



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

**JUVENILE JUSTICE STATE ADVISORY COUNCIL
EXECUTIVE COMMITTEE MEETING**

June 19, 2015

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

AGENDA

- I. **Call to Order**
- II. **Review Juvenile Justice State Advisory Council (JJSAC) Executive Committee March 16, 2015 Minutes** Attachment A
- III. **Compliance** Attachment B
 - A. 2014 State Compliance Monitoring Report
 - B. PREA Update
 - C. Rural Exception – Hawaii County Incident
- IV. **Juvenile Justice State Advisory Council (JJSAC)**
 - A. CJJ 2015 Annual Conference – June 10-13, 2015
 - B. Subcommittee Reports
 1. Compliance Committee
 - (a) Connecticut Police Youth Development Training Report
 - (b) Sheriff's Training Report
 2. Ethnic, Cultural Diversity & Youth Committee
 3. Prevention & Accountability Committee
- V. **Grants Management**
 - A. Reauthorization
 - B. 3-Year Comprehensive Plan Report
- VI. **JJSAC Agenda**
- VII. **Announcements**
- VIII. **Next Tentative Meetings**

Friday, September 11, 2015 – JJSAC Executive Committee Meeting
Friday, September 25, 2015 – JJSAC Quarterly Meeting
- IX. **Adjournment**

The meeting is open to the press and public. For more information, contact Leimomi Fernandes-Otake, Juvenile Justice Administrative Assistant at (808) 587-5700.



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MINUTES

Present: Jay Kimura, Chair
Melinda Montgomery, 2nd V.C., Prevention & Accountability Committee Chair
Tai-An Miao, Ethnic & Cultural Diversity Committee Chair
Ronald Nakamichi, Compliance Committee Chair

Absent: Marsha Yamada, 1st Vice Chair, Youth Committee Chair

Staff: Ed Chargualaf, Juvenile Justice Program Coordinator
Leimomi Fernandes-Otake, JJ Administrative Assistant

I. Call to Order

Chair Kimura called meeting to order at 10:10 a.m. and thanked members for their attendance.

**II. Review Juvenile Justice State Advisory Council (JJSAC)
Executive Committee December 12, 2014 Minutes**

Attachment A

Chair Kimura asked for the minutes' adoption under Robert Rules. The December 12, 2014 minutes were approved unanimously. No discussion.

III. Compliance

A. 2014 State Compliance Monitoring Report

Attachment B

Ron Nakamichi reported John Paekukui completed the 2014 Compliance Monitoring Report. However, federal changing the format reporting to a new electronic tool. Nakamichi reviewed the report sections and noted the state is in compliance.

B. Prison Rape Elimination Act (PREA) Update

Ed Chargualaf reported working with Richard Mello, PREA Coordinator, who completed training for the National Institute of Justice certification. PREA has standards which states must follow. HYCF does have standards in place for announcing if a girl or boy has gender changed and how to report alleged sexual assaults. If the youth makes known changed physically as a transgender, must place in proper location and be sensitive. HYCF to become certified as PREA compliance must go through an audit. HYCF is working on 15 policies to be amended or realigned to PREA compliance. Also need to complete Policies and Procedures per the national statute, which will need union approval because of the changes.

Chargualaf reported HYCF started its 4 week training academy for new and seasoned employees, which incorporates PREA standards and polices. The first graduation held on May 15 and the next academy is

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in June. The training changed from 40 hours to 160 hours and PREA pamphlets used to inform parents and youth on entitled protection. A draft MOU for sex assault is under legal and union review; to be in place for the August 2016 audit. Reported new HYCF parole officers; Kawewehi Pundyke is in Maui, who also works on the POI Project.

C. Rural Exception – Hawaii County Incident

Nakamichi noted the Rural Exception incident, where the Big Island sheriffs refused to hold a HYCF youth because does not have a MOU with HYCF. Chargualaf and Paekukui are working on the MOU with David Hipp. Reported Maui and Kauai Sheriffs do hold juveniles.

Chargualaf noted the first incident of a HYCF youth who ran away when the mother drove to the airport. Police considered a runaway, but did not arrest. David Hipp's signed letter serves as a warrant, but the police did not act on the warrant; the police could have taken the youth to the court holding facility.

IV. Juvenile Justice State Advisory Council (JJSAC)

A. CJJ 2015 Annual Conference – June 10-13, 2015

Chair reported the conference went very well and noted a lot of concern about systems recognizing how children are harmed. Briefed on new California law if do the crime, do the time. Cited a runaway staying with an older guy, who feed and housed the youth. However, when the youth wanted to leave, forced to do a robbery and got 13 years in an adult prison at the age of 13, even with no priors; came out a basket case. Often solitary confinement used to protect kids in adult prisons, but causes major psychological damage. Oregon has a similar law, but allows the youth to stay in the juvenile system, and then move to the adult facility.

Reported homelessness crossing over into the jjs. Organizations are pulling away from juveniles to adults. Efforts to work on have you ever been arrested because of financial aid and jobs; expungement because federal has the records. Also recognized Chargualaf's National JJS award. Mentioned the Youth awardee from Los Angeles, who was in a gang. Noted a mentoring program lead to an intervention to redirect the awardee from his brother in the gang.

Tai-An Miao reported Hill Day had proactive responses. Mika Morse moved from Boston to position and now better experience after visiting Hawaii several times. Requested Hipp's CJJ presentation, interested in the Girl's Study and to be in touch when in town on August 17-21. Action: Miao to send alerts to Senator Schatz and to coordinate Morse Ho'opono Mamo visit.

Met with both Senator Hirono and Coti Haia. Senator spoke about the importance of the family support and community services; because of own experience with brother dropping out of school. Aware of truancy and not recovering in school. Haia also in Hawaii in August. Action: Miao to put Haia in touch with PREA when in town.

Met with Colette Masunaga, because Representative Mark Takai not in. Action: Miao to follow-up on Brother's Keeper with the Mayors and send last 5 years Reform efforts' bullet points.

Met with Anthony Ching and Representative Tulsi Gabbard at the end; asked what is ideal DOE. Chargualaf emphasized the Reauthorization and Senate's bipartisan support. The House voted to defund juvenile appropriation. Requested CJJ to give action alerts to Hawaii's Congressional Delegates so they will be familiar with the Reauthorization and the juvenile appropriation.

Chargualaf reported busy week in Washington D.C. because of the Taste of Hawaii, tons of people and from Hawaii; including Dr. Rachael Wong, DHS Director. Focus to work more with trauma, engaging the SAG as part of the JJ Reform, TA to SAG members to be more engaged in their jurisdiction or state and

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policies. States are raising the age to waive rights of juveniles to 17 or 18; Hawaii is 16, unless a murder. The Core Requirements of separation of youth with adults; even if a juvenile commit a murder, can be in a juvenile facility to the age of 19; before it was not permitted. Prior, if committed a crime as an adult, in the facility for 6 months then transferred to the adult facility.

Miao submitted OJJDP training for SAG and requested the Burns Institute Training to reset the vision for the new and senior members, the purpose and how to be most effective, such as to close the ethnic and racial disparity. Also to review roles and responsibilities, and recruit people from different areas.

Chargualaf noted the need to expand the statute, what is the comprehensive plan and to do a retreat. The 3-Year Plan requires a new DMC Study and Juvenile Justice Crime Analysis (JJCA). The JJCA is completed by Dr. Meripa Godinet of University of Hawaii; to do a JJCA presentation.

B. Subcommittee Reports

1. Compliance Committee

Nakamichi reported new committee members due to promotions. Explained the issues that come up and how to correct the issues. The next meeting to emphasize the sheriff and judiciary representatives to report for all counties/jurisdictions and to disseminate information.

(a) Connecticut Police Youth Development Training

Nakamichi reported completed the Connecticut Police Youth Development (CPYD) Training.

Action: John Paekukui to follow-up to do continued training by the Hawaii trainers. Lt. Jeraul Pladera of MPD will insert the CPYD into the Recruit Training.

Chair mentioned the Boston Program on DMC training, met at the CJJ Conference and want to train in Hawaii. Chargualaf responded completed a conference call with the Strategy For Youth (SFY), but the committee decided on the Connecticut Police Youth Development Training to target patrol officers; which is the same training. The committee also selected the SFY Training as the next training for HYCF, juvenile facilities, probation officers and anyone with constant youth contact. Action: Chargualaf and Paekukui to reconnect the coordination of SFY Training.

(b) Sheriff's Training

Nakamichi reported completed statewide Sheriff's 1 day trainings on how juveniles act or react to being held overnight. Chargualaf reported a good training and now in compliance for the Rural Exception requirements. Starts with adolescent development, why kids act the way they do, the trauma and the 4 cycles; the conflict cycle when get out of the trauma. Also noted the patterns if the kid is suicidal, to understand how kids think because of the traumatization and why get into conflicts.

Chair mentioned the CJJ Conference discussions of the shackling policies and the handling on airlines to transfer juveniles to detention facilities.

2. Ethnic, Cultural Diversity & Youth Committee

Miao reported Lisa Faulkner-Inouye will evaluate BIJAC and referred her to the Center of Families at UH. Also will apply for private funding after the legislature money is expended.

Miao reported Ho`opono Mamo is going strong. Met with partners on May 26, reported 90 referrals to date, more than 1 referral per day, a lot of repeat status offenders and hope to address the runaway cases. The cultural components are not part of the program or making referrals to Wayde Lee because of the traditional social work mentality; Lee now has 5 or 6 referrals. Lee reminded the partners about the Kupunas at the assessment center and to use the Kupunas to calm the situation while waiting for the staff.

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The Kupunas are ready; a 90 year old Kupuna across the street hanai more than 15 kids and asking when does she go to the assessment center. Instead, the assessment center wants to hire more people to serve the numbers versus using the Kupunas.

Miao reported the Youth Committee met on May 29 with Eliza Browning, Carol Matsuoka and others to work on the Burns Institute Training application. Noted at CJJ Conference, youth engagement is a universal issue and to get in touch with youth. Chair suggested a mentoring program to bring in youth.

3. Prevention & Accountability Committee

Melinda Montgomery reported will update the PA Committee section of the By-laws. The committee is moving in a new direction to create an evaluation of funded programs and to establish a tool kit to identify good programs. Also to monitor legislation to alert the SAG of policies affecting OYS. Dr. Meripa Godinet will present the Juvenile Justice Crime Analysis.

V. Grants Management

A. Reauthorization

Chargualaf reported a lot of Reauthorization activity; Senator Chuck Grassley and Senator Sheldon Whitehouse introduced SB. 1169. The bill strengthens the JJDPAs core protection for youth involved in the jjs. The House introduced a reauthorization bill by Representative Bobby Scott and four co-sponsors. Also a HB to strike down funding appropriations.

B. 3-Year Comprehensive Plan Report

Chargualaf reported submitted the first half of the 3-Year Comprehensive Plan Report on June 8. The Compliance section to be reported on July 15: Paekukui to complete the 3 Core Requirements and the Plan, and Chargualaf to complete the DMC Requirements.

VI. JJSAC Agenda

Chargualaf reminded committee to set the SAG agenda and add suggestions. Miao asked to include Marimed Foundation presentation; due to short notice, to schedule in September.

VII. Announcements

1. Fernandes-Otake reported the travel changes, roundtrip boarding passes requirement, Hawaiian Airlines 72 hours cancellation policy and deviations handled on own after booking the meeting travel.

VIII. Next Tentative Meetings

Friday, September 11, 2015 - JJSAC Executive Committee Meeting

Friday, September 25, 2015 - JJSAC Quarterly Meeting

IX. Adjournment

Nakamichi made a motion to adjourn the meeting, and seconded by Chair. There being no further discussion, the meeting was adjourned at 12:30 p.m.

Respectfully submitted,



Leimomi Fernandes-Otake
Juvenile Justice Administrative Assistant