NEW YORK STATE Corrections and Community Supervision	TITLE Youth Assistance Programs		NO. 4770 DATE 03/24/2023
DIRECTIVE			
SUPERSEDES DIR #4770 Dtd. 03/17/16	DISTRIBUTION A B	PAGES PAGE 1 OF 4	DATE LAST REVISED
REFERENCES (Include but are not limited to) 42 U.S.C., § 5601-5785 Dir. #0401, #4521, #4555, #4755, #4760; Youth Assistance Program Manual	APPROVING AUTHORITY		
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I. **DESCRIPTION**: Youth Assistance Programs originated with incarcerated individuals who desired to communicate with young people in nearby communities about the consequences of criminal behavior, thus assisting in community crime prevention efforts. These programs are now operating at many maximum and medium security facilities. They are usually conducted within facilities, but occasionally incarcerated individuals approved for temporary release are permitted to make program presentations in the outside community.

These programs are typically directed towards three categories of youths:

• Delinquents - youths who have previously been directly involved in the criminal justice system.

NOTE: In accordance with the Juvenile Justice Delinquency Prevention Act (JJDPA, 42 U.S.C. Sections 5601-5785), no juvenile offender shall enter a secure setting of an adult jail, lock-up, or correctional facility that is under public authority, while under the care, custody, or jurisdiction of law enforcement; or under the jurisdiction of a juvenile or criminal court, including those designated as Juvenile Delinquents (JD) or "Persons In Need of Supervision" (PINS).

- Pre-delinquents youths who have displayed antisocial tendencies.
- Non-delinquents youths who have never been in trouble with the law.

However, special presentations may also be made to adult groups (e.g., teachers, parents, and interested citizens).

Program topics may deal with the following: The fantasies and reality of criminal activity, respect for self and others, consequences of drug and alcohol abuse, consequences of gun violence, peer influence, family problems, and life skills, including developing positive relationships, education, and responsibility.

The Department strongly supports Youth Assistance Programs inasmuch as they:

- Provide a community service in crime prevention efforts via this unusual exposure to convicted felons
- Benefit incarcerated individuals directly involved in the Youth Assistance Program (e.g., provide them with the opportunity to express their feelings to others in a positive effort to emphasize the consequences of antisocial behavior)
- Improve relations between incarcerated individuals, facility staff, and the outside community

An official Youth Assistance Program Manual is available for facilities from the Division of Education in Central Office to provide specific procedures and guidelines for implementation of this special initiative.

II. POLICY & PROCEDURES

A. <u>Authorizations and Supervision</u>

- 1. The Deputy Commissioner for Program Services will determine which facilities will conduct Youth Assistance Programs and will exercise final approval authority over all Youth Assistance Program details after the approval process at the facility level is completed. Programs will be conducted only at maximum and medium security facilities or in the outside community by an individual on approved temporary release or parolee.
- 2. A Facility Program Proposal (located in the Program Services Training Icon) for a Youth Assistance Program must be written in detail, according to the guidelines set forth in the Youth Assistance Program Manual, and include:
 - a. The program goals, format, and an outline of the content.
 - b. The proposed involvement of incarcerated individuals, and the criteria for selection.
 - c. The proposed involvement of community groups, agencies, and organizations.
- 3. All Youth Assistance Programs must operate either as a special project of an approved incarcerated organization in accordance with the guidelines of Directive #4760, "Incarcerated Organizations," or as a program of a special incarcerated committee approved by the Superintendent.
- 4. The Deputy Superintendent for Programs (DSP) will be responsible for the general supervision of the program. The Deputy Superintendent for Security (DSS) will be consulted regarding all security matters. A staff person assigned by the DSP will assume direct supervision of a program.
- 5. The facility Superintendent or designee shall determine the maximum size of community groups allowed to visit the facility and shall approve all tours and/or activities which call for special security arrangements.
- 6. The Division of Education, Special Subjects Office will be responsible for the supervision, monitoring, and assessment of all Youth Assistance Programs within the Department.

B. Criteria for Incarcerated Individual Participation

- 1. Incarcerated Individuals desiring to participate in Youth Assistance Programs must be approved by the facility Superintendent or designee. Individuals with a program need to address aggression/violence and/or substance abuse must have successfully completed that program to be eligible for approval. Individuals that have refused any required program are not eligible to participate.
- 2. Incarcerated individuals approved by the Superintendent to go out in the community must also be approved by the Temporary Release Committee.
- 3. Incarcerated individuals on temporary release and/or releasees who are participating in a Youth Assistance Program in the community must be escorted at all times by an employee of the Department.

- 4. Specific requirements to be met by incarcerated participants of this program are further outlined in the official Youth Assistance Program Manual.
- C. <u>Community Participation</u>: Community participants may come from schools, youth case agencies, and religious groups, or other groups that have interest.
 - 1. All community youth groups must be accompanied by responsible adult supervisors (e.g., school teachers, counselors, etc.). One supervisor for every five youths is recommended.
 - 2. Community participants must be at least 13 years of age. Subsection III-A-3 must be strictly followed.
 - A facility tour may be included as part of the program with the approval of the Superintendent and Central Office in accordance with Directive #4755, "Correctional Facility Tours." Youth participants from the community will not be allowed into any cell block gallery or housing unit that has not been cleared of all incarcerated individuals.
 - 4. All individual participants must provide proper identification (an official school identification card, a junior driver's license, driver's license, or signed parent consent form) upon arriving at the facility. It is recommended that visitors bring only their ID with them. If the participant is under 18 years of age they must present a completed Form #4770A, "Youth Assistance Program Statement of Parental Consent."

III. PROGRAM SPECIFICS

- A. Advance Preparations
 - 1. School officials, parents, and other outside community members are encouraged to communicate with the appropriate facility staff person(s) for the purpose of scheduling and exchanging evaluative program data, etc.
 - 2. A copy of program objectives, facility policies and procedures, and other information deemed necessary by the facility administration must be furnished to all visiting groups prior to the scheduled date.
 - 3. It will be the responsibility of the outside adult supervisor to obtain written permission from a parent or legal guardian of each youth participating in the Youth Assistance Program presentations, and to deliver these permission documents to the DSP at the facility. <u>No youth will be allowed to participate without this written permission</u> on file at the facility.
 - 4. Community agency staff or parents/guardians who have been convicted of a misdemeanor or felony, are on parole or probation, or have charges pending, must provide this information and written permission from their Probation Officer or Parole Officer to the DSP prior to the date of the program. However, this does not preclude participation.
 - 5. All community participants, including Agency supervisory staff, youth, parents, and guardians are considered to be guests of the Superintendent and must be approved by the Superintendent or designee.

6. All participants (community, family, staff, or incarcerated individuals) in any presentation must be advised in advance if names are to be used, still or motion pictures taken, voice recordings or videotapes made, and must sign Form #4770A prior to the program (see Directives #0401, "Release of Information to the News Media and Others," #4521, "Incarcerated Newspapers and Newsletters," and #4555, "Video Production Programs and Procedures").

B. Presentation Guidelines

- 1. As with all visitations within the facility, the Superintendent has the authority to curtail or limit a program if required by security needs.
- All program activities must be closely monitored, particularly "discussion sessions" in small groups. However, supervisory staff shall not participate in the actual presentation unless problem situations arise. <u>One-to-one</u> counseling will not be permitted, and drastic or physical "shock" tactics will not be permitted.
- 3. All presentations will be limited to one visit only, unless the needs of the sponsoring agency require further sessions and facility scheduling can accommodate such additional sessions.
- 4. Correspondence, phone calls, and visitation between incarcerated individuals conducting the program and outside participating youth is prohibited.
- 5. If supervisory staff of any youth group wish to engage in follow-up sessions with staff and/or incarcerated individuals of the Youth Assistance Program, permission may be granted only by the Superintendent or designee and all of these persons must be registered as volunteers.
- 6. Outside guests and incarcerated individuals shall identify themselves by their last name only.