



INDIVIDUAL JUSTICE PLANNING

What is an Individual Justice Plan (IJP)?

An Individual Justice Plan (IJP) is a voluntary plan intended for individuals whose disability can manifest behavior that looks criminal, and individuals whose disability in some way limits his or her ability to interact with and obtain a fair result from the criminal justice/juvenile justice system. An IJP will identify the individual's disability as well as specific supports and services designed to prevent justice involvement or further justice involvement while still holding the individual accountable for his or her behavior using a "least restrictive" consideration. This means implementing the most effective consequence for the individual to maximize the potential for success.

Who is involved with IJPs?

An IJP is centered around the youth or adult who is at risk of justice system involvement or who is already involved with the justice system. IJPs may be initiated by anyone who encounters the youth or adult. This includes family members, guardians, health professionals, human service workers, service providers, education professionals, law enforcement officers, attorneys, judicial officers, and parole/probation officers, among others. Once the need for an IJP is identified, a team of support persons, along with the individual, will create the Plan and set parameters for ongoing Plan review and oversight.

How does an IJP work?

The IJP is a collaborative process resulting in identification and documentation of the individual's disability as well as the least restrictive and most effective services that should be implemented for the youth or adult. These can range from positive behavioral supports to case management to incarceration. The Plan should also identify needed accommodations for the individual's disability(ies) to ensure that he or she can meaningfully participate in the justice process and receive a fair result.

Please contact Protection & Advocacy for an alternative format of this handout.

(October 2022)



INDIVIDUAL JUSTICE PLANNING

Identifying the need for an IJP at the individual's earliest point of contact or potential point of contact with the justice system is crucial to limit the individual's involvement. However, an IJP can be initiated at any stage of the criminal justice system, even upon re-entry into the community.

What does an IJP look like?

Sample IJPs and an IJP template can be found in the [Individual Justice Plan \(IJP\) manual](#) at Protection & Advocacy's website. The IJP Manual explains the process in further detail and contains contact information for persons who may be able to provide support or services as part of the IJP process.

Why are IJPs important?

An Individual Justice Plan (IJP) is a valuable tool which may be used proactively and reactively by individuals with disabilities, their families, schools, law enforcement, courts, and other entities or systems to assist individuals with disabilities in navigating the world of disabilities and criminal justice. IJPs help secure accountability and appropriate consequences for the individual's behavior after consideration of an individual's disability(ies). This can ease burdens on the criminal justice systems while also supporting individuals with disabilities to live successfully within their communities.

**ND PROTECTION & ADVOCACY PROJECT
400 E. BROADWAY, SUITE 409
BISMARCK, ND 58501**

1-800-472-2670 OR (701) 328-2950

www.ndpanda.org; panda_intake@nd.gov

Client name
IJP Recommendations Worksheet

Recommendations regarding resources available to the individual should be identified, clearly organized, and an integration of the CJS and community-based services. The least-restrictive, most effective services should be recommended for implementation. Specific service providers/responsible parties should be identified for each recommendation.

The following support options should be considered (see attached flowchart for reference):

Positive Behavior Supports:

Are there systematic use of reinforcements or strategies that would strengthen appropriate alternative behaviors and consequences to help suppress the illegal behavior?

Yes No

What is it? Be specific.

Counseling

Would the individual benefit from a therapeutic effort such as one to one counseling or group therapy?

Yes No

How and why? Be specific.

Would counseling or therapy provide a level of service or support that is not currently being met in the individual's life?

Yes No

How and why? Be specific.

Supervision/case management

Would increased supervision or case management services assist with preventing the behavior from occurring? Yes No

How and why? Be specific.

Community Service

Would the option of community service (e.g. engaging in a relatively less desirable activity) serve to suppress the problem behavior?

Yes No

How and why? Be specific.

Is this a recommendation that should be made to the courts?

Yes No

Why? Be specific.

Hospitalization

Is there a need for inpatient psychiatric services?

Yes No

Why? Be specific.

Is there a need for out-patient or partial care services?

Yes No

Why? Be specific.

Agency Transfer

Would another facility be better equipped to provide more specialized treatment to address the behavior?

Yes No

Why? Be specific.

Other treatment/training

Is there a need for further treatment or training?

Yes No

Why? Be specific.

Psychotropic medication management

Are there medication management issues that need to be addressed to ensure compliance?

Yes No

Why? Be specific.

Are there any unaddressed questions about the appropriateness of medications being taken?

Yes No

Why? Be specific.

Is there a need for ongoing review by a physician?

Yes No

Why? Be specific.

Restitution

Is it appropriate for the individual to make some type of restitution to the victim or do some type of service for the victim?

Yes No

Why? Be specific.

Fine

Would the imposing of a monetary fine may have the desired impact on the individual and result in suppression of the problem?

Yes No

Why? Be specific.

Probation

If probation is imposed by the court, are there any recommendations regarding the level of supervision?

Yes No

What? Be specific.

Incarceration

If incarceration is court-ordered, are there any risks or services that are needed to ensure the safety and well-being of the individual?

Yes No

What? Be specific.

Are there any disability-related accommodations that are needed during a period of incarceration?

Yes No

What? Be specific.

Are there any alternatives that should be presented to the court in lieu of incarceration?

Yes No

What? Be specific.

Are there any other recommendations that should be considered as part of this IJP?

Yes No

What? Be specific.

Signature of Assessor

Date