



James S. Turpin, Chairman
Kim S. Downing, **Vice Chairman**
Courtney A. Penn, **Secretary**
John S. Newman, Jr.
Aida L. Pacheco
Patricia Puritz
Julia C. Winslett

COMMONWEALTH of VIRGINIA

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Board of Juvenile Justice
Northern Virginia Detention Home
September 14, 2005

Present: Aida Pacheco Courtney A. Penn James Turpin
John S. Newman Patricia Puritz

I. CALL TO ORDER

The meeting was called to order at 10:00am by the Secretary, Courtney A. Penn.

II. APPROVAL OF AGENDA

On MOTION duly made by Mr. Turpin, seconded by Ms. Puritz, the agenda was approved with one amendment to move item **VII-A – Election of New Chairperson to after the approval of the minutes** before Public Comment. Motion carried.

III. INTRODUCTIONS

John S. Newman, Jr. was introduced as the newest Board member. Eileen Grey and Jean Auldridge with Citizens United for Rehabilitation of Errants-Virginia, Inc. (C.U.R.E.) were present; Bill Brock, Acting Director Behavioral Services Unit; Carolyn Clark with JustChildren located in Charlottesville, Virginia; Carmen Bria, Natural Bridge Juvenile Correctional Center; Michael S. Ito, Acting Superintendent at Beaumont Juvenile Correctional Center; Andrew Brown, Executive Director with Crater Youth Care Commission in Disputanta, Virginia; Walter McFarlane, Superintendent with the Department of Correctional Education; Mark Crowley, Loudoun County Court Service Unit Director; Livia Jansen, Psychologist at Hanover and Beaumont; and Krystal Kimrey, Executive Director, Northern Virginia Juvenile Detention Home.

IV. APPROVAL OF MINUTES

On MOTION duly made by Mr. Turpin, seconded by Ms. Puritz, the minutes were approved for the June 8, 2005, Board meeting. Motion carried.

V. ELECTION OF BOARD CHAIR

Nominations were open to vote for a new Chairman for the Board.

On MOTION duly made by Ms. Puritz, seconded by Ms. Pacheco, Mr. James Turpin was nominated to serve as the DJJ Board Chairman. Motion carried.

On MOTION duly made by Ms. Pacheco, seconded by Ms. Puritz to close nominations. Motion carried.

Mr. Turpin requested Ms. Puritz to serve as chair for the Secure Committee and assigned Mr. Newman to same committee.

On MOTION duly made by Mr. Penn, to present a Resolution to Richard A. Sparks, commending him on his service to the Board of Juvenile Justice. This resolution will be presented at a Board meeting in the near future, seconded by Ms. Puritz. Motion carried.

VI. COMMENTS OF PUBLIC

Ms. Livia Jansen, psychologist with Hanover and Beaumont respectfully requested that the Board review the agency practices and procedures concerning Board standards on wards health records. Standards now say that health records are kept separately from the case records for wards committed to DJJ correctional centers. Recently there has been a change in practice/procedure that ordered copying of health records to the master case records. Ms. Jansen is asking that this procedure be looked at by the Board more closely in the near future. She requested that the guardian of these mental health records be only a health authority or a qualified mental health provider and not be inserted in the master file for general institutional knowledge.

Upon completion of comments by Mr. Murray, Mr. Muse and Mr. Green on this issue, Mr. Turpin recognized that this policy is extremely complex and would like to defer this topic for discussion to the next meeting until everyone can become more knowledgeable.

Jean Auldridge introduced Eileen Grey who offered comments on public participation regulations and education plans in Virginia for Juveniles in our care regarding re-entry. Ms. Grey is requesting that the Board pass a resolution to support the school re-enrollment regulations. The Board's decision was for Ms. Grey to do a summary of her request for review by the Board and staff members to obtain a better understanding of the issues and to facilitate some discussion locally.

VII. COMMITTEE REPORTS

A. Secure Services Committee

1. Certifications

On MOTION duly made by Ms. Puritz, seconded by Mr. Newman to certify Chesterfield Juvenile Detention Home Post-Dispositional Program until October 27, 2007 with a capacity of 10 residents. Motion carried.

On MOTION duly made by Ms. Puritz, seconded by Mr. Newman to certify James River Juvenile Detention Center Post-Dispositional Program until November 16, 2005 with a capacity of 20 residents. Motion carried.

On MOTION duly made by Mr. Puritz, seconded by Mr. Newman to certify Loudoun County Juvenile Detention Center Post-Dispositional Program until May 13, 2006 with a capacity of 8 residents. Motion carried.

On MOTION duly made by Ms. Puritz, seconded by Mr. Newman to certify Northwestern Regional Juvenile Detention Center Post-Dispositional Program until April 13, 2008 with a capacity of 13 residents. Motion carried.

On MOTION duly made by Ms. Puritz, seconded by Mr. Newman to certify Northern Virginia Juvenile Detention Home Post-Dispositional Program until May 1, 2008 with a capacity of 10 residents. Mr. Turpin abstained due to previous affiliation with this institution. Motion carried.

On MOTION duly made by Ms. Puritz, seconded by Mr. Newman to certify Prince William County Juvenile Detention Center Post-Dispositional Program until April 13, 2006 with a capacity of 8 residents. Mr. Turpin abstained. Motion carried.

On MOTION duly made by Ms. Puritz, seconded by Mr. Newman to certify Roanoke Valley Juvenile Detention Post-Dispositional Program until February 10, 2007 with a capacity of 10 residents. Motion carried.

On MOTION duly made by Ms. Puritz, seconded by Mr. Newman to certify Hanover Juvenile Correctional Center for three years with a temporary variance to 380.D that will expire June 1, 2006. Motion carried.

On MOTION duly made by Ms. Puritz, seconded by Mr. Newman to certify W.W. Moore Detention Home for three years. If annual fire inspections are not conducted according to schedule a status report is to be presented to the Board, asking for a status report at the next Board meeting. Motion carried.

Certification Issues

Northwestern Regional Detention Status Report was given regarding the accessibility to staff of pertinent information and availability of Hepatitis B vaccination for staff. The facility is now in compliance.

Oakridge Juvenile Correctional Center status report due on the issue of state-wide fire prevention code which has been corrected and in full compliance. Residence records and dental care records issue has been corrected and the facility is in full compliance. Policy and procedures issue is also in full compliance to date.

Mr. Brown from Crater Detention presented a plan, which was requested by the Board at the June 8, 2005 meeting that will ensure compliance with the center's twenty-two (22) bed rated capacity.

Director Green distributed copies of a letter from Hefty & Wiley, P.C. addressing the issue of detention facilities operating with populations above their rated capacities.

Ms. Pacheco requested a presentation at the next Board meeting on Annie E. Casey Foundation.

Dr. Ito gave a verbal status report on Beaumont Juvenile Correctional Center. His staff members continue to address issues as they arise with appropriate documentation. There has been a tremendous change at the facility on a positive note, especially through communication and an "open door" policy.

B. Non-Secure Services Committee

1. Certifications

On MOTION duly made by Ms. Pacheco, seconded by Mr. Penn, to certify the following Court Service Units and Program facilities for three years:

15th District Court Service Unit

20th –L Court Service Unit

23-A District Court Service Unit, with a letter of congratulations for 100% compliance. Also an appropriate congratulatory letter sent to Roanoke. Motion carried.

On MOTION duly made by Ms. Pacheco, seconded by Mr. Penn to certify Argus House for three years. Mr. Turpin abstained due to budget input in Arlington on their funding. Motion carried.

On MOTION duly made by Ms. Pacheco, seconded by Mr. Penn to certify Anchor Group Home for three years with continued monitoring of the tuberculin evaluations and the provision of required training. Reduce the capacity to 10 residents and have a status of non-compliance issue at the January Board meeting. Motion carried.

On MOTION duly made by Ms. Pacheco, seconded by Mr. Penn to reduce the capacity of the Colonial Group Home Commission Family Oriented Group Home Program to one resident. Motion carried.

OTHER ISSUES

On MOTION duly made by Ms. Pacheco, seconded by Mr. Penn that the code of Virginia empowers the Board of Juvenile Justice to approve Construction reimbursement for group home for 2005 act of assembly Chapter 951, Item 443-A1 which supercedes the code prohibits the Board from approving or committing additional funds for construction, but item 443-A2, exempts the Crossroads Community Youth Home from the provisions of paragraph A-1; therefore the Board of Juvenile Justice approves the Crossroads Community Youth Home Land Lease Agreement with the City of Williamsburg for a period of 40 years in the one time amount of \$180,000, the state share which is 50% not to exceed \$90,000. The availability of funds for reimbursement as approved above is contingent on the appropriation of funds by the General Assembly. Motion carried.

VI. OTHER BUSINESS

A. Mr. Walter McFarlane, Superintendent with the **Department of Correctional Education** presented an overview of his department and its function in conjunction with the Department of Juvenile Justice.

B. Policies Reviewed in Light of Residential Standards

ON MOTION duly made by Ms. Pacheco, seconded by Mr. Puritz that the policies included on **Docket #1** of the Board packet be rescinded because these policies are substantially addressed in Board regulation which equal or exceed the requirements of the policy statement. Motion carried.

C. **ON MOTION** duly made by Ms. Pacheco, seconded by Mr. Puritz that the polices included on **Docket #2** of the Board packet be rescinded because the Board standards for juvenile residential facilities which became effective on July 1, 2005 address these same policy matters in Simpler and more flexible ways. Motion carried.

D. **ON MOTION** duly made by Ms. Pacheco, seconded by Mr. Puritz that the Board authorizes publication of a Notice of Intended Regulatory Action to develop regulations governing mental health services transition plans for incarcerated juveniles. Motion carried.

Director Green suggested that the Board appoint a liaison to the group that is working on regulations that were just approved. Ms. Aida Pacheco was appointed to attend these meetings.

E. JUVENILE WORK RELEASE PROGRAMS

Carmen Bria gave a detailed briefing on the Work/Education Release Pilot Program started at Natural Bridge Juvenile Correctional Center. The purpose of this program is to provide residents of NBJCC opportunities for successful transition back into the community by providing employment skills, job placement in the community, life skills training, and transitional living while being monitored by staff assigned to NBJCC. Ms. Pacheco requested that a presentation be done by Secour at a future Board meeting.

1. **ON MOTION** duly made by Ms. Pacheco, seconded by Mr. Penn that the Natural Bridge Juvenile Correctional Center is authorized to operate a Work Education/ Release Program on a pilot basis in conformity with Chapter 648 of the 2005 Acts of Assembly. Motion carried.

2. **ON MOTION** duly made by Mr. Pacheco, seconded by Mr. Penn that, inconformity with Chapter 648 of the 2005 Acts of Assembly, the Board of Juvenile Justice authorize Emergency Regulations Governing Juvenile work Release Programs, to be effective upon publication in the Virginia register of Regulations; and that the Board approves issuance of a Notice of Intended Regulatory Action to promulgate permanent regulations governing juvenile work, educational and other release programs. Motion carried.

ON MOTION duly made by Mr. Penn, seconded by Ms. Pacheco that the Board compile a letter supporting and believing in the importance of the school re-enrollment regulations. Motion carried

VII. DIRECTOR’S COMMENTS

Mr. Green offered an invitation to the Board members to visit any CSU or detention facility at any time. He also commented on various facilities that he has visited and one on one conversation with the wards.

VIII. BOARD COMMENTS

Ms. Pacheco received the DJJ Legislative agenda and requested that the Board be briefed on the future direction of DJJ. She has also requested a briefing on emergency preparedness regarding staff and wards safety. There will be a presentation regarding our emergency plan at a future Board meeting.

Mr. Newman thanked everyone for their support during his orientation period and looks forward to doing some visits and helping our kids get back on track.

The next Board meeting will be held at our Central Office location at 700 East Franklin Street, Richmond, Virginia. Mr. Turpin suggested sites for future Board meetings.

XI. ADJOURN

ON MOTION duly made by Mr. Turpin and seconded by Ms. Pacheco, the meeting was adjourned at 1:30 pm.

Respectfully submitted,

Barbara A. Jones