



Juvenile Justice Services (JJS) Policies and Procedures (P&P)

Directive

To: All JJS Employees

Subject: Prison Rape Elimination Act (PREA) – All Residents as Clients

Directive: 20-004

From: Tamera Marcantel, Deputy Director of Facilities

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For the purposes of PREA, all individuals (identified in JJS policy and procedure as clients) housed at JJS facilities/centers are afforded the protections of PREA and subject to its administrative expectations regardless of their CYFD-custody status.

Specifically, per JJS Procedure 5.24 B PREA Compliance – Client Education and Advocacy

“Within the first 72 hours of a client’s arrival, employees use the Vulnerability Assessment Instrument to obtain information that will help protect the client from being the victim of or engaging in sexual misconduct.

Within the first 72 hours of arriving at Intake, clients are provided a comprehensive orientation... During [which], clients learn how and are encouraged to report any allegations of sexual misconduct... During [which], new clients receive a client handbook. [JJS employees are] responsible for reviewing the handbook with the client [and] ensuring the client signs an acknowledgement form...”

Client perpetrators of sexual misconduct are subject to criminal prosecution and/or disciplinary actions. Clients who engage in sex, even if participants identify it as consensual sex, are subject to criminal prosecution and/or disciplinary actions. Disciplinary action will include consideration of the following situations:

The mental health and competency of the clients;

The nature and circumstances of the incident;

The clients’ disciplinary histories; and

The sanctions previously imposed on clients with similar histories who engaged in comparable offenses.”

All JJS employees must report allegations of sexual misconduct to the Officer in Charge and their supervisor, and as necessary to the JJS Confidential Reporting Line.

cc: Brian Blalock, Cabinet Secretary of Children, Youth and Families