

NATIONAL
PREA
RESOURCE
CENTER

NCCD | National Council on
Crime & Delinquency



Mending the Circle: Challenges and Opportunities in Addressing Sexual Abuse in Tribal Detention Settings

Webinar

Broadcast Date: August 21, 2013

This project was supported by Grant No. 2010-RP-BX-K001 awarded by the Bureau of Justice Assistance. Points of view or opinions in this document are those of the author and do not represent the official position or policies of the United States Department of Justice.

New PREA standard interpretive guidance issued from the U.S. Department of Justice.

[Click here to access the new guidance](#)



Faculty, Inmate Education regional training, Just Detention International, Columbia, SC

Search the PREA Library for Articles and Resources:



LEGAL ▶

Information about the Prison Rape Elimination Act of 2003 and related laws and legal issues.



POLICY & PRACTICE ▶

Sample PREA-related policies and PREA policy development guides.



RESOURCES ▶

Tools such as training materials



NEWS COVERAGE ▶

All PREA-related news articles, including news about the law, implementation of standards, and federal and local initiatives.



RESEARCH ▶

Federally funded and academic reports and articles on a range of PREA-related topics.



STANDARDS ▶

Federal PREA standards and information

The PREA Resource Center (PRC) is working to address sexual safety in confinement, and to assist state and local jurisdictions with implementation of the Department of Justice [national PREA standards](#).

Need Help?

The PREA Resource Center provides training and technical assistance to adult and juvenile corrections and law enforcement agencies seeking to prevent, detect, and respond to sexual abuse in confinement.

[REQUEST ASSISTANCE](#) ▶

Resources for survivors and their families are available [here](#).

Sign Up for Updates

The PREA Resource Center will provide information on upcoming events, new resources to our library, and PREA-

Targeted TTA

[Request for Assistance](#)

[BJA Demonstration Sites](#)

[PREA in Action](#)

[PREA Essentials](#)

[Upcoming Webinars](#)

[Archived Webinars](#)

[Regional Trainings](#)

Training & Technical Assistance



The Prison Rape Elimination Act (PREA), which was signed into law by President George W. Bush on September 4, 2003, was created to eliminate sexual abuse in confinement. To learn more about the law and preparing for implementation, visit the [PREA 101](#) page.

In order to achieve its mission to eliminate sexual abuse in confinement facilities nationwide, the PREA Resource Center (PRC) has designed a four-pronged strategy for the development and delivery of training and technical assistance (TTA).

1. **Targeted TTA** – The PRC has implemented a process for identifying the priority needs (i.e., topics) for TTA shared by all types of confinement facilities across the country. This ongoing needs assessment process involves a compilation and review of a variety of PREA-related information sources including reports, articles, recommendations from experienced TTA providers, and surveys of the memberships of professional correctional organizations. Using the results of this assessment process, the PRC will develop and deliver TTA programs and services that address these priority needs.

The announcements and schedules for upcoming targeted TTA events (e.g., webinars, training classes) will be posted on this website so that interested participants can register in advance. Previously held events will also be posted and accessible on this site. The PRC's targeted TTA strategy is intended to make resources available to the widest possible audiences nationwide.

2. **Request for Assistance (Field-initiated TTA)** – In order to respond to the individual needs of agencies and facilities nationwide, the PRC has

Search the PREA
Library for Articles and
Resources:

SEARCH

Sign Up for Updates

The PREA Resource Center will provide information on upcoming events, new resources to our library, and PREA-related issues in the news. Sign up to receive our communications via email.

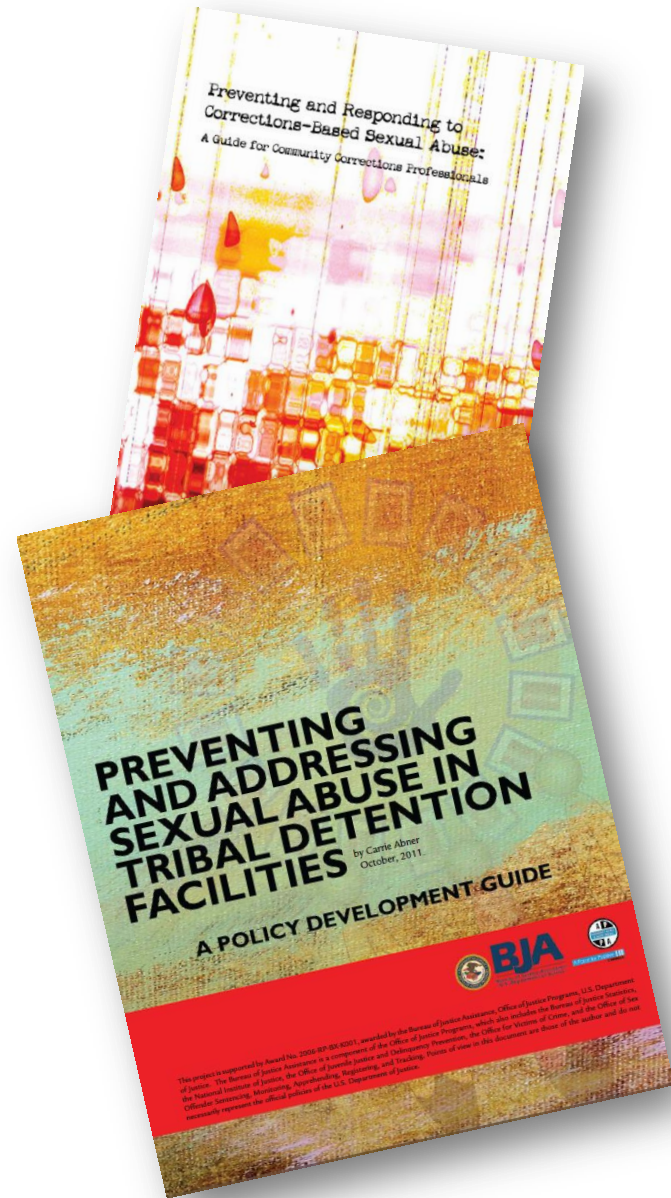
SIGN UP ▶

www.appa-net.org

The screenshot shows the homepage of the American Probation and Parole Association (APPA). At the top left is the APPA logo with the text "COMMUNITY JUSTICE & SAFETY FOR ALL". To the right of the logo is the text "American Probation and Parole Association". Further right is the slogan "A Force for Positive CHANGE." and a navigation menu with links for "HOME", "SITEMAP", and "SEARCH". Below this is a secondary navigation bar with tabs for "ABOUT APPA", "MEMBERSHIP", "TRAINING", "PROJECTS", "RESOURCES", and "APPA SHOP".

The main content area is divided into several sections:

- ACCOUNT PROFILE LOG-IN**: A box containing the text "your information", the name "Tracy Godwin Mullins", the email "tmullins@csg.org", a "Logout" button, and the text "or first time logging in?".
- FEATURES**: A large blue box with the text "Welcome to the leading organization of professionals dedicated to the concerns of probation, parole and community-based corrections." and a link ">> learn more about APPA...".
- RESOURCE SPOTLIGHT**: A box featuring a "FACT SHEET #1-8 PROMISING VICTIM-RELATED PRACTICES IN PROBATION AND PAROLE" and the title "Promising Victim-Related Practices in Probation and Parole Fact Sheet Series #1-8". Below the title is a link to "Promising Victim-Related Practices Fact Sheet Series".
- Become a MEMBER!**: A button with the text "Become a MEMBER!".
- Marketing with APPA**: A button with the text "Marketing with APPA".
- facebook twitter**: A button with the text "facebook twitter".
- APPA WEBSITES**: A box listing "CC Marketing Strategies", "Discover Corrections", "Domestic Violence", "PPPS Week Kit (2013)", and "Project Safe Neighborhoods".
- ANNOUNCEMENTS**: A box listing "DC Public Safety Radio Show on Workloads in Probation and Parole", "Policy Implications of Police-Probation/Parole Partnerships: A Review of the Empirical Literature", "DC Public Safety Radio Show on Police-Parole & Probation Cooperation", "APPA Offers Free eLearning Course: The Rights and Needs of Crime Victims Opportunities for Info Sharing to Enhance Health & Public Safety Outcomes", and "APPA Offers Free eLearning Course Series on Promising Victim-Related Practices in Probation and Parole".
- ACTIONS**: A box listing "1. Update your Account/Profile!", "2. Be a consultant for APPA", "3. Call for Presenters: Houston", and "4. Get the National Branding Kit!".
- Community Corrections Buyers' Guide**: A button with the text "Community Corrections Buyers' Guide".
- AVAILABLE APPA TRAINING**: A box listing "August 14: Preventing & Addressing Sexual Abuse in Tribal Detention Facilities: The Impact of the Prison Rape Elimination Act | Webinar" and "August 21: Mending the Circle: Challenges and Opportunities in Addressing Sexual Abuse in Tribal Detention Settings | Webinar".
- DISCOVER CORRECTIONS**: A box with the logo "DISCOVER CORRECTIONS Extraordinary Choices. Extraordinary Rewards." and the website "DiscoverCorrections.com".



Webinar Recording

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An archive of this webinar will be posted on
the PREA Resource Center website:

www.prearesourcecenter.org

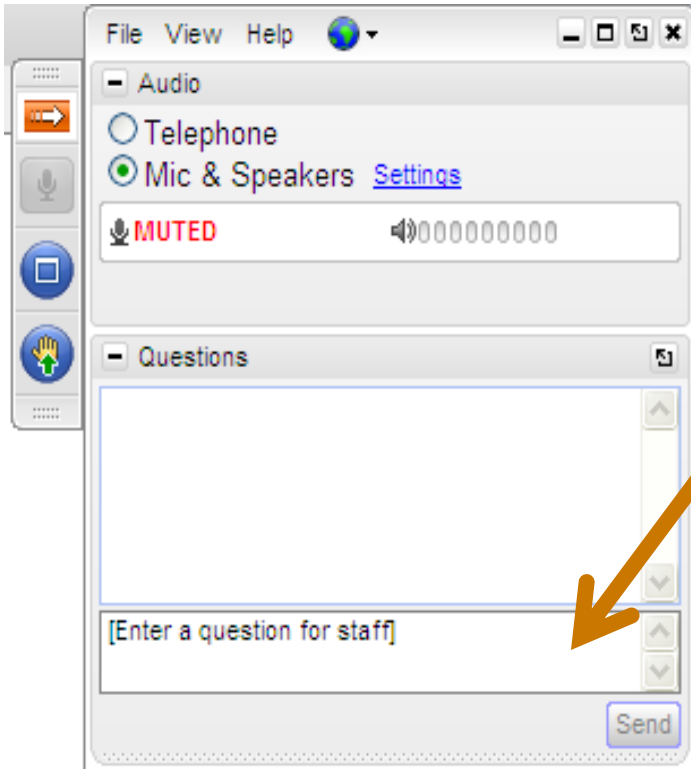
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Webinar Logistics

- Participants' lines are muted



Webinar Logistics



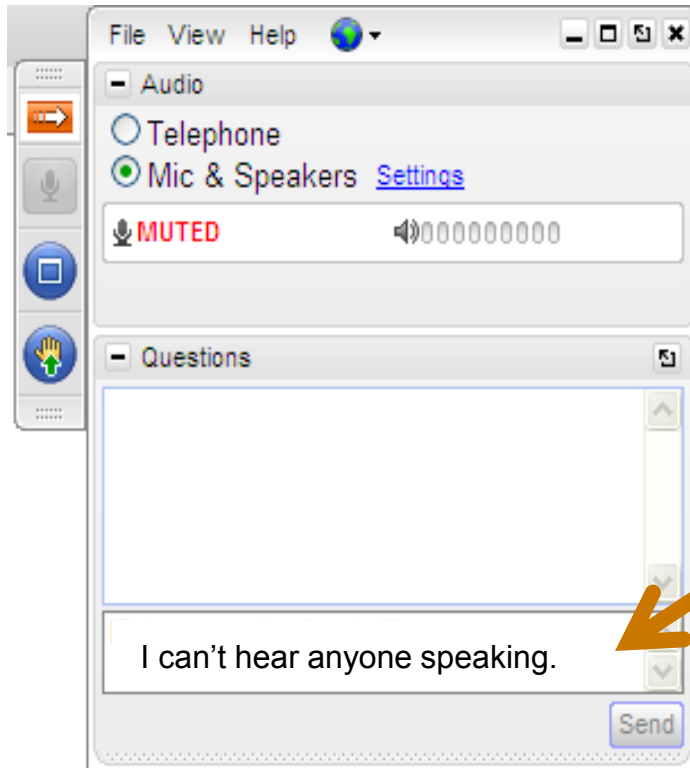
If you have a question,
send it to us...

Webinar Logistics



**Experiencing any
technical difficulties?**

Webinar Logistics



Experiencing any technical difficulties?

- Use the question feature and explain your issue.

Your Presenter



Darwin Long

Administrator
Oglala Sioux Tribal Jail

Your Presenter



Bonnie Clairmont

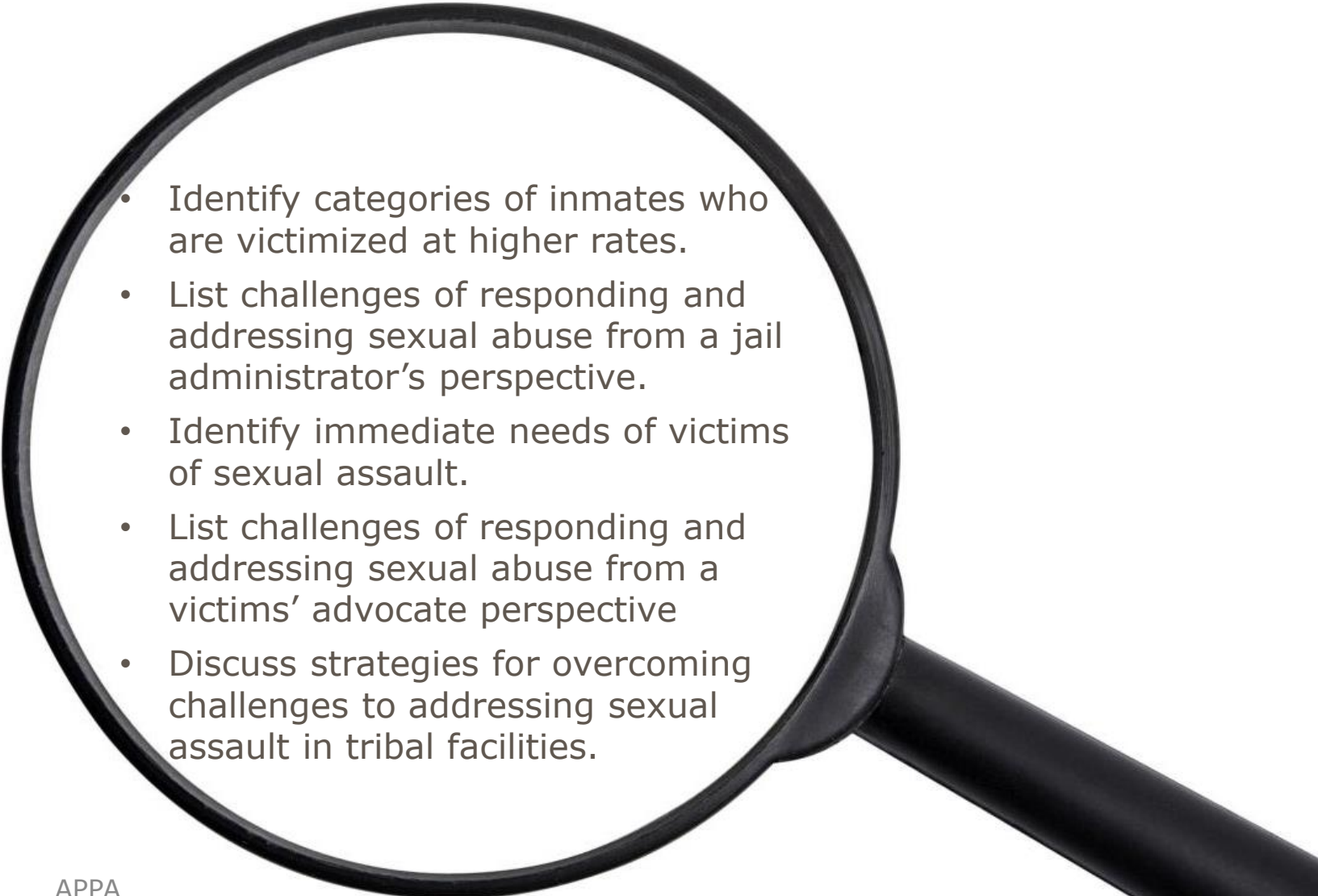
Victim Advocacy Specialist
Tribal Law & Policy Institute

Email: bonnie@tlpi.org

Phone: 651-644-1145

www.tlpi.org

Learning Objectives

- 
- Identify categories of inmates who are victimized at higher rates.
 - List challenges of responding and addressing sexual abuse from a jail administrator's perspective.
 - Identify immediate needs of victims of sexual assault.
 - List challenges of responding and addressing sexual abuse from a victims' advocate perspective
 - Discuss strategies for overcoming challenges to addressing sexual assault in tribal facilities.

Addressing Sexual Abuse in Indian Country Jails

Sexual Abuse

Is the forcing of undesired sexual behavior by one person upon another.

Sexual abuse includes:

(1) Sexual abuse by another inmate, detainee, staff, volunteer, or contractor

Prison Rape Elimination Act

- Sexual Assault, BIA ADF-4D-11
- Sexual Conduct of Staff BIA ADF-4D-12
- Investigation of Sexual Assault BIA ADF-4D-13
- Victims of Sexual Assault BIA ADF-4D-14
- C2-17 SEXUAL ASSAULT PREVENTION & INTERVENTION
- C2-17-05 INVESTIGATION

Zero Tolerance

Zero Tolerance



- The Adult Offenders Facility maintains a zero tolerance for offender-on-offender sexual assault, staff sexual misconduct and sexual harassment toward offenders and staff.
- Every allegation of sexual assault, misconduct and harassment will be thoroughly investigated.
- This zero tolerance for sexual assaults at any level will apply to all correctional staff, kitchen staff, inmates, program providers and volunteers.

Categories of Inmates Who Are Victimized at Higher Rates

- Young inmates
- Inmates who are inexperienced, naive, or lack “street sense”
- Mentally ill or developmentally challenged inmates
- Inmates who are not affiliated with a gang
- Gay, lesbian, bisexual, transsexual, or intersex (GLBTI) inmates
- First-time offenders
- Inmates convicted of sexually-based crimes
- “Snitches,” “rats,” and inmates who break the code of silence
- Inmates who have previously been victimized

Challenges to Addressing Sexual Abuse in Indian Country Jails

- Staff
- Physical Design
- Indian Health Service
- Supervision
- Inmate Accountability
- Training
- Employee Assistance Programs



Challenges Continued

- Proper Training
- Policy Development
- Staff and Inmate Training
- Inmate Orientation
- Re-Training
- Addressing Cultural Taboo
- Prompt and effective intervention to address the safety and treatment needs of inmate victims if an assault occurs,
- Investigation, discipline, and prosecution of assailant(s)



Benefits for Addressing Sexual Abuse in Indian Country Jails

- Professional staff
- Community trusts you
- Complying with PREA and your duty to provide a humane and safe detainment
- Inmates feel safe

Challenges and Barriers for Victims of Sexual Assault



- Small closed communities
 - everyone knows everyone
 - affects confidentiality, stigma
- Lack of understanding about sexual assault
 - difficult to discuss
 - victim blaming & prejudice
 - shame & secrecy

Challenges and Barriers for Victims of Sexual Assault



- Poverty
 - lack of telephones in a high percentage of American Indian households
 - lack of adequate transportation
- Lack of available resources for victims
- Geographical distances

Challenges and Barriers for Victims of Sexual Assault

- Fear of law enforcement
- Lack of trust in criminal justice system
- Historic/intergeneration trauma



Difficult to Discuss Sexual Assault

Lack of knowledge and education

- What constitutes sexual assault according to the law
- The different types of sexual assault
- Many myths associated with sexual assault
- Code of silence – don't want to involve criminal justice system

What does a victim look like?

Where do we get our messages and preconceived notions about victims?

Who Can be a Victim of Sexual Assault?

Can be anyone!



Some are more vulnerable –

- mental health diagnosis
- prior victimization
- sexual orientation
- women

Immediate Needs of a Victim of Sexual Assault

- Safety
- Medical attention
- Information/Referral – victim advocate

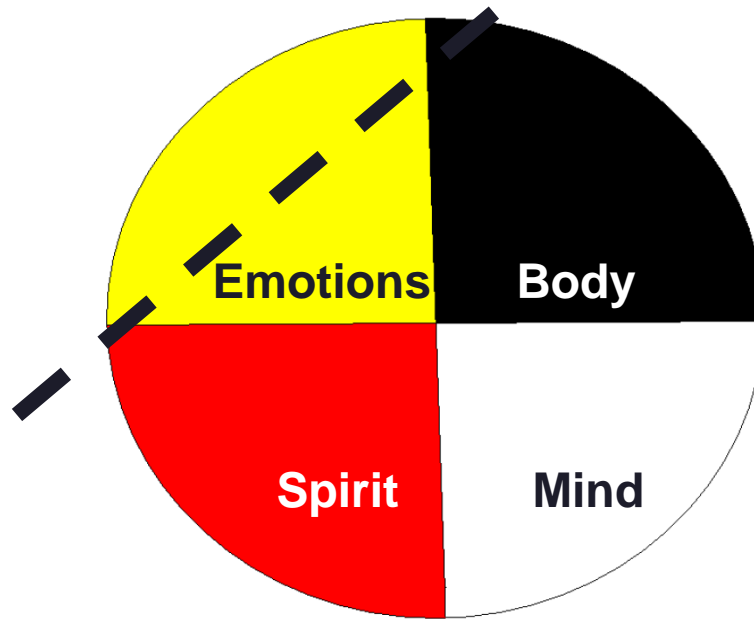


Immediate Needs of a Victim of Sexual Assault



- Emotional Support – culturally appropriate that may include spiritual support
- Support for family
- Legal response/Remedies – criminal complaint

Rape & Aftermath



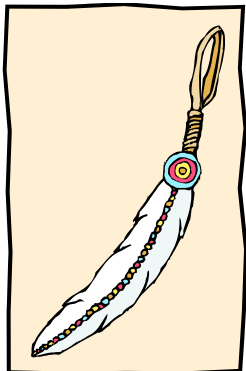
Whole Person Violation

First Responder Key Points

Immediate response – if you have gut feelings that something doesn't seem right.....take action.

- Render aid – physical, emotional
- Concern for safety - separation
- Avoid blaming language
- Believe the victim
- Know if it is appropriate to delay reporting
- Recognize trauma may affect victims' reactions
- Return some control back to victim
- Condom use doesn't mean consent
- Confusion does not equal fabrication
- Realize how difficult this is for victim
- Patience
- Information/Referrals

Possible Resources for American Indian Victims of Sexual Assault



- ✓ Spirituality and cultural resources
- ✓ Traditional healers
- ✓ Tribal court – civil protections, traditional remedies
- ✓ Health care – I.H.S.
- ✓ Tribal advocacy program – support groups, talking circles, accompaniment to court, medical services
- ✓ Victim assistance – financial assistance

Question/Answer



Have a Question?

Type your question in the question/answer box.

For More Information

For more information about the **National PREA Resource Center**, visit www.prearesourcecenter.org. Direct questions to info@prearesourcecenter.org

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For more information about the **American Probation & Parole Association**, visit www.appa-net.org. Direct questions to tmullins@csg.org.

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