PC531 – SECTION 30

Collaborative Planning Progress Report

Tennessee General Assembly

January 15, 2010

PC531 – SECTION 30

Collaborative Planning Progress Report
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Introduction:

This report is prepared and submitted in compliance with PC531, Section 30* which created TCA § 37-2-205**. That statute requires the Department of Children's Services to list counties which are above the state average commitment limits and efforts made by the Department to initiate a collaborative planning process with counties believed likely to exceed 200% the state average commitment rate. TCA § 37-2-205 specifies that the Department of Children's Services shall, upon the request of the county or the court, partner with the county or the court to develop strategies to identify and address underlying problems contributing to over-commitment in such county.

Tennessee Code Annotated § 37-2-205 became law on June 25, 2009. Since that time, the Department of Children's Service has used FY2009 historical commitment data to comply with the statute.

***PC531-Section 30 Language**

****Please note: The validity of TCA § 37-2-205 is currently being litigated in the United States District Court of the Middle District of Tennessee.**

SECTION 30. Tennessee Code Annotated, Section 37-2-205, is amended by adding the following language as a new subsection (f):

(f)(1)(A) Notwithstanding any state law to the contrary, the Department of Children's Services shall allocate resources for children placed in state custody based on a county's child population and the average state commitment rate per thousand children. In fiscal years 2009-2010 and 2010-2011 the department shall pay for a county's commitments of dependent and neglected children and delinquent children until such commitments exceed three hundred percent (300%) of the state average commitment rate.

(B) When a county exceeds the limit on either dependent and neglected children or delinquent children established in subdivision (f)(1)(A), the county shall be billed for the actual daily cost to the state for the duration of the length of stay of such child in state custody.

(C) The department shall develop statewide averages for:

(i) Dependent and neglected children; and

(ii) Delinquent children.

(D) The average state commitment rate shall be based on the higher of:

(i) 2007-2008 fiscal year statewide average commitments per thousand children; or

(ii) 2008-2009 fiscal year statewide average commitments per thousand children.

(2) The department shall initiate a collaborative planning process at any such time a county is believed to be likely to exceed two hundred percent (200%) of the state average commitment rate. Upon request of the county or the court, the department shall partner with the county or the court to develop and implement strategies to identify and address underlying problems contributing to over-commitment that may exist in such county. The department shall provide commitment data to the county or the court as needed to prevent a county from exceeding the limits established in subdivision (f)(1)(A).

(3) On or before January 15 of each year, the department shall provide a report to the general assembly listing the counties that have exceeded the state average commitment limits. The report shall also detail actions taken by the department to comply with subdivision (f)(2).

(4) The Select Committee on Children and Youth is directed to study commitment patterns of children entering state custody. Findings shall be provided to the Commissioner of the Department of Children's Services and to the members of the Select Committee on Children and Youth on or before January 15, 2010.

(5)(A) The Commissioner of the Department of Children's Services is authorized to promulgate rules and regulations to effectuate the provisions of this subsection (f).

(B) The provisions of subsection (f) shall expire June 30, 2011, unless reauthorized by the general assembly.

Historical Data:

The Department of Children's Services received commitment data for the first six months of FY2010 on January 11, 2010. Due to the common month-to-month fluctuation in commitments to DCS custody, the Department of Children's Services used FY2009 (July 2008-June 2009) commitment data to identify counties which historically exceeded 200% of the state average. The Department also monitored FY2010 commitment data as it came available to identify any counties that appear likely to exceed 200% in FY2010.

Counties which exceeded 200% of the state average commitment rate in FY2009 include:

Dependent and Neglected Commitments*

Anderson - 281.1%	**(As of Dec. 31st – 108.9%)**
Cocke – 288.9%	**(As of Dec. 31st – 81.5%)**
Macon – 200%	**(As of Dec. 31st – 145%)**
Union – 211.1%	**(As of Dec. 31st – 111.1%)**

Delinquent Commitments*

Franklin – 233.3%	**(As of Dec. 31st – 116.7%)**
Gibson – 237.5%	**(As of Dec. 31st – 68.8%)**
Hardeman – 333.3%	**(As of Dec. 31st – 122.2%)**
Henderson – 212.5%	**(As of Dec. 31st – 37.5%)**
Lauderdale – 233.3%	**(As of Dec. 31st – 88.9%)**
Moore – 250%	**(As of Dec. 31st – 100%)**
Sequatchie – 275%	**(As of Dec. 31st – 75%)**
Trousdale – 250%	**(As of Dec. 31st – 50%)**
Unicoi – 480%	**(As of Dec. 31st – 200%)**
Washington – 203.2%	**(As of Dec. 31st – 45.2%)**

***FY2008/FY2009 Historical Commitment Data: Attachment 1**

Tennessee Department of Children's Services
FY2008 & FY2009 Historical Commitment Data by County

		Dependent & Neglect									Delinquent								
							Based on 2008 Statewide Average									Based on 2009 Statewide Average			
County	Estimated Child Population*	FY2008 Commitments	FY2008 Rate /1000	% of state average for FY2008*	FY2009 Commitments	FY2009 Rate /1000	% of state average FY2009*	If State wide AVG	300% of State Avg	Avg duration for county	FY2008 Commitments	FY2008 Rate /1000	% of state average for FY2008*	FY2009 Commitments	FY2009 Rate /1000	% of state average FY2009**	If State wide AVG	300% of State Avg	Avg duration for county
ANDERSON	16,354	269	16.45	477.9%	158	9.66	282.1%	56	168	401	34	2.08	191.0%	23	1.41	109.5%	21	63	348
BEDFORD	11,407	37	3.24	94.2%	13	1.14	33.3%	39	117	301	32	2.54	233.6%	29	2.54	193.3%	15	45	325
BENTON	3,634	3	0.83	24.0%	9	2.48	69.2%	13	39	236	6	0.83	75.9%	3	0.83	60.0%	5	15	194
BLEDSOE	3,048	10	3.28	95.3%	4	1.31	40.0%	10	30	530	0	0.33	30.1%	1	0.33	25.0%	4	12	
BLOUNT	25,489	106	4.16	120.8%	115	4.51	130.7%	88	264	570	9	0.59	54.1%	15	0.59	45.5%	33	99	283
BRADLEY	22,460	67	2.98	86.7%	76	3.38	98.7%	77	231	507	12	0.76	69.6%	17	0.76	58.6%	29	87	459
CAMPBELL	9,076	45	4.96	144.0%	31	3.42	100.0%	31	93	455	4	0.66	60.8%	6	0.66	50.0%	12	36	418
CANNON	3,453	7	2.03	58.9%	8	2.32	66.7%	12	36	691	4	1.16	106.5%	4	1.16	100.0%	4	12	118
CARROLL	6,846	6	0.88	25.5%	11	1.61	45.8%	24	72	188	4	0.29	26.8%	2	0.29	22.2%	9	27	86
CARTER	12,360	18	1.46	42.3%	40	3.24	93.0%	43	129	724	10	0.89	81.8%	11	0.89	68.8%	16	48	713
CHEATHAM	10,808	5	0.46	13.4%	9	0.83	24.3%	37	111	618	11	2.41	221.1%	26	2.41	185.7%	14	42	305
CHESTER	4,268	5	1.17	34.0%	8	1.87	53.3%	15	45	355	1	0.23	21.5%	1	0.23	20.0%	5	15	796
CLAIBORNE	6,950	56	8.06	234.1%	45	6.47	187.5%	24	72	471	6	0.43	39.7%	3	0.43	33.3%	9	27	300
CLAY	1,687	8	4.74	137.8%	3	1.78	50.0%	6	18	180	0	-	0.0%	0	-	0.0%	2	6	
COCKE	7,872	101	12.83	372.7%	78	9.91	288.9%	27	81	438	22	2.16	198.5%	17	2.16	170.0%	10	30	298
COFFEE	12,427	65	5.23	152.0%	49	3.94	114.0%	43	129	463	17	1.45	133.1%	18	1.45	112.5%	16	48	300
CROCKETT	3,925	3	0.76	22.2%	4	1.02	28.6%	14	42	124	1	0.51	46.8%	2	0.51	40.0%	5	15	
CUMBERLAND	10,432	39	3.74	108.6%	34	3.26	94.4%	36	108	435	15	1.44	132.1%	15	1.44	115.4%	13	39	228
DAVIDSON	131,387	379	2.88	83.8%	385	2.93	85.2%	452	1356	614	132	0.91	83.9%	120	0.91	71.0%	169	507	327
DECATUR	2,538	6	2.36	68.7%	2	0.79	22.2%	9	27	679	4	0.39	36.2%	1	0.39	33.3%	3	9	59
DEKALB	4,302	21	4.88	141.8%	12	2.79	80.0%	15	45	628	9	1.86	170.9%	8	1.86	133.3%	6	18	160
DICKSON	12,295	75	6.10	177.2%	51	4.15	121.4%	42	126	560	29	2.44	224.2%	30	2.44	187.5%	16	48	361
DYER	9,783	9	0.92	26.7%	9	0.92	26.5%	34	102	2212	5	0.82	75.1%	8	0.82	61.5%	13	39	142
FAYETTE	7,582	3	0.40	11.5%	5	0.66	19.2%	26	78	596	6	1.85	169.7%	14	1.85	140.0%	10	30	180
FENTRESS	4,060	20	4.93	143.1%	11	2.71	78.6%	14	42	515	4	0.25	22.6%	1	0.25	20.0%	5	15	143
FRANKLIN	9,506	68	7.15	207.8%	46	4.84	139.4%	33	99	264	28	2.95	270.7%	28	2.95	233.3%	12	36	210
GIBSON	12,077	44	3.64	105.8%	40	3.31	95.2%	42	126	518	29	3.15	289.1%	38	3.15	237.5%	16	48	152
GILES	7,177	9	1.25	36.4%	26	3.62	104.0%	25	75	378	25	1.81	166.5%	13	1.81	144.4%	9	27	299
GRAINGER	5,109	58	11.35	329.8%	19	3.72	105.6%	18	54	485	1	0.20	18.0%	1	0.20	14.3%	7	21	141
GREENE	14,757	81	5.49	159.5%	69	4.68	135.3%	51	153	516	35	1.83	168.1%	27	1.83	142.1%	19	57	298
GRUNDY	3,718	6	1.61	46.9%	9	2.42	69.2%	13	39	578	2	1.08	98.9%	4	1.08	80.0%	5	15	77
HAMBLEN	14,282	91	6.37	185.1%	49	3.43	100.0%	49	147	524	22	2.38	218.8%	34	2.38	188.9%	18	54	241
HAMILTON	69,666	175	2.51	73.0%	114	1.64	47.5%	240	720	617	97	1.31	120.0%	91	1.31	102.2%	89	267	281
HANCOCK	1,503	10	6.65	193.3%	1	0.67	20.0%	5	15		3	1.33	122.3%	2	1.33	100.0%	2	6	
HARDEMAN	7,144	22	3.08	89.5%	20	2.80	80.0%	25	75	346	27	4.20	385.9%	30	4.20	333.3%	9	27	290
HARDIN	6,153	10	1.63	47.2%	22	3.58	104.8%	21	63	503	4	0.98	89.6%	6	0.98	75.0%	8	24	92
HAWKINS	13,232	68	5.14	149.3%	26	1.96	56.5%	46	138	561	28	2.04	187.5%	27	2.04	158.8%	17	51	300
HAYWOOD	5,431	5	0.92	26.7%	3	0.55	15.8%	19	57	930	20	1.66	152.3%	9	1.66	128.6%	7	21	227
HENDERSON	6,477	15	2.32	67.3%	11	1.70	50.0%	22	66	244	9	2.62	241.2%	17	2.62	212.5%	8	24	259
HENRY	6,906	23	3.33	96.8%	18	2.61	75.0%	24	72	583	7	2.17	199.6%	15	2.17	166.7%	9	27	191
HICKMAN	6,194	31	5.00	145.4%	22	3.55	104.8%	21	63	510	7	0.48	44.5%	3	0.48	37.5%	8	24	314
HOUSTON	2,124	0	0.00	0.0%	1	0.47	14.3%	7	21	744	1	0.94	86.5%	2	0.94	66.7%	3	9	110
HUMPHREYS	4,427	31	7.00	203.4%	10	2.26	66.7%	15	45	257	6	2.26	207.6%	10	2.26	166.7%	6	18	156
JACKSON	2,594	16	6.17	179.2%	12	4.63	133.3%	9	27	312	4	1.93	177.1%	5	1.93	166.7%	3	9	163
JEFFERSON	11,747	81	6.90	200.3%	69	5.87	172.5%	40	120	485	13	0.68	62.6%	8	0.68	53.3%	15	45	495
JOHNSON	3,552	20	5.63	163.6%	11	3.10	91.7%	12	36	785	9	1.41	129.4%	5	1.41	100.0%	5	15	86
KNOX	88,889	430	4.84	140.5%	321	3.61	104.9%	306	918	506	66	0.53	48.6%	47	0.53	41.2%	114	342	328

		Dependent & Neglect									Delinquent								
							Based on 2008 Statewide Average									Based on 2009 Statewide Average			
County	Estimated Child Population*	FY2008 Commitments	FY2008 Rate /1000	% of state average for FY2008*	FY2009 Commitments	FY2009 Rate /1000	% of state average FY2009*	If State wide AVG	300% of State Avg	Avg duration for county	FY2008 Commitments	FY2008 Rate /1000	% of state average for FY2008*	FY2009 Commitments	FY2009 Rate /1000	% of state average FY2009**	If State wide AVG	300% of State Avg	Avg duration for county
LAKE	1,441	5	3.47	100.8%	4	2.78	80.0%	5	15	324	4	0.69	63.8%	1	0.69	50.0%	2	6	
LAUDERDALE	7,090	10	1.41	41.0%	19	2.68	79.2%	24	72	411	22	2.96	272.2%	21	2.96	233.3%	9	27	142
LAWRENCE	10,628	56	5.27	153.1%	60	5.65	162.2%	37	111	419	4	0.56	51.9%	6	0.56	42.9%	14	42	211
LEWIS	3,107	7	2.25	65.5%	13	4.18	118.2%	11	33	285	0	-	0.0%	0	-	0.0%	4	12	
LINCOLN	7,771	37	4.76	138.3%	17	2.19	63.0%	27	81	569	17	2.32	212.9%	18	2.32	180.0%	10	30	187
LOUDON	8,837	38	4.30	124.9%	48	5.43	160.0%	30	90	203	5	0.45	41.6%	4	0.45	36.4%	11	33	553
MACON	5,747	29	5.05	146.6%	40	6.96	200.0%	20	60	555	10	1.04	95.9%	6	1.04	85.7%	7	21	283
MADISON	24,621	48	1.95	56.6%	48	1.95	56.5%	85	255	592	42	1.83	168.0%	45	1.83	140.6%	32	96	234
MARION	6,412	11	1.72	49.8%	16	2.50	72.7%	22	66	812	5	0.31	28.7%	2	0.31	25.0%	8	24	308
MARSHALL	7,307	19	2.60	75.5%	35	4.79	140.0%	25	75	477	18	2.05	188.6%	15	2.05	166.7%	9	27	259
MAURY	19,158	39	2.04	59.1%	28	1.46	42.4%	66	198	639	15	1.25	115.1%	24	1.25	96.0%	25	75	319
MCMINN	12,770	45	3.52	102.4%	66	5.17	150.0%	44	132	405	18	2.43	223.1%	31	2.43	193.8%	16	48	258
MCNAIRY	5,981	8	1.34	38.9%	16	2.68	76.2%	21	63	157	4	0.84	76.8%	5	0.84	62.5%	8	24	222
MEIGS	3,128	11	3.52	102.2%	6	1.92	54.5%	11	33	409	2	0.32	29.4%	1	0.32	25.0%	4	12	138
MONROE	10,474	48	4.58	133.1%	35	3.34	97.2%	36	108	642	10	0.95	87.7%	10	0.95	76.9%	13	39	246
MONTGOMERY	40,917	133	3.25	94.4%	121	2.96	85.8%	141	423	352	54	1.08	98.8%	44	1.08	83.0%	53	159	260
MOORE	1,421	2	1.41	40.9%	1	0.70	20.0%	5	15	302	1	3.52	323.3%	5	3.52	250.0%	2	6	93
MORGAN	4,776	15	3.14	91.2%	14	2.93	87.5%	16	48	406	0	0.21	19.2%	1	0.21	16.7%	6	18	92
OBION	8,108	6	0.74	21.5%	17	2.10	60.7%	28	84	110	7	0.25	22.7%	2	0.25	20.0%	10	30	442
OVERTON	4,861	24	4.94	143.4%	15	3.09	88.2%	17	51	383	2	0.21	18.9%	1	0.21	16.7%	6	18	231
PERRY	1,866	5	2.68	77.8%	11	5.89	183.3%	6	18	1090	0	-	0.0%	0	-	0.0%	2	6	987
PICKETT	1,071	0	0.00	0.0%	0	-	0.0%	4	12	988	0	-	0.0%	0	-	0.0%	1	3	857
POLK	3,877	14	3.61	104.9%	6	1.55	46.2%	13	39	445	2	1.55	142.2%	6	1.55	120.0%	5	15	159
PUTNAM	14,621	57	3.90	113.3%	43	2.94	86.0%	50	150	385	10	1.64	150.8%	24	1.64	126.3%	19	57	197
RHEA	6,647	10	1.50	43.7%	26	3.91	113.0%	23	69	264	3	0.45	41.5%	3	0.45	33.3%	9	27	319
ROANE	12,231	75	6.13	178.1%	68	5.56	161.9%	42	126	341	6	0.49	45.1%	6	0.49	37.5%	16	48	233
ROBERTSON	15,497	27	1.74	50.6%	30	1.94	56.6%	53	159	745	32	2.26	207.5%	35	2.26	175.0%	20	60	256
RUTHERFORD	54,893	178	3.24	94.2%	67	1.22	35.4%	189	567	655	14	0.16	15.1%	9	0.16	12.9%	70	210	279
SCOTT	5,787	49	8.47	246.0%	23	3.97	115.0%	20	60	639	3	0.86	79.4%	5	0.86	71.4%	7	21	171
SEQUATCHIE	3,122	8	2.56	74.4%	6	1.92	54.5%	11	33	276	5	3.52	323.8%	11	3.52	275.0%	4	12	277
SEVIER	17,426	79	4.53	131.7%	79	4.53	131.7%	60	180	412	18	0.75	68.6%	13	0.75	59.1%	22	66	322
SHELBY	257,723	627	2.43	70.7%	683	2.65	77.0%	887	2661	612	67	1.38	126.6%	355	1.38	107.3%	331	993	215
SMITH	4,881	26	5.33	154.8%	26	5.33	152.9%	17	51	555	6	0.82	75.3%	4	0.82	66.7%	6	18	300
STEWART	3,275	18	5.50	159.7%	11	3.36	100.0%	11	33	392	5	0.61	56.1%	2	0.61	50.0%	4	12	179
SULLIVAN	33,525	153	4.56	132.6%	76	2.27	66.1%	115	345	500	75	2.51	230.3%	84	2.51	195.3%	43	129	293
SUMNER	37,620	119	3.16	91.9%	64	1.70	49.6%	129	387	438	83	1.73	158.8%	65	1.73	135.4%	48	144	259
TIPTON	15,913	15	0.94	27.4%	18	1.13	32.7%	55	165	326	13	0.69	63.5%	11	0.69	55.0%	20	60	315
TROUSDALE	1,831	1	0.55	15.9%	1	0.55	16.7%	6	18	718	3	2.73	250.9%	5	2.73	250.0%	2	6	233
UNICOI	3,680	12	3.26	94.7%	11	2.99	84.6%	13	39	631	16	6.52	599.3%	24	6.52	480.0%	5	15	257
UNION	5,240	62	11.83	343.7%	38	7.25	211.1%	18	54	419	3	0.57	52.6%	3	0.57	42.9%	7	21	203
VAN BUREN	1,391	2	1.44	41.8%	4	2.88	80.0%	5	15	542	11	2.16	198.2%	3	2.16	150.0%	2	6	311
WARREN	9,784	45	4.60	133.6%	39	3.99	114.7%	34	102	277	14	1.94	178.5%	19	1.94	146.2%	13	39	223
WASHINGTON	24,077	50	2.08	60.3%	71	2.95	85.5%	83	249	566	63	2.62	240.5%	63	2.62	203.2%	31	93	141
WAYNE	3,681	11	2.99	86.8%	15	4.07	115.4%	13	39	381	3	1.36	124.8%	5	1.36	100.0%	5	15	152
WEAKLEY	8,221	42	5.11	148.4%	23	2.80	82.1%	28	84	441	10	1.22	111.8%	10	1.22	90.9%	11	33	165
WHITE	5,619	16	2.85	82.7%	24	4.27	126.3%	19	57	427	15	1.96	179.9%	11	1.96	157.1%	7	21	102
WILLIAMSON	43,503	48	1.10	32.1%	40	0.92	26.7%	150	450	422	26	0.51	46.5%	22	0.51	39.3%	56	168	270
WILSON	26,138	45	1.72	50.0%	66	2.53	73.3%	90	270	661	28	1.68	154.7%	44	1.68	129.4%	34	102	239
Statewide	**1,464,803**	**5042**	**3.44**		**4277**	**2.92**		**5045**	**15135**		**1594**	**1.09**		**1881**	**1.28**		**1882**	**5646**	

* Based on commitments per thousand and Statewide average for FY2008

** Based on commitments per thousand and Statewide average for FY2009

Collaborative Planning:

As of December 31, 2010, two counties have reached 200% of the state average commitment rate in FY2010. However, instead of waiting for counties to approach 200% in FY2010, the Department of Children's Services asked regional administrators to contact each county which exceeded 200% in FY2009 to initiate a collaborative planning process.

On September 21, 2009, letters* were sent to 13 counties which exceeded 200% in FY2009. Those counties which were notified have been in discussion with, or have conducted a meeting with or have scheduled a meeting with DCS staff to discuss commitment patterns for their county. These meetings have included discussions of historical data and development of action steps to better monitor commitments. To aid this process, DCS provided both historical commitment data and FY2010** commitment data to the counties and regional DCS leadership as it has come available.

DCS leadership has encouraged regional administrators and staff to develop regular meetings with county judges and other county officials to better understand issues that may lead to higher commitments within a county. Generally, counties have been very open to working with DCS to better understand commitment patterns and to identify opportunities for improvement.

Beginning January 15, 2010, the Department of Children's Services will make commitment data reports, collaborative planning information and sample letters available on the DCS website. PC531 information is available at:
http://www.tn.gov/youth/dcsguide/pc531.htm

The Department of Children's Services is thoroughly committed to partnering with counties to better serve Tennessee's children.

***Exceeds 200% Letter to Judges – Attachment 2**
****July 1st – October 31st Commitment Data – Attachment 3**

STATE OF TENNESSEE

DEPARTMENT OF CHILDREN'S SERVICES

Phil Bredesen
Governor

Viola P. Miller
Commissioner

September 21, 2009

SAMPLE LETTER

Dear Judge _____:

You recently received a letter from the Department of Children's Services which included information about T.C.A. § 37-2-205(f) and historical commitment data for your county. As you know, T.C.A. § 37-2-205(f) requires the Department of Children's Services to initiate a collaborative planning process at any time a county is believed to be likely to exceed 200% the state average commitment rate. In FY2009, Lauderdale County committed delinquent children at a rate of _____% of the state average commitment rate. Because _____ County exceeded 200% last year, we would like to begin to collaborate with you as contemplated by the statute.

We are aware that many factors can impact commitment rates in a given time, circumstance or location. In the coming days, _____, the DCS Regional Administrator for your area, will contact you to set up an opportunity to discuss factors that may be leading to higher commitment rates in _____ County. This meeting is intended to be a first step in determining how the Department may partner with you to ensure that each court reaches the best decision for each child, and that children enter DCS custody only when that is the least drastic alternative to ensure the child's safety and well-being.

If you have any questions, please do not hesitate to contact me. As always, thank you for your continued dedication to Tennessee's children and families.

Sincerely,

Mary Peck
Program Monitor

Cc: _____, Regional Administrator

7th Floor, Cordell Hull Building, 436 Sixth Avenue North, Nashville, Tennessee 37243-1290
Phone: (615) 741-9699

Regional Administrator Contact Information:	
Trista Davis Southwest Region 225 Dr. Martin Luther King Boulevard 4th Floor Jackson, TN 38301	Office: 731-421-2000 Fax: 731-426-0850 E-Mail: trista.davis@tn.gov
Questions About PC531?	
Jeanne Schuller Deputy General Counsel 7th Floor Cordell Hull Building 436 Sixth Avenue North Nashville, TN 37243	Toll Free: 1-877-JJUDGES 1-877-558-3437 Local: (615) 741-9183 FAX: (615) 532-5729 E-Mail: Jeanne.Schuller@tn.gov
Collaborative Planning Questions?	
Mary Peck Program Monitor Division of Evaluation and Monitoring Office of Performance and Quality Improvement 8th Floor Cordell Hill Building 436 Sixth Avenue North Nashville, TN 37243	Office (615) 253-5223 Fax: (615) 253-7868 E-Mail: Mary.Peck@tn.gov

Custody Commitments by County from 7/1/09 to 10/31/09

County	Actual Dependent/ Neglect Commitment Total 7/1/09-10/31/09	Dependent & Neglected 200% of State Average *Based on FY2008* *Collaborative Planning Begins*	Dependent & Neglected 300% of State Average *Based on FY2008*	Actual Delinquent Commitment Total 7/1/09-10/31/09	Delinquent 200% of State Average *Based on FY2009* *Collaborative Planning Begins*	Delinquent 300% of State Average *Based on FY2009*
Anderson	36	112	168	3	42	63
Bedford	6	78	117	10	30	45
Benton	2	26	39	2	10	15
Bledsoe	1	20	30	0	8	12
Blount	29	176	264	4	66	99
Bradley	17	154	231	5	58	87
Campbell	17	62	93	1	24	36
Cannon	0	24	36	0	8	12
Carroll	5	48	72	1	18	27
Carter	6	86	129	3	32	48
Cheatham	2	74	111	7	28	42
Chester	1	30	45	0	10	15
Claiborne	13	48	72	2	18	27
Clay	9	12	18	1	4	6
Cocke	16	54	81	9	20	30
Coffee	26	86	129	3	32	48
Crockett	1	28	42	2	10	15
Cumberland	14	72	108	7	26	39
Davidson	128	904	1356	48	338	507
Decatur	2	18	27	0	6	9
Dekalb	9	30	45	3	12	18
Dickson	16	84	126	7	32	48
Dyer	3	68	102	1	26	39
Fayette	4	52	78	2	20	30
Fentress	1	28	42	3	10	15
Franklin	40	66	99	8	24	36
Gibson	21	84	126	7	32	48
Giles	5	50	75	5	18	27
Grainger	10	36	54	0	14	21
Greene	20	102	153	3	38	57
Grundy	10	26	39	3	10	15
Hamblen	23	98	147	11	36	54
Hamilton	65	480	720	36	178	267
Hancock	4	10	15	2	4	6
Hardeman	2	50	75	5	18	27
Hardin	6	42	63	0	16	24
Hawkins	13	92	138	8	34	51
Haywood	2	38	57	6	14	21

County	Actual Dependent/ Neglect Commitment Total 7/1/09-10/31/09	Dependent & Neglected 200% of State Average *Based on FY2008* *Collaborative Planning Begins*	Dependent & Neglected 300% of State Average *Based on FY2008*	Actual Delinquent Commitment Total 7/1/09-10/31/09	Delinquent 200% of State Average *Based on FY2009* *Collaborative Planning Begins*	Delinquent 300% of State Average *Based on FY2009*
Henderson	1	44	66	0	16	24
Henry	11	48	72	6	18	27
Hickman	11	42	63	3	16	24
Houston	1	14	21	1	6	9
Humphreys	4	30	45	1	12	18
Jackson	9	18	27	1	6	9
Jefferson	26	80	120	3	30	45
Johnson	4	24	36	6	10	15
Knox	128	612	918	7	228	342
Lake	3	10	15	0	4	6
Lauderdale	0	48	72	8	18	27
Lawrence	10	74	111	2	28	42
Lewis	6	22	33	2	8	12
Lincoln	3	54	81	1	20	30
Loudon	23	60	90	2	22	33
Macon	21	40	60	2	14	21
Madison	34	170	255	12	64	96
Marion	5	44	66	0	16	24
Marshall	9	50	75	3	18	27
Maury	47	132	198	4	50	75
McMinn	28	88	132	10	32	48
McNairy	3	42	63	3	16	24
Meigs	1	22	33	1	8	12
Monroe	15	72	108	8	26	39
Montgomery	46	282	423	15	106	159
Moore	0	10	15	0	4	6
Morgan	1	32	48	0	12	18
Obion	2	56	84	1	20	30
Overton	1	34	51	0	12	18
Perry	1	12	18	0	4	6
Pickett	8	8	12	0	2	3
Polk	6	26	39	4	10	15
Putnam	26	100	150	4	38	57
Rhea	6	46	69	0	18	27
Roane	17	84	126	0	32	48
Robertson	9	106	159	11	40	60
Rutherford	41	378	567	4	140	210
Scott	12	40	60	1	14	21
Sequatchie	2	22	33	1	8	12
Sevier	34	120	180	9	44	66
Shelby	379	1774	2661	137	662	993
Smith	9	34	51	1	12	18
Stewart	2	22	33	1	8	12
Sullivan	49	230	345	24	86	129
Sumner	18	258	387	23	96	144

County	Actual Dependent/ Neglect Commitment Total 7/1/09-10/31/09	Dependent & Neglected 200% of State Average *Based on FY2008* *Collaborative Planning Begins*	Dependent & Neglected 300% of State Average *Based on FY2008*	Actual Delinquent Commitment Total 7/1/09-10/31/09	Delinquent 200% of State Average *Based on FY2009* *Collaborative Planning Begins*	Delinquent 300% of State Average *Based on FY2009*
Tipton	13	110	165	6	40	60
Trousdale	1	12	18	0	4	6
Unicoi	9	26	39	9	10	15
Union	12	36	54	0	14	21
Van Buren	0	10	15	0	4	6
Warren	12	68	102	4	26	39
Washington	25	166	249	10	62	93
Wayne	7	26	39	3	10	15
Weakley	6	56	84	4	22	33
White	5	38	57	5	14	21
Williamson	8	300	450	6	112	168
Wilson	35	180	270	14	68	102

FY2010 Data (July 1st – Dec. 31st)

Commitment data from July 1, 2009 through December 31, 2009, shows that five counties have exceeded 150% in the first 6 months of FY2010. Those counties are:

Dependent and Neglect Commitments*

Clay - 150%
Franklin – 169.7%
Pickett – 200%

Delinquent Commitments*

Haywood – 157.1%
Unicoi – 200%

***July 1st – December 31st Commitment Data – Attachment 4**

Commitments by County from 7/1/09 to 12/31/09

County	Actual Dependent/ Neglect Commitments Total 7/1/09-12/31/09	Actual Dependent/ Neglect Percent of Statewide Average as of 12/31/2009	Dependent & Neglected 200% of State Average *Based on FY2008* *Collaborative Planning Begins*	Dependent & Neglected 300% of State Average *Based on FY2008*	Actual Delinquent Commitments Total 7/1/09-12/31/09	Actual Delinquent Percent of Statewide Average as of 12/31/2009	Delinquent 200% of State Average *Based on FY2009* *Collaborative Planning Begins*	Delinquent 300% of State Average *Based on FY2009*
Anderson	61	108.9%	112	168	6	28.6%	42	63
Bedford	13	33.3%	78	117	12	80.0%	30	45
Benton	4	30.8%	26	39	3	60.0%	10	15
Bledsoe	1	10.0%	20	30	0	0.0%	8	12
Blount	44	50.0%	176	264	5	15.2%	66	99
Bradley	30	39.0%	154	231	10	34.5%	58	87
Campbell	25	80.6%	62	93	2	16.7%	24	36
Cannon	0	0.0%	24	36	0	0.0%	8	12
Carroll	15	62.5%	48	72	1	11.1%	18	27
Carter	11	25.6%	86	129	5	31.3%	32	48
Cheatham	4	10.8%	74	111	9	64.3%	28	42
Chester	1	6.7%	30	45	0	0.0%	10	15
Claiborne	23	95.8%	48	72	2	22.2%	18	27
Clay	9	150.0%	12	18	1	50.0%	4	6
Cocke	22	81.5%	54	81	10	100.0%	20	30
Coffee	37	86.0%	86	129	3	18.8%	32	48
Crockett	1	7.1%	28	42	2	40.0%	10	15
Cumberland	21	58.3%	72	108	10	76.9%	26	39
Davidson	198	43.8%	904	1356	75	44.4%	338	507
Decatur	2	22.2%	18	27	0	0.0%	6	9
Dekalb	11	73.3%	30	45	3	50.0%	12	18
Dickson	28	66.7%	84	126	12	75.0%	32	48
Dyer	3	8.8%	68	102	4	30.8%	26	39

County	Actual Dependent/ Neglect Commitments Total 7/1/09-12/31/09	Actual Dependent/ Neglect Percent of Statewide Average as of 12/31/2009	Dependent & Neglected 200% of State Average *Based on FY2008* *Collaborative Planning Begins*	Dependent & Neglected 300% of State Average *Based on FY2008*	Actual Delinquent Commitments Total 7/1/09-12/31/09	Actual Delinquent Percent of Statewide Average as of 12/31/2009	Delinquent 200% of State Average *Based on FY2009* *Collaborative Planning Begins*	Delinquent 300% of State Average *Based on FY2009*
Fayette	8	30.8%	52	78	2	20.0%	20	30
Fentress	2	14.3%	28	42	5	100.0%	10	15
Franklin	56	169.7%	66	99	14	116.7%	24	36
Gibson	33	78.6%	84	126	11	68.8%	32	48
Giles	7	28.0%	50	75	13	144.4%	18	27
Grainger	10	55.6%	36	54	0	0.0%	14	21
Greene	29	56.9%	102	153	11	57.9%	38	57
Grundy	12	92.3%	26	39	5	100.0%	10	15
Hamblen	29	59.2%	98	147	15	83.3%	36	54
Hamilton	88	36.7%	480	720	51	57.3%	178	267
Hancock	4	80.0%	10	15	2	100.0%	4	6
Hardeman	4	16.0%	50	75	11	122.2%	18	27
Hardin	9	42.9%	42	63	0	0.0%	16	24
Hawkins	16	34.8%	92	138	14	82.4%	34	51
Haywood	3	15.8%	38	57	11	157.1%	14	21
Henderson	4	18.2%	44	66	3	37.5%	16	24
Henry	15	62.5%	48	72	8	88.9%	18	27
Hickman	11	52.4%	42	63	3	37.5%	16	24
Houston	1	14.3%	14	21	2	66.7%	6	9
Humphreys	7	46.7%	30	45	3	50.0%	12	18
Jackson	12	133.3%	18	27	2	66.7%	6	9
Jefferson	56	140.0%	80	120	3	20.0%	30	45
Johnson	4	33.3%	24	36	6	120.0%	10	15
Knox	174	56.9%	612	918	14	12.3%	228	342
Lake	3	60.0%	10	15	0	0.0%	4	6
Lauderdale	2	8.3%	48	72	8	88.9%	18	27
Lawrence	15	40.5%	74	111	3	21.4%	28	42
Lewis	9	81.8%	22	33	2	50.0%	8	12
Lincoln	12	44.4%	54	81	2	20.0%	20	30
Loudon	32	106.7%	60	90	4	36.4%	22	33

County	Actual Dependent/ Neglect Commitments Total 7/1/09-12/31/09	Actual Dependent/ Neglect Percent of Statewide Average as of 12/31/2009	Dependent & Neglected 200% of State Average *Based on FY2008* *Collaborative Planning Begins*	Dependent & Neglected 300% of State Average *Based on FY2008*	Actual Delinquent Commitments Total 7/1/09-12/31/09	Actual Delinquent Percent of Statewide Average as of 12/31/2009	Delinquent 200% of State Average *Based on FY2009* *Collaborative Planning Begins*	Delinquent 300% of State Average *Based on FY2009*
Macon	29	145.0%	40	60	5	71.4%	14	21
Madison	44	51.8%	170	255	17	53.1%	64	96
Marion	13	59.1%	44	66	1	12.5%	16	24
Marshall	13	52.0%	50	75	8	88.9%	18	27
Maury	69	104.5%	132	198	7	28.0%	50	75
McMinn	38	86.4%	88	132	13	81.3%	32	48
McNairy	4	19.0%	42	63	4	50.0%	16	24
Meigs	3	27.3%	22	33	1	25.0%	8	12
Monroe	20	55.6%	72	108	12	92.3%	26	39
Montgomery	66	46.8%	282	423	22	41.5%	106	159
Moore	0	0.0%	10	15	2	100.0%	4	6
Morgan	3	18.8%	32	48	0	0.0%	12	18
Obion	3	10.7%	56	84	1	10.0%	20	30
Overton	4	23.5%	34	51	0	0.0%	12	18
Perry	1	16.7%	12	18	0	0.0%	4	6
Pickett	8	200.0%	8	12	1	100.0%	2	3
Polk	6	46.2%	26	39	4	80.0%	10	15
Putnam	38	76.0%	100	150	4	21.1%	38	57
Rhea	6	26.1%	46	69	1	11.1%	18	27
Roane	24	57.1%	84	126	4	25.0%	32	48
Robertson	14	26.4%	106	159	16	80.0%	40	60
Rutherford	54	28.6%	378	567	5	7.1%	140	210
Scott	14	70.0%	40	60	3	42.9%	14	21
Sequatchie	2	18.2%	22	33	3	75.0%	8	12
Sevier	39	65.0%	120	180	11	50.0%	44	66
Shelby	492	55.5%	1774	2661	187	56.5%	662	993
Smith	17	100.0%	34	51	2	33.3%	12	18
Stewart	3	27.3%	22	33	3	75.0%	8	12
Sullivan	56	48.7%	230	345	29	67.4%	86	129
Sumner	25	19.4%	258	387	30	62.5%	96	144

County	Actual Dependent/ Neglect Commitments Total 7/1/09-12/31/09	Actual Dependent/ Neglect Percent of Statewide Average as of 12/31/2009	Dependent & Neglected 200% of State Average *Based on FY2008* *Collaborative Planning Begins*	Dependent & Neglected 300% of State Average *Based on FY2008*	Actual Delinquent Commitments Total 7/1/09-12/31/09	Actual Delinquent Percent of Statewide Average as of 12/31/2009	Delinquent 200% of State Average *Based on FY2009* *Collaborative Planning Begins*	Delinquent 300% of State Average *Based on FY2009*
Tipton	19	34.5%	110	165	10	50.0%	40	60
Trousdale	1	16.7%	12	18	1	50.0%	4	6
Unicoi	10	76.9%	26	39	10	200.0%	10	15
Union	20	111.1%	36	54	0	0.0%	14	21
Van Buren	0	0.0%	10	15	0	0.0%	4	6
Warren	14	41.2%	68	102	8	61.5%	26	39
Washington	36	43.4%	166	249	14	45.2%	62	93
Wayne	7	53.8%	26	39	4	80.0%	10	15
Weakley	13	46.4%	56	84	6	54.5%	22	33
White	10	52.6%	38	57	6	85.7%	14	21
Williamson	16	10.7%	300	450	7	12.5%	112	168
Wilson	45	50.0%	180	270	18	52.9%	68	102

Future Plans

Using FY2009 historical data, the Department was able to initiate a collaborative planning process with 13 counties. Those 13 counties provided an opportunity to better understand what assistance is most helpful in the planning process. Partnerships with these counties will continue upon the counties' request. Upon a county's request, DCS will initiate collaborative planning process regardless of commitment averages.

By January 15, 2010, the Department of Children's Services will provide the latest FY2010 commitment data* to all juvenile court judges, DCS regional leadership and DCS regional general counsel.

DCS will provide written notification to each county which has exceeded 100% the statewide average in the first 6 months of FY2010. This notice will provide direction as to how a judge or county may request to partner with DCS to examine current commitment patterns and reasons for higher commitment rates.

Regional leadership will be required to offer regular meeting times for judges, DCS leadership and community stakeholders to discuss commitment patterns. These meetings will seek to identify overarching issues which lead to higher commitment rates and action steps will be developed to determine least drastic alternatives to state custody.

The Department will make commitment data available to judges and counties on at least a quarterly basis and will provide a general written report to the General Assembly on July 31, 2010. The report will include commitment data for FY2010 and an update on the collaborative planning process for the first year of TCA § 37-2-205.

***December 31st Commitment Update Letter – Attachment 5**

STATE OF TENNESSEE

DEPARTMENT OF CHILDREN'S SERVICES

Phil Bredesen
Governor

Viola P. Miller
Commissioner

January 15, 2010

Dear Judge:

Attached please find the latest statewide commitment data for July 1, 2009, through December 31, 2009. If your county has exceeded 100% of the statewide commitment average in the first 6 months of FY2010, the DCS Regional Administrator for your county will contact you with information about collaborative planning in accordance with T.C.A. § 37-2-205.

If you have any questions, please do not hesitate to contact us. To view the latest PC531 information, please vist: http://www.tn.gov/youth/dcsguide/pc531.htm
As always, thank you for your continued dedication to Tennessee's children and families.

Sincerely,

Audrey Corder
Executive Director

Cc: Regional Administrators
DCS Regional General Counsel

Questions About PC531?	
Jeanne Schuller Deputy General Counsel 7th Floor Cordell Hull Building 436 Sixth Avenue North Nashville, TN 37243	Toll Free: 1-877-JJUDGES 1-877-558-3437 Local: (615) 741-9183 FAX: (615) 532-5729 E-Mail: Jeanne.Schuller@tn.gov
Collaborative Planning Questions?	
Audrey Corder Executive Director Office of Child and Family Well-Being 7th Floor Cordell Hill Building 436 Sixth Avenue North Nashville, TN 37243	Office (615) 741-9206 Fax: (615) 532-6495 E-Mail: Audrey.Corder@tn.gov

Lift them up!

DCS

DEPARTMENT OF CHILDREN'S SERVICES
STATE OF TENNESSEE

Vision: Leading the way for safety and permanency in the lives of children and families by championing excellence in service.

Mission: Our mission is to empower families and support community safety and partnerships to help ensure safety, permanency and wellbeing for children.

Values:

INTEGRITY - The Department values honor, respect, trustworthiness and principled action.

COMMITMENT TO EXCELLENCE - The Department expects peak performance from all levels of staff, every day, in every degree.

DIVERSITY - The Department respects, celebrates and seeks to maintain the integrity of all cultures.

PEOPLE - The Department values all people, promoting partnerships between staff, families and community partners in order to create a comprehensive network of services.

FAMILY-FOCUSED - The Department takes a strengths-based service approach, coordinating with family members as well as professionals and others to form an all-inclusive team promoting stability and permanence for children.

COMMUNITY PARTNERSHIPS - The Department actively engages community stakeholders.

SAFETY - The Department makes every effort to ensure the safety of children, families, staff and the community.

EMPLOYEES - The Department strives to create a work environment that allows for personal and professional growth, affording each employee a high quality of life. The Department will also respect and promote each staff member's personal family interests recognizing that we must have the opportunity for safety and stability in our own lives before we can adequately and appropriately serve others.