



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.

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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
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
Sanford Rose, Deputy Director, Los Angeles County Probation
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
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
§ 1371. Programs, Recreation, and Exercise.	<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.