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**PREA Standard 115.65:
How to have a Successful Coordinated Response
to Sexual Abuse**

June 24, 2020

2:00 – 3:30 PM ET

Statement Regarding COVID-19

This webinar is designed to provide guidance related to compliance with Standard 115.65 in general and will not specifically address concerns or answer questions related to COVID-19. The PREA Resource Center (PRC) recognizes that coming into compliance or maintaining compliance with this standard, and others, during the COVID-19 crisis presents specific challenges that you may not have faced before. We are working with the PREA Management Office (PMO) in the Bureau of Justice Assistance (BJA), Office of Justice Programs (OJP), in the Department of Justice (DOJ) to develop guidance for facilities confronting specific challenges arising from this crisis. If you have questions related to compliance during this crisis, please direct them to the PREA Resource Center via (contact us), and they will be shared with the PMO.

Or, you may contact Dee Halley at the PMO directly. Her contact information is as follows: Deborah.L.Halley@usdoj.gov or 202-598-7475.

Welcome and Introductions



Monica DiGiandomenico
Senior Program Specialist

The National Prison Rape Elimination
Act Resource Center (PRC)

The National PREA Resource Center (PRC)

The mission of the PRC is to assist adult prisons and jails, juvenile facilities, lockups, community corrections and tribal facilities in their efforts to eliminate sexual abuse by increasing their capacity for prevention, detection, monitoring, responses to incidents and services to victims and their families.

International Association of Forensic Nurses

- IAFN supports the work of forensic nurses who provide specialized healthcare for patients impacted by violence and trauma.
- Victims of violence can have acute, short- and long-term health consequences.
- Forensic nurses have the knowledge and expertise to improve patient outcomes and lower healthcare costs.



Continuing Nursing Education

- The International Association of Forensic Nurses is accredited as a provider of nursing continuing professional development by the American Nurses Credentialing Center's Commission on Accreditation.
- The planners, presenters and content reviewers of this presentation disclose no conflicts of interest.
- Upon attending the course in its entirety and completing the course evaluation, IAFN members will receive a certificate that documents 1.5 hours of nursing continuing education.



Logistics

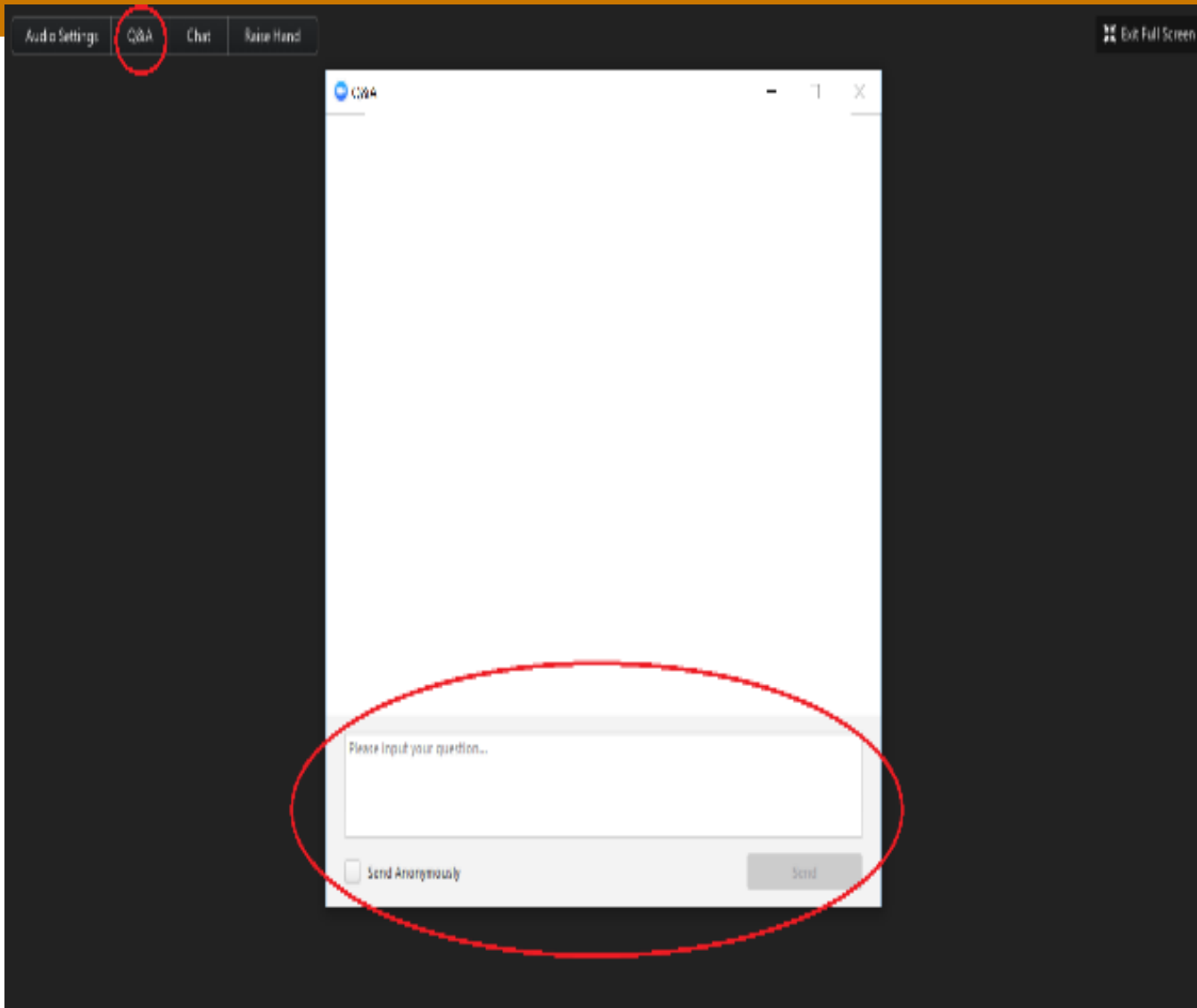
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Logistics



Submitting Questions

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**PREA 115.21: Focusing
on Collaborations**

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**Demystifying Medical
Forensic Exams**

<https://www.prearesourcecenter.org/training-and-technical-assistance/archived-webinars>



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Presenters



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Presenters



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Presenters



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§115.65/.165/.265/.365 Coordinated Response

Prison, Jails, Community Confinement & Juvenile Facilities

The **facility shall develop a written institutional plan** to coordinate actions taken in response to an incident of **sexual abuse**, among staff first responders, medical and mental health practitioners, investigators, and facility leadership.

NOTE: In Lockup Standards, “the **agency** shall develop a written institutional plan to coordinate actions taken in response to a lockup incident of sexual abuse..”

§115.165 Coordinated Response

Lockups

(a) The agency shall develop a written institutional plan to coordinate actions taken in response to a lockup incident of sexual abuse, among staff first responders, medical and mental health practitioners, investigators, and **agency** leadership.

(b) If a victim is transferred from the **lockup** to a jail, prison, or medical facility, the agency shall, as permitted by law, inform the receiving facility of the incident and the victim's potential need for medical or social services, unless the victim requests otherwise.

Important Terms

- **Written Institutional Plan**
 - ✓ Documented policy and procedure to coordinate responses
- **Coordinated Response Team**
 - ✓ A team of people from within and outside of the agency
 - ✓ **Sexual Assault Response Team (SART)**
 - Recognized best practice for a coordinated response to sexual abuse
- **Coordinated Response (Protocol)**
 - ✓ Official procedure which provides step-by-step guidelines for each member of the team
- **Evaluation & Assessment**
 - ✓ Measuring the result and impact of the individual components of a coordinated response

Objectives

- (1) Define the purpose of an institutional coordinated response protocol in response to an incident of sexual abuse in confinement.
- (2) Determine who needs to be involved with the coordinated response protocol.
- (3) Explain what needs to be included in the coordinated response protocol

Objectives Continued

(4) Understand the role of evaluation and discuss ways to evaluate your protocol in practice.

(5) Provide tangible resources to be able to assist in development or assessment of your coordinated response plan.

(6) Provide concepts on how to implement and be compliant with §115.65.

POLL QUESTIONS



Poll Question 1

Where do you work?

- Prison
- Jail
- Juvenile Facility
- Community Confinement
- Tribal Detention Center
- Hospital Emergency Department
- Hospital based SANE Program
- Community based SANE Program
- Mobile SANE program
- Legal Organization
- Educator
- Other

Poll Question 2

Please use the chat box feature

**What motivated you to join
the webinar today?**



Poll Question 3

What is the status of your Coordinated Response Protocol/Plan for an Incident of Sexual Abuse in Confinement?

- Confinement facility **currently developing** a coordinated response plan
- Confinement facility looking to **update/revise** our coordinated response plan
- Medical staff provider collaborating with a confinement facility
- Member of a Sexual Assault Response Team (SART)
- Other



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Creating a Coordinated Response Plan

- A multidisciplinary team
- A need for a clear, organized, and attainable method of guidance for all respondents to follow when there is an incident of sexual abuse in confinement
- A coordinated, immediate, trauma-informed response
- Enhance the well-being of the victim and improve criminal justice outcomes

How Will Your Protocol Development Process be Run?

How do you start the process?

- (1) Will there be a chair or co-chairs
- (2) Who will keep a record of discussions/ progress
- (3) Identify how information will be shared and how problems will be resolved
- (4) Will decisions be made by consensus or majority rule

Who Needs to Be at the Table

Coordinated Collaboration

1. Corrections staff (i.e., decision makers or direct link to decision makers)
2. Correctional healthcare providers (if applicable)
3. Sexual Assault Nurse Examiners (SANEs)/ Sexual Assault Forensic Examiners (SAFEs)
4. Advocates
5. Law enforcement (i.e., internal and external)
6. Prosecutors
7. Mental Health Professionals
8. Others depending on your community

Poll Question 4

Use the chat box to tell us:

Who else do you want at the table?



Do You Need a Dual Process

- Will you need a different process depending on whether or not a staff or inmate/resident/detainee is the suspect?
- What agencies need to be involved when there is a case conflict(s)?

What Should Your Protocol Achieve

Who is a part of the response?

- First Responders
- Corrections Professionals
- PREA Liaison
- Mental Health Provider
- Law Enforcement
- Transportation Officer/Staff
- Training Staff
- Medical Providers
- Rape Crisis Advocate
- Internal Affairs/
Department Investigator
- District Attorney/
Commonwealth Attorney

What Should Your Protocol Achieve

Defining of team members

- Roles
- Responsibilities
- How decisions are made
- Responsibility for collection of evidence
- Preservation of evidence
- Chain of custody

What Should Your Protocol Achieve

Patient Care

- How care is obtained
- Where patient care occurs
- Who provides care
- Follow-up care

What Should Your Protocol Achieve

Communication

- Channels of communication throughout the process
- What information is to be communicated?

Poll Question 5

Please use the chat box feature

**Describe an experience of a
breakdown in your current
response process?**



What Should Your Protocol Achieve

Assessment

- How the process is changed and evaluated over time
- Long-term and short-term outcome

What's Your Practice?

Things to Consider

1. How is a response initiated?
2. How are responders notified?
3. How are medical concerns identified or triaged?
4. How is evidence preserved at the scene and on the patient?
5. Where does a medical forensic examination occur?

What's Your Practice?

Things to Consider Continued...

6. Who conducts the medical forensic examination?
7. Who arranges transportation and notifies the receiving agency/facility/department?
8. How is follow-up healthcare provided (i.e., including labs and medications)?
9. How are handoffs of responsibilities and information given?

Do you have a Backup Plan?

Things to Consider Continued

10. Emergency preparedness plan
 - Different types
 - Discussions before it impacts you
 - Critical incident debriefing

You may not be able to anticipate the next disaster

Implementation

- 1.) Providing trainings
- 2.) Resource materials
- 3.) Sharing with all community partners
 - a. Provide a template or algorithm for the members who will use the protocol infrequently
- 4.) Set a start date for when the protocol will be used
- 5.) Set a timeframe for evaluation



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Poll Question 6

**Are you conducting
self – assessment evaluations?**

- Yes
- No
- I don't know



Evaluation

Self - Assessment

1. Have you identified long-term and short-term goals to be evaluated?
2. Have there been any updates in base criteria (e.g. science, laws, lawsuits or standards.)
3. PREA Standard 115.86/.186/.286/.386

Self – Assessment

Things to Consider

- **What has the protocol achieved?**

Examples:

- ✓ Decreased time from report to exam
- ✓ All appropriate referrals are made

Self – Assessment

Things to Consider

- **What input has there been from all responders and corrections staff?**
Example:
 - ✓ Do they feel the process is working
 - ✓ Have there been any barriers or setbacks
- **Have you gotten inputs from inmates/residents/detainees?**
 - ✓ Patient satisfaction

Poll Question 7

Will you implement self - assessment evaluation now?

- Yes
- No
- Maybe



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Other PREA Standards Related to Coordinated Response

A SART Protocol Should Include

- How to preserve evidence §115.21/.121/.221/.321
- Referral of sexual abuse and sexual harassment allegations for investigations §115.21/.121/.221/.321
- The multiple ways an inmates/residents/detainees can report §115.51/.151/.251/.351
- How inmates/residents/detainees can access outside confidential support services §115.53/.253/.353

**The standards are numbered to help differentiate the correctional settings to which they apply*

Other PREA Standards Related to Coordinated Response

A SART Protocol Should Include

- Immediate steps to take when an inmate/resident/detainee is at substantial risk of imminent sexual abuse
§115.62/.162/.262/.362
- The measures to protect inmates/residents/detainees and staff against retaliation §115.67/.167/.267/.367

§115.65/.165/.265/.365 Coordinated Response

Final Rule Recommends but does not mandate coordination of the following actions as appropriate:

- (1) assessing the victim's acute medical needs,
- (2) informing the victim of their rights under relevant Federal or State law,
- (3) explaining the need for a forensic medical exam and offering the victim the option of undergoing one,
- (4) *offering the presence of a victim advocate or a qualified staff member during the exam

***Note: The use of victim advocates is discussed in response to the comments on §115.21 and its counterparts.**

§115.65/.165/.265/.365 Coordinated Response

Final Rule Recommends but does not mandate coordination of the following actions as appropriate:

(5) providing crisis intervention counseling,

(6) interviewing the victim and any witnesses,

(7) collecting evidence, and

(8) providing for any special needs the victim may have.

<https://www.prearesourcecenter.org/sites/default/files/library/2012-12427.pdf>

Sexual Assault Coordinated Response Team in Corrections Wrap Up

Coordinated Response Goals

- Lead implementation of the zero-tolerance policy
- Improves response to allegations of sexual violence
- Improves the institutional sexual safety culture among staff and inmates/residents/detainees
- Represents a broad range of staff
- Meets regularly
- Improves the well-being of the survivor
- Increases the likelihood of successful prosecution
- Provides the framework for the coordinated response

Questions & Answers



For more information on the National SAFE Protocols, or
for questions/help with the medical forensic exam or
developing a protocol

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International Association of Forensic Nurses
www.forensicnurses.org
www.safeta.org

Sample Resources – SAFeta.org

<https://www.safeta.org/page/SARTForms>

SANE Program Readiness Assessment*

Community Perceptions Regarding Sexual Violence

Circle the rating for each statement below:

0= Don't know/no 1= Not very true 2= Somewhat true 3= Very true

Questions	0	1	2	3
1. Community members understand the amount and type of sexual violence in the community.				
2. Community members understand the social/cultural causes of sexual violence.				
3. There is a volunteer base to support sexual assault advocacy in the community.				
4. Sexual assaults are reported appropriately in the local media (consider victim blaming and confidentiality issues).				
5. Schools are open to receiving presentations on sexual violence and sexual prevention.				

What are the strengths in this section?	What are the gaps in this section?	What are some of the action areas needed for improvement?

[SAMPLE MOU] MEMORANDUM OF UNDERSTANDING BETWEEN [REQUESTING AGENCY] AND [AGENCY]

1. Parties. This Memorandum of Understanding (hereinafter referred to as "MOU") is made and entered into by and between the [agency name], whose address is _____, and the [agency name], whose address is _____.

2. Purpose. The purpose of this MOU is to establish the terms and conditions under which the SART (sexual assault response team) will meet and function. [Include a general description of the geographical boundaries of the territory covered by the MOU.]

3. Term of MOU. This MOU is effective upon the day and date last signed and executed by the duly authorized representatives of the parties to this MOU and the governing bodies of the parties' respective counties or municipalities and shall remain in full force and effect for not longer than [time frame]. This MOU may be terminated, without cause, by either party upon [time frame] written notice, which notice shall be delivered by hand or by certified mail to the address listed above.

4. Responsibilities of [agency]. [Delineate all obligations of the first party listed above. Include the agency's responsibilities for costs and expenses related to the SART, including the cost of wages, salaries, benefits use of equipment belonging to other agencies while acting pursuant to this MOU.]

6. Responsibilities of [other agency]. [Delineate all obligations of the other agencies listed above. Identify the agency covered by this MOU, and include the agency's responsibilities for costs and expenses related to the SART, including the cost of wages, salaries, benefits and use of equipment belonging to an agency while acting pursuant to this MOU.]

7. General Provisions

A. Amendments. Either party may request changes to this MOU. Any changes, modifications, revisions or amendments to this MOU which are mutually agreed upon by and between the parties to this MOU shall be incorporated by written instrument, and effective when executed and signed by all parties to this MOU.

Resources

- **National Standards To Prevent, Detect, and Respond to Prison Rape; Final Rule** <https://www.prearesourcecenter.org/sites/default/files/library/2012-12427.pdf>
- Campbell, R et al (2004). **An Empowerment Evaluation Model for Sexual Assault Programs: Empirical Evidence of Effectiveness**, American Journal of Community Psychology. Vol 34 No 3/4.
https://www.researchgate.net/publication/8068824_An_Empowerment_Evaluation_Model_for_Sexual_Assault_Programs_Empirical_Evidence_of_Effectiveness
- **National Sexual Assault Coalition Resource Sharing Project, Program Evaluation: Knowing is Half the Battle**
http://www.resourcesharingproject.org/sites/resourcesharingproject.org/files/ASP_evaluation_FINAL.pdf
- **National Sexual Violence Resource Center (NSVRC), Needs Assessment**
https://www.nsvrc.org/sites/default/files/2018-02/ovcta_conducting-a-needs-assessment.pdf

Resources

- **National Standards To Prevent, Detect, and Respond to Prison Rape; Final Rule** <https://www.prearesourcecenter.org/sites/default/files/library/2012-12427.pdf>
- **VERA Institute of Justice, Center on Sentencing and Corrections, Providing a Coordinated, Victim-Centered Response to Reports of Corrections-Based Sexual Assault**
<https://www.prearesourcecenter.org/sites/default/files/library/providingacoordinatedvictim-centeredresponsetoreportsofcorrections-basedsexualassault.pdf>
- A Project of the International Association of Forensic Nurses, **Sexual Assault Forensic Examiner Technical Assistance, For all Sexual Assault Responders**, Technical assistance and essential knowledge about sexual assault medical-forensic examinations and related topics, <https://www.safeta.org/>
Helpline: 1-877-819-7278 **email: contact@safeta.org**
- **National Sexual Violence Resource Center (NSVRC), SART Toolkit**
<https://www.nsvrc.org/sarts/toolkit>

Resources

- **National Sexual Violence Resource Center (NSVRC), PREA & The SART Response** <https://www.nsvrc.org/prea-sart-response>
- **National Sexual Violence Resource Center (NSVRC), Protocols and Guidelines for Sexual Assault Response Teams**
<https://www.nsvrc.org/sarts/protocols-and-guidelines>
- **Just Detention International & State of Colorado Division of Criminal Justice, PREA Coordinated Response Protocol Template for Small Jails**
https://cdpsdocs.state.co.us/oajja/Publications_Reports/PREACoordinatedResponseProtocolTemplateforSmallJails.pdf
- **SAFE Protocol: Trans-Specific Annotation, Additional details on the trans-specific reference in the National Protocol for Sexual Assault Medical Forensic Examinations.**
<http://forge-forward.org/wp-content/docs/SANE-protocol-trans-inclusive-handout-2.pdf>

PRC Library

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Search the PREA Library for Articles and Resources:

SEARCH

LEGAL



In this section of the library you will find information about the Prison Rape Elimination Act of 2003 and related laws and legal issues.

[See all Legal articles >](#)

NEWS COVERAGE



In this section of the library you will find all PREA-related news articles, including news about the law, implementation of standards, and federal and local initiatives.

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In this section of the library you will find sample PREA-related policies and PREA policy development guides.

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In this section of the library you will find federally funded and academic reports and articles on a range of PREA-related topics.

[See all Research articles >](#)

RESOURCES



In this section of the library you will find tools such as training materials, handbooks, policy development toolkits, and a list of resources for survivors.

[See all Resources articles >](#)

STANDARDS



In this section of the library you will find the federal PREA standards and information about the development, implementation, compliance with, and enforcement of the standards.

[See all Standards articles >](#)



BREAKING NEWS: The Department of Justice's national PREA standards were released on May 17, 2012. Read the final standards [here](#).

Welcome!

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](#). Visit the library for research and guidance on implementation of the standards; the Training and Technical Assistance section of the website to learn about the PRC's four strategies for assisting the field with PREA implementation; and [sign up for upcoming webinars here](#).

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](#).



Bureau of Federal Prisons and Federal Detention – This Web site is funded in part through a grant from the Bureau of Justice Administration, Office of Justice Programs, U.S. Department of Justice. Neither the U.S. Department of Justice nor any of its components (agents, contractors, or subcontractors) are responsible for, or necessarily endorse, this Web site (including, without limitation, its content, technical infrastructure, and services or tools provided).

Field Initiated TTA Request

- Targeted TTA
- Request for Assistance
- BJA Demonstration Sites
- PREA in Action
- PREA 101
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Request for Assistance

Fill out the form below in order to request PREA-related training and/or technical assistance for your jurisdiction or agency.

Name of jurisdiction/agency making request:

Name and position/title of person making request:

Contact information of Requester

Address:

City/Town:

State:

ZIP:

Email:

Phone:

Point of contact for the jurisdiction/agency:

Statement of Problem:

Describe, as specifically as possible, the condition or issue for which the TTA is requested.

Previous Efforts:

Have there been any previous attempts to address the condition or issue for which the TTA is requested? If so, what actions were taken and what were the results?

Training and Technical Assistance:

Describe what type of training or technical assistance you would like to receive.

Targeted Audience/Recipients:

Search the PREA
Library for Articles
and Resources:

Keyword:

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 through its newsletter. Sign up to receive our newsletter via email.

Email:

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Jurisdictions can request assistance by completing a web form on the PRC website under the Training and Technical Assistance tab and clicking “Request for Assistance” on the sidebar.

<https://www.prearesourcecenter.org/>

For more information about the
National PREA Resource Center,
visit www.prearesourcecenter.org.

To ask a question, please visit our
[Contact Us](#) page.

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Thank you!

An email will be sent to you following this event with a link to provide feedback. Your input is important and will help to plan and coordinate future events and resources.

Sign up for our [mailing list](#) to be the first to hear about PREA updates, conferences, and new resources being dispersed to the field.

Bureau of Justice Assistance

Notice of Federal Funding and Federal Disclaimer – This project was supported by Grant No. 2015-RP-BX-K001 awarded by the Bureau of Justice Assistance. The Bureau of Justice Assistance is a component of the Office of Justice Programs, which also includes the Bureau of Justice Statistics, the National Institute of Justice, the Office of Juvenile Justice and Delinquency Prevention, the Office for Victims of Crime, and the Office of Sex Offender Sentencing, Monitoring, Apprehending, Registering, and Tracking.

This webinar was also made possible in part by funding provided by an award from the Office on Violence Against Women, U.S. Department of Justice, Grant No. 2016-TA-AX-K008.

The opinions, findings, and conclusions or recommendations expressed in this publication/program/exhibition are those of the author(s) and do not necessarily reflect the views of the Department of Justice or grant-making component.