



U.S. Department of Justice

Office of Justice Programs

Office of Juvenile Justice and Delinquency Prevention

Washington, D.C. 20531

TO: State Agency Directors
Juvenile Justice Specialists
Compliance Monitoring Coordinators
State Advisory Group Chairs

FROM: Dr. TeNeane Bradford
Associate Administrator, State Relations and Assistance Division (SRAD)

SUBJECT: Fiscal Year (FY) 2019 Compliance Determination Standards

Dear colleagues,

I am pleased to provide you with the FY 2019 compliance standards. These standards will be applied to compliance monitoring reports submitted by each participating state for the FY 2019 reporting period and used to calculate determinations of State compliance with Section 223(a)(11), (12), and (13) of the Juvenile Justice and Delinquency Prevention (JJDP) Act, as amended. Determinations of State compliance in FY 2019 will be used, in part, to establish Title II Formula Grant Program funding level allocations for each State in the FY 2020 funding year.

Pursuant to 28 C.F.R. § 31.303(f)(6), FY 2019 compliance standards were calculating by taking the average of States' FY 2017 and FY 2018 compliance monitoring rates for the deinstitutionalization of status offenders (DSO), separation, and jail removal core requirements (removing, when applicable, one negative outlier¹ for each requirement) and applying a standard deviation factor of not less than one.

In accordance with this methodology, the FY 2019 compliance numerical thresholds have been established as follows:

- a rate of 4.87 per 100,000 juvenile population for Section 223(a)(11) of the JJDP Act (the DSO requirement);
- a rate of 2.56 per 100,000 juvenile population for Section 223(a)(12) of the JJDP Act (the separation requirement);
- a rate of 5.40 per 100,000 juvenile population for Section 223(a)(13) of the JJDP Act (the jail removal requirement).

¹ In calculating standards for the FY 2019 data collection period, excluded outlier rates were as follows: Idaho (11.34) for DSO; Massachusetts (181.58) for separation; and West Virginia (17.05) for jail removal.

States reporting a rate at, or below, a given standard, will be determined to be in compliance with that core requirement. States reporting a rate that exceeds a particular standard will be determined to be out of compliance with that core requirement. Pursuant to Section 223(c)(1) of the JJDP Act, the Title II FY 2020 Formula Grant allocation for a state will be reduced by 20 percent for each core requirement with which it fails to comply.

Please feel free to contact your SRAD Program Manager if you have questions or if we can be of further assistance.