

MINUTES
BOARD OF STATE AND COMMUNITY CORRECTIONS MEETING
THURSDAY JUNE 15, 2023 – 10:00 A.M.
BOARD MEETING

Meeting Held In-Person, Zoom & Teleconference

Board Room
2590 Venture Oaks Way
Sacramento, California, 95833

The full recording of the meeting can be viewed here:
<https://www.youtube.com/watch?v=HesUjEPe3kl>

I. Call Meeting to Order

Chair Linda Penner called the meeting to order at 10:01 a.m.

Chair Penner welcomed the Board Members and the public to the Zoom meeting.

Board Secretary Adam Lwin provided instructions to the Board members and the public for participating in the meeting.

Mr. Lwin called the roll and announced that there was a quorum.

The following members were in attendance:

Chair Penner	Mr. Dicus*	Ms. Gaard	Ms. Cumpian*
Mr. Macomber	Ms. Chavez*	Mr. Mills*	
Mr. Growdon*	Mr. Haynes	Ms. Vernon	

*Attended remotely

Absent Board Members:

Mr. Speed, Mr. Budnick, Ms. Zaragoza

II. Information Items

- 1. Chair's Report**
- 2. Executive Director's Report**

Executive Director Kathleen Howard reported on the following:

Bagley Keene: Howard stated that based on emergency orders in the last year's budget there was an extension in flexibility for Board Members participating remotely to not provide an address on the agenda. The statutory flexibility will end at the end of this month.

She reported that in the Juvenile Regulations Revision Process, the BSCC will not meet the July 1, 2023, statutory deadline for drafting regulations for the Secure Youth Treatment Facilities (SYTFs). By operation of law, the SYTFs will operate under the regulations for juvenile halls. . Howard said that she anticipates the regulations revision package will be brought to the Board in February 2024.

- 3. Legal Update**
- 4. Legislative Update – [PDF](#)**

Legislative Analyst Adam Lwin reported on the following:

Lwin said Assembly Bill 268 by Dr. Akilah Weber would add two additional members to the 13-member board -- a licensed mental health care provider and a mental health care provider both appointed by the Governor. The bill would also make changes to Title 15 regulations on safety checks, mental health screenings, and STC training standards.

AB 280 by Assemblymember Holden would require local detention facilities to develop written procedures on segregated confinement, along with periodically checking on individuals and offering out-of-cell programming for at least four hours a day, and other provisions. The BSCC would be required to inspect both private and public facilities for compliance.

Assembly Bill 505 by Assemblymember Ting would transfer all authority, duties, and responsibilities related to juvenile justice from the BSCC to the Office of Youth and Community Restoration. These duties include facility inspections and the development and revision of Title 15 and Title 24 regulations. This bill is in the Senate Public Safety Committee.

Senate Bill 544 by Senator Laird would continue to allow remote participation in public meetings by Board Members without noticing their locations to the public. This bill has moved to the Assembly Committee on Governmental Organization. By way of background, under current law, July 1, 2023, is the last day for Board members to participate remotely without noticing their remote locations to the public on the agenda.

AB 1723 by Assemblymember Waldron would require the BSCC to establish a uniform process to allow a person who has been convicted of a felony and is employed by an organization that provides rehabilitative programming to currently incarcerated individuals to enter a local carceral facility.

Ms. Chavez asked if the BSCC has talked with the authors of the bill for AB 505.

Director Howard said that as the BSCC is part of the Administration, the BSCC can only provide information about the bill and not take a position on the bill. Howard said that SB 823 was negotiated early, and an agreement was reached in 2020 to have different state agencies have different responsibilities.

Public Comment was heard:

Khileo: Asked about AB 1723 by Assemblymember Waldron and those with convictions can enter facilities to help those incarcerated.

Counsel Maguire said that AB 1723 would require the BSCC to develop regulations and processes to allow those with former convictions to visit facilities in a standardized fashion.

End of public comment

III. Action: Consent Items

A. Minutes from the April 13, 2023 and the May 23, 2023 Board Meetings: **Requesting Approval**

[April 13, 2023 Meeting Minutes](#)

[May 23, 2023 Meeting Minutes](#)

B. California Violence Intervention and Prevention (CalVIP) Grant Program – Cohort IV – Recommendations for Funding of Mental Health Services for Front Line Workers of Existing Grantees: **Requesting Approval – [PDF](#)**

This agenda item requested Board approval to award approximately \$275,000 in supplemental grants to Cohort IV grantees of the CalVIP program to address the mental health needs of their frontline workers. The full list of awardees may be found [here](#).

C. Proposition 64 Public Health & Safety (Prop 64 PH&S) Grant Program, Alameda County, Seven-Month No-Cost Extension: **Requesting Approval – [PDF](#)**

This agenda item requested Board approval of a seven-month extension for the Alameda County grant for the Proposition 64 PH&S Cohort 1 Grant Program. The Prop 64 PH&S Grant Program is funded by an ongoing portion of tax revenue generated from the cultivation and retail sale of legal, adult-use cannabis or cannabis products in California. Staff also recommended the Board direct staff to make any amendments, extensions, and addendums to Alameda County’s grant agreement as needed to complete the Program as proposed.

Ms. Vernon moved approval. Ms. Gaard seconded. The motion was approved by all other Board members.

IV. Action: Discussion Items

D. Local Detention Facilities Inspection Update: **Requesting Approval – [PDF](#)**

Deputy Director Allison Ganter presented this Agenda Item as a regular update on the local detention facility inspections completed in the 2023/2024 Biennial Inspection Cycle and a summary of current outstanding items of noncompliance.

Ganter updated the Board about the pre-opening inspections at the Los Padrinos Juvenile Hall in Los Angeles County. Ganter said that Barry J. Nidorf and Central Juvenile Halls would be vacated sometime in June and the youth would be moved to Los Padrinos Juvenile Hall. The pre-opening inspections began on June 1, 2023, and staff has been providing technical assistance onsite, on the phone, and virtually with the agency. Staff will return to the facility before youth occupy the facility and will keep the Board updated.

Ganter also provided an inspection on the Riverside County detention facilities, where there have been a number of deaths and overdoses. Ganter said the agency has adopted an extensive pre-booking process to screen for substances and that officers carry Narcan. Ganter stated that there have been over 70 deployments of Narcan in 2023. No items of noncompliance to Title 15 were identified but overcrowding concerning Title 24 was identified during the inspections.

There are no other current items of noncompliance that require immediate attention, and the staff is not recommending any formal action at this time. Outstanding Items of noncompliance may be found here: [Adult](#) | [Juvenile](#).

The Board members discussed the use of Narcan in local detention facilities and if it is possible to gather an analysis of the use of the drug and the number of overdoses in facilities.

Ganter stated that the BSCC does not collect this type of data but that the Riverside County shared the information with the BSCC inspectors. However, the Department of Health will check this matter under Title 15 Medical and Mental Health.

Public comment was heard:

Avalon Edwards: Stated that Riverside County jail staff are not meeting the minimum standards and not caring for those who are incarcerated.

Brian Goldstein: Stated that youth on suicide watch in Kings County are not receiving programming and the Field Inspectors should address these concerns.

End of Public Comment

V. Public Comments

Yusef: Stated how can jails be in compliant when people are dying. There should be a more proactive solution to end in custody deaths.

VI. Adjourn

Chair Penner stated that the July meeting is canceled, and that the September meeting will be held in Palm Springs.

The Board adjourned at 10:52 a.m.

Next Board Meeting: September 14, 2023

ATTENDANCE ROSTER

BSCC BOARD MEMBERS:

1. Chair Penner, Chair, Board of State and Community Corrections
2. Mr. Macomber, Secretary, California Department of Corrections & Rehabilitations (CDCR)
3. Mr. Growdon, Sheriff, Lassen County
4. Mr. Dicus, Sheriff, San Bernardino County
5. Ms. Chavez, Supervisor, Santa Clara County
6. Mr. Haynes, Chief Probation Officer, Fresno County
7. Ms. Vernon, Chief Probation Officer, Kings County
8. Ms. Gaard, Retired Judge, Yolo County
9. Mr. Mills, Chief of Police, City of Palm Springs
10. Ms. Cumpian, Associate Director Anti-Recidivism Coalition Women's, and Non-Binary Services

BSCC STAFF:

Kathleen T. Howard, Executive Director
Aaron Maguire, Chief Deputy Director & General Counsel
Tracie Cone, Communications Director
Adam Lwin, Board Secretary
Allison Ganter, Deputy Director, Facility Standards and Operations