

Juvenile Justice Commission
of San Diego County

Jails and Lockups 2018 Inspection Report

0	# Secure detentions OVER 6 hours
1	# Secure detentions UNDER 6 hours
2	# Non-secure detentions OVER 6 hours
244	# Non-secure detentions UNDER 6 hours

Authority: Pursuant to Welfare & Institutions Code Section 209(b), a judge of the juvenile court shall conduct an annual inspection, either in person or through a delegated member of the appropriate county or regional juvenile justice commission, of any law enforcement facility that contains a lockup for adults which, in the preceding year, was used for the secure detention of any minor.

Facility Name: Escondido Police Department Date of Inspection: 12/18/2018
Address: 1163 N. Centre City Parkway Date of Last Inspection: 1/25/2018
Escondido, CA 92026 Phone Number: _____

Facility Manager: Sgt. Mike Graesser Contact Person: Sgt. Mike Graesser

Presiding Juvenile Court Judge: Hon. Kimberlee A. Lagotta
Commission Chair: Amy Lansing
Phone No.: 858-634-1555

I. GENERAL COMMENTS:

For CY 2017, the Escondido Police Station was in compliance with the state standards governing law enforcement facilities in which minors are held in temporary custody. The custody logs were correctly formatted and simple to read. Entries were written providing clear information regarding secure detainment versus non-secure. There was some confusion on whether to document minors in custody for Municipal Code violations making the documentation confusing at times because the number of youth detained was greater than the number sent to BSCC. Additionally, Sgt. Graesser explained that youth were provided orientation but were not told of the 6-hour limit but that officers worked to make sure no youth was detained for longer than 6 hours. Sgt. Graesser was polite and professional during inspection, and overall, the facility is well maintained, and shares the space with the Escondido Fire Department.

II. RECOMMENDATIONS (if any):

1. BSCC forms and reporting requirements have recently changed. The JJCPA and WIC §206 and §207 prohibit the Secure detention of status offenders (WIC §601) and nonoffenders (WIC §300/WIC §5150). Any violations must be reported to the BSCC on the Monthly Report on the Detention of Minors. For more information, please refer to the section on Youth in Adult Detention Facilities on the BSCC webpage: http://www.bscc.ca.gov/s_fsoservices.php
2. We recommend the Department be more precise when documenting that minors taken into secure custody have been given the required "advisement". See Cal. Welf. & Inst. Code 207.1

(d)(1)(C) (“The minor [must be] informed of the time he or she is securely detained of the purpose of the secure detention, of the length of time the secure detention is expected to last, and of the maximum six-hour period the secure detention is authorized to last.”). Sgt. Graesser explained that youth are not necessarily informed of the 6-hour window, and the department is encouraged to remain in compliance. By requiring that each individual box be checked or initialized, the Department can ensure consistent compliance with the advisement requirement.

3. We recommend the Department use monthly call logs to document compliance with the requirement that minors in temporary custody be advised of their rights to make two telephone calls. See Cal. Welf. & Inst. Code 627 (b). Although the department is no doubt aware of this requirement (it has two signs prominently displayed at opposite ends of the non-secure custody area). The use of monthly call logs will firmly root this procedure.
4. We recommend that in the “release information,” section of the custody log the Department include both the name of the person to whom the minor is released, and the nature of the relationship between that person and the minor. In most cases, the release information included a name, or the relationship to the minor, but not both. Including both a name and the nature of the relationship will ensure an appropriate record in the unlikely event a question arises concerning the minor’s release to a particular relative.
5. We recommend the Department apply a consistent method when calculating the monthly total of minors taken into temporary custody. Although the information on the custody logs themselves was largely complete, for some months the total number of minors listed in the logs was greater than the number listed on the monthly cover sheet sent to the BSCC (This was discussed again during this year’s inspection, and was noted that it was discussed at the previous year’s inspection as well). The importance of these numbers extends far beyond mere record keeping concerns; the more accurate these numbers, the greater the likelihood that budgetary decisions and legislative reforms will reflect on-the-ground realities.

The following questions are used to assess compliance with the state standards governing law enforcement facilities in which minors are held in temporary custody. See Article 9, *Minors in Temporary Custody in a Law Enforcement Facility*, Title 15 of the California Code of Regulations (15 Cal. Code Regs. §§ 1140–1151).

III. CONDITIONS OF DETENTION:

- | | | |
|--|---|--|
| A. Are minors provided with orientation? | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| B. Are they informed of the purpose of detention? | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| C. Are they told the length of time detention is expected to last? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| D. Are they informed of the six-hour maximum time limit? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |

IV. CONDITIONS OF SECURE DETENTION (e.g. cell/locked room):

- A. What is the proximity of minors to adult inmates?
N/A. Minors have no contact with adult inmates.

B. What is the ability and frequency of staff to supervise minor?
The staff uses video monitoring with constant auditory access, and conducts safety checks every 30 minutes.

- C. Is there constant auditory access to staff? Yes No
- D. Are minors provided with a snack if requested? Yes No
- E. Do minors have access to toilets and washing facilities? Yes No
- F. Do minors have access to a drinking fountain or water? Yes No
- G. Are there provisions to provide clothing or blankets to assure comfort? Yes No

V. CONDITIONS OF SECURE DETENTION OUTSIDE A LOCKED ENCLOSURE:

(this includes minors who are handcuffed to a fixed object such as a rail, bench, chair or table):

These questions are not applicable because the Department does not hold minors in secure custody outside of a locked enclosure. All minors taken into secure custody are held inside a locked enclosure.

- A. Are minors assured no "contact" with adult inmates? Yes No
- B. Is there constant supervision? Yes No
- C. Is there a 30-minute limit and Watch Commander approval every 30 minutes thereafter? Yes No
- D. Are minors placed in cell when one becomes available? Yes No
- E. Do minors have access to toilet and washing facilities? Yes No
- F. Is there access to a drinking fountain? Yes No

VI. CONDITIONS OF NON-SECURE DETENTION:

- A. Is there direct and constant supervision by staff during the entire custody period? Yes No
- B. Are males and females put in same room? Yes No

Males and females may be placed in the same non-secure room, but would be under constant supervision by staff during the entire custody period.

VII. INTOXICATED MINORS:

- A. Does the facility have written procedures for the handling of minors under the influence of any intoxicating substances? Yes No
 - B. Did the facility detain any minors, either secure or non-secure, determined to be under the influence of an intoxicating substance? Yes No
- If yes:
- 1. Was medical clearance obtained? Yes No
 - 2. Were these detentions documented? Yes No

3. If the detention was secure, were there documented safety checks no less than once every 15 minutes? Yes No
4. If the detention was non-secure, was the minor in the constant presence of staff? Yes No
5. Who provides medical clearance for these minors?
Palomar Medical Center

VIII. DOCUMENTATION:

- A. Are all mandated visual checks documented? Yes No
- B. Are secure/non-secure detention logs used? Yes No
- C. Do the detention logs list the offense and reason which formed the decision to place the minor in secure detention, as well as the length of time the minor was securely detained? Yes No
- D. Does the facility have signage posted explaining the procedures for the handling of secure / non-secure detention of minors? Yes No

IX. ARE THERE INSTANCES IN WHICH A MINOR(S) WAS HELD FOR MORE THAN SIX HOURS? IF YES, LIST THE DATES, STARTING AND ENDING TIME AND CIRCUMSTANCES FOR EACH INSTANCE.

There were two minors held in March for 6:03 hours each.

X. Minors Interviewed (Comments):

N/A