

ARIZONA HOUSE OF REPRESENTATIVES  
Fifty-fifth Legislature - Second Regular Session

HOUSE JUDICIARY COMMITTEE OF REFERENCE

Report of Interim Meeting  
Wednesday, January 19, 2022  
House Hearing Room 4 -- UPON RECESS OR ADJOURNMENT OF STANDING  
COMMITTEE

Convened 9:34 A.M.  
Recessed  
Reconvened  
Adjourned 11:34 A.M.

MINUTES RECEIVED  
CHIEF CLERK'S OFFICE  
1-20-22

Members Present

Representative Blackman, Chairman  
Representative Parker, Vice-Chairman  
Representative Carter  
Representative DeGrazia  
Representative Finchem  
Representative Mathis  
Representative Nguyen  
Representative Pawlik  
Representative Pingerelli

Members Absent

Representative Hernandez

Agenda

Original Agenda – Attachment 1

Request to Speak

Report – Attachment 2

Committee Attendance

Report – Attachment 3


Presentations

<u>Name</u>	<u>Organization</u>	<u>Attachments (Handouts)</u>
ADJC Overview	Arizona Department of Juvenile Corrections	Attachment 4

Committee Action

<u>Bill</u>	<u>Action</u>	<u>Vote</u>	<u>Attachments</u>
Sunset	Reevaluate in 8 Years	9-0-0-1	5
Review of The Arizona Department of Juvenile Corrections	Reevaluate after 3 years	9-0-0-1	6

Sunset  
Review of the  
Arizona  
Department  
of  
Corrections  
Rehabilitation  
and Reentry

  
\_\_\_\_\_  
Keesha Esquerette, Committee Secretary  
January 20, 2022

(Original attachments on file in the Office of the Chief Clerk; video archives available at <http://www.azleg.gov>)

## ARIZONA HOUSE OF REPRESENTATIVES

Convened 9:34AM  
Adjourned 11:34AM

### INTERIM MEETING NOTICE OPEN TO THE PUBLIC

#### HOUSE JUDICIARY COMMITTEE OF REFERENCE

**Date:** Wednesday, January 19, 2022  
**Time:** Upon recess or adjournment of standing committee  
**Place:** HHR 4

Members of the public may access a livestream of the meeting here:  
<https://www.azleg.gov/videoplayer/?clientID=6361162879&eventID=2022011053>

#### AGENDA

1. Sunset Review of the Arizona Department of Juvenile Corrections
  - o Presentation by the Office of the Auditor General
  - o Presentation by the Arizona Department of Juvenile Corrections
  - o Public Testimony
  - o Discussion and Recommendations
  
2. Sunset Review of the Arizona Department of Corrections, Rehabilitation and Reentry
  - o Presentation by the Office of the Auditor General
  - o Presentation by the Arizona Department of Corrections, Rehabilitation and Reentry
  - o Public Testimony
  - o Discussion and Recommendations

#### Members:

Representative Walter Blackman, Co-Chair  
Representative Jacqueline Parker, Vice Chair  
Representative Neal Carter  
Representative Domingo DeGrazia  
Representative Mark Finchem

Representative Melody Hernandez  
Representative Christopher Mathis  
Representative Quang Nguyen  
Representative Jennifer Pawlik  
Representative Beverly Pingerelli

01/13/2022  
ra

People with disabilities may request reasonable accommodations such as interpreters, alternative formats, or assistance with physical accessibility. If you require accommodations, please contact the Chief Clerk's Office at (602) 926-3032 or through Arizona Relay Service 7-1-1.

# Information Registered on the Request to Speak System

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*House Judiciary Committee of Reference (1/19/2022)*

## **1. Sunset Review of the Arizona Department of Juvenile Corrections**

## **2. Sunset Review of the Arizona Department of Corrections, Rehabilitation and Reentry**

### **Support:**

Jeff Taylor, SAGE COUNSELING INC; Carole Grijalva, representing self; Dan Levey, representing self; Michelle Cirocco, representing self; Sean Hosman, representing self

### **Neutral:**

Donna Hamm, Executive Director, MIDDLE GROUND PRISON REFORM

### **Oppose:**

John Fabricius, representing self; KM Bell, representing self

### **All Comments:**

Jeff Taylor, SAGE COUNSELING INC: Will speak in support of the Department's positive efforts to reduced recidivism; Dan Levey, Self: I support ADCRR and its ongoing commitment to serving Arizona and especially the department's services to crime victims.; Michelle Cirocco, Self: Representing Televerde and registering my support for the Department of Corrections.; Sean Hosman, Self: Representing Persevere and speaking in favor of the ADCRR; John Fabricius, Self: Speaking on the systemic failures in the ADCRR; KM Bell, Self: On behalf of ACLU-AZ. Oversight is needed. Despite 78% of imprisoned people needing substance abuse treatment, only 1.8% receive it and DOC has failed to provide minimally adequate healthcare despite spending \$1.3 billion a year.

Sunset Review of The Arizona Department of Juvenile Corrections  
 Sunset Review of the Arizona Department of Corrections, Rehabilitation  
 and Reentry

**ARIZONA STATE LEGISLATURE**  
 Fifty-fifth Legislature - Second Regular Session

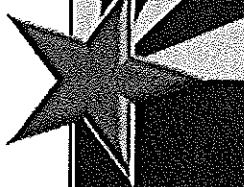
**COMMITTEE ATTENDANCE RECORD**

COMMITTEE ON JUDICIARY

CHAIRMAN: Walter "Walt" Blackman VICE-CHAIRMAN: Jacqueline Parker

DATE	01/19/22	1/22	1/22	1/22	1/22
CONVENED	9:34am	m	m	m	m
RECESSED					
RECONVENED					
ADJOURNED	11:34am				
MEMBERS					
Carter	✓				
DeGrazia	✓				
Finchem	✓				
Hernandez M	---				
Mathis	✓				
Nguyen	✓				
Pawlik	✓				
Pingerelli	✓				
Parker, Vice-Chairman	✓				
Blackman, Chairman	✓				

✓ Present      --- Absent      exc Excused



**ARIZONA DEPARTMENT OF JUVENILE CORRECTIONS**

# **ADJJC OVERVIEW**

**Sunset Review**

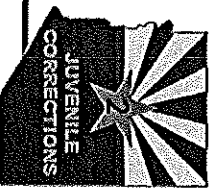
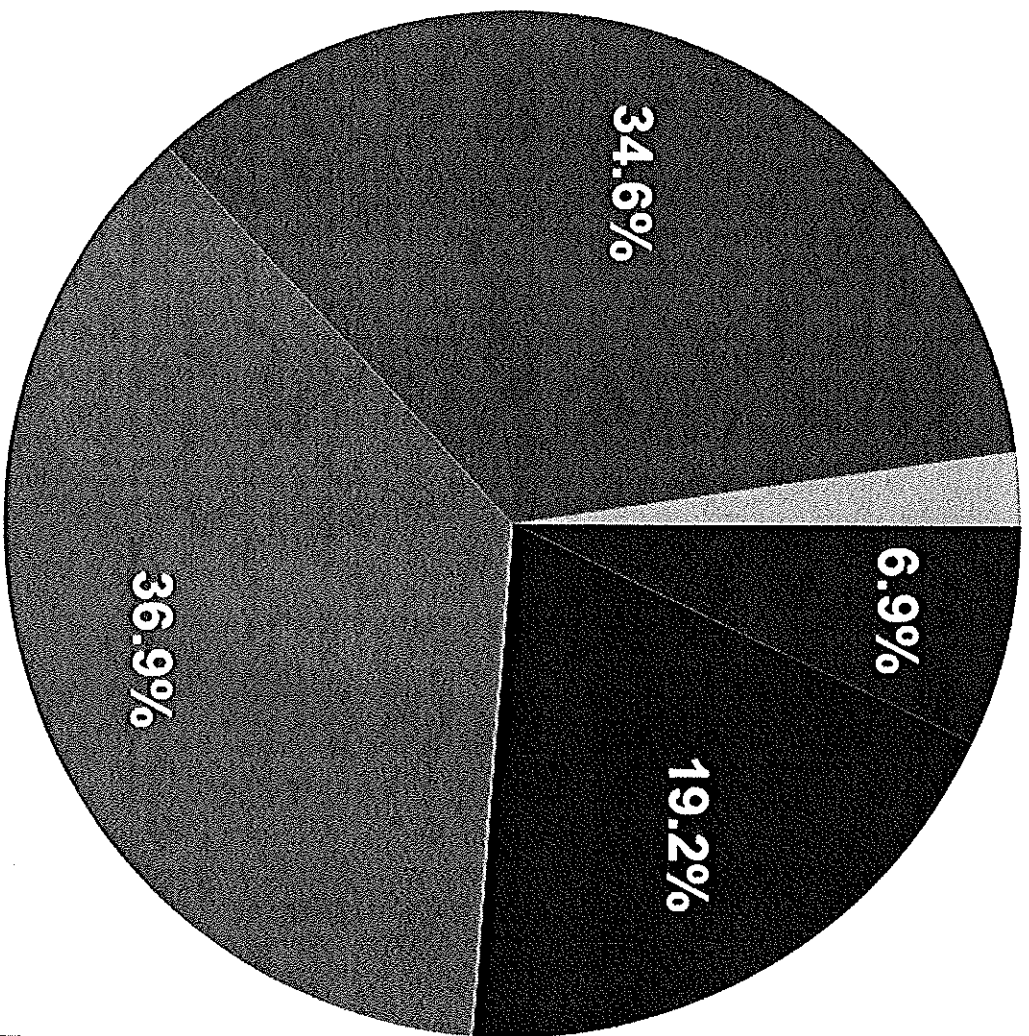
**2022 House Judiciary Committee of Reference**

**Doug Sargent, Director**

**January 19, 2022**

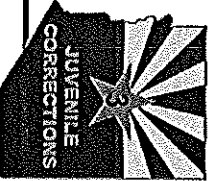
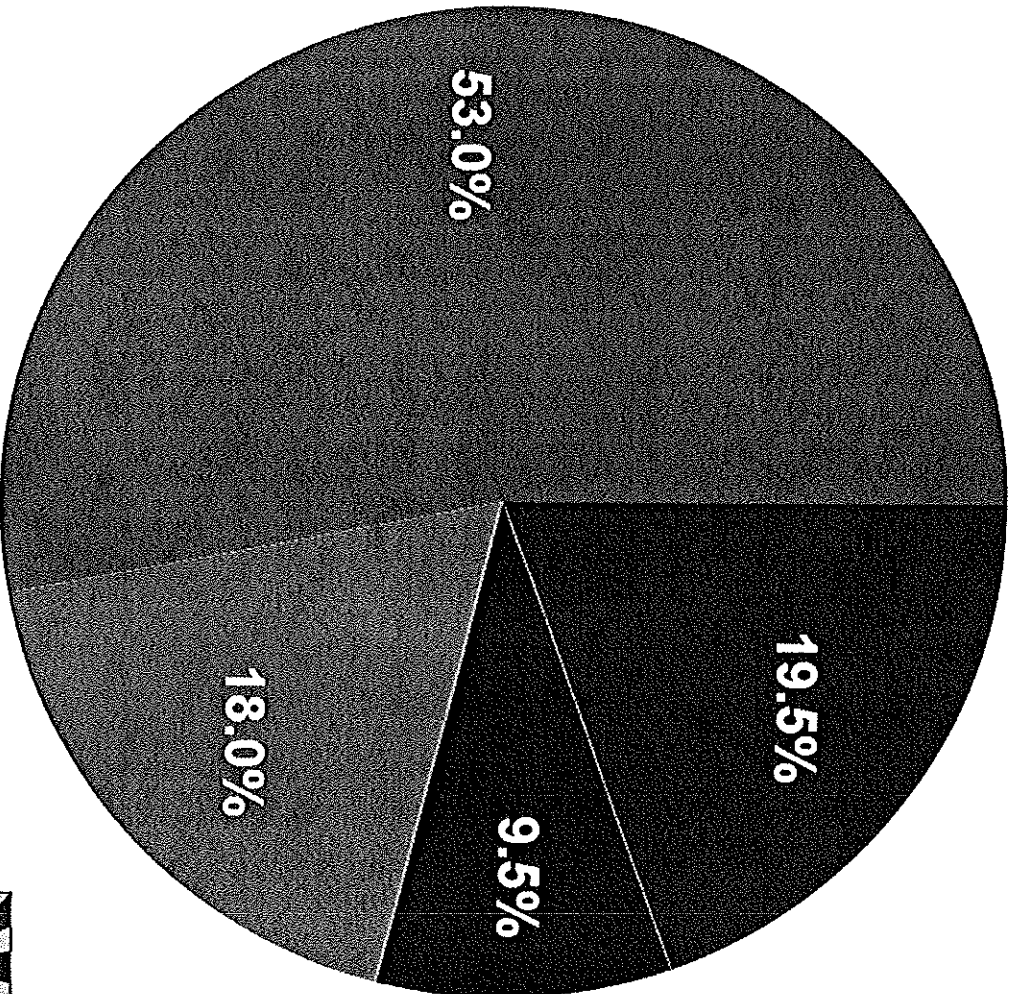
# AGE OF YOUTH AT ARRIVAL TO SECURE CARE

- 14 years old - 6.9%
- 15 years old - 19.2%
- 16 years old - 36.9%
- 17 years old - 34.6%
- 18 years old - 2.3%



# NUMBER OF REFERRALS TO JUVENILE COURT

- 1-3 Referrals - 19.5%
- 4-6 Referrals - 9.5%
- 7-9 Referrals - 18.0%
- 10 or More Referrals - 53.0%

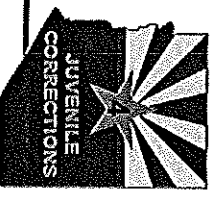




# LEGAL REQUIREMENTS

- ANY ENTITY RESPONSIBLE FOR THE CUSTODIAL CARE OF DELINQUENT AND COMMITTED YOUTH ARE REQUIRED TO ABIDE BY THE LEGAL REQUIREMENTS SET FORTH BY THE CONSTITUTION AND FEDERAL AND STATE LAWS.

- Health Services, including medical care, dental care, and psychiatric services
- Mental Health Services
- Suicide Risk Assessment and Suicide Prevention Practices
- Due Process
- Educational and Special Education Services
- Rehabilitative Treatment
- Individual Treatment Plans
- Specialized Programming for youth with a history of sexual offenses, violent offenses, and substance abuse.
- Recreation
- Religious Services
- 1:8 staff-to-youth ratio during waking hours, 1:16 staff-to-youth ratio during sleeping hours
- Specially-trained staff



# CLINICAL SERVICES

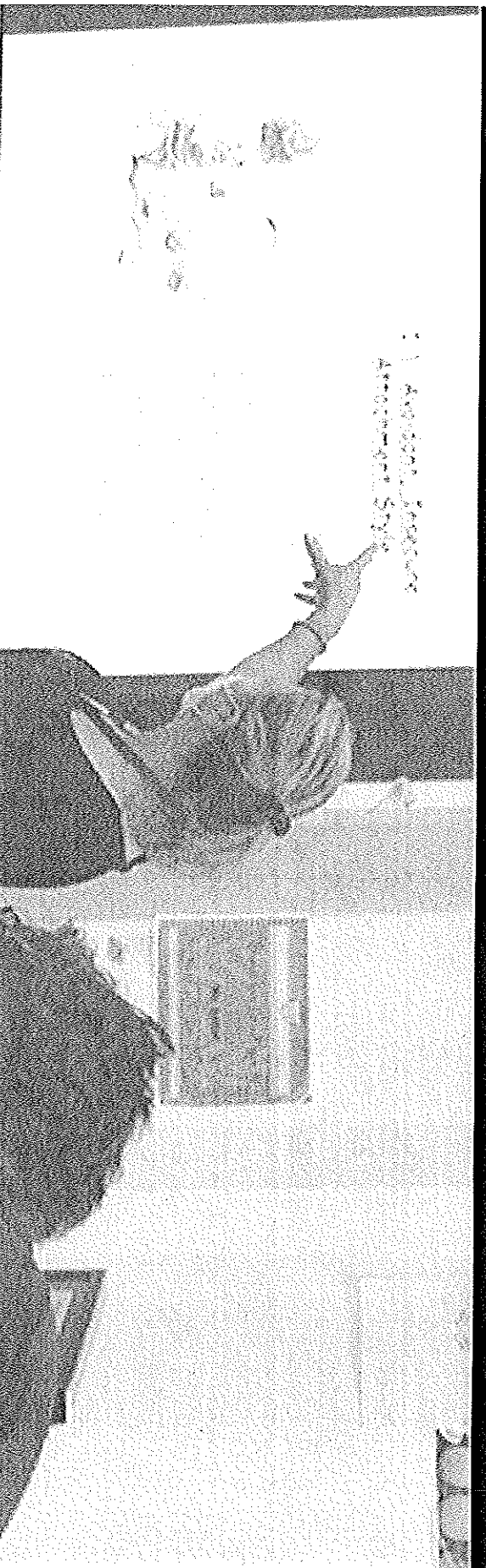
## TREATMENT PROGRAMS

- Comprehensive Dialectical Behavior Therapy (DBT)
- Seven Challenges
- Stages of Accomplishment
- Sex Trafficking Awareness & Recovery (STAR)
- Eye Movement Desensitization and Reprocessing (EMDR)
- Neurofeedback Therapy
- Individual Treatment Sessions

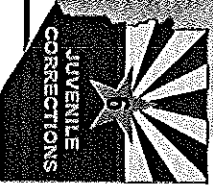
## CRISIS INTERVENTION

- Therapeutic Crisis Intervention (TCI)
- De-escalation Techniques
- Temporary Stabilization Units (TSUs)
- \*Coming Soon\* Crisis Intervention Response Team

# EDUCATION

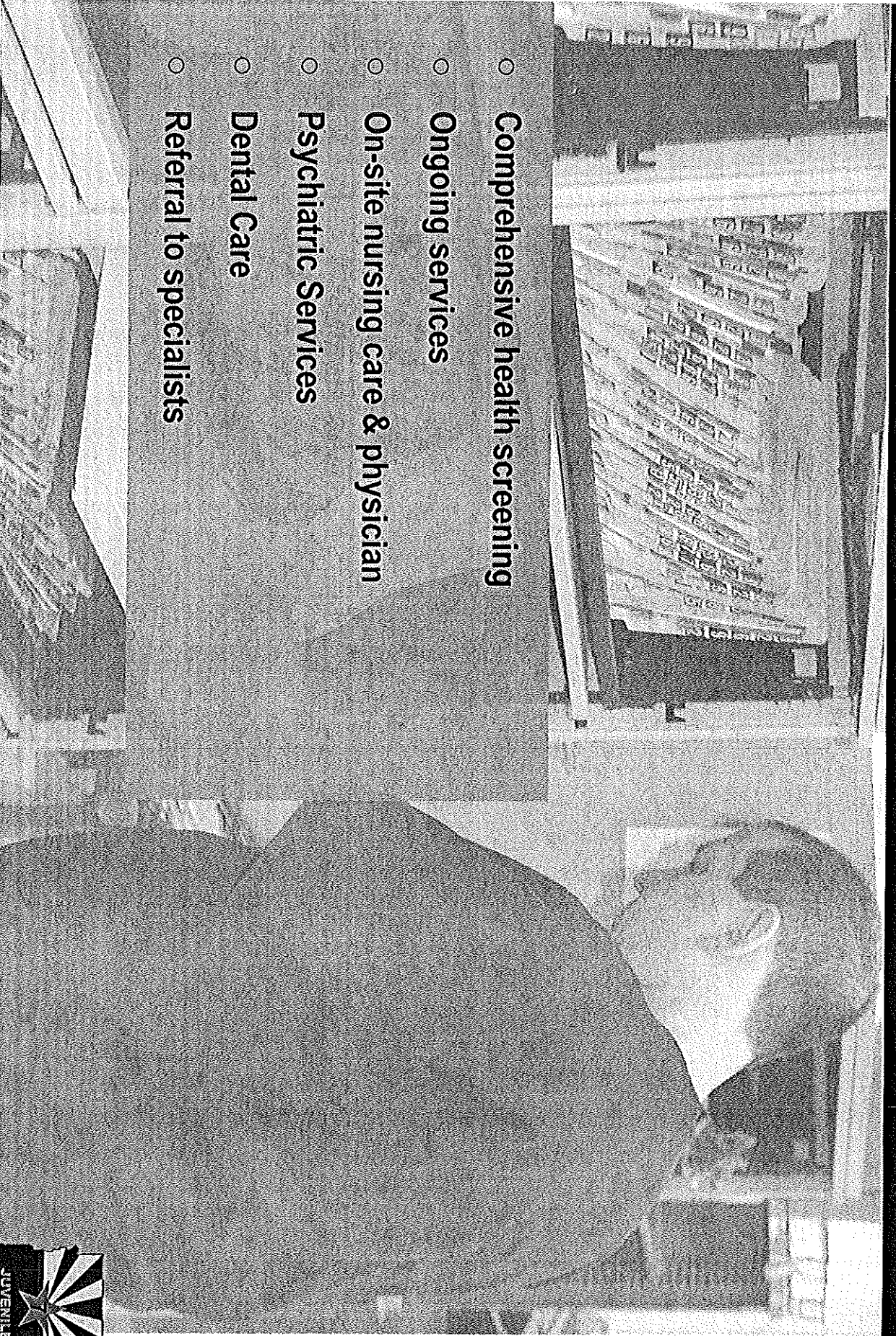


- High School Diploma, GED, Credit Recovery
- Career & Technical Education/Work Incentive Pay Program
- Special Education Services



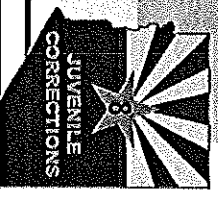
# HEALTH CARE

- Comprehensive health screening
- Ongoing services
- On-site nursing care & physician
- Psychiatric Services
- Dental Care
- Referral to specialists



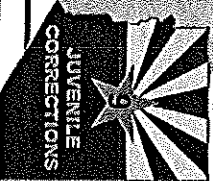
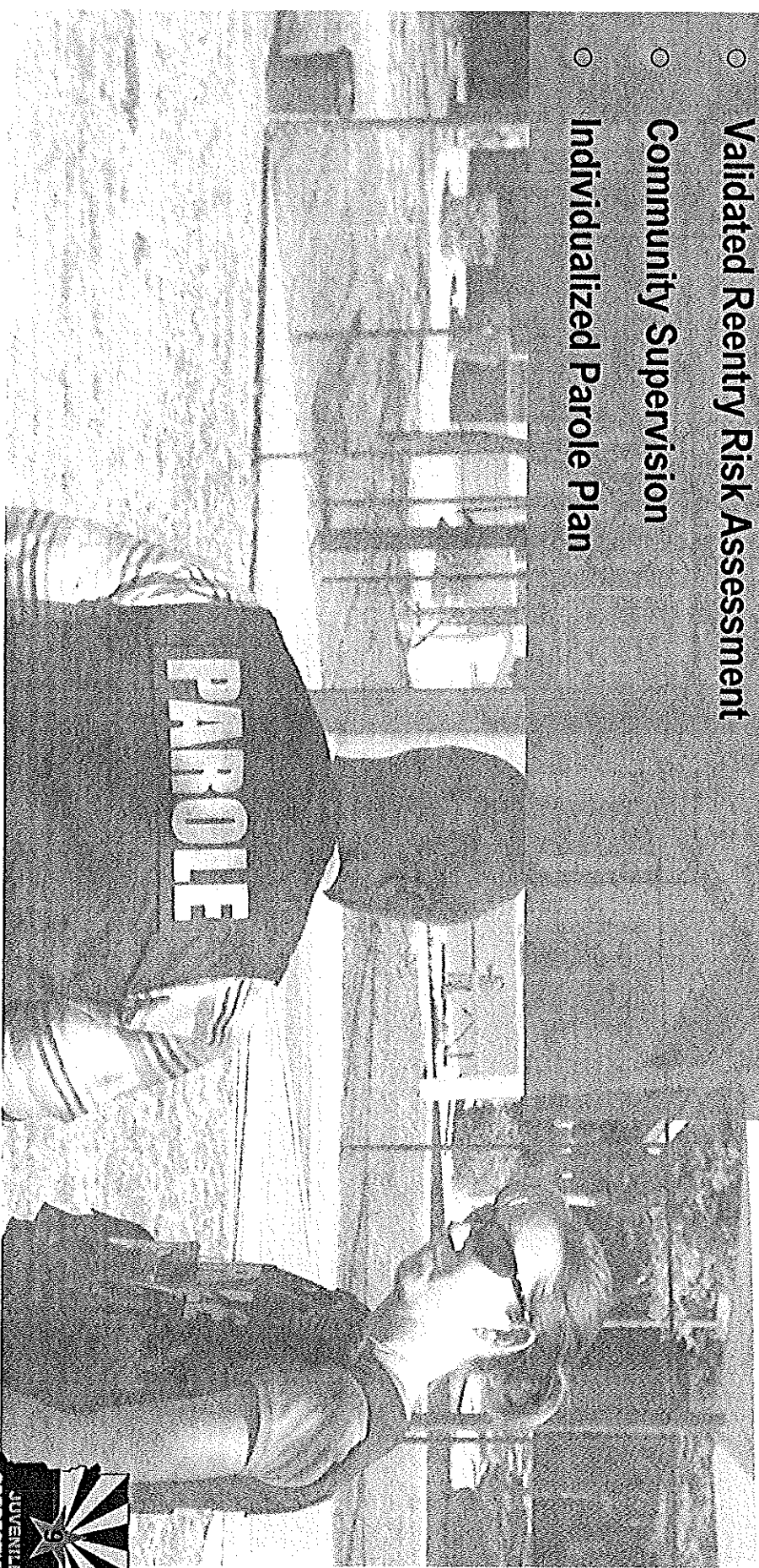
# PRO-SOCIAL PROGRAMS

- Positive Behavioral Interventions & Supports
- Religious Services
- Scouts
- Recreation
- Interscholastic Sports
- Volunteer Services



# COMMUNITY CORRECTIONS

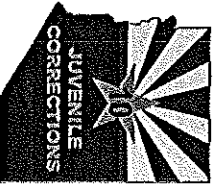
- Interstate Compact for Juveniles, Compact Administrator
- Validated Reentry Risk Assessment
- Community Supervision
- Individualized Parole Plan



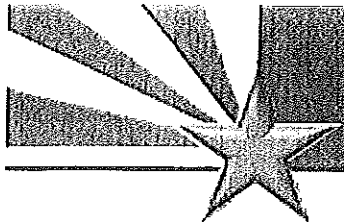


ARIZONA DEPARTMENT OF JUVENILE CORRECTIONS

# Questions?



JUVENILE  
CORRECTIONS

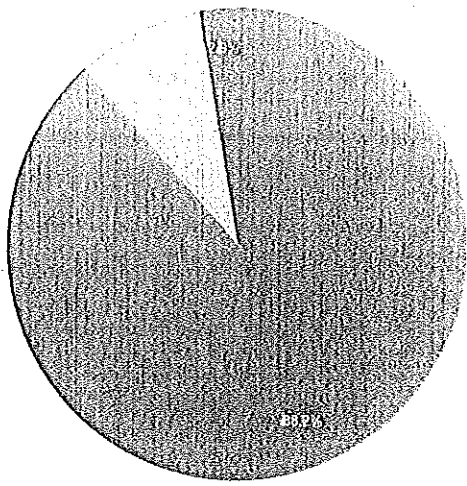


# ARIZONA DEPARTMENT OF JUVENILE CORRECTIONS

DOUGLAS A. DUCEY  
Governor

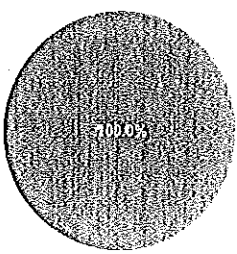
DOUG SARGENT  
Director

## ADJC Implementation of 2021 Sunset Factor & Performance Audit Recommendations January 19, 2022

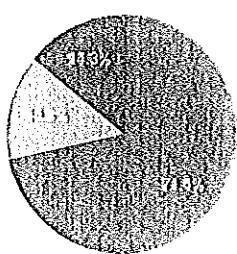


LEGEND	
Implemented	
Implementation In Process	
Pending Implementation	

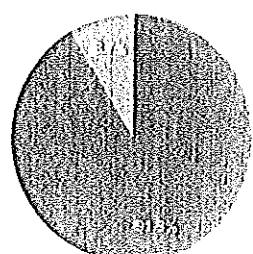
Status of TSU Recommendations



Status of Treatment Program Recommendations

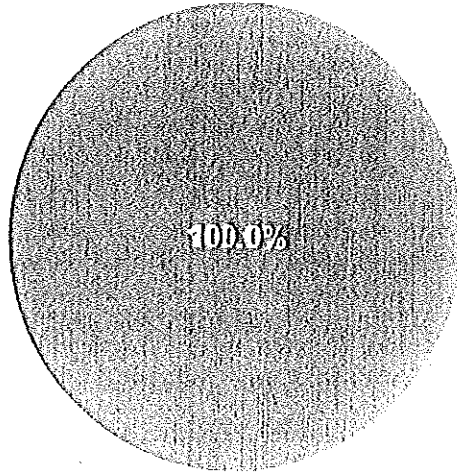


Status of Sunset Factors Recommendations





Implementation of TSU Recommendations



Recommendation	Status	Expected Completion Date
1 - TSU Policy/Procedure	Implemented	Complete
2a - TSU Policy/Procedure	Implemented	Complete
2b - TSU Policy/Procedure	Implemented	Complete
2c - TSU Policy/Procedure	Implemented	Complete

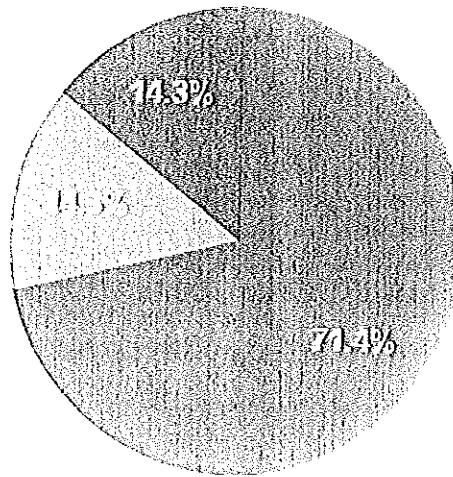
**Report 21-104 Use of Temporary Stabilization Units**

ADJC has taken the following steps to address the Auditor General Findings and Recommendations:

- Revised TSU policy and procedures and staff training materials;
- Implemented a TSU Incident Report Review Team to review all referrals to TSU for compliance with policy and procedure;
- Created a TSU Data & Policy Review Team to regularly review all TSU referrals to identify issues and recommend policy changes;

These steps have reduced the number of non-compliant referrals to TSU, including an 83% decrease in referrals lacking all appropriate documentation from January 2021 to September 2021.

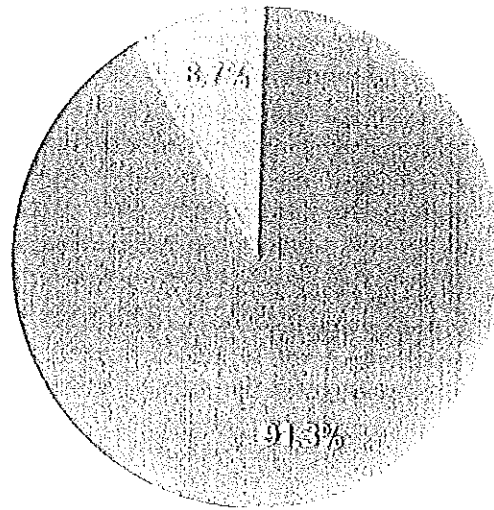
## Implementation of Treatment Program Recommendations



Recommendation	Status	Expected Completion Date
1a - Fidelity of Treatment Programs	Implemented	Complete
1b - Fidelity of Treatment Programs	Implemented	Complete
2 - CPC Evaluations	Implemented	Complete
3 - CPC Evaluations	Implemented	Complete
4 - Outcome Measures	Implemented	Complete
5a - Outcome Measures	Implementation in Process	February 2022
5b - Outcome Evaluations	Implementation Pending	

Report 21-121 Youth Treatment Programming Evaluation		
1	Fidelity of Treatment Programs	ADJC has revised and implemented policy and procedures to monitor and ensure treatment is delivered with fidelity, including procedure for correcting any identified deficiencies.
2 - 3	CPC Evaluations	ADJC has revised and implemented CPC evaluation policy outlining procedures to ensure all actionable evaluation recommendations are addressed, processes for handling non actionable recommendations, and procedures for monitoring, assessing, and documenting corrective action follow-ups.
4 - 5	Outcome Measures & Evaluations	ADJC is exploring opportunities for implementing additional outcome measures and outcome evaluations. We have reviewed our phase data and drafted potential outcome measure algorithms that track youth progress and completion of treatment programming while at the facility. We have drafted a survey to collect information about opportunities, methods, and resources used to conduct outcome measures and evaluations of treatment programming from other juvenile justice agencies.

Implementation of Sunset Factors Recommendations



Recommendation	Status	Expected Completion Date
1 - Parole Standards	Implemented	Complete
2 - Parole Standards	Implemented	Complete
3 - Parole Standards	Implemented	Complete
4 - Parole Standards	Implemented	Complete
5 - Student Work Program	Implemented	Complete
6a - Travel Policy	Implemented	Complete
6b - Travel Policy	Implemented	Complete
7 - Employee Time Entry	Implemented	Complete
8 - IT Security Policies	Implemented	Complete
9 - QA Inspections of TSU	Implemented	Complete
10 - Recidivism	Implemented	Complete
11a - Youth Exclusions	Implementation In Process	March 2022
11b - Youth Exclusions	Implementation In Process	March 2022
12a - Conflict of Interest Forms	Implemented	Complete
12b - Conflict of Interest Forms	Implemented	Complete
12c - Conflict of Interest Forms	Implemented	Complete
13 - RSAC	Implemented	Complete
14a - RSAC	Implemented	Complete
14b - RSAC	Implemented	Complete
15 - RSAC	Implemented	Complete
16 - Youth Grievance	Implemented	Complete
17 - Youth Grievance	Implemented	Complete
18 - Administrative Incident Reporting	Implemented	Complete

**Report 21-122 Sunset Factors Report**

1 - 4	Parole Standards	ADJC has revised the Parole Officer and Parole Supervisor Case Management Standards Manuals, and trained all Parole Officers and Parole Supervisors on the changes; compliance with drug testing and collateral contact requirements are now reviewed monthly.
5	Student Work Program	ADJC has updated the student work program policy and procedures and the work application, added a graduated pay schedule based on skill level, and automated the youth time card system. ADJC is conducting manual program banking audits and working to automate these reports.
6	Travel Policy	ADJC has implemented a revised travel policy and procedures to comply with SAAM requirements and to conduct monthly and annual reviews of Employee Travel Card charges and travel reimbursement documentation.
7	Employee Time Entry	ADJC has updated policies and implemented standard procedures for reviewing employee time entries and addressing non-compliance.
8	IT Security Policies	ADJC has implemented 41 of the 44 action items regarding IT security policies and practices.
9	QA Inspections of TSU	The ADJC Quality Assurance team conducts a monthly inspection of all uses of TSU over 24 hours, in compliance with the updated TSU policy.
10	Recidivism	ADJC evaluated our current measure of recidivism and is working to implement recommendations from the Council of State Governments (CSG). ADJC has submitted requests for data to other law enforcement and correctional agencies to obtain information regarding other variables to be included in recidivism measures.
11	Youth Exclusions	ADJC is piloting a new process on two housing units to electronically record youth exclusions and anticipates expanding the process into all housing units.
12	Conflict of Interest Forms	Conflict of Interest forms have been updated with recommended language and notices to review and update are generated annually to all employees.
13 - 15	RSAC	ADJC is working collaboratively with the Attorney General's Office to obtain the applicability of the Open Meeting Law to the Religious Services Advisory Committee (RSAC).
16 - 17	Youth Grievance	ADJC has revised the youth grievance policy and procedures regarding time frames for resolving youth grievances and implemented a supervisory review process.
18	Administrative Incident Reporting	ADJC has formalized the Administrative Incident Reporting process by implementing policy and procedures, including requirements for documenting a disposition for any employee for whom misconduct is alleged.

**ARIZONA HOUSE OF REPRESENTATIVES  
Fifty-fifth Legislature - Second Regular Session**

**ROLL CALL VOTE**

Sunset Review of the Arizona Department of Juvenile Corrections  
 COMMITTEE ON Judiciary BILL NO. \_\_\_\_\_

DATE January 19, 2022 MOTION: Reevaluate in 8 years

	PASS	AYE	NAY	PRESENT	ABSENT
Carter		✓			
DeGrazia		✓			
Finchem		✓			
Hernandez M					✓
Mathis		✓			
Nguyen		✓			
Pawlik		✓			
Pingerelli		✓			
Parker, Vice-Chairman		✓			
Blackman, Chairman		✓			
		9	0	0	1

Kushe Esquerro  
 COMMITTEE SECRETARY

APPROVED:

WLB  
 WALTER "WALT" BLACKMAN, Chairman  
 JACQUELINE PARKER, Vice-Chairman

ATTACHMENT 5

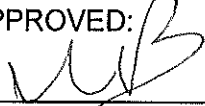
**ARIZONA HOUSE OF REPRESENTATIVES  
Fifty-fifth Legislature - Second Regular Session**

**ROLL CALL VOTE**

Sunset Review of the Arizona Department of Corrections  
 COMMITTEE ON Judiciary BILL NO. \_\_\_\_\_  
Rehabilitation and Reentry

DATE January 19, 2022 MOTION: Reevaluate after 3 years

	PASS	AYE	NAY	PRESENT	ABSENT
Carter		✓			
DeGrazia		✓			
Finchem		✓			
Hernandez M					✓
Mathis		✓			
Nguyen		✓			
Pawlik		✓			
Pingerelli		✓			
Parker, Vice-Chairman		✓			
Blackman, Chairman		✓			
		9	0	0	1

APPROVED: 

WALTER "WALT" BLACKMAN, Chairman  
 JACQUELINE PARKER, Vice-Chairman

  
 COMMITTEE SECRETARY

ATTACHMENT 6