

MEETING DATE: September 16, 2021

AGENDA ITEM: D

TO: BSCC Chair and Members

FROM: Allison Ganter, Deputy Director, allison.ganter@bscc.ca.gov

SUBJECT: Enhanced Local Detention Facility Update: **Requesting Approval**

Summary

This report is a regular update on the local detention facility inspections that have been completed in the 2020/2022 Biennial Inspection Cycle, a summary of current outstanding items of noncompliance for biennial inspections, and a summary of current outstanding items of noncompliance for targeted inspections.

Staff is requesting that the BSCC Board approve the recommendations included in the status report under the column headed "Staff Recommendation."

Background

The 2020/2022 Biennial Inspection Cycle began on July 1, 2020; this inspection cycle includes the implementation of the Enhanced Inspection Process (EIP), as approved by the Board at the February 2020 board meeting.

At the September 2020 meeting, BSCC staff provided an updated EIP workflow plan to the Board and presented a plan to conduct targeted inspections at those local detention facilities where there were more than two items of noncompliance, and where items of noncompliance were significant. Ten counties were identified for a targeted inspection early in the 2020/2022 Biennial Inspection Cycle; all ten targeted inspections have been completed. The list of outstanding items of compliance, and their status is located here:

<https://app.smartsheet.com/b/publish?EQBCT=8c6de1449cfe481586905830798c370f>

As inspections are completed for the 2020/2022 Biennial Inspection Cycle, BSCC staff continues to track the corrective action plan status of items of noncompliance identified during inspection. The list of outstanding items of noncompliance, and their status, is located here: <https://app.smartsheet.com/b/publish?EQBCT=d4d8ffca0f3e4fc49ef678d760872d85>

The attached report provides updated information about outstanding items of noncompliance, and how agencies are progressing toward compliance. Each item of noncompliance has been issued a color code that indicates where the agency is in their plan, and if there is a substantial threat to physical or mental health. The table below describes the codes:

	Agency in corrective action plan process; less than 90 days since initial inspection report.
	More than 90 days since initial inspection report; the agency continues to make substantial progress toward compliance and is still in corrective action plan. Noncompliance does not represent a substantial threat to physical or mental health.
	Pending compliance; the agency has remedied policy, procedure, forms and/or documentation, and final compliance must be determined during follow-up inspection to verify proper implementation of corrected policies, procedures forms and/or documentation. Noncompliance does not represent a substantial threat to physical or mental health.
	<ol style="list-style-type: none"> 1. Noncompliance represents a substantial threat to physical or mental health. 2. No response from agency. 3. No corrective action plan received. 4. Corrective action not taken. 5. More than 90 days since initial inspection report and agency has not made substantial progress toward correction.

All current items of noncompliance are in yellow and gray codes, and staff is not recommending that any sheriffs be requested to appear before the Board at this time. In the case of yellow-coded items of noncompliance in Butte, Lake, Lassen, Mariposa, and Modoc counties, staff continues to note progression toward compliance and believes that the items do not represent a threat to physical or mental health.

Items of noncompliance that have been corrected during the inspection cycle are located here:

<https://app.smartsheet.com/b/publish?EQBCT=bc3554fc43394e4fab3e915e64ee2a9d>

Recommendation/Action Needed

1. Staff is requesting that the BSCC Board approve recommendations outlined in the attachment titled “Outstanding Items of Noncompliance and Status – 20/22 Biennial Inspections.