

Board of State and Community Corrections Meeting

THURSDAY, SEPTEMBER 13, 2012, 1:00 P.M.
BSCC CONFERENCE ROOM, 660 BERECUT DRIVE
SACRAMENTO, CA 95811 Phone: 916-445-5073 www.bscc.ca.gov

*Notes by Brian Heller de Leon
CJCJ Policy and Government Outreach Coordinator*

Note: Further meeting documents can be found online at
<http://www.bscc.ca.gov/board/announcements/teleconference-special-session>

Agenda - Amended Meeting called to order:

Roll Call

MATTHEW L. CATE Chair Secretary, CDCR – In Attendance
VACANT Director Adult Parole Operations, CDCR
DEAN GROWDON Sheriff, Lassen County – In Attendance
LEROY BACA Sheriff, Los Angeles County – In Attendance
SUSAN MAURIELLO County Administrative Officer Santa Cruz County – In Attendance
LINDA PENNER Chief Probation Officer Fresno County – In Attendance
ADELE ARNOLD Chief Probation Officer Tuolumne County
WILLIAM R. POUNDERS Retired Judge Los Angeles County – In Attendance
DAVID L. MAGGARD, JR. Chief of Police City of Irvine – In Attendance
VACANT Community Provider of Rehabilitative Treatment or Services for Adult Offenders To be
Appointed by Speaker of the Assembly
DAVID STEINHART Director Juvenile Justice Program Commonwealth – In Attendance
MIMI H. SILBERT Chief Executive Officer and President Delancey Street Foundation – In
Attendance

CONSENT CALENDAR:

Items on the consent calendar are considered routine and non-controversial. All matters are approved by one motion unless pulled by a Board Member for discussion or separate action. At this time, any member of the public may ask the Board to be heard on any item on the Consent Calendar.

- A. Approval of the Board and State Community Corrections July 26, 2012 First Official Meeting Minutes**
- B. Approval of the Board and State Community Corrections August 29, 2012 Special Session Teleconference Meeting Minutes**
- C. AB 900 Phase II Jail Construction Financing – Program Update**
- D. Bureau of State Audits Report on Youthful Offender Block Grants (YOBG)**

DISCUSSION ITEMS:

- E. AB 900 Phase II Jail Construction Financing – Awards Update**
- F. CalGRIP Rating Executive Steering Committee**

- G. Standards and Training for Corrections (STC) Executive Steering Committee
- H. Establishing Board Priorities and Timelines
- I. Development of Advisory Committees
- J. BSCC Departmental Strategic Planning Update
- K. Public Comment

Next Meeting: November 8, 2012 at 1:00 PM in Sacramento

Meeting Notes

BSCC Executive Director Patti Mazzilli Update:

- Working retreat to set BSCC long-term priorities and timeline on Nov 7, 2012
- A new Chief Deputy Director has been named – Scott Frizzie

Discussion Item E: AB 900 Phase II Jail Construction Financing – Awards Update

- Some counties are rescinding their funding requests for new facilities which means those allocations transfer to counties next in line.
 - Santa Barbara relinquished \$80 million >> Part now goes to Monterey to fulfill their original request.
 - Monterey Sheriff says they are utilizing OR for people on felony charges because of lack of space. Will start a pretrial program in October, says, that they are trying everything they can do to drop their jail population to make more space.
 - Shasta relinquished \$33 million request >> Went to Imperial and Siskiyou for their original requests.
 - Siskiyou Sheriff says crime reports are up 14%, they cannot keep misdemeanants in jail for lack of space, 25-yr old jail in bad shape.
 - AB 900 funding is broken down into “large, medium, and small” county brackets and the ranked order of allocations is based on the number of county new admissions into state facilities in 2010.
- The BSCC also voted to approve staff recommendations to allow counties to drop their matching amounts down to the minimum 10% for large counties, 5% for small counties.
 - Counties were having a hard time making their original matching pledges
 - This does not translate into more state funding, just scaled back jail projects.

Discussion Item D. (pulled from consent calendar): Bureau of State Audits Report on Youthful Offender Block Grants (YOBG)

- BSCC member David Steinhart requested to remove the item from the consent calendar in order to have a public discussion on the audit.
 - The audit showed severe data deficiencies across counties, criticizes CSA/BSCC for failing to monitor funding and code violations.
- BSCC staff and former CSA members expressed strong concern about the BSA audit
 - Dr. Silbert said that CSA did all they could to comply but are underfunded and have limited staffing resources (1.25 FTE staffing assigned)
 - Dr. Silbert said that CSA they did what they could but that county data systems are very limited.
- David Steinhart said this report brings up many policy issues that need to be addressed, including recommendations on juvenile justice data systems that have been shelved for 5+ years.
 - Mr. Steinhart indicated it points to the need for a standing juvenile justice advisory committee to the BSCC (that he recommended later in the meeting)

- Fresno Probation Chief and BSCC co-chair Linda Penner said that the audit was doomed when it started.
 - Chief Penner suggested that it is impossible for BSCC to collect data in a uniform way across counties
 - She also stated that SB 81 gave the counties the responsibility for the realignment of 707a youth offenders, but did not build in accountability measures. She says there were many pitfalls in the original legislation.
- LA Sheriff Lee Baca argued that it is a difficult challenge to create outcome measures across all 58 counties
- BSCC staff Kimberly Buchard spoke (lead on YOBG implementation)
 - YOBG/SB 81 has achieved the larger goals of the legislation
 - Reduce number of youth offenders in DJF
 - Reduce state costs for 707 (a) population
 - Keep lower-level offenders close to home
 - She argues that the BSA audit does not consider those successes and focuses entirely on data deficiencies. Says that SB 81 did not mandate data collection.
 - BSCC staff already crafted a response to the BSA audit.
 - BSCC members want to craft a more robust response in advance of the next meeting.

Discussion Item F: Forming a CalGRIP Rating Executive Steering Committee (ESC) - Highlights

- CalGRIP budget maintained at \$9.2 million, with \$1 million going directly to Los Angeles.
- RFP released to city managers statewide on August 22, 2012.
- Applications due October 8, 2012.
- Rating committee has to be formed in 2 weeks.
 - Irvine Police Chief David Maggard nominated to chair the CalGRIP RFP Rating Executive Steering Committee, staff will fill in other positions.
- CJCJ staff provided public comment highlighting that the recent CalGRIP RFP's prevented some cities from reapplying for CalGRIP funds if they could not expand their program, even if the program was successful.
 - CJCJ staff cite City of Sacramento as an example – they had to shut down their successful Ceasefire program (75% reductions in homicides and gang involved shooting) b/c their police gang unit was cut and they couldn't expand into other parts of the city. CJCJ requested that groups be able to work directly with BSCC staff to review the RFP and provide input into the process.
 - BSCC members direct BSCC staff to work with CJCJ staff and others on the RFP.

Discussion Item G: Standards and Training for Corrections (STC) Executive Steering Committee

- Department provides standards and training for corrections agencies – seeking to appoint a BSCC member to chair the committee and locate potential members.
 - Sheriff Baca and Chief Penner both advocate for operational people who are managing jails to be in charge of reviewing and setting these standards.
 - Sheriff Baca says those who run the jails know best practices in terms of operational management of facilities.
 - No BSCC members raise concerns about potential conflicts of interest, unanimous vote to appoint Sheriff Baca as chair of the STC executive steering committee.

Discussion Item H: Establishing Board Priorities and Timeline

- Nov 7, 2012 workgroup meeting – Unclear if it will be an all day or 1/2 day event.

- Lots of comments from BSCC members about how to best use this time – challenged Executive Director Mazilli to structure it in a productive way – opened discussions about the broader role of the BSCC as a change agent in criminal justice practices.
 - Dr. Mimi Silbert (Delancey Street) – BSCC needs to be looking at model practices, keep gang intervention as a priority.
 - Sheriff Baca – BSCC can drive a new culture of change, new standards.
 - In LA he is trying to focus on inmate education, turning corrections staff into teachers, having staff become “facilitators of human growth.”
 - It is not just about money – money will not change systems or cultures
 - He wants his local criminal justice system to address the root causes that drive people to offending, which he states are mainly cognitive.
 - Chief Penner – Says that the state cannot buy its way out of the corrections problem – a systems culture shift has to take place.

Discussion Item I: Development of Advisory Committees

- David Steinhart: SB 92 provided for advisory committees to be formed pertaining to the mandate areas of the BSCC.
 - He recommends a formation of a standing juvenile justice advisory committee.
 - Stipulations for bringing in outside stakeholders >> those impacted by juvenile justice systems as well as those responsible for juvenile justice decisions.
 - Says there is a void of statewide leadership on this issue, presumably meaning at the Capitol.
 - Mandate carries over from CSA
 - \$200 million in JJCPA & YOBG funding
 - Potential areas of responsibility
 - Facility standards
 - Data collection
 - Mental Health treatment
 - Evidence-Based Practices
 - Linking with efforts of private foundations with their juvenile justice investments
 - States that external advice is needed in these areas.
 - Response from other BSCC members:
 - Sheriff Baca: Tells David Steinhart not to wait for a committee to deliberate on what needs to be accomplished in juvenile justice. He says that Mr. Steinhart should just to make recommendations to the BSCC of what he thinks needs to happen.
 - Chief Penner: Rejects the scope of work that Mr. Steinhart presented.
 - Says the BSCC must establish the scope of work, not an advisory committee, the board must maintain the leadership
 - Supports the creation of a juvenile justice committee over all, just does not want Mr. Steinhart to have complete leeway in setting the priorities for that advisory group.
 - Lassen Sheriff Dean Growdon: Advocates for representation from smaller counties on the committee – does not want to penalize small counties that might not have the resources – not a one-size-fits-all approach. He stated “what works in San Francisco might not work in Lassen.”
 - Mr. Steinhart responded: What he laid out was not intended as a scope of work, just some ideas. Yes, the BSCC has ultimate authority but the advisory

- committee should exercise leadership. He invites Chief Penner to be a part of the committee.
- CJCJ staff provide public comment endorsing Mr. Steinhart's recommendation, talk briefly about CJCJ's role in helping SF to develop successful juvenile justice models.
 - CJCJ staff strongly advocate for the formation of a standing gang policy advisory committee at a future BSCC meeting, in addition to the standing juvenile justice committee. Best practices for gang prevention and intervention is part of the SB 92 mandate that created the BSCC.
 - CJCJ staff talk about the success of the former Office of Youth and Gang Violence under Paul Seave, the work with 13 Cities Gang Network, success that Sacramento had with Ceasefire program with just \$400,000 of CalGRIP money.
 - BSCC unanimously votes to establish the Juvenile Justice Advisory Committee, Mr. Steinhart will develop suggestions for nominations to other members of the committee and will present them at the November 8, 2012 BSCC meeting.

[END NOTES]