

**Thirteenth Special Master Report (Filed Feb. 9, 2010)**

| Area   | Compliance  | Source  | Page  |
|--|-------------|---|-------|
| <b>SAFETY AND WELFARE</b>  |             |   |       |
| Reduced Population Density   | Substantial | “DJJ has reduced living unit populations to a maximum of 36-38 youth for most units and of 20-24 youth on residential mental health treatment units. Total populations per facility have also decreased except at Ventura.... Resulting in an average living unit density of approximately 27 youth.”   | 3     |
| Custody Classification System  | Substantial | “The expert finds that DJJ has ‘substantially implemented’ the required custody classification system.... DJJ is using an evidence-based screening tool... the system was ‘working effectively’ ... DJJ has reduced but not eliminated the use of dormitory housing for youth classified as posing a high-risk to commit violence” (note that DJJ still needs to implement screening for youngest residents, females, and youth in specialized housing).  | 3-4   |
| Violence Reduction Committees  | Substantial | “All DJJ facilities have violence reduction committees that generally meet once a month.”   | 6     |
| Conflict Resolution Teams  | Substantial | “all facilities have conflict resolution teams (CRTs). Their activities and procedures are not uniform across facilities...the CRTs are skillful, constructively engaged with youth, and helpful in addressing conflict and violence.”  | 6-7   |
| Gang/Race Integration  | Partial     | “The safety and welfare expert is working with the DJJ group responsible for developing a comprehensive gang strategy... DJJ staff have met with representatives of two Northern California community groups and with a UC Irvine criminologist with expertise in gangs. In the meantime, SYCRCC has employed a “Peace and Unity Campaign” to reduce gang and race-related violence. This campaign has impressed Dr. Krisberg and the OSM as a potential model for other facilities.”   | 7-8   |
| Replacing SMPs (Special Management Programs) with BTPs (Behavioral Treatment Programs) | Partial     | “...Dr. Krisberg has approved [the ‘charter’] as a draft plan with which to being BTP implementation... DJJ currently has SMPs only at Stark... Preston replaced that facility’s SMP unit in November 2008 with two ‘interim BTP’ units which served as an informal pilot site...”  | 9-11  |
| Reduction in Violence  | -           | “...the [tracking] system is manual, which makes it susceptible to manipulation and error.... These data reflect a dramatic decline in the <i>number</i> of incidents... they do not however, show any sustained or substantial decline in the <i>rate</i> of violence... Though the rate of violence has not decreased in a sustained way, the dramatic decrease in DJJ’s population density translates into an atmosphere characterized by fewer incidents of violence and force. Fewer youth are exposed to each incident and each youth is exposed to fewer incidents.” | 13-14 |
| Use of Force Policy  | Partial     | “Drs. Krisberg, Lee, and Trupin find the revised policy to be an improvement over the prior one, though not yet consistent with contemporary standards.”  | 17-18 |

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| Staff Training                | -           | “DJJ has more than the 18 certified trainers required by the plan... it is far from having trained all direct care staff.”  | 18    |
| Use of Force Review Model     | Partial     | “The <i>Farrell</i> Compliance Unit has conducted only one audit of use of force...[and] has not conducted a follow-up audit, though this is required by the remedial plan.”  | 19-20 |
| Reduction in Use of Force     | -           | “the total number of use of force incidents has decreased dramatically... yet no sustained change in the rate of these incidents... is discernible... DJJ youth and staff are exposed to fewer such incidents than when facilities were more densely populated...the experts continue to find that DJJ staff use force that should have been avoided.”  | 21-22 |
| Restricted Housing/Programs   | Partial     | “DJJ has nearly achieved substantial compliance with these requirements. DJJ has made substantial progress in the reduction of restricted housing and programs, especially in reductions in lengths of stay...The ‘rooms are often barren with nothing for a slab bed and a toilet and a sink’ and in many cases are decrepit. Progress toward providing SMP youth with a full educational program has been very slow.” | 23-24 |
| Services for Girls            | Non         | “DJJ has already consulted with at least one of these experts and has drafted a plan to develop an appropriate young woman’s program with consultant assistance.... The plan is contingent on funding that may not be available due to budget problems.”  | 25-26 |
| Disciplinary/Incentive System | Partial     | DJJ revised “policies represent significant steps forward... an average of 112 youth <i>per month</i> received disciplinary time adds, each of which added an average of two months to the youth’s sentence... not a sufficient response to experts’ observations... In the meantime, staff at various facilities have found creative ways to enhance the positive youth incentive program.”                            | 26-28 |
| Replacing Physical Facilities | Non         | “California and CDCR thus far have failed to address DJJ’s pressing need to replace facilities.”  | 31    |
| Renovation and Maintenance    | Substantial | “DJJ facilities are now substantially compliant with requirements that they identify and request needed repairs and renovations.” (Note that they still need to make the repairs, however they are waiting on funding from CDCR.)   | 33-34 |
| Baseline Recidivism Data      | -           | Recidivism rates over 3 years for youth released in 2004-2005: “For youth who were committed to DJJ for serious and violent or sex offenses - 707(b) and 290 offenses - the rate was 75% after three years (68% after two years and 53% after one year). For youth committed for less serious offenses, the recidivism rate was 88% after three years (85% after two years and 72% after a year).”                      | 35    |