



## Juvenile Jurisdiction Advisory Committee

3010 Hammond Business Place

Raleigh, NC 27603

(Meeting held via WebEx)

Friday, May 15, 2020

### **Committee Members present:**

Co-Chair Bill Davis, Co-Chair Garry Frank, Betty Budd, Ruby Brown-Herring, Tarrah Callahan, Darren Campbell, J.H. Corpening II, Beth Freshwater-Smith, Michelle Hall, Krista Hiatt, Jennifer Knox, William Lassiter, Kym Martin, Carol McManus, Mary Stansell, Heather Taraska, LaToya Powell for McKinley Wooten, Eric Zogry.

### **Presenters/Staff:**

Bonnie Clark, Nicole Croteau-Johnson, Justin Davis, Brad Fowler, Erin Hickey, Emily Mehta, Kimberly Quintus

**Guests:** Ann Anderson, Catherine Anderson, Tawanda Artis, Bill Batchelor, Matthew Boyatt, Julianna Cherry, Taylor Coburn, Erin Dickmeyer, Maxine Evans-Armwood, Dale Floyd, Nichelle Gaines, Jacqui Greene, Sonya Harper, Justine Homiak, Meagan Honnold, Bryan Howard, Diana Kees, Peter Kuhns, Rachel Larsen, John Madler, Phil Maycheck, Beth Nelson, Megan Perrault, Angela Pierce, Melissa Roark, Sammy Said, Brittany Schott, Monica Shabo, Brianna Van Stekelenburg, Morgan Weiss, Mark White

### **Call to Order: 10:00 AM**

- Bill Davis: Welcome and opening remarks
- Review of minutes from January 6<sup>th</sup> meeting. Motion accepted, seconded, all in favor, none opposed. Motion passed.

### **Raise the Age Update and Juvenile Justice Needs**

#### **William Lassiter, Deputy Commissioner for Juvenile Justice**

- Discussion about report submitted in January and the upcoming report.
- Discussion on Juvenile Justice's response to the Covid-19 pandemic and its impact on population data
- Discussion on JJ data on complaints received to date
- Review of the Sentencing and Policy Advisory Commission's staff analysis and projections
- Discuss of additional resource needs

### **Administrative Office of the Courts Update and Needs**

#### **Brad Fowler, AOC Chief Business Officer**

- Review of resource needs based on projections using the Fiscal Research Division methodology.
- Looked at potential eligible defendants by highest charge, excluding motor vehicle offenses and prior to applying any diversion.
- If you assume 5 district court judges, you can estimate by the % of workload where those judgeships should go. If you look through the lens of only RtA impact, the presented information shows where those court officials would go. If additional resources become available, we can apply those numbers to the calculations to produce where the need would be regarding RtA.

### **Office of the Juvenile Defender Needs**

#### **Eric Zogry, NC Juvenile Defender**

- Request for resources and Raise the Age expansions
- Presented background information on request justification

- Received Assistant Juvenile Defender position for FY19
- Requesting Juvenile Contracts Administrator position to start January 2021 (\$75,000 annualized cost)
  - Improve quality, court efficiency, accountability, and cost control

#### **Motion to Include All Presented Needs in Next Report**

- Motion accepted, seconded.
- All in favor, none opposed. Motion passed.

#### **Legislative Update**

##### **Justin Davis, DPS Legislative Liaison**

- Update on legislative process changes and focus on Covid-19
- Early projections on budget shortfall
- Update on federal funding
- Updates on status of pending legislation:
  - HB 702 (Modify JCPC)- Currently resides in the Senate Rules committee
  - HB 347 (Minimum Age)- With Senate Rules (May '19)
  - SB 419 (Technical and Other Changes)- With Senate Rules after passing House
  - SB 562 (Second Chance Act)- With House Rules since passing Senate (Aug '19)

#### **Legislative & Legal Issues Subcommittee Update**

##### **Heather Taraska, Chair of the Subcommittee**

- Juvenile Justice to develop language for review covering judicial authority to close court for juvenile cases, CIPRS access for legal assistants, the indictment process and confidentiality requirements, maximum YDC commitment age for 16-and17-year-olds, conforming amendments to G.S. 7B-2514(c), G.S. 7B-2516(c), and G.S. 7B-2600(c)
- Additional legislation projects may include pretrial release conditions, secure custody order upon reverse waiver and superior court audio records, notice requirements for transfers to superior court, whether a transfer hearing is required for transfer (G.S. 7B-2200.5(a)), process for failure to appear in superior court/violation of conditions for release, appeal of transfer decisions, whether prayer for judgement continued or conditional discharge count as convictions, the gang enhancement hearing process, determining authority for prior conviction exclusion from juvenile jurisdiction and related processes, discussion of whether Chapter 20 offenses should be included within juvenile jurisdiction, whether 50B DVPO violation must be taken into secure custody, emancipated youth exclusion from juvenile jurisdiction, update to 7B-3200(h) to increase expunction age to 18, and confirming amendment to G.S. 14-208.30 for juvenile sex offender registration statute

#### **Problematic Sexual Behavior**

##### **Nicole Croteau-Johnson, NC Child Treatment Program**

- Introduction of speaker and program overview
- Review of problematic sexual behavior in the juvenile population
- Discussion on treatment modalities and associated outcomes
- Next steps for developing and sustaining treatment capacity

#### **New Business**

- Kym Martin: Future of minimum age subcommittee meetings?- to be held remotely

#### **Public Comment**

None

#### **Next Steps & Chairs' Direction**

- Next meeting date. Meeting format unknown, will be determined based on Covid-19 pandemic.

**Meeting adjourned 11:58 AM**

**Next meetings:**

**JJAC meeting:** August 28, 2020 from 10am-2pm

**Subcommittees:**

1. **Legislative Revisions and Legal Issues Subcommittee** (Heather Taraska, Chair): TBD
2. **Minimum Age Subcommittee** (Judge Jay Corpening, Chair): TBD
3. **Housing Expansion Subcommittee** (William L. Lassiter, Chair): TBD

Additional Instructions: Any changes to your contact information should be sent to [Kimberly.Quintus@ncdps.gov](mailto:Kimberly.Quintus@ncdps.gov).

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