



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 MEETING

September 3, 2015

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

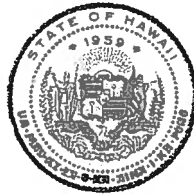
Department of Transportation, Airport Conference Room #4  
400 Rodgers Boulevard, 7<sup>th</sup> Floor Inter-island Parking Structure  
Honolulu, Hawaii 96819

### AGENDA

- I. **Call to Order**
- II. **Review Juvenile Justice State Advisory Council (JJSAC) Compliance Committee June 4, 2014 Minutes** Attachment A
- III. **Compliance Monitoring Updates**
  - A. PREA Update
  - B. Trainings
- IV. **County Reports**
  - A. Sheriff – Lieutenant Gary Saiki, Kauai County Sheriff Commander (Statewide)
  - B. Maui County – Lieutenant Jeraul Pladera
  - C. Hawaii County – Lieutenant Lucille Melemai
  - D. Honolulu County – Sergeant Barry Tong
  - E. Kauai County – A/Lieutenant Kennison Nagahisa
  - F. Judiciary – Meridith Russell (Statewide)
  - G. Hale Kipa, Inc. – Jaque Kelley-Uyeoka
- V. **Announcements**
- VI. **Next Meeting**

Tentative - Thursday, December 3, 2015 – Kauai Girl's Court
- X. **Adjournment**

This meeting is open to the press and public. For more information, contact John Paekukui, Office of Youth Services Compliance Monitor, Juvenile Justice Program at (808) 587-5735.



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### MINUTES

**Present:** Ronald Nakamichi, Chair  
Lt. Lucille Melemai, HPD, Hilo  
Lt. Kennison Nagahisa, KPD  
Lt. Jeraul Pladera, MPD  
Lt. Gary Saiki, Kauai Sheriff Commander  
Sgt. Barry Tong, HPD  
Meridith Russell, Juvenile Client & Family Services Administrator, 2<sup>nd</sup> Circuit  
Jaque Kelley-Uyeoka, Hale Kipa, Deputy CEO Outreach

**Staff:** John Paekukui, Compliance Monitor, Juvenile Justice Program  
Leimomi Fernandes-Otake, JJ Administrative Assistant

#### I. Call to Order

Chair Nakamichi called meeting to order at 10:06 a.m. and thanked members for being on the committee. Formal introductions of the new committee members and Chair shared the background of the Compliance Committee. Mentioned the addition of the public safety department and judiciary representatives after several discussions and the responsibility to disseminate and collect information statewide.

#### II. Review Juvenile Justice State Advisory Council (JJSAC) Attachment A Compliance Committee June 4, 2015 Minutes

Chair asked for review of the June 4, 2015 minutes. Lt. Gary Saiki made a motion to approve the December 4, 2015 minutes with the changes, seconded by Sgt. Barry Tong, and the motion was passed unanimously. Discussion of the Big Island Rural Exception incident and changes.

#### III. Compliance Monitoring Updates

##### A. PREA Update

John Paekukui reported for Ed Chargualaf, Juvenile Justice Program Coordinator that the state is out of compliance, a 5% penalty from the Formula Grant and waiting for an audit. Mentioned requested training from MOSS Group to do state training to update to PREA standards. HYCF

policies and procedures sent to MOSS Group for review; need to make revisions to meet federal guidelines for zero tolerance and fraternization. A PREA website to be created and should complete the audit by August 2016. Noted PREA is not only for the prisons, but include all group homes that hold juveniles. Action: Check on residency for PREA.

#### B. Trainings

Paekukui reported the past trainings highlighted in minutes. Conducting new trainings with sheriffs on lockups; the first in the Big Island due to an inquiry for September 18. Next trainings to Kauai then Maui. Maui is not a concern because not classified as a lockup; will train on procedures and detention homes. However, both the Big Island and Kauai are lockup facilities with the Rural Exception. Honolulu training last because of HYCF and the detention home. Lt. Saiki requested Paekukui to advise training dates in advance to plan for staffing due to off island firearms transition trainings. Action: MOA status follow-up with Merton Chinen, Acting Executive Director, OYS; especially for the Big Island.

Paekukui updated committee on the OJJDP Compliance Reporting shift and the online reporting format, which takes away the hard copy approval process by the Compliance Committee and the SAG. Also noted OJJDP reporting period change from fiscal back to the calendar year; now only four months to complete the visits and the Compliance Report.

#### IV. County Reports

##### A. Sheriff – Lieutenant Gary Saiki, Kauai County Sheriff Commander (Statewide)

Lt. Saiki reported Kauai's 4 detainment for the quarter; 1 overnight and 2 drug court, held after the court to fly out. At this time, no report from the other sheriff counties.

##### B. Maui County – Lieutenant Jeraul Pladera

Lt. Jeraul Pladera reported incident of 18 year girl picked because did not return from HYCF day pass. Inquired for clarification the lockup facility is the sheriffs and not MPD. Paekukui confirmed the sheriff lockup facility, but MPD has the Rural Exception to hold youth. Also noted federal does not count the 18 year old youth held.

Lt. Pladera reported the expansion of POI to the other islands with the help of Kawewehi Pundyke to standardize the project, QLCC and OYS; beginning with Molokai. If all goes well, may visit the Molokai POI. Action: Lt. Pladera reported will localize the Connecticut Training to Hawaii before replicate and conduct trainings.

##### C. Hawaii County – Lieutenant Lucille Melemai

Lt. Lucille Melemai reported 2 new detectives in the unit, 1 staff transferred and completing a lot of training; also retraining. Promotion of 8 sergeants, 2 new sergeants from patrol and 1 from Kona.

Chair inquired if Maui's Connecticut Trainers will train the Recruit Class and how handling the training of the line officers. Lt. Pladera responded did blocks and direct youth to diversions and to juvenile justice systems work with. MPD train the trainers are willing to train in Kauai, but need to do dry runs and localize training (power points, pictures and videos) to Hawaii to replicate the training well. Agreed that Hawaii County Police Department trainer can contact

him when the training presentation is ready for replication. Paekukui confirmed MPD train the trainers will conduct Kauai trainings per Kauai's request.

D. Honolulu County – Sergeant Barry Tong

Sgt. Tong reported reconstructing Waianae Police Station to be the state of the art and equal amount of cells for juveniles and adults. Similar to Kihei Police Station, good sight and sound separation, but the control area is not in the center. Inquired if cameras are allowed in the juvenile section. Paekukui responded cameras are permitted in the juvenile section. Standardizing all stations with the same cameras, phones and security control; including the centralized office to look like a control center.

Sgt. Tong inquired clarification as to when the time starts; when arrest a juvenile for felony; after finish processing or when put in cell. Paekukui responded do not lock up youth; okay for youth to sit with sergeant and detectives can re interview youth, but once in secure custody, the time starts. Federal looks at the logs when the youth was placed in the cell. Sgt. Tong reported Central Receiving Division start time when youth walks through the door. Paekukui responded the time starts depends on what you choose to do.

E. Kauai County – Lieutenant Kennison Nagahisa

Lt. Kennison Nagahisa reported nothing new for Kauai Police Department. Promoted to Lieutenant in June, working alone for the cell block and dispatch because does not have a new sergeant. Noted works closely with the sheriff's office because close and small departments; easy communications. Chair informed Lt. Nagahisa, Paekukui is available for trainings.

F. Judiciary – Meridith Russell (Statewide)

Meridith Russell reported the YASI contract did not go through because unable to secure self-procurement; completed a RFP and now has to choose. The risk needs assessment is holding up the subcommittees due to the procedures per the Act 201 to give the committee compliance. Selection choice to roll out in November and by December to have new probation rules. Jaque Kelley-Uyeoka inquired if the RFP is through OYS for statewide. Russell responded RFP is OYS and the risk assessment to be uniformed statewide.

Maui judiciary continues to work well with the MPD and meets monthly with Lt. Pladera's juvenile section. Continue to maintain good communications with juveniles on the island and working on procedures with the court diversion programs.

Russell reported the Maui sheriff system is smooth and good to hold youth overnight until fly out the next day; does not use often. The Juvenile Justice Reform brought down the commitments to HYCF and to the detention homes. However, seeing younger arrests, who can't be detained because, do not meet the detention criteria. Lt. Melemai inquired if have a sheriff agreement to hold youths. Russell and Paekukui responded the arrangements from a long time ago.

G. Hale Kipa, Inc. – Jaque Kelley-Uyeoka

Kelley-Uyeoka reported 12 hours attending care services available on every island. Oahu Police Department monitor the time and by 4-5 hours, calls Hale Kipa if unable to locate parents or

guardian; allow 1 hour for either of the 3 shift staff to meet at the location. Hale Kipa has good working relations with the Honolulu Police Department.

Reported busy and stats of 81 with 12 cancel; police cancel when find parents. Difficult with the Micronesian families because the youth is out of control; parents are trying. The weekends is active and from 12:00 AM to 8:00 AM. Noted 50% boys; last 2 months 70% boys. Majority are Micronesians Chuukese, followed by part Hawaiians. Mostly 17 years old, then 15 and 16; a 10 year old for curfew and an 11 year old for abuse to family. 60% youth from Honolulu, then Kalihi (referred to the Assessment Center) and Waikiki. Three youth are repeaters, 2 to 3 times and majority for theft (all types). 95% of the time release to legal guardian using Facebook, Bobby Benson, CPS or Hale Kipa Emergency Shelter (youth can give consent), and 3 youth run away (walked out). Follow-ups of 2/3 stable at home and 1/3 have additional arrests for not attending school. Trends are frustrated parents, youth arguing with police or intoxicated.

Russell inquired clarification that the police call Hale Kipa because can't get ahold of the parents. Kelley-Uyeoka responded calls when parents can not pick up youth because at work. Accept status offenders, first time, but has allowed others and never said no to a youth. Sgt. Tong noted to be aware that Child Protective Services has a no confrontation policy and cited an incident where the youth walked in a separate direction from the CPS staff. Kelley-Uyeoka noted Hale Kipa has a no hands on children policy.

**V. Announcements**

1. Paekukui reported David Hipp, OYS Executive Director's last day was on August 31, 2015. Merton Chinen is the Acting Executive Director until the new Executive Director is appointed.
2. Fernandes-Otake reported Chargualaf's approval for the committee to visit new OJJDP programs; discussed the Kauai Girl's Court. Committee agreed to visit program when in session. Action: Lt. Saiki to contact Kauai Judiciary and provide dates for committee's availability.

**VI. Next Meeting**

Tentative - Thursday, December 3, 2015 – Kauai Girl's Court

**X. Adjournment**

Sgt. Tong made a motion to adjourn the meeting, and seconded by Lt. Pladera. There being no further discussion, the meeting was adjourned at 12:15 p.m.

Respectfully submitted,



Leimomi Fernandes-Otake  
Juvenile Justice Administrative Assistant