

# YOUTH SERVICES POLICY

<b>Title:</b> State Council for the Interstate Compact on Juveniles	<b>Type:</b> D. Community Based Services <b>Sub Type:</b> 10. Supervision <b>Number:</b> D.10.33
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<b>References:</b> Ch Code Arts 1661 et seq., The Interstate Compact for Juveniles, the Crime Control Act, 4 U.S.C. Section 112 (1965); ACA Standard 2-CO-4B-02 (Administration of Correctional Agencies); YS Policies A.3.2 "Travel", and D.10.22 "Interstate Compact for Juveniles (ICJ)"	
<b>STATUS: Approved</b>	
<b>Approved By:</b> <i>William A. Sommers, Deputy Secretary</i>	<b>Date of Approval:</b> 04/29/2022

**I. I. AUTHORITY:**

Deputy Secretary of Youth Services (YS) as contained in La. R.S. 36:405. Deviation from this policy must be approved by the Deputy Secretary.

**II. PURPOSE:**

To create a State Council for Interstate Juvenile Supervision in accordance with the provisions of the Interstate Juvenile Compact for Juveniles (ICJ).

**III. APPLICABILITY:**

Deputy Secretary, Assistant Secretary, Undersecretary, Chief of Operations, "Probation and Parole Program Director, Youth Facilities Director – Statewide, Regional Directors, Regional Managers, Commissioner/Compact Administrator, Deputy Compact Administrator and all employees of Community-Based Services (CBS).

**IV. DEFINITIONS:**

**Commissioner** - The voting representative of each compacting state appointed pursuant to Article III of the ICJ.

**NOTE:** In Louisiana, the Commissioner and the Compact Administrator is the same individual; however, when referring to duties of the Commissioner, only that title shall be used in this policy. The Commissioner/Compact Administrator is responsible for the administration and management of the state's supervision

and transfer of juveniles subject to the terms of the ICJ, the rules adopted by the Interstate Commission, and policies adopted by the State Council under the ICJ.

**Deputy Compact Administrator** - The individual appointed by the Commissioner/Compact Administrator to act on behalf of the state's Commissioner/Compact Administrator, pursuant to the terms of the ICJ, responsible for the administration and management of the state's supervision and transfer of juveniles subject to the terms of the ICJ, the rules adopted by the Interstate Commission, and policies adopted by the State Council under the ICJ.

**NOTE:** The Deputy Compact Administrator may not vote at an ICJ meeting as the representative of the Commissioner unless named as the "designee".

**Designee** - If the Commissioner is unable to attend a specified meeting of the Interstate Commission, the Commissioner shall consult with the State Council and name a "Designee of the Commissioner". The designee shall be recommended by the Deputy Secretary of YS, appointed by the Governor and confirmed by the Senate, in order to appear at such meeting on behalf of the Commissioner and to cast the Commissioner's vote.

**Interstate Compact for Juveniles Commission (the Commission)** - A body corporate and joint agency made up of compacting states that has the responsibility, power and duties set forth in the ICJ. The Interstate Commission shall consist of commissioners appointed by the appropriate appointing authority in each state pursuant to the rules and requirements of each compacting state and in consultation with the State Council for Interstate Juvenile Supervision created hereunder.

**Interstate Compact for Juveniles (ICJ, the Compact)** - A federally established agreement in which the compacting states recognize that each state is responsible for the proper supervision or return of juveniles, delinquents and status offenders who are on probation or parole and who have absconded, escaped, or run away from supervision and control and in so doing have endangered their own safety and the safety of others. The compacting states also recognize that each state is responsible for the safe return of juveniles who have run away from home and in doing so have left their state of residence. The compacting states also recognize that Congress, by enacting the Crime Control Act, 4 U.S.C. Section 112 (1965), has authorized and encouraged compacts for cooperative efforts and mutual assistance in the prevention of crime. More information is available at <https://www.juvenilecompact.org>.

***State Council for Interstate Juvenile Supervision*** - Each member state shall create a State Council for Interstate Juvenile Supervision. While each state may determine the membership of its own state council, its membership shall include at least one representative from the legislative, judicial, and executive branches of government, victims groups, and the Commissioner, Deputy Compact Administrator/designee. The Deputy Secretary of YS retains the right to determine the qualifications of the Commissioner or Deputy Compact Administrator. Each state council shall advise and may exercise oversight and advocacy concerning that state's participation in Interstate Commission activities and other duties as may be determined by that state, including but not limited to, development of policy concerning operations and procedures of the ICJ within that state.

**V. POLICY:**

It is the Deputy Secretary's policy that the State Council for Interstate Juvenile Supervision as defined in Children's Code Article 1669 shall be established by YS. The State Council shall advise the Deputy Secretary, Assistant Secretary, Probation and Parole Program Director, Youth Facilities Director – Statewide, the Regional Directors, the Commissioner, and the Deputy Compact Administrator regarding the state's participation in the Interstate Commission's activities; assist in developing ICJ policy; and consult with the Commissioner to appoint a designee when the Commissioner is unable to attend ICJ meetings.

**VI. PROCEDURES:**

**A. State Council Membership**

The membership of the council shall not exceed twelve (12) regular members including:

- A representative from the legislative branch of government; initially, a member of the Louisiana House of Representatives should serve for a term of two (2) years. Upon the expiration of the initial legislative member's term, a member of the Louisiana Senate shall be appointed as the next legislative member for a term of two (2) years, and alternating in this manner every two (2) years;
- A representative from the judicial branch of government for a term of two (2) years;
- A representative from the executive branch of government for a term of two (2) years;

- A representative from a victims group for a term of two (2) years;
- The Compact Administrator/Commissioner;
- One or more citizens of the State of Louisiana which may include ICJ stakeholders, for a term of two (2) years.
- The Commissioner to serve at the discretion of the Deputy Secretary;
- The Deputy Compact Administrator to serve at the discretion of the Deputy Secretary;
- A representative from OJJ Legal Services to serve at the discretion of the Deputy Secretary;
- The Deputy Secretary/designee; and
- The Assistant Secretary and/or a Regional Director.

**B. Search Committee**

1. The Deputy Secretary may appoint a search committee that would seek out and review the qualifications of citizens of the State of Louisiana to serve as council members.
2. The search committee may include the Deputy Secretary, a Regional Director, the Compact Administrator, the Deputy Compact Administrator and a representative from OJJ Legal Services.
3. The search committee may consider the following factors when making a recommendation for potential State Council members:
  - a) Is the candidate willing to serve on the council?
  - b) Does the candidate have a demonstrated interest in the ICJ process?
  - c) Is the individual involved in the juvenile justice community?

**C. Domicile**

The domicile of the State Council shall be Baton Rouge, Louisiana.

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D. Meeting Facilities and Staff

YS shall provide the council with meeting facilities and support staff to schedule and conduct the meetings.

E. Compensation

Council members shall serve without compensation, except that they shall be reimbursed by YS for meeting-related travel, lodging and meals in accordance with the state travel guidelines.

F. The State Council shall submit its membership roster and meeting date for the previous year to the ICJ Commission by January of each year.

G. The State Council members shall comply with all state, federal and local laws, including all applicable Board of Ethics standards and reporting requirements.

H. The State Council shall convene at least once a calendar year and maintain minutes of these meetings

**Previous Regulation/Policy Number:** D.10.33

**Previous Effective Date:** 04/25/2013

**Attachments/References:**