....... 4/71) FOR SLEPA USE ONLY STATE LAW ENFORCEMENT PLANNING AGENCY DISTRICT FUNCTIONAL CATEGORY APPLICATION FOR LAW ENFORCEMENT PROJECT # DATE RECEIVED ACTION GRANT (Under Part C Title I Public Law 90-351) (As amended by Public Law 91-644) TRANS. # DATE APPROVED PART A - PROJECT DATA PROJECT TITLE Juvenile Court Policies and Procedures Research Project 2. TYPE OF APPLICATION (check one) X Initial Revision Contin. APPLICANT AGENCY Columbia Region Association of Governments 3. ADDRESS 6400 S.W. Canyon Court, Portland, Oregon 97221 5. LOCATION OF PROJECT Multnomah County Courthouse, Portland, OR 97204 PROJECT DURATION From: July 1, 1974 To: September 1, 1974 7. PROGRAM AREA (see instructions) P.L. 93-83, Section 301 (b) (9) 8. DESCRIPTION OF PROJECT (describe in detail on ATTACHMENT I) 9. BUDGET (see instructions--provide itemization as called for on ATTACHMENT 2)

TOTAL ESTIMATED COSTS (Including non-rederal share)							
SOURCE OF FUNDS		FY 74-75		FY		FY	
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TOTAL		4,695	COST COST COST COST COST COST COST COST				

11.	SPECIFY	HOW	NON-FEDERAL	SHARE	WILL	BE	PROVIDED:	Multnomah	County
	wi	.ll p	rovide hard	cash n	natch.				

# 12. PROJECT DIRECTOR

Administrative Judge of NameJudge George A. Van Hoomissen Title Multnomah County Juvenile Court

Address 382 County Courthouse Tel. No. 248-3082

Portland, Oregon 97204

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Name Don	Marty				Title	Senior Acco	ountant
Address 644	00 S.W. C	anyon	Court		Tel. N	0. 297-22	10
Po	rtland, O	regon	97221				
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	This application consists of the tion to this form:	following attachments in add	li-
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	Columbia Region Association of Go	vernments	
	Name of applicant agency		
	Lawrence A. Rice	Executive Director	
		ritle	in was allowed by the state of
S	ignature of agency official	Date	
	PART D - APPROVAL AND	CONCUDENCE	
	PARI D - APPROVAL AND	CONCORRENCE	
or ag	ndersigned represent on behalf of gency(s) that:  The applicant agency identified them as the agency to apply for to administer and implement the state of the st	ed above has been designated or and receive grant funds,	by
	to administer and imprement tr	ie accached project.	
b	The participating jurisdiction and will expend or provide to adequate resources to meet its required for the project as spathe Omnibus Crime Control and	the applicant agency, as ne share of the matching fund pecified in Title I, Part C,	eded,
Juris	diction or Agency	Signature & Title	Date
Mul	tnomah County		
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## PART A - ITEM 8. DESCRIPTION OF PROJECT

### a. The Problem

The juvenile justice system originated with the concept that the determination of criminal guilt and punishment is not appropriate in handling child offenders and that the best social interest is served by treating and rehabilitating the child. Basic to this theory is acceptance of the philosophy that the state has a responsibility to care for its dependent children, whether delinquent or neglected.

Since the 1966 U.S. Supreme Court decision in Kent v. United States, a closer scrutiny of the operation of the juvenile justice system has led many to conclude that juvenile court is in reality a criminal tribunal, in which the child, unprotected by constitutional rights, is subject to criminal penalties. Further, the child's passage through the system is rarely characterized by either treatment or rehabilitation.

Subsequent U.S. Supreme Court decisions have extended certain procedural rights to the juvenile. These rights include adequate notice of the charge, the right to counsel, the privilege against self-ingrimination, the right to confront and cross examine witnesses, and the requirement of proof beyond a reasonable doubt.

A major aspect of the juvenile justice system has been the minimizing of the adversary nature of the proceedings. Consistent with that goal, the Oregon Juvenile Code contains few formalized rules and procedural requirements. The result has been that county juvenile departments have had substantial discretion in developing policies and procedures. This informal justice operates largely with explicit guidelines at all points of the system, from the initial detention decision through preliminary investigation to final disposition.

Issues to be considered in this study include rules affecting the information gathering and decision making processes at each stage of the proceeding, assignment of counsel, waiver, presentation of evidence, jurisdictional and adjudicatory questions involved in the determination of whether a petition is to be filed, and the role of the counselor in both the adjudicative and dispositive stages.

Without this analysis, it cannot be determined if practices in Multnomah County Juvenile Court conform to the requirements of the Oregon Juvenile Code. Additionally, because of the broad grant of

3. In re Winship, 397 U.S. 358 (1970).

<sup>1. 383</sup> U.S. 541 (1966).

<sup>2.</sup> In re Gault, 387 U.S. 1, 87 S.Ct. 1428 (1967).

discretion left to the individual juvenile courts by the Code, it is important to analyze local practices to insure that juveniles are receiving the full benefit of their constitutional rights, as well as the human nurture they require within the rehabilitative goals of the juvenile justice system.

### b. Goals and Objectives

Goal: To guarantee that the legal and human rights of juveniles within the jurisdiction of the Multhomah County Juvenile Court are protected.

Objectives: (1) To evaluate Juvenile Department practices to insure compliance with the Oregon Juvenile Code.

(2) To study Multnomah County Juvenile Department practices to insure that the human needs of juveniles under court jurisdiction are adequately provided for.

# c. Project Activities

1. Review policies and procedures of Juvenile Department.

2. Establish criteria for continuing evaluation of Court practices to maintain Code compliance.

Recommend revisions in Department operations necessary to meet

Code requirements.

4. Review Department practices regarding wardship, probation, support and custody, court orders, intake, classification, segregation, remand special services, shelter, residential and foster care.

5. Evaluate support programs (education, recreation, and community

placements).

# d. Project Management

The project will be directed by Judge George Van Hoomissen, Administrative Judge of the Multnomah County Juvenile Court.

# e. Personnel

The Project will require the employment of an experienced systems analyst, full-time during the project's duration.

### f. N/A

# g. Participating Agencies

The Multnomah County Juvenile Court will administer the project; Multnomah County will provide local matching funds.

### h. Project Evaluation

We have not included in this proposed grant a request for evaluation funds. It is our understanding that the Oregon Law Enforcement Council will perform and pay for evaluation of this and all other State Block Grants.

### i. Alternative Methods

There are two alternatives to this requested federal grant: to pay for the research effort with local funds, and to not undertake this research effort. As for the former, adequate research staff does not exist at this point, and local funds are scarce in this extremely tight budget year. As for the latter, failure to undertake this research will perpetuate the present situation, in which the Juvenile Court is not confident that it is in compliance with the laws of the State of Oregon, nor with the mandates of the U.S. Constitution, not to mention the goals of rehabilitation which should dominate our juvenile justice system.

### j. Assumption of Costs

This is not a continuing project, so there will be no costs to assume.

## PART A - ITEM 9. FIRST YEAR BUDGET DETAIL (Estimate)

Total Travel

(If additional space is needed, use BUDGET EXPLANATION page) COST ELEMENT STATE/LOCAL PROJECT FEDERAL SHARE SHARE TOTAL SALARIES AND WAGES 20 8 Monthly Position salary time 1) Systems Analyst 100 1,500 2,530 470. 3,000 \$ 2,530 470 \$ 3,000 Sub-Total Salaries Employee Benefits @ 22 % (660)\$ 2,530 470 Total Salaries \$ 3,000 CONSULTANTS (List by individual b. or type) N/A Total Consultants C. TRAVEL, TRANSPORTATION, SUBSISTENCE (Itemize) N/A

ATTACHMENT 2 (Continued)

	COST ELEMENT	FEDERAL SHARE	STATE/LOCAL SHARE	PROJECT TOTAL
d.	OFFICE SUPPLIES, POSTAGE, PRINTING, ETC. (Itemize)			
I.	√A			
	Total Office Supplies	\$	\$	\$
0				
€.	FACILITIES, OFFICE SPACE, UTILITIES, EQUIPMENT RENTAL			
	(Itemize)			
. N	· V/A			
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	Total Facilities	\$	\$	\$
Ē.	EQUIPMENT (Itemize)			
77	√A			
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	Matrix 2. Parising to a fe		c	\$
	Total Equipment	3	\$	7
g.	INDIRECT COSTS			
(	(56.5% x \$3,000)	1,695		1,695
	Total Indirect	\$ 1,695	\$	\$ 1,695
OT	AL PROJECT COSTS	4.005	s 470	4 505
		\$ 4,225	\$ 470	\$ 4,695

### BUDGET EXPLANATION (use if additional space needed)

### a. Salaries and Wages

This grant will provide the salary for one systems analyst, who will be responsible for data collection and analysis of Juvenile Court policies and procedures. The review will include docketing proceudres, staff manual, disposition orders (including wardship, formal and informal probation, restitution, child support, special conditions of probation and custody).

- b. N/A
- c. N/A
- d. N/A
- e. N/A
- f. N/A

### g. Indirect Costs

The Indirect Costs figure for this grant was calculated pursuant to LEAA's formal approval on April 16, 1974, of an A-87 Plan for Multnomah County. The only Indirect Cost item contained in this particular request is \$660 for Employee Benefits (indicated in parentheses in Attachment 2). The Salaries figure is a "direct cost" and serves as the basis for the Indirect Costs calculation.