

## **Garrity Administrative Warning**

...You are entitled to all the rights and privileges guaranteed by the laws and the constitution of this state and the United States, involving the right not to be compelled to incriminate yourself. I further wish to advise you that refusal to testify or to answer questions relating to the performance of your departmental duties could result in your dismissal from the department.

... If you do answer, neither your statements nor any information or evidence which is gained by reason of such statements can be used against you in any subsequent criminal proceeding. However, these statements may be used against you in relation to subsequent departmental charges. At this time I am going to question you regarding (type of investigation). This questioning concerns administrative matters relating to the official business of the department.

... I am not questioning you for the purpose of instituting any criminal proceeding against you. During the course of the questioning, even if you do disclose information which indicates that you may be guilty of criminal conduct, neither your statements nor the fruits (products, results, etc.) of any statement you make will be used against you in any criminal proceedings...

# **Interviewing Victims of Sexual Abuse in Custodial Settings**

## **Questions for Victims of Staff Sexual Misconduct**

- Did the suspect ejaculate/ gush?
- Where did s/he ejaculate/ gush?
- Suspect physical characteristics
  - Hair pattern of body
  - Bellybutton
  - Scars/Moles
  - Tattoos/piercing
  - Circumcised/Uncircumcised
  - Hygiene
  - Skin Pigmentation
- Did you know the staff member prior to custody?
- When did the relationship begin?
- What occurred?
- When/Frequency?
- Where did act take place?
  - Details
  - Locks
  - Keys
  - Announcements
  - Radio transmissions
- Who was the last person you saw before the act took place?
- Who was the first person you saw after the act took place?
- Have you told anyone about this? Whom? When?
- Do you know how to contact the staff outside of the facility? Home/Cell phone #?
- What are the names of the staff's family members, spouse, kids, friends, pets?
- What type of music does the staff member like?
- What do you know about the staff member?
- What type of vehicle does s/he drive?
- What are the staff member's hobbies? Days off?
- Where did the staff member go on vacation?
- What type of home does the staff member have?
- Has the staff member ever given you cards, tokens, notes, photos?

## **Questions for Victims of Youth on Youth Sexual Abuse**

- Allow the victim to tell the entire story
- Ask clarifying questions after initial account
- Ask for a detailed description of the offender if identity unknown
- Ask for detailed account of the sexual abuse incident(s)
- Ask for description of the scene
- Ask about existence of possible evidence
- Any history of problems/incidents with the offender?
- Any other known victims of offender?
- Were there any previous “unforced” sexual encounters with offender or other residents?
- Were there any possible witnesses?
- Any distinguishing marks/scars/tattoos on the offender?
- What did the offender say before, during or after the abuse incident?