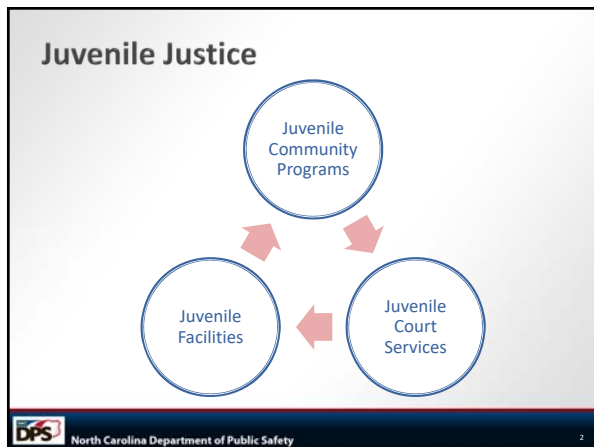


DPS NORTH CAROLINA DEPARTMENT OF PUBLIC SAFETY
Protect. Restore. Empower.

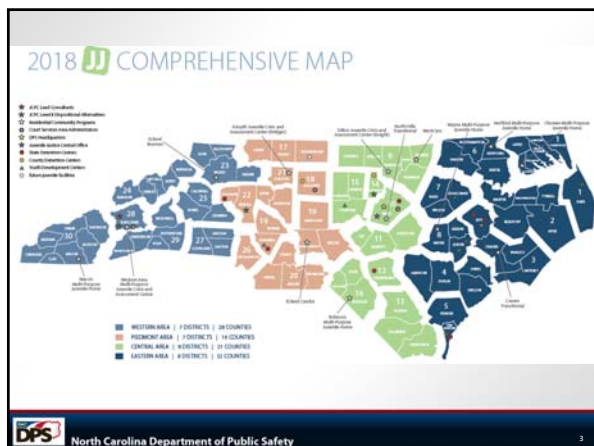
Raise the Age Implementation Briefing

William L. Lassiter, Deputy Secretary for Juvenile Justice

1



2



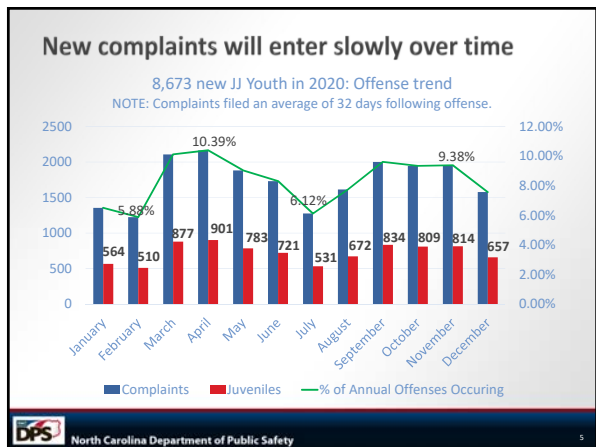
3

Key Benefits

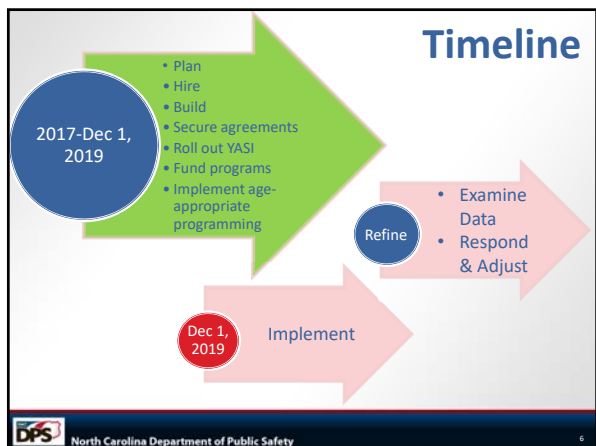
- ▶ Make NC Safer
- ▶ Reduce Recidivism
- ▶ Economic Savings
- ▶ Juvenile employability
- ▶ Parental inclusion in process, strengthening families
- ▶ Professionals in juvenile treatment & intervention
- ▶ Other states' positive experiences
- ▶ Supported by science
- ▶ Consistent with recent legal decisions

DPS North Carolina Department of Public Safety

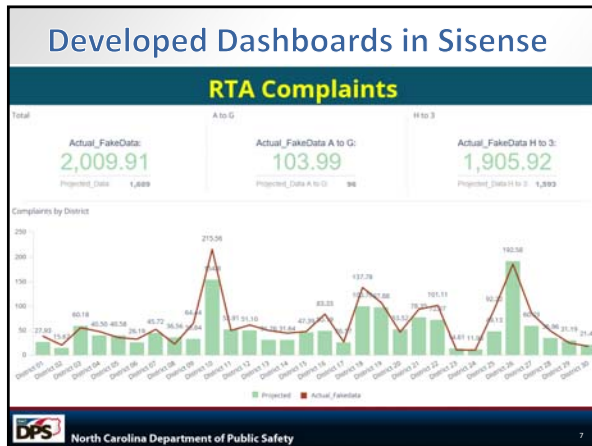
4



5



6



7

- ### Presentation Topics
- ▶ Budget & Staffing
 - ▶ JCPC and State Contract Service Expansion
 - ▶ Facility Plans, YDC Programming
 - ▶ Transportation
 - ▶ Status Updates
 - ▶ Service Directory
 - ▶ Other States' Experiences
- North Carolina Department of Public Safety

8


Budget & Staffing

North Carolina Department of Public Safety

9

Budget (H1001) 35

| | | Effective |
|--|----|--|
| Total ADAs: | 17 | July 2019: 9; July 2020: 7; July 2023: 1 |
| Total Judges: | 7 | Jan 1, 2021 |
| Total Deputy Clerks: | 7 | July 2019 |
| Total Legal Assistants: | 3 | July 2019 |
| Total Office of Juvenile Defender staff: | 1 | Oct 2019 |

 North Carolina Department of Public Safety 13

13

 NORTH CAROLINA DEPARTMENT OF PUBLIC SAFETY

Juvenile Community Programs: RtA JCPC and State Contract Service Expansion

14

14

State Contract Service Expansion


- ▶ JJ funds:
 - JCPC programs,
 - Residential contractual programs, and
 - Community based contractual programs

 North Carolina Department of Public Safety 15

15

JCPC Formula and Funding Priorities


- ▶ Increase base amount in each county
- ▶ With uncertainty of detention costs pursuant to RtA implementation:
 - No Match required on **Yr 1**
 - Reconsideration of match in **Yr 2**
- ▶ Equitable access to Restorative Justice

 North Carolina Department of Public Safety 16

16

JCPC Expansion Funding Priorities

- ▶ Require access to Teen Court services in all 100 counties
- ▶ Prioritize funding for
 - Other restorative justice models
 - Capacity building for 16 and 17 year olds in new and existing program models
 - Services to support the School Justice Partnership initiative

 North Carolina Department of Public Safety 17

17

Facility Plans

 North Carolina Department of Public Safety 18

18

Detention Beds

| Detention Facility | Beds |
|--------------------------------|------------------------|
| CA Dillon | 36 beds, 108 potential |
| Cabarrus Expansion (McWhorter) | 32 |
| Hyde | 16 |
| Madison | 19 |
| Mecklenburg | 72 |
| Moore | 24 |
| Perquimans (2021) | 24 |

Note: Durham County will expand in 2021 to allow for greater bed capacity. Future Wake County detention beds are under consideration.

DPS North Carolina Department of Public Safety 22

22

New Rockingham Youth Development Center (YDC): Feb 2022, 60 beds



DPS North Carolina Department of Public Safety 23

23

YDC Programming

DPS North Carolina Department of Public Safety 24

24

Core Programming Components

- ▶ Restorative Justice - emphasis on the five elements of accountability:
 - Understanding how your behavior affected others.
 - Acknowledging that you had some amount of choice in your behavior.
 - Understanding the impact of your actions.
 - Taking steps to repair the harm and make amends.
 - Making changes necessary to avoid such behavior in the future.
- ▶ Motivational Interviewing
 - Building rapport and relationships, eliciting change talk, and exploring ambivalence.
- ▶ Financial Literacy
 - Income, expenses, fines, budgeting, saving, delaying gratification.

DPS North Carolina Department of Public Safety 25

25

Pilot Site and Current Status

- ▶ Edgecombe Youth Development Center (initial site)
 - July 2019, all Edgecombe YDC staff were trained in 3-hour orientation to Restorative Justice Philosophy and Circle Process
 - August 2019, twenty Edgecombe YDC staff successfully completed a 5-day intensive training in the Restorative Justice Circle and Meditation Process
 - All staff will complete 12-hour Motivational Interviewing training by the end of December 2019.
- ▶ One unit (16-beds) at Stonewall Jackson (2nd site)
 - Key staff members are participating in programming subcommittee meetings and small workgroup meetings at Edgecombe YDC.
 - Begin training staff in Restorative Justice and Motivational Interviewing early 2020.

DPS North Carolina Department of Public Safety 26

26

Transportation

DPS North Carolina Department of Public Safety 27

27

Juvenile Justice Transportation

- ▶ Effective 12/1/2019, Court Services will have 18 teams assigned to districts across the state
- ▶ Facilities will have 11 teams stationed at each state detention and YDC facility
- ▶ Facility teams can be utilized if assigned Court Services' Teams are unavailable
- ▶ Transportation positions posted by October 2019

DPS North Carolina Department of Public Safety 28

28

Transportation Teams

DPS North Carolina Department of Public Safety

29

CS Transportation Team Locations

| County | District | Districts Served |
|-------------|----------|---|
| Onslow | 4 | Districts 4, 5, 3, 8 |
| New Hanover | 5 | Districts 5, 4, (and possibly 13) |
| Edgecombe | 7 | Districts 7, 6, 1, 2, 3 |
| Wayne | 8 | Districts 8, 4, 3, 2 |
| Vance | 9 | Districts 9, 15, 17 |
| Wake | 10 | Districts 10, 11, 14 |
| Cumberland | 12 | Districts 12, 11, 16 |
| Alamance | 15 | Districts 15, 14, (and possibly 17, 18) |
| Robeson | 16 | Districts 16, 13, 12 |
| Guilford | 18 | Districts 18, 21, 17 |
| Randolph | 19 | Districts 19, 18, 20 |
| Cabarrus | 19 | Districts 19, 21, 22, 26 |
| Union | 20 | Districts 20, 22, (and possibly 26) |
| Mecklenburg | 26 | District 26 |
| Wilkes | 23 | Districts 23, 24 (and possibly 22) |
| Burke | 25 | Districts 25, 27, 28 |
| Cleveland | 27 | Districts 27, 29, 25 |
| Buncombe | 28 | Districts 28, 29, 30, 24 |


DPS North Carolina Department of Public Safety 30
** May see overlap in case primary team is not available*

30

Transportation

In accordance with 7B-1901(b), law enforcement may transport a juvenile to the nearest facility within **12 hours**, with the required paperwork:

- ▶ Need secure custody order & a petition
 - and for ICJ youth, secure custody order & a warrant/detainer/capias/PIN message (from NCIC)




31

Secure Custody (G.S. 7B-1903):

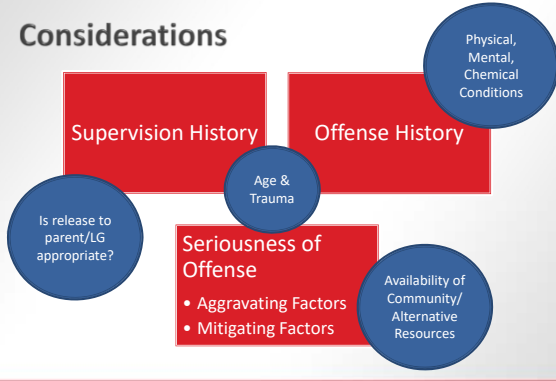
The Court Counselor shall make confinement recommendations based upon the individual needs of the juvenile and the protection of the public. After petition, pre-adjudication, and Chief approval, any of the following may result in secure custody:

- ▶ Felony + danger to property/person
- ▶ Danger to person + misd w/ assault on person
- ▶ Danger to person + misd w/ weapon
- ▶ Danger to person + impaired driving (G.S. 20-138.1/3)
- ▶ Failure to appear on delinq. charge/violation of PRS
- ▶ Reason to believe juvenile will not appear in court for delinq. charge
- ▶ Absconder from residential facility/detention
- ▶ 24-hour hold: For self protection (recently self inflicted physical injury) + refused admit by hospital
- ▶ 24-hour hold on runaway for assessment/reunification
- ▶ 24-hour undisciplined hold for failure to appear



32

Considerations



Supervision History

Offense History

Physical, Mental, Chemical Conditions


Age & Trauma

Is release to parent/LG appropriate?

Seriousness of Offense

- Aggravating Factors
- Mitigating Factors


Availability of Community/Alternative Resources



33

Transportation Monetary Assistance

- ▶ Reimbursement
 - Law Enforcement Officers (LEO) can continue to be reimbursed for assisting with transportation
 - Reimbursement rate is \$.58/per mile
 - Complete reimbursement form & mail it to the address listed at bottom of form




34

34

Who does Law Enforcement Call for Transportation?

- ▶ Call the Court Services' Office or on-call staff (after hours) for transportation assistance
- ▶ Court Services' staff will submit request to Juvenile Justice Transportation Coordinator
- ▶ Transportation Coordinator will contact closest team for transport
- ▶ Will continue to need proper paperwork to release juvenile to a Detention Center
- ▶ When transportation teams are not available, Court Services staff will assist as needed
- ▶ Transport will be to the nearest facility



35

35

Status Updates



36

36

School-Justice Partnerships

Effective July 1, 2017

- G.S. 7A-343(9g) authorized statewide implementation of school-justice partnerships by AOC Director
- Chief Court Counselors are working with judges to facilitate SJPs, including providing state, district, and county data



37


37

Greater Protections for Victims

Implemented Oct. 1, 2017

Victims

- Notified of filing decision, reasons for the decision, and whether matter was closed, diverted, or retained;
- Notified of right to have prosecutor review filing decision under amended G.S. 7B-1704 and G.S. 7B-1705; and
- Under new G.S. 143B-806(b)(14a), JJ developed system for informing victims about status of pending complaints and right to review the filing decision.




38

38

Greater LEO Access to Information

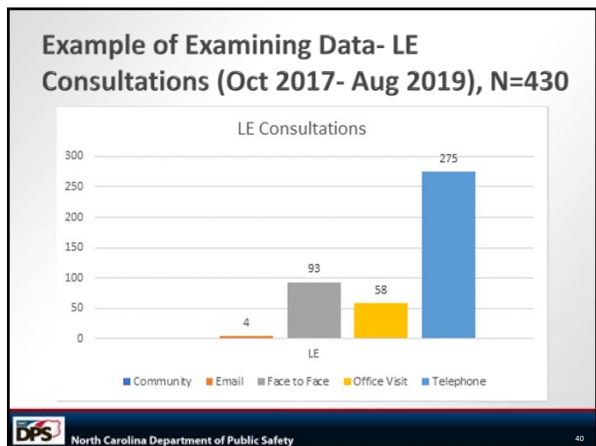
Implemented Oct. 1, 2017

- JJ tracks “consultations with law enforcement” that do not result in the filing of a petition per amended 7B-3001(a)
- Duty to share info. applies to:
 - Juvenile’s delinquency record & consultations with LEO’s
 - When requested for the purpose of assisting LEO’s during the investigation of an incident that could lead to the filing of a complaint
- **Certain Limitations Apply:**
 - LEO’s may not obtain records from JCC’s
 - LEO’s must maintain confidentiality of any information shared



39

39

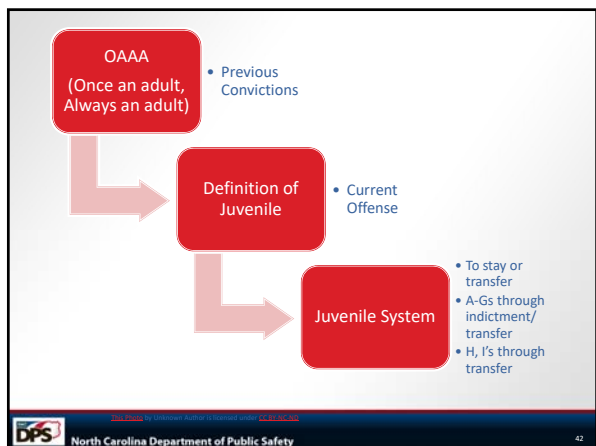


40

The Process...

North Carolina Department of Public Safety


41



42

CJLEADS

- ▶ Law enforcement can consult with a Court Counselor to identify OAAA excluded juveniles
- ▶ CCs will use CJLEADS to check for prior convictions
 - MV offense history access rolled out beginning Aug 2019
- ▶ LE can also use CJLEADS to ID alternative resources in the community (i.e., service directory)



DPS North Carolina Department of Public Safety 43

43

Policy

- JJ is implementing policies to further reduce crime
 - Re-entry Programming
 - Service Matching/Typologies
 - Service Directory

DPS North Carolina Department of Public Safety 44

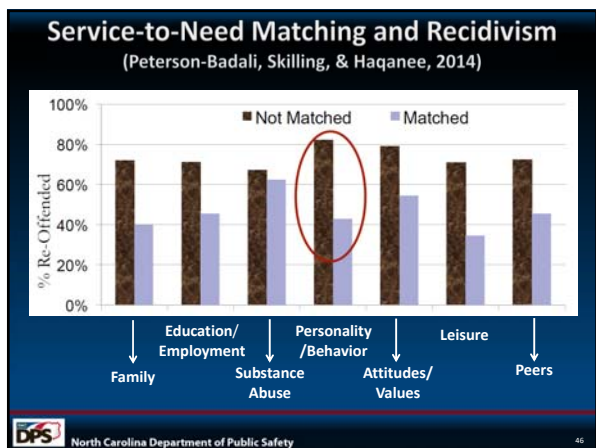
44



Service Directory for CJLEADS Users

DPS 45

45



46

Why Use the Juvenile Justice Service Directory?

- Direct referral of a youth/family to a program or service in lieu of filing a juvenile complaint
- Information sharing to people in need of programs and services

North Carolina Department of Public Safety

47


Accessing the JJ Service Directory

North Carolina Department of Public Safety

48

Search Filters

- ▶ Program Name
- ▶ Youth's Age
- ▶ County Served
- ▶ Problem Area(s) Addressed
- ▶ Sub-problem Areas Addressed




49

When will CJLEADS users be able to use the directory?

NOW!

Friday, September 13th
It is ready and available for use by all with CJLEADS access!



50

Training is being offered...

- ▶ Justice Academy Video
- ▶ NCDPS Video of this training
- ▶ Clerks training Aug 21-23
- ▶ Conference of DA's training Sept 13
- ▶ NCLEAN (law enforcement accreditation network) conference Sept. 30
- ▶ Magistrates training Oct 7-10
- ▶ NC Association of Police and Sheriffs Attorneys conference Oct 14
- ▶ District Court Judges fall conference Oct. 16
- ▶ Superior Court judges fall conference Oct. 16
- ▶ NCCODA fall conference Oct. 17
- ▶ Juvenile Justice Reinvestment Act Seminar for Judges Nov. 18-19
- ▶ Defenders' Office is also offering training opportunities
- ▶ Some localities are conducting scenario based workshops with police, school, DA, and others.



51

Other States' experiences




52

Connecticut:

- ▶ “Raise the Age” has proven to be good fiscal and public safety policy. Concerns about large numbers of older juveniles and their associated costs straining juvenile justice systems have not come to pass, and juvenile crime has continued to decline.

-Campaign for Youth Justice, June 7, 2016



53


Other States' Experiences

- ▶ **Connecticut -2010**
 - Fewer <=12 year olds
 - Few resulting commitments
 - Better behavior in facilities by older population
- ▶ **Illinois- 2010**
 - Overall crime and complaints decreased
 - Increased use of diversion
- ▶ **Mississippi- 2010**
 - Overall crime and complaints decreased

Age at Disposition in the juvenile justice system – demographics:

| Year | 2008 | 2009 | 2010 | 2011 | 2012 |
|-----------------------------|--------|--------|--------|--------|--------|
| % of 17 year-olds and older | 19 | 18 | 21 | 21 | 24 |
| Total number of juveniles | 18,535 | 17,539 | 16,584 | 14,568 | 14,690 |

-21%




54

Other States Experiences

- ▶ **Massachusetts -2013**
 - Saw about half of the number projected for facility admissions and commitments


1/2


 North Carolina Department of Public Safety © 2015

55

Questions? Send them to:
RaiseTheAgeNC@ncdps.gov

Materials & Training Video:
<https://www.sog.unc.edu/resources/microsites/juvenile-law/resources-and-links-raise-age>



 North Carolina Department of Public Safety © 2015

56
