

Juvenile Justice Commission
of San Diego County

Jails and Lockups 2014 Inspection Report

2013 Yearly Statistics (from Log Books)

 0 # **Secure** detentions **OVER** 6 hours
 6 # **Secure** detentions **UNDER** 6 hours
 3 # **Non-secure** detentions **OVER** 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: SDSO – Lemon Grove Date of Inspection: 12-16-2014
Address: 3240 Main Street Date of Last Inspection: 4-26-12
Lemon Grove, CA 91945-1705 Phone Number: _____

Facility Manager: _____ Contact Person: Sgt. Michelle McPhail
Phone No.: _____ Phone No.: 619-337-2029
Staff Assisting: _____ E-mail: _____
Phone No.: _____ Alt. Contact: _____

Presiding Juvenile Court Judge: Hon. Carolyn Caietti
Commission Chair: Kathleen Edwards
Phone No.: 858-634-1555
Inspecting Commissioner: Juvenile Justice Commission

I. GENERAL COMMENTS:

This facility recently underwent a restructuring. Several staff moved out of the facility to another one. The facility is small and well-maintained. Appropriate signage is posted; policies are readily available and minors are appropriately supervised.

II. RECOMMENDATIONS (if any):

The Lemon Grove facility should address the following issues:

1. Log books should be more carefully reviewed; there was one critical error in math with regard to the amount of time a minor was held in unsecure detention. The logbook indicated the time the minor was detained was 4.75 hours when, in fact, the minor had been held in unsecure detention for 6:30 hours. This is over the 6 hour limit. (August 2013) There were also some entries that were a bit unclear, though careful inspection revealed that all the required information was recorded.
2. A juvenile cannot be held in excess of a total of 6 hours in temporary custody. The Lemon Grove facility had 3 instances in 2013 where juveniles were held in custody for over 6 hours. The facility should take steps to prevent juveniles from being held in custody in excess of 6 hours.

The following questions are asked to determine compliance with Article 14, *Minors in Temporary Custody of a Lockup/Law Enforcement Facility*, of Title 15 of the California Code of Regulations.

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?
Minors in unsecured detention are in a different room from the adult inmates. Minors who are in secure detention are held in secure cells that may be adjacent to adult cells, but are not facing each other – such that there is not any visual contact possible between cells when the minor is in a secured cell. There were 3 secure cells in the facility.
- B. What is the ability and frequency of staff to supervise minor?
Minors are under constant supervision while detained 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
No contact with adult inmates – Secured cells are separated and there is no visual contact between cells. Minors are put in their own cell. There may be incidental visual contact if an adult detainee walks past a minor’s cell.
- 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
*Cups of water are provided to the minors upon request

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?

There were four non-secured juveniles arrested for being under the influence in 2013. They were all under constant supervision by the arresting deputies. Three of the juveniles were released to a parent and one was booked into juvenile hall. During the booking process the juveniles are medically cleared prior to being booked into the hall.

If the deputies contact or arrest a juvenile that is unable to care for themselves the deputy will have EMS respond and take them to a local hospital for observation and medical clearance. All of that information will be documented in their report.

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. Yes.

May 2013: (5/16/2013) The case involved multiple suspects and multiple cases. During the original investigation of armed robbery and conspiracy it was determined that the suspects were also involved in two other cases regarding a residential burglary and a commercial burglary. Witnesses were brought in to ID the suspects and warrants were obtained to conduct fourth waiver searches. It was a lengthy process and took more time.

August 2013: (8/16/2013) One minor was arrested with three adults. The minor was a suspect in a burglary in Lemon Grove, as well as burglaries in San Diego, and La Mesa. The suspects were interviewed by all three departments for the alleged crimes and this resulted in the minor's being in custody for over 6 hours (6:30)

X. Minors Interviewed (Comments):

None. There were no minors in custody at the time of the inspection.