

MINUTES
BOARD OF STATE AND COMMUNITY CORRECTIONS MEETING
Wednesday, April 9, 2025
1:30 P.M.
BOARD APPEAL HEARING

Meeting Held In-Person, Zoom & Teleconference

2590 Venture Oaks Way
BSCC Board Meeting Room
Sacramento, California 95833

The full recording of the meeting can be viewed here:

https://www.youtube.com/watch?v=h2JraE-g6_M

I. Call Meeting to Order

Chair Linda Penner called the meeting to order at 1:30 P.M. and welcomed the Board members and the public to the hearing.

Acting Board Secretary Natalya Segura called roll.

The following members were in attendance:

Chair Penner Ms. Cumpian Mr. Taylor

II. Presentation of Appeal

A. Overview of Appeal Process (Title 15, California Code of Regulations, Section § 1314).

B. Appeal from Denial of January 8, 2025 Appeal, County of Los Angeles, Los Padrinos Juvenile Hall

- [January 8, 2025 Letter](#): County of Los Angeles (LA) and LA County Probation Department's Appeal of December 10, 2024 Reinspection Findings
- [February 18, 2025 Letter](#): Board of State and Community Corrections (BSCC) Executive Director's Response to LA County Probation Department Appeal – Los Padrinos Juvenile Hall
- [March 20, 2025 Letter](#): LA County Second Appeal to the BSCC re: December 10, 2024 Reinspection Findings and Determination of Facility Unsuitability

C. Discussion and Questions from Panel

Staff Counsel, Eloisa Tuitama, gave a brief overview of the appeal process under Regulation Process 1314. She specified that there are two levels of appeal, the first being to the Executive Director and the second being a hearing before a panel designated by the Board Chair. She made clear that this specific hearing was neither a formal hearing nor a judicial court proceeding.

Chief Probation Officer Guillermo Viera Rosa, Outside Counsel for Los Angeles County Esteban Rodriguez and Probation Compliance Officer with the Los Angeles County Chief Executive Office Tyson Nelson provided representation for Los Padrinos Juvenile Hall.

Mr. Rodriguez filed an appeal on January 8th, 2025, citing his disagreement with the reinspection findings made by the BSCC in December 2024. The finding said that Los Padrinos remained out of compliance with staffing requirements set by Section 1321. At the time the reinspection took place, BSCC had issued a notice of facility unsuitability on October 14th, 2024, that gave Los Padrinos sixty (60) days to vacate. Mr. Rodriguez believed that the BSCC inspector was wrong in her finding because she applied the wrong standard. He said the inspector alleged deficiencies with outdoor recreation, youth tardiness at school and canceled medical appointments but he suggested that these things couldn't specifically be tied to staffing issues (by the inspector) and could have happened because of other unrelated causes, not pertaining to staffing.

He said the inspector didn't consider LA County Probation's required minimum unit staffing requirements for purposes of Section 1321 and instead considered the county's internal staffing assessment analysis. He went on to say that the staffing assessment isn't designed to assess compliance with the minimum standard set by Section 1321. He said the staffing assessment draws from staffing ratios set forth by Federal Prison Rape Elimination Act (PREA).

Tyson Nelson, Probation Compliance Officer with the Los Angeles County Chief Executive Office, indicated he submitted two declarations in the January 8th, 2025, appeal. He gave a more detailed explanation of staffing ratios and corroborated Mr. Rodriguez's statements.

Executive Director Aaron Maguire acknowledged that there seemed to be different interpretations of Section 1321 between BSCC and Los Angeles County. He said the basis of BSCC's noncompliance finding was not due to the County of Los Angeles falling below staffing "ratios" (§ 1321(h)) but rather that Los Angeles County does not have an adequate number of personnel sufficient to carry out facility operations, its overall programming and provide for the safety and the security of the youth. (§ 1321(a) & (b).) He also indicated certain services were being denied because of insufficient staff and pointed out that all of these findings were made based on the staffing plan that was provided to the BSCC by the LA County itself.

Board Member Taylor thanked the three gentlemen for attending the meeting in person. Although he empathized with Mr. Viera Rosa's position as Chief Probation Officer of LA County, he pointed out that standards not being met is either due to apathy or a lack of

support by the county to the facility. Mr. Taylor doesn't believe that Los Angeles County should look at the staffing claims as an accusation but instead as a lack of resources.

Board Member Cumpian mentioned that a plan was submitted by Los Angeles County to the Board of Supervisors, which she appreciated. She emphasized that the youth are to receive specific services and when this does not happen the purpose of the BSCC is to find out why.

III. Public Comments

Chair Penner called for public comment. Public comment was heard; the full recording of the public comment and its transcription may be viewed by turning closed captions on here: https://www.youtube.com/watch?v=h2JraE-g6_M. Start: 1:43:50; End: 1:54:47.

IV. Deliberation and Proposed Decision

Chair Penner moved to deny Los Angeles County's appeal; the motion was approved by Mr. Taylor and Ms. Cumpian.

V. Adjourn

The meeting adjourned at: 1:58 P.M.

ATTENDANCE ROSTER

BSCC BOARD MEMBERS:

1. Chair Penner, Chair, Board of State and Community Corrections
2. Mr. Taylor, Sheriff, San Benito County
3. Ms. Cumpian, Associate Director, Anti-Recidivism Coalition

BSCC STAFF:

Aaron R. Maguire, Executive Director
Natalya Segura, Acting Board Secretary
Eloisa Tuitama, Staff Counsel