



2019 Juvenile Age Report

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Deputy Secretary for Juvenile Justice

JJAC Reporting Required: January 15th

Initial

Final



3/1/2018

1/15, annually



1/15/2023

Interim

Statutory Mandate

- ▶ Pursuant to S.L. 2017-57 [SECTION 16D.4.(rr)], *Juvenile Justice Reinvestment Act*, the Juvenile Jurisdiction Advisory Committee, “shall submit additional interim reports with updates on the planning steps completed towards implementation, including any legislative, administrative, and funding recommendations, annually **by January 15 of each year.**”

Committee to vote at end of presentation:

The Committee votes to accept the content of the draft Juvenile Age report and allows the Department to make technical changes such as grammar and/or punctuation, but no substantive changes.

Updates on Planning Steps Completed

- ▶ Section IV of report, page 22

- ▶ Future topics of JJAC
 - age-appropriate **programming** in youth development centers and detention centers
 - hearing presentations from **other states'** representatives who have implemented "Raise the Age" legislation
 - **stepdown/re-entry**
 - **training of stakeholders** (law enforcement, district attorneys, defenders, juvenile justice professionals, etc) across the State
 - **business analytics, videoconferencing, and communication planning**

Stakeholder Forums

- At least one forum in each juvenile district: **1,600** in attendance
 - AOC: 23
 - Clerk of Court: 71
 - County Management: 41
 - Defense Attorney: 50
 - District Attorney: 72
 - Judge: 82
 - Juvenile Justice: 500
 - Law Enforcement: 310
 - Legislator: 29
 - Mental Health: 52
 - Schools: 95
 - Social Services: 45
- 6 regional community-based provider forums: Over **1,000** in attendance

Resources



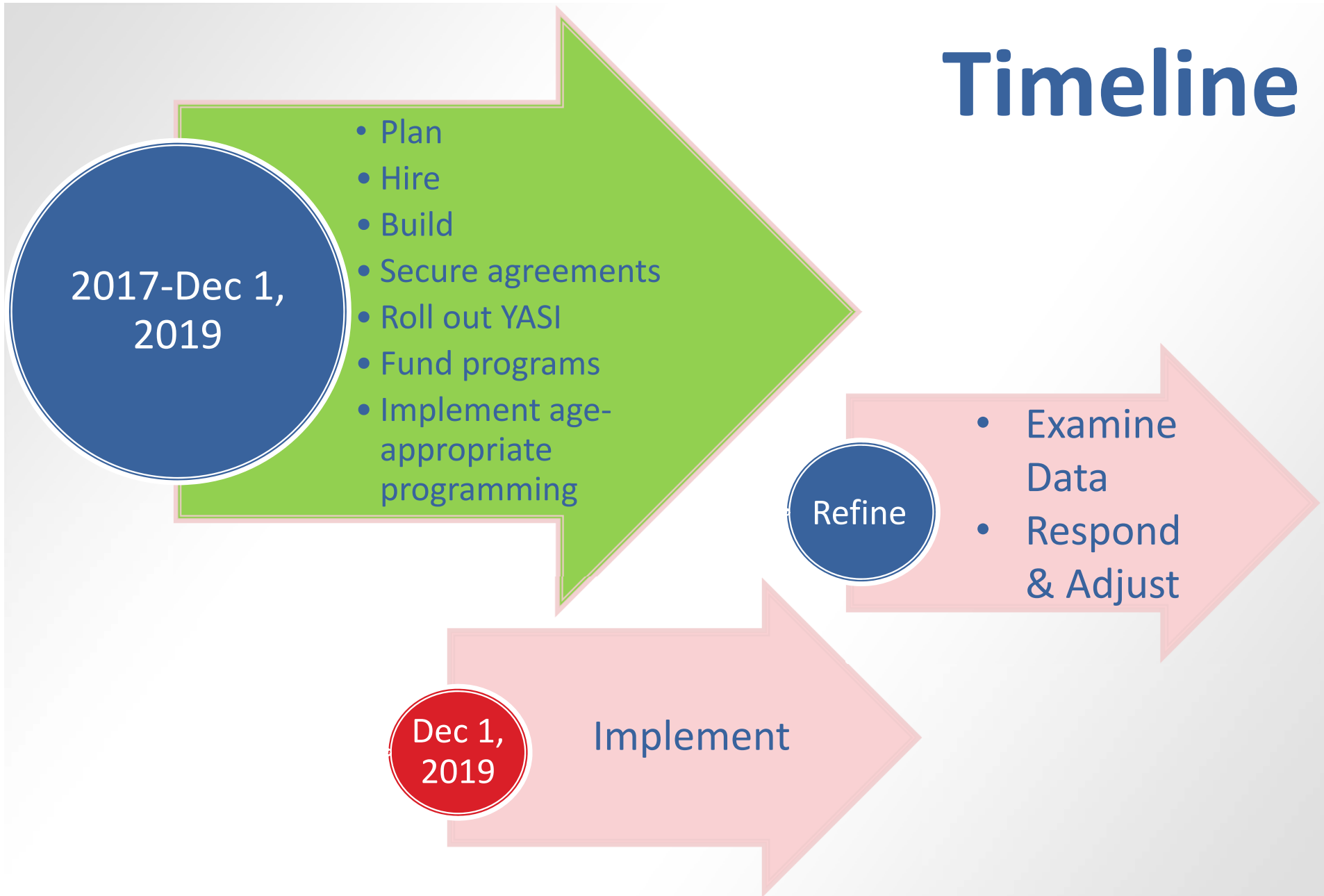
Workgroups

- Stakeholder Forums (complete)
- Safety
- Transportation
- Law Enforcement Training
- JCPC Funding Allocation
- Facility Design
- YDC & DC Programming
- Re-Entry/Step down services
- Education
- Mental Health & Substance Abuse
- Health Care Services

Other Planning

- ✓ Internal surveys on safety needs
- ✓ New email address created to received comments, concerns, feedback, inquiries, or suggestions
- ✓ Regular videos to JJ staff as decisions are made
- ✓ Planning for 65 new Court Services positions
- ✓ Sisense purchased and development of reports began
- ✓ Working with SAS and GDAC to create recidivism trend analysis by age (Service directory/re-entry project)

Timeline



Legislative Recommendations

- Section I, page 1
- Proposals from Legislative Revisions and Legal Issues Subcommittee as passed by the full Juvenile Jurisdiction Advisory Committee

Possible Exclusions

- (1) Habitual misdemeanor assault (G.S. 14-33.2).
- (2) Crime against nature (G.S. 14-177).
- (3) Obscene literature and exhibitions (G.S. 14-190.1).
- (4) Third degree sexual exploitation of a minor (G.S. 14-190.17A).
- (5) Solicitation of a child by computer to commit an unlawful sex act (G.S. 14-202.3).
- (6) Stalking when court order in effect (G.S. 14-277.3A).
- (7) The Class A1 offense of misdemeanor assault on a law enforcement officer.
- (8) Assault inflicting serious bodily injury; strangulation (G.S. 14-32.4).
- (9) Fraudulently setting fire to dwelling houses (G.S. 14-65).
- (10) Any offense requiring registration as a sex offender pursuant to Article 27A of Chapter 14 of the General Statutes.
- (11) Any other offense the Committee deems appropriate for exclusion.

Legislative Revisions & Legal Issues

Subcommittee Recommendation

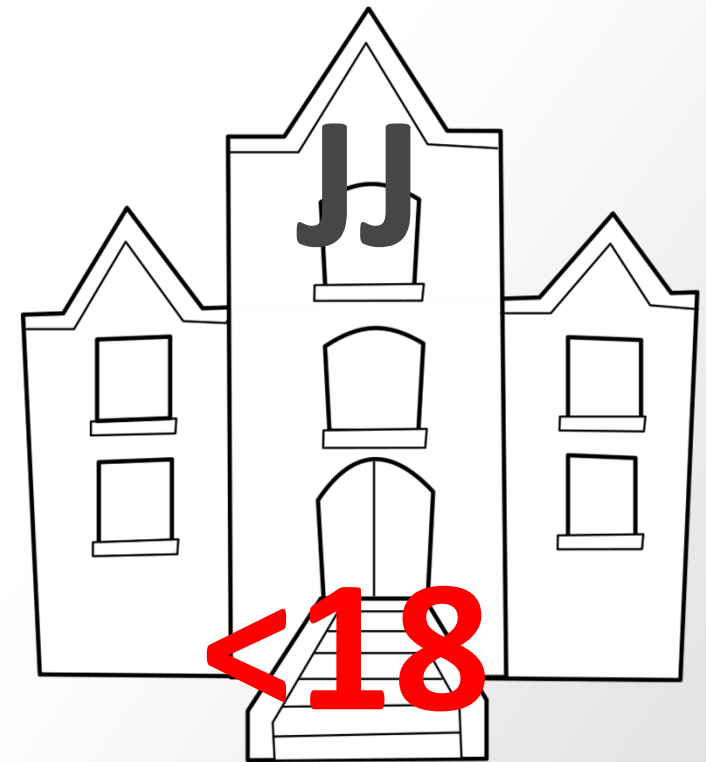
We recommend including items in SECTION 16D.4.(rr) (1) through SECTION 16D.4.(rr) (10) in juvenile jurisdiction.

Further, we recommend amending SECTION 16D.4.(rr) (10) to read “Any H, I, or misdemeanor offense requiring registration as a sex offender pursuant to Article 27A of Chapter 14 of the General Statutes.”



Housing of Transfers Subcommittee Recommendation #1

- ▶ All persons less than 18 years of age who are ordered to be held in custody prior to their trial or adjudication, whether in adult court or juvenile court, shall be housed in an approved Juvenile Justice Section facility, and not be incarcerated in county jails (unless the county jail has an agreement with the Juvenile Justice Section to house juveniles); and



Housing of Transfers Subcommittee Recommendation #2

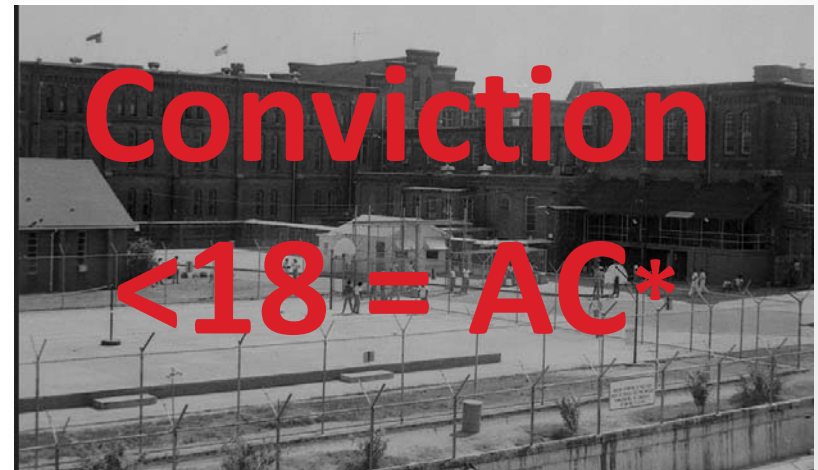
- ▶ Once it is determined that a person less than 18 years of age will be held in custody prior to trial or adjudication, that person shall be transported to and from the approved Juvenile Justice Section facility by Juvenile Justice Section personnel or personnel authorized by the Juvenile Justice Section; and



Housing of Transfers Subcommittee

Recommendation #3

- ▶ All persons less than 18 years of age who are convicted in adult court and are sentenced to be held in custody shall be housed in an approved Prisons Section facility and not be incarcerated in county jails (unless the county jail has an agreement with the Juvenile Justice Section to house juveniles); and



**Inmate recreation, old Central Prison (State Prison), Raleigh, NC, no date (c.1950-1960s); copied courtesy Keith Acree, NC Department of Corrections. State Archives of North Carolina, Raleigh, NC. <https://www.flickr.com/photos/north-carolina-state-archives/28891476055/in/album-72157632111604691/>*

Housing of Transfers Subcommittee Recommendation #4

- ▶ Any person who is held in the custody of the Juvenile Justice Section prior to their trial in adult court, upon becoming 18 years of age, shall be transferred to the custody of the county jail where the charges arose by Juvenile Justice Section personnel or personnel authorized by the Juvenile Justice Section.



*Cumberland County Jail, Fayetteville, NC 28301. <http://ccsonc.org/detention-center/>

Housing of Transfers Subcommittee Recommendation #5

- ▶ Further, the committee requests that the General Assembly fund a unified video conferencing system that allows communication between both juvenile detention and adult detention facilities and the courts to reduce transportation costs, improve access to the courts, and improve safety.



Legislative Recommendations

- ▶ Motor Vehicle Offenses
 - Definition
 - Does not count towards prior conviction
 - Excluding DWI
 - School safety
- ▶ JWisE Access for legal assistants
- ▶ 90 days for probable cause hearing
- ▶ Reverse Waiver
- ▶ Secure custody hearing (30 days)
- ▶ “Beyond a reasonable doubt” standard for gang suppression

Legislation Changes related to CP

- ▶ JCPC Membership:
 - Chief of Police designee
 - Correcting area mental health authority language with LME/MCO or designee
 - Changing the age of the two (2) youth participants from “up to 18 years of age” to “up to 21 years of age” and also allowing JCPC the opportunity to appoint a family advocate in one of the youth positions
- ▶ Allowing for blended funding through joint JCPC program development “between counties **and** judicial” districts.
- ▶ Allow for 2-year funding cycle for JCPC funded programs and JCPC -Endorsed Level II Disposition/ Alternative to Commitment (Intensive Intervention Services” Programs
- ▶ Merge Alternatives to Commitment funding and Level II funding under “Intensive Intervention Services” and remove funding caps

Funding Recommendations

- ▶ Section II, page 4
- ▶ Supports community programs and contractual services as dispositional alternatives for judges
- ▶ Supports operating 300 new detention beds and associated capital costs
- ▶ Supports 233 new Court Services positions & resources
- ▶ Supports case management planning through YASI
- ▶ Supports expanding electronic monitoring

Funding Recommendations

- ▶ Supports equipping transportation with positions and vans to meet mandate
- ▶ Supports expansion of vocational services for older population
- ▶ Supports positions in the areas of:
 - evidence-based practice coordination, budget/audit, human resources, vocational program administration, application development, data support and development, and training

Organizations/Entities Support JJAC Recommendations

- ▶ American Civil Liberties Union of NC
- ▶ Baptist Home for Children
- ▶ Benchmarks
- ▶ Carolina Justice Policy Center
- ▶ Child Fatality Taskforce
- ▶ Children's Alliance of Charlotte/Mecklenburg
- ▶ Community Alternatives for Youth NC
- ▶ Conservatives for Criminal Justice Reform
- ▶ Disability Rights NC
- ▶ Governor's Crime Commission
- ▶ Haven House Services
- ▶ Indigent Defense Services NC
- ▶ Juvenile Justice Planning subcommittee of the Governor's Crime Commission
- ▶ Methodist Home for Children
- ▶ NC Child
- ▶ Office of Juvenile Defender
- ▶ Wake County Young Republicans
- ▶ WestCare NC

County Boards Pass Resolutions

- ▶ Beaufort
- ▶ Brunswick
- ▶ Buncombe
- ▶ Davidson
- ▶ Edgecombe
- ▶ Gates
- ▶ Greene
- ▶ Hyde
- ▶ Iredell
- ▶ Lenoir
- ▶ Pamlico
- ▶ Pender
- ▶ Perquimans
- ▶ Pitt
- ▶ Tyrrell

JJ Expansion Summary

		2019-2020	2019-2020		2020-2021	2020-2021	2021-2022 Annualized*	
	FTEs	Recurring	Nonrecurring	FTE	Recurring	Nonrecurring	FTE	
Court Services	190	\$ 5,841,449	\$ 3,471,142	43	\$ 16,287,693	\$ 737,451	233	\$ 16,477,754
Community Programs	0	\$ -	\$ -		\$ -	\$ -		\$ -
JCPC Aid	0	\$ 8,800,000	\$ -		\$ 8,800,000	\$ -		\$ 8,800,000
JCPC Admin	11	\$ 907,146	\$ 165,627		\$ 907,146	\$ -	11	\$ 907,146
Contractual	1	\$ 11,088,936	\$ 341,943	1	\$ 11,212,245	\$ 5,057	2	\$ 11,212,245
Transportation	15	\$ 1,213,194	\$ 1,044,000		\$ 1,213,194	\$ -	15	\$ 1,213,194
Facilities	0	\$ -	\$ -		\$ -	\$ -		\$ -
Detention Operating		\$ 6,679,500	\$ -		\$ 13,359,000	\$ -		\$ 13,359,000
Capital - Richmond			\$ 1,000,000			\$ 4,825,000		
Capital - Perquimans			\$ 1,731,000					
CA Dillon	38	\$ 1,552,446	\$ 322,000		\$ 2,343,123	\$ -	38	\$ 2,343,123
Education/Voc	4	\$ 505,086	\$ 108,228		\$ 455,086	\$ -	4	\$ 455,086
Facility Admin	7	\$ 497,692	\$ 35,399		\$ 497,692	\$ -	7	\$ 497,692
Training, Data, IT, HR	17	\$ 2,100,262	\$ 195,969		\$ 2,100,262	\$ -	17	\$ 2,100,262
	283	\$ 39,185,711	\$ 8,415,308	44	\$ 57,175,440	\$ 5,567,508	327	\$ 57,365,502
<i>Subtotal:</i>		\$ 47,601,019			\$ 62,742,948			
Administrative Office of the Courts**	26	\$ 2,788,749	\$ 122,841		\$ 2,788,749		26	\$ 2,788,749
Existing Deficiencies	168	\$ 14,482,340	\$ 641,657		\$ 14,482,340		168	\$ 14,482,340
Office of the Juvenile Defender	1	\$ 122,000			\$ 122,000		1	\$ 122,000
Conference of District Attorneys	1	\$ 125,589	\$ 3,752		\$ 125,589		1	\$ 125,589
	196	\$ 17,518,678	\$ 768,250	0	\$ 17,518,678	\$ -	196	\$ 17,518,678
<i>Subtotal:</i>	196	\$ 17,518,678	\$ 768,250	0	\$ 17,518,678	\$ -	196	\$ 17,518,678
Total:	479	\$ 56,704,389	\$ 9,183,558	44	\$ 74,694,118	\$ 5,567,508	523	\$ 74,884,180
			\$ 65,887,947			\$ 80,261,626		

*We will need to request operating costs for Rockingham for 2021-2022 (Feb 15, 2022 opening). Those costs are not included in this cost summary.

** JJAC also recommended fully funding existing AOC staff deficiencies, which may impact this total.

Note: These costs do not include juvenile detention costs paid by counties.



Court Services Needs

- ▶ 233 staff
- ▶ 111 Vehicles (SUVs, sedans)
- ▶ Electronic Monitoring
 - FY 19-20 \$378,499
 - FY 20-21 \$536,487
- ▶ YASI (\$157,000 (R) and \$408,312 (NR) in FY20 for the purchase and customization)

	2019-2020	2019-2020		2020-2021	2020-2021	2021-2022 Annualized*	
FTEs	Recurring	Nonrecurring	FTE	Recurring	Nonrecurring	FTE	
190	\$ 5,841,449	\$ 3,471,142	43	\$ 16,287,693	\$ 737,451	233	\$ 16,477,754



Community Programs

\$8.8 million JCPC Funding (R)

\$5.6 million Contractual (Residential Contractual)

\$1.5 million Contractual (Community-Based Contractual)

\$700,000 Contractual (JCPC Endorsed/ACP)

\$3.2 million in crisis and assessment

13 positions, 6 vehicles

		[No Title]			2020-2021		2021-2022 Annualized*	
	FTEs	2019-2020 Recurring	2019-2020 NR	FTE	2020-2021 Recurring	2020-2021 NR	FTE	
JCPC Aid	0	\$8,800,000		0	\$ 8,800,000		0	\$ 8,800,000
JCPC Admin	11	\$ 907,146	\$165,627	0	\$ 907,146		11	\$ 907,146
Res. & Contractual	1	\$11,088,936	\$341,943	1	\$11,212,245	\$ 5,057	2	\$11,212,245



Transportation

- ▶ Request 29 transport vans @\$36,000/van
- ▶ 20% Vehicle fund
- ▶ 15 Youth Counselor Technicians
 FY 19-20 \$2,257,194
 FY 20-21 \$1,213,194

		2019-2020	2019-2020		2020-2021	2020-2021	2021-2022 Annualized*	
Juvenile Justice	FTEs	Recurring	Nonrecurring	FTE	Recurring	Nonrecurring	FTE	
Transportation	15	\$ 1,213,194	\$ 1,044,000	0	\$ 1,213,194	\$ -	15	\$ 1,213,194



Juvenile Facilities



Detention Costs

- ▶ 300 juvenile detention beds
 - $\$122 * 300 \text{ beds} = \$36,600/\text{day} * 365 \text{ days}$
 $= \$13,359,000 \text{ annual}$

- Capital
 - Perquimans (24 beds)
 - Richmond (30 beds)

		2019-2020	2019-2020		2020-2021	2020-2021	2021-2022 Annualized*	
Juvenile Justice	FTEs	Recurring	Nonrecurring	FTE	Recurring	Nonrecurring	FTE	
Facilities								
Detention Operating		\$ 6,679,500	\$ -	0	\$ 13,359,000	\$ -	0	\$ 13,359,000
Capital - Richmond	0	\$ -	\$ 1,000,000	0	\$ -	\$ 4,825,000	0	\$ -
Capital - Perquimans	0	\$ -	\$ 1,731,000	0	\$ -	\$ -	0	\$ -
CA Dillon	38	\$ 1,552,446	\$ 322,000	0	\$ 2,343,123	\$ -	38	\$ 2,343,123
Education/Voc	4	\$ 505,086	\$ 108,228	0	\$ 455,086	\$ -	4	\$ 455,086
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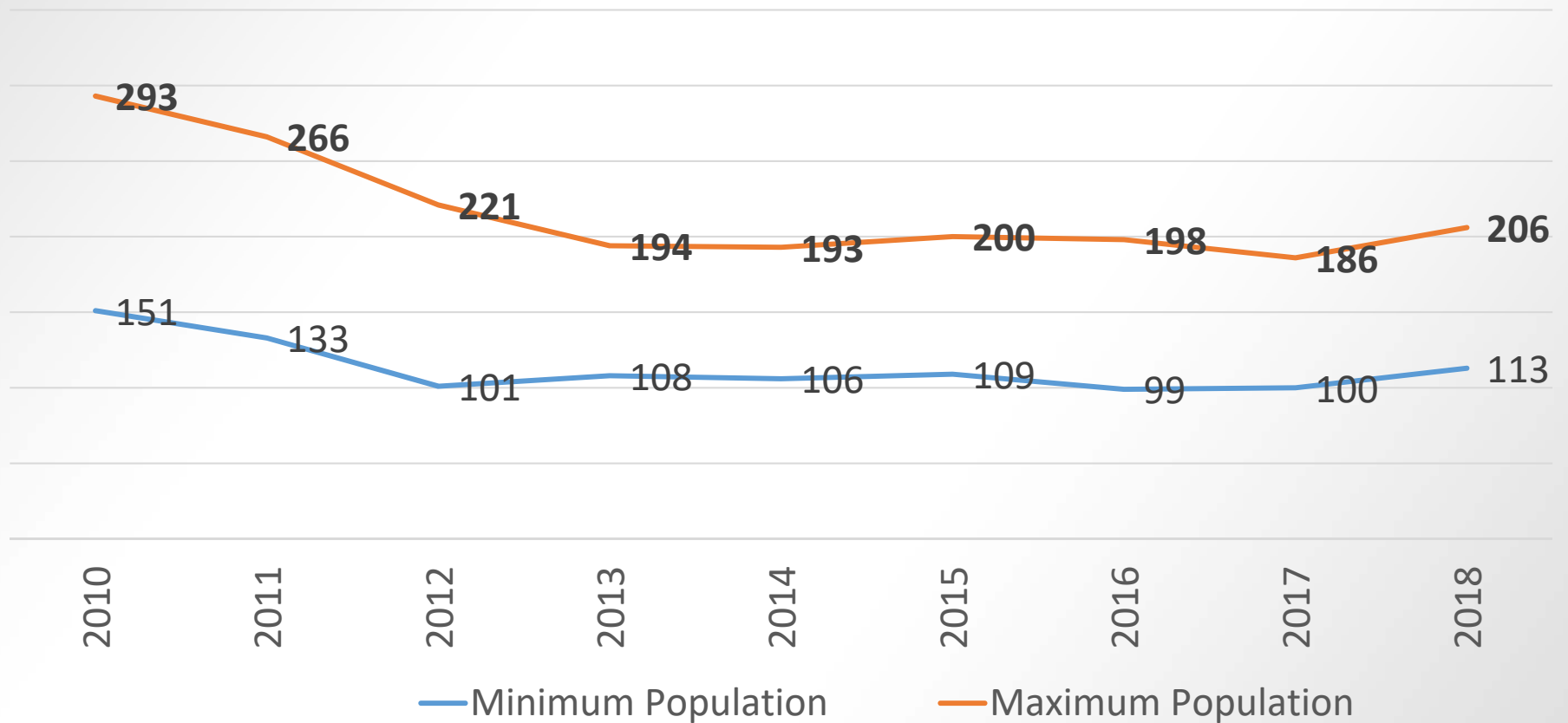
Table 1
Detention Population Projections for 16- and 17-Year-Olds
Held at Complaint and Held for Transfer until Disposition and/or 18-Years⁵

Fiscal Year End	Detention Population as of June 30				
	Held at Complaint Class H-I Felonies, Class A1-3 Misdemeanors	Held for Transfer Class A-G Felonies until:		Combined Projections Juveniles Held until:	
		Disposition	Age 18	Disposition	Age 18
2019	n/a	n/a	n/a	n/a	n/a
2020	35	129	86	164	121
2021	60	226	151	286	211
2022	61	230	153	291	214
2023	62	235	155	297	217

Notes: Prepared in conjunction with the North Carolina Department of Public Safety's Division of Adult Correction and Juvenile Justice. The disposition scenario is based on juveniles held in detention until disposition, while the age 18 scenario is based on juveniles held in detention until their 18th birthday or disposition (whichever occurs first).
 SOURCES: NC Department of Public Safety, Division of Adult Correction and Juvenile Justice; FY 2016 AOC Charge Data (analyzed by the North Carolina Sentencing and Policy Advisory Commission)

⁵ Youth detained for other reasons (e.g., intermittent confinement, adjudicated delinquent awaiting placement) were not included in the projections.

2018 Minimum and Maximum Juvenile Detention Population



Result:

JJ will plan for approximately 300
detention beds.



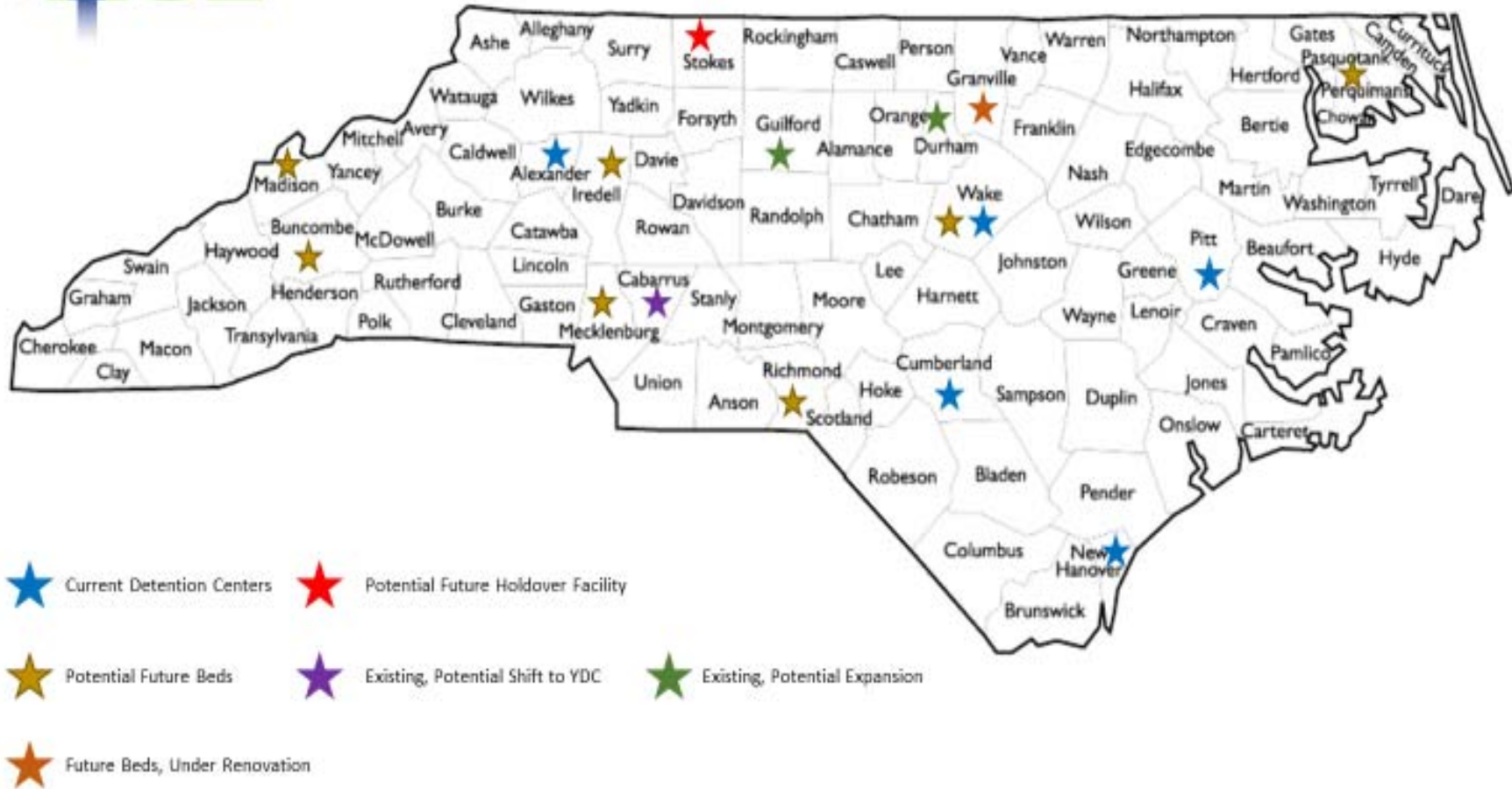
Highest Impact Areas

- ▶ Cumberland
- ▶ Durham
- ▶ Guilford
- ▶ Mecklenburg
- ▶ Wake

NOTE: One detention bed filled year-round costs the county \$44,530.



Current and Future Detention Resources



CA Dillon Renovation (30 beds)

- 30 beds
- Flexible housing
- Staff as juvenile detention center (38 positions)

		2019-2020	2019-2020		2020-2021	2020-2021	2021-2022 Annualized*	
Juvenile Justice	FTEs	Recurring	Nonrecurring	FTE	Recurring	Nonrecurring	FTE	
Facilities								
CA Dillon	38	\$ 1,552,446	\$ 322,000	0	\$ 2,343,123	\$ -	38	\$ 2,343,123

Vocational/Educational

- ▶ 4 positions, 4 vehicles
 - 3 school counselors & 1 school counselor supervisor
- ▶ \$50,000 college scholarship
- ▶ Educational Supplies (Copper wiring, fiber optics, HVAC/Plumbing/Electrical)
 - FY 19-20 \$100,000
 - FY 20-21 \$ 50,000
 - FY 21-22 \$ 80,000

		2019-2020	2019-2020		2020-2021	2020-2021	2021-2022 Annualized*	
Juvenile Justice	FTEs	Recurring	Nonrecurring	FTE	Recurring	Nonrecurring	FTE	
Education/Voc	4	\$ 505,086	\$ 108,228	0	\$ 455,086	\$ -	4	\$ 455,086



Juvenile Facility Support

		2019-2020	2019-2020		2020-2021	2020-2021	2021-2022 Annualized	
	FTEs	Recurring	Nonrecurring	FTE	Recurring	Nonrecurring	FTE	
Facility Admin	7	\$ 497,692	\$ 35,399		\$ 497,692		7	\$ 497,692

- Business Officer I – support 300 new detention beds and Rockingham YDC (HR/Purchase/Budget/Vehicles, etc.)
- 6 Field Support Specialists
 - Rockingham/Dillon, Stonewall/Cabarrus (2), Lenoir/Dobbs, Chatham, Edgecombe
 - FTO, Onboarding
 - Initiative & psychomotor skills training
 - Quality Assurance
 - Document support

Data, IT & Training

- ▶ Data and IT: 5 positions
 - Applications Systems Specialist
 - Applications Systems Analyst II (2)
 - Social Research Specialist III
 - Statistician II
- ▶ Training: 10 positions
 - Staff Development Specialist II (8)
 - Staff Development Coordinator (2)
 - 5 vehicles

	2019-2020	2019-2020		2020-2021	2020-2021	2021-2022 Annualized*	
FTEs	Recurring	Nonrecurring	FTE	Recurring	Nonrecurring	FTE	
17	\$ <u>2,100,262</u>	\$ 195,969		\$ <u>2,100,262</u>	\$ -	17	\$ <u>2,100,262</u>

