

# COVID-19 in Justice Settings

# Speakers (In Order of Appearance)

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# Current Conditions/Release Cases

Cases Filed

Causes Of Action

Plaintiffs Selected

# Current Conditions/Release Cases: Outcomes

- Prisoner releases – few successes
- Individualized health assessments of vulnerable prisoners
- PLRA issues – Fifth Circuit, Eleventh Circuit cases
- Orders in successful cases
- P&A as organizational plaintiff

# Litigation Lessons

- PLRA
- Pleadings
- Relief
- Fact Development (access to clients and data)

# Current Conditions/Release Cases: Lessons

- PLRA remains a challenge
- Need for extensive fact-finding prior to filing
- Focus on medical care and conditions of confinement

# Next Steps

Planning for the Next Wave: Same problems remain

- Overcrowded conditions
- Lack of competent medical care
- Treatment of prisoners with mental illness, IDD
- Segregation/solitary confinement

# Next Steps

- Access Issues – overcoming obstacles to physical access to facilities, lack of data
- Monitoring to Obtain Facts – medical/mental health services, disciplinary records, programming access
- Individual prisoner interviews and complaints
- Monitoring COVID/Infection Specific Concerns – physical conditions (infection control), population/overcrowding, medically vulnerable
- Administrative complaints and building a record
- Policy advocacy



# Juvenile Justice : Preparing for the Next Wave

Population Reduction

Infection Control Measures

Access to medical care

Preventing Segregation

Staffing Concerns

# Juvenile Justice: Education

- Academic Prep
  - General Education
  - Special Education
- Comp Ed For IDEA Eligible Students
- Credit loss
- Behavior/ Transition Planning for Youth Who Were COVID Segregated

# Juvenile Justice: Preparing for the Next Wave

## Transition/Re Entry Planning:

Return “home” when home is under a stay at home order

Preventing hold overs

Services and medical needs in the community

## Programming

- Loss of access
- Make up of lost services

# Speaker Contact Information

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