

**MINUTES**  
**BOARD OF STATE AND COMMUNITY CORRECTIONS MEETING**  
**Thursday, April 20, 2017**

Meeting held at: BSCC Board Room ~ 2590 Venture Oaks Way Suite 100 Sacramento,  
CA 95833

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**I. Call to Order:**

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Chair Linda Penner called the meeting to order at: 10:02 AM.

Ms. Penner welcomed Board Members and the public to the meeting. Chair Penner introduced new Board member Jerry Powers, CDCR's Director of Division of Adult Parole Operations, and administered the oath of office.

Board Secretary Maria Rodriguez-Rieger called roll and announced there was a quorum.

The following members were in attendance:

Ms. Penner	Ms. Tournour	Mr. Ertola
Mr. Powers	Mr. Growdon	
Mr. Steinhart	Mr. Bejarano	

**ABSENT BOARD MEMBERS**

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Ms. Scray-Brown, Mr. Budnick, Mr. Kernan, Mr. Dean, Ms. Perez, Ms. Garrett

**II. INFORMATION ITEMS:**

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**1. Chair's Report.**

- Chair Penner thanked the Board members in attendance and acknowledged the presence of General Counsel Aaron Maguire.

**2. Executive Director's Report.**

Executive Director Kathleen Howard provided updates on the following:

Title II: Solicitation was released much earlier than usual. Howard said that BSCC is in the third year of California's three-year plan. The BSCC does not yet have the state allocation figures, but that the agency is using \$4.3 million as we have in the past year. The Title II application was approved by the Office of Juvenile Justice Delinquency and Prevention (OJJDP) on March 15, 2017. The BSCC will work with the State Advisory Committee on Juvenile Justice and Delinquency Prevention (SACJJDP) a new three year plan that will begin in 2018.

Howard said that at the June meeting the Board will be asked to appoint a new Chair for the SACJJDP.

Howard provided updates on the Board's Strategic Planning process. After the Board identified four goals, BSCC staff met on March 20, 2017 to develop the necessary objectives to reach those goals. The next step will be to develop the specific strategies for each objective and the performance indicators to measure success with stakeholders, which we plan to share with the Board at the September Board meeting.

Howard said that the Assembly Budget Subcommittee hearing on the BSCC's budget will be held on Monday, April 24, 2017 and the Senate Budget Subcommittee hearing will be held on May 4, 2017. She said that the Legislature is interested in visitation practices in jails, but there is not yet word on legislative changes regarding visitation. There has been interest in federal contracts and locals' practices housing federal inmates in jails. The Assembly also is interested in the proposed elimination of CalGRIP funding.

The Juvenile Regulation Revision group met March 9, 2017. Eight subject-matter working groups were developed and included:

1. Administration and Staffing
2. Classification, Separation, and Discipline
3. Programs
4. Education
5. Medical and Mental Health
6. Nutritional Health
7. Environmental Health
8. Physical Plant

The groups will begin work in June.

The visitation regulation revision is currently in the public comment period. There were no public comments received at the public hearing April 19. The next public hearing will be on May 2, 2017 at the Ontario City Library. We are required to respond in writing to all public comments.

Howard shared the tentative timeline for JAG, and the new grant cycle slated to begin on January 2018. The BSCC will wait for more information on the 2017 release in order to update the RFP with any details on funding and conditions for funding.

We received 58 proposals for Proposition 47 funding. Prop 47 proposals are currently in the rating process and the recommendations for awards will be brought to the Board at the June meeting.

We have submitted the YOBG and JJCPA legislative reports to the Legislature. In 2018 we will consolidate the reports.

Howard advised the Board of Proposition 64, Marijuana Legalization, Initiative Statute; which legalizes recreational marijuana under state law includes a provision that affects the BSCC. The initiative statute provides funding to the BSCC to administer grants to local governments to assist with law enforcement, fire protection, or other local programs addressing public health and safety associated with implementation of the Act. It prohibits the BSCC from granting awards to local governments that have banned the cultivation or retail sale of marijuana or marijuana products. The first deposit is to be made on July 15, 2018.

**2. Legislative Update Report** (presented by Executive Director Howard):

- A hard copy of the report on legislation potentially affecting the BSCC was included in the meeting material and posted on the BSCC's website.

**Legal update:**

Counsel Aaron Maguire did not have an update for this meeting.

**III. CONSENT ITEMS:**

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- A.** Minutes from the April 20, 2017 Board Meeting: **Requesting Approval.**
- B.** Revision to BSCC's Conflict of Interest Code: **Requesting Approval.**

Counsel Maguire explained that the Political Reform Act requires every state agency to review and update its conflict of interest code biennially. This agenda item requested the BSCC approve revisions to its code to reflect new staff positions added since the last revision as well as updates to the disclosure categories.

Mr. Growdon motioned to approve consent item A and B. Mr. Bejarano seconded the motion. The motion carried.

**IV. DISCUSSION AGENDA ITEMS:**

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- C.** Law Enforcement Assisted Diversion (LEAD) Program, Executive Steering Committee's Funding Recommendations: **Requesting Approval**

This agenda item requested approval to award San Francisco and Los Angeles two grants totaling \$11,800,000 as recommended by the Law Enforcement Assisted Diversion Program Executive Steering Committee. The grant period will begin April 21, 2017 if the proposed list of grantees is approved.

The Board approved an award of \$5,900,000 to San Francisco County. In addition

\$5,900,000 was approved to be awarded to Los Angeles County.

Mr. Bejarano motioned for approval. Ms. Tournour seconded the motion. The motion carried.

**D. Working Group on Sexual Assault: Information Only**

This item provided a status report on the working group on sexual assault. The Board previously directed staff to convene a workgroup of subject matter experts to review the Prison Rape Elimination Act (PREA) standards and consider how and to what extent PREA should be incorporated into Titles 15 and 24.

On January 18 and 19, 2017, an 11-member workgroup convened; it included state and local corrections officials and a representative from the ACLU and its Gender and Reproductive Justice Project.

The workgroup has recommended changes to Titles 15 and 24, consisting of both policy and procedural revisions to existing regulations. Revisions include mandating a zero-tolerance approach against sexual abuse and harassment screening all incoming arrestees for the risk of sexual victimization. The workgroup also recommended that the Board consider new regulations related to statewide data collection in order to measure incidents of sexual assault in local detention facilities.

**V. Public Comment**

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There were no public comments.

The meeting was adjourned at: 11:04 AM

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**Next meeting:**

❖ BSCC Board Meeting: Thursday, June 8, 2017

**ROSTER OF PERSONS IN ATTENDANCE**

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**BSCC Board Members**

Ms. Penner, Chair, Board of State and Community Corrections  
Mr. Powers, Director, CDCR Division of Adult Parole Operations  
Mr. Growdon, Sheriff, Lassen County Sheriff's Department  
Mr. Ertola, Chief Probation Officer, Nevada County Probation  
Mr. Bejarano, Retired Chief of Police, City of Chula Vista Police Department  
Mr. Steinhart, Director, Commonwealth Juvenile Justice Program  
Ms. Tournour, Director, City of Sacramento, Office of Public Safety Accountability

**BSCC Staff**

Kathleen Howard, Executive Director  
Tracie Cone, Communications Director  
Aaron Maguire, General Counsel  
Mary Jolls, Deputy Director, Corrections, Planning, Grants and Programs (CPGP)  
John Prince, Deputy Director, County Facilities Construction (CFC)  
Allison Ganter, Deputy Director, Facilities Standards and Operations (FSO)  
Evonne Gardner, Deputy Director, Standards and Training for Corrections (STC)  
Maria Rodriguez-Rieger, Executive Assistant  
Adam Lwin, Special Assistant To The Chair & Executive Director