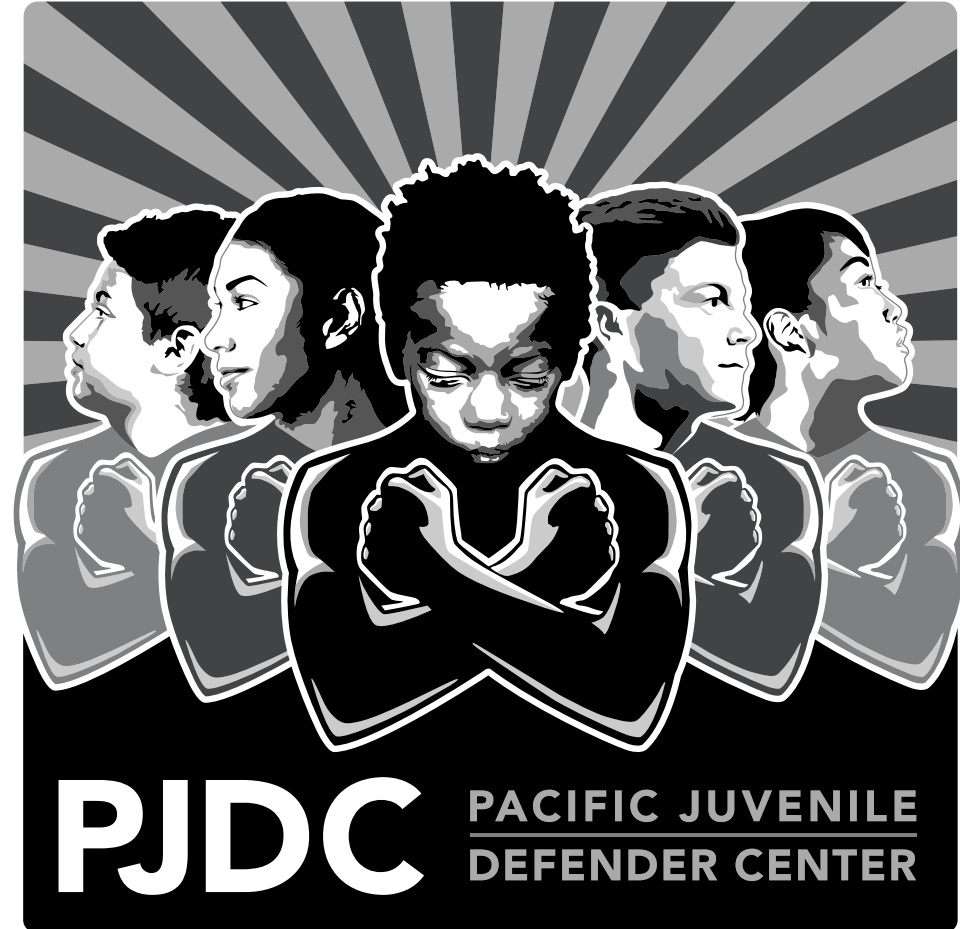


SB 823 Implementation

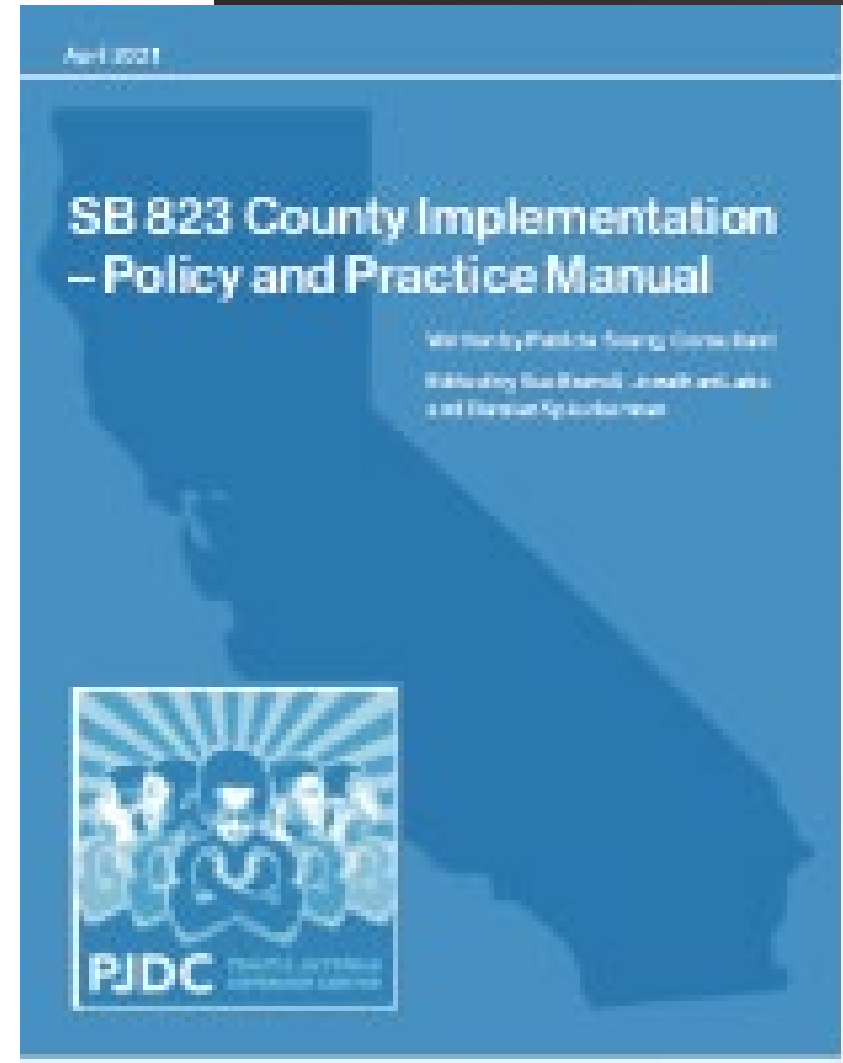
Patricia Soung,
Consultant for PJDC

May 10, 2021



Manual Overview

- **Background** (Principles, SB 823 Overview, Juvenile Justice Realignment Block Grant and JJCCs)
- **Arguments and Supporting Research**
 - Harmful Practices to Avoid or Minimize
 - Best and Promising Practices to Advocate For
- **Special Populations**
 - Youth Adjudicated of Sex Offenses
 - Girls
 - Mental Health
- **Applying the Research to Your County**
- **Confinement and Housing Models**



SB 823 Intent

- Justice system-involved youth “are more successful when they remain **connected to their families and communities.**”
- Justice-involved youth should be “receive **age-appropriate treatment.**”
- Counties should provide and implement “**public health approaches** to support positive youth development, building the capacity of a continuum of community-based approaches, and reducing crime by youth.”
- Counties should “use **evidence-based and promising practices and programs** that improve the outcomes of youth and public safety.”
- Counties should “**reduce the transfer of youth** into the adult criminal justice system.”
- Dispositions must be in **the least restrictive appropriate environment** and “**reduce the use of confinement** in the juvenile justice system by utilizing community-based responses and interventions.”
- **Racial and ethnic disparities** must be eliminated.



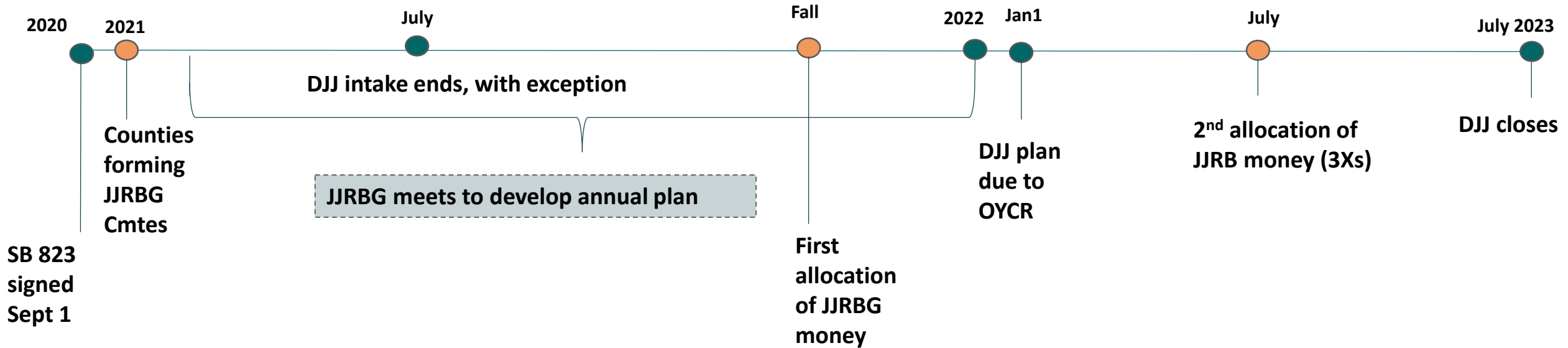
SB 823 Overview

- **Intake Closure Date: July 2021:** Except for a young person who is otherwise eligible and in whose case a motion for transfer was filed. (new W.I.C. §736.5(a)).
 - County cost for these commitments is \$125,000 per year (amended W.I.C. 912(c)).
- **Closure Date (WIC § 736.5):** Sets a closure date for DJJ of June 30, 2023
- **Age of Jurisdiction (amends WIC §607)**
 - Age 23 if youth adjudicated of offense in WIC 707(b)
 - Age 25 if youth adjudicated of offense in WIC 707(b) and offense would face 7+ year sentence in adult court.
- **Intent for a Secure Youth Treatment Facility track (WIC §875):** adopted on May 6 by legislature
 - Limits youth who may be committed to this track only when court enters various findings on the record, including that a less restrictive alternative is not suitable
 - Judicial Council to develop a matrix of offense-based classifications to be applied to determine a baseline confinement term by July 2023
 - Includes progress review hearings with the court not less frequently than every six months.
- **Commitment Time (amends WIC § 730):** Maximum commitment time is “middle term” of imprisonment that could be imposed for same offense in adult court.

SB 823 Overview

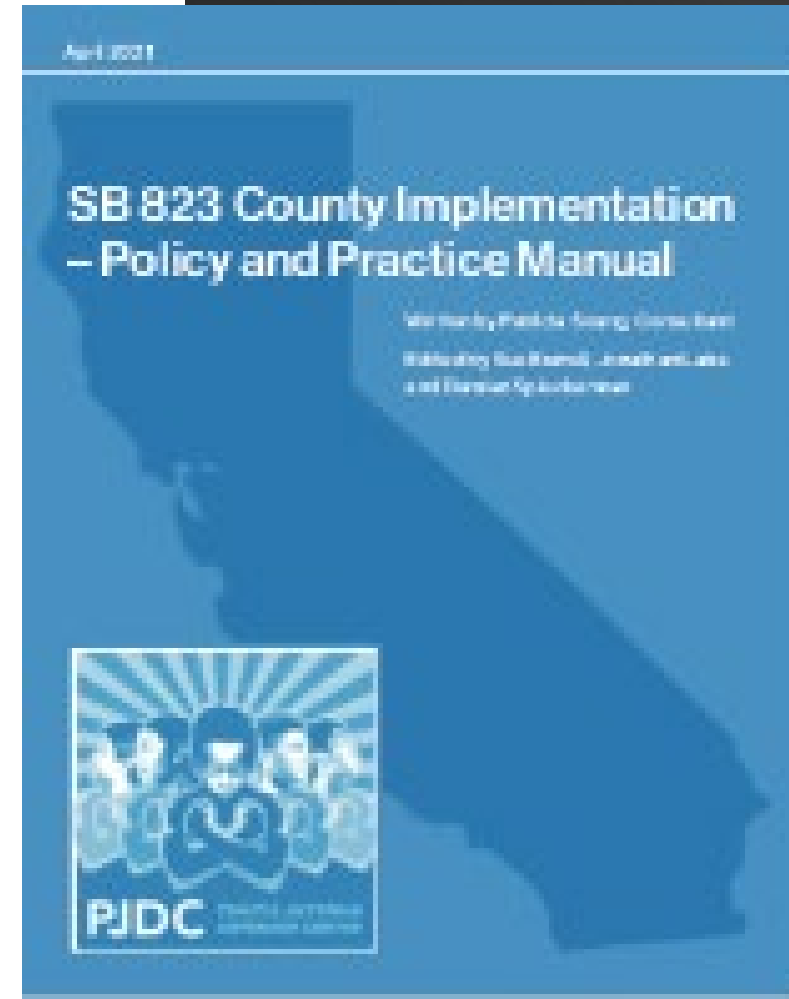
- **Funding: Block Grant to County (new W.I.C. §1900)**
 - 2021-22: \$39.95 Mil; 2022-23: \$118Mil; 2023-24: \$192 Mil; 2024-25: \$208.8 Mil.
 - Plan for use of funds must be developed by a subcommittee of the juvenile justice coordinating council – comprised of enumerated system stakeholders and a **minimum** of 3 community representatives.
 - First plan to be approved by new Office of Youth and Community Corrections is due January 1, 2022.
- **Funding: Regional Youth Programs and Facilities Grant Program (New W.I.C. . §2250):** One-time grants totaling \$9,600,000
- **Office of Youth and Community Restoration:** New Department within Health and Human Services (“HHS”) to provide oversight over local implementation

SB 823 Timeline



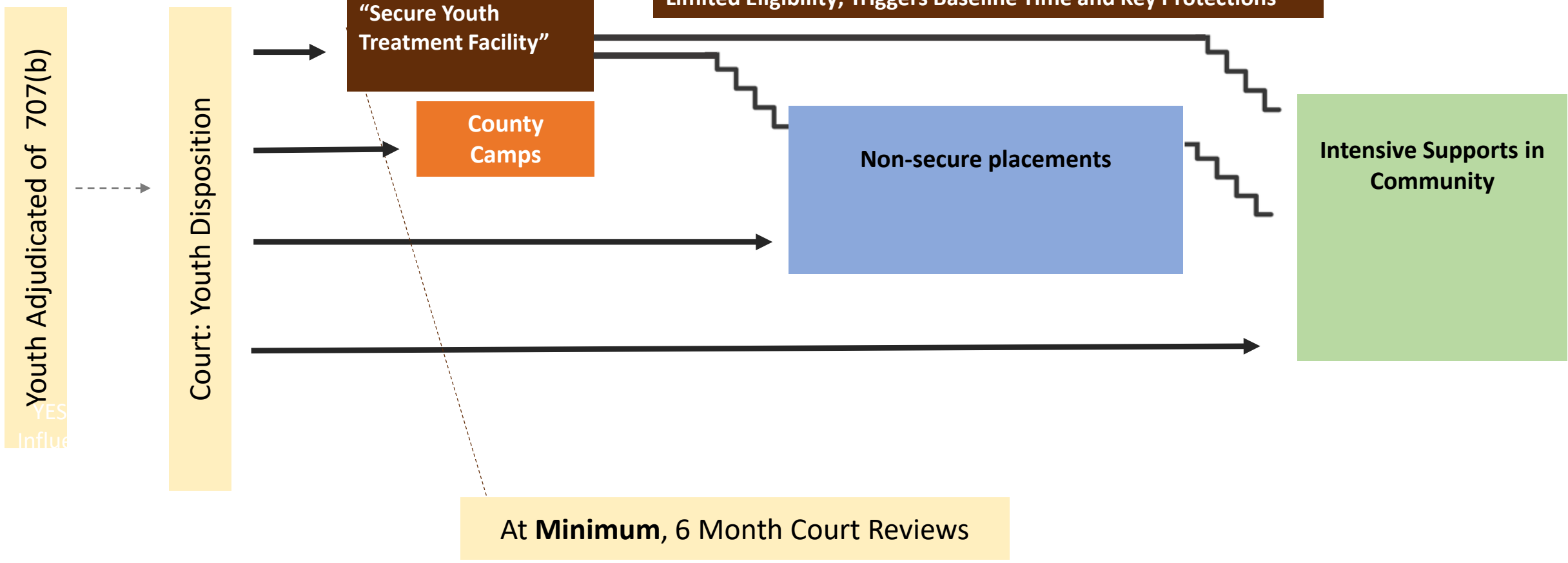
A Few Highlights

- Large focus on **secure facilities**, with caveats
- Proposals may look **short of ideal**
- **Staffing, programming and collaborative decision-making** are just as important
- **Planning Process** – engaging JJCC, Board of Supervisors, public and state oversight body
- **Security**
- **Lengths of stay and Periodic Review**



SYTF and Continuum of Responses

Most Restrictive Less Restrictive



Concerns Heard

- **Wide-ranging Concerns about County Planning Processes, including**
 - Membership selection
 - Transparency and meaningful community engagement
 - Clarity on sequencing and timeline of actions and plans/decisions
- **Critical Role of OYCR and State Committee**
 - Ensure that both the planning process and the plans themselves incorporate the goals of SB 823
 - Consistency across Counties