0

Score: \_\_\_\_\_

**5. Prior Adjudicated Probation Violations, Administrative Revocations**

- 5+ prior technical violations 3
- 3 - 4 prior technical violations 2
- 1 - 2 prior technical violations 1
- No prior technical violations 0

Score: \_\_\_\_\_

**6. Prior Escapes, Runaways, or Failure to Appear (FTA)**

- 3 + prior court orders/warrants or DJJ apprehension orders for escape, runaway or FTA 5
- 1 - 2 prior court orders/warrants or DJJ apprehension orders for escape, runaway or FTA 3
- No prior court orders/warrants or DJJ apprehension orders for escape, runaway or FTA 0

Score: \_\_\_\_\_

**7. Current Legal Status**

- Under jurisdiction of Superior Court 6
- Committed to DJJ as a designated felon 5
- Committed to DJJ for a delinquent offense 3
- On probation for delinquency or committed as a status offender 2
- On probation for status offense 1
- No current legal status 0

Score: \_\_\_\_\_

**8. TOTAL DETENTION ASSESSMENT SCORE :** \_\_\_\_\_

**E. DETENTION DECISION**

**9. Detention Score Classification:**

- Score of 12 or more **High Risk** - detain unless discretionary overrides
- Score of 8 - 11 **Medium Risk** - release with conditions, subject to judicial authorization unless policy or discretionary overrides
- Score of 2 - 7 **Low Risk** - unconditional release unless policy or other overrides

(Select # 10 or # 11)

**10.  DETAINED** RYDC: \_\_\_\_\_

- 10a  **Policy Overrides**  
(must select at least one from list below)
- 1. Mandatory Court Policy Override  
Court Consulted?  Yes  No
  - 2. Possession/use of firearm during offense
  - 3. Actual/threatened mass school violence
  - 4. Explicit threat to flee if released
  - 5. Interstate case
  - 6. Detention order
  - 7. DJJ Form 56 issued

- 10b  **Discretionary Overrides**  
*Aggravating factors: override to a more restrictive placement than indicated by guidelines (check all that apply - must check at least one)*
- 1 Threat made to victim or witness
  - 2 Nature of injuries to victim
  - 3 No parent or guardian/lack of supervision
  - 4 Unwilling to abide by conditional release
  - 6 Failed release
  - 7 Independent court - unknown
  - 8 Suspected or documented gang affiliation
  - 9 Other (must provide info in 10c)

10c **Override Justification:** (mandatory if checked # 9 above)  
(optional to explain item under policy overrides)

**11.  NOT DETAINED**

- 11a  **Released with conditions**  
(subject to judicial authorization, must check one below)
- 1. Tracking
  - 2. Multi-service center
  - 3. House-bound detention
  - 4. Contract home (private family)
  - 5. Emergency shelter
  - 6. Other (must provide info if check "other")

11b  **Unconditional Release**

- 11c  **Discretionary Overrides**  
*Mitigating factors: override to a less restrictive placement than indicated by guidelines (check all that apply - must check at least one)*
- 1 Good academic record
  - 2 Minimal disciplinary history
  - 3 Good parental supervision and support
  - 4 Youth shows remorse
  - 5 Youth cooperated with police
  - 6 Attitude supports compliance of conditions
  - 7 Mental health not appropriate for detention
  - 8 Youth is employed
  - 9 Youth is under 13 years old
  - 10 Other (must provide info in 11d)

11d **Override Justification:** (mandatory if checked # 10 above)  
(optional to explain item under policy overrides)