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DEPARTMENT OF HEALTH AND HUMAN SERVICES

DIVISION OF CHILD AND FAMILY SERVICES
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Ross Armstrong
Administrator

Nevada State Juvenile Justice Oversight Commission State Advisory Group Planning Committee Meeting October 19th, 2021 at 9:30am. Meeting Minutes -

Chair Pauline Pauline Salla-Smith called meeting to order at 9:32 am.

Roll Call- Leslie Bittleston took roll call and confirmed that quorum was made.

(VOTING MEMBERS)

Present by Phone: Pauline Salla-Smith (Chair), Rebekah Graham, Jennifer Fraser, Jack Martin, Jeremy Setters, Paula Smith, Heather Plager, Joey Orduna-Hastings

Absent: Jessica Velazquez

(NON VOTING MEMBERS)

Present by Phone: Christine Eckles, Melissa Sickmund, Andrew Wachter, Jennifer Simeo, Leslie Bittleston, Kayla Landes, Kayla Dunn

(PUBLIC)

Present by Phone: Valeria Balen, Dashun Jackson

Meeting Minutes:

PAULINE SALLA-SMITH: All right. Did we miss anyone? Is anyone on the phone or on our screen that we missed?

Great. Thank you, everyone for joining us today. This is a great turnout. Let's move on to agenda item three, public comment and discussion. Just as a reminder action cannot be taken on any matter brought up under this agenda item until scheduled on an agenda for a later date. Is there any public comment or discussion at this time?

Seeing none. Let's move to agenda item four, approval of our September 9th, 2021 meeting minutes. It's attachment 4 I believe. Yes, attachment 4. Hopefully, everyone had a chance to review those minutes and if so, I will entertain a motion to approve. I'm going to take that Jack, there we go.

JACK MARTIN: So moved.

PAULINE SALLA-SMITH: Thank you, Commissioner Martin. Is there a second?

JEREMY SETTERS: Jeremy Setters will second.

PAULINE SALLA-SMITH: Thank you, Commissioner Setters. It's been moved and seconded. Is there any discussion?

Seeing none, all those in favor say aye.

MEMBERS: Aye.

PAULINE SALLA-SMITH: Any opposed? Minutes approved as submitted. Agenda item number five, COVID testing. This is a standing item that we discussed during every meeting. For those of you just joining us, we'll turn it over to Ms. Bittleston to discuss it.

LESLIE BITTLESTON: Attachment number five is our COVID testing update. Table one and table two are 12 months of COVID testing from June of 20 to May of 21. We started over for another 12 months of data, June of 21 which is table number three. We currently have data for June of 2021 through September of 2021. Out of 1,649 youth tests given, 58 positives for a 3.52% positivity rate and for staff test we have 2,088 with 36 positives for 1.72 positivity rate. Table number four is a breakdown of all of the facilities, number of tests by facilities, number of positives for youth and staff. We in just a few short months are already up to -- almost up to the number of youth positives that we had in the previous 12-month period. So, we will monitor that. Are there any questions on COVID testing?

PAULINE SALLA-SMITH: Any questions from the -- any members?

JACK MARTIN: With your -- with your permission, Madam Chair, I would say that running a large institution here -- running two largest institutions here, I'm pretty proud of the way our local jurisdictions have really kept and maintained COVID out. You know, as a consultant, I consulted in some other areas in California which you've seen up to 50% penetration of COVID in the facilities which is then required lockdowns, you know, with 14-day lockdown which then obviously exacerbate themselves with mental health issues that come to follow. So, I think it's been pretty cool that Nevada is taking it serious and staying in front of it, so it's -- I'm pretty proud of our teammates.

PAULINE SALLA-SMITH: Thank you, Commissioner Martin. I completely agree. Christine?

CHRISTINE ECKLES: Pauline, am I allowed to speak as a -- as non-voting member?

PAULINE SALLA-SMITH: Absolutely.

CHRISTINE ECKLES: Okay. I just also maybe it might be beneficial, I don't know what other jurisdictions are doing but we are working with the health department and probably within the next month, we'll be able to start offering vaccinations to the kids while they are in detention. So, that might be a positive thing to report in this group that we start vaccinating at kids, if the parents approve it.

PAULINE SALLA-SMITH: Thank you, Christine. That's -- that's a great idea. We also are helping ourselves, so we'll offer vaccines, if the parents approve it. So, I think that's probably would be great information for us to track.

CHRISTINE ECKLES: Yes, currently, if the parents approve our appeals , we'll take the kids out but we're working with the health strike team to come to Jan Evans.

PAULINE SALLA-SMITH: That's great.

UNIDENTIFIED: I had a question and I don't know if you know the answer but do you have any sense of whether the kids are sort of positive when they come in or whether they're getting, you know, COVID in the facility from others there?

CHRISTINE ECKLES: I can -- I can speak from Jan Evans from Washoe County that our positive cases have been at time of entry and we've been able to catch it through our process through the quarantine unit and because those kids are in quarantined and only getting up by themselves we -- I believe that our processes have avoided possible spread throughout -- to other children.

UNIDENTIFIED: That's great because I think that really speaks to Jack's point too about, you know, having everything, you're taking it very seriously and it's not -- it's not a sprint, you know, crazy sprint within a facility, that's great.

LESLIE BITTLESTON: And this is --

CHRISTINE ECKLES: That's great and --

LESLIE BITTLESTON: Sorry.

CHRISTINE ECKLES: Just for Latham Hall too, our kids have, if they -- any of our positive kids have come in with it, we have not had a case that's been transmitted in the facility.

LESLIE BITTLESTON: And this is Leslie, just to add really quick. China Spring recently saw their first positive cases and this was due to youth going home over the weekend and bringing it back with them when they came back. There were two-youth that both of their parents were positive apparently and went home for the weekend, came back with COVID. So, these are -- in my understanding not being transmitted in the facilities. They are being caught out into the -- out in the community or at home.

UNIDENTIFIED: Is there any public concern about the safety of kids relative to COVID in facilities because that story that you just all told would be useful, you know, to let people know.

PAULINE SALLA-SMITH: Yes, this is Commissioner Salla. I think that -- I mean within our own communities we're -- they have that information because we all know at Juvenile Justice, you know, we protect information in Juvenile Justice. So, we're not broadcasting it but our health board is aware. They monitor us also, even when I had 52% of my detention staff out with COVID, we still kept it from our kids. So, our health board does provide that information to the public. Jack?

JACK MARTIN: Yes, this is Jack. You know, we have obviously Channel 3 Action News Jacks that want to run every story every 10 minutes. So, they consistently hit me up for information and I consistently tell them to go but yes, there is -- there is some information there but --

PAULINE SALLA-SMITH: There you have it. Anything else on our COVID? Thank you, Leslie for that information and the -- maybe we can just add if we are providing vaccines for the kids with parental permission in our facility, if agencies want to report that. Thank you.

LESLIE BITTLESTON: Yes. I will add that to the next month's request.

PAULINE SALLA-SMITH: And just for the record, Commissioner Orduna-Hastings has joined us. Good morning. She's been on for a while, so I just wanted to make sure we have that on the record and then Dashun Jackson. It looks like also joined us. Is Dashun Jackson a member or public?

DASHUN JACKSON: I am not. I'm with the Children's Advocacy Alliance.

PAULINE SALLA-SMITH: Great, welcome.

DASHUN JACKSON: Thank you.

PAULINE SALLA-SMITH: Thank you. Everyone else -- I think those are -- our two new ones that joined. All right, let's move to agenda item number six, Evidence-Based Resource Center next steps. I'm going to turn this over to Andrew and Melissa. Mic is yours.

ANDREW WACHTER: Thank you. Can you hear me?

PAULINE SALLA-SMITH: I sure can.

ANDREW WACHTER: Great. Thank you, Pauline. Good morning, everyone. My name is Andrew Wachter. I work for the National Council of Juvenile and Family Court Judges. I'm also the project director for the Nevada Center for Juvenile Justice Innovation, that is the Evidence-Based Resource Center for you folks there in Nevada. And you probably haven't seen or heard from us for a while and that's because we had some funding issues with some formula funds that were frozen for quite some time. But along with those unfrozen funds that I think happened in the last month or so, we also with the assistance of DCFS and Leslie, applied to NCSC, the National Center for State Courts and the State Justice Institute and also received funding from them to support the resource center. So, we actually now have two pots of money that we're working out over the next 12 months or so and I wanted to just give you an update. So, we're here, we're working. Our website is, you know, always been up. We are -- I'll kind of describe a little bit in terms of those two pots of money. The NCSC and SJI money was really -- we applied sort of in the interim until the -- those formula grants that are frozen become unfrozen. We want to still maintain that website presence, so we got some money from -- from those folks and that's really devoted to building up that website with newsletters and training videos. So again, you'll see -- those of you that are signed up for the newsletter through the NCJJI website which I would encourage all of you to do and have all your staff to do that, so they can get those semi-monthly newsletters that pumped out information about evidence-based programs and practices and research along those lines. We also have training videos as I mentioned that we're developing that are on that website as well. And so, that money from NCSC and SJI really is focused on that as well as one big other component which is a state-wide training that we're developing around case planning and SMART goals for the judicial districts across the state of Nevada. That's going to come a little later, probably after the first of the year

but right now that's the -- that's the one pot of money. The second pot of money is the original fiscal 2018 formula funds that are now unfroze. So, we have 12 months to spend that money, so Melissa and I sat down, and we went back to our old proposals that we wrote several years ago and said, what did we say we were going to do? We, you know, it's been so long. And one of the big components that we had written was in the -- these proposals was to really have a localized presence, a presence within the judicial districts, locally in Nevada. And that meant for us sort of building some researcher practitioner relationships. So, we had envisioned some quarterly phone calls, the local judicial districts building some small teams that we would hold quarterly conference calls. We also have funding in that proposal for one in-person visit as well to each -- I won't say to each judicial district because originally, we had planned this as dividing the state into four regions and so we're going to -- I'm going to have to look at that in terms of what makes the most sense geographically and what judicial districts might be similarly aligned in terms of need. And I think that will, you know, meeting with NAJA might help me do that in terms of figuring out what judicial districts we can combine just in terms of resources. We just don't have resources and that's -- necessarily do quarterly calls with 11 different districts but we can combine like districts and maybe do four calls every quarter. It will be myself and one of our other site managers from our Reno office, that's Martha Blomquist. So, we will both be engaging local jurisdiction in conversations around their unique needs locally as well as helping them implement evidence-based programs and practices to, you know, to whatever extent that they need that help. We are a resource to the entire system, so that doesn't mean just probation. It's also court, that's also treatment providers, anybody who has a vested interest in kids in Nevada that are -- that are involved in the juvenile justice system can seek assistance or resources from us to the extent that our budget allows of course. And so, I think in terms of updates, my next steps really are that I want to start this -- these quarterly conference calls but I could also use some help in maybe getting some localized buy in, in terms of how it is that we spread the message that this information is useful to you and that we would, you know, building these relationships between researchers and the folks on the ground, doing the work are beneficial. I just checked some information just before the meeting and it looks like there's only less than 15 states in the country that actually have a resource center devoted to -- to helping jurisdictions with evidence-based resources, excuse me, evidence-based programs and practices in juvenile justice. So, you're one of the few that have that support center available. Some of them have multi-million dollar budgets every year. We have a much shorter -- a much smaller budget than that. So, what they can do versus what we can do is going to be much different but certainly we can get creative and come up with some ideas to partner locally, to share this information with you. And so, what I'm looking for now is I think my next steps is I'd like to get maybe in front of the -- the NAJA group to be able to give some brief presentation on what we see these quarterly phone calls and conference calls looking like. There will be Zoom calls and also identify somebody locally as a champion to -- to sort of join our cause, if you will, and help us get some motivation and buy in at the local level, whether that's somebody that's on this call today, whether that's somebody else that somebody can help me maybe identify but somebody that -- that sort of can help us spread the mission and vision of the -- of the center as well as, you know, sort of some of the benefits of engaging in a working relationship with a resource center that can help you develop and identify the localized needs. So, that's -- that's our -- that's my update. I don't know if Melissa, if you have anything that you wanted to add?

MELISSA SICKMUND: No, I would just say that since we've been kind of on hiatus for a while, stuck in the -- this frozen tundra, you know, we really are counting on you folks there on the ground to let us

know what the current needs are because things have probably changed in a little bit in the last two years.

ANDREW WACHTER: Yes. Thank you for bringing that up Melissa because we did -- many of you would probably remember we had a pre-conference at our Las Vegas Conference I think in 20, gosh, 2019. I think it was two years ago and we did some work where we asked some questions about what localized needs maybe but that has been two or three years ago. And so, I envisioned sort of asking some of the same questions over again to make sure that we're sort of, you know, understanding what the needs are currently. And so, you know, I'd like to -- to find somebody that can, you know, sort of partner up and help spread the word about what's available, what our resource can do and what the benefits are to those on the ground not only like I said -- not only to probation staff but also to the courts, treatment providers, the service providers that you're working with. All those community partners that sort of have a vested interest in the kids that you're working with.

MELISSA SICKMUND: Yes, state and very local agencies to sort of -- anybody and everything.

PAULINE SALLA-SMITH: So, thank you. This is Commissioner Salla. Andrew, it's your lucky day because we can put you on the November 10th NAJA agenda.

ANDREW WACHTER: Perfect.

PAULINE SALLA-SMITH: If that would work for you guys and I'll send you out. We're currently doing it by Zoom too, so I can send out the link but if that works for you, we do meet November 10th at 10, let's see, yes, 10:00 in the morning and so we can add you to that agenda and have that discussion.

ANDREW WACHTER: Great, that's a perfect start. Thank you so much. Does anybody have any questions about anything related to the center, what our website address is, how you can sign up for the newsletters, what sort of information is on the website. I'd be happy to answer any questions.

UNIDENTIFIED: Do you mind putting your website in the chat?

ANDREW WACHTER: Yes, absolutely. The website, I can do that.

UNIDENTIFIED: Cool. Thank you.

ANDREW WACHTER: Sure.

PAULINE SALLA-SMITH: Any other members have any questions or comments? Thank you, Andrew. Thank you, Melissa. I'll send that information out to you after our meeting today.

ANDREW WACHTER: Great. Thank you.

PAULINE SALLA-SMITH: All right. Let's move to agenda item number seven, DCFS update. Ms. Bittleston, we can start with the formula grant budget status which is our attachment seven.

LESLIE BITTLESTON: Yes. So, attachment seven is kind of a very high-level summary of the formula, the grant over -- for the -- for the three years of grant funds that are now unfrozen and open. I'm not sure if anybody is aware but just to kind of give some background. A formula grant is awarded to the state every year and each grant is open for four years. So, the FY 18 formula grant is open until September 30th of 2022 and what I mean by open, the grants can pay out funds for things for four years. So, just to kind of give everybody an overview of the formula grants and the spending now that the grants are unfrozen, I did this kind of high-level overview that I will run through with you. At the very top of the document, FY 18 awarded sub-grants. These are sub-grants that were awarded from the FY 18 formula grant and it identifies those sub-grantees. Now, what this top chart shows is that we have paid out all of the sub-grantees with exception of the resource center. So, we still owe to the resource center a balance of \$51,806. You heard from resource center staff, Andrew and Melissa, just a few minutes ago. So, they will be starting work and will be invoicing for this remaining balance over the next 10 months. Moving forward to the FY 19 awarded sub-grants, all sub-grants had been paid with exception of Pershing County, the 11th judicial. We still owe them roughly half of the sub-grant that was awarded to them and then, again to the resource center we owe them \$51,575. And just to kind of go through why some of the sub-grants are paid and why some aren't. Some of the sub-grantees were able to continue services pending reimbursement. However, both the 11th judicial and the resource center were not able to do any services due to the fact that there would be uncertain reimbursement. And then moving to the FY 20 awarded sub-grants, same grantees we still owe funding to, to the 11th judicial. We owe them 100% of their awarded funds as we do with the National Council or resource center. And then the last high-level chart on page number two is the summary of formula grant funds by fiscal year. So for FY 18, we were awarded \$411,267 and out of that, we have already spent \$371,125.90. This grant unfortunately is in the red only because we still have to continue paying salary out of this grant. When we get funds released, I believe it was a little over a year ago, we used most of those funds to pay salary. We do have a full-time employee attached to this -- to this grant. So, what that means is we will have to make up the remaining out of the FY 19 grant, so we make everybody whole. So, that's kind of where we are now. The SAG portion as you can see for FY 18, we still have \$14,850.10 remaining. We used to allocate 20,000 to SAG; however, internally we have decided to allocate 15,000 to SAG and move the remaining 5,000 into the administration portion. So, we can continue to pay the administrative dues to the Coalition of Juvenile Justice. It's roughly \$5,000 a year. It was coming out of the SAG portion every year, so we just kind of took that same amount of money, move it to administrative and have the \$15,000 remaining to the SAG. With that being said, my question to this group is now that we are not traveling to meet in person, those are historically what those funds have been used for once, would this group like to spend those remaining SAG funds on. So, that's a discussion for this group. And then moving on to FY 21, we still have not received notification of award, so I do not know what that award amount will be at this point. So, are there any questions on the formula budget for grants or anything?

PAULINE SALLA-SMITH: Leslie, this is Commissioner Salla, I have a couple. If federal fiscal year 18 has to be spent out by September of 2022, then I'm assuming FY 19 has to be spent out by 09 of 23?

LESLIE BITTLESTON: Correct.

PAULINE SALLA-SMITH: And then so on and so forth, right?

LESLIE BITTLESTON: Yes. If that would be helpful, I can add that information to the next chart I provide.

PAULINE SALLA-SMITH: Yes. I think that's just good information for all of us to have in case we have like some carryover that we need to spend out.

LESLIE BITTLESTON: Okay.

PAULINE SALLA-SMITH: And then -- and then the other piece is about the traveling, I mean I'm hoping that we're not going to be in the future -- like I think we need to get back in person. I think that we need to start doing what we need to be doing. We have an agenda item later on about training and some of the training requests and those training should absolutely occur in person not on Zoom. I think that -- that money stays and we start figuring out how we can get back to doing business.

LESLIE BITTLESTON: Okay.

PAULINE SALLA-SMITH: Close to normal as possible. That's my opinion. Everyone else can feel free to join in on that but Zoom is getting old. Commissioner Martin, is that a -- you support me or you want to say something? That's a -- that's a Commissioner Martin supports me. Anybody else want to talk about that remaining to the spent money? We probably have to agendaize that specifically with the topics surrounding that but if anybody wants to go in there, thoughts right now, I will entertain that. Right. Seeing none, we're grateful the funds had been released and that's helpful for all of us, so thank you. Let's move to county desk review. I think that says no update, so I'm not going to -- we're not going to address that, okay. Let's talk about NAC 62 updates. Ms. Bittleston, you can take -- take on this one also.

LESLIE BITTLESTON: Yes, so from the last legislative session, pardon me, let me back up. On October 5th of 2021, we -- DCFS adopted the NAC 62B and 62H updates with some minor amendments. That packet is ready and will be on Ross' desk this afternoon for signature. Those NAC updates were really for AB472. The 62H update as we all know was quite extensive. So, those updates have been completed and will be on Ross' desk for signature this afternoon. Moving forward with this past legislative session, there are some new bills that we're just recently signed into law that required DCFS to do regulations. So, we will be opening up, again, 62B and 62H. 62B, which I provided kind of a draft today, is in relation to SB 108 new training requirements around implicit bias and cultural competency. So, basically if you read the bill, it requires DCFS to kind of monitor that training was done and to put forth regulations to state facilities used parole and probation departments and detention facilities on this. So, we -- we here in DCFS work with a contractor who currently works with the Department of Public and Behavioral Health to come up with some kind of draft language on how DCFS could monitor this. So, that is attachment I believe 7A, I'm double checking.

PAULINE SALLA-SMITH: Yes, it's 7A.

LESLIE BITTLESTON: Thank you. It is 7A. So, what 7A provides is kind of definitions to cultural competency and my apologies, I'm waiting for mine to open.

Okay, slow computer. Okay, so -- so this document provides some definitions to cultural competency, implicit bias, sexual and gender minority which is specifically outlined in the bill. And then, it goes down and kind of provide some parameters around getting folks trained by the end of next year, what a courser program looks like, how DCFS will review and approve trainings. So, that's just kind of a very high-level overview of what this is. I'm not going to read it verbatim. This is something that can be up for discussion. And then moving down to revisions of current NAC which is in red, if those of you have this document in color. The revision in red, number three, under NAC 62B 100, number three, this really is in reference to the state facilities. I tried to write it in a way that only addresses the state facilities because recently we developed a state-wide emergency plan for the state facilities and a couple of training requirements have come up that state facilities are going to need to have. So, that's what is in red for number three and also number four, excuse me, number three under 62B 110. And then number four under 62B 110 is really something that is already in practice for everybody that provides an annual training report to my office is to just provide a syllabus. You're already doing that, I'm just putting that into state that -- you're already doing and then the next paragraph provides a timeline for me to provide an annual training report by the 30th of June. And then, 62B 120 is including that facilities that do not provide a training report we can go as far as withholding state money. This has not gone to public workshop yet. It will need to go to public workshop. I am just presenting it to this group first for discussion, if there are anything you see that needs to be changed now before we do go to public workshop.

CHRISTINE ECKLES: Lee, it's Christine from Washoe County. In looking at the statute it says that the training has to be done at least once every two years. This will be different than our other training that's required yearly but I don't see that on your form here. I might -- I might have been missing it.

LESLIE BITTLESTON: Let me double check. I thought I did address that. Let's see. And I thought I put that in there but it was reviewed by somebody above me and it may have been removed. I will make a note and make sure that goes back in there.

PAULINE SALLA-SMITH: This is Commissioner Salla. I think -- are you -- are you asking for us to review it and provide feedback, so I can send it to you in writing or how do you want us to proceed? Our hope is -- our hope is, Leslie, that NAJA and everyone can review this and provide feedback prior to having a public comment. So, maybe we can avoid some of our -- our concerns and issues that happened last time. So, let me -- like how do you want us to do that?

LESLIE BITTLESTON: That is up -- yes, that is up to you, Madam Chair. I just -- like I agree with you that want -- I want to address the issues before we, you know, start the actual formal process of the workshops and everything. So -- however, you and this group feels we should proceed, I can do that. I don't know if we want this group to provide comment or if we want to take it NAJA. I'm open to whatever this group decides.

PAULINE SALLA-SMITH: Members, thoughts on -- it might be helpful if we have time to review it and -- along with NAJA. Also, we can -- we can have discussion. I think what some of the jurisdictions that at least reached out, to me we're trying to avoid is having to create new trainings on items that were already getting trained on and like, you know, a lot of issues for at least one for training on these very topics and so we just to make sure that we'll still be able to do that and provide, of course, an outline of

what that training is and that it meets the need but if the -- if the members are okay with this, if you have concerns, if you can provide them in writing to Ms. Bittleston and then again we can -- we'll take it to NAJA on our end and then we can come back during our new meeting and have some robust discussion about those items. So by the time we go to public comment, maybe we can have agreement among the masses, so we avoid our last go-around.

LESLIE BITTLESTON: Yes. And in addition, Madam Chair, that is not in relation to the attachment. I did meet with Clark County, Mr. Whelihan about a week ago and Clark County has -- is in the process of contracting with a vendor to create this new training, this implicit bias cultural awareness training and they are willing to share the training with anybody. So, I have not yet seen the training, I don't think it's completed yet but Clark County will be doing a train the trainer training in January, and they have offered, I believe, four seats to the rest of the state -- four to six seats. I'm not clear to the rest of the state to send folks to be trained on providing this training curriculum, so that is something maybe for future discussion as well. Like I said, I have not seen the training yet. I have asked to see it but I don't think it's completed. So, there is -- there is some hope that maybe some training will be available on this topic that will the requirements.

PAULINE SALLA-SMITH: Thank you. Clearly, from Commissioner Martin's response, I'll be needing to kick some money in there, that's right. We got you, Jack. We're helping you out.

JACK MARTIN: Madam Chair, just as a side note, the training that we purchased from this, it's Stop Light I believe is the name of the company. He's a -- he's a sergeant, training sergeant out of Denver PD. He's the one who helped design our 24/7 implicit bias training which is three-day experiential kind of training around staffs' biases and what they have. And we've reengaged him. We had so much really good success with the previous trainings and I will definitely encourage anybody who wants to attend any of our 24/7 trainings that they're more than welcome to do that too. We -- now we trained our entire staff, so we're only doing it when we had academies but if anybody is interested, please, you know, feel free to reach out.

PAULINE SALLA-SMITH: Thank you, Commissioner Martin. Any other questions at our NAC 62 updates? Please review them, provide feedback for those of you who are on this committee and NAJA. I'll add this to our next NAJA agenda for November also, so we can have more discussion at that time. All right, let's move to compliance monitoring. Leslie, this is you also.

LESLIE BITTLESTON: Sorry, I was on mute. So, compliance monitoring, so we will be starting, we, DCFS staff, will be starting compliance monitoring. We just finished the federal fiscal year on September 30th, so me and Kayla Landes will be ramping up our compliance monitoring. What that will include is sending out our annual surveys to all of our secure facilities and what I mean by secure facilities that is secure juvenile and secure adults' facilities. We are now required just this year to provide 100% reporting on juvenile secure and adult secure facilities. So, Kayla will be working hard, doing a lot of follow-up, especially with some of those adult facilities that are very problematic and don't want to provide any information because, you know, they don't know why they have to when they don't hold juveniles. So, what this -- so we will be doing our annual surveys. We will also be conducting compliance visits to again both secure juvenile and secure adult facilities. We will be doing or allowing virtual visits again as we did last year. That will be up to the facility and to the monitor

person assigned to review that facility. We will reach out to each facility required and offer if they would like to do in person or virtual. The virtual visits will count as they did last year. So, I just wanted to say that we are ramping that up the compliance report is due to OJJDP, February 22nd. So, we have a few months to get our compliance work done and then in February or March, depending on when the report is done, I will provide a complete overview of compliance results to this committee. So, this is just saying that we are starting up our compliance work and we'll be doing that over the next few months. And if anybody has questions on compliance and what that means, I can take that now. Compliance, what that means is really with the Juvenile Justice, Delinquency Prevention Act monitoring status offenders, youth and adult jails and things like that, sight and sound separation. So, that's what compliance means. If anybody has any questions.

PAULINE SALLA-SMITH: Committee members? All right, well, Ms. Landes, I'll be anxiously awaiting your phone call like [inaudible] me. You can come in person too, if you want. All right, let's move to -- we're going to talk about -- briefly we're going to talk about our county training request. These requests have -- have come through our meeting in NAJA as training request. Previously, most of the state-wide training occurred through Ms. Bittleston's office and so we're just trying to figure out our best way to proceed with these training requests. As of now, at least my thought process has been for our NAC updates to not set up training until our NACs are all completed and finalized. So, we can do one swooping NAC training instead of in chunks. I'm not sure how everyone else feels about that but I was thinking that maybe we could do it as the entire NAC change not in pieces. If anyone has any different thoughts on that, please feel free to speak up. If not, then I'm going to just table NAC training for right now. So, speak now if you have concerns and want us to keep it or it's tabled. Great, okay, that one is tabled. So, our training requests that have come through is our summary of our JJOC strategic plan and status, where are with that. As you know, not all of the chiefs and directors are appointed to the Oversight Commission yet are tasked with following through with all of these new requirements and expectations. And so, I think that it is important for our jurisdiction, they'll be updated in training in our strategic plan. I think one of the caveats right now is the strategic plan has not been formally updated for a while, is that --

LESLIE BITTLESTON: That is correct, Madam Chair.

PAULINE SALLA-SMITH: Okay. And it's on slate -- I mean I think it is time that we need to update that to make sure. So, I would like it -- I don't know if the strategic plan committee's meeting -- is it tomorrow -- are they meeting this week?

LESLIE BITTLESTON: This -- Kayla Dunn, do you have the actual date? I don't believe it's this week. I believe it's next month or the -- or maybe the last week in October.

KAYLA DUNN: It's on the 25th on Monday.

LESLIE BITTLESTON: Monday, the 25th. And just to provide an update of the strategic planning committee, it met several times last year to go over the pieces of the strategic -- the current strategic plan that were completed. So, the strategic planning committee will be meeting, starting up again to talk about new things that need to be added to the next strategic plan. So, pieces of the current plan are completed, some aren't and so that's where we are.

PAULINE SALLA-SMITH: Your guys' thoughts on this plan training, do we wait for that to be updated prior to training? Are we going to train on the new pieces? We may have the same thought process.

JACK MARTIN: Don't we have to train? This is Jack Martin. Don't we have to train on what's changed? I mean -- because the train and then the change makes no sense to me, so -- just we get that thing done.

PAULINE SALLA-SMITH: Thank you, Commissioner Martin. Anyone else feels strongly one way or the other?

JACK MARTIN: Heather Plager feels some kind of way about it.

PAULINE SALLA-SMITH: Heather is like just change it and train me now, that's all I need.

HEATHER PLAGER: Tell me what you want me to do, I'm like whatever. It's all yours Jack.

LESLIE BITTLESTON: And as an idea Madam Chair what we can do was wait until it is changed and part of the training will go over the things. What we can do is we can say these are the things that were completed in the last plan. However, this is what our next five-year mission is or goals or whatever.

PAULINE SALLA-SMITH: Yes, I like that.

LESLIE BITTLESTON: Yes, because --

PAULINE SALLA-SMITH: All right, so --

LESLIE BITTLESTON: Yes, but it's probably going to be several meetings before we will be having anything to share, so there's just starting up again.

PAULINE SALLA-SMITH: So and this is Commissioner Salla, I mean I think we want our trainings to be meaningful and strategic not just trained -- say we trained. So, I think that if we -- for both our NAC and our strategic plan, if we wait until we have the most recent changes and updates, then we can move forward with the training. And then I think that Andrew -- between Andrew and Melissa are three and four are going to take care of themselves, that evidence-based programming requirements and our outcomes to determine if our programs are -- have validity and are effective. I think that -- that those are going to be now that they're up and running again that both can be two areas where they could really help us out.

ANDREW WACHTER: Yes, absolutely. We can do that too.

PAULINE SALLA-SMITH: Okay, perfect. Look at how we just -- we just took care of our training requirement here.

ANDREW WACHTER: We just assigned up.

PAULINE SALLA-SMITH: Yes, we just assigned it. And Andrew maybe we can talk specifically about that during NAJA just what --

ANDREW WACHTER: Sure.

PAULINE SALLA-SMITH: -- we need are from our NAJJA because that's really where our training requests are coming from. So, I'll try to specify that on the agenda also.

ANDREW WACHTER: Yes, it was great to hear that you already had some identified needs that we can get a start on in terms of, you know, planning or thinking about some -- yes.

PAULINE SALLA-SMITH: All right and just for the record --

UNIDENTIFIED: This is this the first year that a county could -- they must spend 100% of their money on evidence-based programs?

LESLIE BITTLESTON: Yes.

PAULINE SALLA-SMITH: That's kicking in now, so.

LESLIE BITTLESTON: Yes, that's kicking in --

PAULINE SALLA-SMITH: Very suddenly.

LESLIE BITTLESTON: Yes, 22, so straight --

PAULINE SALLA-SMITH: So, 22 yes because that state money runs on fiscal years.

LESLIE BITTLESTON: Yes, so those -- so fiscal year that we just started on in July, that has to be 100%.

PAULINE SALLA-SMITH: Are we around this or [inaudible] with me?

JACK MARTIN: I guess my -- I guess, how does that intersect with kind of the mental health issues we're having here in the south and -- and some of these other DOJ investigations that we're hearing about? I mean so, and I would hate to see us the, county, the only one doing evidence-based programming while -- while the state is not or you know having issues with that is in the -- this require the state institutions too.

LESLIE BITTLESTON: Yes; however, there is no funding tied. This is -- this funding is only for the community block grants. So, it doesn't mean that state institutions are not supposed to use evidence-based programming. That's why we installed the CPC reviews, so there's just a different mechanism to evaluate.

JACK MARTIN: Thank you.

PAULINE SALLA-SMITH: And just for the record, Commissioner Orduna-Hastings want to -- wanted us to know she agrees with Jack like on the training aspect. Let's update it and then we'll train. So, she keeps -- she is having a hard time unmuting but I'm going to be her voice today. All right, those are training request [inaudible] in motion, how about that, in motion. Let's move to agenda item number nine, data presentation. Ms. Landes, do you want to do SB 107? This is your attachment nine for room confinement.

KAYLA LANDES: Correct. This is Kayla Landes for the record and there's actually two attachment nines, one is for the county and then one is for the state facilities. So, the first attachment number nine would be for the county detention. And so, this will show you, the top graph shows you the number, the total number of incident. I didn't want to put the numbers on there because it will make it all messy but down below you be able to see each individual detention center that have their total number of room confinement incidents. And I did July 2020 through September 2021 because at our last meeting, I did June 2020 to June 2021. So, I got a couple more months in there to add for September, to update it. So, that's for the county, if you have any questions?

PAULINE SALLA-SMITH: Members, any question? Go ahead Kayla.

KAYLA LANDES: Okay, then the second number nine attachment is the same thing as the same graphs as the counties but this is for the state facilities. So, you get the total number of confinements and the down below it sections them off into -- or it separates them into each facility.

UNIDENTIFIED: Commissioner [inaudible], some of you decreasing rather drastically [inaudible].

KAYLA LANDES: Yes, it is and I'm -- I mean it's a good thing but I haven't been given any explanation as to, you know, what they're doing or what, you know, they're enforcing to get their numbers because they were one of our highest facilities that would have the confinements.

PAULINE SALLA-SMITH: Melissa?

MELISSA SICKMUND: I was -- this is just a thought about presentation since each of these facilities has different numbers of kids, different lengths of stay. It might be useful to consider presenting it relative to sort of the number of use bed days in the month to make it more of a rate statistics, so that actually comparing facilities would make a little bit more sense.

KAYLA LANDES: We can do that. I know during our full commission meeting, our full JJOC, I do provide the reports, their average monthly stays or their monthly counts, so I can provide that on this as well.

MELISSA SICKMUND: Yes, either like for bed days or yes like for an average -- average daily population but I think the --

KAYLA LANDES: Right.

MELISSA SICKMUND: -- the bed days is a little bit better because in detention the kids aren't there as long.

KAYLA LANDES: Yes.

MELISSA SICKMUND: So you know, it could be the same, you know, the same average daily population but totally new cohorts of kids coming through, so.

KAYLA LANDES: So, average bed days.

MELISSA SICKMUND: Yes, so -- and it's a little more complicated to do. We can talk offline about it, if you want. I mean just to give it a denominator that represents, you know, for the whole month how many bed days, you know, were occupied by a kid, that kind of thing.

KAYLA LANDES: Okay.

MELISSA SICKMUND: Because that also would take into account the changes that you guys have had regarding COVID and just in the numbers in your population and I wanted -- so for me because I'm an outsider, I'm not in the middle of it, are these including kind of that medical isolation that might have occurred because kids came in testing positive or is that counted separately?

KAYLA LANDES: That's counted separately.

MELISSA SICKMUND: Okay.

KAYLA LANDES: But I will -- yes, I can ask the facilities if they, you know, what type of tracking they do for that, for the bed days for the month, so I will follow up with it. Do you -- do you think for both counties and state or just the state?

MELISSA SICKMUND: You try it for the states and see how hard it is.

KAYLA LANDES: Okay.

MELISSA SICKMUND: And see what, you know, what are the data points you need and see what kind of a lift it is. I'm sure Jack could do it with one hand tied behind his back but for some of the other counties, it can be hard.

KAYLA LANDES: I'm sure he's the first to volunteer for that.

MELISSA SICKMUND: Yes, but he was like mister automate and everything, so.

REBEKAH GRAHAM: This is Rebekah Graham for the record, if I -- if I can just -- so one of the things with our data and as we look at the -- per 100, whether it's incidence or room confinement, what we're going to see is because of COVID what was now seen as only the highest risk kids get put in acute care, that get put into detention. And so, it's not apples to apples, it's not the same kids and so if there's a way, you know, I know we track risk, you know. Do we track risk at the county level? You know, is that something Kayla or Leslie that's worth, again -- yes, our incidents or room confinements are going back

up but our populations have dropped and our risk gets still, you know, the kids who are here are only the high risk kids, like you know. Statistically speaking, we're not comparing the same data that we were comparing when you had 100 kids because you had different risk levels mixed in.

KAYLA LANDES: Sure.

MELISSA SICKMUND: So, this is Melissa and I would say but that's the way you want it to be. You want to only be holding the highest risk kids.

UNIDENTIFIED: Right.

MELISSA SICKMUND: Don't go back to --

REBEKAH GRAHAM: Oh agree, I agree but you just -- when you say your incident rates are going up or your room confinement is going up per 100, it -- that might be accurate but the win is that you only have three kids and they're highest risk kids.

MELISSA SICKMUND: Yes -- yes and I would say, look for similar kinds of things when looking at your recidivism because if you're only, you know, if your facilities are only taking in the highest risk kids, I would expect those kids might have higher recidivism rates, even though you're doing 100 better things with them and it's maybe lower than if you had just those kids before but before you had a lot of lower risk kids. And so the rate, you know, the rate is lower.

LESLIE BITTLESTON: Yes.

JACK MARTIN: And just in the data world period, this is Jack Martin, I mean obviously, you know, I completely expect, I agree with you Rebekah, we're obviously seeing, you know, less kids, more acute kids. I don't care what might number say, you know what I mean, because -- I mean it's an adjustment, right? There's going to be that -- there's going to be that adjustment piece. I mean what is proving to me is that for years we've overincarcerated here and it's finally getting through the DAs and judges and everybody else here. So, I'm willing to tolerate that back half of it, you know what I mean? I'm going to give my hand slap for having too much isolation and rightfully so. Anticipating that, we've already showed you building are looking and we called it our Chase program. We've already started to rebuild that. We're going to make a more positive incentive-based and looking at how we do room time and changing that old practice and policies, you know, in preparation for what we -- what we know are more acute to kids, you know. I mean right now with the state failing to do anything with these mental ill kids, I mean I got -- I got, you know, what we affectionately called shitters and spenders but I mean I got -- I got kids back here that are -- had zero business being in the detention facility that are here and I got probably six or seven of them right now, you know, and you know, isolation -- I got one-to-ones all over this place. I feel like I'm going to take a kid home with me tonight.

MELISSA SICKMUND: This is Melissa for the facilities that are participating in the performance-based standards, I mean they're -- they also have some other measures around isolation, you know, how -- isolations for more than a certain -- I forgot what their cut-off is, four hours or what, you know, to not just be counting the number but maybe are there other things that can be counted easily that can give

you more guidance in how to -- how reductions can be made and I would definitely talk to the facility that's made those big change, so -- but --

KAYLA LANDES: But I will say that the counties and the state institutions, they do provide me monthly reports and I do have it another report for the time that used or are in room confinement. And that could be something that I include with these reports because they may have, you know, a certain number of youths but their hours in there could be, you know, less than two hours. And for instance in September in Elko, they had a certain number of youth but out of those -- I think there was like eight youth or six youth out of that, that four were the same youth. So, you have that too where you have, you know, a high number but we only count the incidence. We don't count each time a kid is in there.

MELISSA SICKMUND: Right, right. We can talk about this more offline.

KAYLA LANDES: Okay, thank you for all your comments.

LESLIE BITTLESTON: Yes.

KAYLA LANDES: That's all I have for me.

PAULINE SALLA-SMITH: Any other comments? Any other comments? [Inaudible] use of force?

LESLIE BITTLESTON: We have not received use of force yet but we hope to start receiving that, November 1st. I believe we started gathering in the month of October.

PAULINE SALLA-SMITH: Yes, I'm sorry, I meant the room confinement.

LESLIE BITTLESTON: Sorry, sorry.

PAULINE SALLA-SMITH: Yes, that was mistake. Our use of force, we all agree to begin reporting October 1st and it looks like -- I don't think we have the template we all agreed upon, right, Kayla, on this one? I didn't see it.

KAYLA LANDES: No. I don't believe --

PAULINE SALLA-SMITH: Okay.

KAYLA LANDES: -- one was added.

PAULINE SALLA-SMITH: Okay.

MELISSA SICKMUND: Will you be sending that out to the -- to us?

KAYLA LANDES: Sure, I'll send it. Yes, no problem.

MELISSA SICKMUND: Thank you.

PAULINE SALLA-SMITH: Thank you, Commissioner Martin. He has to check out. We're going to -- I'm going to wrap this up too. I know we spent a lot of time here today. Just real quickly on the -- on the use of force template, that's one of the reasons that we really encourage the unduplicated youth to include that on our use of force and the highest level of use of force. So, that we have a better understanding if it's a systemic issue or is it our frequent flyer kits that are really high risk high needs that -- that we're constantly having to do use of forces with. So, that's one of the reasons we wanted that separated out, so we get a clear picture. All right, let's -- anything else on our data presentation? Kayla, do you have any other information?

KAYLA LANDES: No, that's all I had. Thank you.

PAULINE SALLA-SMITH: Thank you. All right. Our next agenda item, any new agenda items for our next meeting? We have our standing ones. I do want to keep our county training request on there, just so after NAJA and with Melissa and Andrew, we can update the group. Anybody have any new agenda items we would like add it than our standing one? Okay. Our next meeting will be -- we have to get back on track here because we got a little off track. If I remember correctly --

LESLIE BITTLESTON: Madam Chair, I just remember a new agenda item. We want to discuss what to do with the SAG funds.

PAULINE SALLA-SMITH: Oh SAG funds, yes.

LESLIE BITTLESTON: Yes. And I don't know if you want that for discussion or if you want it for discussion and approval.

PAULINE SALLA-SMITH: I always like to put possible action and then we have the ability to take action, so we can discuss it and then take action if needed and follow open meeting one.

LESLIE BITTLESTON: Okay.

PAULINE SALLA-SMITH: So if I remember correctly, we were meeting the third Thursday of each month, was that correct?

LESLIE BITTLESTON: Yes.

PAULINE SALLA-SMITH: All right, so -- it would actually be Thursday, November 18th and we were doing it in the morning, right, or at 1:00?

LESLIE BITTLESTON: It was 11:00 to 12:30.

PAULINE SALLA-SMITH: All right and so now I have advisory committee for resilient Nevada from 10:00 to noon. So, what's -- what's 1 o'clock looked on Thursdays? Jack can't do it on Thursdays, right?

LESLIE BITTLESTON: I think so. I think that's why we move to Tuesday.

PAULINE SALLA-SMITH: Yes, let's do Tuesday, okay. Let's just go back. What about Tuesday, November 16th?

UNIDENTIFIED: If we go back to the 11 o'clock time, that work better for me on Tuesdays. I don't know about everybody else.

PAULINE SALLA-SMITH: 11:00 on Tuesday works for me too. Jennifer, does that work for you?

JENNIFER FRASER: Yes.

PAULINE SALLA-SMITH: Okay. Paula Smith, does that work for you?

PAULA SMITH: Yes, 11:00 is better, please.

PAULINE SALLA-SMITH: Okay, so -- and Jeremy, does that work for you?

JEREMY SETTERS: Yes, it does. Yes, that works.

PAULINE SALLA-SMITH: And -- and Joey said it works for her too, perfect. All right, so let's -- our next meeting will be Tuesday, November 16th at 11:00 a.m.

LESLIE BITTLESTON: All right.

PAULINE SALLA-SMITH: Rebekah, it works for you? We're good? Okay. All right, perfect. Any public comment? Seeing none, I'm going to adjourn the meeting at 10:43 a.m. on October 19th. Thank you guys for joining us. Thanks for hanging the whole time, thanks for your thoughts and feedback and can't wait to see you in our next meeting.

LESLIE BITTLESTON: Bye. Thank you.

UNIDENTIFIED: Bye.

PAULINE SALLA-SMITH: Have a great week, you guys.

[end of meeting]