

Juvenile Justice Commission of San Diego County

Jails and Lockups 2023 Inspection Report

2022 Yearly Statistics (from Log Books)

0 # **Secure** detentions **OVER** 6 hours
2 # **Secure** detentions **UNDER** 6 hours
0 # **Non-secure** detentions **OVER** 6 hours
74 # **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: SDCSD – San Marcos Substation Date of Inspection: 11/3/2023
Address: 182 Santar Place Date of Last Inspection: 9/30/2022
San Marcos, CA 92069 Phone Number: 619-660-7090

Facility Manager: Cpt. Jason Vickery Contact Person: Sgt. Michael Gildersleeve
Phone No.: 760-510-5200 Phone No.: 760-738-2490
Staff Assisting: _____ E-mail: michael.gildersleeve@sdsheriff.org
Phone No.: _____ Alt. Contact: _____

Presiding Juvenile Court Judge: Hon. Ana España
Commission Chair: Maya De La Torre
Phone No.: 858-634-1555
Inspecting Commissioners: Deme Hill

I. **GENERAL COMMENTS:**

The facility is well kept and very clean, staff was friendly and knowledgeable. Water, snacks and blankets are available for all youth to use as needed and were identified onsite. Bathrooms are available for all youth regardless of gender and the bathroom facilities are next door to the non-secure detention. Staff noted that they do not mix boys and girls, or youth with adults. Youth are separated from adults at all times and do not co-mingle at any time for any purpose. Files are in a file cabinet, and there are records for the last three years located in the cabinet.

The staff noted that detectives may use diversion, such as Respect project by the Sherriff. Staff noted that detectives may use other diversion programs but was unable to define which other programs are being used. Lack of access to diversion programs was noted last years inspection (2022) as well. Staff mentioned that they have had youth living in their cars or places not meant for human habitation, and they would like to be able to refer youth to youth programs. Connecting with the various youth programs throughout North County may prove to be advantageous for officers to get youth connected to resources for youth and their families.

Over the last 12 months (December 2022 to October 2023) there have been 76 youth detained. 74 of those were non-secure, 2 were secure. Staff noted that all visual checks are done every 15 minutes.

Staff noted that there was an uptick in youth post-covid, and more interaction from local schools

from school resource officers bringing youth in to be held until parents could be reached after school. In addition, there are several calls from Casa De Amparo and Circle of Friends, facilities for youth for in-fighting and running away, which they noted that a lot of the time the running away results in the youth returning to the facility. By protocol the facilities contact police to make a runaway report.

If there are calls for intoxicated youth, the staff usually defer to the fire department to respond. Staff was unable to share policies on managing youth who are intoxicated. Staff were also unable to show posted procedures as to how a youth is managed while detained. Staff noted that they do not specifically provide youth with an orientation.

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

The Juvenile Justice Commission recommends:

1. Officers collaborate with youth serving organizations in North County to divert youth from the juvenile justice system, and to increase access to services for youth who may be at-risk. Organizations are providing multiple serves which are funded by the county, state and federal government operating in North County. For example, this would assist with serving a youth living in their car or other places not meant for human habitation, instead of citing them, detaining, or towing their vehicle. Many social service providers have youth related services, serving homeless youth, justice involved, and youth that are child-welfare involved, and/or at risk.
2. To decrease the number of detentions, and service calls collaborating with youth service providers may include:
 - a. Officer involved training with community service providers, or cross training on services available.
 - b. Establishing Memorandums of Understanding to increase service coordination.
 - c. Tracking the number of youth diverted to these programs to compare to future years, versus number of detentions and transports to juvenile hall.
 - d. Invite collaboration with local school resource officers to attend meetings with staff, and community service providers to further increase collaboration, and bi-directional access to resources.
 - e. Explore opportunities for diversion programs within the San Marcos substation, by coordinating with other County divisions or led initiatives, diversion programs, and others.
3. Ensure youth are provided with an orientation as soon as detained, including how long they intend to be there, notifying them of their rights, access to snacks, water, blankets, and restroom facilities.
4. Ensure there are written policies regarding how minors are managed while detained, and that those policies are available to all officers who may come in contact with a youth. Have policies readily available for inspection and posted.
5. Ensure there are written policies on how youth are managed if intoxicated and that officers are trained on how to handle youth that are intoxicated. Have the policy readily available for inspection.

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?
Juveniles are kept in a different area all together from adults. Juveniles could be in a shared access point entry to the station, but otherwise are not intermingled.
- B. What is the ability and frequency of staff to supervise minor?
The juveniles have constant visual supervision while in the facility and are not left unattended. They are required to log 15 minute checks while in the facility.
- 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: **N/A**
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.

N/A

X. Minors Interviewed (Comments):

N/A