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Nevada State Juvenile Justice Oversight Commission
State Advisory Group Planning Committee Meeting
July 11, 2019
Meeting Minutes

Call to Order: JJOC Commissioner Pauline Salla-Smith called the meeting to order at 3:02pm.

Roll Call:

In person: None

Via Phone: Commissioner Pauline Salla-Smith, Commissioner Paula Smith, Commissioner Joey Orduna Hastings, Commissioner Frank Cervantes (late)

DCFS Staff: Katie Brubaker, Krystal Castro, Kayla Landes, Leslie Bittleston

Public: Kimberly Palma Ortega- Parent, Melissa Sickmund- NCJFCJ, Christine Eckles- Washoe County Juvenile Probation

Public Comment: None

Meeting Minutes:

Commissioner Pauline Salla-Smith: Let's move to agenda item number 4, Evidence-based Practice Inventory. I just want to give an update on the form that we currently have as part of your meeting requirements. What I did is that I took our programs that we had on our summary. You guys don't have this part yet because I'm not quite done with it. But I will send it out to Katie as soon as I'm done, and she can share it. But I put all the programs that are being currently offered in the jurisdictions. I just classified them as if where they fall onto our matrix. Because we all know that as jurisdictions, we need to be working towards providing evidence-based or evidence-informed

programs. So, I identified where they fall on the matrix. And then some of the commission members and actually some of them who did it are no longer with us, on the commission or this committee. But we're going to need to split up some additional programs to fill out the evidence-based summary that we, I think we had it at our meeting 3 meetings ago Katie. I think it's been about 3 meetings.

Katie Brubaker: Right

Commissioner Pauline Salla-Smith: But what we need to do is we need to identify the programs that are currently being offered. The elements that are on the summary form that we created to make sure that we're staying true to the fidelity of the curriculum and what requirements are needed to keep it evidence-based or evidence-informed. And, so when we first did this, we split it up between the members and there was a lot of information that like was submitted back. But the summary that the summary sheet that I created really will keep us focused on what information we need to identify in that. So, once I send that to Katie and she sends send it to the members then we can split who will take what program to get that stuff accomplished. Does that makes sense?

Katie Brubaker: Yes.

Commissioner Joey Orduna Hastings: Yes.

Commissioner Pauline Salla-Smith: So, we're getting closer and we're going to, we're actually going to share that with our Innovation Center. We're going to share that too so that they can help us if we're missing some information. They'll help us fill in the blanks with that. I'd like as much information on there as possible and then we can send it to them to for their help.

Melissa Sickmund: Do you know, are any of the places using Girls Circle? There was a report that was just kind of released by OJJDP that was based on a random controlled trial showing it to be effective. So, it hasn't been brought into the programs yet but there's evidence now.

Commissioner Pauline Salla-Smith: Melissa we do have a couple of jurisdictions that are using Girl Circle and Boys Council. Does that study include boy's council or just Girls Circle?

Melissa Sickmund: I think it's focused just on girl's, but we could check. I don't know if they are planning on doing something about the boys or not. I don't know.

Commissioner Pauline Salla-Smith: Ok. We do have a couple jurisdictions that are using Girls Circle. We use girls Circle to so that I would love to see that study.

Melissa Sickmund: Interestingly enough that work with it back in 2015 and it was just now made available on the national, the criminal justice service. I can't explain what took so long but.

Commissioner Pauline Salla-Smith: Well, better late than never. Okay if there's not any more discussion on agenda item 4, let's go to agenda item 5 SB107 Room Confinement. Leslie there's an update?

Leslie Bittleston: I had one of my staff, Kayla Landes do a series of new charts to see if this would provide some additional information on room confinement. So, I'm going to have Kayla go over this and then I kind of like a consensus from the group on if these charts are more helpful, less helpful. If there's something else that that you would like to see. So, I'll have Kayla go over these new charts. Take it away Kayla.

Kayla Landes: Okay. Basically, I have them separated between the detention facilities and the institutions. So, if you want to look at the detention one. The top one and I started it from January of 2019 to May and that's the top one that shows each month and how many hours confinement the youth was in. And then if you go down one more that's for each Detention Facility for months, January through May. Then I separated out by fiscal year fy17 to fy19. And then the next one is the same each by month. A total of all of the detention centers together. The total number of confinements. And then it's separated out by January, February. By the month that way. So hopefully it's a little easier to read but like Leslie said, if there's anything you see wrong with it or want to change just feel free and let me know.

Commissioner Pauline Salla-Smith: Actually, this is Pauline. I like the way this, this is clearer to me on the graft. I like it. I don't know if any of the other members have any feedback. I think this is easier information to read this way.

Katie Brubaker: Pauline this is Katie. Can you speak a little bit louder? It's really hard to hear you.

Commissioner Pauline Salla-Smith: Sorry is this better?

Katie Brubaker: So much better.

Commissioner Pauline Salla-Smith: Yes, I was on speaker. So, I'll hold my phone. Do any of the members have any feedback on the way this information is presented. If it's easier than our, then previous, makes it a little clearer? Ok, seeing none. I do, I have a couple questions here because now it looks like, so we have a lot of kids in between 2 hours and 15 hours. So, because there are some requirements, right. Like if we're putting a youth in restriction or confinement anything over 2 hours needs approval. Anything over 72 hours has to have a full report. But when we're when Leslie you and Kayla are monitoring this information do you, is there a way that there's checks and balances on that. Like if you do an on-site audit for the core requirements. Do you also do an on-site audit of their SB107 data?

Leslie Bittleston: We do not look at their SB107 data when we do an on-site review. I do look at the SB107 data for the state facilities when I tag along with the quality assurance specialist when they do quality assurance reviews. So, I will look at it, at the room confinement data for those facilities along with the use of force. But I have never looked at it for a detention facility.

Commissioner Pauline Salla-Smith: I think that's where some of my concern is because you know there was, like when I was with the state and I would do on-site audits of that information that's really when a lot of the discussion and you know that you have the opportunity for some training moments to. Because SB 107 is really clear that you know you have to have exhausted all other less restrictive options. Things need to be documented. It is really for the threat of harm to the use of staff. I mean, there's so many components to that. That if we're just reviewing the reports, I'm not sure, I think we're missing some opportunity maybe to do some actual on-site training at those at the at the facilities.

Leslie Bittleston: And that's a, that's a good point noted. And we are going to start doing our reviews the ones that are up this year within the next month. So, we can absolutely add that to our review processes. Because normally we've just been focusing on the federal core requirements not so much the state room confinement. I mean we have asked for additional data and things like that but I, we haven't done eyes on in their own setting. So, we can, we can incorporate that and that's a wonderful idea.

Commissioner Pauline Salla-Smith: Yeah, I think it's just it would be helpful to all of us. Because it's just, sometimes fresh eyes looking at things see things differently.

Leslie Bittleston: Okay.

Commissioner Pauline Salla-Smith: Let's see. What else. Does anybody else have any questions, comments?

Katie Brubaker: None here in Carson City

Commissioner Pauline Salla-Smith: I like this. I think it's clearer. It just, it just kind of brings everything to attention and I think that you know, the full commission is very interested in this topic too. And so, I think we really need to make this one of our priorities. We all know that if we get a couple of really difficult kids in our facility it can change the culture in the milieu. And, I understand, you know, room confinement is needed at certain points, but I just think we've got to get this back in our grasp.

Katie Brubaker: That's a good point you brought up about the commission being interested. That was one of the requests from our co-chairs to make sure that that data not only for the state but for the counties is presented in our September meeting.

Commissioner Pauline Salla-Smith: Right yes. I mean it's important and I think that there's just a lot of information out there that we can use you know in 2010-11 and 12. We have high numbers. We had high numbers to in 2010 and 11. And we really had to focus on sight training and providing other services to our kids because if they're constantly being placed in room confinement, like for me that's a sign that's that they're not getting something met. We're always going to have that very small percentage that are going to have room confinement. But if we have a lot for longer periods of time than maybe it's something about our programming. Anything else on that one?

Commissioner Joey Orduna Hastings: Just as a sidebar. I just want to make sure we don't lose it. Do we have to comment or take on any of the issues that Commissioner Judge Voy has been bringing up about the pepper spray usage and any policy related to it?

Commissioner Pauline Salla-Smith: On this committee you mean Joey?

Commissioner Joey Orduna Hastings: Yes, because we're talking about. The role of this committee. Is that something that this committee has to look at or pursue. I mean, I don't think it is. But I just want to throw it out there so that we're not losing that.

Commissioner Pauline Salla-Smith: I don't think it's a bad idea for us to take it on. It wasn't on our agenda this time so I didn't know if we could we could talk about it. But I think that we could start tracking how many incidents of pepper spray we have. I mean there's detention centers that use, that have pepper spray in their State Correctional Facility. I think that collecting that data and maybe reviewing it and having some discussion here isn't a bad idea. And that way this committee can update Judge Voy on that also. That we are reviewing it and we can bring it to the full commission. But I think it's just not at the state facilities. I think our detention centers need to be included in that also. Because there are facilities that use pepper spray at the county level.

Katie Brubaker: I know that the Strategic Implementation Committee has that on their agenda. And they were given some homework to identify some next steps and what they'd like to see happen next. So, I think having some specifics asks from them and then being able to spread the wealth of work maybe to this committee or other committees as well.

Commissioner Pauline Salla-Smith: Yes. I think it difficult for Strategic Planning Committee to determine next steps if we don't have data. You know. I mean I think that all of our decision should be driven by data. And so, I think to keep us focused and on track that we should have some data collected. I mean even if Leslie sends out an email that does a snapshot of time for a month and just says how many incidents of pepper spray so we can get an idea. Because if we're talking about three Statewide versus 83. You know, I think that's really different. And I don't think any of us know. I don't think any of us know how many times pepper spray is happening in any of the facilities.

Leslie Bittleston: This has been a discussion internally and we internally recently redid our data request of the facilities to be more specific on the number of times that they use OC spray. Because in the past that was just lumped in with all of the uses of force. And we didn't separate an OC spray from a regular use of force. So now we are trying to break down those use-of-force by mechanical PRT's and an OC sprays. So, I think that maybe an ask of the counties. You know, not a breakdown of all of their use of force but just to ask how many incidents of OC spray maybe in 2019 or something like that. We can start there.

Commissioner Pauline Salla-Smith: And I think that we really have to stay focused as the SAG. That we're not just focusing on the state facilities. That if we're going to look at something at state facilities and I operate a county level detention center, but that we're included in that too because if we're looking at our system as a whole that's all of us. That's County Youth Camps, that's County detention centers, that's State facilities.

Commissioner Joey Orduna-Hasting: I absolutely agree with that. But because I don't want to go to far off agenda. I didn't mean to take it there. I would hope that any data that we're collecting is at the county and the state level consistently. So that we are again, taking that statewide approach.

Katie Brubaker: I actually have a list of data requests for both the County's and the state that once vetted through the JJOC co-chairs I'll be sending out through NAJJA so that everybody knows kind of what the expectation is for the September meeting and then beyond.

Commissioner Pauline Salla-Smith: Perfect. I shouldn't say perfect because that gives me more work. Ok, anything else. anything else thank you Joey for bringing that up that's an important topic. Any other discussion on agenda item number 5 for room confinement. Then let's move to agenda item 6, Federal and State Grant Activities Initiative. Let's do the update on the formula grant Leslie.

Leslie Bittleston: The update on the formula grant is still frozen. The last that I heard which, was about 3 weeks ago now, is that the Department of Justice is in the final review of their, of the corrective action plan that was submitted on behalf, that DCFS submitted. So, we are just pending approval of that corrective action plan to have our grant funds unfrozen. I also found out roughly three to four weeks ago that this is also affecting a gang suppression grant that was awarded to the Secretary of State that we will be implementing in youth parole. So, it's actually become a little bit bigger than just DCFS. Because I believe that DCFS is part of that Grant and will be implementing that. So, my understanding is that the Formula Grant funds will remain frozen until we get a letter saying that they are not frozen. And it is further my further understanding that even our 2019 Grand coming up October 1st will be frozen if, unless we can get this designation of high-risk grantee lifted. So that's the news there.

Commissioner Pauline Salla-Smith: So, if our current Grant is frozen and our new Grant application is due July 26th it would I guess in my mind I'm thinking that jurisdictions can't really act, like, submit a request for the same program. Since we're going to have frozen funds. But then like if I apply for

like my seek program that wouldn't make much sense when I'm still going to have my current year that I haven't spent out because it's been frozen.

Leslie Bittleston: Right. And I spoke to a sub grantee regarding that very thing. That particular subgrantee is still implementing their program that they were awarded funds from and they are paying for it out of some other pocket of money. And we will reimburse them that full amount once that Grant gets unfrozen. So that would be for the 2018 services that they've already provided. And that would be the same for any grantee. So, if you're conducting the program and doing the services just not receiving the funds. You know, when you're collecting the data. When the grant becomes unfrozen, we can give you that lump sum for the whole 12 months or however long it was that you've performed the services.

Commissioner Pauline Salla-Smith: I guess that that's where my concerns are because I'm still operating my program to but I'm paying it out of general fund. County general fund. Out of this fiscal year and our reimbursement will come in next fiscal year for us. And so, I'm not sure like my comptroller will be like, yeah you still you know here's the reimbursement. I think there's some logistical issues with that and maybe it's just with my own county. I guess for me, I guess if your county let's you do it that's ok. I was just thinking that there might be some issues with that. If that's been checked out, then maybe it's just my own county.

Leslie Bittleston: I don't know if it's by county. The one grantee that I did speak to was a nonprofit. So maybe it's easier with them versus a county. So, but that is our plan, is to still reimburse of the funds that have been awarded when that grant becomes unfrozen. And it is also our plan to award funds out of the 2019 Grant and of course hopefully the high-risk grant designation will be lifted by October 1st. But if it isn't and it's shortly thereafter, we fully intend to award those funds or pay out those funds that were awarded.

Commissioner Joey Orduna-Hastings: I'm not trying to add to your plate but just coming from the nonprofit perspective. We call very frequently to get checks on grant status and in this situation, I just wonder if maybe we should make a strategy to call on a weekly basis at least. To find out if this thing is going to be lifted. To convey some sense of urgency to them so that the counties and other non-profits aren't going without the funds. So, I would just recommend that maybe there's a tickler that's put on someone's calendar to call and say every week, where are we at, where are we at with this so we can reinforce the urgency.

Leslie Bittleston: Right. And, also to let the group know that I did try to appeal the designation because it didn't have anything to do with this particular grant. And that was denied. And I also tried to request a portion of the funds up to 25% to carry out certain projects and things in that was also denied. So, we on the state have been trying to do some things to get a portion of the funds but everything we have tried has not been successful. But I think it's a good idea to put a tickler on our side to call them more frequently. And I will follow up internally regarding that.

Commissioner Pauline Salla-Smith: I was thinking the same thing. It's a little offensive to me when you say now there's, now there's a new sense of urgency because it's affecting someone else. But it's been affecting us for a year and there's a sense of urgency for us. And especially the smaller jurisdictions that get that to and don't have it in their county general fund. I mean, I'm blessed and do but I think the sense of urgency just because it's affecting a program with youth parole now there was always a sense of urgency.

Commissioner Joey Orduna-Hastings: And I totally agree with you. You know, some county would be able to afford to do this. Because we don't want them doing away with programs because we

obviously know the fight between county and state. And I'm just worried about some of the other counties that may not have the general fund to support this and start losing the slim amount of programs that we have.

Leslie Bittleston: Agree. So that's all I have on the formula grant Pauline.

Commissioner Pauline Salla-Smith: Alright, well I'm actually trying to decide if I'm going to write an application for the next one or not. Because that's a lot of work if it's still going to be frozen.

Leslie Bittleston: You know, and that's absolutely true but you know, just to let everybody know the state is still awarded the money. It has still been awarded to Nevada. It's just how, when we can start drawing the funds. We are totally in compliance with all of our JJDP Act requirements. So, we'll still get the award October 1st. It's if we can draw funds. So, we're still getting those Awards it's just when are we going to, when can we draw funds. So, I hope that helps.

Commissioner Pauline Salla-Smith: Any other questions from committee members. Let's move to, well do you want. Since we're talking about the formula. I'm not sure we have to discuss and decide on the formula RFP since it already went out correct?

Leslie Bittleston: Correct. And I was hoping at the last meeting we could discuss it but due to the time frames of how this works I couldn't wait any longer so I'll just kind of give an overview of how this went out and how we'll proceed if that's okay with you.

Commissioner Pauline Salla-Smith: Yes, go ahead.

Leslie Bittleston: Okay. So, the Department of Health and Human Services a year ago created a template for Grant applications. And that template has a title page called State of Nevada Department of Health and Human Services Request for Application. It is really a streamlined application approach for any grantee. On page 2 of that document you will see a lot of dates and times. Dates and things in there so I just wanted to let you know that we did actually, on July I can't remember the date now. But the grant was submitted. The grant deadline for submission is July 26th. The reviewers are listed on this application. We have myself, and Katie who are both part of juvenile services. We have a third DCFS person in a completely different unit. She's under mental health. She's a licensed clinical social worker. And then I was going to reach out to Liz Flores from Washoe County and Rebecca Graham from Rite of Passage, who is a JJOC member and she's also rural. So that would be our Review Committee and then based on the scores of those applications what we will do is rank 1 through however many and award from one until we can't award anymore. That's Grant's Slate that's what it's called. The grants slate will to the JJOC in September for approval. So that's the process that we are proposing this year. So, the Grant application is sent out to all the County, local County governments. It's sent out to several local nonprofits also to the two NCJJ as they are a current grantee and any other individual that reaches out to me and asks me for a grant application. So, I have emailed that to that group of individuals, and we'll see what we get back so that's kind of the overview of the formula grants, Sub Grant application process for this year.

Commissioner Pauline Salla-Smith: I just have a comment because when I was looking through the RFP. You know like, our budget section has changed but it really seems like that budget section is created, I guess for me it like really doesn't fit juvenile services agencies because it has medical and medical supplies, medical equipment. Medical and health personnel. The Consulting contracts. But it just seems like the RFP is really geared more towards like maybe medical treatment centers. Or it just seems like it, we were switching from a juvenile services juvenile justice perspective to more medical.

Leslie Bittleston: And I can, and that's a really good point of, for those of you who have the document in front of you. What Pauline is referring to is on page 11 of that grant application. It's really kind of a split out of the requested funds. And what I would recommend Pauline, is just cross out and put in there what is relevant for you and I will follow up with our director's office to see if we can get a change in the template. Because like I said this was an approved template and I didn't want to make any changes to it as that was my directive to use the approved template. So, for those of you who are applying, and I would tell anybody who asks just cross out medical and health and put JJ Personnel or whatever is relevant to your program.

Commissioner Pauline Salla-Smith: Ok and we won't be docked for not using the exact templates, correct?

Leslie Bittleston: Correct.

Commissioner Joey Orduna Hasting: I appreciate that accommodation. How do we get that understanding out to everybody who might be filling out the form?

Leslie Bittleston: I can send out. Well I can do one of two things Joey. I could either wait for somebody to contact me or I could send out a follow-up email to that original email that I sent out to everybody and say just an FYI and Page 11 of the grant application you may modify or adjust those categories to fit your program. I mean, whatever this group recommends.

Commissioner Pauline Salla-Smith: I mean I would definitely at least send it out with the original as information to that original list and then if anyone else had contacted you directly I would do that. If this is on the website of DCFS I would attach an amended RFP or a memo that just says that because I think that's important information.

Leslie Bittleston: Okay. Noted and I will take care of that.

Commissioner Pauline Salla-Smith: Okay let's move to information on the JJDP ACT.

Leslie Bittleston: So, a lot of information came within the JJDP ACT. I didn't get my act together for this meeting and put together a document for this group I just wanted to say that the next area that I will cover and provide a document to this group is the changes to valid court orders. The senate and the state. The Congress and the Senate, federal, were really pushing towards removing the use of valid court orders. But there was some pushback from a couple of States. So, the use of a valid court orders remained in the Juvenile Justice Delinquency Prevention Act with some modifications. So, at the next SAG Planning Committee meeting I plan on providing a document to the group on what those modifications are and how we can verify, we being DCFS can verify the use of a valid court order if one is claimed to be used in the state. So, I just wanted to say that was next on the list. To let you know that valid court orders are still allowed to be used. And I will provide the criteria at the next meeting.

Commissioner Pauline Salla-Smith: But we're still following the valley court order process through OJJDP correct?

Leslie Bittleston: You know, OJJDP has not provided any updated process so that document that you're using that they created is the latest thing available. But it doesn't meet the new requirements of the act. And there's nothing new that has been put out. So, I think if you're if you're still using that I

think that's great. You know, at least we're using something. But I think the reason I want to bring this to the group at the next meeting is to decide what we are going to do to make sure we are validating and verifying that valid court orders are being used correctly. Because we've gotten little to no direction from OJJDP since the act was reauthorized. So, I think we are on our own to make sure we're doing things correctly.

Commissioner Pauline Salla-Smith: And if agencies or jurisdictions are using VCO's then those, at least the percentage that was identified previously, there reviewed during on-site audits.

Leslie Bittleston: Correct. And just to let the group know we had zero valid court orders last year. So that was really good.

Commissioner Joey Orduna Hastings: So, just two things from the National Council perspective and that of NCJJ as well. The National Council issued resolution related to the VCO's and that I don't know if you have it. It might be of interest. Given that we have taken a position on that. So, I'm glad to hear there were none reported last year. The other thing, the National Council was allocated during this legislative session some funds to do a statewide juvenile justice training institute for all of our JJ judges related to AB472. But then also the National Council enhanced resource guidelines and JJDPA. So, I just want to let this group know because I'm hoping that has, when we convene in August that kind of map out our strategy and building this 4-day institute if you will. That we can rely on the JJOC to also come up with some topics that we can incorporate into the curriculum so that we can train our Nevada judges. This is just for Nevada. So maybe this VCO issue is a topic that we want to explore as well. I just offer that, food for thought.

Commissioner Pauline Salla-Smith: That would be great because I do want to just throw out there that and I know I've been gone 4 years but previously when you start digging into some FTA, failure to appear, some bench warrants. When you're doing your on-site audit that that's when I was catching VCO violations. Because that bench warrant may be on a status offense. Or that bench or that failure to appear might be on a truancy or and you know we all love our judges and we love judges. But when you're trying to explain to them that that's not that doesn't meet the requirements of a valid court order that can that can upset some of the judges. And because it's different between an order coming from the bench and the valid court order there are two different things and so even if jurisdictions were reporting zero that sometimes those charges of kids getting booked in if you look at the originating charge it could be a status offense. And they say well it was a court order. It doesn't meet valid court order guidelines.

Melissa Sickmund: The Coalition for Juvenile Justice has had at least 2 different webinars. Where they've gone into a fair amount of detail about valid court order changes. One of them happened to be today. It was focused on girl's issues so. I probably have the power point but those things I think they archive them. But they may be available for anybody to view at a later time.

Commissioner Pauline Salla-Smith: Yes. I mean I just think the more information we have because I don't know if that's still occurring. But I do know we had some that we had a report that really were valid court order. It turned out that it was a valid court order violation because it just didn't meet all the requirements that OJJDP had.

Leslie Bittleston: Joey I think that's a wonderful idea to include the use of a valid court order with the training for the judges. Especially with the changes. You know we can get out the new changes in the new requirements which I will provide at the next meeting. But I think that would be really beneficial.

Commissioner Joey Orduna-Hastings: Well as an evidence-based practice it doesn't meet those requirements. It is not evidence-based so let's discourage it.

Leslie Bittleston: Let's discourage it.

Commissioner Pauline Salla-Smith: I totally agree to discourage it. And you know, when you're doing the direct service there are times where they feel like their hands are tied and they're protecting, you know it could have just been their chins or something and so I think we have to give them other options of what they can do besides that. Because in reality at sometimes a VCO is utilized to keep a kid safe until they can figure out something else within those time frames. So, I agree. It's not best practices and it's not evidence based. But in certain situations, I can understand when it was used and how come it was used. So, I think we have to take that into consideration and give them some support and information of what else. You know, can DCFS or Child Protective Services can't come in or don't come in to help sometimes it feels like hands are tied. So, we have to look at you know everyone's perspective. I totally agree it's not best practice.

Melissa Sickmund: I would say people should also be aware that their decision making can put the state at risk for losing some of that federal money.

Commissioner Pauline Salla-Smith: That might work Melissa, but it's been frozen so that's not going to deter people right now. If we're being really honest.

Melissa Sickmund: That's absolutely accurate. I learned that the hard way that instead of you know if I say you absolutely can't do this, but I wasn't also helping them figure out what they could do. It makes it the relationships become strained. So, I think if we just think of both sides that's important to help the whole state stay in compliance and at the same time support the detention centers or the court. I mean that's really what we're all about. Working together so I was just throwing that out there as a little reminder.

Commissioner Pauline Salla-Smith: Oh no, I hear ya.

Melissa Sickmund: I offended a lot of judges in the beginning because I was like your court order is not valid. You've got to be careful how you word things. Actually, my judge now I think I offended back in the day. It all works out.

Commissioner Pauline Salla-Smith: Okay, I like all those ideas and I think that if we can do some additional training. I mean I would love to go to that training to so if others, if we can go to those kind of trainings I think it's important to because then we can help our judges understand how come we don't want to do that even when we feel our hands are tied.

Commissioner Joey Orduna-Hastings: We did commit to the Nevada legislature that we would use Nevada faculty so there may be opportunities for you guys to even teach.

Commissioner Pauline Salla-Smith: Okay let's move are we are we good on that agenda item? That's a lot of information.

Leslie Bittleston: I'm good.

Commissioner Pauline Salla-Smith: Let's move to county and state training opportunities. So, our first

one is, discuss and decide on next steps for possible suicide prevention training for facility staff. Leslie, I don't know if you have any update on that I can give you an update from Humboldt County's perspective but if you have some other information you can go first.

Leslie Bittleston: I don't have any information on suicide prevention other than the state just started to revise their suicide prevention policy which hadn't been touched since 2015. So, we don't have any training yet we're just starting our policy.

Commissioner Pauline Salla-Smith: Ok. One of the things that you know people have watched some of the Nevada news. Humboldt County is one of the counties that has the highest rates of suicide per population. So, this is a really huge topic for us. At least the blessing for me is that we haven't had any recent adolescent suicides. But we had seven suicides in a 45-day period. Ages 22 up to 80. So, one of the things that we have been discussing is additional trainings to bring into our community and I do, I think it might be beneficial for us and either we can do it through the commission or through NAUSHA you know there's so many suicide prevention trainings that already occur between Safe Talk, The Assist Training. Youth Mental Health First Aid is, I'm not sure it's going to be available anymore because that was through Project Aware funding which ends in September. But we're bringing Dr. Nichols back in who's really an expert with adolescent suicide. And just, will bring him back to Humboldt County. We opened that up to everybody and we don't charge any registration. But I do think that somehow we can do a Statewide training for our Juvenile Justice agencies. I mean we did a Shield of Care that was Statewide for our facilities in our detention centers. Just because that curriculum was really developed for facilities. Which was really helpful. But I do think that if we can identify a training that has been deemed best practice and evidence-based for detention centers and state facilities. Because things do change up in facilities. I mean our kids have a higher risk of attempting and suicide when their detained and under the Influence when they're brought in. That that was really helpful for jurisdiction. Because I do think there's a lot of trainings already available for suicide prevention just for like community-based services. So, I'm not sure what everyone thinks about that, but I think our facilities really need to have a specified type of training. Thoughts? Feeling?

Katie Brubaker: I think that's a great idea and I'm wondering if that's something that we can work with our Resource Center on.

Melissa Sickmund: I would say sure. I know that the VERA Institute of Justice just came out today or yesterday with a report with recommendations targeted toward adult jail facilities but there may be some useful information there. And certainly, that's part of the data collection that we do with a census of juveniles in residential placement in the facility census. To ask about deaths. But I think that one of the recommendations that I saw in the VERA report was to keep track of the attempts. So that you can learn more about them. And to study them almost like a child death review team. In terms of looking to see what was it that happened to make sure that there, even for just attempts that there wasn't some systematic thing going on at the facility that could easily be fixed. But yes, we can scour around for you and come up with trainings and or just other information policies. The VERA report had recommendations about the type of policy to put in place.

Commissioner Pauline Salla-Smith: That would be great.

Commissioner Joey Orduna-Hastings: Not that I'm. There are so many resources in Nevada on the topic. You know, I'm just wondering if we need to look at our own backyard too. Isn't there a, I forget the name of it, but I think it's called the Nevada Suicide Prevention Coalition. Or something like that and they do trainings. When I first got this position, they came over to our Reno office and offered

to do training for our courts and what not. So, I'm happy to look at that too before we spend a lot of time searching national stuff when they might have some Nevada based resources as well.

Commissioner Pauline Salla-Smith: I'm actually meeting with Misty Allen who's the Statewide Suicide Prevention coordinator. She's coming to Winnemucca next Monday and I'm meeting with her. So, and actually she was I mean when we did Shield of Care training statewide, she was with me. She came and did the training like with me at all the facilities. And I believe we got Shield of Care as a recommendation from her because it was so specific to facilities. Because you know you just have so many different ligatures in your cells. I mean and it really focused on that and behaviors to look for with our kids. So, I can have a conversation with her to on Monday and pick her brain. And then send that information to Katie to send out. If you want me to do that.

Commissioner Joey Orduna Hastings: She's the one that stayed in communication with our office as well. So, I mean I don't know if she'd remember me, to be honest. But we definitely communicated several times. That's great. I think that is a serendipitous opportunity to see what we can do sooner rather than later.

Commissioner Pauline Salla-Smith: Great I'll have that conversation with her.

Krystal Castro: I actually have a great relationship with Misty. I don't know why we haven't reached out to her previously. But she actually is just right across the street in our parking lot so I mean I have no problem reaching out to her to see what we can do as well.

Commissioner Pauline Salla Smith: Ok let's move to room confinement training.

Leslie Bittleston: So, the states updated their confinement policy and in order to roll out the confinement policy we put together a confinement training which I did a run-through with Summit View last month. And I've got some positives and some negatives about the training. And one of the biggest negatives was the lack of understanding between discipline vs. confinement. What types of things should you be using for discipline vs. what types of things should you be using for or why should you be using confinement. So, that was that was eye-opening but also I think the positives were you know kind of giving them you no talking more about de-escalation and trauma and how we deal with kids rather than putting them in room confinement. In room confinement is really the last option. So, the results of the training and in what you have in your hand out today is the training that I did provide to Summit View staff. But after the training was over Summit View staff did ask for some follow-up trainings. One of those trainings being something specific on de-escalation measures. And then a specific training on discipline. What can we do for discipline and things like that. So, I think that what I learned from just that one training is its multifaceted it's got some more pieces to it. So, going forward I think what I recommend is you know of course the confinement training. But also having some more pieces to the training. Like the de-escalation even though I address briefly de-escalation, it's not like a whole training on the de-escalation. So that is that would be helpful in addition to just room confinement. So, I mean the training over all I mean stuff said that they learned things and they you know. But it just brought up some more questions. I guess is where I'm going with that.

Commissioner Pauline Salla-Smith: That's great though. I mean that's really a great way to go about creating a really comprehensive training is to take the feedback and make some changes. So, I think that's a good thing right.

Leslie Bittleston: So, I think what I'm going to do is I'm going to work on finding some other Resources. Maybe for the de-escalation training. But also do like another training like a follow-up

training within the next month or two. To talk a lot more about discipline and how discipline really is different from confinement. And what are the things that you can do for discipline when a when a kid does something that requires some type of a disciplinary action. Because I think sometimes staff get in this mindset to where the kid did this let's put him in his room for two hours. Or you know because it's the easiest thing to do. Rather than doing something you know doing something else. So, I think that's going to be my step two. Number one looking for the escalation training and step two, providing some disciplinary processes and other things I can do.

Commissioner Pauline Salla-Smith: And that's when the on-site verification of information is really important. Because if we're putting a youth into confinement. We had moved away from it being a 2-hour, a 24hr, a 48hr, whatever assignment was given. Because if we're really doing what we're supposed to be doing with SB107 and we place a youth into room confinement we really need to be going to that that cell and that youth and checking not just after two hours. If that kids is able to start self-regulating and is no longer a security or safety threat within 10 minutes that door is open and the youth is brought back out. And the on-site verification of information is really to see is staff documenting that they're following, that they're checking on them. Is the youth now calm down and able to control themselves and no longer is a security issue or safety issue. That stuff is supposed to be documented in our facility logs. So that we're not just doing a 2-hour room confinement assignment and in 15 minutes that kid could be pulled back out and put back in GP.

Melissa Sickmund: Pauline, that's such an important point. And Leslie for resources I think if you reached out to the performance-based standards, Kim Godfrey or whoever the coaches are for the facility in your state that they could have. I mean, there's a number of facilities that have been part of the Barbara Allen Hagen award. That have made changes in their use of room confinement over the years. And I'm sure that they would be happy to tell you the particular things they put in place as alternatives. And the de-escalation I know is definitely part of that. So, don't reinvent the wheel, by any means.

Leslie Bittleston: Oh no, I'll take whatever I can find.

Melissa Sickmund: I was just going to say. Do you know if that has been, those measures, if that's been something that facilities have targeted for PBS. So that that's part of their coaching from PBS?

Commissioner Pauline Salla-Smith: I think the only one that's doing PBS are state facilities.

Leslie Bittleston: That's correct.

Commissioner Pauline Salla-Smith: I think the state facilities target that with PBS but I don't know what county level Detention Centers are using.

Commissioner Frank Cervantes: Where is your data showing anything and who and where. What the issue around corrective room restriction is. I've asked Christine to come in from our office so she can hear part of this.

Commissioner Pauline Salla-Smith: Frank, that's what we've been talking about. That the on-site verification of information is so important not just at the state facilities but at our detention centers also. So that you can be, I'm not sure when you joined but we were talking about the. We had moved away from your in-room confinement for the next 2 hours because SB107 was all about us saying hey if that kid can self-regulate and de-escalate after 10 minutes then their out of room confinement in 10 minutes. But staff really needs to be really checking in with that youth right. To see if there, if they have calmed down or what, how they could help them calm down. And once they're no

longer a safety or security threat that they're pulled out of room confinement. But if that part isn't being if there's not any double-checking or help or support or training about what else we can do that could explain why our room confinement numbers have gone up and room confinement is creeping up. Like the number of hours are youth are in room confinement. Is that, does that answer your question Frank?

Commissioner Frank Cervantes: It does. I just was. You know I like to just dig into the data a little bit deeper to find out regionally where it is. Are there different times of the day where you know this is an issue? Is it weekends and there's so many things that can affect that? I try to look at, you know is it different staff. Is it different, but I think the idea, at least the policy here is when somebody's in or out of a room there being monitored so I would hope that's not an issue.

Christine Eckles: So, Pauline we break down our corrective room restrictions. We break it down to you know 0 to 2 hours and traditionally, month after month 70% or less is under 2 hours. Less than three incidents a month, per day. So, we really dive into you know when it's happening as Frank said we look at what shift it's happening on and what's going on there. I mean I don't know if other facilities do that but it kind of came up that corrective room restrictions were going up we really tried to pull our data to see what was, where we were at. And I feel pretty good about it. It's always something that Troy and I are looking at daily. But in a facility with almost 50 kids and we have 3 or less incidence a day I think that's pretty good. And if they are going, they're in their room for less than 2 hours. And that could be anything from less than 16 minutes to an hour and 59 minutes.

Commissioner Pauline Salla-Smith: Yes, and I guess the discussion has been during this meeting that we're not targeting just one facility. That we're making sure that all of us are diving into that data. So, if Washoe County is doing that then that's appropriate. But if we look at our numbers over all right, they've really increased. So as a State Oversight Commission I think that it's critical that we make sure that all of us are doing that. But we're not just looking at the state facilities. That we're looking at mine, at you're, at there's, at everybody's. To make sure that we're all staying consistent with diving into that data.

Commissioner Frank Cervantes: Yes, and I think diagnostically that's what each individual you know agency needs to do. Because if it's happening in every single agency that's one thing. If it's happening in the north particularly that's another. So, for me diagnostically a lot of it is not that something not happening. Is there something that's driving that that number up and what is it. And so, I think globally when we do that, we have to be careful Pauline about it's a state issue what is the issue is it individually. Is it more broadly applied? But diagnostically I think each agency needs to look at all of those factors and try to figure out what it is. Because it could be a management issue. It could be a personnel issue. It could be a program issue. It could be a culture issue. And I think to identify that takes a lot of diagnostic kind of look and appraisal at individual agencies to do that.

Commissioner Pauline Salla-Smith: And I agree with that and I think that because the numbers had increased so much that it became an Oversight Commission issue. And I think that once, it's just like when this first, when SB107 first went in right, it happened because our numbers all over were so high. And then our numbers drastically decreased because we had a lot of training. We had a lot of follow-up on it. We had support from each other on it. And so yes if everybody was diving into their data that would be the best-case scenario. But I do think that this has now become a topic for the commission as a whole too. To review and figure out how we can be helpful to everybody.

Christine: Maybe Pauline through Silver State at least, we could talk as a group about what we're doing and maybe can show the data that we're keeping and maybe people can look at it and then at least from the detention facilities they could get an understanding.

Commissioner Pauline Salla-Smith: Yes, that would be great.

Commissioner Frank Cervantes: Yes, I mean yes, it's a great topic but it's complex. We get 4 or 5 kids in our facility that require extensive one on one. Room confinement. All kinds of issues. Therapy. The whole gambit of interventions. They show up infrequently on the data so it looks like you have a lot of kind of over usage of room confinement. But the question for us is, is it 3 kids or is it 30. That's why I think it's really important for everybody to just take a real good peek at what's happening.

Commissioner Pauline Salla-Smith: And I completely agree with that Frank and I think that if some jurisdictions are doing that, that's great. But if we look at our overall numbers we've had, we've had almost a 300% increase.

Commissioner Frank Cervantes: Right.

Commissioner Pauline Salla-Smith: So, are all jurisdictions doing that. Are some jurisdictions doing that and as, I think as the commission and as the JJPO that part of the responsibility is to make sure that we're all doing that.

Commissioner Frank Cervantes: Right.

Leslie Bittleston: So, Frank this is Leslie I don't know when you came onto the call but one of the things we talked about very early in this call was Pauline asked if the state was reviewing room confinement numbers when we go out and do our compliance reviews. You know when we come out every 3 years or 2 years. And I had mentioned that that we don't. We are not looking at room confinement. So, the recommendation was that we start doing that as part of our reviews when we come out so we can be that extra set of eyes on the data that you're collecting and see you know and see what we can see. So, going forward we're going to be instituting that. We already do it in our state facilities were just going to be starting it with the detention facilities. As we go out and see you guys.

Commissioner Frank Cervantes: That sounds great.

Commissioner Pauline Salla-Smith: Okay. Anything else on room Confinement? Ok, lets discuss and decide on additional training for county staff. I think that we talked about are, we have a couple topics that we've talked about. I guess the only other thing is if there's some mandatory trainings that all of us are going to need because of new Statewide performance measures or anything through AB472 that we just make sure that we are supportive of getting those to jurisdictions.

Leslie Bittleston: I did mention this before. One of the trainings that I've been asked about quite often from several jurisdictions is the Civil Rights of kids. But in talking about AB472 there's going to be a lot of new data requests that came out in that, what was that document called, the performance score card that the JJOC approved. Do you think it would be worthwhile to put together some type of training to talk about all that data for the counties?

Commissioner Pauline Salla-Smith: I mean I think that would be beneficial. Members what do you think? Frank, you have a thought?

Commissioner Frank Cervantes: I have to apologize. I am multitasking like the madman over here. I'm in the middle of a couple things could you repeat that Leslie.

Leslie Bittleston: We were talking about additional trainings and I had mentioned previously that I'd heard from a couple of jurisdictions that they would really like a Statewide training on what the civil rights of kids are in general and what their rights are while they are in a Detention Facility or a facility of some kind. But I also stated that there's a lot of new performance measures and scorecard data that's coming out for the counties on specific data request for the county. So, I was asking Pauline or the group if it would be beneficial to put together a training on the type of data and the data that you will have to collect when it's due and how to report it that type of thing. So, and that's in regard to AB472.

Commissioner Frank Cervantes: I think if people are asking for that it would definitely be helpful for those requesting and it would probably be helpful for the group. As far as the civil rights stuff. You know there was another bill that came out the same year as 472. The Juvenile Bill of Rights along with the welfare. You guys remember that. That talks a lot about that stuff in there Leslie and so you might refer folks to that as well.

Leslie Bittleston: So, I think that going forward and also just to kind of let the group know, as I've gone through some of the policies the Statewide policies and I've looked at the training curriculum I have found that we are teaching staff things that don't match the NRS. Either their old NRS's or things like that. So, I would like to recommend to the group that when we change NRS, like for example, that Bill of Rights that just was approved in 2017. That we do new trainings on that you know kind of like on a Statewide basis. So, we can send that to the facilities. Because when you look at their policies it's all old stuff. And they, so I, so that's a recommendation.

Commissioner Pauline Salla-Smith: Members any thoughts on that? I think that, I'm just wondering if we had so many training ideas going on out there that. Are jurisdictions asking for that training Leslie?

Leslie Bittleston: The 2 trainings that I have specifically been asked for are the Civil Rights of Youth and what is it called, the Detention Standards for the Supervisors. Those are the two that I have been asked for.

Commissioner Pauline Salla-Smith: Can I take this topic back to NAUSHA and get some feedback from them and then we can discuss it at our next meeting.

Leslie Bittleston: Sure.

Commissioner Pauline Salla-Smith: Let's see what, I mean if we're going to do a training and there's a lot of us that requesting it than I think that's a great idea. I just I know that a lot of jurisdictions have a whole bunch of their own trainings going on right now so maybe if we can figure out what everybody needs so we're not duplicating.

Leslie Bittleston: Yes.

Commissioner Frank Cervantes: Sounds like a good idea.

Commissioner Pauline Salla-Smith: Alright. Let's move to legislative monitoring and I think we can take this off the agenda just because we had a lot of discussion in NAJJA to and unless someone has a specific question about it. I'm not sure we have any updates since the last time we talked about it. Which were signed and implemented. So, if members have a specific question we can do if not I'm just going to move by it.

Commissioner Frank Cervantes: Yeah, we can probably bring it back up Pauline, when AB449 has some interim study or something going on.

Commissioner Pauline Salla-Smith: Right.

Commissioner Frank Cervantes: You can tell then. I don't think we need to discuss any more of it.

Commissioner Pauline Salla-Smith: Is everyone ok with that? Okay agenda item number nine any new business. Any new business for members? We can discuss and decide on future committee collaborations if there's anything new. Now I'm part of Strategic Planning too. Frank is part of this committee too. I've been attending the data subcommittee also. Just because we've been using Tyler Supervision. So, I think that's been helpful to them. Just if they have questions.

Commissioner Frank Cervantes: At one of the last meeting we were talking about the MAYSI at probation. I can't remember if that was specifically assigned to the strategic planning or if it was also part of this committee as well.

Commissioner Pauline Salla-Smith: What was it Frank?

Commissioner Frank Cervantes: It was the MAZY utilization at the probation. Remember it was the statutory requirement that you do the YLS and the MAZY. And at our last full commission we talked about holding off on the MAZY utilization at the time of probation assessment. And we only used it in detention, and I can't remember if it was going to be part of this committee as well as the Strategic Implementation Committee.

Commissioner Pauline Salla-Smith: My recollection was that, and Katie you can correct me here. But I believe that the Risk and Need Assessment Committee was going to look at legislative language because that's really where the issue was. But I'm not quite sure if that's correct. And then take it to the full commission.

Katie Brubaker: That's correct.

Commissioner Frank Cervantes: Ok thank you.

Commissioner Pauline Salla-Smith: Woohoo I got my memory. Yes, we discussed it. It was really going to be a language, legislative language change. Anything else on future committee collaboration? Okay then. Do we have another meeting set up Katie?

Katie Brubaker: We have been following the second Thursday of every month at 2 p.m. So that would put us at August 8th.

Commissioner Pauline Salla-Smith: So, August 8th is our next meeting. Members on the phone call if anybody has any scheduling conflicts that you know of right now. Can you let us know? If not, we're going to go keep it August 8th at 2 p.m. Oh you know what, I'm gone August 8th. I mean if somebody else wants to run it they can. But I'm actually on vacation that week.

Commissioner Frank Cervantes: Not that it's the committee's business but where are you going Pauline?

Commissioner Pauline Salla-Smith: I'm going to South Dakota.

Commissioner Frank Cervantes: Oh, outstanding.

Commissioner Pauline Salla-Smith: I'm going to go see my brother and sister in law in South Dakota. Never been there.

Katie Brubaker: Can I take a step back and ask who even is on the line still.

Commissioner Pauline Salla-Smith: I am.

Commissioner Frank Cervantes: I am.

Kimberly Palma Ortega: I am.

Melissa Sickmund: I'm still on but I'm not a member.

Katie Brubaker: So, Paula is gone, and it sound like Joey is gone. I will send out a doodle poll to see everyone's availability. So, if we need to change it.

Commissioner Pauline Salla-Smith: Thank you. That would be great. And we're not going to assign any new tasks right now to committee members. I think we had some great discussion today. I appreciate everybody calling in. If there's not any other information I'll call for our last public comment. Seeing none.

Kimberly Palma Ortega: As being a parent I really appreciate you guys time and effort. And making sure your hitting all the bases. And another point when listening. When you guys were talking about room confinement is that something you can look into whether or not individuals have any disabilities or on pysch drugs. Are those some of those kinds of meltdowns, as maybe their being confined too. That was something that kind of drew out to me since I do help with CJ court down on the south. Maybe that can be tallied into that or that could be but at this time since we're boarding, I'll cut my public comment short. Thank You.

Commissioner Pauline Salla-Smith: Thank you. Any other public comment? Seeing none this meeting's adjourned 3:27 p.m. Thank you everybody