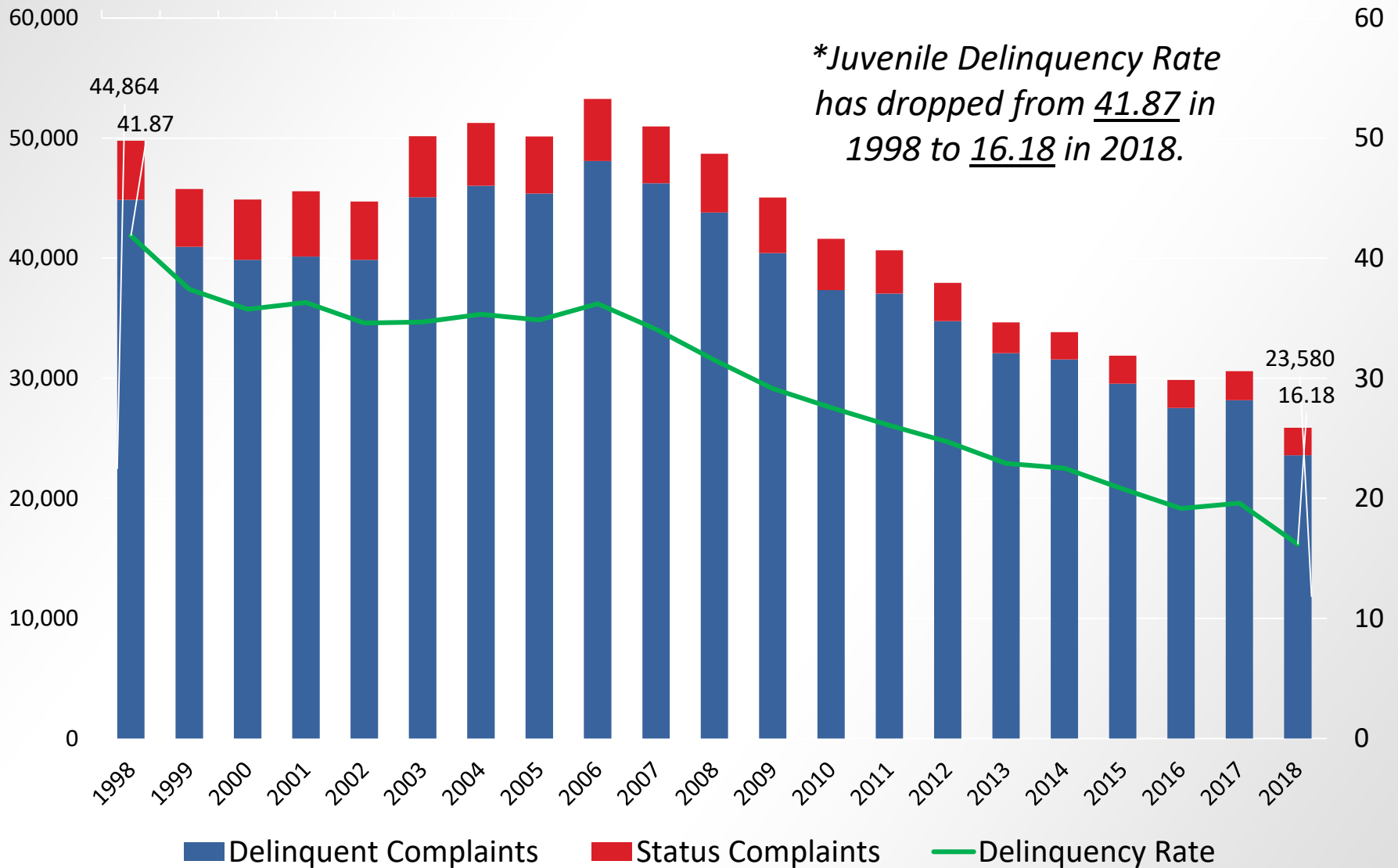




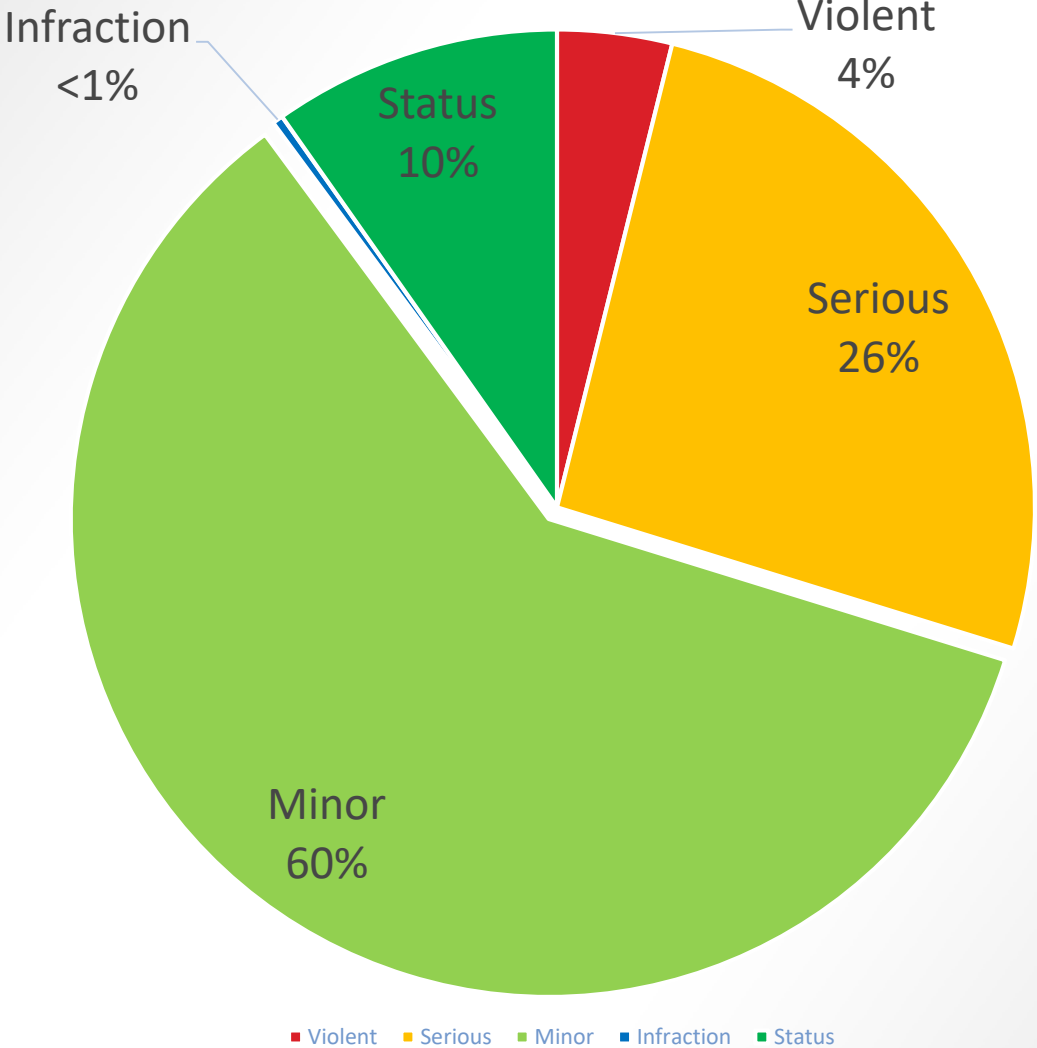
# Raise the Age

William L. Lassiter,  
Deputy Secretary for Juvenile Justice

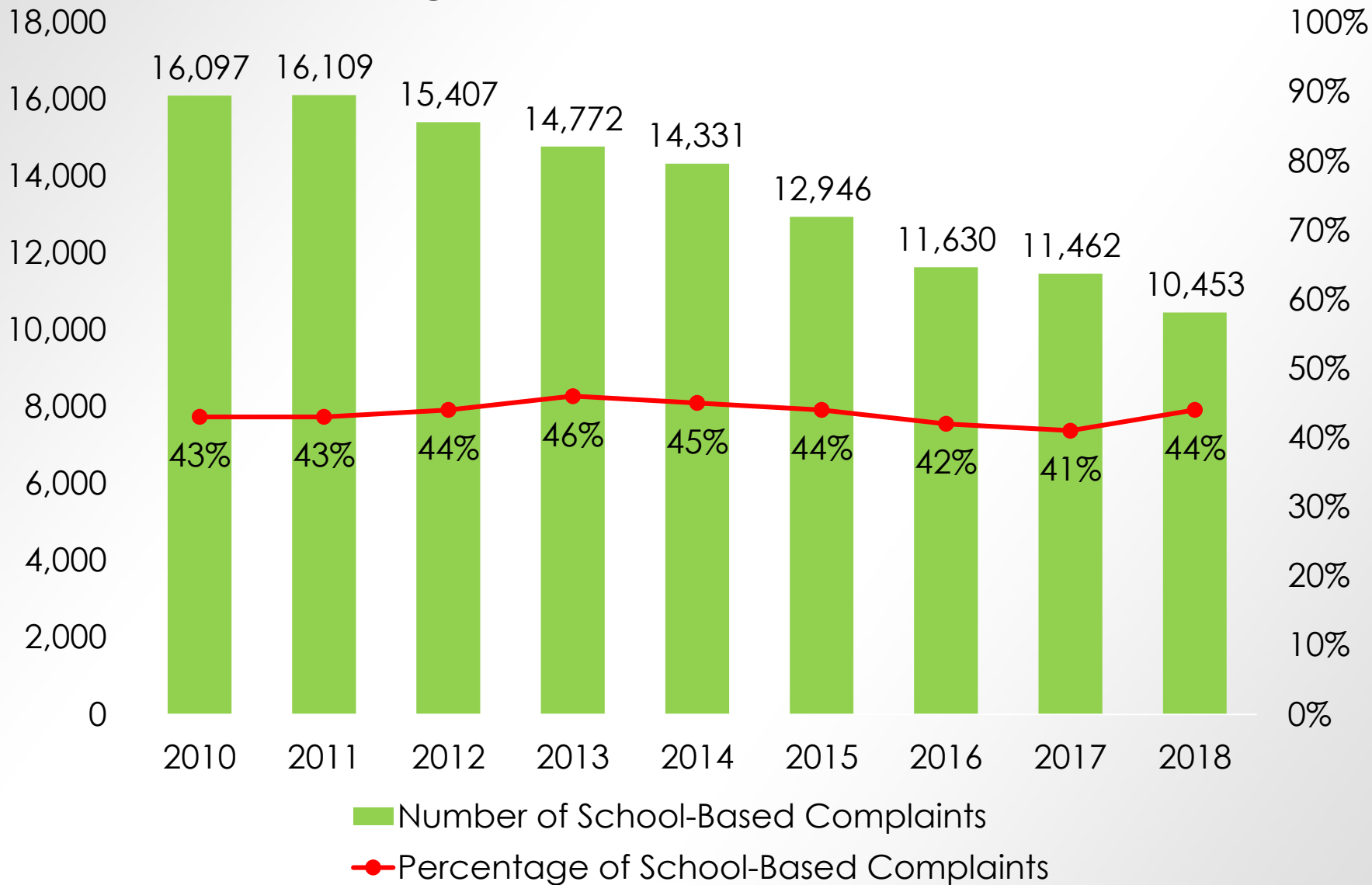
# History of Juvenile Complaints in NC (1998-2018)



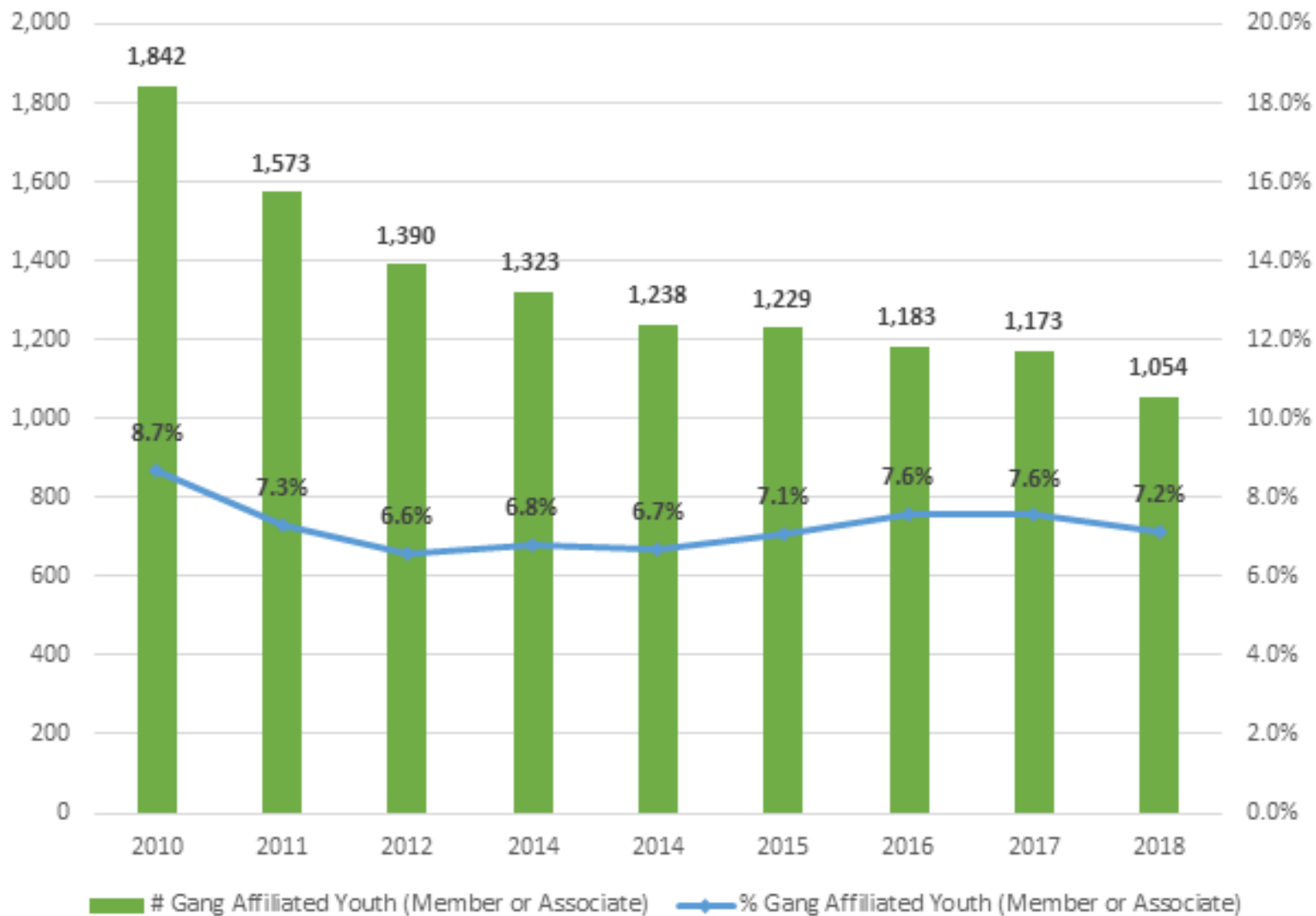
# CY 2018: Complaints by Offense Group



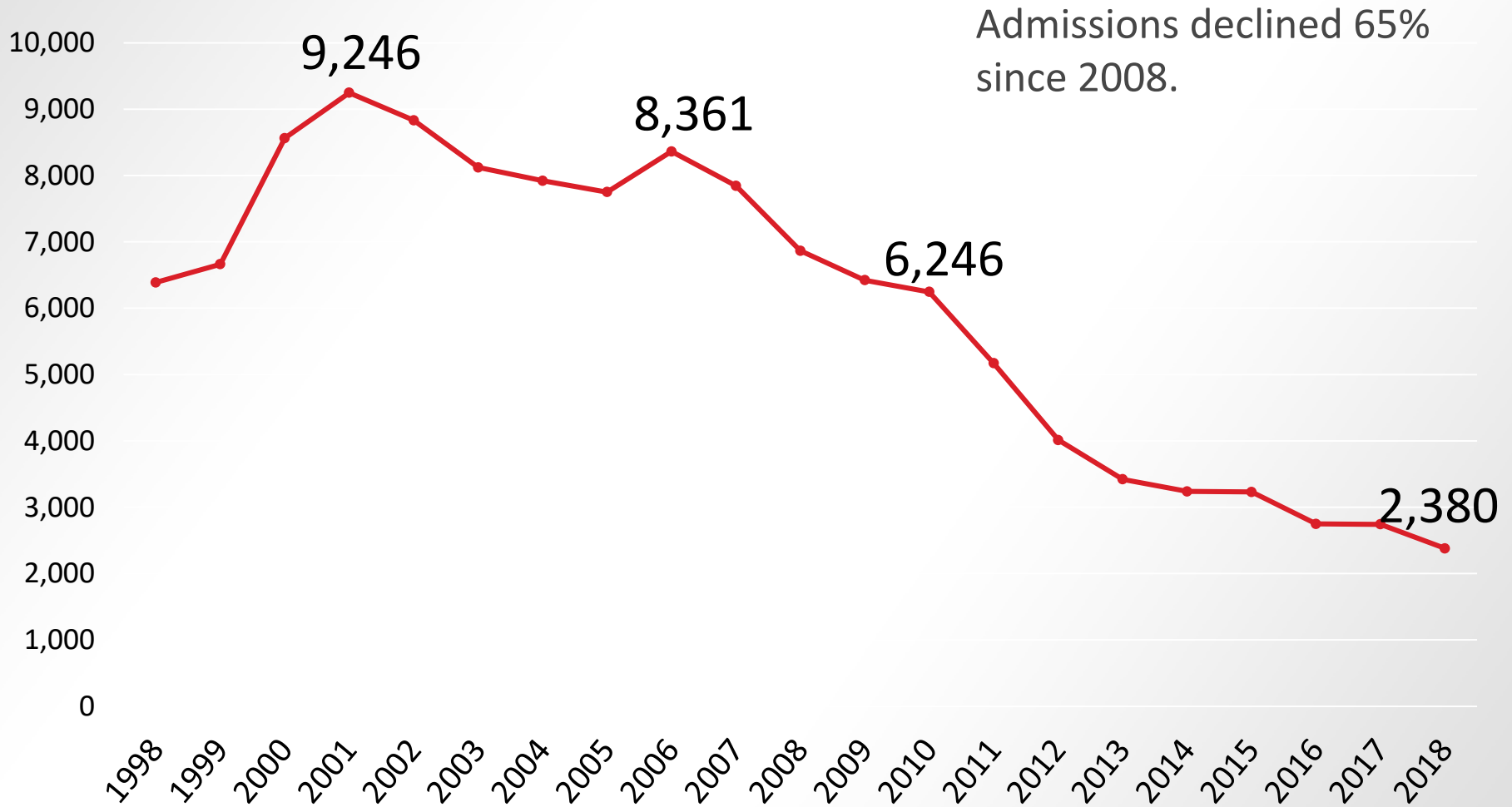
# Percentage of School-Based Complaints



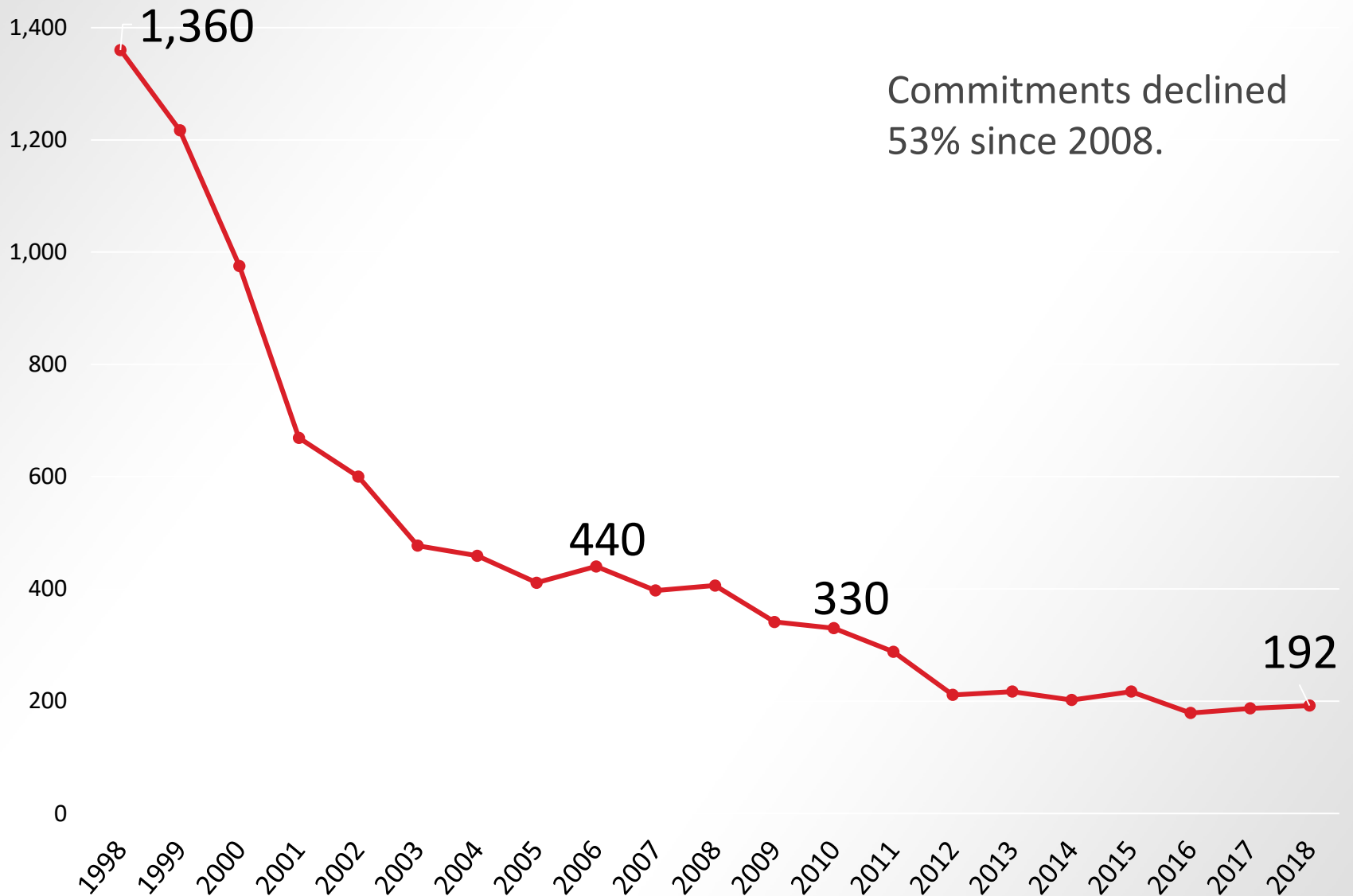
## Gang Affiliated Youth Trends 2010-2018



# Trends in Juvenile Detention Center Admissions (1998-2018)



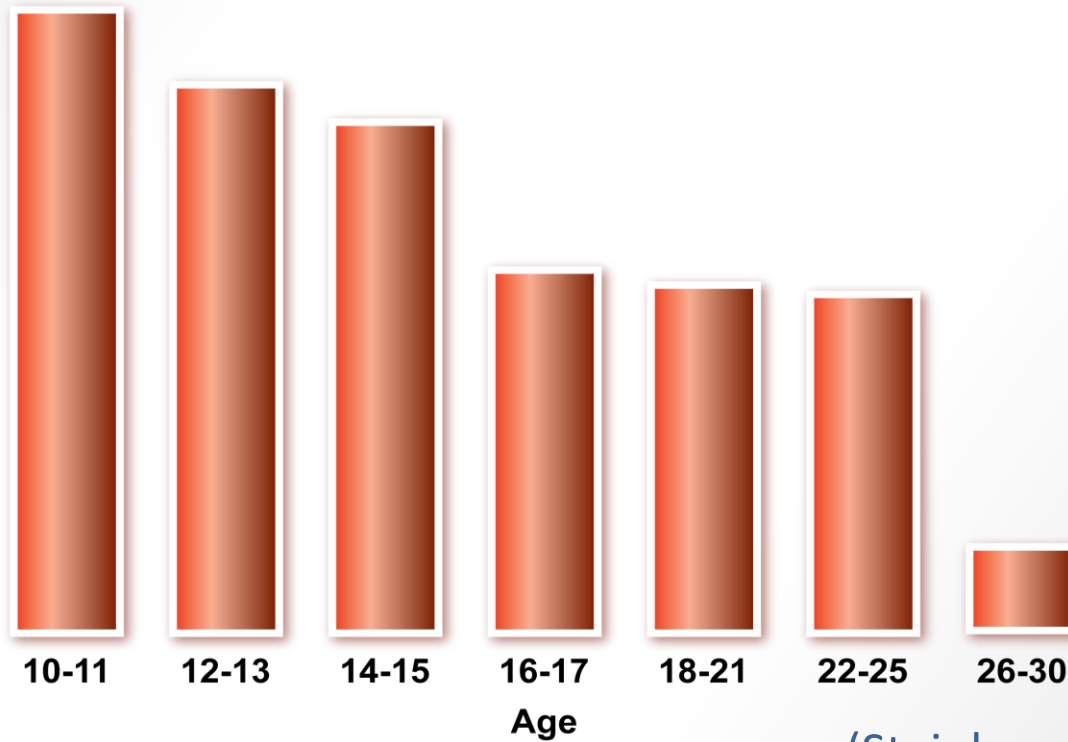
# Trends in Youth Development Center Commitments (1998-2018)



- Make NC safer
- Reduce recidivism
- Economic savings
- Juvenile employability
- Parental inclusion in process, strengthening families
- Professionals in juvenile treatment & intervention
- Other states' positive experiences
- Supported by science
- Consistent with recent legal decisions

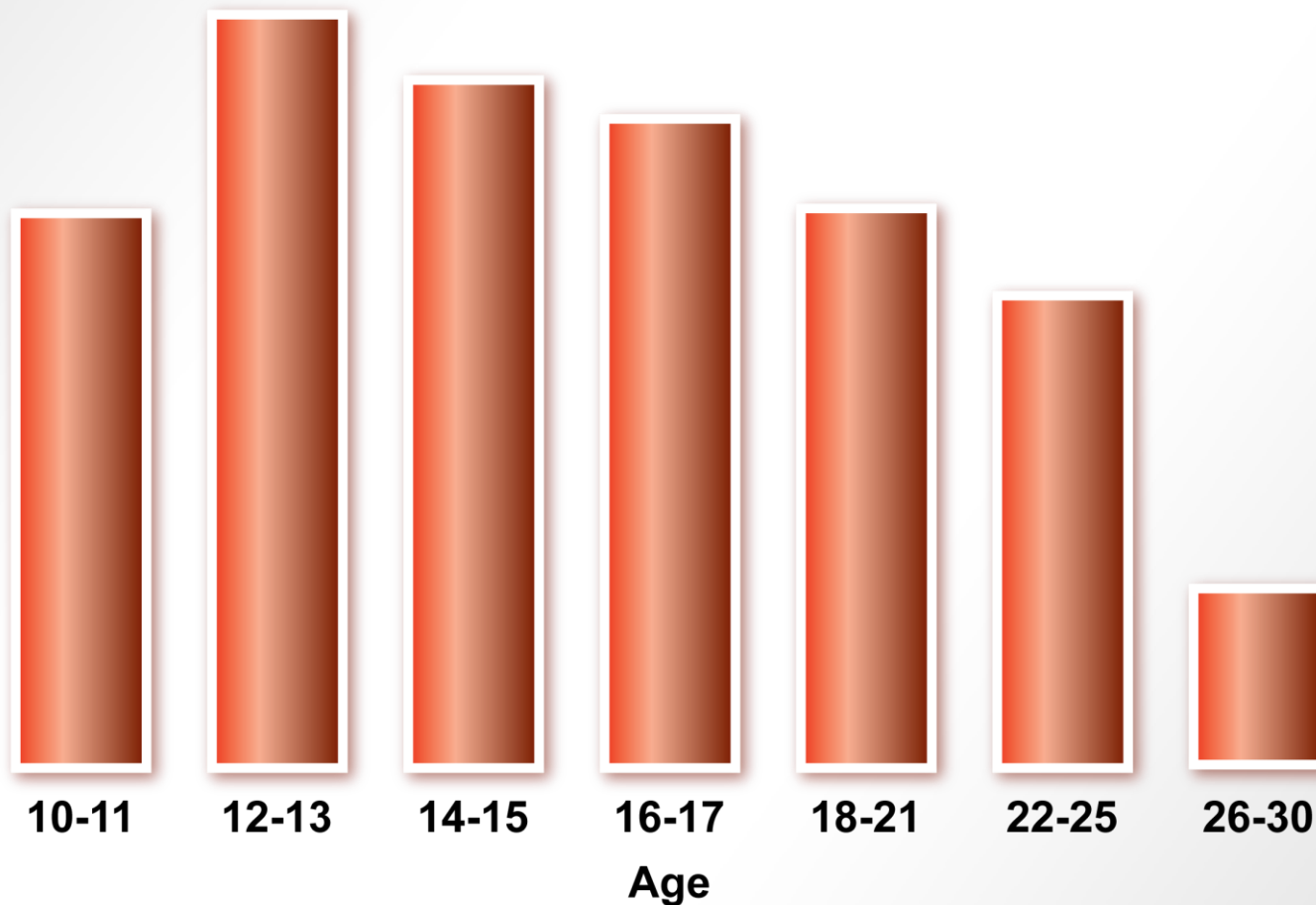


# Impulsivity Declines with Age



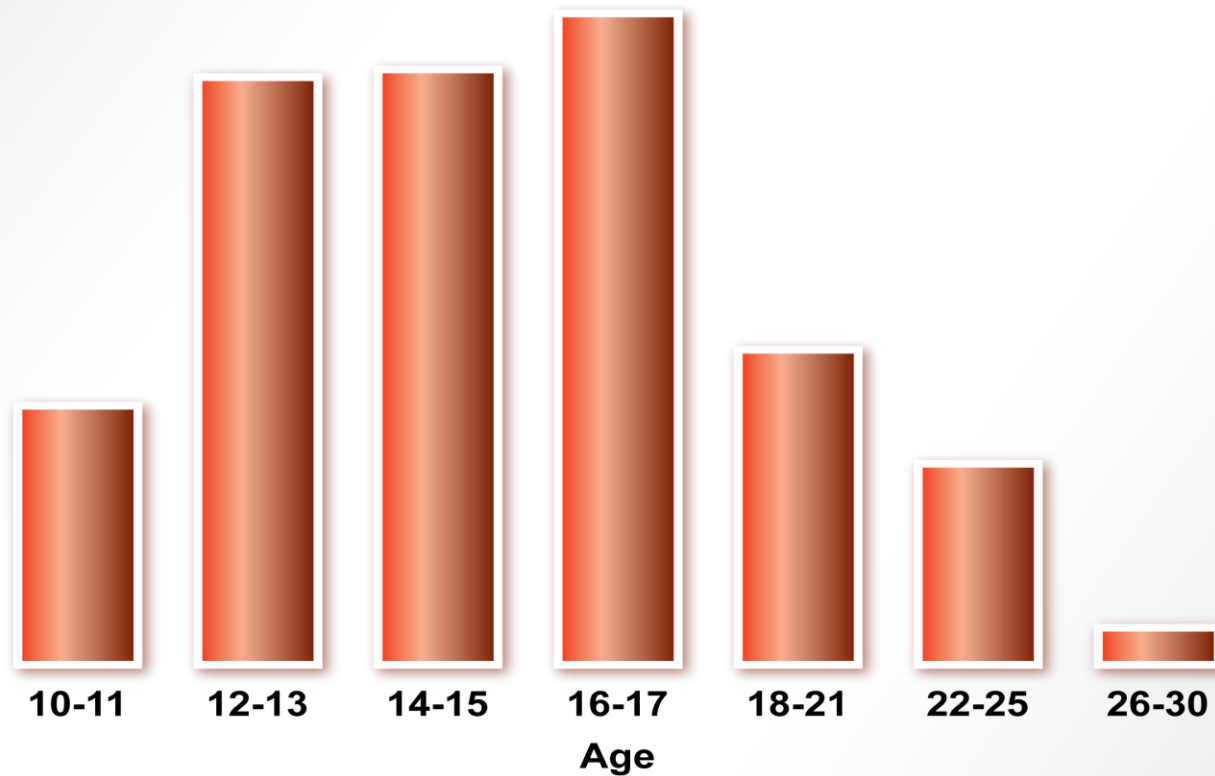
(Steinberg, et.al., 2008)

# Sensation-seeking Declines with Age



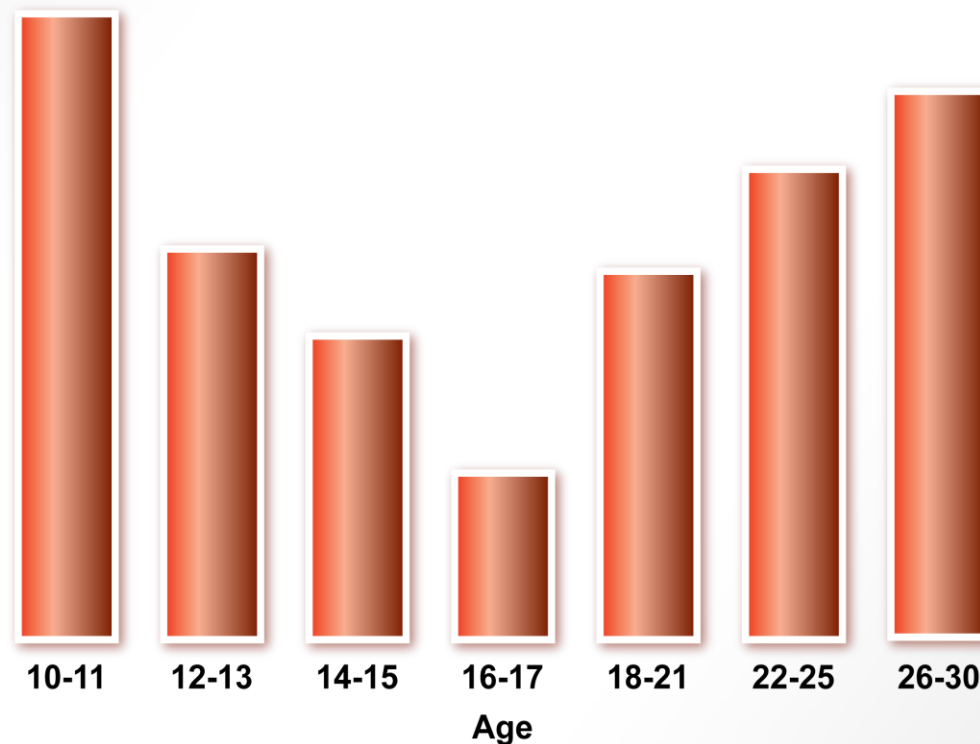
(Steinberg, et.al., 2008)

# Preferences for Risk Peaks in Mid-Adolescence



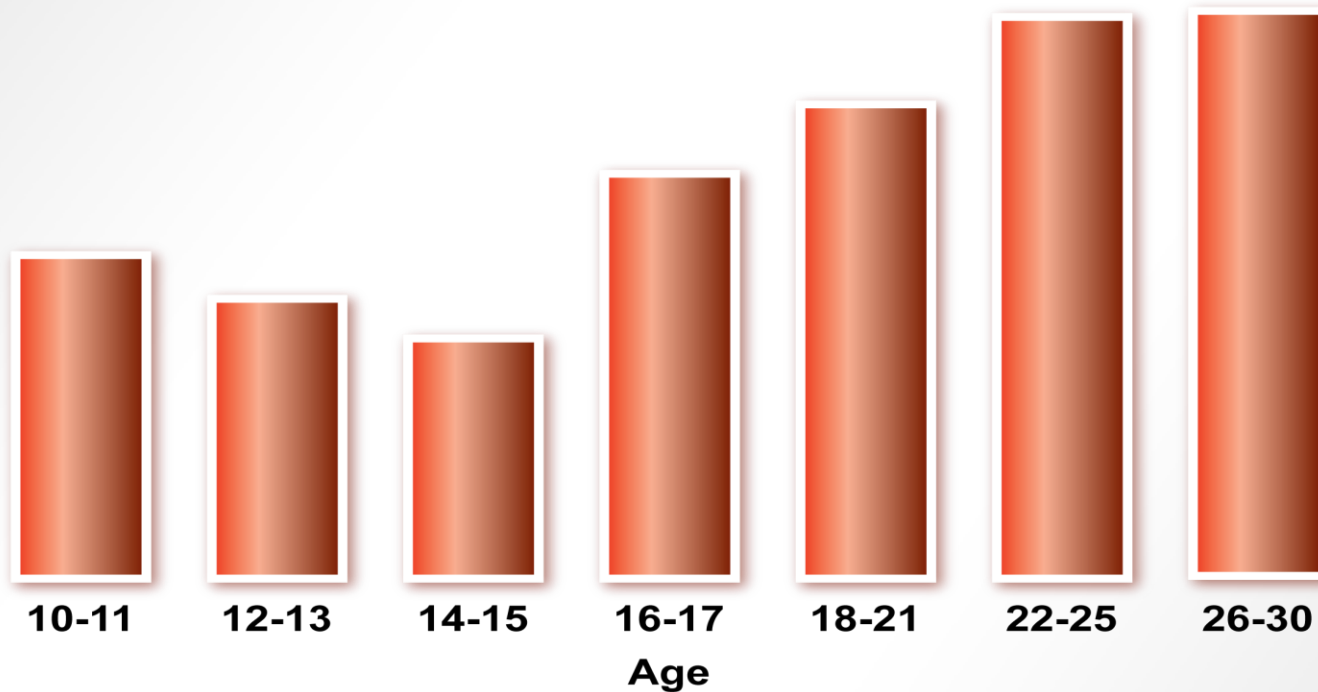
(Steinberg, et al., 2009)

# Risk Perception Declines and then Increases After Mid-Adolescence



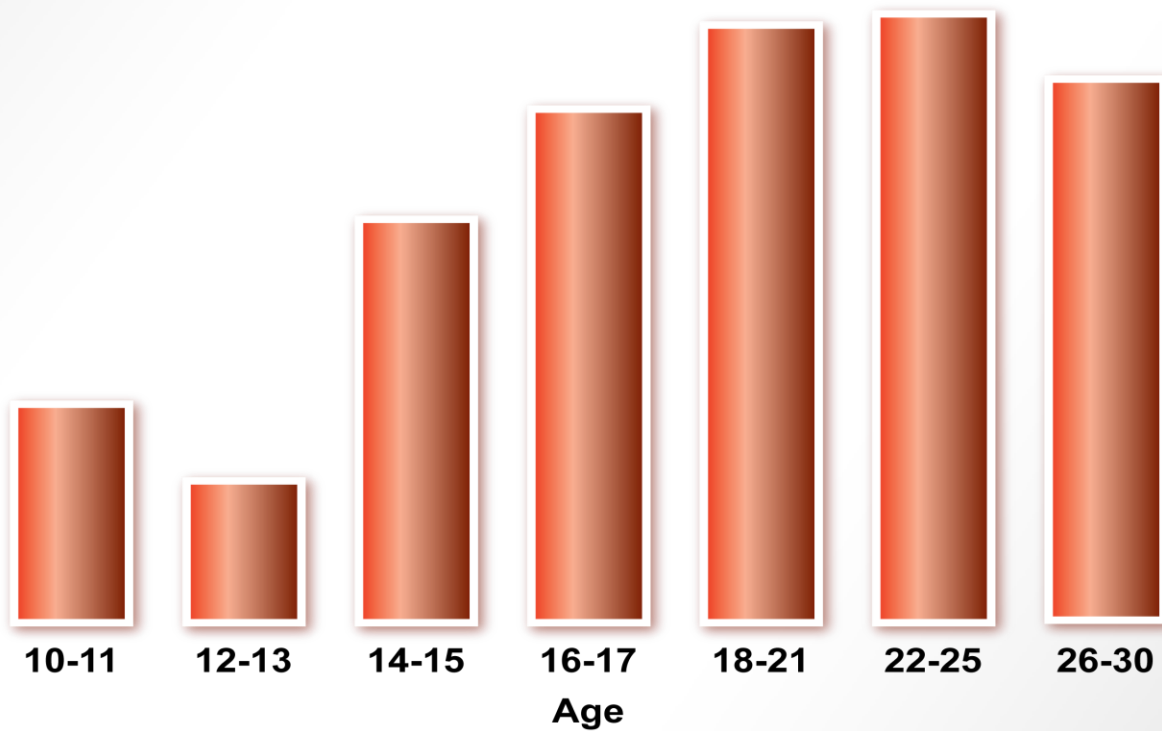
(Steinberg, et al., 2009)

# Future Orientation Increases with Age



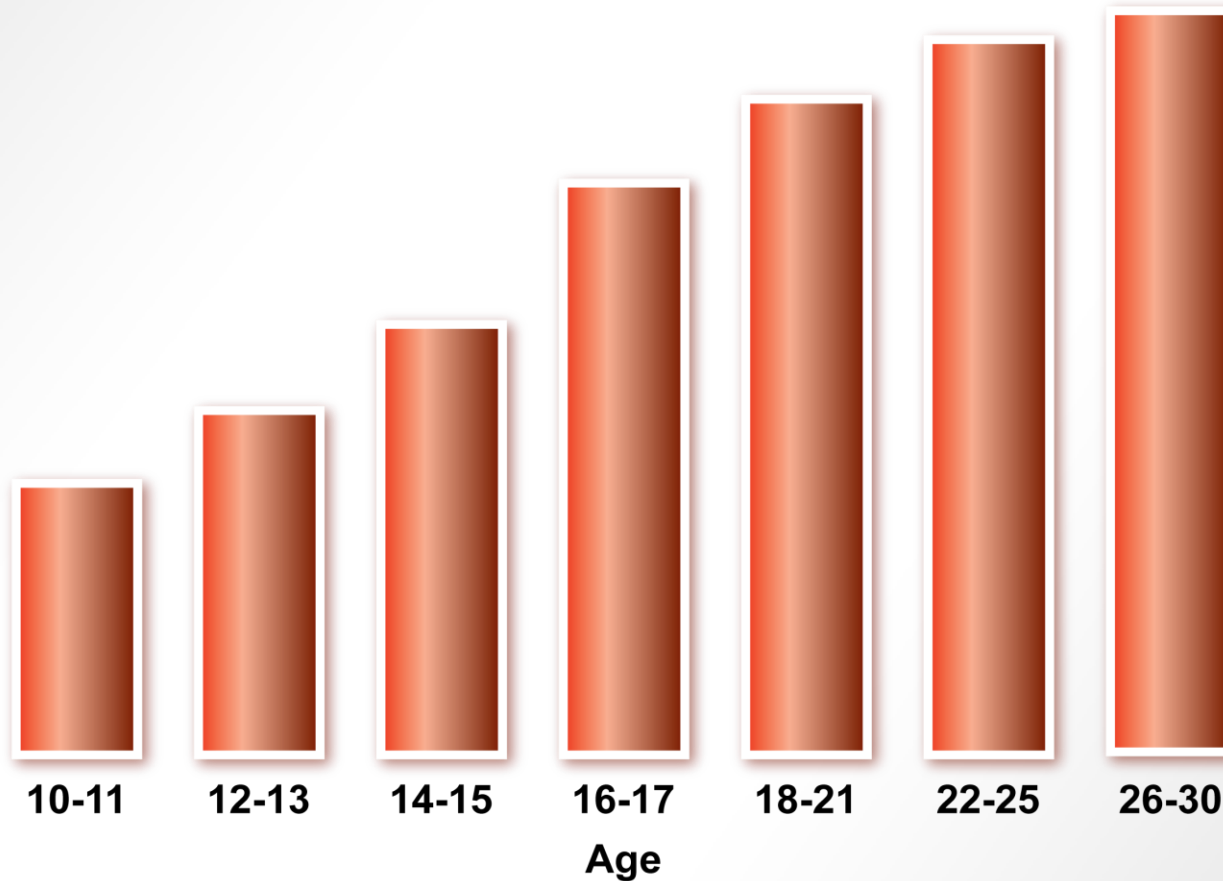
(Steinberg, et al., 2009)

# Older Individuals Are More Willing to Delay Gratification



(Steinberg, et al., 2009)

# With Age, Individuals Become More Resistant to Peer Influence



(Steinberg & Monahan, 2007)

# Juvenile Age Increase

## Effective Dec. 1, 2019

- New definition of “delinquent juvenile” includes 16 and 17-year-olds who commit crimes, infractions, or indirect contempt by a juvenile, but *excludes motor vehicle offenses*
  
- Also excludes juveniles who:
  1. are 18 and older;
  2. have been transferred to and convicted in superior court; and
  3. have been **convicted of a felony or misdemeanor, including motor vehicle offenses, in district or superior court**



# Expedited Transfer for 16 & 17 y.o.

Effective Dec. 1, 2019

- For Class A-G felonies, transfer is mandatory upon:
  - notice of an indictment, or
  - a finding of probable cause after notice and a hearing
- For Class H or I felonies, transfer requires a transfer hearing





# Maximum Age of Jurisdiction

## Effective Dec. 1, 2019

- For 16-year-olds, until age 19
- For 17-year-olds, until age 20

Beyond maximum age of jurisdiction,

- Court has **indefinite jurisdiction** over felonies and related misdemeanors to either transfer the case to Superior Court or dismiss the petition

# Juvenile Gang Suppression

- JCC's must begin conducting gang assessments during intake
- Results of the gang assessment become part of JCC's record
- New G.S. 7B-2508.1 defines "*criminal gang*," "*criminal gang activity*," & "*criminal gang member*"
- **Requires** enhancement of juvenile's disposition level, if court finds offense was committed as part of criminal gang activity

# Gang Enhancement

## Potential Questions

- ▶ New G.S. 7B-2508(g1) does not set forth:
  - Method of proof?
  - Burden of proof?
- ▶ JJAC recommended “beyond a reasonable doubt” as the court finding for the gang enhancement
  - Recommendation appears in H609 & S413
  - S413 also contains new scope: administer gang assessment to youth 12 and older

# Greater Protections for Victims

Effective Oct. 1, 2017

## Victims

- Must be notified of filing decision, reasons for the decision, and whether matter was closed, diverted, or retained;
- Must be notified of right to have prosecutor review filing decision under amended G.S. 7B-1704 and G.S. 7B-1705; and
- Under new G.S. 143B-806(b)(14a), DJJ developed system for informing victims about status of pending complaints and right to review the filing decision.



# Greater LEO Access to Information

## Effective Oct. 1, 2017

- DJJ began tracking “**consultations with law enforcement**” that do not result in the filing of a petition per amended 7B-3001(a)
- Duty to share info. applies to:
  - Juvenile’s delinquency record & consultations with LEO’s
  - When requested for the purpose of assisting LEO’s during the investigation of an incident that could lead to the filing of a complaint
- **Certain Limitations Apply:**
  - LEO’s may not obtain records from JCC’s
  - LEO’s must maintain confidentiality of any information shared



# JWise Access

**Effective July 1, 2018**

- AOC expanded access to JWise to include prosecutors and juvenile defense attorneys
- Access is limited to records related to juvenile delinquency proceedings
- AOC developed statewide inquiry access for JWise users



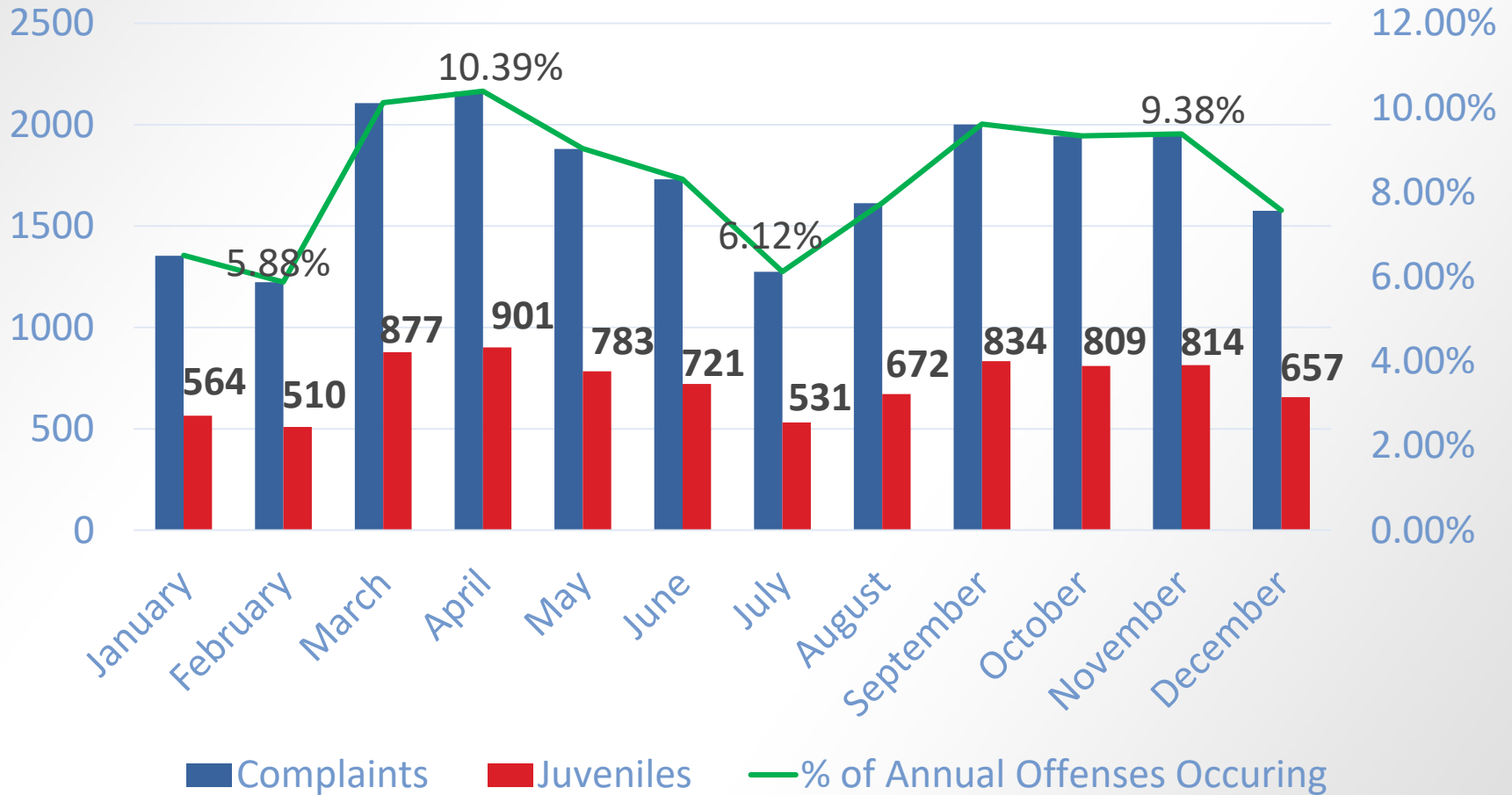
# Juvenile Jurisdiction Advisory Committee

- ▶ 21-member committee
- ▶ Monitors implementation
- ▶ JJ staffs JJAC
- ▶ JJAC terminates 2/2023 or upon filing of final report (earliest)



# New complaints will enter slowly over time

At least 8,673 new JJ Youth in 2020: Offense trend  
 NOTE: Complaints filed an average of 32 days following offense.



# Successes, Challenges, and Opportunities: Workgroups

- Stakeholder Forums (complete)
- Safety
- Transportation
- Law Enforcement Training
- JCPC Funding Allocation
- Facility Design
- YDC & DC Programming
- Re-Entry/Step down services
- Education
- Mental Health & Substance Abuse
- Health Care Services

# JJAC Recommendations

\*Note: Figures only include DPS-specific RtA items

Column1	2019-20			2020-21		
	FTEs	Recurring	Non-recurring	FTEs2	Recurring2	Non-recurring2
<b>Court Services</b>	190	\$ 5,841,449	\$ 3,471,142	43	\$ 16,287,693	\$ 737,451
<b>Community Programs</b>						
JCPC Aid	0	\$ 8,800,000			\$ 8,800,000	
JCPC Admin	11	\$ 907,146	\$ 165,627		\$ 907,146	
Contractual	1	\$ 11,088,936	\$ 341,943	1	\$ 11,212,245	\$ 5,057
<b>Transportation</b>	15	\$ 1,213,194	\$ 1,044,000		\$ 1,213,194	
<b>Facilities</b>						
Detention Operating	0	\$ 6,679,500			\$ 13,359,000	
Capital -Richmond	0		\$ 1,000,000			\$ 4,825,000
Capital - Perquimans	0		\$ 1,731,000			
CA Dillon	38	\$ 1,552,446	\$ 322,000		\$ 2,343,123	
Education/Vocational	4	\$ 505,086	\$ 108,228		\$ 455,086	
Facility Administration	7	\$ 497,692	\$ 35,399		\$ 497,692	
<b>Training/Data/IT/HR</b>	17	\$ 2,100,262	\$ 195,969		\$ 2,100,262	
		\$ 39,185,711	\$ 8,415,308		\$ 57,175,441	\$ 5,567,508
	<b>283</b>		<b>\$ 47,601,019</b>	<b>44</b>		<b>\$ 62,742,949</b>

\*Juvenile Justice will request operating costs for Rockingham for 2021-2022 (Feb 15, 2022 opening). Those costs are not included in this cost summary.

Note: The table includes only Juvenile Justice state costs for implementation of the Juvenile Justice Reinvestment Act. It does not include the county portion of detention costs (\$122 per youth per day of detainment), which equates to \$13,359,000 annualized. The county and State equally split the cost of juvenile detention (\$244 per youth per day of detainment).

# Governor's Budget

Column1	2019-20			2020-21		
	FTEs	Recurring	Non-recurring	FTEs2	Recurring2	Non-recurring2
Court Services	97	Undefined/Flexible		Undefined/Flexible		
Community Programs						
JCPC Aid						
JCPC Admin	6					
Contractual						
Transportation	8					
Facilities						
Detention Operating						
Capital -Richmond						
Capital - Perquimans						
CA Dillon	49					
Education/Vocational						
Facility Administration						
Training/Data/IT/HR	9					
		\$ 20,515,000	\$ 5,550,000		\$ 35,700,000	
	184		\$ 26,065,000	184		\$ 35,700,000

# House Budget

Column1	2019-20			2020-21		
	FTEs	Recurring	Non-recurring	FTEs2	Recurring2	Non-recurring2
Court Services	97	\$ 3,082,600	\$ 1,980,000	97	\$ 8,700,000	
Community Programs						
JCPC Aid	0	\$ 4,400,000		0	\$ 8,800,000	
JCPC Admin	5	\$ 250,000	\$ 80,000	5	\$ 400,000	
Contractual	1	\$ 6,500,000	\$ 350,000	1	\$ 11,100,000	
Transportation	15	\$ 656,000	\$ 1,044,000	15	\$ 1,200,000	
Facilities						
Detention Operating	0	\$ 4,500,000		0	\$ 6,700,000	
Capital -Richmond						
Capital - Perquimans						
CA Dillon	38	\$ 1,535,486	\$ 322,000	38	\$ 2,300,000	
Education/Vocational	4	\$ 500,000	\$ 24,914	4	\$ 500,000	
Facility Administration	7	\$ 500,000	\$ 40,000	7	\$ 500,000	
Training/Data/IT/HR	17	\$ 1,700,000	\$ 200,000	17	\$ 2,100,000	
		\$ 23,624,086	\$ 4,040,914		\$ 42,300,000	\$ -
	184		\$ 27,665,000	184		\$ 42,300,000

# Questions?

