

27A.097 Evidence-based practices to be used in supervision and intervention programs -- Standards -- Funding restrictions. (Effective July 1, 2013)

- (1) As used in this section, "evidence-based practices" means intervention programs and supervision policies, procedures, programs, and practices that scientific research demonstrates reduce instances of a defendant's failure to appear in court and criminal activity among pretrial defendants when implemented competently.
- (2) In order to increase the effectiveness of supervision and intervention programs funded by the state and provided to pretrial defendants, the Supreme Court shall require that a vendor or contractor providing supervision and intervention programs for adult criminal defendants use evidence-based practices.
- (3) The Supreme Court shall measure the effectiveness of supervision and intervention programs provided by vendors or contractors and demonstrate that the programs have a documented evidence base and have been evaluated for effectiveness in reducing a defendant's failure to appear in court and criminal activity.
- (4) The Supreme Court shall require, at a minimum, the following:
 - (a) A process for reviewing the objective criteria for evidence-based practices established by the vendor or contractor providing the program;
 - (b) A process for auditing the effectiveness of the program;
 - (c) An opportunity for programs that do not meet the criteria based on the audit results to improve performance; and
 - (d) A mechanism to defund any program provided by a vendor or contractor that does not meet the criteria upon a second audit.
- (5) Beginning July 1, 2012, twenty-five percent (25%) of state moneys expended on supervision and intervention programs for pretrial defendants shall be for programs that are in accordance with evidence-based practices. Beginning July 1, 2016, fifty percent (50%) of state moneys expended on supervision and intervention programs shall be for programs that are in accordance with evidence-based practices. Beginning July 1, 2016, and thereafter, seventy-five percent (75%) of state moneys expended on supervision and intervention programs shall be for programs that are in accordance with evidence-based practices.

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History: Created 2011 Ky. Acts ch. 2, sec. 49, effective July 1, 2013.