

Juvenile Justice Committee

Spring Meeting, Jackson WY

Minutes of Meeting on May 6, 2017

Present: Chair Judge Ernestine Gray, Linda Britton, Judge Denise Langford Morris, Brian Lewis, Virginia Murphy and Janet Fink.

Conference Call capability was disabled.

Resolution Proposals:

1. Solitary Confinement: Report is complete and resolution is set to be presented before Council today. Janet Fink has asked that the resolution be amended to include youth in all detention and post-adjudication facilities, not just those in the juvenile justice system.

Post Committee meeting update: Resolution was so amended and passed Council. The resolution now reads:

RESOLVED, That the American Bar Association urges federal, state, local, territorial and tribal legislative bodies and governmental agencies to enact laws and adopt policies prohibiting the use of solitary confinement of children and youth under age 18.

2. Dual Status Youth Standards: Judge Gray presented standards and after discussion, Council passed the standards. Some language relating to police in schools was changed per request from Task Force members.

3. Sex Offender Registry for Youth: Linda Britton is forming a workgroup this summer to work on language that would create a presumption of no registration unless the State proves that registration is necessary to protect the public safety. (standard of proof yet to be determined)

NOTE: If anyone on the committee would like to be a part of this workgroup, please contact Patrice Payne.

Discussion on Solitary Confinement of Adults: Eric Drogin was not present, but intends to present resolution and report to Council at fall meeting.

Future Programming:

1. Linda indicated she is working with the Commission and others on a webinar(s) that would spotlight model programs that are alternatives to incarceration. These would include diversion programs, specialized courts, and community-based programs.

2. The Committee should sponsor a jurisdictional survey on Miller resentencing hearings to see what is happening across the country and determine what next steps to take on this issue. Judge Morris was particularly interested in developing a tool to assist judges with making appropriate decisions in Miller resentencing cases.
3. We should develop programming on children of incarcerated parents.
4. We should develop policy on court costs and fees in juvenile courts.

Projects:

1. No report on Juvenile Justice Collateral Consequences Project. Lauren King will present a report at the August meeting of the committee.

Next Meeting:

Saturday, August 12, 12:30 - 2:30 pm

INTERCONTINENTAL THE BARCLAY

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On Lexington Ave between 48th and 49th Sts