



STATE OF HAWAII
DEPARTMENT OF HUMAN SERVICES
OFFICE OF YOUTH SERVICES
707 Richards Street, Suite 525
Honolulu, Hawaii 96813

JUVENILE JUSTICE STATE ADVISORY COUNCIL COMPLIANCE COMMITTEE

March 7, 2013

10:00 a.m. to 1:00 p.m.

Department of Transportation, Airport Conference Room #4
400 Rodgers Boulevard, 7th Floor Inter-island Parking Structure
Honolulu, Hawaii 96819

MINUTES

Present: Ronald Nakamichi, Chair
Lt. Everett Ferreira, MPD
Lt. Lucille Melemai, HPD, Hilo
Lt. Todd Tanaka, KPD
Marsha Yamada, Juvenile Client & Family Services Administrator, 2nd Circuit
Jaquie Kelley-Uyeoka, Hale Kipa, Deputy CEO Outreach

Staff: Ed Chargualaf, OJJDP Program Coordinator
John Paekukui, JJ Program Compliance Monitor
Leimomi Fernandes-Otake, JJ Administrative Assistant

I. Call to Order

Chair Nakamichi called meeting to order at 10:04 a.m. Nakamichi welcomed and thanked committee members for taking time to attend meeting.

**II. Review Juvenile Justice State Advisory Council (JJSAC)
Compliance Committee September 6, 2012 Minutes**

Attachment A

Nakamichi asked committee members to review the September 6, 2012 minutes. Jaquie Kelley-Uyeoka motioned to approve the September 6, 2012 minutes, seconded by Lt. Everett Ferreira, and the motion was passed unanimously.

III. Discussion of Site Visit on December 6, 2012

A. Committee Members Feedback Report from Department Attendees
Nakamichi opened discussions and commented feedback is important to determine inclusion of juvenile law enforcement officers for future site visits.

Lt. Lucille Melemai reported the Big Island law enforcement attendees found the site visit very informative and beneficial to see the facilities based on the environment the youth come from. Impressed with the facility staff, especially at HYCF, because the staff were compassionate for the youth. Also with Hale Kipa and to see the great commitment from all staff for the youth.

Lt. Todd Tanaka echoed Lt. Melemai's report. Kauai law enforcement has never visited HYCF, so it was a good exposure to what happens to the youth. Also the valued networking with other police departments and the facility staff. As a result, Sgt. Anthony Morita now has a face to place with the facility in coordinating the bail schedules.

Nakamichi inquired if it is worthwhile to do the facility site visit annual for those law enforcement working directly with the juveniles. Ed Chargualaf reported the decision is left to the JJSAC Compliance Committee and to make a motion to insert the facility site visit as part of the budget for training.

Nakamichi opened the discussion for the budget to do training and reported to include courts. Marsha Yamada reported OYS funded the Maui Judiciary's facility site visit. Lt. Ferreira motioned to approve facility site visit as part of the budget for training, seconded by Kelley-Uyeoka, and the motion was passed unanimously.

III. Committee Membership

A. Sheriff

Nakamichi reported the Compliance Committee now has Family Court onboard with Yamada, Juvenile Client & Family Services Administrator, 2nd Circuit. Yamada reported the ability to disseminate the Compliance information. Nakamichi thanked Yamada for volunteering to be a Compliance Committee member.

John Paekukui reported made contact with Keith Kamita, Deputy Director of Public Safety but referred to new contact. **Action** – Paekukui to make contact again.

Paekukui reported need a replacement for Sgt. Brian Navares, HPD due to reassignment. Community Affairs is now in charge of the juvenile division, but no response. **Action** – Paekukui to make contact again with HPD Captain.

Nakamichi open the discussion for membership, but none.

IV. Training

A. Strategies For Youth (SFY)

Chargualaf reported the strategies used are the brain development of youth and how

to handle kids more effectively to get better behavior. This is a different training from the Connecticut Youth Development Training (Connecticut) Paekukui attended. Hoped for the County Police Chiefs to attend the SFY session at the IACP Conference to meet Lisa Thurau, Executive Director for SFY, but it was held Sunday at 8:00 a.m. Need the County Police Chiefs buy-in first because do not want to force training at our request.

Nakamichi and Lt. Ferreira reported their County Police Chief were not able to attend the SFY session at the IACP Conference. Lt. Ferreira recommend the SFY training and should be part of the police training.

Nakamichi requested Paekukui to brief committee members on the Connecticut training. Paekukui reported the police approach of how to handle juveniles. The training involves examples of different scenarios and how to approach each situation. It highlights the different responses by the juvenile to the police officer's actions. In addition, stereotyping how juveniles are treated by how they are dressed from a college student versus a gang youth. The key emphasis is the officer's actions and the reaction of the youth's response to authority.

Paekukui stressed the benefits of the Connecticut training and how he was able to attend the class as an ex-police officer. The training is solely for police officers unlike SFY. Paekukui is a trainer from the train the trainer component. If conduct State trainings, will change youth pictures to look like Hawaii kids.

Chargualaf will explore the training differences and report at the next Compliance Committee meeting. Stressed the importance of the trainings to understand our culture and the uniqueness of each county. Also the use of training to understand how and why youth react the way they do. **Action** – Chargualaf to write up the difference between SFY and the Connecticut training for dissemination.

Nakamichi inquired if training meets the Commission on Accreditation for Law Enforcement Agencies (CALEA) accreditation versus only training. Maui, Oahu and now Big Island are accredited. Tanaka reported Kauai is still working on becoming accredited.

Chargualaf also reported SFY goes into schools versus the Connecticut training which is limited to police only. Lt. Melemai recommended training to include assessment center staff, where the police officer drops off the youth.

Chargualaf reported funding of the assessment center is by JJSAC, as well as, the Civil Citation Initiative (CCI). Hope to have the CCI Assessment Center up and running by December 2013 and the target is District 5, Kalihi. The assessment center will complete the youth's assessment, which is a return to the 80's approach of working

with the families. CCI involves the law enforcement, prosecutor office and the court to work with nonprofit organizations similar to Salvation Army on the Big Island, Hale Kipa and Catholic Charities to run the assessment center.

Nakamichi opened the discussion for training and more information to be provided by Chargualaf. Nakamichi stressed the cost factor for the training programs. Lt. Melemai inquired the training structure by island or to train on one island. Chargualaf reported the training is to train trainers who will return to the county to train their officers. Chargualaf to be scheduled on the next meeting agenda. **Action** – Chargualaf to report at the next meeting.

Lt. Ferreira inquired about the funding source because county does not have training funding. Chargualaf reported the funds will come from the federal funding, but cannot fund meals. Lt. Melemai commented the SFY training is \$75K for two-day training, Paekukui reported the Connecticut training is only one-day.

B. Commission on Accreditation for Law Enforcement
Nakamichi noted already discussed.

V. Compliance Update

A. Status of Core Requirements

Attachment B

Paekukui reported only two violations to date for the State Compliance Monitor site visits. The Kauai violation was due to the change of shift in 2012, which would not have been a violation if the Rural Exception Rule was in place. The Oahu violation was due to holding a juvenile for seven hours. To complete the compliance monitor site visits of Kauai, Kona on the Big island and Maui; without anticipating any violations. The problem facing is the new recruits at the receiving desk, and need to extend a compliance refresher training of the core requirements.

Paekukui to conduct new recruit training on March 28, 2013.

Nakamichi pointed out the Rural Exception Rule allows holding juvenile up to 48 hours. Paekukui reported Kauai and the Big Island has the Rural Exception Rule for the new judiciary buildings to hold juveniles for sentencing. Also noted must apply every year to include the Rural Exception Rule in the State Compliance Report for consideration.

VI. Compliance Monitoring Visits

Paekukui reported to complete the rest of the State Compliance Monitor site visits in March and April in order to complete the Hawaii State Compliance Monitor Report.

Chargualaf suggested complying a list of contracted providers of services for frontline police officers and to present at next meeting. Chargualaf notes the assessment centers are OJJDP funded and mentioned the independent monitoring program on Kauai. CCI is looking at Kauai as the second assessment center site after Kalihi. Chargualaf mentioned the Hawaii JJSAC website to review the Disproportionate Minority Contact report and The Juvenile Justice System Criminal Analysis Report
Action – Chargualaf to review the contracted providers who provide services to assist police officers with handling the juveniles. Leimomi Fernandes-Otake to email the website link to the committee members.

Yamada inquired about Hilo Assessment Center. Lt. Melemai reported the assessment center is not up and running because waiting on the Mayor's Office for final signature approval. Salvation Army set aside space for the assessment center. This is a 10-year process involving the Judge, Family Court, providers to provide the services (excluding Salvation Army due to selected provider), the prosecutor attorney and deputy prosecutor attorney; to help kids and families. **Action** – Chargualaf to call Wally Lau, Mayor's Managing Director for approval update. Chargualaf reported a long process due to the program completing the write-up versus the actual program people. Then it is reviewed by another department within the Prosecutor Attorney's Office.

Nakamichi requested county support of the CCI to make the implementation easier for the officers.

VIII. County Reports

A. Big Island County – Lt. Melemai reported Captain Mitchell Kanehailua's promotion to major on Kona. No Acting Captain until summer.

B. Maui County – Lt. Ferreira reported School Resources Officers (SRO) falls under juvenile and to begin refilling positions at the middle schools after the mainland shooting incidents. Currently, three hired of four SROs in high schools and one of six in middle schools. Purpose to council, teach and check in with students.

Chargualaf reported the main intent is to educate youth and to establish relationships so not, get into jjs. An example is the band on weapons to look at the welfare of the kids ages 18 to 25 and the maturity of the brain to still live at home. Focus is the school to prison look versus the prison to school concept. **Action** – Chargualaf to report at the next meeting.

C. Meeting Change – Paekukui reported next meeting on Thursday, May 30, 2013 due to Compliance Monitoring visits and to complete the State Compliance Monitor Report for the Compliance Committee approval.

IX. Next Meeting

Tentative - Thursday, May 30, 2013

X. Adjournment

Kelley-Uyeoka motioned to adjourn the meeting, and seconded by Lt. Ferreira. There being no further discussion, the meeting was adjourned at 12:03 p.m.

Respectfully submitted,



Leimomi Fernandes-Otake
Juvenile Justice Administrative Assistant