

CORRECTIONAL INSTITUTION INSPECTION COMMITTEE

BIENNIAL REPORT

TO THE 128TH OHIO GENERAL ASSEMBLY

JUVENILE CORRECTIONAL FACILITIES

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**CORRECTIONAL INSTITUTION INSPECTION COMMITTEE
BIENNIAL REPORT: YOUTH SERVICES FACILITIES**

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**CORRECTIONAL INSTITUTION INSPECTION COMMITTEE
BIENNIAL REPORT: YOUTH SERVICES FACILITIES**

EXECUTIVE SUMMARY

The Correctional Institution Inspection Committee (CIIC) is required to submit a biennial report 15 days after the first session of the next General Assembly, to include findings made in its inspections and evaluations of facility operations, conditions and grievance procedure. *Reports on inspections were submitted throughout the biennium on each inspection, all in advance of the January 21, 2009 deadline.* Readers are urged to visit the Publications section of the Correctional Institution Inspection Committee website at www.ciic.state.oh.us to access individual reports.

INSPECTIONS, EVALUATIONS, REPORTS

Fourteen inspections were conducted in the biennium including *three inspections of juvenile correctional facilities. Nine on-site visits* by CIIC staff without a CIIC member were conducted, including *one at a juvenile correctional facility.*

- **CIIC INSPECTION STATUTE AMENDED:** Twenty-two prisons and six youth correctional facilities were not inspected in the biennium. However, *effective April 6, 2009, the statute requires inspections to be conducted by one or more CIIC staff, so that a legislative member of the CIIC is no longer required to be present for an inspection to occur.* CIIC members are urged to *attend inspections. Every effort will be made to accommodate the schedule of CIIC members who are willing to attend one or more inspections.* CIIC staff will prepare and maintain a *continuing program of inspections*, in compliance with the statute to ensure that every prison receives at least the mandatory biennial inspection. *Although not statutorily required, CIIC staff will make every effort to conduct biennial inspections at the juvenile correctional facilities as well.*
- **REPORTS:** Thirty-three reports were completed in the biennium, including a *biennial report on Juvenile Correctional Institution Inspection Findings*, and *four juvenile facility inspection reports.*
- **MEETINGS:** *Five Correctional Institution Inspection Committee meetings* were conducted in 2007 and 2008. *CIIC staff also attended 95 meetings*, including meetings with or related to the Department of Youth Services.

CONTACTS (PERSONS WHO CONTACTED CIIC): CIIC received 69 contacts regarding Department of Youth Services facilities in the biennium. The largest number of contacts pertained to *Ohio River Valley Juvenile Correctional Facility with 20*, followed by the *Marion Juvenile Correctional Facility with 12*.

- **RESPONSES TO CONTACTS:** In the two-year period, CIIC staff sent 3,201 letters of response to those who contacted the CIIC regarding a problem, issue or concern. A total of 1,601 inquiries were made to prisons or youth facilities, including 1,005 phone inquiries to institutions, and 596 written inquiries, with 30 written inquiries sent to DYS superintendents. Ten in-office interviews were conducted.

REPORTED CONCERNS TO CIIC: In the biennium, the 69 persons who contacted CIIC relayed 273 problems, issues or concerns regarding juvenile correctional facilities, with the largest number regarding the *Ohio River Valley Juvenile Correctional Facility with 105*.

- **Force/Supervision:** System-wide, the largest category of concerns is “Force/Supervision” with 58 concerns, comprising 21.3 percent of all reported concerns regarding juvenile correctional facilities. The category includes use of force, abusive language, racial slurs, conduct report for no reason, intimidation/threats, retaliation for reporting complaints, privacy and harassment.
- **Staff Accountability, Medical Care:** There were 42 reported concerns regarding Staff Accountability, and 35 regarding Medical Care in the juvenile correctional facilities.

DYS YOUTH GRIEVANCES: Youth filed 4,183 grievances from May 1, 2008 to December 31, 2008. The largest number of grievances pertained to the *Ohio River Valley Juvenile Correctional Facility with 1,660 comprising 39.7 percent of all grievances*.

- **Actions of Staff:** The largest category of grievances pertained to Actions of Staff, with 1,609 grievances in the category, comprising 38.5 percent of grievances. *Ohio River Valley Juvenile Correctional Facility had the largest number of grievances in the category with 732*.
- **Institutional Operations:** There were 522 grievances filed regarding Institutional Operations.

CLASS ACTION SETTLEMENT: On May 21, 2008, the court approved a class action suit against the Department of Youth Services filed on December 4, 2004, which alleged:

...A system-wide failure regarding conditions of confinement with facilities...that endanger...physical health and safety; threaten...emotional

and psychological well-being, deprive...adequate programming, education, medical and mental health care, and dental care, and deprive...due process of law.

On April 3, 2008, an agreement was filed on the class action. The DYS Director's announcement relayed that the agreement provides them with:

...Additional tools to increase programming and safety within facilities...infusing new resources into DYS operations, overseeing reform in release, and supporting evidence based community programs for lower-level offenders. Changes include hiring additional staff, increasing training and revising seclusion and discipline policies. The agreement also supports improved mental health services, and a capacity goal on our youth population.

On January 7, 2009, the DYS Master Plan for implementing the agreement was released.

DECREASING YOUTH POPULATION: *DYS decreased their facility population from an average of 1,843 in 2007 to an average of 1,555 in 2008. Facility populations range from 17 to 259. The DYS system-wide facility population on January 9, 2009 was 1,387.*

YOUTH INCIDENTS OF SELF-INJURY: May 1, 2008 to November 31, 2008

- There were 546 incidents of self-injury by youth.
- *Ohio River Valley Juvenile Correctional Facility had the highest number of self-injury incidents of all facilities, with 140 in the period, an average of 20 per month.*
- System-wide, there were from 66 to 90 incidents of self-injury each month in the period, an average of 68 per month.

YOUTH ON YOUTH ASSAULTS: May 1, 2008 to November 31, 2008

- There were 1,688 youth on youth assaults, with the highest number at Cuyahoga Hills Juvenile Correctional Facility with 390, followed closely by Ohio River Valley Juvenile Correctional Facility with 382. Both average 55 and 56 per month respectively.
- System-wide the monthly average was 241 youth on youth assaults in the period.

YOUTH ON STAFF ASSAULTS: May 1, 2008 to November 31, 2008

- System-wide, there were 434 youth on staff assaults, ranging from 42 to 84 per month.
- *Marion Juvenile Correctional facility had the highest number with 218 youth on staff assaults, where the monthly average was 31.*

STAFF ON YOUTH ASSAULTS: May 1, 2008 to November 31, 2008 - There were *four* system-wide staff on youth assaults, with two at Mohican Juvenile Correctional Facility, and one each at Cuyahoga Hills and Marion Juvenile Correctional Facility.

YOUTH INJURIES FROM ACCIDENTS: May 1, 2008 to November 31, 2008 - System-wide, there were *552 youth injuries* from accidents, an average of *79 injuries per month*. *Ohio River Valley Juvenile Correctional Facility* had the highest number of youth injuries with *169, comprising 31 percent of all injuries, followed by Indian River and Marion Juvenile Correctional Facility, with 91 and 90 respectively.*

GANG, SECURITY, DISTURBANCES: May 1, 2008 to November 31, 2008 - Of the substantiated unusual incidents system-wide, there were: *390 gang related incidents, 251 security issue incidents and 52 disturbances.*

- *Gang Related Incidents: Ohio River Valley Juvenile Correctional Facility had the highest number of gang related incidents with 165, followed by Marion Juvenile Correctional Facility with 96.*
- *Disturbances: Ohio River Valley Juvenile Correctional Facility had the highest number of disturbances with 24, followed by Marion Juvenile Correctional Facility with 10.*

MENTALLY ILL INCARCERATED YOUTH: Monthly Average in Biennium –

Based on the monthly average in the biennium, there were *532 youth on the mental health caseload* in juvenile correctional facilities, with *the highest number at Ohio River Valley Juvenile Correctional Facility with 118 youth on the mental health caseload.*

System-wide, *33 percent of the youth in DYS facilities were on the mental health caseload.* However, *83 percent of the females* at Scioto Juvenile Correctional Facility and Freedom Center are on the mental health caseload, and *52 percent of the youth at Circleville Juvenile Correctional Facility* are on the caseload. The Circleville facility is unique in that all of their youth are *sex offenders.*

DYS OPERATIONS, CONDITIONS, AND GRIEVANCE PROCEDURE:

CIIC reports to date have identified many deficiencies and have offered recommendations to assist in the development of improvements. There was disappointment to see no visible improvements at the Marion Juvenile Correctional Facility between September 1, 2005 and July 14, 2008. While the August 23, 2005 on-site visit to Ohio River Valley Juvenile Correctional Facility revealed many positive aspects of the facility, the September 28, 2007 inspection of the facility revealed many problems, which reportedly developed over that period of time. Both facilities showed signs of increasing problems rather than improvements. The inspection of the Mohican Juvenile Correctional Facility on October 11, 2007 compared with the findings on August 10, 2005 similarly prompted concern about the extent to which a therapeutic community

model can be adapted to a population with predatory gang presence including “Felons” and “Head Busters.” Some of the youth were afraid to even share the table with some youth in a group discussion with CIIC.

Youth and staff have consistently relayed the same to the CIIC. *Facility staff and youth want to be safe and feel safe. Both report that out of control youth prey on other youth. Youth and staff have reported that youth prey upon the staff. At the very least, the institutions should do no harm.* With the DYS data cited above, plus verbal reports throughout the biennium from the facilities of several “mini-riots,” *there continues to be an urgency to improve the safety and security of the facilities, which will hopefully improve the reported 50 percent staff turnover rate.*

Staff should not only be *authorized, but should be required to intervene to protect youth from youth.* The methods such as verbal strategies may be helpful, but they clearly are not enough to ensure safety and security in the facilities. Facility staff have heard the message to *use no force and use no seclusion* (former practice of sending them to their room or confining them to their room). Now, it is reported that the focus is on positive reinforcement.

Section III.B. of the Court Stipulation on Guiding Principles includes:

- The goal regarding the existing facilities shall be that *no living unit in any DYS facility shall house a population that exceeds that unit’s rated capacity.*
- The goal of the regional plan is to *expand regional beds while downsizing or closing existing facilities.*
- *DYS secure facilities should normally be utilized to incarcerate and treat high-risk, serious and chronic juvenile offenders.*

Not unlike the Missouri model, DYS plans to create mini-Lighthouse Youth Centers run by private companies. Marion Juvenile Correctional Facility will reportedly close in July 2009, along with Freedom Center, a 24-bed substance abuse treatment center that could have easily been converted to a cognitive behavioral center cited in the Court Stipulation.

Until the reported goal of downsizing or closing existing facilities is reached, the main concern is that proper supervision and control be maintained in the institutions to protect youth from each other, and from themselves and to protect the staff from assault.

Safety and security could have been expedited if urgent priority had been given to providing a classification and reclassification system, and implementing recommendations offered by the CIIC in numerous reports since 2005. The institutions continue to lack a basic written foundation in the form of Administrative Rules, accessible to all incarcerated youth, employees, the public and the CIIC. The policies are reportedly to be re-written per the court settlement, policies that surely were written in accord with the American Correctional Association Standards.

As long as their grievance procedure has no Inspector charged with the responsibility to investigate and resolve grievances, *the grievance procedure at DYS facilities is fundamentally flawed.*

Evaluation of facility operations, conditions, programs and grievance procedure includes the identification of areas in need of improvement, per the CIIC statute. However, the nature of evaluation also involves identifying and acknowledging the positives. In that regard, *positive changes have occurred at the Scioto Juvenile Correctional Facility, with the help of a reduced population and infusion of activities and programs made possible due to volunteers. The November 20, 2008 on-site visit by the CIIC Director and DYS Director provided an opportunity to see visible changes in the environment, interaction and morale of youth and staff.*

**CORRECTIONAL INSTITUTION INSPECTION COMMITTEE
BIENNIAL REPORT: JUVENILE CORRECTIONAL FACILITIES**

STATUTORY INSPECTION DUTIES

Amended Statute on Inspections

On December 18, 2008, Amended Substitute Senate Bill 147 was passed by the Senate, concurred by the House, and delivered to the Governor for signature on December 31, 2008. The Governor signed the bill on January 6, 2009, effective in 90 days, April 6, 2009. The following includes the new language effective April 6, 2009, contained in Section 103.73 (C)(2) which mandates, "*The inspection shall be conducted by at least one staff member of the committee and may include one or more of the members appointed to the Committee.*" The previous language mandated that at least one committee member and one staff member of the committee conduct the inspections. Section 103.73. (A) of the Ohio Revised Code states that the **Correctional Institution Inspection Committee shall do all of the following:**

- (1) **Establish and maintain a continuing program of inspection** of each state correctional institution used for the custody, control, training, and rehabilitation of persons convicted of crime and of each private correctional facility. The committee may inspect any local correctional institution used for the same purposes. The committee, and each member of the committee, for the purpose of making an inspection pursuant to this section, shall have access to any state or local correctional institution, to any private correctional facility, or to any part of the institution or facility and shall not be required to give advance notice of, or to make prior arrangements before conducting an inspection.
- (2) **Evaluate and assist in the development of programs to improve the condition or operation of correctional institutions.**
- (3) **Prepare a report for submission to the succeeding General Assembly of the findings the committee makes in its inspections and of any programs that have been proposed or developed to improve the condition or operation of the correctional institutions in the state. The report shall contain a separate evaluation of the inmate grievance procedure at each state correctional institution.** The Committee shall submit the report to the succeeding General Assembly within 15 days after commencement of that General Assembly's first regular session.

(B) The Committee shall make an inspection of each state correctional institution each biennium and of each private correctional facility each biennium. The inspection shall include attendance at one general meal period and one rehabilitative or educational program.

(C) An inspection of a state correctional institution, a private correctional facility, or a local correctional institution is subject to and shall be conducted in accordance with all of the following:

- (1) The inspection shall not be conducted unless the **Chairperson of the Committee grants prior approval for the inspection.**
- (2) **The inspection shall be conducted by at least one staff member of the Committee and may include one or more of the Members appointed to the Committee.**
- (3) Unless the Chairperson of the Committee determines that the inspection must be conducted **outside of normal business hours for any reason, including emergency circumstances or a justifiable cause that perpetuates the mission of the Committee,** and the Chairperson specifies in the grant of prior approval for the inspection that the Chairperson has so determined, **the inspection shall be conducted only during normal business hours.** If the Chairperson determines that the inspection must be conducted outside of normal business hours and the Chairperson specifies in the grant of prior approval for the inspection that the Chairperson has so determined, the inspection may be conducted outside of normal business hours.

CIIC Statute on Youth Correctional Facilities

Effective April 29, 2005, the Correctional Institution Inspection Committee also has enabling authority to inspect juvenile correctional facilities. Section 103.76 states that the Correctional Institution Inspection Committee **may make an inspection of any youth services facility at such times as it determines.** Section 103.77 states that the Correctional Institution Inspection Committee, and each member of the Committee, for the purpose of making inspections of youth services facilities shall have access to any youth services facility, or to any part of that facility and shall not be required to give advance notice of, or to make prior arrangements before conducting an inspection.

Section 103.78 provides that the Correctional Institution Inspection Committee **may establish and maintain a continuing program of inspection of youth services facilities, and evaluate and assist in the development of programs to improve the condition or operation of youth services facilities.** Per 103.79 of the Revised Code, **if the Committee conducts inspections of youth services facilities during a biennium, the Committee shall prepare a report for submission to the succeeding general assembly of the findings the committee makes in its inspections and of any programs that have been proposed or developed to improve the condition or operation of youth services.** The committee shall submit the report to the succeeding general assembly within 15 days after commencement of that general assembly's first regular session.

Juvenile Correctional Facilities Subject to Inspection

While there are 42 combined adult and juvenile correctional institutions to be inspected each biennium, with the reported closure of the Marion Juvenile Correctional Facility and Freedom Center in July 2009, the number of institutions will total 40, consisting of 33 prisons and *seven juvenile correctional facilities as follows:*

**TABLE 1. JUVENILE CORRECTIONAL FACILITIES
SUBJECT TO INSPECTION**

State Owned and Operated by Department of Youth Services
Circleville Juvenile Correctional Facility
Cuyahoga Hills Juvenile Correctional Facility
<i>Freedom Center (Closing July 2009)</i>
Indian River Juvenile Correctional Facility
<i>Marion Juvenile Correctional Facility (Closing July 2009)</i>
Mohican Juvenile Correctional Facility
Ohio River Valley Juvenile Correctional Facility
Scioto Juvenile Correctional Facility
 Owned and Operated by Non-Profit Lighthouse, Incorporated, Receiving Juveniles on Contract with Department of Youth Services: Lighthouse Youth Center at Paint Creek

INSPECTIONS CONDUCTED

In 2007 and 2008 three CIIC members, Representative Matt Huffman, Representative John White and Representative Tyrone Yates, conducted inspections of three juvenile correctional facilities: Ohio River Valley, Mohican and Marion Juvenile Correctional Facility.

TABLE 2. 2007-2008 INSPECTIONS BY MEMBER, FACILITY AND DATE

FACILITY	Rep. HAGAN	Rep. HUFFMAN	Rep. WHITE	Rep. YATES	Sen. SEITZ	Sen. GRENDALL	Sen. MASON	Sen. SMITH
Ohio River Valley Juvenile Correctional Facility				9-28-07				
Mohican Juvenile Correctional Facility			10-11-07					
Marion Juvenile Correctional Facility		7-14-08						
Total Youth Facilities (3)		(1)	(1)	(1)				

ON-SITE VISIT TO SCIOTO JUVENILE CORRECTIONAL FACILITY

On November 20, 2008, on invitation, the CIIC Director joined the DYS Director and DYS Legislative Liaison on a visit to the Scioto Juvenile Correctional Facility. Although the main purpose was to see the *new Revocation Unit* that opened on October 1, 2008, a visit was made to the *Intensive Mental Health Treatment Unit* for the girls, one of the *reception units for the boys*, and to food services to observe and listen to youth during the *general meal period*.

There is a major positive difference at the facility compared to the past. No juvenile or staff person expressed concerns regarding personal safety. Officers are no longer mandated to work overtime, and staff morale appeared to be very good. The environment is structured, orderly, neat, clean, quiet and relaxed. Staff relayed that the combination of a reduced population, coupled with the infusion of programs and activities with the help of many volunteers, made a major positive impact on the facility. Staff also credited training that has taught them how to prevent incidents through their words and actions. Staff also relayed that their behavior management approach now emphasizes positive reinforcement for good conduct, with tangible rewards, such as commissary items.

The intensive programming revocation unit, called “New Directions,” was just opened on October 1, 2008. *This 24-bed unit is the first site to implement the Cognitive Behavioral Therapy program created by the University of Cincinnati. The same program model will be used in the Regional Cognitive Behavioral Treatment Centers planned for Cincinnati, Columbus and Cleveland. The program is for select youth returned to DYS for a technical parole violation. It is specifically designed for higher risk youth who have been revoked from parole to DYS. Eligible youth have the option to participate; they are not required to do so.*

DYS staff relayed that youth who return to DYS on parole violations typically spend nearly seven months in DYS facilities. *The new Revocation Unit is a 90-120 day intensive, results-oriented program based on Cognitive Behavioral Therapy, and includes intense treatment, education, and vocational skill development to prepare the youth for return to the community.* The goals of the program are:

- To provide a secure, intensive, evidence-based treatment program for revoked youth
- To reduce length of stay at DYS
- To reduce recidivism rates for revoked youth, and
- To create links with parole and the community to continue treatment and services once the youth are released from DYS.

Youth participate in programs designed to teach them social skills in order to have successful relationships in the community. They learn *anger control, an awareness of the anger process, problem-solving skills, and are guided in their thinking process to develop pro-social attitudes. They are exposed every day to positive role models who demonstrate the desired skills and traits.*

TABLE 3. ON-SITE VISITS, INSPECTIONS AND REPORTS COMPLETED 2007-2008

JUVENILE CORRECTIONAL FACILITY	ON-SITE VISIT BY CIIC STAFF	CIIC MEMBER PRESENT ON 2007-2008 INSPECTION	REPORT COMPLETION DATE
Ohio River Valley Juvenile CF		Rep. Tyrone Yates September 28, 2007	November 9, 2007
Mohican Juvenile CF		Rep. John White October 11, 2007	November 13, 2007
Marion Juvenile CF		Rep. Matt Huffman July 14, 2008	September 9, 2008
Scioto JCF	11-20-08*	Rep. Michael DeBose 12-21-05 5-25-06	January 11, 2007
TOTAL 2007-2008 PRISONS AND JUVENILE FACILITIES	9	14	20
TOTAL JUVENILE CORRECTIONAL FACILITIES	1 ON-SITE VISIT	3 INSPECTIONS	4 REPORTS

*The CIIC statute only requires reports on inspections. Since a CIIC member was not present, it did not meet the definition of inspection. That will change effective April 6, 2009 per the amended CIIC statutory language.

FACILITIES NOT INSPECTED

Six juvenile correctional facilities were not inspected in the biennium. With the change in the CIIC statute effective April 6, 2009, one or more CIIC staff are required to conduct the inspections. While CIIC members of the legislature may attend any and all inspections, the statute no longer requires a CIIC member to be present for an inspection to occur. CIIC staff will ensure that every prison is inspected at least once in the biennium, and will *make every effort to conduct at least one inspection of each juvenile correctional facility in the two-year period*. In preparing the schedule of inspections, every possible effort will be made to schedule inspections when legislators are most likely to be able to attend.

TABLE 4. JUVENILE CORRECTIONAL FACILITIES NOT INSPECTED IN 2007-2008 WITH COUNTY

FACILITIES	COUNTY
Circleville Juvenile Correctional Facility	Pickaway
Cuyahoga Hills Juvenile Correctional Facility	Cuyahoga
Freedom Center	Delaware
Indian River Juvenile Correctional Facility	Stark
Lighthouse Youth Center	Ross
Scioto Juvenile Correctional Facility	Delaware
TOTAL:	SIX YOUTH FACILITIES

CIIC REPORTS

The 33 CIIC reports completed in the biennium include: A biennial report detailing inspection findings regarding the juvenile correctional facilities, and four separate inspection and evaluation reports regarding juvenile correctional facilities listed below. All inspection and evaluation reports are posted on the CIIC website in the Publication section at www.ciic.state.oh.us.

- Biennial Report to the 127th Ohio General Assembly: **Juvenile Correctional Facility Inspection Findings, January 12, 2007**
- **Juvenile Correctional Facility Inspection and Evaluation Reports:**
 - **Scioto** Juvenile Correctional Facility, January 11, 2007
 - **Ohio River Valley** Juvenile Correctional Facility, November 9, 2007
 - **Mohican** Juvenile Correctional Facility, November 13, 2007
 - **Marion** Juvenile Correctional Facility, September 9, 2008
- **Other Reports:**
 - **Data on Contacts and Reported Concerns** Received from January 1, 2007 to July 26, 2007 regarding Youth Correctional Facilities, July 27, 2007
 - CIIC Letters of Inquiry from January through June 2008 with **Contacts and Reported Concerns** from January 1, 2007 to July 2, 2008 (July 28, 2008)

INSPECTION REPORT PROCESS

At the end of each inspection, a verbal closeout summarizes inspection findings for the DRC Warden or DYS Superintendent. In addition, on return to the office following each inspection, either the DYS Legislative Liaison or the DRC Assistant Director is contacted by the CIIC Director to provide brief, immediate feedback regarding the inspection.

One CIIC Inspector is assigned the task of pulling together all information from the inspection and preparing the inspection report. Any other CIIC staff person present on the inspection submits their notes to the person assigned to preparing the report. After the draft report is completed, other Inspectors present on the inspection review the draft for any errors, inaccuracies or needed clarification. After any corrections are made, the report is submitted to the CIIC Director. On completion of a careful review of the report, the final draft is submitted to the CIIC member who attended the inspection, and also to the DYS Legislative Liaison or DRC Assistant Director, with the request that they share the report with the Warden or Superintendent for review and feedback on any errors, inaccuracies or needed clarification. No report is released until the member present on the inspection has had an opportunity to review and respond to the report. No report is released until the DRC or DYS representative has similarly had the opportunity to review and respond to the report. Any such feedback is incorporated in the report as follow-up communication.

The report is then distributed to each Correctional Institution Inspection Committee member, Speaker of the House of Representatives, President of the Senate, Governor, and Legislative Service Commission Library. The report is then posted on the Correctional Institution Inspection Committee website at www.ciic.state.oh.us. Others who have requested notification of new postings on the CIIC website, such as the State Library, are contacted when the report has been added to the CIIC website.

COMMITTEE MEETINGS

Although CIIC meetings are not statutorily mandated, they have proven to be an effective means of building and maintaining good communication and a meaningful connection between members and staff, as well as with the Department of Rehabilitation and Correction (DRC), Department of Youth Services (DYS), and other interested stakeholders. Monthly meetings when both the House of Representatives and the Senate are in session, seem to have worked the best for all concerned, including for members of the public who wish to address the committee. In the biennium, five committee meetings were held on the following dates: August 30, 2007, September 11, 2007, October 30, 2007, May 6, 2008, and December 4, 2008.

MEETINGS ATTENDED BY CIIC STAFF

During the biennium, committee staff attended 95 meetings, *including 24 with or related to juvenile correctional facilities*. The dates and types of DHS related meetings are provided below in chronological order.

TABLE 5. DYS RELATED MEETINGS ATTENDED IN 2007-2008 BY CIIC STAFF WITH DATE AND TYPE

MEETING DATE	TYPE OF MEETING
January 2, 2007	DYS Grievance Procedure
January 10, 2007	DYS Grievance Procedure
January 10, 2007	DYS Scioto Juvenile Correctional Facility
February 9, 2007	Faith-Based Programming, Reentry and Recidivism Symposium
February 12, 2007	DYS Conflict Resolution Training
February 20, 2007	CIIC and Ohio Correctional Faith-Based Initiatives Task Force Recommendations
March 12, 2007	Scioto Juvenile Correctional Facility Advisory Council meeting
April 11, 2007	DYS Security Classification System
April 12, 2007	Texas system, DHS dispute resolution training, database
April 16-18, 2007	Office of Workforce Development, OSU Conference on Youth Development
May 22, 2007	DYS new Legislative Liaison and CIIC overview
June 19, 2007	Legislator/CIIC and Ohio Correctional Faith-Based Initiatives Task Force Recommendations
September 13, 2007	DYS Third Annual Expressions: A Celebration of Lives Touching Lives Recognition Event
October 31, 2007	Juvenile Justice Coalition
November 7, 2007	DYS Models for Change Mental Health/Juvenile Justice Action Network
December 10, 2007	DYS Leadership Input Forum
December 17, 2007	DYS Meeting: CIIC Report on Ohio River Valley Juvenile Correctional Facility
February 13, 2008	Meeting with new DHS Chief Inspector
April 24, 2008	DYS Release Authority Forum
May 15, 2008	DYS Mental Health/Juvenile Justice Action Network
August 29, 2008	Meeting with DHS Deputy Director
September 23, 2008	DYS Expressions
September 24, 2008	DYS Meeting with Chief Inspector and Legislative Liaison
December 22, 2008	DYS Master Plan orientation to Union

SUMMARY OF DEPARTMENT OF YOUTH SERVICES RELATED MEETINGS

DYS Release Authority Forum

- **April 24, 2008:** The CIIC Director participated in a DYS Release Authority Forum. One CIIC Inspector observed. Participants included juvenile court judges, court administrators, child advocates, youth families, juvenile crime victims and representatives from the Governor's office and Attorney General's office. The purpose of the meeting was to gather and record input on the process used to release youth from DYS. The feedback was to be taken into consideration as DYS works to reform the system. Short presentations were provided on what the current practice is, release practices in other states, and an overview of the University of Cincinnati study on the Release Authority. The remainder consisted of a discussion of ideas for the release decision-making practices in DYS.

Mental Health/Juvenile Justice Action Network

- **November 7, 2007: Mental Health/Juvenile Justice Action Network** - The CIIC Director attended a meeting of the Mental Health/Juvenile Justice Action Network, a project of Models for Change. This was the first quarterly meeting for "additional stakeholders" to be part of the discussions and to receive updates on progress. DYS received a \$100,000 grant from the John D. and Catherine T. MacArthur Foundation, which is sponsoring the creation of the "Models for Change Mental Health/Juvenile Justice Action Network." The intent is to establish a leadership community of states at the forefront of mental health and juvenile justice issues. *Ohio and seven other states are participants. The three-year grant was designed to explore ways to improve mental health services to youth in contact with the juvenile justice system.*
- **May 15, 2008: DYS Mental Health/Juvenile Justice Action Network** - The CIIC Director and one CIIC Inspector attended a meeting of the Mental Health/Juvenile Justice Action Network held at the DYS Training Academy.
 - It was reported that Ohio hopes to focus on *professional development* within correctional facilities designed to assist treatment and security staff in working more effectively toward the common goal of rehabilitation for the youth. *Ohio reportedly agreed to work on trauma training with security and treatment staff, eventually modified to include mental health more broadly.*
 - The Workforce Development Strategic Innovation Group expanded their goal to *develop a mental health curriculum for staff* in detention centers to be able to work more effectively with them. The Ohio group partnered with Summit County and a multi-county group of rural detention centers organized under one director to implement the project.
 - It was reported that while *evidence based programs exist, barriers prevent implementation* for youth and families with behavioral health needs involved in the juvenile justice system. The team will focus its efforts on promoting *ways to develop state and local resources that can support and enhance increased access to evidence based programs.*
 - The team contracted with the Center for Innovative Practices that serves as Ohio's coordinating Center of Excellence around evidence based programs. The center will soon be a part of Kent State University.

- The project includes *review and reporting of data that is already in existence*, followed by disseminating information to the legislature.
- Regarding Front-End Diversion, the Ohio group and Summit County Judge selected Jackson County as the rural county where the project will be implemented. Eight states are involved, and are considering providing a *liaison that is an expert in mental health between the schools, family and court, hoping that schools will contact the liaison prior to calling the police.*

DYS Deputy Director

- **December 17, 2007: DYS Deputy Director of Institutions** - The CIIC Director met with the DYS Executive Assistant to the Director, Deputy Director of Institutions, and Legislative Liaison for a follow-up discussion regarding the CIIC report on the *Ohio River Valley Juvenile Correctional Facility*. Two CIIC Inspectors also attended.
 - CIIC staff requested further information on the *Phoenix Gang Program* used in New Jersey, parts of which are reportedly being considered for use in the DYS facilities. The program is reported to be a cognitive behavior program applicable to any type of conduct.
 - Much attention is reportedly being given to the issue of the *need for immediate consequences* to misconduct. DYS is reportedly re-writing the youth *disciplinary procedures* to address the concerns.
 - It was further relayed that youth are supposed to be *separated by age range* in housing units. Facility staff have relayed to CIIC that they *should* be separated by age, but *are not*.
- **August 29, 2008: New Deputy Director of Institutions** - The CIIC Director met with the new DYS Deputy Director. With the decrease in the youth population aided by the release authority, beds became open at the parent institutions, enabling the *Scioto Juvenile Correctional Facility* to reduce its previously backlogged reception population. *A reduced population coupled with an infusion of activities for youth helped to bring about major improvements at the facility shown in the reduction of incidents.*

DYS Chief Inspector

- **February 13, 2008: DYS Chief Inspector** - The DYS Legislative Liaison and the new DYS Chief Inspector met with CIIC staff. *Past CIIC reports and recommendations were revisited* regarding the DYS *grievance procedure*.
- **September 24, 2008: DYS Chief Inspector** - The DYS Chief Inspector and Legislative Liaison met with CIIC staff.
 - Since the Chief Inspector will be revising the youth grievance procedure per the court settlement, DYS staff sought input from the CIIC staff for consideration. The Chief Inspector relayed that the *Grievance Coordinator position is being viewed as a youth advocate, who will help youth to write out the grievances if needed.*
 - DYS staff relayed that revisions will be made to the *officer assessment test*. Since CIIC staff had the opportunity to take the test when it was first developed, discussion included CIIC staff input regarding the test.

DYS Leadership Input Forum

- **December 10, 2007 – DYS Leadership Input Forum** -One CIIC Inspector attended a DYS Leadership Input Forum in Dayton, Ohio. Forums are being conducted throughout the state to bring community partners, faith-based organizations and local leaders together to share services, ideas, and information that will benefit youthful offenders as they prepare for their return home. The forums provide DYS with an added opportunity to interact with volunteers, local services and program providers that want to do their part to prepare youth for successful reintegration back into society. Information on the forums to date is included in your attachments.

Juvenile Justice Coalition

- **October 31, 2007: Juvenile Justice Coalition** - Four members of the Juvenile Justice Coalition met with the CIIC Director, CIIC Chair and his Legislative Aide. The members expressed their on-going interest in conditions, operations, and programs in juvenile correctional facilities, as well as their support for the mission and purpose of the CIIC.

DYS Master Plan

- **December 22, 2008: DYS Master Plan Presented to Union** – Three CIIC Inspectors attended a meeting for union members at the DYS Training Academy regarding the DYS master plan *to implement the provisions of the class action litigation.*

DYS Expressions Events

- **September 13, 2007: DYS Expressions** – Two CIIC Inspectors attended the DYS third annual “Expressions: A Celebration of Lives Touching Lives”. The event showcased youth expressions of faith, art, dance and music. Faith-based and community organizations who donate time and talent to youth were acknowledged by DYS. Since December 2006, volunteers have spent over 25,000 hours working with youth in the juvenile correctional facilities and regional parole offices.
- **September 23, 2008: DYS Expressions** – Two CIIC Inspectors attended the fourth annual “DYS Expressions: A Celebration of Lives Touching Lives”. The event is in appreciation of the work and dedication of all volunteers who work with at-risk youth. The event showcased talents and skills of youth as they thanked those who positively impact their life. Youth in the care of DYS performed artistic dance routines, skits and songs.

CONTACTS

One excellent source of information on the state of the prisons and juvenile correctional facilities comes from those who contact the committee. Contacts include other state agencies, professional groups, institution employees, incarcerated persons, their visitors, and the public. All contacts and reported problems, issues or concerns are logged in the Correctional Institution Inspection Committee database, which is periodically analyzed for inspection and evaluation purposes. All correspondence is answered according to the date of receipt, except for letters that warrant priority response due to their content.

In the 2007-2008 biennium, the Correctional Institution Inspection Committee received 69 contacts regarding the juvenile correctional facilities, ranging from only one contact each regarding Freedom Center and Mohican Juvenile Correctional Facility, to a high of 20 contacts regarding Ohio River Valley Juvenile Correctional Facility, which comprised 29 percent of all contacts regarding juvenile correctional facilities. Marion Juvenile Correctional Facility ranked second highest in number of contacts, with 12 in the biennium.

TABLE 6. NUMBER OF CONTACTS REGARDING JUVENILE CORRECTIONAL FACILITIES RECEIVED BY CIIC IN 2007 AND 2008 BY FACILITY

JUVENILE CORRECTIONAL FACILITY	NUMBER OF CONTACTS RECEIVED
Ohio River Valley	20
Marion	12
Cuyahoga Hills	10
Scioto Juvenile	10
Circleville	7
Other	6
Indian River	2
Mohican	1
Freedom Center	1
TOTAL	69

CIIC STAFF RESPONSES TO CONTACTS AND REPORTED CONCERNS

In 2007 and 2008, committee staff mailed 3,201 letters of response to those who contacted the committee, an average of 133 per month. In the two-year period, committee staff responded by phone to 628 persons who contacted the committee with reported concerns. Ten in-office interviews were conducted.

During the biennium, a total of 1,601 inquiries were made to the institutions in response to reported concerns, consisting of 1,005 phone inquiries to institutions, and 596 letters of inquiry to wardens or superintendents. In some instances, written inquiries are made to ensure that detailed information on the problem is communicated accurately and thoroughly. Such inquiries provide and/or request information based on communication received by the committee. Key central office staff receive a copy of each inquiry for their information.

**TABLE 7. CIIC STAFF RESPONSES TO CONTACTS AND CONCERNS IN
2007-2008**

Type of CIIC Staff Response	January 1, 2007 to December 31, 2008
Letters of Response to Correspondence	3,201
Telephone Inquiries	1,005
Letters of inquiry	596
Total Inquiries	1,601
Telephone Response to Communication	630
In Office Interviews	10

Letters of Inquiry to DYS Superintendents

In the biennium, 30 letters of inquiry were written to DYS superintendents. The highest number were sent to the Ohio River Valley Juvenile Correctional Facility with 11 letters of inquiry, followed by four each to Circleville and Cuyahoga Hills. Three letters of inquiry each were sent to Indian River, Marion, and Scioto. Only one letter of inquiry each was sent to Freedom Center and Mohican Juvenile Correctional Facility.

In the six-month period from July through December 2008, only two letters of inquiry were written regarding juvenile correctional facilities. Both inquiries were written to the Superintendent of the Ohio River Valley Juvenile Correctional Facility, with one in July and one in August 2008.

TABLE 8. NUMBER OF LETTERS OF INQUIRY SENT TO DYS SUPERINTENDENTS IN 2007 AND 2008 WITH BREAKDOWN BY FACILITY

JUVENILE CORRECTIONAL FACILITY	NUMBER OF LETTERS OF INQUIRY
Ohio River Valley Juvenile Correctional Facility	11
Circleville Juvenile Correctional Facility	4
Cuyahoga Hills Juvenile Correctional Facility	4
Indian River Juvenile Correctional Facility	3
Marion Juvenile Correctional Facility	3
Scioto Juvenile Correctional Facility	3
Mohican Juvenile Correctional Facility	1
Freedom Center	1
Lighthouse Youth Center at Paint Creek	0
TOTAL	30

REPORTED PROBLEMS, ISSUES OR CONCERNS

The 69 persons who contacted the CIIC regarding the juvenile correctional facilities relayed 273 problems, issues or concerns in the two-year period. As shown below, the largest number of reported problems, issues or concerns regarding the juvenile correctional facilities in the biennium pertains to Ohio River Valley Juvenile Correctional Facility with 105, comprising nearly 39 percent of all reported concerns. Cuyahoga Hills Juvenile Correctional Facility ranks second in the number of reported problems relayed to the CIIC. Marion and Scioto Juvenile Correctional Facilities rank third highest in reported concerns, with 30 each, comprising 11 percent of system-wide concerns.

TABLE 9. REPORTED CONCERNS REGARDING YOUTH CORRECTIONAL FACILITIES RECEIVED BY CIIC IN 2007-2008 WITH BREAKDOWN BY FACILITY WITH NUMBER AND PERCENT

JUVENILE CORRECTIONAL FACILITY	NUMBER OF REPORTED PROBLEMS, ISSUES OR CONCERNS	PERCENT
Ohio River Valley	105	38.5%
Cuyahoga Hills	53	19.4
Marion	30	11.0
Scioto	30	11.0
Circleville	25	9.2
Other	19	7.0
Freedom Center	4	1.5
Indian River	6	2.2
Mohican	1	.4
TOTAL	273	100%

Of the 273 problems, issues or concerns regarding juvenile correctional facilities relayed in the biennium, the largest volume (21.3 percent) is the category "Force/Supervision," which includes the following subcategories: Use of force with no report, Abusive language, Racial or ethnic slurs, Conduct report for no reason, Intimidation/threats, Retaliation for filing grievance, Retaliation for filing lawsuit, Retaliation for voicing complaints, Privacy violations, Harassment, and Other. The CIIC database was revised beginning January 1, 2009 so that the Use of Force is now a separate category rather than merged with inappropriate supervision.

TABLE 10. REPORTED CONCERNS REGARDING YOUTH CORRECTIONAL FACILITIES RECEIVED BY CIIC IN 2007-2008 WITH BREAKDOWN BY CATEGORY OF CONCERN WITH NUMBER AND PERCENT

Category of Concern	Number of Concerns	PERCENT
Force/Supervision	58	21.3%
Staff Accountability	42	15.4
Heath Care	35	12.8
Non-Grievable	27	9.9
Other	19	7.0
Safety/Sanitation	15	5.5
Institution Assignment	7	2.6
Recovery Services	6	2.2
Special Management Housing	6	2.2
Telephone	6	2.2
Inmate Grievance Procedure	5	1.8
Protective Control	5	1.8
Education/Vocational Programs	5	1.8
Psychological/Psychiatric	4	1.8
Food	4	1.8
Dental Care	3	1.1
Visiting	3	1.1
Security Classification	3	1.1
Facilities Maintenance	2	.7
Inmate Account	2	.7
Personal Property	2	.7
Inmate Groups	2	.7
Recreation	2	.7
Records	2	.7
Legal Services	2	.7
Discrimination	2	.7
Laundry/Quartermaster	1	.4
Commissary	1	.4
Mail/Package	1	.4
Housing Assignment	1	.4
Job Assignment	0	0
Library	0	0
Religious Services	0	0
Total	273	100%

**TABLE 11. NUMBER OF REPORTED CONCERNS REGARDING
YOUTH CORRECTIONAL FACILITIES RECEIVED BY CIIC IN 2007-2008 WITH
BREAKDOWN BY FACILITY AND CATEGORY OF CONCERN**

Category of Concern	Ohio River Valley	Cuyahoga Hills	Marion	Scioto	Circleville	Other	Freedom Center	Indian River	Mohican	Total
Force/Supervision	22	12	2	5	9	6	2	0	0	58
Staff Accountability	18	9	3	3	5	2	0	1	0	42
Heath Care	14	10	7	0	0	1	2	2	1	35
Non-Grievable	11	2	8	4	1	1	0	0	0	27
Other	2	1	4	6	4	2	0	0	0	19
Safety/Sanitation	6	2	1	3	2	0	1	0	0	15
Institution Assignment	2	3	1	1	0	0	0	0	0	7
Recovery Services	3	1	0	1	0	1	0	0	0	6
Special Management Housing	3	0	2	1	0	0	0	0	0	6
Telephone	2	1	2	0	1	0	0	0	0	6
Grievance Procedure	3	1	0	0	1	0	0	0	0	5
Protective Control	2	1	0	0	0	1	0	1	0	5
Education/Vocational Programs	1	1	0	3	0	0	0	0	0	5
Psychological/Psychiatric	0	0	0	0	1	1	0	2	0	4
Food	1	1	0	2	0	0	0	0	0	4
Dental Care	0	0	0	0	0	3	0	0	0	3
Visiting	0	2	0	0	0	0	1	0	0	3
Security Classification	3	0	0	0	0	0	0	0	0	3
Facilities Maintenance	2	0	0	0	0	0	0	0	0	2
Inmate Account	0	2	0	0	0	0	0	0	0	2
Personal Property	0	1	0	0	1	0	0	0	0	2
Inmate Groups	2	0	0	0	0	0	0	0	0	2
Recreation	2	0	0	0	0	0	0	0	0	2
Records	1	1	0	0	0	0	0	0	0	2
Legal Services	2	0	0	0	0	0	0	0	0	2
Discrimination	1	0	0	0	0	1	0	0	0	2
Laundry/Quartermaster	0	1	0	0	0	0	0	0	0	1
Commissary	0	1	0	0	0	0	0	0	0	1
Mail/Package	0	0	0	0	0	1	0	0	0	1
Housing Assignment	1	0	0	0	0	0	0	0	0	1
Job Assignment	0	0	0	0	0	0	0	0	0	0
Library	0	0	0	0	0	0	0	0	0	0
Religious Services	0	0	0	0	0	0	0	0	0	0
Total per Institution	105	53	30	30	25	19	4	6	1	273

GRIEVANCES

As shown below, 4,183 grievances were filed by youth in DYS facilities in the eight months from May 1, 2008 to December 31, 2008, with *40 percent of the grievances filed at the Ohio River Valley Juvenile Correctional Facility. Circleville and Marion Juvenile Correctional Facilities rank second and third respectively, comprising 16 percent and 15 percent of the grievances filed system-wide.*

TABLE 12. GRIEVANCES FILED BY YOUTH FROM MAY 1, 2008 TO DECEMBER 31, 2008 WITH BREAKDOWN BY FACILITY WITH NUMBER AND PERCENT

JUVENILE CORRECTIONAL FACILITY	NUMBER	PERCENT
Ohio River Valley	1,660	39.7%
Circleville	662	15.8
Marion	636	15.2
Cuyahoga Hills	391	9.3
Scioto	334	8.0
Mohican	220	5.3
Indian River	199	4.8
Freedom Center	81	1.9
TOTAL	4,183	100%

Subject of Grievances

As shown below, *nearly 39 percent of the 4,183 grievances filed by youth system-wide were categorized as “Complaints against actions of staff.”* “All other issues” ranks second highest in volume of all categories, comprising over 16 percent of all grievances. The *third largest category of grievances is “Institutional operations” consisting of 522 grievances, comprising nearly 13 percent of all grievances in the eight-month period.* Medical concerns rank fourth with 286 grievances, comprising nearly seven percent of the grievances.

TABLE 13. GRIEVANCES FILED BY YOUTH FROM MAY 1, 2008 TO DECEMBER 31, 2008 WITH BREAKDOWN BY GRIEVANCE SUBJECT WITH NUMBER AND PERCENT

GRIEVANCE SUBJECT	NUMBER	PERCENT
Complaints against actions of staff	1,609	38.5%
All other issues	677	16.2
Institutional operations	522	12.5
Medical concerns	286	6.8
Other program concerns	274	6.6
Youth’s personal possessions	226	5.4
Communications	89	2.1
Recreation	82	2.0
Verbal abuse from staff	79	1.9
Physical abuse from staff	77	1.8
Education	69	1.6
Physical abuse from youth	58	1.4
Social services	51	1.2
Verbal abuse from youth	27	.6
Religion	21	.5
Mental Health	17	.4
Administration	13	.3
Access to legal counsel	6	.1
TOTAL	4,183	100%

**TABLE 14. NUMBER OF GRIEVANCES FILED BY YOUTH WITH
BREAKDOWN BY SUBJECT AND FACILITY FROM MAY 1, 2008 TO
DECEMBER 31, 2008**

Grievance Category	Ohio River Valley	Circleville	Marion	Cuyahoga Hills	Scioto	Mohican	Indian River	Freedom Center	Total
Complaints against actions of staff	732	227	266	71	113	72	96	32	1,609
All other issues	287	162	85	36	18	48	32	9	677
Institutional Operations	173	67	123	82	53	3	6	15	522
Medical Concerns	120	30	24	20	51	16	22	3	286
Other program concerns	126	41	16	14	32	31	7	7	274
Youth's personal possessions	56	11	27	100	0	20	12	0	226
Communications	25	12	4	15	19	11	2	1	89
Recreation	13	18	20	7	12	7	3	2	82
Verbal abuse from staff	21	24	8	8	6	4	1	7	79
Physical abuse from staff	28	11	10	13	11	1	3	0	77
Education	29	12	20	2	2	1	1	2	69
Physical abuse from youth	19	3	10	10	9	4	3	0	58
Social Services	3	28	6	8	0	0	3	3	51
Verbal abuse from youth	11	3	3	3	3	0	4	0	27
Religion	8	4	1	1	2	2	3	0	21
Mental Health	6	5	2	1	2	0	1	0	17
Administration	3	2	8	0	0	0	0	0	13
Access to Legal Counsel	0	2	3	0	1	0	0	0	6
Total	1,660	662	636	391	334	220	199	81	4,183

DEPARTMENT OF YOUTH SERVICES SETTLEMENT AGREEMENT

In an April 3, 2008 memo to interested stakeholders, the DYS Director relayed the following:

I am pleased to announce that an agreement has been reached in the class action lawsuit against the Department of Youth Services (DYS). This agreement, filed in court today, *builds on the dedication and professionalism of our current workforce and provides them with additional tools to increase programming and safety within our facilities.* The system-wide scope of this agreement creates a long-term investment by *infusing new resources into DYS operations, overseeing reform in release, and supporting evidence based community programs for lower-level offenders.*

Changes include *hiring additional staff, increasing training and revising seclusion and discipline policies.* The agreement also *supports improved mental health services, enhanced educational, medical and dental services, and a capacity goal on our youth population.* Some of the specifics include plans to:

- Hire up to *115 additional Juvenile Correctional Officers as well as medical, clinical and education staff*
- Work with local courts and law enforcement to *expedite prosecution of youth who commit crimes within DYS facilities*
- Improve youth accountability through increased emphasis on unit management and interdisciplinary team involvement
- Redesign and restructure *mental health screening, assessment, and referral processes*
- *Expand vocational education* for the older students as well as *educational services* for 12 and 13-year-old students
- Support the use of community options and *Regional Cognitive Behavioral Centers for lower risk offenders*
- Establish a review process to evaluate the parole and release reform underway

According to the above referenced communication, in May and June 2008, DYS would work out the details of implementing the agreed plan for reform, including discussions with the Office of Budget Management regarding cost and funding options.

According to the April 2008 Monthly Brief from the DYS Director, settlement agreement highlights consist of the following:

Clinical Services

- *Increase clinical positions* including psychologists, social workers and psych supervisors as well as increase access to psychiatry services
- *Increase training* for clinical staff
- Redesign and restructure *mental health screening*, assessment, and referral processes
- Develop and implement *structured programming at each facility from the end of the school day until youth go to bed, and on weekends.*

Medical

- *Increase physician hours* at Scioto JCF
- *Expand chronic care* clinics for youth with chronic diseases
- *Increase medical positions* including nurses, mental health nurses, and clerical support
- *Increase training* for medical staff

Education

- *Increase staffing* for teachers, guidance counselors, substitutes and clerical support
- *Increase professional educational development* for teachers
- Contract with *education consultants* skilled in instructional practices and classroom management in juvenile correctional settings
- *Expand career-technical education*

Juvenile Correctional Officers

- *Hire up to 115 additional JCOs*
- Upgrade & expand *JCO training*
- Encourage *JCO involvement and participation in youth programming and activities*

Discipline/Seclusion

- *Increase the program opportunities* on the special management units
- Work with local courts and law enforcement to *expedite prosecution of youth* who commit crimes within DYS facilities
- Improve youth accountability through increased emphasis on *unit management and interdisciplinary team involvement*
- *Provide an advocate* for disciplinary hearings to youth who are currently on the *mental health caseload or otherwise appears in need of assistance.*

Release & Aftercare

- Support the *reduction in population* efforts through use of community options and *Regional Cognitive Behavioral Centers*
- Establish a review process to *evaluate the parole and release reform* underway

COURT STIPULATION

According to the Stipulation for Injunctive Relief in Case No. 2:04-CV-1206 approved by the court on May 21, 2008, the class action filed on December 20, 2004, alleged:

A system-wide failure regarding conditions of confinement within facilities operated by DYS that endanger Plaintiffs' physical health and safety; threaten Plaintiffs' emotional and psychological well-being; deprive Plaintiffs of adequate programming, education, medical and mental health care, and dental care; and deprive Plaintiffs of due process of law.

On May 18, 2007, the court approved a plan for a joint fact finding team headed by Fred Cohen, Esq. In their report, filed on December 31, 2007, the *parties agreed with the major findings concerning use of force, use of seclusion, and provision of medical, mental health and education services.* The report also established that the *conditions of confinement fall below the constitutional and statutory standards in all categories addressed by the Fact Finding Team. Implementation Priorities* cited in Section III C. of the Stipulation include:

- *Use of force by staff, isolation practices, the absence of acceptable mental health care and other appropriate programming, overcrowding, and the deficiencies in education are such that class members are at risk physically, psychologically, and educationally.*
- *All policies and procedures in the areas described (above) shall immediately be subject to review and revision as a joint effort by DYS and the Monitor in consultation with class counsel.*
- *All personnel, environmental, training and other necessary changes required to implement the revised policy and procedures (above) shall be undertaken and completed with all deliberate speed and in accordance with specific schedules submitted by DYS and after consultation with class counsel .*

DYS MASTER PLAN

On January 7, 2009 the DYS Director released the *DYS Master Plan, Charting the Course for Reform* to serve as their guide to complete the provisions outlined in the *S.H. v. Stickrath* Stipulation Agreement and the Department of Justice Agreement. The plan was referenced as “a work in progress and will be reviewed and revised as needed to reshape the path towards the agency’s new vision.” The plan lists goals for selected areas, including but not limited to the following:

- Intake & Classification
- Housing Units
- Rehabilitation/Programming
- Safe Environment
- Mental Health Care

- Medical Care
- Dental Care
- Education
- Youth Grievance System
- Youth Discipline
- Information Technology & Records Management
- Reforming Release
- Regionalized Services Delivery System
- Policy & Procedures
- Training
- Legal
- Monitoring and Reporting
- Quality Assurance

DYS FACILITY CLOSURES

On January 8, 2009, the Ohio Department of Youth Services announced a plan to close Marion Juvenile Correctional Facility and Freedom Center by July 2009. Closure will reportedly increase operational efficiency, allow for reprioritization of funds to remaining DYS facilities, and to expand community-based options for youthful offenders. It was reported that the DYS institution population has decreased from an average of 1,843 in 2007 to 1,555 in 2008.

Marion Juvenile Correctional Facility was built in 1999, employs 302 staff, and houses 176 youth. Freedom Center serves as a residential substance abuse treatment facility for female youth, and houses 18 females and employs 29 staff members. Marion Juvenile Correctional Facility youth will be distributed to the other five DYS facilities based on their risk and need level, and Freedom Center Youth will be moved to Scioto Juvenile Correctional Facility

It was reported that some youth will move to small Cognitive-Behavioral Centers that are *short-term, intensive programs intended to keep low-risk offenders closer to home and out of large state facilities. The centers will reportedly serve 10 to 12 youth at a time, and will be monitored by the University of Cincinnati's Division of Criminal Justice.* These centers will have no fence and will target certain criminogenic risk factors through cognitive restructuring and skill acquisition.

RELEASE CONSIDERATION

In communication of February 7, 2008 from the DYS Director to juvenile judges and court administrators, it was relayed that in June of 2006 the University of Cincinnati was commissioned to review the current practices of the Release Authority, and to present recommendations on how to enhance the process. Since the November 2007 report from the University of Cincinnati, DYS began to move forward on some of the recommendations. One plan under consideration was to begin a special review of youth who were past their Minimum Sentence Expiration Date or would exceed such date by

October 1, 2008. This was cited as one of many strategies that will be implemented. The DYS Director added, “As we continue to evaluate our population, we will make further recommendations on youth who may be better served in a lesser restrictive placement.”

STUDENT LEARNING SYSTEM

In October 2007, the DYS Director’s *Monthly Brief* relayed that the DYS school district will move to provide individualized learning environments for all youth via the Student Learning System, described as a web-based program that allows each student to be assessed in all core academic areas and will then design an individualized learning curriculum for each student. According to the brief, the Student Learning System will be used in conjunction with a highly qualified teacher in every classroom who will combine interactive individualized teaching with a hands-on learning environment.

TRANSITIONAL EDUCATION PROGRAM

In the DYS Director’s March 2007 *Monthly Brief*, one method to prepare and equip DYS youth with job skills and the means to secure and maintain employment on release, was termed “*Transitional Education Program Ohio*,” a distance learning program that uses video conferencing to teach youth in DYS facilities *life skills and employment readiness* training. *Youth who have a high school diploma or GED* have the opportunity to participate in this program *twice per week* with additional homework on the computer.

Once the youth return to the community, they have access to the TEPOhio website. Each youth will have an account, allow them to maintain and update their resumes and also access electronic resources and virtual case management services in each county. Each youth will also be provided with a *toll free number for Community Connection*, a *non-profit organization that assists in linking offenders and their families to resources in the community*. DYS staff may use the site as a valuable tool that can be used for reentry planning for DYS youth or for those already on parole.

DISPUTE RESOLUTION AND CONFLICT MANAGEMENT

The DYS Director’s February 2007 *Monthly Brief* pertained to the DYS initiative to *increase the tools employees have to safely deescalate conflict within the institutions*. It was relayed that *advanced verbal strategy techniques* are specifically designed to manage the variety of conflicts that occur in the DYS environment. *Advanced verbal strategy training was scheduled to begin* for staff in the institutions. The training was developed through the Ohio Commission on Dispute Resolution and Conflict Management. It was relayed that *24 DYS staff would go through a six day “Train the Trainer” course*. *The trained staff would go back to their institution and present a three-day training session to all staff who have regular contact with youth*. *An additional day would be used to train certain staff on teaching youth the same techniques*. *Two half-day orientation sessions were scheduled to be provided to 150 employees*. *The staff training was scheduled to begin in late February 2007*.

STATE-WIDE RISK/NEED ASSESSMENT PROCESS

The DYS Director's January 2007 *Monthly Brief* pertained to the state-wide risk/need assessment process. *A recent study was cited which reportedly indicated that lower risk offenders do better in the community, while higher risk offenders are reportedly served better in secure facilities.* It was relayed that the *Ohio juvenile justice system lacks a uniform way of determining risk and need for delinquent youth, and courts are reportedly using at least 77 different assessment tools.* The briefing relayed that the University of Cincinnati will conduct the research and *develop a state-wide risk/need assessment process that will be available to every Ohio court to more consistently assess each youth's risk/need level. The assessment tool was expected to be completed by the summer of 2009.* The assessment process is expected to assist courts in determining adjudication and probation. DYS will reportedly receive youth who are shown to benefit most from a secure facility setting.

DATA MONITORING AND REVIEW

JUVENILE CORRECTIONAL FACILITY POPULATION

DYS currently operates eight facilities and contracts with one private residential treatment facility. Per the court stipulation, *DYS decreased their youth population over 2008*. The past year's population has dropped from an average of *1843 in 2007 to 1555 in 2008*.

**TABLE 15. DYS FACILITIES AVERAGE DAILY POPULATION
IN JANUARY, JUNE, AND DECEMBER, FROM 2005 THROUGH 2008**

DATE	2005	2006	2007	2008
January	1714	1697	1845	1765
June	1706	1778	1848	1479
December	1687	1836	1811	1496
AVERAGE	1701	1785	1843	1555

The youth population further decreased based on data about the youth population as of January 9, 2009. The total youth housed in DYS facilities as of January 9, 2009 was 1387.

TABLE 16. DYS POPULATION BY FACILITY ON JANUARY 9, 2009

DYS Facility	Number of Youth
Ohio River Valley JCF	259
Indian River JCF	247
Marion JCF	171
Scioto JCF (Girls, Boys)	149
Mohican JCF	149
Circleville JCF	134
Cuyahoga Hills JCF	134
Lighthouse Youth Center at Paint Creek	52
Freedom Center	17
TOTAL	1387

SUBSTANTIATED UNUSUAL INCIDENTS

From May 1, 2008 to November 31, 2008, DYS reported 1,203 substantiated unusual incidents. Ohio River Valley Juvenile Correctional Facility had the most unusual incidents with 530. Freedom Center had the smallest number of substantiated unusual incidents with nine. The breakdown of type of incident is provided below, showing *Gang Related Incidents at 390 in the period, the highest of all*

TABLE 17. TYPE OF SUBSTANTIATED UNUSUAL INCIDENTS (GANG INCIDENTS, DISTURBANCES) SYSTEM-WIDE WITH NUMBER AND PERCENT FROM MAY 1, 2008 THROUGH NOVEMBER 31, 2008

TYPE	NUMBER	PERCENT
Gang Related Issues	390	32.4%
Out of Assigned Area	293	24.4
Security Issue	251	20.9
Other	210	17.5
Disturbance	52	4.3
Attempted Escape	5	.4
Fire (Accidental)	1	.1
Fire (Arson)	1	.1
TOTAL	1,203	100%

TABLE 18. SUBSTANTIATED UNUSUAL INCIDENTS IN DYS FACILITIES FROM MAY 1, 2008 THROUGH NOVEMBER 31, 2008 WITH BREAKDOWN BY MONTH AND TYPE OF INCIDENT

TYPE OF UNUSUAL INCIDENT	May	June	July	Aug	Sept	Oct	Nov	Total
Gang Related Issues	64	35	46	56	42	89	58	390
Out of Assigned Area	31	30	34	31	39	62	66	293
Security Issue	50	19	35	32	36	36	43	251
Other	22	17	19	31	33	48	40	210
Disturbance	7	2	10	12	6	8	7	52
Attempted Escape	0	0	0	1	2	0	2	5
Fire (Accidental)	0	1	0	0	0	0	0	1
Fire (Arson)	0	0	0	1	0	0	0	1
Total	174	104	144	164	158	243	216	1,203

GANG RELATED INCIDENTS

With 390 gang related incidents in the seven month period in DYS facilities, the largest number were at the Ohio River Valley Juvenile Correctional Facility with 165, comprising 42.3 percent of the gang related incidents system-wide. Marion Juvenile Correctional Facility ranks second highest in number of gang related incidents with 96 in the period.

TABLE 19. GANG RELATED INCIDENTS FROM MAY 1, 2008 THROUGH NOVEMBER 31, 2008 BY DYS FACILITY WITH NUMBER AND PERCENT

DYS FACILITY	NUMBER	PERCENT
Ohio River Valley JCF	165	42.3%
Marion JCF	96	24.6
Indian River JCF	63	16.2
Mohican JCF	18	4.6
Circleville JCF	16	4.1
Cuyahoga JCF	16	4.1
Scioto JCF	16	4.1
Freedom Center	0	0
TOTAL	390	100%

DISTURBANCES

The Ohio River Valley Juvenile Correctional Facility had the highest number of disturbances in the seven-month period with 24 disturbances, comprising 46.2 percent of all disturbances system-wide. In all, there were 52 disturbances in DYS facilities. Marion and Indian River each had ten disturbances in the period. There were three disturbances each at Circleville and Scioto Juvenile Correctional Facilities. Mohican reported no disturbances.

TABLE 20. DISTURBANCES FROM MAY 1, 2008 THROUGH NOVEMBER 31, 2008 BY DYS FACILITY WITH NUMBER AND PERCENT

DYS FACILITY	NUMBER	PERCENT
Ohio River Valley JCF	24	46.2%
Marion JCF	10	19.2
Indian River JCF	10	19.2
Circleville JCF	3	5.8
Scioto JCF	3	5.8
Cuyahoga JCF	1	1.9
Freedom Center	1	1.9
Mohican JCF	0	0
TOTAL	52	100%

**TABLE 21. DYS SUBSTANTIATED UNUSUAL INCIDENTS FROM
MAY 1, 2008 THROUGH NOVEMBER 31, 2008 BY FACILITY, MONTH AND
TYPE OF INCIDENT**

FACILITY	TYPE OF INCIDENT	May	June	July	August	September	October	November	Total
Ohio River Valley		86	42	57	58	62	133	92	530
	Attempted Escape	0	0	0	1	0	0	0	1
	Disturbance	3	0	3	7	0	6	5	24
	Fire (Accidental)	0	0	0	0	0	0	0	0
	Fire (Arson)	0	0	0	0	0	0	0	0
	Gang Related Issues	32	12	16	25	16	47	17	165
	Other	4	2	5	6	7	7	7	38
	Out of Assigned Area	17	17	16	10	23	47	36	166
	Security Issue	30	11	17	9	16	26	27	136
Indian River		48	16	20	27	28	31	32	202
	Attempted Escape	0	0	0	0	0	0	0	0
	Disturbance	3	0	0	1	3	2	1	10
	Fire (Accidental)	0	0	0	0	0	0	0	0
	Fire (Arson)	0	0	0	0	0	0	0	0
	Gang Related Issues	16	5	5	8	8	11	10	63
	Other	4	5	3	10	5	6	6	39
	Out of Assigned Area	9	3	4	2	3	3	6	30
	Security Issue	16	3	8	6	9	9	9	60
Marion		14	21	24	31	18	42	28	178
	Attempted Escape	0	0	0	0	1	0	0	1
	Disturbance	1	1	2	3	2	0	1	10
	Fire (Accidental)	0	0	0	0	0	0	0	0
	Fire (Arson)	0	0	0	0	0	0	0	0
	Gang Related Issues	12	15	14	15	9	18	13	96
	Other	0	2	2	4	2	21	10	41
	Out of Assigned Area	1	1	2	6	2	3	3	18
	Security Issue	0	2	4	3	2	0	1	12

FACILITY	INCIDENT TYPE	May	June	July	August	September	October	November	Total
Mohican		9	6	9	15	12	13	18	82
	Attempted Escape	0	0	0	0	0	0	0	0
	Disturbance	0	0	0	0	0	0	0	0
	Fire (Accidental)	0	1	0	0	0	0	0	1
	Fire (Arson)	0	0	0	0	0	0	0	0
	Gang Related Issues	1	1	5	2	1	3	5	18
	Other	5	3	4	9	8	10	13	52
	Out of Assigned Area	3	1	0	1	0	0	0	5
	Security Issue	0	0	0	3	3	0	0	6
Circleville		6	5	11	21	14	3	16	76
	Attempted Escape	0	0	0	0	0	0	0	0
	Disturbance	0	0	3	0	0	0	0	3
	Fire (Accidental)	0	0	0	0	0	0	0	0
	Fire (Arson)	0	0	0	1	0	0	0	1
	Gang Related Issues	1	2	2	5	3	0	3	16
	Other	3	0	3	1	1	1	3	12
	Out of Assigned Area	1	3	2	9	6	2	7	30
	Security Issue	1	0	1	5	4	0	3	14
Cuyahoga Hills		9	8	9	3	9	13	18	69
	Attempted Escape	0	0	0	0	0	0	2	2
	Disturbance	0	1	0	0	0	0	0	1
	Fire (Accidental)	0	0	0	0	0	0	0	0
	Fire (Arson)	0	0	0	0	0	0	0	0
	Gang Related Issues	2	0	0	0	5	7	2	16
	Other	5	0	1	0	3	1	1	11
	Out of Assigned Area	0	4	6	1	1	4	12	28
	Security Issue	2	3	2	2	0	1	1	11

FACILITY	INCIDENT TYPE	May	June	July	August	September	October	November	Total
Scioto		2	3	13	8	11	8	12	57
	Attempted Escape	0	0	0	0	1	0	0	1
	Disturbance	0	0	1	1	1	0	0	3
	Fire (Accidental)	0	0	0	0	0	0	0	0
	Fire (Arson)	0	0	0	0	0	0	0	0
	Gang Related Issues	0	0	4	1	0	3	8	16
	Other	1	2	1	0	3	2	0	9
	Out of Assigned Area	0	1	4	2	4	3	2	16
	Security Issue	1	0	3	4	2	0	2	12
Freedom Center		0	3	1	1	4	0	0	9
	Attempted Escape	0	0	0	0	0	0	0	0
	Disturbance	0	0	1	0	0	0	0	1
	Fire (Accidental)	0	0	0	0	0	0	0	0
	Fire (Arson)	0	0	0	0	0	0	0	0
	Gang Related Issues	0	0	0	0	0	0	0	0
	Other	0	3	0	1	4	0	0	8
	Out of Assigned Area	0	0	0	0	0	0	0	0
	Security Issue	0	0	0	0	0	0	0	0
DYS TOTAL		174	104	144	164	158	243	216	1,203
	Attempted Escape	0	0	0	1	2	0	2	5
	Disturbance	7	2	10	12	6	8	7	52
	Fire (Accidental)	0	1	0	0	0	0	0	1
	Fire (Arson)	0	0	0	1	0	0	0	1
	Gang Related Issues	64	35	46	56	42	89	58	390
	Other	22	17	19	31	33	48	40	210
	Out of Assigned Area	31	30	34	31	39	62	66	293
	Security Issue	50	19	35	32	36	36	43	251
DYS TOTAL		174	104	144	164	158	243	216	1,203

YOUTH ON YOUTH ASSAULTS

Freedom Center was not factored into the averages, as it was unclear if they did not report this statistic altogether or did not list it because there were no youth on youth assaults. *Cuyahoga Hills Juvenile Correctional Facility had the most youth on youth assaults with 390, followed closely by Ohio River Valley Juvenile Correctional Facility with 382 youth on youth assaults.*

Mohican Juvenile Correctional Facility had the lowest number of youth on youth assaults with 82 over the seven-month period. Overall, DYS facilities (with the exception of Freedom Center) averaged *34.45 incidents of youth on youth assaults per institution per month.*

TABLE 22. DYS YOUTH ON YOUTH ASSAULTS FROM MAY 1, 2008 TO NOVEMBER 31, 2008 WITH BREAKDOWN BY MONTH AND FACILITY WITH AVERAGE AND TOTAL

Institution	May	June	July	August	September	October	November	Average	Total
Cuyahoga Hills	49	55	52	58	58	49	69	55.71	390
Ohio River Valley	58	42	51	62	46	72	51	54.57	382
Indian River	50	36	35	16	26	37	46	35.14	246
Scioto	39	22	22	31	30	39	25	29.71	208
Circleville	34	19	28	32	27	28	32	28.57	200
Marion	42	30	21	16	19	27	25	25.71	180
Mohican	11	17	9	10	9	12	14	11.71	82
Freedom Center	Not reported	Not reported	Not reported	Not reported	Not reported	Not reported	Not reported	–	–
Average	40.43	31.57	31.14	32.14	30.71	37.71	37.43	34.45	241.14
Total	283	221	218	225	215	264	262	241.14	1,688

YOUTH ON STAFF ASSAULTS

Freedom Center was excluded in the averages, as it is unclear if they did not report this statistic altogether or did not list it because there were no youth on youth assaults. In addition, the two “Not reported” areas were excluded from the averages.

Marion Juvenile Correctional Facility had the largest number of Youth on Staff Assaults from May 1, 2008 to November 31, 2008, with 218, which is 3.46 times the number of Youth on Staff Assaults at Ohio River Valley Juvenile Correctional Facility, which had 63 incidents of youth on staff assaults, ranking second out of all the DYS facilities. Marion Juvenile Correctional Facility had approximately 14.5 times the amount of such assaults at Circleville Juvenile Correctional Facility, which had the lowest amount of youth on staff assaults with 15 reported incidents.

**TABLE 23. DYS YOUTH ON STAFF ASSAULTS
FROM MAY 1, 2008 to NOVEMBER 31, 2008 WITH
BREAKDOWN BY MONTH AND FACILITY WITH AVERAGE AND TOTAL**

Institution	May	June	July	August	September	October	November	Average	Total
Marion	32	21	31	30	29	38	37	31.14	218
Ohio River Valley	8	5	2	10	5	14	19	9.00	63
Indian River	14	3	3	7	9	13	7	8.00	56
Scioto	7	2	4	7	5	12	8	6.43	45
Cuyahoga Hills	1	2	Not Reported	2	2	4	8	3.17	19
Mohican	4	5	3	1	1	1	3	2.57	18
Circleville	4	4	1	1	3	Not Reported	2	2.50	15
Freedom Center	Not reported	Not reported	Not reported	Not reported	Not reported	Not reported	Not reported	–	–
Average	10.00	6.00	7.33	8.29	7.71	13.67	12.00	8.97	65.00
Total	70	42	44	58	54	82	84	62.00	434

INJURIES FROM ACCIDENTS

During the seven-month period from May 2008 through November 2008, there were 552 youth injuries from accidents. Ohio River Valley Juvenile Correctional Facility had the highest number of injuries with 169, comprising 31 percent of all injuries system-wide. Indian River and Marion Juvenile Correctional Facilities ranked second and third respectively, with 91 and 90 injuries in the period.

**TABLE 24. INJURIES FROM ACCIDENTS AT DYS FACILITIES
FROM MAY 1, 2008 TO NOVEMBER 31, 2008 BY FACILITY AND MONTH
WITH AVERAGE AND TOTAL**

Institution	May	June	July	August	September	October	November	Average	Total
Ohio River Valley	25	21	24	24	32	23	20	24.14	169
Indian River	10	14	9	16	14	17	11	13.00	91
Marion	16	27	14	17	6	7	3	12.86	90
Scioto	13	10	5	14	10	15	17	12.00	84
Circleville	8	7	10	5	7	9	9	7.86	55
Cuyahoga Hills	9	9	6	6	7	13	5	7.86	55
Mohican	3	2	1	0	0	0	0	0.86	6
Freedom Center	1	1	0	0	0	0	0	0.29	2
Average	10.63	11.38	8.63	10.25	9.50	10.50	8.13	9.86	69.00
Total	85	91	69	82	76	84	65	78.86	552

STAFF ON YOUTH ASSAULTS

Throughout the seven-month period from May 1, 2008 to November 31, 2008, DYS facilities reported four incidents of staff on youth assaults, with two at Mohican Juvenile Correctional Facility, and one each at Cuyahoga and Marion Juvenile Correctional Facilities.

**TABLE 25. DYS STAFF ON YOUTH ASSAULTS
FROM MAY 1, 2008 TO NOVEMBER 31, 2008 BY FACILITY AND MONTH
WITH AVERAGE AND TOTAL**

Institution	May	June	July	August	September	October	November	Average	Total
Mohican	0	0	0	2	0	0	0	0.29	2
Cuyahoga Hills	1	0	0	0	0	0	0	0.14	1
Marion	0	0	0	0	0	1	0	0.14	1
Circleville	0	0	0	0	0	0	0	0.00	0
Freedom Center	0	0	0	0	0	0	0	0.00	0
Indian River	0	0	0	0	0	0	0	0.00	0
Ohio River Valley	0	0	0	0	0	0	0	0.00	0
Scioto	0	0	0	0	0	0	0	0.00	0
Average	0.13	0.00	0.00	0.25	0.00	0.13	0.00	0.07	0.50
Total	1	0	0	2	0	1	0	0.57	4

INCIDENTS OF SELF-INJURY

From May 1, 2008 to November 31, 2008, there were *546 incidents of self-injury* in DYS facilities, ranging from one incident at Freedom Center to *140 incidents at Ohio River Valley Juvenile Correctional Facility*. *Circleville Juvenile Correctional Facility ranks second highest, with 120 incidents of self-injury in the period.*

On average, there were *9.75 incidents of self-injury per institution per month*. System-wide, DYS facilities had an average of *78 incidents of self-injury per month*, and an average of *68.25 incidents of self-injury per institution* over the seven-month period.

**TABLE 26. DYS INCIDENTS OF SELF-INJURY PER MONTH
FROM MAY 1, 2008 TO NOVEMBER 31, 2008 BY INSTITUTION
WITH AVERAGE AND TOTAL**

Institution	May	June	July	August	September	October	November	Average	Total
Ohio River Valley	23	14	8	18	20	28	29	20.00	140
Circleville	19	16	22	23	19	9	12	17.14	120
Scioto	14	17	22	19	19	9	19	17.00	119
Marion	11	12	20	6	22	17	24	16.00	112
Indian River	10	4	1	2	7	5	7	5.14	36
Cuyahoga Hills	3	3	2	0	2	4	2	2.29	16
Mohican	0	0	0	1	1	0	0	0.29	2
Freedom Center	0	0	0	0	0	1	0	0.14	1
Average	10.00	8.25	9.38	8.63	11.25	9.13	11.63	9.75	68.25
Total	80	66	75	69	90	73	93	78.00	546

YOUTH ON THE MENTAL HEALTH CASELOAD

Public online information from the Ohio Department of Mental Health, under the agency's Consumer and Families division, references research from the National Alliance on Mental Illness (NAMI). A current NAMI publication, Report on Children's Mental Health in America, reported that currently, *21 percent of our nation's children ages 9 to 17 have a diagnosable mental or addictive disorder that causes at least minimal impairment, and half of all lifetime cases of mental disorders begin by the age of 14.* By comparison, as shown in the table below, approximately *33 percent of youth in a Department of Youth Services facility are on the mental health caseload.*

Additionally, *youth who are receiving mental health services may also be candidates for special education services.* The previously cited NAMI report indicates that *approximately 50 percent of students with a mental illness age 14 or older drop out of school, which is the highest dropout rate of any disability group, and many of these youth end up in jails and prisons.* According to the Ohio Department of Mental Health website, a National Institute on Mental Health (NIMH) funded study found that *65 percent of boys and 75 percent of girls in juvenile detention have at least one mental illness.*

The correlation between mental illness, disabilities, and the need for special education is drawn from the research. Youth are required by state and federal regulations to be served with appropriate education programming while committed to DYS, including the provisions for special education programming and an Individualized Education Plan. The Department of Youth Services' website reports that Special Education Services are provided to all eligible students in strict compliance with state and federal regulations. The website reports that students with special needs are educated within basic academic classrooms, but resource rooms also provide learning environments for students requiring smaller classroom settings and intensive individualized instruction.

The *Ohio Facts, 2008 Edition*, published by Ohio's Legislative Service Commission, reports that among non-adjudicated youth enrolled in Ohio's public schools, 14.2% of total enrolled youth in fiscal year 2007 were categorized as needing special education services. With approximately 33 percent of incarcerated DYS youth currently receiving mental health services, the need for correlating special education services, including an Individualized Education Plan, seems apparent.

The percent of youth receiving *mental health services* on a regular basis within DYS youth facilities suggests that an appropriate and equivalent percent of all programming, *including educational programming*, that is available and/or required of committed youth should be designed to accommodate and address the specific mental and educational special needs of the youth who are engaged in that programming.

TABLE 27. PERCENT OF TOTAL POPULATION ON MENTAL HEALTH CASELOAD AND TOTAL POPULATION BY FACILITY

Facility	Percent of Total Population on Mental Health Caseload (Monthly Average)	Total Population (Monthly Average in Biennium)
Scioto Juvenile Correctional Facility – FEMALE	83 %	65.4
Freedom Center Juvenile Correctional Facility	82	19.4
Circleville Juvenile Correctional Facility	52	131.8
Ohio River Valley Juvenile Correctional Facility	39	300.7
Marion Juvenile Correctional Facility	32	225.5
Mohican Juvenile Correctional Facility	28	139.3
Indian River Juvenile Correctional Facility	26	282.7
Cuyahoga Hills Juvenile Correctional Facility	25	251.1
Scioto Juvenile Correctional Facility - MALE	15	161.8
Paint Creek Youth Center	9	51.4
DYS Totals	33 %	1,629.1

The following table provides the monthly average on the mental health caseload per facility in the biennium. Monthly averages in 2007 and 2008 have been taken from available data of the Department of Youth Services at intervals throughout the biennial period. The total population of youth within each facility is based on data representing approximately 67 percent of the months in the biennium.

TABLE 28. AVERAGE NUMBER OF YOUTH ON THE MENTAL HEALTH CASELOAD PER MONTH IN 2007 –2008 WITH BREAKDOWN BY FACILITY

Facility	Average Number of Youth per Month on the Mental Health Caseload
Ohio River Valley Juvenile Correctional Facility	117.5
Indian River Juvenile Correctional Facility	74.1
Marion Juvenile Correctional Facility	72.7
Circleville Juvenile Correctional Facility	68.7
Cuyahoga Hills Juvenile Correctional Facility	61.8
Scioto Juvenile Correctional Facility – FEMALE	54.0
Mohican Juvenile Correctional Facility	38.8
Scioto Juvenile Correctional Facility - MALE	24.4
Freedom Center Juvenile Correctional Facility	16.0
Paint Creek Youth Center	4.4
Total Monthly Average within DYS	532.4

**TABLE 29. DIAGNOSES OF YOUTH ON THE MENTAL HEALTH CASELOAD
AS OF NOVEMBER 19, 2007**

DIAGNOSTIC CATEGORY	TOTAL	PERCENT
Disruptive Behavior	1099	31.99 %
ADHD	275	
Conduct Disorder	764	
Disruptive Behavior Disorder (Not Otherwise Specific)	42	
Oppositional Defiant Disorder	18	
Substance Related	797	22.76 %
Alcohol	208	
Amphetamine	7	
Cannabis	373	
Cocaine	21	
Hallucinogen	15	
Inhalant	8	
Nicotine	4	
Opioid	14	
Other Substance	39	
Phencyclidine	2	
Polysubstance Dependence	95	
Sedative	11	
Mood	575	16.42 %
Bi-Polar	164	
Depressive	179	
Mood	67	
Mood NOS	165	
Anxiety	210	6.0 %
Anxiety	45	
Obsessive Compulsive Disorder (OCD)	10	
Panic	4	
Posttraumatic Stress Disorder (PTSD)	149	
Separation Anxiety Disorder	1	
Social Phobia	1	
Developmental	155	4.43 %
Developmental	155	
Other	Not Reported	18.4%
TOTAL DIAGNOSES	2,836 plus Other	100%

Note: According to DYS communication, most youth have more than one diagnosis; thus, the *total number* for each diagnosis represents the total number of youth with that diagnosis. The *total percent* is the percent of the total of those with the diagnosis, not the percent of all youth.

AGE OF YOUTH ON THE MENTAL HEALTH CASELOAD

Data showing the number and age of youth on the mental health caseload was provided for approximately 75 percent of the biennial period. As shown in the table that follows, the age of youth on the mental health caseload ranges from one youth age 12, to 139 youth age 17. Youth age 16 and 18 rank second and third largest, with 112 and 111 on the mental health caseload respectively. Additional tables provide the age-related breakdown for each month reported, for each of the Department of Youth Services facilities in alphabetical order.

TABLE 30. DYS MENTAL HEALTH CASELOAD WITH BREAKDOWN BY AGE AND MONTHLY AVERAGE FROM JANUARY 1, 2007 TO DECEMBER 31, 2008 (17 MONTHS REPORTED)

Age	12	13	14	15	16	17	18	19	20	Total
Monthly Average*	1	6	27	64	112	139	111	40	17	516

*The average number in each age group was rounded to the nearest whole number.

**TABLE 31. CIRCLEVILLE JUVENILE CORRECTIONAL FACILITY:
NUMBER OF YOUTH ON THE MENTAL HEALTH CASELOAD WITH BREAKDOWN BY AGE
IN 2007 AND 2008**

MONTH/YEAR	AGE OF YOUTH										Number of Youth on MH Caseload per Month
	12	13	14	15	16	17	18	19	20		
January 2007											No data
February 2007	1	0	2	8	10	7	17	14	2	61	
March 2007	1	0	2	7	10	8	17	13	2	60	
April 2007	1	0	2	5	12	10	18	16	3	67	
May 2007	1	0	3	5	14	10	16	14	6	69	
June 2007	0	0	2	4	15	8	11	1	3	44	
July 2007	1	0	2	7	15	17	18	9	4	73	
August 2007										73	
September 2007										No data	
October 2007										No data	
November 2007	1	0	2	8	12	19	11	13	4	70	
December 2007	0	1	3	7	12	17	9	16	4	69	
January 2008										No data	
February 2008										No data	
March 2008	0	1	3	7	11	14	8	15	4	63	
April 2008										No data	
May 2008	0	2	7	4	17	13	11	13	8	75	
June 2008	0	3	6	5	18	12	13	14	8	79	
July 2008	0	1	8	5	19	10	11	14	8	76	
August 2008	0	0	8	5	16	7	11	14	7	68	
September 2008	0	0	8	7	13	11	11	12	7	69	
October 2008	1	0	8	7	13	14	12	11	8	74	
November 2008	1	0	6	9	12	15	12	10	7	72	
December 2008	1	1	8	11	11	16	11	6	10	75	
Facility Monthly Average on MH Caseload per Age and Total	.5	.5	4.7	6.5	13.5	12.2	12.8	12.1	5.6	68.7	

**TABLE 32. CUYAHOGA HILLS JUVENILE CORRECTIONAL FACILITY:
NUMBER OF YOUTH ON THE MENTAL HEALTH CASELOAD WITH
BREAKDOWN BY AGE IN 2007 AND 2008**

Monthly Average by Age per Facility in 2007 and 2008										
MONTH/YEAR	Age of Youth									Number of Youth on MH Caseload per Month
	12	13	14	15	16	17	18	19	20	
January 2007										No data
February 2007	0	1	3	8	13	17	18	6	1	67
March 2007	0	1	2	10	8	18	17	7	2	65
April 2007	0	1	4	13	12	30	18	6	1	85
May 2007	0	1	5	14	18	33	24	10	1	106
June 2007	0	0	1	7	6	11	9	1	0	35
July 2007	0	1	1	12	14	23	20	6	2	79
August 2007										76
September 2007										No data
October 2007										No data
November 2007	0	1	3	8	12	19	18	7	2	70
December 2007	0	0	3	6	11	16	16	6	1	59
January 2008										No data
February 2008										No data
March 2008	0	0	9	3	16	18	20	6	0	72
April 2008										No data
May 2008	0	1	5	4	11	13	13	5	1	53
June 2008	0	2	4	2	13	9	13	4	1	48
July 2008	0	2	4	2	10	12	17	4	1	52
August 2008	0	1	3	3	8	9	16	5	1	46
September 2008	0	1	3	3	7	10	15	3	1	43
October 2008	0	1	4	6	9	10	14	3	1	48
November 2008	0	1	5	6	6	16	17	3	3	57
December 2008	0	0	1	8	3	17	16	3	3	51
Facility Monthly Average on MH Caseload per Age and Total	0	0.9	3.5	6.8	10.4	16.5	16.5	5.0	1.3	61.8

**TABLE 33. FREEDOM CENTER:
NUMBER OF YOUTH ON THE MENTAL HEALTH CASELOAD WITH
BREAKDOWN BY AGE IN 2007 AND 2008**

MONTH/YEAR	Age of Youth									Number of Youth on MH Caseload per Month
	12	13	14	15	16	17	18	19	20	
January 2007										No data
February 2007	0	0	0	2	10	2	2	1	0	17
March 2007	0	0	0	0	6	2	2	1	0	11
April 2007	0	0	0	0	6	4	2	1	0	13
May 2007	0	0	0	0	6	7	3	1	0	17
June 2007	0	0	0	0	9	6	1	0	0	16
July 2007	0	0	0	0	7	6	5	1	0	19
August 2007										17
September 2007										No data
October 2007										No data
November 2007	0	0	0	4	2	4	3	0	0	13
December 2007	0	0	0	4	2	4	2	0	0	12
January 2008										No data
February 2008										No data
March 2008	0	1	0	7	3	7	2	1	0	21
April 2008										No data
May 2008	0	0	0	4	4	3	0	1	0	12
June 2008	0	0	1	5	5	7	2	1	0	21
July 2008	0	0	0	3	5	6	4	0	0	18
August 2008	0	0	0	3	4	6	4	0	0	17
September 2008	0	0	0	3	1	7	3	0	0	14
October 2008	0	0	0	3	2	8	3	0	0	16
November 2008	0	0	0	3	2	9	4	0	0	18
December 2008	0	0	0	2	3	7	4	0	0	16
Facility Monthly Average on MH Caseload per Age and Total	0	.1	.1	2.5	4.5	5.6	2.7	.5	0	16.0

**TABLE 34. INDIAN RIVER JUVENILE CORRECTIONAL FACILITY:
NUMBER OF YOUTH ON THE MENTAL HEALTH CASELOAD WITH
BREAKDOWN BY AGE IN 2007-2008**

MONTH/YEAR	Age of Youth									Number of Youth on MH Caseload per Month
	12	13	14	15	16	17	18	19	20	
January 2007										No data
February 2007	0	2	4	10	13	18	20	6	4	77
March 2007	0	2	8	11	14	16	20	5	3	79
April 2007	0	3	11	16	24	23	28	10	5	120
May 2007	0	3	9	18	21	24	24	8	5	112
June 2007	0	0	1	6	6	9	5	2	2	31
July 2007	0	0	8	14	24	20	16	5	3	90
August 2007										88
September 2007										No data
October 2007										No data
November 2007	0	1	5	9	17	22	21	4	3	82
December 2007	0	1	3	7	22	23	18	4	3	81
January 2008										No data
February 2008										No data
March 2008	0	1	1	9	22	25	16	7	2	83
April 2008										No data
May 2008	0	0	1	5	12	14	9	8	2	51
June 2008	0	0	2	6	13	14	11	7	1	54
July 2008	0	0	3	6	17	16	13	8	1	64
August 2008	0	0	3	5	21	16	13	6	3	67
September 2008	0	0	4	5	23	15	12	7	3	69
October 2008	0	0	4	5	24	11	12	5	3	64
November 2008	0	0	5	5	16	18	13	6	3	66
December 2008	0	0	9	4	14	14	10	3	2	56
Facility Biennial Average on MH Caseload per Age and Total	0	.8	4.8	8.3	17.8	17.5	15.4	5.9	2.8	74.1

**TABLE 35. LIGHTHOUSE YOUTH CENTER AT PAINT CREEK:
NUMBER OF YOUTH ON THE MENTAL HEALTH CASELOAD WITH
BREAKDOWN BY AGE IN 2007 AND 2008**

MONTH/YEAR	Age of Youth									Number of Youth on MH Caseload per Month
	12	13	14	15	16	17	18	19	20	
January 2007										No data
February 2007	0	0	1	1	1	2	0	0	0	5
March 2007	0	0	1	1	1	1	1	0	0	5
April 2007	0	0	1	1	1	1	2	0	0	6
May 2007	0	0	0	2	1	2	2	0	0	7
June 2007	0	0	0	2	0	4	0	0	0	6
July 2007	0	0	0	2	0	4	1	0	0	7
August 2007										0
September 2007										No data
October 2007										No data
November 2007	0	0	0	2	1	2	2	0	0	7
December 2007	0	0	0	2	2	1	3	0	0	8
January 2008										No data
February 2008										No data
March 2008	0	0	0	1	2	1	2	0	0	6
April 2008										No data
May 2008	0	0	0	0	2	1	2	0	0	5
June 2008	0	0	0	0	2	1	2	0	0	5
July 2008	0	0	0	1	2	1	0	0	0	4
August 2008	0	0	0	0	0	0	0	0	0	0
September 2008	0	0	0	0	0	0	0	0	0	0
October 2008	0	0	0	0	0	0	0	0	0	0
November 2008	0	0	0	0	0	0	0	0	0	0
December 2008	0	0	0	0	0	0	0	0	0	0
Facility Monthly Average on MH Caseload per Age and Total	0	0	.2	.9	.9	1.2	1	0	0	4.4

**TABLE 36. MARION JUVENILE CORRECTIONAL FACILITY:
NUMBER OF YOUTH ON THE MENTAL HEALTH CASELOAD WITH
BREAKDOWN BY AGE IN 2007 AND 2008**

MONTH/YEAR	Age of Youth										Number of Youth on MH Caseload per Month
	12	13	14	15	16	17	18	19	20	21	
January 2007											No data
February 2007	1	0	1	1	19	22	31	11	7	0	93
March 2007	1	0	2	0	15	22	30	11	4	0	85
April 2007	1	0	2	0	13	34	48	15	6	0	119
May 2007	1	0	2	0	13	35	35	19	5	0	110
June 2007	0	1	3	0	4	2	4	7	0	0	21
July 2007	0	1	3	1	8	26	20	8	5	0	72
August 2007											72
September 2007											No data
October 2007											No data
November 2007	0	0	5	2	8	28	23	7	3	1	77
December 2007	0	0	5	3	10	26	21	6	3	0	74
January 2008											No data
February 2008											No data
March 2008	0	0	0	6	12	22	21	2	1	0	64
April 2008											No data
May 2008	0	0	0	6	10	16	18	2	1	0	53
June 2008	0	0	0	5	8	19	18	5	1	0	56
July 2008	0	0	0	4	5	21	13	10	2	0	55
August 2008	0	0	0	5	5	26	14	12	3	0	65
September 2008	0	0	0	3	6	22	17	13	4	0	65
October 2008	0	0	0	3	7	26	18	12	4	0	70
November 2008	0	0	0	3	9	31	23	11	3	0	80
December 2008	0	0	0	2	11	28	21	11	4	0	77
Facility Monthly Average on MH Caseload per Age and Total	.2	.1	1.4	2.6	9.6	23.9	22.1	9.5	3.3	.1	72.7

**TABLE 37. MOHICAN JUVENILE CORRECTIONAL FACILITY:
NUMBER OF YOUTH ON THE MENTAL HEALTH CASELOAD WITH
BREAKDOWN BY AGE IN 2007 AND 2008**

MONTH/YEAR	Age of Youth										Number of Youth on MH Caseload per Month
	12	13	14	15	16	17	18	19	20	21	
January 2007											No data
February 2007	0	0	0	5	8	12	13	3	1	0	42
March 2007	0	0	0	4	6	13	11	2	1	0	37
April 2007	0	0	1	6	6	15	15	3	3	0	49
May 2007	0	1	2	7	7	21	20	1	3	0	62
June 2007	0	0	1	4	3	10	9	0	0	0	27
July 2007	0	1	1	5	9	17	9	0	1	0	43
August 2007											46
September 2007											No data
October 2007											No data
November 2007	0	0	1	4	12	9	8	3	1	0	38
December 2007	0	0	1	5	11	11	11	4	2	0	45
January 2008											No data
February 2008											No data
March 2008	0	0	1	0	13	12	4	3	2	0	35
April 2008											No data
May 2008	0	0	0	1	7	10	3	3	1	0	25
June 2008	0	0	2	1	9	14	6	3	0	1	36
July 2008	0	0	1	1	10	14	5	4	0	0	35
August 2008	0	0	1	1	6	19	7	1	2	0	37
September 2008	0	0	1	2	4	15	8	1	2	0	33
October 2008	0	0	1	2	4	17	8	2	2	0	36
November 2008	0	0	1	1	7	17	6	0	2	0	34
December 2008	0	0	1	2	9	19	6	0	1	0	38
Facility Monthly Average on MH Caseload per Age and Total	0	.1	.9	3.0	7.7	14.4	8.8	1.9	1.4	.1	38.8

**TABLE 38. OHIO RIVER VALLEY JUVENILE CORRECTIONAL FACILITY:
NUMBER OF YOUTH ON THE MENTAL HEALTH CASELOAD WITH
BREAKDOWN BY AGE IN 2007 AND 2008**

MONTH/YEAR	Age of Youth									Number of Youth on MH Caseload per Month
	12	13	14	15	16	17	18	19	20	
January 2007										No data
February 2007	0	1	6	16	24	23	16	10	12	108
March 2007	0	1	7	16	27	25	22	11	13	122
April 2007	0	0	7	17	31	25	25	13	13	131
May 2007	0	1	6	20	26	24	24	15	13	129
June 2007	0	0	1	4	1	0	4	2	0	12
July 2007	0	4	11	20	17	23	22	15	9	121
August 2007										122
September 2007										No data
October 2007										No data
November 2007	0	4	6	31	19	28	29	11	10	138
December 2007	0	5	7	26	28	25	28	12	8	139
January 2008										No data
February 2008										No data
March 2008	0	7	12	17	31	20	21	10	7	125
April 2008										No data
May 2008	0	2	10	15	28	22	9	6	2	94
June 2008	0	3	11	21	39	25	16	6	1	122
July 2008	0	3	9	23	36	28	21	4	1	125
August 2008	0	2	6	24	40	30	19	4	3	128
September 2008	0	1	5	27	40	32	25	5	3	138
October 2008	0	0	5	26	37	23	23	5	5	124
November 2008	0	0	5	25	31	25	19	6	3	114
December 2008	0	0	3	28	28	29	23	8	4	123
Facility Monthly Average on MH Caseload per Age and Total	0	2.0	6.9	20.9	28.4	23.9	20.4	8.4	6.3	117.5

**TABLE 39. SCIOTO JUVENILE CORRECTIONAL FACILITY:
NUMBER OF FEMALE YOUTH ON THE MENTAL HEALTH CASELOAD
WITH BREAKDOWN BY AGE IN 2007 AND 2008**

MONTH/YEAR]	Age of Female Youth									Number of Female Youth on MH Caseload per Month
	12	13	14	15	16	17	18	19	20	
January 2007										No data
February 2007	0	1	5	5	18	20	11	4	1	65
March 2007	0	1	5	7	19	22	13	5	1	73
April 2007	0	1	4	9	20	24	15	4	3	80
May 2007	0	2	2	9	23	18	14	6	3	77
June 2007	0	0	3	0	8	7	3	2	0	23
July 2007	0	1	5	8	25	20	12	4	1	76
August 2007										71
September 2007										No data
October 2007										No data
November 2007	0	0	5	6	17	22	11	5	0	66
December 2007	0	0	2	14	13	19	11	4	0	63
January 2008										No data
February 2008										No data
March 2008	0	0	2	8	7	10	4	2	0	33
April 2008										No data
May 2008	0	0	1	9	5	11	3	1	0	30
June 2008	0	0	1	10	13	16	6	1	0	47
July 2008	0	1	0	10	11	16	8	2	0	48
August 2008	0	1	1	9	11	16	9	2	0	49
September 2008	0	1	0	9	12	13	7	1	0	43
October 2008	0	1	0	8	13	13	8	0	0	43
November 2008	0	1	0	7	15	14	4	0	0	41
December 2008	0	1	1	6	18	12	6	0	0	44
Facility Monthly Average on MH Caseload per Age and Total	0	.7	2.2	7.9	14.6	16.1	8.5	2.5	.5	54.0

**TABLE 40. SCIOTO JUVENILE CORRECTIONAL FACILITY:
NUMBER OF MALE YOUTH ON THE MENTAL HEALTH CASELOAD WITH
BREAKDOWN BY AGE IN 2007 AND 2008**

MONTH/YEAR	Age of Male Youth									Number of Male Youth on MH Caseload per Month
	12	13	14	15	16	17	18	19	20	
January 2007										No data
February 2007	0	0	4	5	4	11	2	0	0	26
March 2007	1	1	4	7	9	10	3	0	1	36
April 2007	1	0	3	4	9	11	4	1	2	35
May 2007	0	1	6	8	11	14	3	0	0	43
June 2007	1	0	2	7	4	2	1	2	1	20
July 2007	0	0	4	13	6	13	7	2	1	46
August 2007										47
September 2007										No data
October 2007										No data
November 2007	0	1	3	3	3	5	1	1	0	17
December 2007	0	2	5	4	5	3	1	1	0	21
January 2008										No data
February 2008										No data
March 2008	0	1	2	3	0	8	0	0	0	14
April 2008										No data
May 2008	0	0	0	2	2	3	1	0	0	8
June 2008	0	0	1	4	4	2	2	1	0	14
July 2008	0	0	0	2	0	5	2	0	0	9
August 2008	0	0	0	2	5	6	4	1	0	19
September 2008	0	0	1	2	7	11	2	1	0	24
October 2008	0	0	4	2	4	10	3	0	0	23
November 2008	0	0	0	2	4	7	4	0	1	18
December 2008	0	0	3	4	6	5	2	0	0	20
Facility Monthly Average on MH Caseload per Age and Total	.2	.4	2.5	4.4	4.9	7.4	2.5	.6	.4	24.4