



December 11, 2024

Superior Court of California, County of Los Angeles
Attn: The Honorable Samantha P. Jessner, Presiding Judge
111 N Hill St, Rm. 222
Los Angeles, CA 90012
Via Email

Superior Court of California, County of Los Angeles, Juvenile Division
Attn: The Honorable Akemi Arakaki, Presiding Judge of the Juvenile Division
Edmund D. Edelman Children's Courthouse
201 Centre Plaza Drive, Dept. 400
Monterey Park, CA 91754
Via Email

Dear Presiding Judge Jessner and Presiding Judge Arakaki,

We write on behalf of the Center for Juvenile Law & Policy at Loyola Law School to express our serious concern with the conditions at Los Padrinos Juvenile Hall, and to inform the Court that Welfare and Institutions Code, section 209, subdivision (a)(4), does not permit the use of Los Padrinos "for confinement of juveniles" because the facility has been officially deemed unsuitable for such purpose. We therefore ask the Court to cease ordering juveniles to be detained at Los Padrinos—a facility in which the law does not permit them to be detained.

On October 14, 2024, the California Board of State and Community Corrections (BSCC) found Los Padrinos Juvenile Hall to be noncompliant with state minimum standards, and therefore unsuitable for the confinement of youth pursuant to Welfare and Institutions section 209. (See Attachment A [BSCC Letter "Notice of Facility Unsuitability," October 14, 2024].). "Counties have been required to maintain a 'suitable' place for the detention of minors since at least 1915" (The Board of Corrections, 83 Ops. Cal. Atty. Gen. 111 (2000)), and section 209 of the Welfare and Institutions Code provides that youth may not be detained in a facility deemed unsuitable by the BSCC (as Los Padrinos has been). Accordingly, as of October 14, 2024, youth may no longer lawfully be detained at Los Padrinos Juvenile Hall.

Los Angeles County has had ample notice that the Los Padrinos Juvenile Hall is non-compliant with state minimum standards, yet it has consistently failed to remedy the problems that make this facility both unsuitable and unsafe for youth. Four months ago, on August 12, 2024, the Probation Department received the BSCC's initial inspection report and notice of noncompliance with California Code of Regulations Title 15, section 1321 (Staffing). By law (and as indicated in the inspection report), Los Angeles County was obligated to file an approved corrective action plan with the BSCC within 60 days, and no later than October 11, 2024. (See Attachment B [BSCC "Initial Inspection Report," August 12, 2024].) Los Angeles County, however, failed to meet this deadline, having filed only a deficient corrective action plan that was rejected by the BSCC.

Accordingly, on October 14, 2024, the Chair of the BSCC, Linda Penner, notified the County of Los Angeles and this Court that deficient conditions at Los Padrinos, and the County's failure to file a timely and approved corrective action plan to remedy those deficiencies, had rendered Los Padrinos Juvenile Hall unsuitable for confinement of youth, pursuant to Welfare and Institutions Code section 209, subdivision (d). (See Attachment A.). The BSCC notified the County that Los Padrinos was in violation of state staffing regulations and that "the continued lack of staffing continues to negatively impact delivery of required services," including but not limited to "youth being confined in rooms" and "youth missing medical appointments." (*Ibid.*)

Following this notice of unsuitability, the County of Los Angeles has had ample opportunity to bring its juvenile hall into legal compliance, but it has continued to fail to do so. The BSCC's October 14th letter gave notice to the County that Los Padrinos Juvenile Hall was no longer a suitable place of detention within the meaning of the Welfare and Institutions Code, and, in addition, that the facility may not legally be used for the confinement of any youth after 60 days following the BSCC's notice of unsuitability. The County may not confine youth in the Los Padrinos facility unless and until the BSCC "finds, after reinspection of the facility, that the conditions that rendered the facility unsuitable have been remedied, and the facility is a suitable place for confinement" of youth. (Welf. & Institutions Code section 209(a)(4)). To date, no such finding has been made by the BSCC. In fact, yesterday, on December 10, 2024, the BSCC issued another letter informing Los Angeles County that, after reinspection, Los Padrinos "remains out of compliance with Section 1321 of Title 15 of the California Code of Regulations" and that "the county has failed to remedy the conditions that rendered the facility unsuitable." (See Attachment C [BSCC Letter "Unremedied Non-Compliance with Title 15 § 1321: Staffing," December 10, 2024].) Therefore, after tomorrow, December 12, 2024, it will be unlawful for any youth to be confined at Los Padrinos Juvenile Hall.

We, therefore, request that the Court cease issuing orders that require the detention or confinement of youth at Los Padrinos. Because the BSCC's legal options for enforcing Welfare and Institutions Code section 209 against the County of Los Angeles are limited (see The Board

of Corrections, 83 Ops. Cal. Atty. Gen. 111 (2000)), we are prepared to seek resolution of this matter through litigation, if necessary.

We are also aware of other ongoing compliance failures at Los Padrinos Juvenile Hall, including but not limited to the County's ongoing failure to ensure that Los Padrinos Juvenile Hall is compliant with California Code of Regulations Title 15, section 1371 (Programs, Recreation, and Exercise). (See Attachment D [BSCC Letter "Unresolved Action Plan- Programs, Recreation, and Exercise," November 8, 2024]). These other ongoing compliance failures confirm that Los Padrinos is not suitable for the detention of children as required by California law.

Thank you for your immediate attention to this serious matter. We look forward to hearing from you and can be contacted at the numbers below.

Sincerely,



Erin Palacios, Executive Director
Prisma Legal Center for Youth Justice
(510) 507-7811, epalacios@prismalegal.org



Sean Garcia-Leys, Esq., Co-Executive Director
Peace and Justice Law Center
(323) 490-2412, sean.garcialeys@gmail.com



Meredith Desautels, Directing Attorney
Youth Law Center
(415) 413-4266, mdesautels@ylc.org

cc:

Aaron Maguire, Acting Executive Director, Board of State and Community Corrections
Wendelyn Julien, Executive Director, Probation Oversight Commission
Dawyn R. Harrison, County Counsel
Supervisor Kathryn Barger, Chair, County of Los Angeles Board of Supervisors



October 14, 2024

Guillermo Viera Rosa
Chief Probation Officer
Los Angeles County Probation Department
1601 Eastlake Avenue
Los Angeles, California 90033

***** NOTICE OF FACILITY UNSUITABILITY*****
Los Padrinos Juvenile Hall
7285 Quill Drive, Downey, CA 90242
Welf. & Inst. Code, § 209, subsds. (a)(4) & (d)

SENT VIA ELECTRONIC EMAIL AND VIA UNITED STATES POSTAL SERVICE

Dear Chief Viera Rosa:

This letter is to provide you with written notice and findings that the **Los Angeles County Los Padrinos Juvenile Hall** is not suitable for the confinement of juveniles pursuant to Welfare and Institutions Code section 209, subdivisions (a)(4) and (d).

A juvenile hall “shall be unsuitable for the confinement of juveniles if it is not in compliance with one or more of the minimum standards for juvenile facilities adopted by the Board of State and Community Corrections under Section 210, 210.2, 875, 885, or subdivision (e) of Section 207.1, and if, within 60 days of having received notice of noncompliance from the board or the judge of the juvenile court, the juvenile hall ... has failed to file an approved corrective action plan with the Board of State and Community Corrections to correct the condition or conditions of noncompliance of which it has been notified.” (Welf. & Inst. Code, § 209, subd. (d) [emphasis added].)

On August 12, 2024, the BSCC issued a notice of noncompliance that the Los Padrinos Juvenile Hall was out of compliance with section 1321, Staffing, of Title 15 of the California Code of Regulations (Attachment). Specifically, we noted that that the facility did not meet the Department’s minimum staffing for the majority of July 2024, and that the continued lack of staffing continues to negatively impact delivery of required services and compliance with additional regulations, including education, outdoor recreation, youth being confined in rooms, and youth missing medical appointments.

On October 11, 2024, we received a Corrective Action Plan (CAP) submitted by the Los Angeles County Probation Department for the item of noncompliance with section 1321, Staffing, of Title 15 of the California Code of Regulations at the Los Padrinos Juvenile Hall. This CAP was denied.

The October 11, 2024 CAP was not approved, in part, because we determined that the CAP did not adequately outline how the Department plans to correct the issue of noncompliance, nor did it provide reasonable timeframes for resolution of the staffing deficiencies, including ensuring that “there are an adequate number of personnel sufficient to carry out the overall facility operation and its programming, to provide for safety and security of youth and staff, and meet established standards and regulations.” (Cal. Code Regs., tit. 15, § 1321, subd. (a).) More importantly, the CAP did not provide information on how the plan would “ensure that no required services shall be denied because of insufficient numbers of staff on duty absent exigent circumstances.” (Cal. Code Regs., tit. 15, § 1321, subd. (b).)

Pursuant to section 209, subdivision (d), because Los Angeles County failed to file an approved corrective action plan, the facility is considered unsuitable. Pursuant to Welfare and Institutions Code section 209, subdivision (a)(4), commencing **60 days** following this notice or by **December 12, 2024** the facility shall not be used for the confinement of juveniles until the Board finds, after reinspection of the facility, that the conditions that rendered the facility unsuitable have been remedied, and the facility is a suitable place for confinement of juveniles.

Sincerely,



LINDA PENNER
Chair

cc:

All BSCC Board Members
Aaron R. Maguire, Executive Director (A)
Steven Wicklander, Deputy Director (A)
Lisa Southwell, Field Representative, Board of State and Community Corrections
Honorable Samantha P. Jessner, Presiding Judge Los Angeles County Superior Court
Honorable Akemi Arakaki, Presiding Judge of the Juvenile Court
Honorable Miguel Espinoza, Los Angeles County Superior Court
Los Angeles County Board of Supervisors
Celia Zavala, Executive Officer, Board of Supervisors
Dawyn R. Harrison, County Counsel, Los Angeles County
Fesia Davenport, Chief Executive Officer, Los Angeles County
Max Huntsman, Office of Inspector General, Los Angeles County
Wendelyn Julien, Executive Director, Probation Oversight Commission
Kimberly Epps, Chief Deputy Probation Officer, Los Angeles County Probation
Sheila Williams, Deputy Director, Los Angeles County Probation
Tyson Nelson, Senior Deputy County Counsel, Office of the County Counsel, County of Los Angeles



**Initial Inspection Report
2023-2024 Biennial Inspection Cycle**

Date of Exit Briefing/Notice of Noncompliance: 8/12/2024

Inspection Type: Targeted

County: Los Angeles

Facility Name: Los Padrinos Juvenile Hall

BSCC #: 7201

BSCC Type: Juvenile Hall

Facility Representatives: Kim Binion, Superintendent, Steven Cuevas, Assistant Superintendent

BSCC Field Representative: Lisa Southwell

CAP Day 60 – Maximum Statutory CAP Due/Approval Date: 10/11/2024

Maximum Statutory Resolution Date: January 9, 2025

Current Items of Noncompliance

Title 15. Section	Description
<p>§ 1321. Staffing.</p> <p>Each Juvenile Facility shall:</p> <p>(a) have an adequate number of personnel sufficient to carry out the overall facility operation and its programming, to provide for safety and security of youth and staff and meet established standards and regulations.</p> <p>(b) ensure that no required services shall be denied because of insufficient numbers of staff on duty absent exigent circumstances.</p>	<p>During our inspection, we reviewed daily facility reports and daily schedule from July 1-29, 2024, for a cumulative total of 87 shifts. Seven (7) AM shifts and eight (8) EM shifts (17 % of shifts overall) did not meet the Department’s required minimum staffing.</p> <p>The continued lack of staffing continues to impact delivery of required services and compliance with additional regulations. Section 1321 requires adequate staffing for all operations, programming, activities and functions of the facility to occur and to ensure the safety and security of youth and staff.</p> <p>The following areas of concern were noted while onsite and confirm a lack of staff during the July 2024 visit:</p> <ul style="list-style-type: none"> • Education Program: Youth continue to be late to class. During our review of documentation, we note that youth were late to class due to both LACOE (Teacher being late due to lack of facility keys to access facility gates) and Probation issues (movement, late breakfast, etc.). We noted some classes were held in the units due to lack of staff.

- We noted instances where outdoor recreation (LME) has been cancelled or modified to indoor recreation due to lack of staff.
- We noted some medical appointments had been cancelled or rescheduled due to lack of staff.
- We noted during video review some instances in Unit Y1 where youth dined in their rooms.
- Youth are being held in their rooms for long periods of time beyond what policy allows for after incidents (brief institutional operation) due to lack of staffing available to transport to the medical module or medical staffing not capable of seeing youth in medical module.
- While conducting video review, we were unable to confirm the “constant visual” as required by Use of Force policy. According to policy, if youth are in their room awaiting transport to medical, staff should be standing outside the room. In cases where multiple youth were involved in an incident, we could not confirm that staff were conducting constant visuals.



**Initial Inspection Report
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December 10, 2024

Guillermo Viera Rosa, Chief Probation Officer
Los Angeles County Probation Department
9150 Imperial Highway
Downey CA 90242

SUBJECT: UNREMEDIED NON-COMPLIANCE WITH TITLE 15 § 1321: STAFFING – LOS PADRINOS JUVENILE HALL, LOS ANGELES COUNTY PROBATION DEPARTMENT

Dear Chief Viera Rosa:

I am writing to inform you that following reinspection of Los Padrinos Juvenile Hall (Los Padrinos) conducted on December 5 and 6, 2024, Los Padrinos remains out of compliance with Section 1321 of Title 15 of the California Code of Regulations. This inspection was conducted in response to your request for reinspection dated December 2, 2024. During our inspection, we found that effort has been made to address and mitigate the issues that led to noncompliance with Title 15, section 1321, Staffing; however, the county has failed to remedy the conditions that rendered the facility unsuitable.

Scope of Reinspection

During our inspection, we reviewed the following documentation from November 19-December 2, 2024:

- Facility Staffing Reports, Staffing Sheets and Updated Staffing Plan
- Program, Recreation and Exercise Logs
- School Movement Documentation Sheets/LACOE Movement Documents
- Medical Appointment Transportation Team (External)

Facility Staffing Reports/Staffing Sheets/Updated Staffing Plan

The facility continues to be minimally staffed; the county provided us with an updated staffing plan on December 4, 2024. This updated plan, similar to previous plans, does not provide background analysis of the staffing plan that takes into account how the minimum staffing numbers were determined. It appears the county has not undertaken a proper staffing analysis to adequately determine minimum staffing numbers; there is no analysis of posted positions, physical plant limitations, planning for contingencies, etc. The only information available is minimum numbers for staffing, and versions of a staffing plan that includes minimum/mandatory, baseline, program minimum, and operational minimums. The county continues to staff the facility at operational minimums, which negatively impacts the facility's ability to meet required minimum standards.

Since the last inspection, the county has implemented a population reduction plan and has made strides in reducing the number of youth being placed in the facility; however, there is no analysis that indicates that the staffing numbers should be commensurately decreased. In this latest staffing plan, however, the county has further decreased already low staffing minimums.

We found of the 45 shifts reviewed, (5) AM shifts and (6) EM shifts (24% of shifts overall) did not meet the Department's required minimum unit staffing requirements. We found Monday, Tuesday, and Saturday Early Morning shifts and Saturday, Sunday and Monday AM shifts to be below the identified minimum staffing numbers. There were 11 occurrences where youth identified as a Level youth did not have a Level staff assigned per the documentation provided; this highlights that minimum staffing numbers continue to not be met and/or are inadequate to meet the needs of the facility.

We found that the current staffing numbers do not allow for all required activities, operations, programs and facility functions, and to ensure the safety of youth and staff.

Program, Recreation and Exercise Logs

The findings of noncompliance with staffing are also linked to the inability of the facility to provide programs, recreation, and exercise in compliance with minimum standards due to the lack of staff. During our review of activity logs, we found two (2) instances where the lack of staff was specifically noted as the cause for the units to cancel outdoor exercise. We also found a significant number of documented occurrences of youth not being provided with the opportunity to go outside for exercise or for outdoor activity due to "darkness," despite the facility having lighted areas.

When we discovered documentation of modification of outdoor recreation to indoor recreation, we verified those activities on video review. What we observed was that in most cases, youth did not participate in exercise, but rather engaged in recreation activities in the dayroom, such as, TV, phones, video games etc.

School Movement

The finding of noncompliance with staffing was also based on the inability of facility staff to get youth to school on time due to lack of staff available for supervision within the classroom. While the facility has improved in this area, youth continue to be late to school, due to operational issues that occurred within the units, such as late medical rounds, restructuring of youth, or unit incidents that occurred. We also found a noteworthy number of late starts due to the teachers being late to the classroom, which were confirmed to be educators being late to the facility.

Medical Appointment Transportation Team (External)

To determine if issues with youth getting to medical appointments have been remedied, we met with the Juvenile Court Health Services AM and PM shift supervisors and Probation to determine the status of outside medical appointments and to discuss process. While both healthcare supervisors noted an improvement in getting youth to appointments, there continues to be cancellations as need exceeds the resources allocated/available for getting youth to appointments.

Conclusion

Based on the foregoing, our reinspection findings indicate that the Los Angeles County Probation Department has not remedied the noncompliance with Section 1321 (Staffing) at the Los Padrinos Juvenile Hall.

* * *

If you have any questions, please contact Field Representative Lisa Southwell at lisa.southwell@bscc.ca.gov or (916) 322-1638.

Sincerely,



LISA SOUTHWELL
Field Representative
Facilities Standards and Operations Division

Cc:

Kimberly Epps, Chief Deputy Probation Officer, Los Angeles County Probation
Sheila Williams, Deputy Director, Los Angeles County Probation
Vicky Waters, Director of Communications, Los Angeles County Probation
Sanford Rose, Deputy Director, Los Angeles County Probation
Honorable Samantha P. Jessner, Presiding Judge, Los Angeles County Superior Court
Honorable Akemi Arakaki, Presiding Judge of the Juvenile Court
Honorable Miguel Espinoza, Los Angeles County Superior Court Los Angeles County
Dawyn R. Harrison, County Counsel, Los Angeles County
Fesia Davenport, Chief Executive Officer, Los Angeles County
Max Huntsman, Office of Inspector General, Los Angeles County
Wendelyn Julien, Executive Director, Probation Oversight Commission
Tyson Nelson, Compliance Monitor, County Executive Office, County of Los Angeles
All BSCC Board Members
Aaron R. Maguire, Executive Director (A) Board of State and Community Corrections
Steven Wicklander, Deputy Director (A) Board of State and Community Corrections



November 8, 2024

Guillermo Viera Rosa, Chief Probation Officer
Los Angeles County Probation Department
9150 Imperial Highway
Downey CA 90242

SUBJECT: UNRESOLVED ACTION PLAN (CAP) – PROGRAMS, RECREATION, AND EXERCISE (§ 1371) – LOS PADRINOS JUVENILE HALL, LOS ANGELES COUNTY PROBATION DEPARTMENT

Dear Chief Viera Rosa:

I am writing to inform you that the Los Padrinos Juvenile Hall (Los Padrinos) has failed to implement its August 8, 2024 Corrective Action Plan and remains out of compliance with section 1371 of Title 15 of the California Code of Regulations (Programs, Recreation, and Exercise).

On June 27, 2024, the Board of State and Community Corrections (BSCC) conducted a Targeted Inspection of the Los Angeles County Probation Department's Los Padrinos Juvenile Hall. On June 28, 2024, BSCC staff provided you with an Initial Inspection Report (IIR) noticing the Department of noncompliance with Title 15, section 1371 Programs, Recreation, and Exercise (attached). In accordance with Welfare and Institutions Code section 209 (d), an approved Corrective Action Plan (CAP), outlining how the facility planned to correct the issue of noncompliance, was due to the BSCC by August 27, 2024.

On August 8, 2024, the BSCC received and approved the Department's CAP for the item of noncompliance; the CAP indicated that that the item of noncompliance would be resolved no later than October 15, 2024.

On October 15, 2024, the BSCC was notified verbally that Los Padrinos Juvenile Hall had completed the CAP and that the facility was in compliance with Title 15, section 1371, Programs, Recreation, and Exercise; a follow up email confirming compliance was received by the BSCC on October 18, 2024.

Between October 22, 2024, and October 31, 2024, BSCC staff conducted a follow up inspection to verify compliance with Title 15, section 1371. The following information was considered and reviewed:

- Corrective Action Plan received from Los Angeles County on August 8, 2024
- Supervisor Rounds for Guard One for October 13, 2024 and October 15, 2024
- Video Reviews for October 13, 2024, and October 15, 2024
- Activity Logs from October 10, 2024-October 15, 2024
- Training Rosters specific to Section 1371

- Activities and Program Coordinators-Roles and Responsibilities/Duties
- Engagement and Participation Version 9.30.24 pdf
- Program Incentive Matrix
- List of Programs 9.30.24
- Meeting Agendas-Superintendent and Program Director
- Proactive Supervision Discussion in Unit R1
- Program Provider Quarterly Meeting Agenda.pdf
- Program Providers Quarterly Meeting 9.26.24 Summary
- Activities and Program Coordinators Unit Rounds September.pdf
- Youth Council Meetings
- Conversation with Rahman Williams, Probation Manager, October 22, 2024
- Conversation with Kim Binion, Senior Director, October 31, 2024

Our review of the above indicates that programs and exercise activities continue to not be accurately documented. Youth signatures on activity sign-in sheets did not match the duration of programs indicated on facility schedules and observed on video review. It is unclear if youth are receiving the required time for programs, recreation, and exercise because of these discrepancies.

Specific program documentation continues to be problematic in that unit staff document youth participating in multiple activities at once; we are unable to determine which youth are participating in what activity. We also noted multiple Special Incident Reports in which Outdoor Large Muscle Exercise is either late, modified to indoor exercise, or cancelled for reasons such as lack of security, lack of resources, darkness, or unit dynamics. There is no indication that facility staff are seeking supervisor approval to make such modifications to the schedule.

We also noted that several scheduled community-based programs were not actually provided; while reviewing video, we also observed some program providers arriving late to the units. In these instances, youth did not receive the required amount of program time as indicated on the facility schedule.

The facility programs schedule has several timeframes where programs and large muscle exercise opportunities overlap, creating a situation in which a youth must choose between programs or between a program and outdoor exercise. Additionally, there are programs that conflict with the dinner hour; we observed programs being provided while youth were eating. Many programs and activities are scheduled back-to-back with no time for youth to transition from one program to another.

Based on the foregoing, we have determined that the facility remains out of compliance with Title 15, section 1371, Programs, Recreation, and Exercise and did not meet its commitment to resolve this item of noncompliance as outlined in the CAP by the resolution date of October 15, 2024. Facility schedules continue to not be supported by the documentation on activity logs, and our review of video continues to highlight discrepancies between the activities that are documented and those that actually occur.

It should also be noted that the facility did not fully implement all action items indicated in the approved CAP. While our review of proof of practice was focused on compliance with Title 15, section 1371, had the county adhered to the CAP plan and proposed timelines for action steps, the county may have achieved compliance.

Following a facility's failure to remedy items of noncompliance after the Board of State and Community Corrections (the Board) has approved a corrective action plan, the Board is required to make a determination of suitability. (Welf. & Inst. Code, § 209, subd. (d).) However, because Los Padrinos has already been deemed unsuitable¹, this determination of suitability shall be stayed until the facility comes into compliance with Title 15, section 1321 (Staffing). Consequently, a determination of suitability regarding Los Padrinos will not be placed on the Board's agenda for November 21, 2024.

* * *

If you have any questions, please contact Field Representative Lisa Southwell at lisa.southwell@bscc.ca.gov or (916) 322-1638.

Sincerely,



LINDA PENNER
Chair

Cc:

Honorable Samantha P. Jessner, Presiding Judge Los Angeles County Superior Court
Honorable Akemi Arakaki, Presiding Judge of the Juvenile Court
Honorable Miguel Espinoza, Los Angeles County Superior Court
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All BSCC Board Members
Aaron R. Maguire, Executive Director (A) Board of State and Community Corrections
Steven Wicklander, Deputy Director (A) Board of State and Community Corrections
Lisa Southwell, Field Representative, Board of State and Community Corrections

¹ On October 14, 2024, the BSCC sent notice that Los Padrinos was unsuitable because the facility failed to file an approved corrective action plan pursuant to Welfare and Institutions Code section 209.



Initial Inspection Report 2023-2024 Biennial Inspection Cycle

Date of Exit Briefing/Notice of Noncompliance: 6/28/2024

Inspection Type: Targeted

County: Los Angeles

Facility Name: Los Padrinos Juvenile Hall

BSCC #: 7201

BSCC Type: Juvenile Hall

Facility Representatives: Kim Binion, Superintendent

BSCC Field Representative: Lisa Southwell

CAP Day 60 – Maximum Statutory CAP Due/Approval Date: 8/27/2024

Maximum Statutory Resolution Date: 11/25/24

Current Items of Noncompliance

Title 15. Section	Description
<p>§ 1371. Programs, Recreation, and Exercise.</p>	<p><i>(a) Programs. All youth shall be provided with the opportunity for at least one hour of daily programming to include, but not be limited to, trauma focused, cognitive, evidence-based, best practice interventions that are culturally relevant and linguistically appropriate, or pro-social interventions and activities designed to reduce recidivism.</i></p> <p>A review of video on randomly selected days in June indicates that many programs indicated on the facility schedule and documented on facility activity logs and program provider youth signoffs did not occur. Additionally, when a scheduled and documented program was observed on video, there were many times that the duration of the program did not match the time indicated on documentation.</p> <p>Discussions with youth indicate that units are not receiving consistent opportunities for programs. Some units receive more robust programming than others. Many youths report that they are not interested in the programs that are being offered on their unit and they prefer to engage in free time activities such as phone calls, movies, and video games instead. Some programs will only accept a limited number of youths, so if there is not an</p>

Title 15. Section	Description
	additional hour of programming scheduled for that day, some youth will not get their one hour of programming. Corresponding documentation will not always indicate when youth refuse or are not able to participate in programming. Reviews of video show youth not engaging in programs; in non-compound units, where there is less space for youth, they are laying on benches or on the floor rather than engaging in any activity.