

AN ACT

ENTITLED, An Act to require the Department of Corrections to seek membership in the Performance-based Standards Project.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. The Department of Corrections shall seek membership in the Performance-based Standards Project sponsored by the Office of Juvenile Justice and Delinquency Prevention, United States Department of Justice. The Department of Corrections shall apply for membership as an implementation site and shall sign an agreement with the Council of Juvenile Correctional Administrators, hereinafter referred to as the council, committing adequate resources to complete the data collection cycles and facility improvement plans.

Section 2. If the membership application in section 1 of this Act is approved, the Department of Corrections shall apply to the council for demonstrated program funding provided by the Office of Juvenile Justice Delinquency Prevention to support changes and actions outlined in facility improvement plans.

Section 3. If the membership application in section 1 of this Act is approved, the department may request federal spending authority from the committee created in § 4-8A-2.

Section 4. If the membership application in section 1 of this Act is approved, the Department of Corrections shall appoint at least one manager who shall organize and supervise agency resources and activities to achieve membership and completion of designated programs.

Section 5. No child in the custody of the Department of Corrections may be placed in any juvenile corrections program unless that program is actively seeking membership in the Performance-based Standards Project, has completed designated programs involved with membership in the council, is actively seeking accreditation through application, is licensed as a child welfare agency by the Department of Social Services, or is accredited by the American Corrections Association, the Joint

Commission on Accreditation of Health Care Organizations, or any other nationally accepted accreditation or certification and that has requirements that are substantially equivalent to, or more comprehensive than, those of the Council of Juvenile Correctional Administrators.

Section 6. The Department of Corrections shall write a report detailing the assessments made by the council and the actions taken by the department. The Department of Corrections shall present the report semiannually to the Corrections Commission, established in § 1-15-1.13, beginning on June 30, 2002. The department shall present the report to the Governor and the Legislature annually, beginning on January 1, 2003.

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I certify that the attached Act originated in the

HOUSE as Bill No. 1113

Chief Clerk

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Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1113
File No. _____
Chapter No. _____

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Received at this Executive Office this ____ day of _____ ,

20____ at _____ M.

By _____
for the Governor

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The attached Act is hereby approved this _____ day of _____ , A.D., 20____

Governor

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STATE OF SOUTH DAKOTA,
ss.

Office of the Secretary of State

Filed _____ , 20____
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State