

Doña Ana County Detention Center PREA Annual Report

This report has been prepared in accordance with §115.388/115.88 of the Prison Rape Elimination Act (PREA) to assess and improve the effectiveness of the Doña Ana County Detention Center's sexual abuse prevention, detection, and response policies, practices, and training.

In January of 2020 the Doña Ana County Detention Center was audited by a DOJ certified PREA auditor. The final PREA audit reports for the Adult and Juvenile Detention Centers can be found on the county website under the PREA heading for the Detention Center.

The following tables include data the agency has collected to include all allegations of sexual abuse for Calendar Year (CY) 2021. It should be noted that the PREA Department data was categorized based upon definitions outlined within §115.5 and §115.6 of the Prison Rape Elimination Act to include but not limited to the following definitions:

Substantiated allegation: an allegation that was investigated and determined to have occurred.

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

Unfounded allegation: an allegation that was investigated and determined not to have occurred.

SEXUAL ASSAULT FOR JUVENILE FACILITY		
	CY 2020	CY 2021
TOTAL NUMBER OF ALLEGATIONS		
Substantiated	0	0
Unsubstantiated	0	0
Unfounded	0	0
Open Investigations	0	0

YOUTH ON YOUTH SEXUAL HARASSMENT		
	CY 2020	CY 2021
TOTAL NUMBER OF ALLEGATIONS		
Substantiated	0	0
Unsubstantiated	0	0
Unfounded	2	0
Open Investigations	0	0

STAFF SEXUAL HARASSMENT FOR JUVENILE FACILITY		
	CY 2020	CY 2021
TOTAL NUMBER OF ALLEGATIONS		
Substantiated	0	0
Unsubstantiated	0	0
Unfounded	0	0
Open Investigations	0	0

STAFF SEXUAL ASSAULT FOR JUVENILE FACILITY		
	CY 2020	CY 2021
TOTAL NUMBER OF ALLEGATIONS		
Substantiated	0	0
Unsubstantiated	0	0
Unfounded	0	0
Open Investigations	0	0

SEXUAL ASSAULT FOR ADULT FACILITY		
	CY 2020	CY 2021
TOTAL NUMBER OF ALLEGATIONS		
Substantiated	0	0
Unsubstantiated	1	3
Unfounded	0	0
Open Investigations	0	0

INMATE ON INMATE SEXUAL HARASSMENT FOR ADULT FACILITY		
	CY 2020	CY 2021
TOTAL NUMBER OF ALLEGATIONS		
Substantiated	2	0
Unsubstantiated	3	3
Unfounded	1	0
Open Investigations	0	0

STAFF SEXUAL HARASSMENT FOR ADULT FACILITY		
	CY 2020	CY 2021
TOTAL NUMBER OF ALLEGATIONS		
Substantiated	0	0
Unsubstantiated	1	2
Unfounded	8	2
Open Investigations	0	0

STAFF SEXUAL ASSAULT FOR ADULT FACILITY		
	CY 2020	CY 2021
TOTAL NUMBER OF ALLEGATIONS		
Substantiated	0	0
Unsubstantiated	0	0
Unfounded	1	0
Open Investigations	0	0

To effectively prevent, detect and respond to all allegations of sexual abuse and sexual harassment, the Doña Ana County Detention Center's Compliance Department will ensure the following is a part of our everyday practices:

Prevention Planning

- Continue to monitor all areas within the Adult and Juvenile Detention Center for the compliance with PREA standards.
- Continue to conduct monthly PREA unannounced housing daily visits by facility supervisors on all shifts in order to identify and deter sexual abuse and sexual harassment within our facilities.
- Continue to maintain the limits to cross-gender supervision by ensuring that there are barriers in place to prevent staff of the opposite gender from being able to view breasts, buttocks and genitalia of detainees during showers, clothing changes and restroom routines
- Continue to ensure that the Zero Tolerance posters are displayed and visible throughout the facilities.
- Continue to ensure that the detention officers maintain direct line of sight supervision of detainee population at all times during waking hours.
- Continue to ensure formal headcounts are being conducted consistently during every major movement and in accordance with agency policy.
- DACDC has implemented electronic tracking for routine room checks for detainees with the use of the Guardian system.
- Continue the practice of conducting criminal history background record checks and Child Abuse Registry checks on all potential new employees, volunteers and contractors as well as annual background checks for all employees around the anniversary of their hire date with the agency.
- Continue to ensure staff of the opposite gender announce their presence when entering a housing unit of the opposite gender.
- Continue to seek potential resources to install additional cameras in facilities where "blind spots" have been identified

Training and Education

- Continue to ensure that facility staff are appropriately trained in PREA annually.
- Ensure that the required PREA training is updated when necessary to provide relevant information to help staff, volunteers and contractors promote a sexually safe environment within our facilities.
- Continue to provide comprehensive PREA education by ensuring DACDC detainees view the PREA Educational Video
- Ensure detainees are provided with the PREA brochure and instructed on how to report any sexual abuse, sexual harassment and sexual misconduct allegations via the hotline; telling a trusted family member or friend, staff, volunteer, parent, or third party
- Ensure that all detainees are afforded the same opportunities to benefit from the agency's reporting mechanisms by compensating for youth with cognitive and physical abilities as well as those that are limited English proficient (LEP).
- Ensure that staff and detainees are educated regarding resources available through the local rape crisis centers for victims of sexual abuse
- Ensure that all medical and mental health specialists complete required PREA specialized training.
- All staff and contractors are trained upon hire and annually in PREA reporting paths, zero tolerance, and coordinated response.
- Ensure that all staff designated to serve in the capacity as a facility PREA investigator are adequately training to fulfill the requirements of that role, including receipt of PREA investigation training providing by PREA specialized training E-course provided by the National Institute of Corrections (N.I.C).

Screening for Risk of Sexual Victimization and Abusiveness

- Continue to complete and implement the In-Take Screening Tool and Safe Housing Assessments along with periodic reassessments to improve the identification of vulnerable populations and help develop appropriate safety measures to mitigate sexual victimization and abusiveness
- Continue the utilization of the Classification process for each detainee taking into account certain dynamics for each detainee such as their age, offense history, LGBTI status, etc. for determining suitable housing placements for detainees.

Official Response Following a Resident Report

- Continue to implement PREA protocols and exhaust all relative prevention measures in response to allegations of sexual abuse or sexual harassment.
- Execute all applicable PREA first responder duties to include the physical separation of victims from alleged perpetrators, the preservation of any forensic evidence and completing all required reporting notifications.
- Continue to ensure that detainees receive all required medical & mental health assessments along with resources for immediate and long-term trauma informed care based upon the nature of the incident reported.
- Continue to monitor for at least ninety days after an allegation is received, victims and/or reporters of sexual abuse or sexual harassment, staff, contractors and detainees as warranted, in order to deter any adverse and disparate treatment of those individuals and protect them from retaliation.
- Continue to increase detainee's willingness to report abuse by supporting a positive reporting environment with multiple internal and external reporting methods and prompts, including conducting thorough investigations.
- Continue to conduct PREA Review Committee on all substantiated and unsubstantiated incidents of sexual abuse, and substantiated cases of sexual harassment, to ensure that all recommendations to prevent, detect and respond to such incidents, are referred to facility and agency leadership for action and implementation.
- Continue to report and investigate all allegations of sexual abuse and sexual harassment.

Medical and Mental Care

- Continue to provide medical and mental health follow up services within 14 days of Intake to those detainees who report a prior victimization or abusiveness for sexual abuse that may have occurred in another facility or in a community setting.
- Continue to ensure that all victims of sexual abuse are offered and/or provided trauma-counseling services by the facility's mental health professionals as well as through an outside local rape crisis center or advocacy agency.
- Ensure that victims of sexual abuse are provided with appropriate medical treatment, testing and resources, as needed.

As described, the PREA Compliance Program is committed to a culture that protects the detainees we house, and continues to invest resources to educate our detainees, select and train our staff, improve our procedures, and upgrade our physical plants to support the prevention, detection, reporting and investigating of all forms of sexual abuse and sexual harassment.