



North Carolina Department of Public Safety

Juvenile Justice and Delinquency Prevention

Roy Cooper, Governor
Eddie M. Buffaloe, Secretary

William L. Lassiter, Deputy Secretary

MEMORANDUM

To: Chairs of the Joint Legislative Oversight Committee on Justice and Public Safety
Chairs of the Senate Appropriations Subcommittee on Justice and Public Safety
Chairs of the House Appropriations Subcommittee on Justice and Public Safety
Fiscal Research Division

From: Eddie M. Buffaloe, Secretary
William L. Lassiter, Deputy Secretary

Subject: Assaults on Staff in State Juvenile Detention Centers

Date: March 15, 2022

Pursuant to § 14-258.7, the Department of Public Safety shall report by March 15 of each year to the Chairs of the House of Representatives and Senate Appropriations Subcommittees on Justice and Public Safety, the Chairs of the Joint Legislative Oversight Committee on Justice and Public Safety, and the Fiscal Research Division of the Legislative Services Commission on the number of incidents of any violation of G.S. 14-34.5(b), 14-34.7(b), or 14-34.7(c)(2) involving an employee or contractor of a detention facility operated by the State, and the nature of the resolution of every incident of any violation of G.S. 14-34.5(b), 14-34.7(b), or 14-34.7(c)(2) involving an employee or contractor of a detention facility operated by the State.

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1) The number of incidents of any violation of this Article, G.S. 14-34.5(b), 14-34.7(b), or 14-34.7(c)(2) involving an employee or contractor of a detention facility operated by the State.

The following table reflects violations involving an employee or contractor of a juvenile detention center or youth development center resulting in injury to staff. Youth Development Centers offer long term, residential commitment services whereas juvenile detention centers predominantly house youth pre-trial in secure custody.

CY 2022

	Violations of G.S. 14-34.5 (b) <i>Assault with a Firearm on a person employed at a State detention facility</i>	Violations of G.S. 14-34.7 (b) <i>Certain assaults on a person employed at a State detention facility (Class F)</i>	Violations of G.S. 14-34.7 (c) (2) <i>Certain assaults on a person employed at a State detention facility (Class I)</i>
Alexander Juvenile Detention Center	0	0	1
Cabarrus Juvenile Detention Center	0	0	6
Cumberland Juvenile Detention Center	0	0	0
Dillon Juvenile Detention Center	0	0	0
Dobbs/Lenoir/Green Juvenile Detention Center	0	0	0
New Hanover Juvenile Detention Center	0	0	3
Pitt Juvenile Detention Center	0	0	1
Wake Juvenile Detention Center	0	0	0
Cabarrus Youth Development Center	0	0	3
Chatham Youth Development Center	0	0	0
Edgecombe Youth Development Center	0	0	4
Lenoir Youth Development Center	0	0	3
Total	0	0	21

- 2) The nature of the resolution of every incident of any violation of this Article, G.S. 14-34.5(b), 14-34.7(b), or 14-34.7(c)(2) involving an employee or contractor of a detention facility operated by the State.**

CY 2022:

Twenty-one (21) acts that appear to meet the elements of G.S. 14-34.7(b) and (c)(2), Certain Assaults on a Person Employed at a Detention Facility, occurred in CY 2022. The following delinquent petitions or criminal charges were filed for individual juveniles housed in a juvenile detention center or youth development center:

- Three charges for G.S. 14-258.4(a), Malicious Conduct by Prisoner (Throwing Fluids). Two counts were voluntarily dismissed without leave and the remaining count resulted in conviction and an intermediate sentence of 24 months supervised probation.
- One charge for G.S. 14-33(a), Simple Assault, which resulted in conviction and an active sentence of 16 days.
- One charge for G.S. 14-33(c)(4), Assault on a Government Official, which resulted in conviction and an active sentence of 82 days.
- One charge for G.S. 14-34.7(c)(1), Certain Assaults on a Person Employed at a Detention Facility, and one charge for G.S. 14-33(c)(4), Assault on a Government Official. Both charges remain pending before the Court as of February 2022.
- One charge for G.S. 14-34.7(c)(1), Certain Assaults on a Person Employed at a Detention Facility, and one charge for G.S. 14-33(c)(4), Assault on a Government Official. Both charges remain pending before the Court as of February 2022.

Please note that more than one juvenile may have been involved in any individual incident or a juvenile may have received more than one charge or petition per incident and therefore the number of formal charges or petitions listed above may differ from the total counts provided in (1).

The remaining potential violations of G.S. 14-34.7(c)(2) were each resolved consistent with internal policy.