

Prison Rape Elimination 2014 Act

This report has been prepared in accordance with 115.87 in order to assesses and improve the effectiveness of its sexual abuse prevention, detection, response policies and training.

Glenda Martens
Sedgwick County Department of Corrections
PREA Coordinator

The Prison Rape Elimination Act (PREA) is a federal law that prohibits sexual misconduct in correctional settings such as prison, jails, lockups, juvenile facilities and detention facilities. Sexual misconduct under the law includes:

- Client-on-Client sexual assault and abuse
- Staff-on-Client sexual misconduct (Sexual/inappropriate relationships with clients)

Sedgwick County Department of Corrections is committed to providing a safe and healthy environment for staff and offenders. The department shall promptly investigate and enforce laws and policies of “zero tolerance” relating to illegal acts, harassment of sexual misconduct in its facilities. The department provides a comprehensive sexual assault prevention and intervention program which includes: education, prevention, prompt intervention and discipline/prosecution of assailants and appropriate treatment for victims.

This report will summarize the efforts by the Sedgwick County Department of Corrections to achieve compliance with the federal standards of the Prison Rape Elimination Act (PREA).

Definitions:

Substantiated - An allegation was investigated and determined to have occurred.

Unsubstantiated – An allegation was investigated and the investigation produced insufficient evidence to make a final determination as to whether or not the event occurred.

Unfounded – An allegation was investigated and determined not to have occurred.

Policy Development

The SCDOC has enacted several new policies, specifically related to PREA. In addition to the new policies; several existing policies have been updated to enhance, prevent and eliminate sexual misconduct. The PREA policies are located on the Department of Corrections website under SCDOC Administrative policies; however specific program policies are available upon request.

Training

All Sedgwick County Department of Corrections employees, contractors and volunteers received PREA training and policy review.

- ✓ PREA Standards and zero tolerance for sexual abuse and harassment;
- ✓ Understanding and addressing Undue Familiarity;
- ✓ First responder expectations;
- ✓ LGBTQI (Lesbian, Gay, Bisexual, Transgender, Questioning, Intersex) and victimization;
- ✓ Recognizing the physical, behavioral and emotional signs of sexual assault.

The training department and PREA Coordinator have developed additional training for staff on Undue Familiarity and are currently in the process of developing new training on LGBTQI for 2016.

In addition, SCDOC has developed an employee prevention initiative called the “E4 Initiative”. The slogan is designed to raise employee awareness on PREA and the importance of promptly intervening and reporting harmful behaviors. The training department developed and implemented a video service announcement from the director which is viewed at departmental trainings.

Client Education

In all the licensed facilities, all clients are educated by staff within 30 days of intake on their rights to be free from sexual abuse, sexual harassment and to be free from retaliation for reporting such incidents. The training includes:

- ✓ Rules and expectations regarding inappropriate sexual behaviors;
- ✓ Education and awareness on PREA;
- ✓ How to report incidents of sexual abuse/assault and their responsibility.

All clients have access to PREA information pamphlets (English and Spanish), posters (English and Spanish), videos, handbooks, Kansas Protection Report Center (hotline), website, management and PREA Coordinator telephone numbers for contact and assistance.

Screening Tool

The SCDOC has adopted the federal standard 115.341 and 115.342 to screening clients upon admission for risk of sexual abuse victimization or sexual abusiveness toward other clients. The use of the screening tool is to help housing, bed assignment, education, and programming with the goal of keeping all clients safe and free from sexual abuse.

Cooperative Agreements and Contracts

The SCDOC has entered into several agreements/contracts with other agencies in order to provide the best services to our clients.

- ✓ Wichita Area Sexual Assault Center
- ✓ Comcare Crisis Center
- ✓ Sedgwick County Sheriff's Department
- ✓ Via Christi St. Joseph Hospital (SANE/SART exams)
- ✓ Kansas University Medical Center

Statistics

SCDOC has 3 licensed juvenile facilities and 1 adult facility, which are the following:

- ✓ Sedgwick County Youth Program at 622 East Central in Wichita, KS. This program is for male juvenile offenders age 16.5 to 22 with a bed capacity of 20.
- ✓ Adult Residential and Service Center at 623 East Elm in Wichita, KS. This is an adult program with a funding capacity of 65 beds.
- ✓ Juvenile Detention Facility at 700 South Hydraulic in Wichita, KS. The detention houses any youth age 10 to 18 with a bed capacity of 108.
- ✓ Juvenile Residential Facility at 881 South Minnesota in Wichita, KS. The program is for any youth age 10 to 18 with a bed capacity of 24.

Sedgwick County Youth Program

PREA Allegations of Client-on-Client	2014
Substantiated	0
Unsubstantiated	0
Unfounded	0
Investigation Ongoing	0
Total	0

PREA Allegations of Staff-on-Client	2014
Substantiated	0
Unsubstantiated	1
Unfounded	0
Investigation Ongoing	1
Total	2

Adult Residential and Service Center

PREA Allegations of Client-on-Client	2014
Substantiated	0
Unsubstantiated	1
Unfounded	0
Investigation Ongoing	0
Total	1

PREA Allegations of Staff-on-Client	2014
Substantiated	0
Unsubstantiated	0
Unfounded	0
Investigation Ongoing	0
Total	0

Juvenile Detention Facility

PREA Allegations of Client-on-Client	2014
Substantiated	1
Unsubstantiated	10
Unfounded	0
Investigation Ongoing	0
Total	11

PREA Allegations of Staff-on-Client	2014
Substantiated	0
Unsubstantiated	3
Unfounded	0
Investigation Ongoing	0
Total	3

Juvenile Residential Facility

PREA Allegations of Client-on-Client	2014
Substantiated	0
Unsubstantiated	8
Unfounded – Not PREA	4
Investigation Ongoing	0
Total	12

PREA Allegations of Staff-on-Client	2014
Substantiated	0
Unsubstantiated	1
Unfounded	0
Investigation Ongoing	1
Total	2

Staffing Plan

The SCDOC complies with 115.313 the federal and state licensing requirements for staffing ratios of a minimum of 1:8 during client waking hours and 1:16 during client sleeping hours. All the SCDOC facilities meet this requirement on a daily basis and have never deviated from the staffing plan.

Youth Residential Centers II have a lower standard of staffing ratio of 1:7 during waking hours and 1:10 during client sleeping hours to meet licensing requirements K.A.R. 28-4-271(d)(3). Those standards are being met on a daily basis.

Monitoring Technology

All SCDOC facilities have camera video and recording capabilities in their facilities.

Sedgwick County Youth Program (SCYP) upgraded video network and cameras in February 2014. There were 7 mirrors added to address any blind spots.

Juvenile Detention Facility created and implemented a “hotline” telephone for clients to make private and anonymous reports of sexual abuse and sexual misconduct.

Juvenile Residential Facility (JRF) upgraded video networking and cameras in March 2007.

Summary

Sedgwick County Department of Corrections has been proactive in the development of policies for detection, prevention, reduction and punishment of sexual abuse and sexual harassment in all of its facilities (juvenile and adult). We have made revisions to multiple policies to better guide our staff and clients regarding incidents of sexual abuse.

SCDOC director assigned a person (SAPC – Sexual Assault Prevention Coordinator) at each facility to have the overall responsibility for ensuring that all elements and standards are being met in a coordinated fashion.

SCDOC director assigned and developed a PREA Coordinator for the entire department with the responsibility of developing, implementing and overseeing the PREA standards.

Sedgwick County Youth Program (SCYP) will be audited in February 2015 by an independent auditor for compliance with the Federal PREA standards and the final results will be posted on our website.

Informational brochures and posters (English and Spanish) were distributed to all the SCDOC facilities for clients, families, volunteers and contractors on reporting sexual abuse and sexual misconduct. The information was added to the Sedgwick County Department of Corrections website and has been made available to the public.