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COUNCIL OF THE DISTRICT OF COLUMBIA

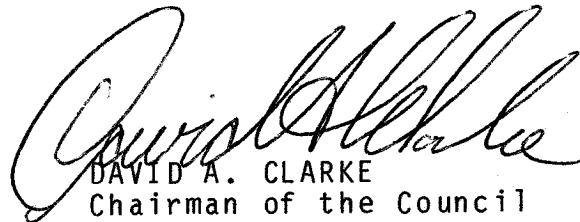
NOTICE

D.C. LAW 10-67

"Basic Operations Options Training Children to Adults Maturity Program Establishment Act of 1993".

Pursuant to Section 412 of the District of Columbia Self-Government and Governmental Reorganization Act, P. L. 93-198, "the Act", the Council of the District of Columbia adopted Bill No. 10-111 on first and second readings, June 29, 1993, and July 13, 1993, respectively. Following the signature of the Mayor on July 29, 1993, this legislation was assigned Act No. 10-67, published in the August 13, 1993, edition of the D.C. Register, (Vol. 40 page 5768) and transmitted to Congress on August 3, 1993 for a 60-day review, in accordance with Section 602(c)(2) of the Act.

The Council of the District of Columbia hereby gives notice that the 60-day Congressional Review Period has expired, and therefore, cites this enactment as D.C. Law 10-67, effective January 27, 1994.


DAVID A. CLARKE
Chairman of the Council

Dates Counted During the 60-day Congressional Review Period:

August 3,4,5,6

September 7,8,9,10,13,14,15,16,17,20,21,22,23,24,27,28,29,30

October 1,4,5,6,7,12,13,14,15,18,19,20,21,22,25,26,27,28,29

November 1,2,3,4,5,8,9,10,15,16,17,18,19,22,23,24,26

January 25,26

Codification

District of Columbia Code

(1994 Supplement)

New Chapter 8A, Title 24

AN ACT

D.C. ACT 10-67

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 29, 1993

To establish a BOOT CAMP for nonviolent juvenile offenders within the District of Columbia.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Basic Operations Options Training Children to Adults Maturity Program Establishment Act of 1993".

TITLE I. DEFINITIONS

Sec. 101. Definitions.

New Section
24-821

For the purposes of this act, the term:

(1) "BOOT CAMP" means the Basic Operations Options Training Children to Adults Maturity Program for eligible juvenile offenders, established pursuant to the rules of the Department of Human Services adopted under this act, which provides rigorous physical activity, intensive regimentation, discipline, education, and vocational training for a minimum of 40 participants, to begin the program, for a period of 90 days.

(2) "Eligible juvenile offender" means a youth 14 through 18 years of age who has been committed to the custody of the Youth Services Administration and who:

(A) Has not been previously incarcerated in an adult prison facility and has not committed a crime of violence, as defined in section 1 of An Act To control the possession, sale, transfer, and use of pistols and other dangerous weapons in the District of Columbia, to provide penalties, to prescribe rules of evidence, and for other purposes, approved July 8, 1932 (47 Stat. 650; D.C. Code § 22-3201), except burglary and robbery;

(B) Has not been prohibited by a judge or law from participating in the BOOT CAMP;

(C) Has no known contagious or communicable disease;

(D) Has no known mental or physical impairments that would prevent him or her from performing physical activity; and

(E) Agrees to the terms and conditions of the BOOT CAMP.

TITLE II. BOOT CAMP STRUCTURE

New Section
24-822

Sec. 201. Establishment of the BOOT CAMP.

The Director of the Department of Human Services ("Director") shall establish a BOOT CAMP that may be used for eligible juvenile offenders who the Department of Human Services may permit to serve their commitment in the BOOT CAMP.

Sec. 202. Location of BOOT CAMP.

New Section
24-823

(a) The Director shall use an existing building or set of buildings, which may be located in the Washington Metropolitan area, to establish a residential center for the BOOT CAMP participants.

(b) The residential center shall include classrooms, a counseling and vocational training center, separate sleeping accommodations for male and female participants, a dining facility, outdoor drill and recreation areas, and other usages that are necessary for the efficient operation of the BOOT CAMP.

Sec. 203. Daily schedule.

New Section
24-824

The daily schedule at the BOOT CAMP shall include:

(1) An early morning regimen of physical training, military style drilling, and cleaning of residence areas;

(2) Education designed to result in the attainment of a General Equivalency Diploma ("GED"), which may utilize as academic teachers persons who have volunteered their services to the program and who satisfy the appropriate certification criteria;

(3) Vocational training in an employment skill, including wood shop, electrical work, and plumbing, which may utilize as vocational teachers persons who have volunteered their services to the program and who satisfy the appropriate certification criteria;

(4) Employment counseling and a full range of counseling, to include life skills training and stress and anger management;

(5) Appropriate physical labor; and

(6) Daily group meetings, substance abuse counseling, and organized physical recreation.

Sec. 204. Evaluation process.

New Section
24-825

The Director shall establish a system of evaluating the eligible juvenile offenders, with the purpose of obtaining an objective assessment of each eligible juvenile offender's progress in the BOOT CAMP. The system of evaluation may include weekly evaluations by drill instructors, academic and vocational teachers, substance abuse counselors, and recreation leaders. The results of these evaluations may be used in determining the juvenile offender's eligibility for conditional release or unconditional discharge at the end of the BOOT CAMP.

Sec. 205. Discipline.

New Section
24-826

(a) Eligible juvenile offenders are expected to adhere to strict standards of discipline within the BOOT CAMP. Eligible juvenile offenders in the BOOT CAMP will be expected to comply with the following procedures:

(1) Stand-up count;

(2) Keeping living areas clean and neat at all times;

(3) Mandatory attendance at all scheduled functions; and

(4) Exhibiting respectful behavior towards drill instructors and other personnel.

(b) The Director shall promulgate rules and procedures governing discipline within the BOOT CAMP.

Sec. 206. Grooming.

The Director shall promulgate regulations regarding grooming habits.

New Section
24-827

TITLE III. BOOT CAMP AGREEMENT FORM

Sec. 301. Agreement form.

The Director shall promulgate an agreement to be signed by each eligible juvenile offender prior to entering into the BOOT CAMP. The agreement shall describe the terms and conditions of the BOOT CAMP, including a provision that states that participation in the BOOT CAMP is a privilege which may be revoked at any time at the discretion of the Director.

New Section
24-828

TITLE IV. REMOVAL FROM BOOT CAMP

Sec. 401. Removal.

(a) An eligible juvenile offender participating in the BOOT CAMP may be removed at the discretion of the Director. The Director shall promulgate rules and procedures for removal of an eligible juvenile offender from the BOOT CAMP. The rules and procedures shall include the following provisions:

(1) Removal from the BOOT CAMP for any reason shall be treated as a violation of conditional release.

(2) An eligible juvenile offender may petition for removal from the program. The Director shall grant the petition for removal upon a finding of good cause.

New Section
24-829

TITLE V. COMPLETION OF BOOT CAMP

Sec. 501. Graduation.

Upon completion of the BOOT CAMP, a graduation ceremony may be held, at which time earned GED's may be awarded, as well as other appropriate recognition.

New Section
24-830

Sec. 502. Post-BOOT CAMP supervision.

The Director shall promulgate rules establishing a program of continuing supervision for BOOT CAMP participants released on conditional release. The program shall be 9 months in length and shall include participation by the eligible juvenile offender's family members. The program may include follow-up substance abuse treatment, educational assistance such as tutoring, assistance in seeking employment, and, if appropriate, inclusion in the Mayor's Mentoring and Volunteerism program, created pursuant to Mayor's Order 92-24 dated March 4, 1992. The program may utilize volunteers.

New Section
29-831

TITLE VI. REVIEW OF BOOT CAMP

Sec. 601. Report.

New Section
24-832

The Director shall prepare a report assessing the BOOT CAMP, which shall be presented to the Mayor and the Council of the District of Columbia 12 months after the first day of operation of the BOOT CAMP. This report shall include the following:

- (1) A summary of the original structure of the pilot program, and a summary of all changes to that original structure, along with the reasons for any changes;
- (2) A summary of the effectiveness of the pilot program, according to the Director;
- (3) An analysis of the total cost of the pilot program, including cost per participant;
- (4) A summary of the standards used to determine removal from the BOOT CAMP;
- (5) A listing of the offense(s) committed by each participant which led to his or her commitment to the BOOT CAMP;
- (6) A listing of the number of participants who completed the BOOT CAMP, and the number of those who did not complete the program, along with a designation as to the reason for removal from the program;
- (7) A summary of the effect of the pilot program on the population at other juvenile facilities;
- (8) An analysis of the recidivism rate of eligible juvenile offenders who completed the BOOT CAMP and the recidivism rate of non-completers and a comparison sample of juvenile offenders who participated in a sanction other than the BOOT CAMP; and
- (9) Any recommendations as to changes to or expansion of the BOOT CAMP.

TITLE VII. RULES

Sec. 701. Rules.

The Mayor shall issue proposed rules, pursuant to title 1 of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Code § 1-1501 *et seq.*), to implement the provisions of this act. The proposed rules shall be submitted to the Council of the District of Columbia for a 45-day period of review, excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed rules, in whole or in part, by resolution within the 45-day review period, the proposed rules shall be deemed approved. Nothing in this section shall affect any requirements imposed upon the Mayor by title 1 of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Code § 1-1501 *et seq.*).

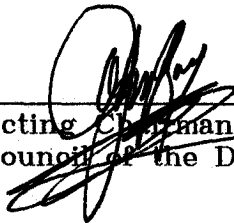
TITLE VIII. EFFECTIVE DATE

Sec. 801. Effective date.

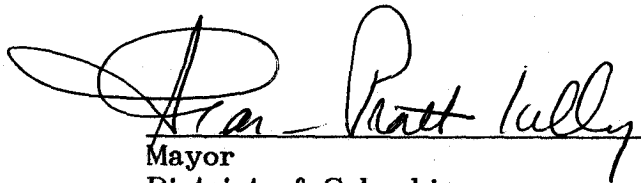
This act shall take effect after a 60-day period of Congressional review following approval by the Mayor (or in the event of veto by the Mayor, action by the Council of the District of Columbia to override the veto) as provided in section 602(c)(2) of the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 813; D.C. Code § 1-233(c)(2)), and publication in either the District of Columbia Register, the District of

Note,
New Section
24-821

Columbia Statutes-at-Large, or the District of Columbia Municipal
Regulations.



Acting Chairman
Council of the District of Columbia



Mayor
District of Columbia

APPROVED: July 29, 1993



COUNCIL OF THE DISTRICT OF COLUMBIA

COUNCIL PERIOD TEN

RECORD OF OFFICIAL COUNCIL VOTE

DOCKET NO: B10-111

[X] Item on Consent Calendar

[X] ACTION & DATE: Adopted First Reading, 6-29-93

[X] VOICE VOTE: Approved

Recorded vote on request

Absent: Barry and Chavous

[] ROLL CALL VOTE: - RESULT (/ /)

Table with 15 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. and 5 rows of member names: CHMN. RAY, BARRY, BRAZIL, CHAVOUS, CROPP, EVANS, JARVIS, LIGHTFOOT, MASON, NATHANSON, SMITH, JR., THOMAS, SR.

X - Indicates Vote A.B. - Absent N.V. - Present, not voting

CERTIFICATION RECORD

[Signature] Secretary to the Council

July 15, 1993 Date

[X] Item on Consent Calendar

[X] ACTION & DATE: Adopted Final Reading, 7-13-93

[X] VOICE VOTE: Approved

Recorded vote on request

Absent: Chavous

[] ROLL CALL VOTE: - RESULT (/ /)

Table with 15 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. and 5 rows of member names: CHMN. RAY, BARRY, BRAZIL, CHAVOUS, CROPP, EVANS, JARVIS, LIGHTFOOT, MASON, NATHANSON, SMITH, JR., THOMAS, SR.

X - Indicates Vote A.B. - Absent N.V. - Present, not voting

CERTIFICATION RECORD

[Signature] Secretary to the Council

July 15, 1993 Date

[] Item on Consent Calendar

[] ACTION & DATE:

[] VOICE VOTE:

Recorded vote on request

Absent:

[] ROLL CALL VOTE: - RESULT (/ /)

Table with 15 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. and 5 rows of member names: CHMN. RAY, BARRY, BRAZIL, CHAVOUS, CROPP, EVANS, JARVIS, LIGHTFOOT, MASON, NATHANSON, SMITH, JR., THOMAS, SR.

X - Indicates Vote A.B. - Absent N.V. - Present, not voting

CERTIFICATION RECORD

Secretary to the Council

Date