

CYFD-JJS

Juvenile Probation Process

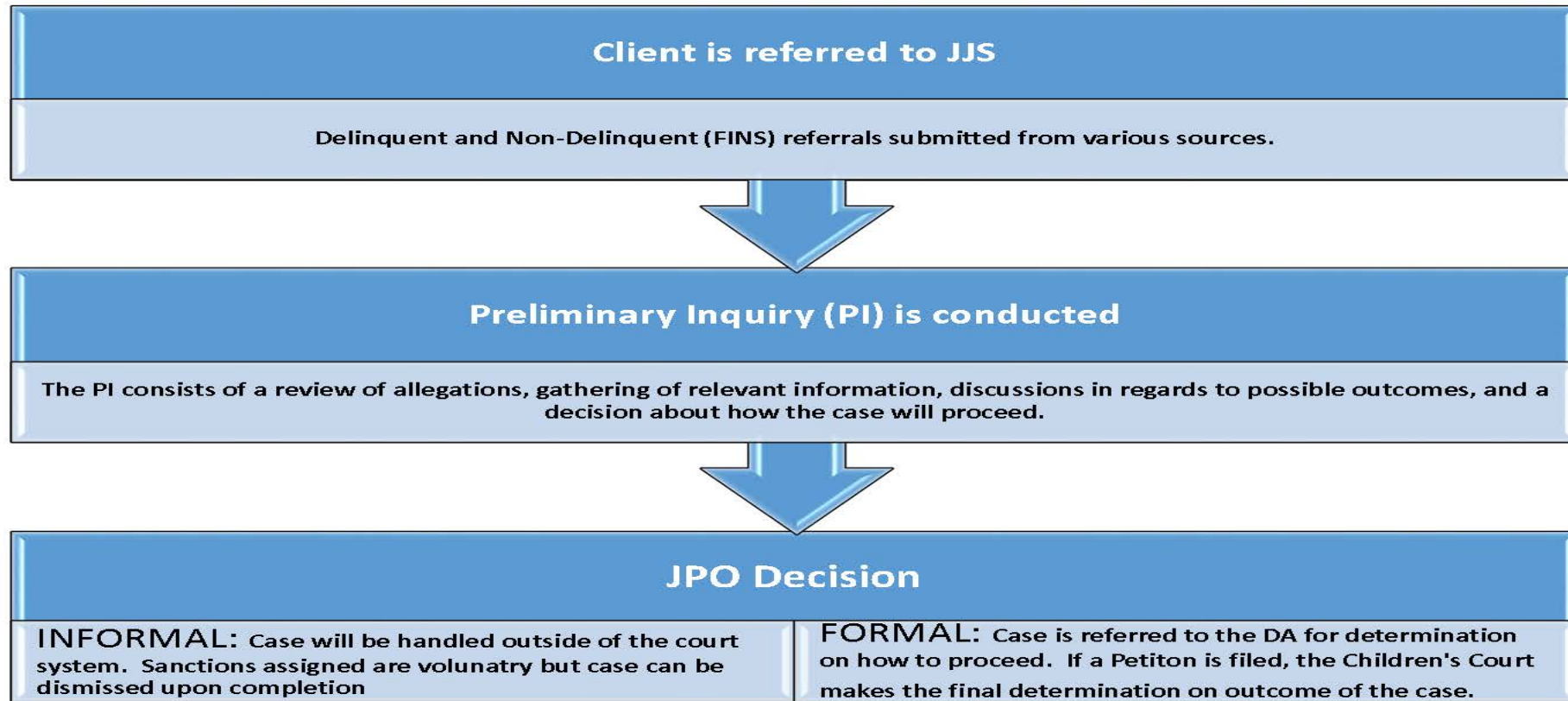
Presented by:

Corey Adams

Associate Deputy Director for Field Services: Southern Region

JJS Flow Chart

How do cases flow through the JJS system?



How does JPO become involved?

- Delinquent referral:
 - Made by Law Enforcement for alleged delinquent behavior
 - Referrals made via Warrants, Probable Cause arrests, Citations, or Incident Reports
- Family in Need of Services (FINS)
 - Made by P/G/C, school personnel, providers for no delinquent behavior
 - Referrals are made directly to the JPO office

Referral is complete, now what?



WHAT IS THE P.I.?

The **Preliminary Inquiry** is a formal meeting with a JPPO.

The PI is generally conducted with parents at the Juvenile Probation and Parole Office. Sometimes the family chooses to have an attorney present. At the meeting, the JPPO will explain the charges, discuss your child's rights, and provide you with an opportunity to respond. Any information you give is on a volunteer basis and is confidential.

At the end of the PI, the JPPO may handle your child's case informally, or refer it to the Children's Court attorney for further action.

If the case does not go to court, you may be asked to:

- Perform community service
- Make victim restitution or attend a Victim-Offender Mediation Program
- Write an apology letter
- Enroll in an Early Diversion Program
- Attend counseling



YOUR TURN

At the Preliminary Inquiry, it is important to let the Juvenile Probation and Parole Officer know if your child has a disability, has mental or behavioral health concerns, is in special education, is on medication or is experiencing educational difficulties.

Don't forget to bring your child's social security card, birth certificate, and Medicaid card, if you have one.

Remember ...

- your voice and participation is essential throughout this process. Tell us what you need and what would help.



FOR MORE HELP

The JPPO staff can assist you prior to the Preliminary Inquiry. See the back of this brochure for your local JPPO contact information.

In addition! Parents for Behaviorally Different Children (PBDC) serve as family advocates for communities. Please call 265-0430 (or toll-free 800-273-7232) if you need assistance.

The Office of the Public Defender in your community may also be a source of assistance.

PI is completed, now what?

- JPO can provide Informal supervision and services to referred clients which include but is not limited to:
 - Non Court ordered Supervision for a specified time period
 - Program referrals for intervention such as: Victim Offender Mediation, Teen Court, Community Service, and restitution
 - Clinical interventions and referrals

PI is completed, now what?



FIRST APPEARANCE

At the **first appearance**, charges may be denied or a plea may be entered. The judge will decide whether your child will remain at home throughout this process or be placed in an alternative setting such as detention. That decision will be based upon individual needs and circumstances.

Conditions of release to the parent may include:

- Curfew
- House arrest
- Going to school
- Attending counseling or other treatment services
- Avoiding victims and/or negative peers
- Drug testing

If you have questions, contact your juvenile probation and parole officer or your attorney.



ADJUDICATION

Adjudication is the trial phase of the court process. The judge hears the case and makes a decision about the charges. If you are found guilty, you may enter the **dispositional phase** of the hearing at this time. The judge will schedule a date for the dispositional (sentencing) hearing, or it may take place immediately. If you are found not guilty, the charges will be dismissed.

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DISPOSITION

Disposition is the sentencing phase of the process. The judge may order your child to:

- Probation with conditions, based on individual needs and circumstances
 - Assessment and evaluation
 - Counseling such as Functional Family Therapy
 - Community or residential services
 - Restitution (payment for damages)
 - Community service
 - Juvenile Community Corrections
- Incarceration in a state juvenile correctional facility

Possible outcome through the court process

- 15 days in detention (3% for FY19)
- Probation Supervision (48% for FY19)
 - Depending on outcome, Probation Supervision can last anywhere from 6 months to 2 years.
 - The State of NM as adopted a uniform Probation Agreement.
 - The court may order Special Conditions depending on the needs of the client.
- Commitment (4% for FY19)
 - 1 year, 2 year, or until the age of 21 depending on the Courts ruling.
 - Client will be placed into a CYFD run facility.
 - Supervised Release conditions and supervision will assist client upon return to community after Commitment.

Barriers faced

- Lack of viable resources
 - Lacking appropriate community providers
 - Need to find incentives to bring providers to rural communities
- Community support
 - Community support for JDAI initiatives and data driven solutions
- Need for more front end, pre-delinquent behavior, services
 - Specifically, youth engagement in school and focus on keeping them in school will impact delinquent behavior
- Family engagement
 - P/G/C involvement and support is a must.
 - Parental support services for those families in need

Thank you

Corey Adams

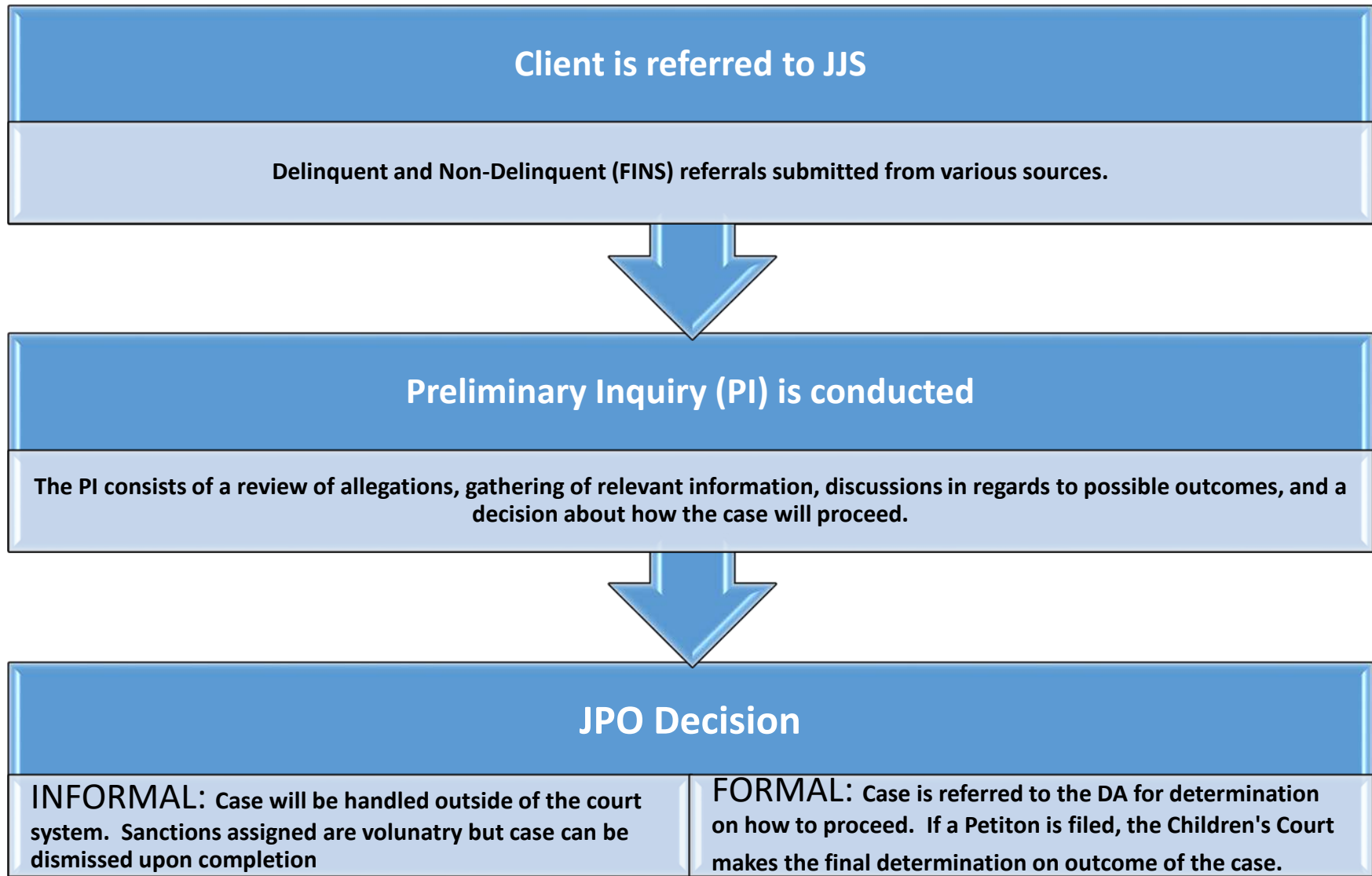
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Associate Deputy Director for Field Services: Southern Region

(575)268-8317

Corey.adams@state.nm.us

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Referral to YFS

This brochure will help answer many of the questions you may have about the Preliminary Inquiry (PI) stage of your child's referral to Youth and Family Services.

A referral has been made that involves your child.

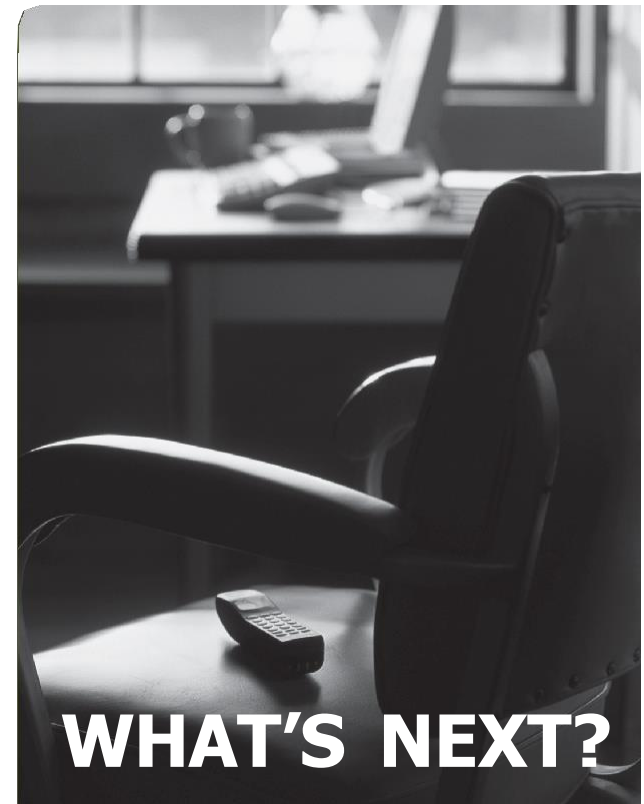
Your child's case has been referred to the Juvenile Probation and Parole Office. A juvenile probation and parole officer (JPPO) will conduct a Preliminary Inquiry

www.cyfd.org



Youth and Family Services

For more information, contact:



WHAT'S NEXT?

AGUIDE TO
JUVENILE PROBATION
AND **The PRELIMINARY
INQUIRY**

A publication of the State of New Mexico
Children, Youth and Families Department





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The Process

This brochure will help you understand the court process, which begins when the district attorney files a petition of delinquency in your child's case.

When a petition is filed, you will be served with a copy. The petition will tell you what offense(s) your child is charged with.

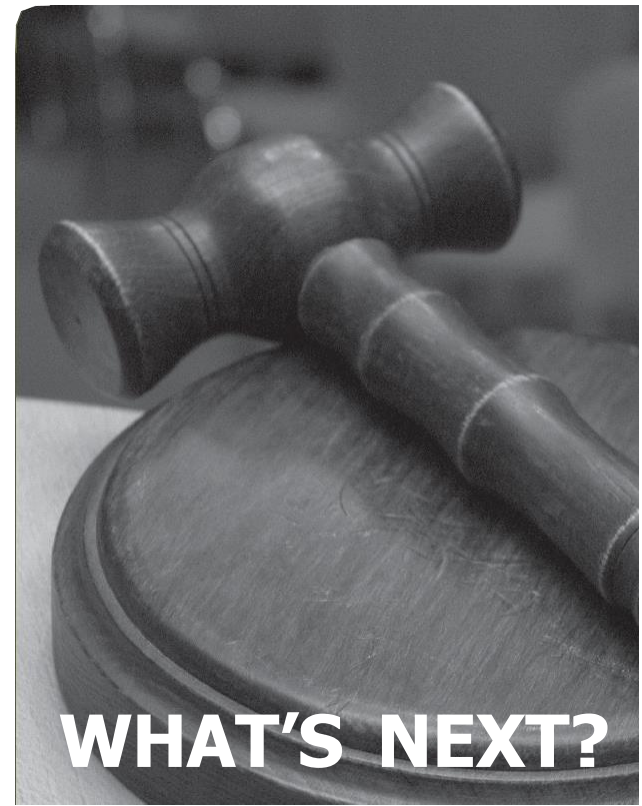
You will be given information about how to get a public defender or a private attorney. It is important to understand that the attorney

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Youth and Family Services

For more information, contact:



A GUIDE TO JUVENILE PROBATION AND THE COURT PROCESS

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