

MINUTES
State Advisory Committee on Juvenile Justice and Delinquency Prevention

Board of State and Community Corrections
600 Embarcadero, San Francisco, CA 94107
January 13, 2017
10:00 a.m. – 3:00 p.m.

The State Advisory Committee on Juvenile Justice and Delinquency Prevention (SACJJDP) meeting was called to order at 10:33 a.m. by Carol Biondi.

The following Committee members were in attendance:

Ms. Carol Biondi, Chair	Ms. Mimi Silbert	Ms. Susan Harbert
Mr. Gordon Jackson	Ms. Susan Manheimer	Judge Back
Ms. Carly Dierkhising	Mr. James Anderson	Mr. Miguel Garcia
Mr. Kent Mendoza	Mr. Dante Williams	Mr. Juan Gomez
Mr. B.J. Davis	Ms. Sharon King	Mr. Ramon Leija
Mr. Winston Peters		

Agenda Item A

Opening and Welcome

Acting Chair Carol Biondi turned the meeting over to Mimi Silbert, who welcomed committee members. Ms. Biondi noted that Ms. Sandra McBrayer was no longer Chair. Ms. Biondi then asked that SACJJDP Members, guests, and staff introduce themselves.

Agenda Item B

Honoring Sandra McBrayer

Ms. Biondi provided time for the members to give their thanks to Ms. McBrayer for her prior service as Chair of the SACJJDP. Six committee members gave heartfelt statements of appreciation to Sandy McBrayer for her contributions as Chair. Their comments are being summarized and will be provided to Ms. McBrayer and the committee members.

Agenda Item C

New and Continuing Member Orientation

Swearing In of New Members

New members introduced themselves and provided brief biographies.

Miguel Garcia stated that he had been formerly involved in the juvenile justice system, that he had met mentors on the inside, and that he learned to ask for resources that were not available in his county. Mr. Garcia stated that, through working with James Anderson, he has been appointed to the Coalition for Juvenile Justice (CJJ) National Youth Advisory Committee and that he is the youngest member of the Los Angeles Juvenile Justice and Delinquency Prevention Commission (JJJPC). He stated that he is also a legal assistant at a law firm, a student at the University of California (UC) Riverside, and that he will be taking the LSAT this summer in preparation for law school. Mr. Garcia stated that there is a great need for resources and programs for youth.

Kent Mendoza stated that he had been formerly involved in the juvenile justice system. Mr. Mendoza stated that he had worked his way up from Intern to Senior Administrative Assistant at the Los Angeles Chamber of Commerce and that he had benefitted from mentorship through the Anti-Recidivism Coalition (ARC). Mr. Mendoza stated that he is currently the Member Relations Coordinator at ARC and that he enjoys the opportunity to talk to and help people in prison. Ms. Biondi added that Mr. Mendoza just managed an ARC event for around 225 people last weekend.

Dante Williams stated that he had been formerly involved in the juvenile justice system, but had met people outside of his environment who saw a different path and that he developed a passion to better himself as well as to help other young people succeed. Mr. Williams stated that he started out as a Youth Advocate and worked his way up to Youth Advocate Manager for Sacramento County youth in the juvenile justice system, foster care system, and youth receiving mental health services. He stated that he was the Past Chair of the Sacramento Youth Advocate Committee, is a Board Member of the Sacramento Area FBI Citizen's Academy, and is the Co-Chair of the Sacramento County Mental Health Services Act (MHSA) Steering Committee.

Juan Gomez stated that he had been formerly involved in the juvenile justice system and had used that experience to help start an organization called Motivating Individual Leadership for Public Advancement (MILPA). He stated that he obtained an education by reading African and Chinese classics and European philosophy and that Scott MacDonald took him under his wing and introduced him to restorative justice. Mr. Gomez stated that he believes in community power; system change; the importance of culture and opportunities for youth; not just outcomes but rights; not just best practices but doing what is right, and action.

Dr. B.J. Davis stated that he had been formerly involved in the juvenile justice system and did a TED talk on his experiences and journey about 2 years ago. He stated that he is now a psychologist and the Executive Director of Strategies For Change, which provides mental health and co-occurring treatment services. Dr. Davis stated he feels like he got better in spite of the system, that he is not shy in sharing his opinions at conferences and at the BSCC meetings, and that he believes we all need to be more strategic and honest about what is and is not working; what obstructions exist, what policies are wrong, and where systems are wrong.

Ramon Leija stated that he had been formerly involved in the juvenile justice system, but now has an Associate of Arts degree and plans to transfer to a University of California school. He stated that he is a volunteer reserve firefighter, an emergency medical technician, and Youth Mentor at the Coachella Valley Youth Leadership Mentoring Project. He has stated that his involvement with Scott Budnick and ARC helped him obtain a Youth Coordinator position with Boys and Men of Color.

Sharon King stated that she is a regional compliance manager at Walmart and has focused her corporate career on auditing and compliance. Ms. King stated that, in graduate school, she worked at a juvenile residential alcohol treatment facility, got to know the clients well, learned what they had been through, and saw audits of the residential facility conducted. She stated that she is a volunteer on the Orange County Child Abuse Team and that she tries to combine her interests and work on treatment and compliance.

BSCC Chair Linda Penner swore in the new members.

Ms. Penner and Executive Director Kathleen Howard expressed gratitude for former Chair McBrayer's service to the committee. Ms. Howard noted the uncertainty of Title II federal funding in the coming years. Ms. Howard stated that the increased SACJJDP membership is beneficial, but does add costs to SACJJDP's travel budget. Ms. Biondi stated that she believed there was around \$50,000 left over from prior years and that a couple of members don't charge for their travel, so costs can be calculated based on 18, not 20, members. Ms. Biondi stated that she had checked with the federal Office of Juvenile Justice and Delinquency Prevention (OJJDP) and was told that California's current Title II budget included \$10,000 in the SAG line item and \$857,552 in Planning an Administration funds (\$428,776 of which are paid by Title II). Ms. McBrayer, a member of the public, explained that SAGs are eligible for 5% of the minimum allocation to a state (currently \$400,000) which equals \$20,000. Ms. Nicole Woodman stated that BSCC staff are working with OJJDP to adjust SACJJDP's budget to its allowable maximum and to reallocate prior years' funds. Ms. Woodman reminded members that any changes are contingent on federal approval of an official budget modification. Discussion followed about how to reduce meeting costs, including meeting in other locations besides Sacramento. Ms. Biondi noted that most of the members are within driving distance of Los Angeles and stated she does not think the work of the committee can be done in less than 5 or 6 meetings per year. Ms. Howard advised of the need for a February 2017 telephonic meeting focused on SACJJDP grant application development responsibilities in response to an unexpectedly early release of OJJDP's 2017 Title II Solicitation.

SACJJDP Overview of Current Work

Deputy Director Mary Jolls outlined information concerning the Juvenile Justice and Delinquency Prevention Act (JJDP A) and informed the committee that the JJDP A prescribes the role and responsibilities of the State Advisory Group. Ms. Ganter discussed the four (4) core requirements: deinstitutionalization of status offenders, separation of juvenile and adult offenders, jail removal, and reducing Disproportionate Minority Contact (DMC). The core requirements are specified in the JJDP A of 1974, as amended 2002, and are subject to change at the congressional level. Ms. Ganter stated that there is usually an attempt each year to update and reauthorize the JJDP A. Ms. Ganter stated that OJJDP oversees how states report on the four core requirements and that California has been in de minimis compliance for many years. Police Chief Susan Manheimer noted that there will soon be a change in administration at OJJDP. Ms. Ganter stated that while OJJDP is looking at changing the regulations around what constitutes a violation, the core requirements themselves are unlikely to change. Ms. Woodman described the purpose and process for annually re-applying to OJJDP for Title II Formula Grant funding and stated that the 2017 reapplication will be for the third year of our Three Year Plan. Ms. Woodman explained the priorities of the current Title II Formula Grant and the urgency of obtaining SACJJDP's input and approval based on new deadlines (R.E.D. and Compliance Monitoring data and sections of the Three Year Plan due February 28, 2017, and the narrative and budget portions of the Three Year Plan due April 17, 2017). Eloisa Tuitama discussed the types of active local grants funded in our Three Year Plan, including: 12 Title II grants, 2 Tribal Youth grants, and 4 Reducing Racial and Ethnic Disparity (R.E.D.) grants. Ms. Manheimer commented that OJJDP has historically required set aside funding for Tribal Youth Grants and that this is a

policy which may change with a new administration. Ms. Woodman stated that SACJJDP has historically budgeted more than the required set aside for Tribal Youth Grants. Ms. Tuitama added that there will be an opportunity to expand the Tribal Youth Grant in the 2018-2021 Three Year Plan. Ms. Woodman and Ms. McBrayer, a member of the public, described the SACJJDP workgroups and subcommittees including the Use of Force Workgroup, the R.E.D. Subcommittee, and the proposed Behavioral Health Workgroup. Ms. Howard stated that work of the workgroups and subcommittees is on hold pending appointment of the new Chair.

Statement of Economic Interests (Form 700), Ethics Training, and Bagley-Keene Act

BSCC Counsel Aaron Maguire reviewed the Bagley-Keene Act and asked that members read the copy of the Act that will be sent to them. Mr. Maguire informed the new members of their responsibility to submit a Statement of Economic Interest (Form 700) and complete Ethics Training. Mr. Maguire explained conflict of interest considerations pertaining to the members.

Agenda Item D State Advisory Committee on Juvenile Justice and Delinquency Prevention (SACJJDP-California's State Advisory Group) Responsibilities and Planning for 2017

Ms. Howard noted that the Power Points from Administrator Listenbee's visit on September 12, 2017 were included in the packets. Ms. Jolls explained that SACJJDP is responsible for developing grant criteria and recommendations, reading and reviewing grant proposals, making compliance monitoring recommendations to the BSCC Board, and making recommendations on the Title II Three Year Juvenile Justice and Delinquency Prevention Plan. Ms. Jolls explained the role of BSCC staff in providing oversight, monitoring, and technical assistance to grantees.

Ms. Penner discussed the history of the BSCC as it relates to realignment and juvenile justice. Ms. Penner explained that SACJJDP members can make recommendations to the Governor through the BSCC Board. Gordon Jackson encouraged the new members to be innovative in the way they conduct the work of the committee. Ms. Biondi noted that the new members were chosen to serve on SACJJDP because of their experience. Susan Harbert encouraged the members to use their experience in their work with SACJJDP. Ms. Penner commented that the Governor is concerned about juvenile justice. Mr. Williams asked what the process is for SACJJDP advising the BSCC. Ms. Penner explained that funding decisions come before the BSCC Board for adoption. Mr. Williams asked who makes the ultimate decisions. Ms. Penner said the BSCC gives great deference to SACJJDP. Mr. Maguire explained further the Fair Political Practices Commission has determined that Executive Steering Committees (ESCs) are the ultimate decision makers. Mr. Davis asked if, as a body, SACJJDP is not to advocate for particular legislation. Ms. Penner stated that as a body SACJJDP cannot advocate for specific legislation. Ms. Biondi stated that members are free to do so as individuals and that there is a role for SACJJDP to provide education to the Administration. Ms. Manheimer added that SACJJDP members are viewed by the Governor as subject matter experts in their respective fields. Ms. Howard stated that BSCC staff also view SACJJDP members as subject matter experts with a board range of expertise.

Ms. McBrayer, a member of the public, stated that the SACJJDP is a federally mandated committee that is responsible for educating the California legislature on potential impacts of legislation on compliance. Mr. Gomez asked how the new members have their

recommendations made known to the legislature. Ms. Howard explained the communication structure by which SACJJDP can make recommendations to the BSCC Board. Ms. Penner stated that new members will have their input embedded into the unified committee recommendations. Mr. Davis asked how a new member could bring new strategies into the strategic plan. Ms. Biondi explained that new members may suggest new agenda items for meetings and make recommendations addressing a strategic plan.

Ms. Dierkhising asked if there are final reports with outcome measures. Ms. Jolls explained that the grant cycle has not ended, but that reports of prior outcome measures can be made available to the members at a future meeting. Ms. Manheimer suggested in the future that SACJJDP further discuss core priorities as they relate to mental and behavioral health. Ms. Jolls stated that the next SACJJDP meeting would include input into the Title II 2017 Three Year Plan. Ms. King asked if SACJJDP has by laws. Ms. Jolls stated that it does not. Ms. Penner explained that the BSCC is governed by state statute.

Agenda Item E Approval of the minutes from the SACJJDP Meetings on June 15, 2016; September 12, 2016; and October 12, 2016

Ms. Biondi requested a motion to approve minutes for the June 15, 2016 SACJJDP meeting. **None abstained or opposed. Motion passed.**

Ms. Biondi requested a motion to approve minutes for the September 12, 2016 SACJJDP meeting. **None abstained or opposed. Motion passed.**

Ms. Biondi requested a motion to approve minutes for the September 12, 2016 SACJJDP meeting. **None abstained or opposed. Motion passed.**

Agenda Item F

SACJJDP CHAIR AND BSCC UPDATE

BSCC Update

Ms. Howard notified members that the 2017 National Forum on Criminal Justice Conference will be held July 30 through August 20, 2017 at the Hilton Long Beach in California. Ms. Ganter provided an overview of juvenile facilities inspection requirements and stated that either the Juvenile Court Judge or the Juvenile Justice Commission (JJC) must conduct an annual inspection of every secure juvenile detention center. The BSCC reviewed the 2014 inspection cycle and determined that there was 100% compliance with receipt of the Judges/JJC's inspections reports by BSCC; no county was missing its local juvenile justice inspection report.

Mr. Winston Peters stated that the Los Angeles County Board of Supervisors was looking at a motion to require their camps to provide adequate appropriate hygienic supplies for females based on a report that was done on conditions of confinement. Mr. Peters asked if the issues raised fall within the purview of the BSCC's report. Ms. Biondi stated that the report was part of an audit of the Los Angeles County Probation Department that was conducted around two years ago in which camp residents were surveyed. Ms. Ganter stated that Title 15 regulations do include a minimum requirement around the provision of hygienic supplies and that local reports inform the BSCC's biennial inspection reports conducted pursuant to Title 15. Ms. Biondi stated that she would like to see the standard raised. Ms. Ganter stated that the Title 15 regulations which govern the inspections are currently being revised. Ms. Penner stated

that there are parallel tracks with respect to inspections and reports. There are the local county inspection reports and those conducted by the BSCC pursuant to Title 15. The issues raised in the local report fall within the purview of an internal county discussion. Ms. Biondi stated that inspection report issues can result in a county facility being found unsuitable and having to close. Ms. Penner stated that these decisions are made at the local level. Mr. Gomez asked how SACJJDP members could participate in the Title 15 regulation revision process. Ms. Ganter stated that a survey had been done and that there had been a joint meeting of SACJJDP and the Juvenile Justice Standing Committee (JJSC) members to develop recommendations to the Executive Steering Committee. Ms. Ganter stated that she would have Ms. Woodman send out an e-mail providing information on how interested persons could get involved with the juvenile regulations revisions. Ms. Sharon King asked for more detail about what the compliance monitoring component of the inspection entailed. Ms. Biondi suggested Ms. King and Ms. Ganter speak after the meeting. Ms. Ganter offered to speak about this at a future SACJJDP meeting as well. Ms. Manheimer suggested that Ms. Ganter send the blank inspection report forms to members.

Agenda Item G to the Governor and Legislature

Draft Annual Compliance Monitoring Report

Ms. Ganter reported that there is a requirement that SACJJDP report annually to the Governor and Legislature on core compliance and related recommendations and that the core compliance information is the same that is reported to OJJDP annually. The 2015 calendar year data was due to the OJJDP in October and demonstrated that California has maintained compliance. There is another compliance monitoring report due in February 2017 for the 2016 data. Ms. Ganter stated that members can contribute recommendations in the next annual report to the Governor and Legislature. Ms. Ganter reported that California has reduced violations of core requirements by 93 percent in deinstitutionalization of status offenders since 2003. This has been accomplished via BSCC training and technical assistance. Mr. Garcia asked how SACJJDP members could attend facility compliance monitoring visits. Ms. Ganter stated that members who wanted to attend a visit should contact her directly for further discussion.

Ms. Biondi requested a motion to approve the SACJJDP Compliance Monitoring Recommendations report for the 2015 data to the Governor and Legislature. **None abstained or opposed. Motion passed.**

Agenda Item H

Legislation

Ms. Jolls reported that the BSCC is tracking legislation with fiscal or policy impacts to the BSCC. In addition, the BSCC will track bills for SACJJDP based on key words search terms that it has selected. Ms. Jolls reported that AB 1998 was signed last year and took effect January 1, 2017. AB 1998 consolidated application and reporting requirements for the Youthful Offenders Block Grant (YOBG) and Juvenile Justice Crime Prevention Act (JJCPA) to streamline and make the data reporting more meaningful. Ms. Jolls stated that there is now a single annual plan due on May 1 that will include descriptions of planned programs, placements, strategies, services, and system enhancements; it no longer requires a budget, local Board of Supervisors' approval, or approval by the BSCC. Ms. Jolls stated that there is also now a single annual report due on October 1 that will include detailed expenditure and outcome information. Ms. Biondi asked if the JJCPA outcome measures designated in statute

have been eliminated and asked how soon counties will receive information on the new requirements. Ms. Jolls said that she did not have the specific measures on hand and would send them, but that she did know that the prior reporting requirements had been replaced with new ones as a result of AB 1998. Ms. Jolls stated that a letter had been sent to counties, that BSCC anticipated the new JJCPA/YOBG template would be issued March 1, 2017 and that BSCC will be holding a conference call with counties. Ms. Biondi said that she was concerned that the changes will result in less accountability for a gigantic sum of money. Ms. Penner stated that the Department of Finance, the Legislature, the Chief Probation Officers of California, and the Juvenile Justice Data Working Group chaired by David Steinhart were involved in the decision to change the reporting requirements. Mr. Gomez asked if the new template will be available to the public. Ms. Jolls stated that the template can be made available to SACJJDP and that there is a requirement that when counties submit their annual reports, the BSCC must post them on their website within 45 days of receipt. Dr. Davis said he was willing to entertain the possibility that this change may mean better accountability.

Agenda Item I**SACJJDP 2017 Meeting Dates**

Ms. Biondi asked members to take note of the upcoming meeting dates: March 15, May 17, June 21, September 20, and October 18, 2017. Ms. Biondi stated that there are sufficient funds for in person meetings. Ms. Penner suggested longer, but less frequent meetings.

Agenda Item J**Future Agenda Items**

Ms. Manheimer requested time for a presentation on her county's diversion program.

Agenda Item K**Public Comments**

Erica Webster from the Center on Juvenile and Criminal Justice (CJCJ) stated that CJCJ, the Children's Defense Fund, and Sue Burrell had held a webinar to help people understand how to submit recommendations for Title II regulations revision. Ms. Webster also stated that they had created a youth version of the survey to obtain input from prior system-involved youth and that the California Endowment would be summarizing the results.

Adjournment

The January 13, 2017 SACJJDP meeting was adjourned at 3:03 p.m.

BSCC Staff Attendance Roster

Linda Penner, BSCC Chair
Kathleen Howard, Executive Director
Aaron Maguire, General Counsel
Mary Jolls, Deputy Director, CPGP
Allison Ganter, Deputy Director, FSO
Nicole Woodman, Field Representative, CPGP
Eloisa Tuitama, Field Representative, CPG
Alfonso Jimenez, Associate Governmental Program Analyst, CPGP
Ginger Wolff, Associate Governmental Program Analyst, FSO