

Guidance 11 Juvenile Incompetent to Proceed (JITP)

Contract Reference: *Sections A-1.1 and C-1.2.3.7*

Authority: *Section 985.19, F.S.*

Frequency: *Ongoing*

Due Date: *Ongoing*

Discussion:

Pursuant to s. 985.19, F.S., referrals for Juvenile Incompetent to Proceed (JITP) services are filed with Clerks of Court and submitted directly to the Department's JITP Statewide Coordinator. The statewide JITP competency restoration service provider is Twin Oaks Juvenile Development, Inc. (Twin Oaks), which includes Twin Oaks Forensic Outpatient Services (TOFOS) and Apalachicola Forrest Youth Camp (AFYC). The JITP Statewide Coordinator maintains a waitlist of all youth who have been referred to the Department for admission to either TOFOS or AFYC.

The Managing Entity shall designate a JITP point of contact responsible for coordination and communication regarding JITP referrals in each service area. Where a court has determined a youth is incompetent to proceed to trial due to mental illness, the Managing Entity is responsible for coordinating behavioral health care of the youth, and to initiate coordination of such at the time the referral packet is received.

Upon receiving a complete referral packet, the JITP Statewide Coordinator will forward the packet to TOFOS or AFYC, as appropriate, for competency restoration services and to the appropriate Managing Entity JITP point of contact for additional community behavioral health services.

The Managing Entity JITP Point of Contact will review the packet and, within five business days, refer the youth to an appropriate Network Service Provider for necessary services other than competency restoration training. The Managing Entity shall provide a monthly update identifying Network Service Providers receiving each referral and the date of each referral.

The Managing Entity shall require the Network Service Provider receiving each referral to:

- Coordinate services with Twin Oaks, the Department of Juvenile Justice, the Agency for Persons with Disabilities and any other service providers indicated;
- Initiate necessary behavioral health services, other than competency restoration, for youth in community settings, as indicated; and
- Participate in discharge planning, sufficient to meet the requirements of s. 985.19(5), F.S., with Twin Oaks, including recommendations for continuation of care upon resolution of the court-ordered competency restoration services.