

Juvenile Justice Commission of San Diego County

Jails and Lockups 2022 Inspection Report

2021 Yearly Statistics (from Log Books)

0 # **Secure** detentions **OVER** 6 hours
0 # **Secure** detentions **UNDER** 6 hours
0 # **Non-secure** detentions **OVER** 6 hours
66 # **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.

Please respond to sections that apply to the facility you are inspecting (type or print clearly)

Facility Name: Chula Vista Police Dept Date of Inspection: 2/07/2023
Address: 315 Fourth Ave. Date of Last Inspection: 11/20/2019
Chula Vista, CA 91910 Phone Number: 619-691-5151

Facility Manager: Chief Roxana Kennedy Contact Person: Kathleen Viveros
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Staff Assisting: _____ E-mail: kviveros@chulavistapd.org
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Presiding Juvenile Court Judge: Hon. Ana España
Commission Chair: Yvette D. Klepin
Phone No.: 858-634-1555
Inspecting Commissioners: Dayanira Heredia and Francisco Carbajal

I. **GENERAL COMMENTS:**

The Chula Vista Police Department is well-maintained. Confidential paperwork is secured and out of sight. Staff are well-informed of the regulations pertaining to juvenile detention and were open to obtaining further information upon request. The department reported three secured detentions due to staff's "automatic" routine with adult inmates and moments after staff realizing their mistake, juveniles were unsecured. Facility described their orientation process as something "needed to be worked on to provide juveniles with a more formal orientation." The facility does not currently have clothing or blankets available on-site for detained juveniles. Staff are currently obtaining LGBTQ trainings to better assist their community. Juveniles who identify as non-binary are not held in the same room as other females or males. The department does not detain minors under the influence, minors who are under the influence are sent to the hospital or EMT if family is unavailable to obtain necessary immediate care. A total of one diversion program is offered at CVPD, South Bay Community Services (SBCS), which only accepts first time offenders and certain misdemeanors. SBCS's program representative is housed in the department. Mentorship is offered to detained juveniles. There was one minor under unsecure detainment at the station during this inspection and commissioners were not allowed to interview minor "prior to public defender being present". Upon inspection of the secure and non-secure logs, the department presented high numbers of detainments and few unspecified penal codes.

II. **RECOMMENDATIONS (if any):**

The Juvenile Justice Commission recommends the following:

1. Periodically review the logs to maintain consistency and accuracy and more detailed specification of unspecified penal codes.
2. Explore patterns of detainment codes which can be redirected to external resources/diversion programs.
3. Keep clothes, blankets, and snacks on-site for detained youth.
4. Explore and adapt additional diversion programs to create more diversion options for detained juveniles and victims by creating new contracts or memorandum of understanding agreements.
5. Consider not housing the diversion representative at the department as this elevates biases and monopolizes the opportunities for youth in need of diversion or specific services not provided by their current diversion partner. Remove all in house contracted diversion service providers and instead create a process where the organization is contacted virtually or by phone. The organization can house a representative at other locations, for example the library or co-workspaces.
6. Work closer with school districts to ensure law enforcement is not contacted for behavioral issues or incidents that the school can deal with internally. Potentially by convening with school districts to create an agreement that law enforcement will not be called for behavioral issues or incidents internal restorative practitioners can deal with.

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? Yes No
- B. Are they informed of the purpose of detention? Yes No
- C. Are they told the length of time detention is expected to last? Yes No
- D. Are they informed of the six-hour maximum time limit? Yes No

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

- A. What is the proximity of minors to adult inmates?
In between 20-30 feet. Adult inmates are downstairs and minors are detained upstairs.
- B. What is the ability and frequency of staff to supervise minor?
Minors are supervised during their entire detention time as the rooms they are held in have windows.
- 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):

- 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

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?

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.

All secured and unsecured detainments were under 6 hours.

X. Minors Interviewed (Comments):

No minors were interviewed during the inspection.