

# Beyond the Bench 2013

“Juvenile Justice Reform– where are we now?”

## **CALIFORNIA JUVENILE JUSTICE TRENDS UPDATE**

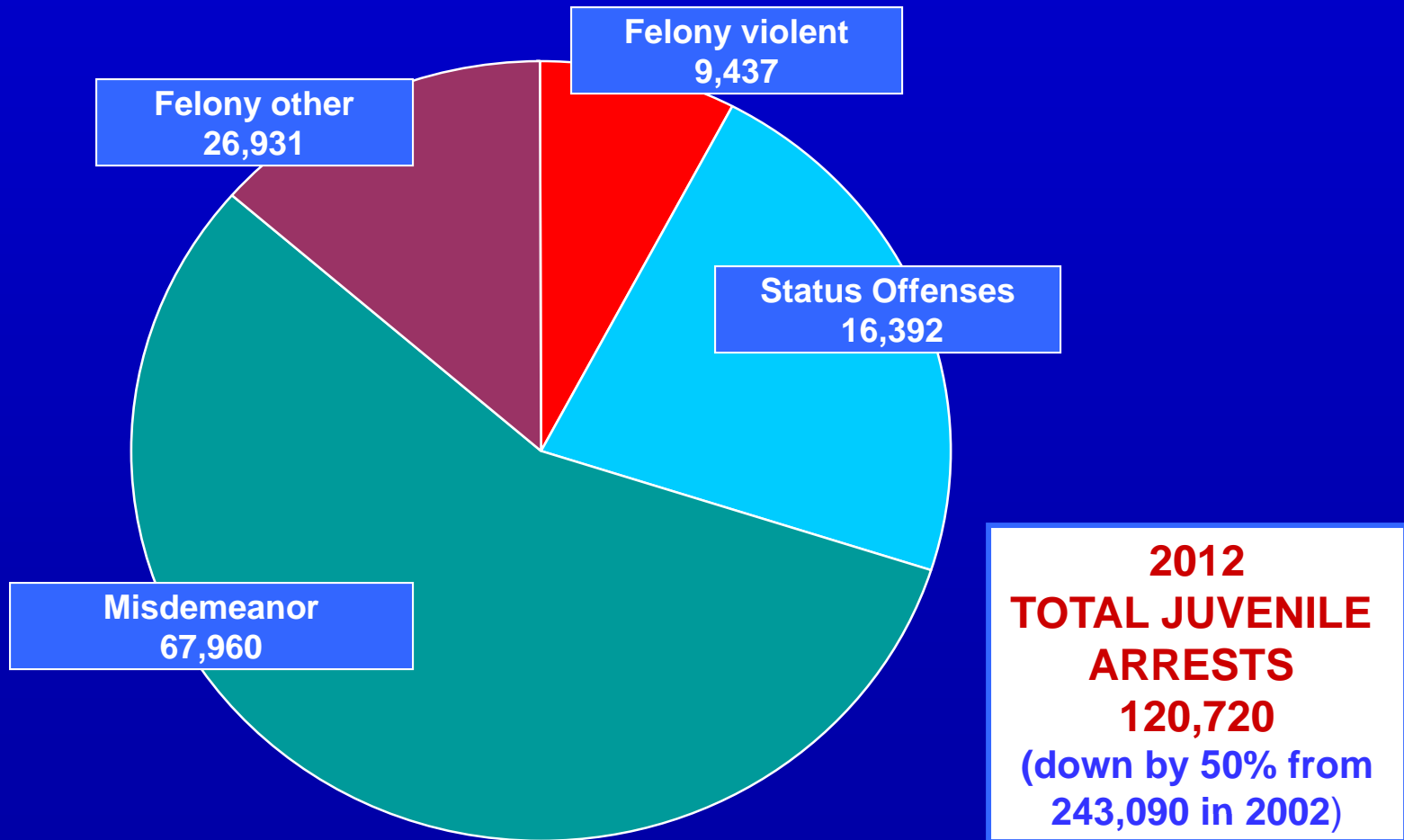
December 2, 2013 – Anaheim, CA  
Presented by David Steinhart

# COVERAGE

- ☑ **Juvenile crime and incarceration trends**
  - Arrest and incarceration trends
  - Juveniles tried & sentenced as adults
  
- ☑ **Division of Juvenile Justice (DJJ) update**
  
- ☑ **Juvenile Justice Realignment– funding, county level issues**
  
- ☑ **The Board of State and Community Corrections**
  - The Juvenile Justice Standing Committee
  
- ☑ **2012-13 legislative update**

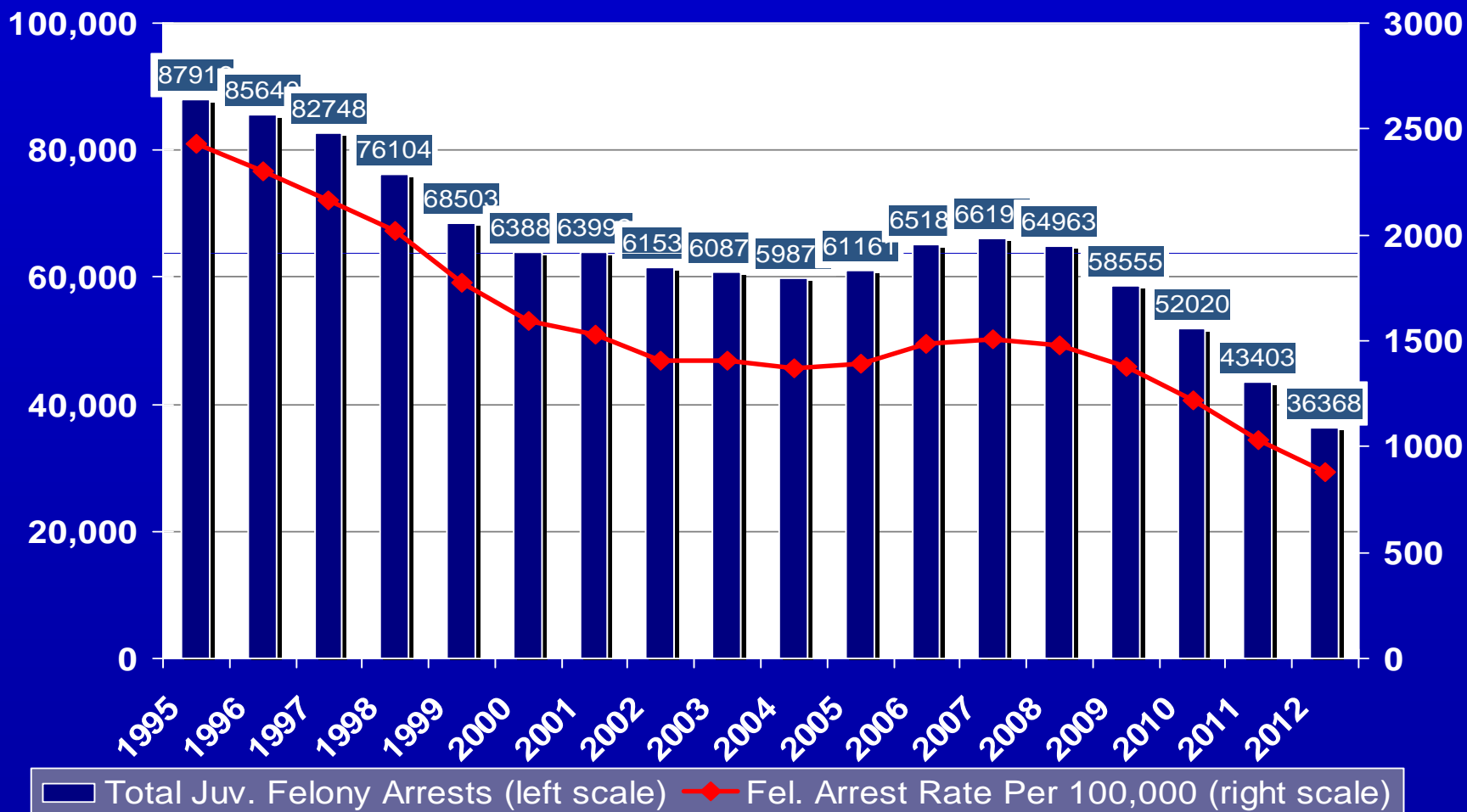
**California juvenile arrest and  
incarceration trends, and  
prosecutions of minors as adults**

# California Arrests of Juveniles 2012



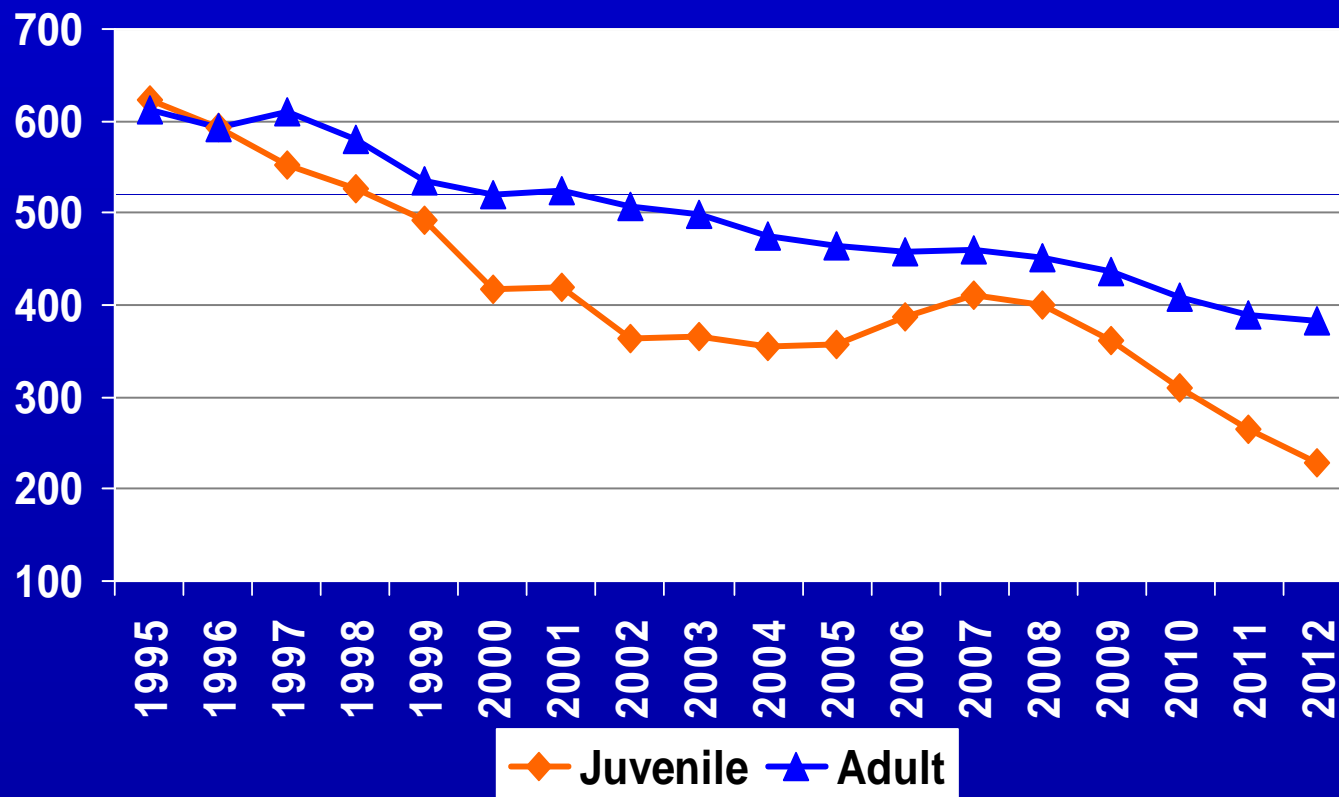
Source: California Department of Justice

## California Juvenile Felony Arrests and Juvenile Felony Arrest Rate Per 100,000 1995-2012



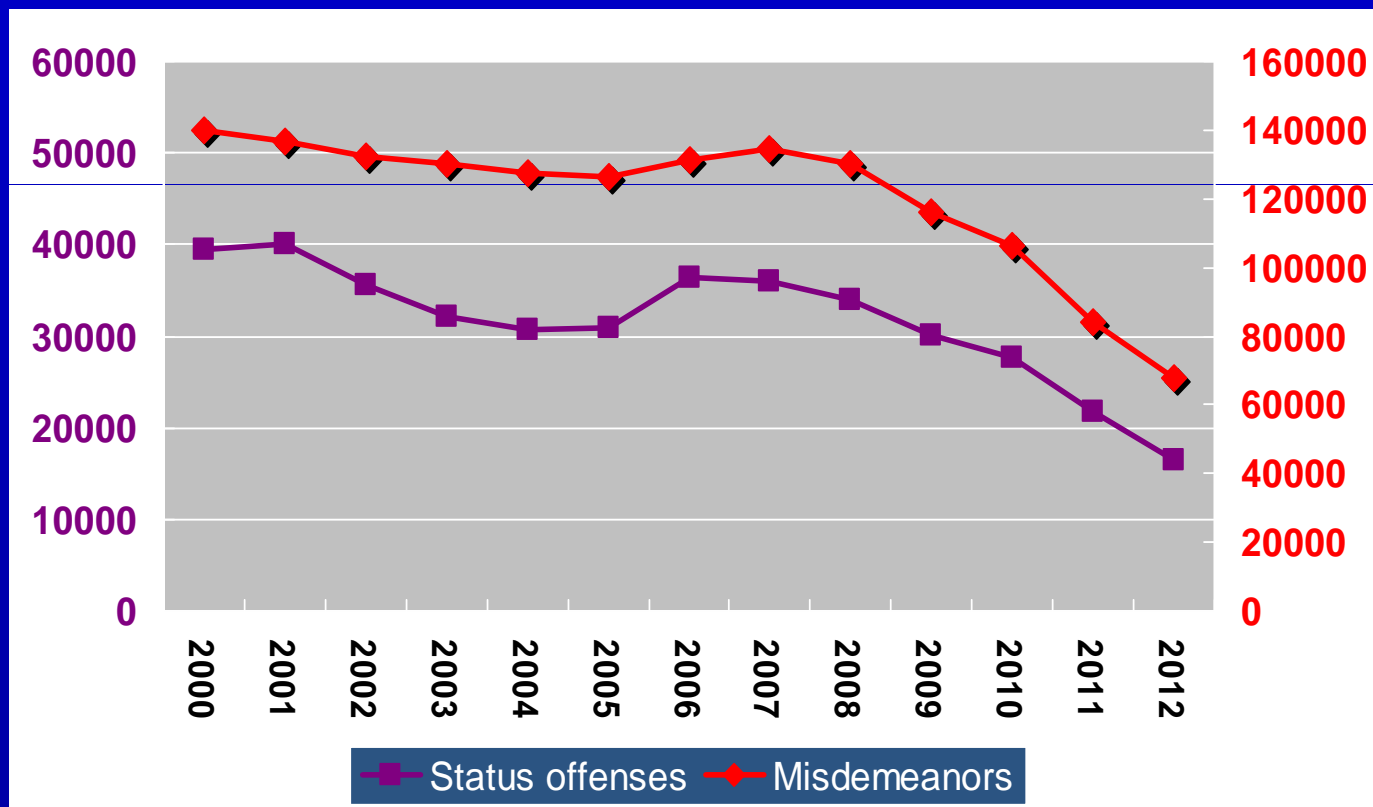
Source: California Department of Justice (Rates updated 2012  
(based on revised DOJ at risk population for years beginning 2003).

## California Arrests for VIOLENT crimes Juvenile and Adult Arrest Rate Per 100,000 1995-2012



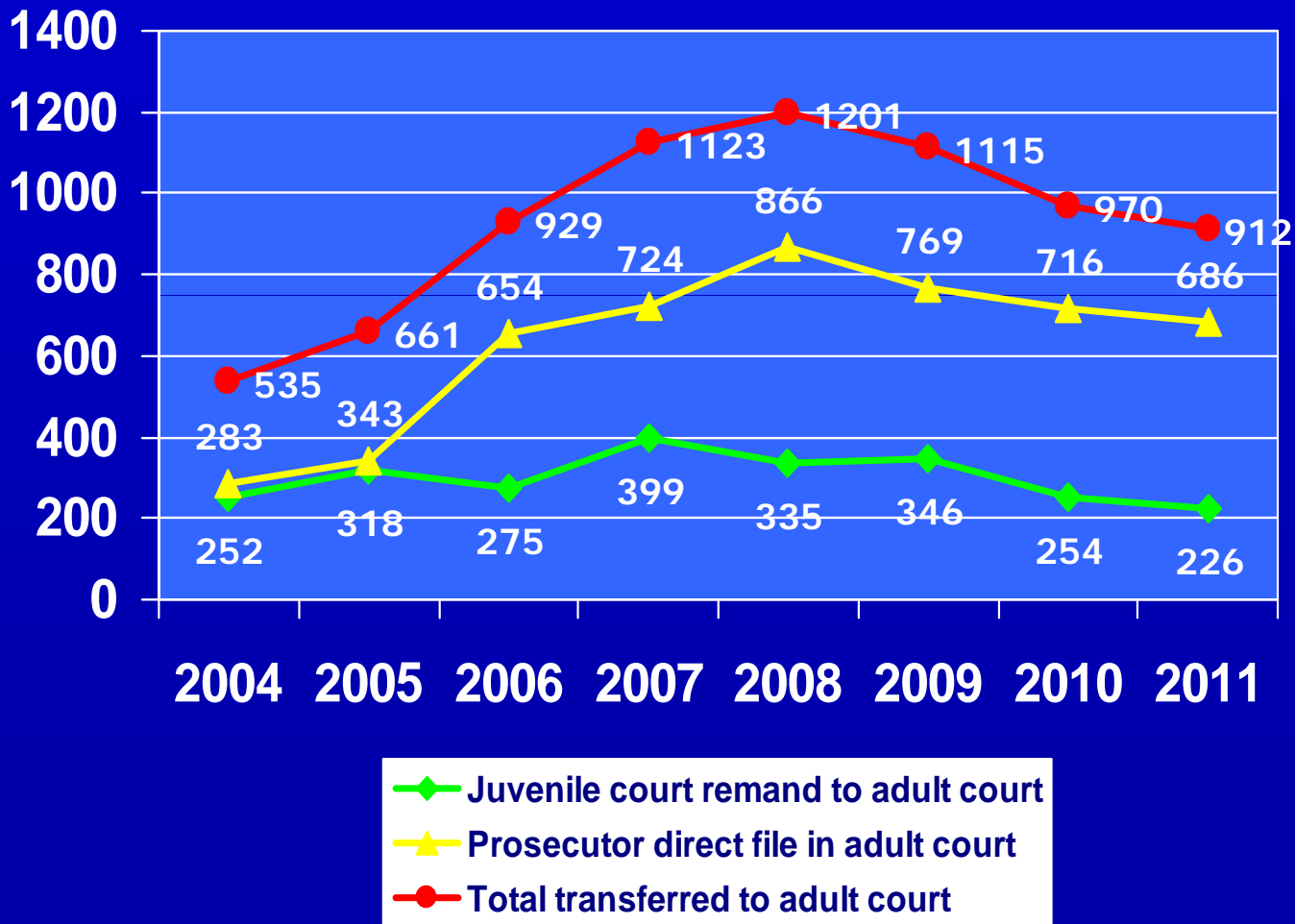
Source: California Department of Justice  
 (Rates for 2003-2102 based on revised DOF at risk population data)

# California Juvenile Arrests for Misdemeanors and Status Offenses 1995-2012



Source: California Department of Justice  
(Rates for 2003-2102 based on revised DOF at risk population data)

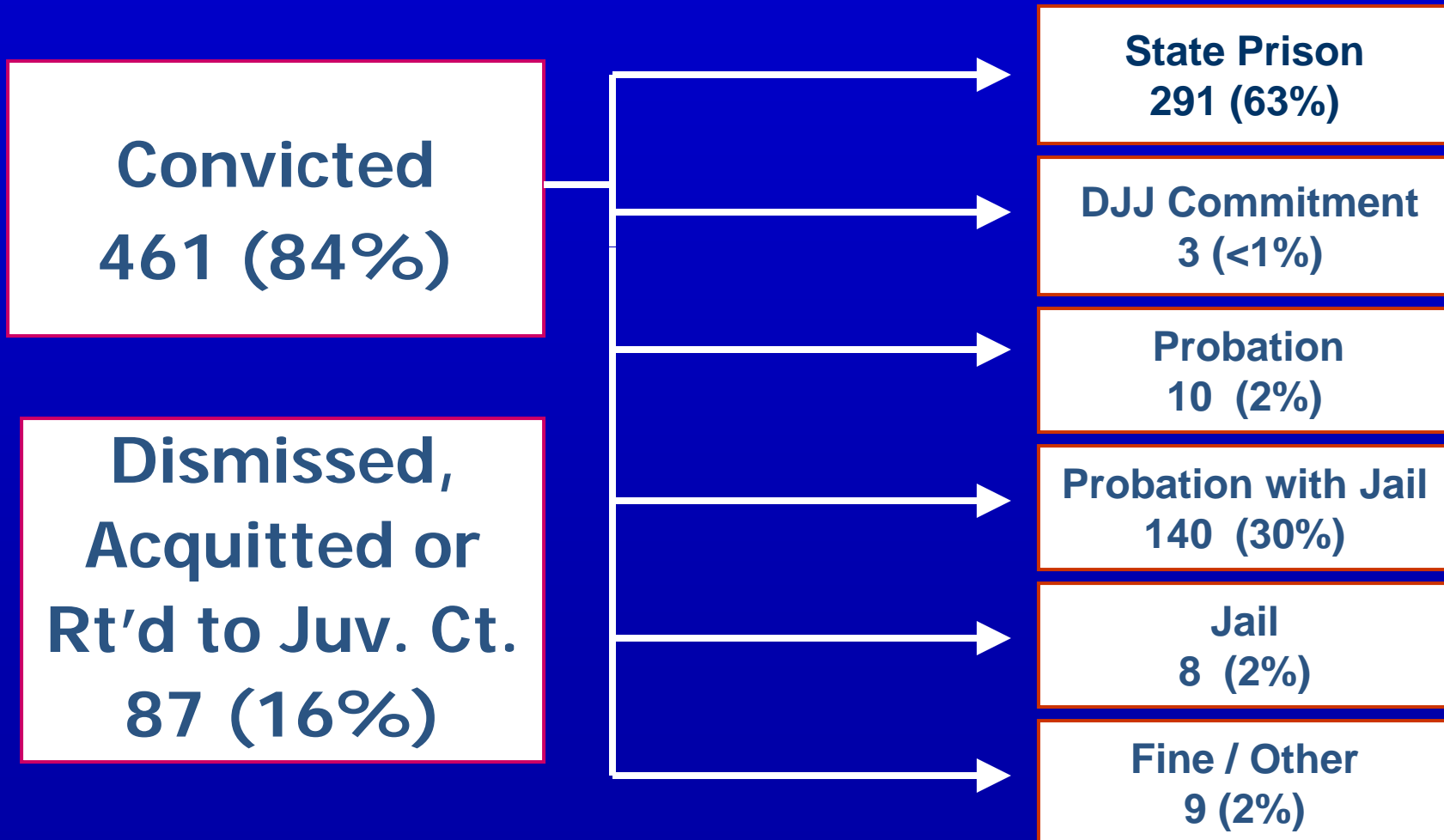
# California Transfers of Juveniles to Adult Criminal Court 2004 - 2011



Source: California Department of Justice



# Adult Court Dispositions of Juveniles – 2011 (N = 548 dispositions)



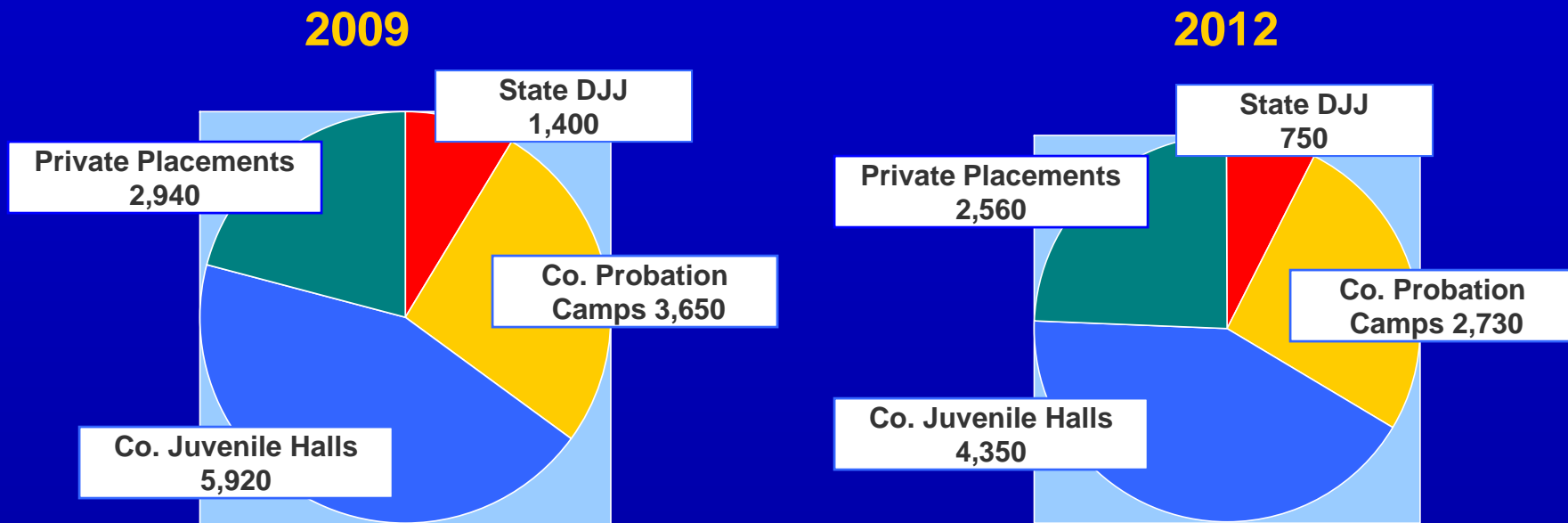
Source: California Department of Justice.

# California Juvenile Justice Facilities

## ADP for juvenile justice (probation) placements

### By placement type (4<sup>th</sup> quarter 2009 and 2012)

Total ADP 2009 = 13,910 : Total ADP 2012 = 10,390  
Three year decline of 25%

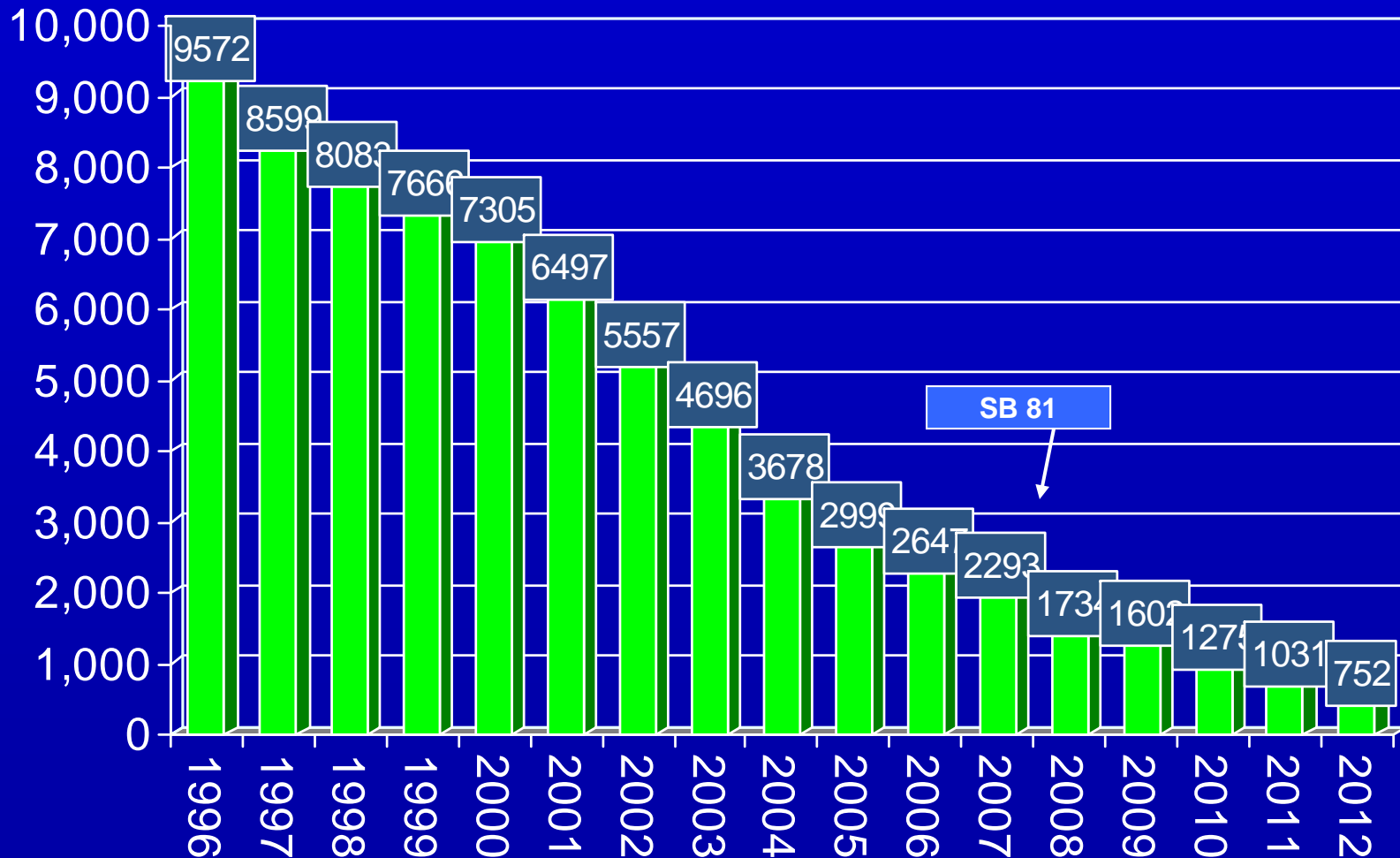


Sources: CA Corrections Standards Authority, CA Division of Juvenile Justice, CA Department of Social Services (Berkeley Center for Social Services Research), latest available data.

# **Division of Juvenile Justice (DJJ)**

## **Update and trends**

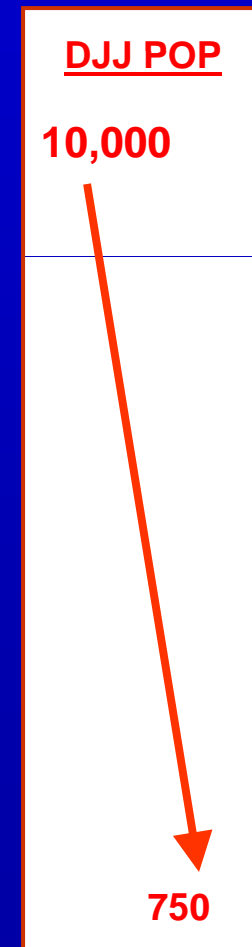
# California Division of Juvenile Facilities Institutional Population 1996 – 2012 (as of December 31 each year)



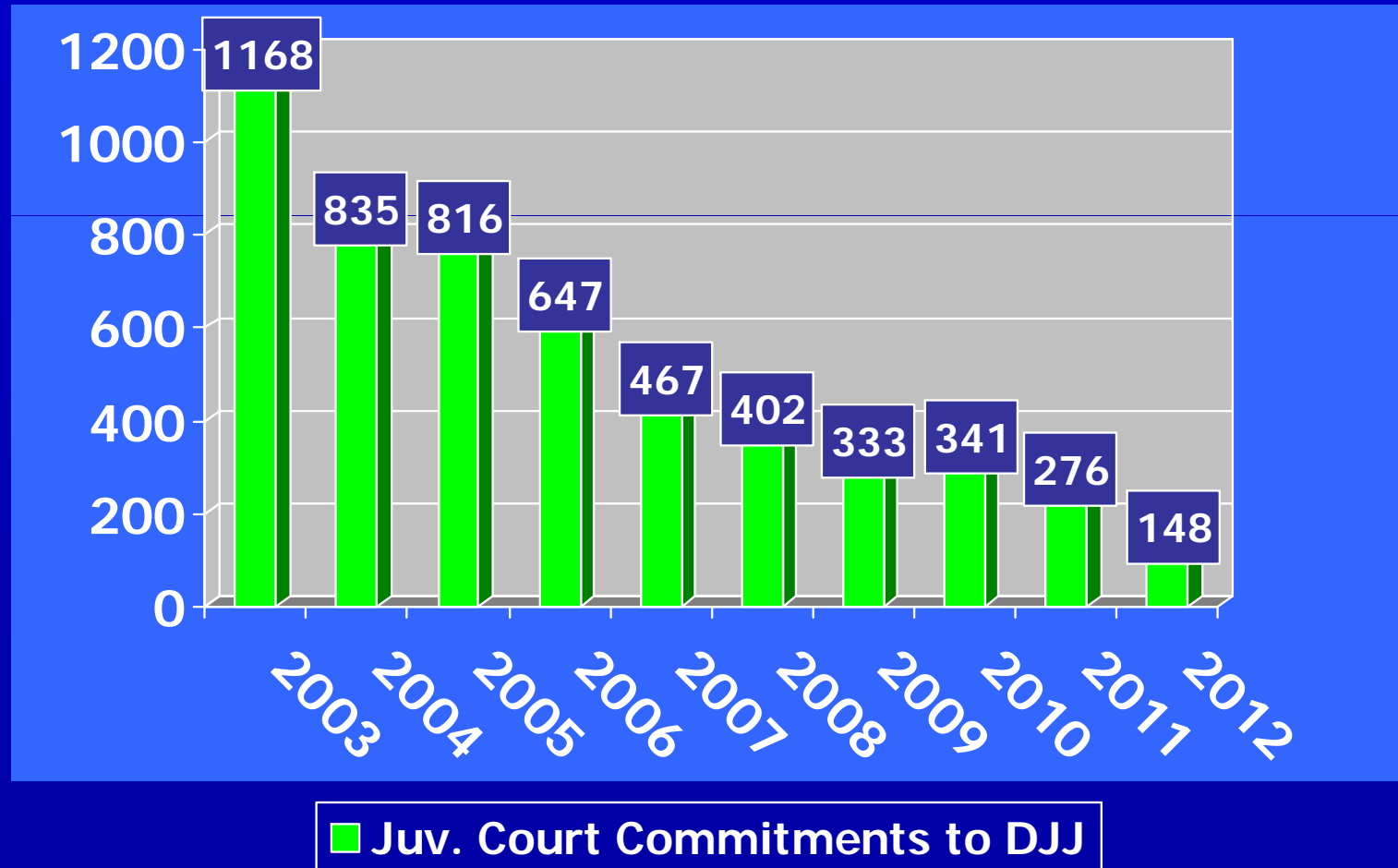
Source: Ca. Dept. of Corrections & Rehabilitation

# Downsizing the CA Div. of Juvenile Justice Major Milestones 1996 -2012

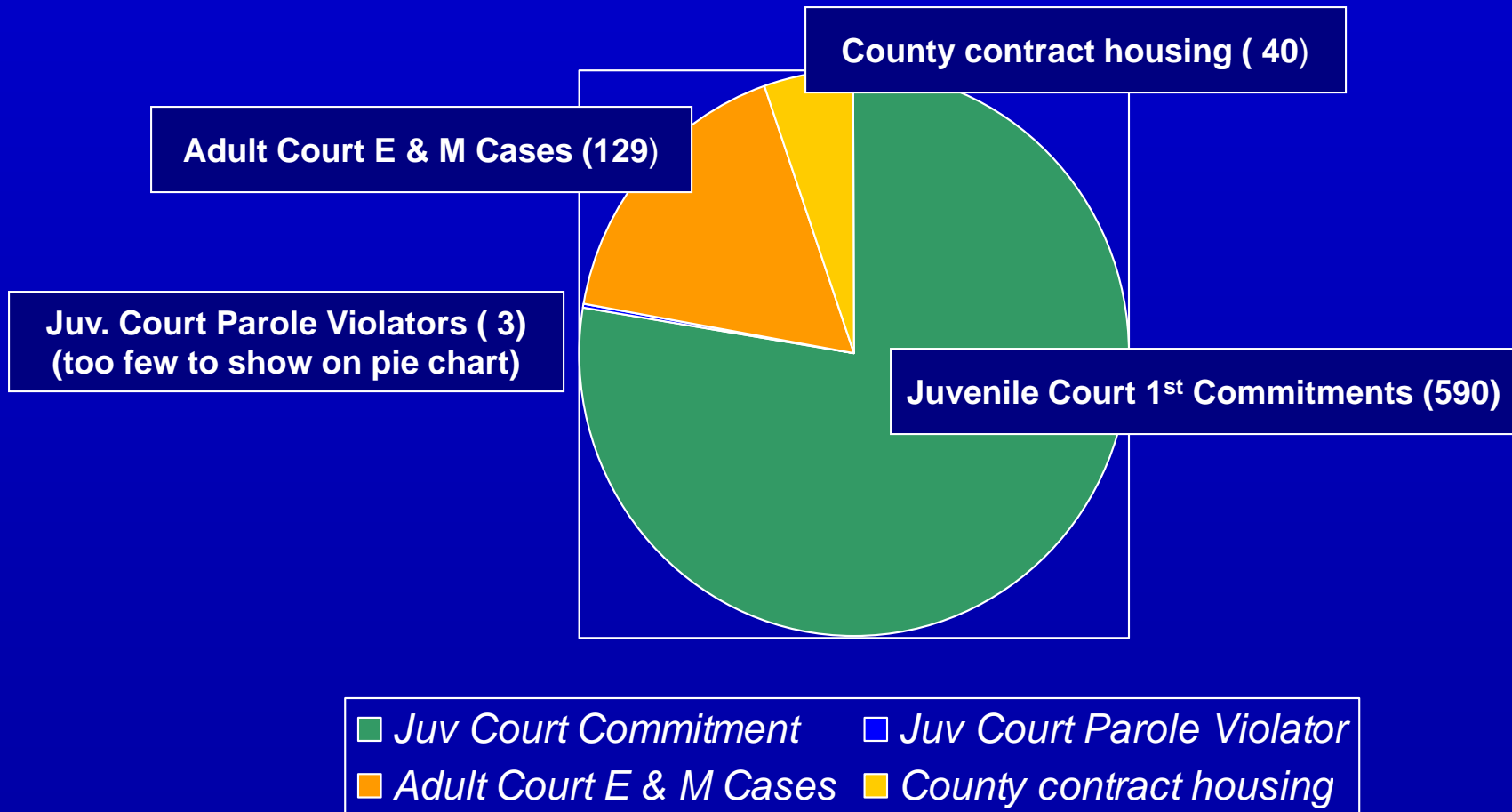
- ❑ 1996: Sliding scale fees imposed for level V-VII commitments– CYA population drops swiftly
- ❑ 2000: Proposition 21 opens new doors to adult court
- ❑ 2004: Consent Decree in *Farrell* case vs. CYA– generates program costs that are catalysts for SB 81
- ❑ 2007: SB 81 bans future commitments of non-707 youth
- ❑ 2010: DJJ parole is realigned to county probation
- ❑ 2012: Governor proposes to close DJJ, proposal dies but time adds are banned, age of jurisdiction is lowered



## Annual Juvenile Court Commitments to DJJ All Counties – 2003 through 2012



# DJJ Institutional Population June 1, 2013 by Court and Type of Commitment N= 762 inmates



Source: CA Division of Juvenile Facilities, Research Div.

## DJJ “Downsizing” Outcomes – 2012-13

**GOVERNOR’S EARLY 2012 PROPOSAL TO CLOSE DJJ COMPLETELY WAS SUCCESSFULLY OPPOSED BY COUNTIES.**

**In lieu of closure, these downsizing controls were legislated:**

- Disciplinary time adds to sentence were eliminated completely
- Top DJJ age of jurisdiction dropped from 25 to 23
- The county commitment fee was reinstated at \$ 24,000 per ward per year (replacing a prior year fee of \$125,000 that nobody liked)
- State DJJ parole ended January 2013– now conditions violations are processed locally under court and probation supervision
- No significant DJJ legislation compelling further downsizing was adopted in 2013

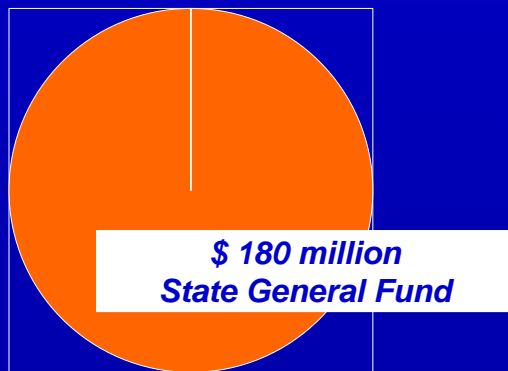


# **Juvenile Justice Realignment--**

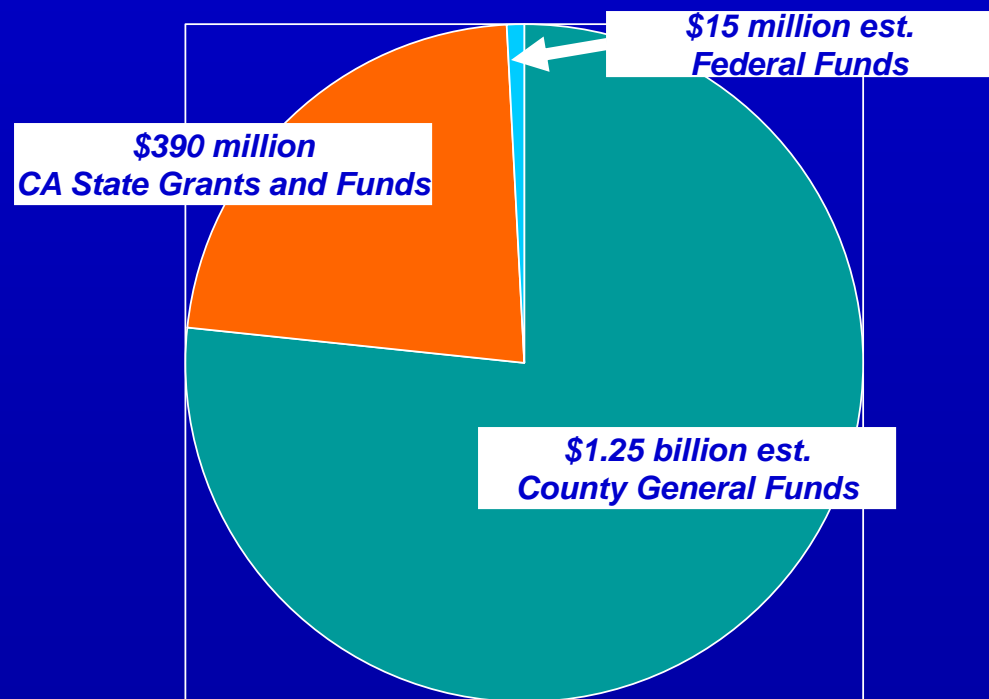
## **County level issues**

# Funding the CA Juvenile Justice System-- Annual costs and fund sources (2012)

State Div. of Juvenile Justice (DJJ)  
Total budget \$ 180 million



County Probation Juv. Justice facilities  
and programs- total \$1.7 billion



Sources: CA State Dept. of Finance; CDCR (DJJ and the Corrections Standards Authority);  
CA State Juv. Justice Commission (Master Plan, 2009)

## State support for local juvenile justice operations under 2011-12 realignment

Fund or Program	FY 12/13	FY 13/14
2007 Juv. Justice Realignment (SB 81)	\$93 million	\$ 103 million
2010 Div. Juv. Justice Parole Realignment	\$ 6 million	\$ 6 million
Juv. Justice Crime Prev. Act (JJCPA)	\$ 107 million	\$ 107 million
Juvenile Probation Camp Funds- Camps	\$29 million	\$29 million
Juvenile Probation Camp Funds- Programs	\$ 152 million	\$ 152 million
<b>TOTAL</b>	<b>\$ 387 million</b>	<b>\$ 397 million</b>

Sources: CA Dept of Finance, Ca. State Association of Counties

## DJJ Realignment implementation-- County issues and continuing challenges

- **State Auditor's Report (Sep. 2012)** slams BSCC and Legislature on SB 81 (YOBG) performance measures and reporting
- **How are "realigned" juveniles doing at the county level?**
  - Performance and youth outcome data are generally lacking
  - We see varied county programs and uses of YOBG funds:
    - Special custody programs– e.g. Los Angeles "SB 81" camp
  - Juvenile halls increasingly used for commitments-- a growing but poorly documented concern
  - Still unresolved: meeting mental health, other local treatment needs
- **State oversight of juvenile justice realignment—**
  - BSCC has only limited oversight functions– in effect local courts and probation departments make their own spending & program decisions

# Board of State and Community Corrections Juvenile Justice Mission & Mandates

- **BSCC Juvenile Justice mandates include**
  - Grants administration: JJCPA, YOBG, SB 81 construction, Gang grants, Fed. JJ funds
  - Facility standards and inspection (camps/ ranches, juv. halls, jails)
  - Data and technical assistance mandates
  - Broader leadership mission to promote best- and evidence-based practices
  - Dominant BSCC concern: adult prison realignment
- **Juvenile Justice Standing Committee**
  - Approved Jan.2013: new group to guide BSCC on JJ mandates and issues
  - Focus on system PERFORMANCE MEASURES and JJ DATA SYSTEMS
  - Coordination with the State Advisory Group on JJDP

# Juvenile Justice legislation of interest

- **Sentencing law—**
  - SB 260 (Hancock)-Reviews of prison sentences by the Parole Board for prisoners whose crimes were committed as juveniles (signed into law).
- **Confinement conditions-**
  - SB 61 (Yee)- Solitary confinement, SB 716 (Lara)- PREA compliance (pending)
- **Delinquency counsel training-**
  - SB 166 (Liu) (pending)
- **Data and performance measures-**
  - AB 526 (2012), AB 1050 (Dickinson)– (signed into law)
- **Lifetime juv. sex offender registration—**
  - New proposals on tap for 2014?