

Who Am I?

- Twenty-two years law enforcement in 5th largest city in the US. (Homicide, Undercover, Crimes Against Children, Street Gang Unit)
- Arizona's 22nd Governor's appointed Chief of Investigations for State's Crimes Against Children
- Arizona's 23rd Governor's appointed Director of the Arizona Department of Child Safety (3000 employees, \$1B budget, 150,000 annual calls, 7 million state population)
 - ❖ Hotline Overhaul (ASA 15 mins to 28 secs, hang ups 35% to 2%)
 - ❖ Cured Backlogs (33K opens to >5K, 16K backlogged to >500)
 - ❖ Caseloads (156 pp to >18, 78 kids count to >22)
 - ❖ !9K foster care to 13K (78% less shelter, 28% less GH)
 - ❖ 52% to 22% turnover
 - ❖ Relaced 23-year-old mainframe system
 - ❖ Successfully defended Class Action Suit
- COO of National Nonprofit for abused and neglected children
- Global Director of Health and Human Services @ Microsoft
- 52 years old, married 24 years, father of 4, and Arizona foster parent

Dangerous Merging

Foster Care Offramp for Dysfunctional Juvenile Justice Systems

Case Studies

JV204545: A 14 year-old youth with a prior out-of-state adjudication used a handgun to rob a Subway restaurant. He was arrested and charged with Armed Robbery, a class 2 felony. Despite a request from the Maricopa County Attorney's Office (MCAO) and probation to detain, the commissioner ordered DCS to pick up the juvenile from the juvenile detention center. Based on that court order, this juvenile was subsequently placed into a foster/group home with abused and neglected children.

JV603095: A 17 year-old youth was charged with 2 counts of Sexual Conduct with a Minor, class 2 felonies, whereby he allegedly used his penis to penetrate the anus of two female cousins, aged 8 and 7, respectively. The mother of one of the victims fervently objected to this perpetrator being released due to the devastating effect his conduct had on her daughter and the risk he posed to others. Over objection, the judge ordered the juvenile released into DCS custody. Based on that court order, this juvenile was subsequently placed into a foster/group home with abused and neglected children. It is important to note that there is no programming for sexually maladaptive behavior and treatment in DCS foster/group homes.

JV203729: A 16 year-old delinquent was charged with Sexual Conduct with a Minor, a class 2 felony, whereby he allegedly sexually assaulted his 4 year-old nephew. He was released to family, even though he was a ward of the court in California. Subsequently, he was brought back before the court due to non-compliance with release conditions. The judge then ordered DCS to pick him up. Based on that court order, this juvenile was subsequently placed into a foster/group home with abused and neglected children. Again, there is no programming for sexually maladaptive behavior and treatment in DCS foster/group homes.

JVA602073: 15 year-old youth was arrested for Criminal Trespassing in the 1st degree, a class 6 felony. The juvenile court ordered DCS to pick up the youth because his mother was ill and could not drive to the court.

JV602229: A 17 year-old delinquent on probation for assault and alcohol possession, violated probation numerous times over a two year period by way of possessing a firearm, criminal damage, disorderly conduct involving a deadly weapon, and testing positive for benzodiazepines and marijuana. Although he was on intensive probation, the juvenile court ordered DCS to pick him up. Based on that court order, this juvenile was subsequently placed into a foster/group home with abused and neglected children. The probation officer and the delinquent's parents asked that DCS provide our Young Adult Program as opposed to detention. The Young Adult Program is designed to pay subsidies and case manage foster youth to successfully transform them to adulthood. This program was not established to reward delinquent youth.

Release the Nuke

Fernando Sanchez, a juvenile, now jailed and indicted for murder. Fernando had escalating delinquent behaviors and was not detained or incarcerated despite probation violations, cutting off his ankle monitors, and accruing new charges. Each time he was released to the care of DCS instead of detention. Subsequent to every release, he would run away and commit more delinquencies. At the last such hearing, DCS implored the judge to not release Fernando because we could not secure him or protect him or the community from his behaviors. The judge disregarded and ordered Fernando into DCS care. The DCS caseworker was walking Fernando to her car outside of the Durango Juvenile Court facility when he ran off. He was once again reported AWOL. Within the next few days, Fernando committed a drive by shooting and allegedly killed a young woman in Sunnyslope. The murder trial is pending.

Nuke 2

Francisco Shadmu Foley Jr serving 15 years for murder.

Despite repeat, escalating violent crimes, and chronic AWOLS from DCS foster placements, Francisco was not detained or incarcerated at the AZ Department of Juvenile Corrections. He was repeatedly ordered into the care of DCS and repeatedly ran away. He went on to commit a multitude of crimes to include aggravated assaults, aggravated robberies, attempted sexual assault, strong armed robbery, and assault with a deadly weapon. When he was interviewed for raping and murdering a woman near 17th Avenue and Camelback Road, he provided information to the detective that he jumped out of a caseworker's car just days prior. Our records show that on January 31st, 2017, he went AWOL by running from our caseworker's car during transport from juvenile court to a DCS group home. This Arizona citizen was raped and beaten to death with a large rock on February 3rd, 2017. The murder trial is pending.

Good Intentions + Improper Incentives = Loss of Equilibrium (Pendulum Swings too Far)

Mass movement
towards
deinstitutionalization

Juvenile Justice
Deinstitutionalization
Act 1980's

Policy overreach

Budgetary constraints

Community
intervention
saturation

Improper incentives

Improper utilization
of systems

People suffer

Loopholes in Laws and Politics

8-841. Dependency petition; service; preliminary orders; hearing

- A. Except as provided in subsection B of this section the department or any **interested party** may file a petition to commence proceedings in the juvenile court alleging that a child is dependent.
- B. An interested party may not file a dependency petition concerning a child who has been adjudicated delinquent and is under the jurisdiction of the juvenile court, who is awaiting delinquency adjudication or disposition or who has been released from the department of juvenile corrections within the previous six months, unless both of the following occur:
 - 1. The interested party contacts the department pursuant to section 8-455 at least fourteen days before filing the petition and provides the department with notice of the intent to file a petition pursuant to this subsection, the allegations contained in the petition and the factual basis supporting the allegations.

*Note GALs, Special Interests, Florence Project, Immigration debate (Special Immigration Juvenile Status)

Follow the Money

- Separation of Powers
- Budgets
- State GF
- County
- Federal Expenditure Authority
- Title IV-E
- Title IX

The Horrifying Misuse of Foster Care

A false alternative to criminal justice is a threat to those most in need

by [Greg McKay](#) and [Naomi Schaefer Riley](#)

[**https://www.commentary.org/articles/greg-mckay/the-horrifying-misuse-of-foster-care/**](https://www.commentary.org/articles/greg-mckay/the-horrifying-misuse-of-foster-care/)