

TRANSMITTAL SHEET FOR  
NOTICE OF INTENDED ACTION

Control \_\_\_\_\_ Department or Agency Youth Services  
Rule No. 950-2-2 Rule Title: Screening and Placement  
New X Amend \_\_\_\_\_ Repeal \_\_\_\_\_ Adopt by Reference \_\_\_\_\_

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? No

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? Yes

Is there another, less restrictive method of regulation available that could adequately protect the public? No

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? No

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? N/A

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? Yes

Does the proposed action relate to or affect in any manner any litigation which the agency is a party to concerning the subject matter of the proposed rule? No

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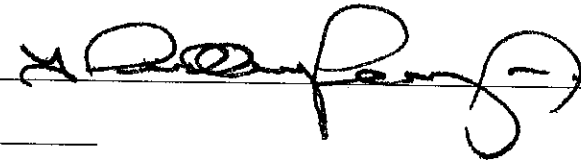
Does the proposed rule have an economic impact? No

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

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Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Services Agency.

Signature of certifying officer   
Date 6-19-18

(DATE FILED)  
(STAMP)

APA-2

Alabama Department of Youth Services

NOTICE OF INTENDED ACTION

AGENCY NAME: Youth Services

RULE NO. & TITLE: 950-2-2 Screening and Placement

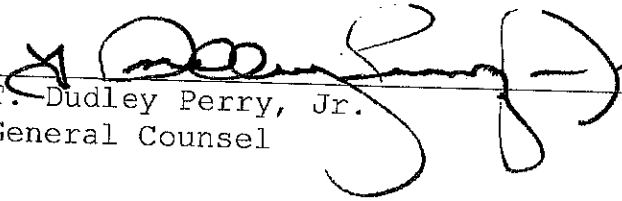
INTENDED ACTION: The Alabama Department of Youth Services proposes to amend Rule 950-2-2 of the Administrative Code.

SUBSTANCE OF PROPOSED ACTION: The Department proposes to amend Rule 950-2-2 to reflect current organizational structure, to interpret and reconcile current statutory requirements regarding intake, and to correct typographical errors and omissions.

TIME, PLACE, MANNER OF PRESENTING VIEWS: Comments may be submitted in writing to ADYS Legal Division, P.O. Box 66, Mt. Meigs, AL 36057 or orally at the ADYS Board Room on August 8, 2018 at 10:00 am at 1000 Industrial School Rd., Mt. Meigs, AL 36057.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: August 8, 2018

CONTACT PERSON AT AGENCY: T. Dudley Perry, Jr. (334) 215-3803

  
\_\_\_\_\_  
T. Dudley Perry, Jr.  
General Counsel

## CHAPTER 950-2-2 INTAKE POLICY SCREENING AND PLACEMENT

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950-2-2-.03 Effective Date

950-2-2-.01 Statement Of Policy.

(1) The Youth Services Board's A policies regarding admissions screening and placement were adopted modified by the Youth Services Board effective on September 25, 1981 June 1, 2017, wherein admission to the Department will be on a priority basis. These policies may be amended by the Board from time to time.

(2) In order to comply with this policy, a multi-disciplinary four member committee led by was established. The committee is comprised of administrative and supervisory staff the Administrator of Screening and Placement from the Diagnostic and Evaluation Center and the Institutional Services Division. The committee will considers each requests for admissions submitted, to the department based upon the following criteria in rank order a classification system. The classification system aids the committee in making decisions about the most appropriate housing, services, and interventions for each youth based on the youth's risk for continued delinquency and needs. Classification is a structured decision making process based on that includes a formal assessment of risk including factors such as:

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(a) The Youth's health and mental health status, Seriousness of offense

(b) Substance use or abuse, Prior record

(c) Suicidal ideation or attempt history Demeanor of the juvenile,

(d) Age, Where juvenile is being held

(e) Sphysical size,

- (f) Ecuurrent and past charges or court history,
- (g) Egender,
- (h) Eeducational level and educational needs,
- (i) Ehistory of sexually abusive behavior,
- (j) Eoffensive or violent behavior, and
- (k) Ehistory of victimization.

The reliability of the committee's actions is greatly affected by the thoroughness, completeness, and the accuracy of the written information submitted by the committing court. Committed youth with incomplete reports will remain pending not be accepted until all adequate requisite information is submitted received. The requisite information is determined by the department, and at a minimum at a minimum includes:

- (a) Commitment Order (on standard form)
- ~~(a) Copy of Birth Certificate~~
- (b) Completed DYS Social History Intake Summary Form
- (c) DYS Risk Assessment
- (d) Case Action Summary Sheet, or JPO Social Summary Detail of Charges (present and prior) including disposition
- (e) Needs Assessment
- (f) Immunization Record
- ~~(a) Copy of Social Security Card~~
- (g) Cumulative School Transcripts
- (h) Police Report (if juvenile criminal sex offender)
- (i) Most current Psychological Report or discharge summary (if applicable)

Additional requisite information may include:

- (a) Copy of Birth Certificate
- (b) Copy of Social Security Card
- (c) District Attorney report/findings/evaluations,
- (d) Police investigation report, including medical report on victim,
- (e) Victim statement information,
- (f) Child advocacy reports,
- (g) DHR records regarding current/previous contact/investigations,
- (h) Psychological/Psychiatric records.

(3) For purposes of placement of youth in compliance with statutory time limits, including acceptance by the Department of Youth Services facility or a contract facility within seven days of notice of disposition, the time begins to run "notice" takes place on the date all requisite information is received.

If placement within seven days would place the department in violation of either a state statute or standard, then compliance with the statutory time limit is not required.

(4) Certain requests, without a commitment to the custody of the department, for placement at a short term program may be accepted, based on an order in standard form specifically referencing the short term program, without consideration by the committee.

~~(3) Immediate priority will be given to Class A Felons and other person crimes to include, but not be limited to, the following:~~

~~(a) Murder~~

~~(b) Assault with intent to murder~~

~~(c) Manslaughter~~

~~(d) Rape or attempted rape (and other sex related crimes)~~

~~(e) First degree arson~~

~~(f) Armed robbery~~

~~(4) High priority will be given to habitual offenders (three or more delinquency adjudications) as follows in rank order:~~

~~(a) Crimes against persons (felon)~~

~~(b) Property crimes (felon)~~

~~(c) Crimes against persons (misdemeanor)~~

~~(d) Property crimes (misdemeanor)~~

~~(e) Failure to respond to prior treatment efforts will also be considered.~~

~~(5) The demeanor of the child will be considered and priority established as appropriate in cases where the continued~~

~~residence by the child poses a significant threat to the community. Documentation of incidents such as repeated escapes, commission of other crimes, or the safety of the child being threatened by the community will be required.~~

~~(6) Finally, priority will be given in cases where documentation shows no available detention space.~~

**Author:** Department of Youth Services

**Statutory Authority:**

**History:** Amendment Filed June 19, 2018 Effective

**950-2-2-.02 Statutory Authority**, Title 44, Code of Ala. 1975, Section 44-1-52; Title 44, Code of Ala. 1975, Section 44-1-Title 12, Code of Ala. 1975, Sections 12-15-208; 12-15-215.

**Author:** Department of Youth Services

**Statutory Authority:**

**History:** Amendment Filed June 19, 2018 Effective

**950-2-2-.03 Effective Date**. This policy ~~adopting an intake procedure on a priority basis~~ shall be effective beginning ~~November 1, 1981~~ immediately.

**Author:** Department of Youth Services

**Statutory Authority:**

**History:** Amendment Filed June 19, 2018 Effective