

Data Collection Requirements Under H. 6964

Section	Data Type	Requirement
Section 102 (Definitions)	Data collection generally	Clarifies that new, general data collection provisions (denoted with an * below) are not to be treated as part of the Act’s core requirements.
Section 205 (State plans)	Data requirements in state plans (Ethnicity)	Changes previous requirement to report on race and gender of youth charged with status offenses, non-offenders, and “other juvenile offenders” to gender and ethnicity ¹ .
Section 205 (State plans)	Data requirements for inclusion in state plans (Youth with disabilities)	Requires reports on data include both youth with learning disabilities and “other disabilities.”
Section 205 (State plans)	Data requirements for inclusion in state plans (Restraints and isolation)	*Newly required data to include in state plan: “A summary of data from 1 month of the applicable fiscal year of the use of restraints and isolation upon juveniles held in the custody of secure detention and correctional facilities operated by a State or unit of local government. ”
Section 205 (State plans)	Data requirements for inclusion in state plans (Status offenses)	*Newly required data to include in state plan: (1) The number of status offense cases petitioned to court (2) number of status offenders held in secure detention (3) the findings used to justify the use of secure detention, and (4) the average period of time a status offender was held in secure detention.
Section 205 (State plans)	Data requirements for inclusion in state plans (Transition plans and return to the community)	*Newly required data to include in state plan: “The number of juveniles released from custody and the type of living arrangement to which they are released.”

¹ Ethnicity is used throughout the Act “as such term is defined by the Bureau of the Census.”

Section 205 (State plans)	Data requirements for inclusion in state plans (School-based offenses)	*Newly required data to include in state plan: “The number of juveniles whose offense originated (1) on school grounds, (2) during school-sponsored off-campus activities, or (3) due to a referral by a school official” This data can be reflective of numbers “as collected and reported by the Department of Education or similar State educational agency.”
Section 205 (State plans)	Data requirements for inclusion in state plans (Pregnant and parenting)	*Newly required data to include in state plan: “The number of juveniles in the custody of secure detention and correctional facilities operated by a State or unit of local or tribal government who report being pregnant. ”
Section 205 (State plans)	Core Requirements: R.E.D. ²	States are required to: (1) identify and analyze data on race and ethnicity at decision points ³ in State, local, or tribal juvenile justice systems to determine which such points create racial and ethnic disparities among youth who come into contact with the juvenile justice system; and (2) develop and implement a work plan that includes measurable objectives for policy, practice, or other system changes, based on the needs identified in the data collection and analysis under the above-noted data collection.
Section 205 (State plans)	Child abuse and neglect	States are required to report “data ⁴ in child abuse or neglect reports relating to juveniles entering the juvenile justice system with a prior reported history of arrest, court intake, probation and parole, juvenile detention, and corrections ” and

² Please note: The Act requires that this be done “without establishing or requiring numerical standards or quotas”.

³ Decision points are set by OJJDP.

⁴ Such data is limited in the Act by the constraints of confidentiality.

		provide a plan to use the data described above to “provide necessary services for the treatment of such victims of child abuse or neglect.”
Section 207 (Research and Evaluation) ⁵	Data that OJJDP must collect	6964 requires the creation a new National Recidivism Measure and states specifically that “The Administrator, in accordance with applicable confidentiality requirements and in consultation with experts in the field of juvenile justice research, recidivism, and data collection, shall— “(1) establish a uniform method of data collection and technology that States <i>may</i> use to evaluate data on juvenile recidivism on an annual basis; “(2) establish a common national juvenile recidivism measurement system; and “(3) make cumulative juvenile recidivism data that is collected from States available to the public. ”
Title V	Data collection generally	Eligible entities for Title V funds must provide “for the most recent year for which reliable data is available, the amount expended by the community and other entities for delinquency adjudication for juveniles and the incarceration of adult offenders for offenses committed in such community. ”

⁵ Research and information collection on juvenile justice “shall” be undertaken by OJJDP and the administrator under H. 6964.