


<b>Fifth Judicial District</b> <b>Department of Correctional Services</b> <b>Policy and Procedural Manual</b>			Approval Date: 4-23-14  Approved By:   <small>Sally Kreemer, Director Fifth Judicial District Department of Correctional Services</small>
<b>Division:</b> Administration  <b>Unit(s):</b> All Units	<b>Subject: PREA 9 – Medical and Mental Care</b>		<b>Effective Date:</b>  Review Dates: N/A Revision Dates: N/A Origination Date: 4-23-2014
<b>PREA Standards:</b>	115.281	115.282	115.283

## PURPOSE

To establish policy in regard to Prison Rape Elimination Act (PREA) related medical and mental health care.

## POLICY

It is the policy of the Fifth Judicial District Department of Correctional Services to provide a safe, humane and secure environment, free from the threat of sexual violence and sexual harassment for all offenders, by maintaining a program of education, prevention, detection, response, investigation, prosecution and tracking. The Fifth Judicial District Department of Correctional Services has zero tolerance for sexual violence of any kind.

## APPLICABILITY

This policy applies to all employees, prospective employees, interns, volunteers and contractors of the Fifth Judicial District Department of Correctional Services and will be maintained current by the District Director or designee.

## PROCEDURES

### I. Access to Emergency Medical and Mental Health Services § 115.282

- A. Offender victims of sexual abuse shall receive timely, unimpeded access to emergency medical treatment in the community and crisis intervention services, the nature and scope of which are determined by medical and mental health practitioners according to their professional judgment.
- B. If the department Staff Psychologist is not on duty or available at the time a report of recent abuse is made, security staff first responders shall take preliminary steps to protect the victim pursuant to § 115.262 and shall immediately notify the appropriate medical and mental health practitioners.
- C. Offender victims of sexual abuse while incarcerated shall be offered timely information about and timely access to emergency contraception and sexually transmitted infections prophylaxis, in accordance with professionally accepted standards of care, where medically appropriate.

- D. Treatment services shall be provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident.

1. Attorney General's Crime Victim Compensation Fund 1-800-373-5044

## **II. Ongoing Medical and Mental Health Care for Sexual Abuse Victims and Abusers § 115.283**

- A. Medical and mental health evaluation and, as appropriate, treatment to all offenders who have been victimized by sexual abuse in any prison, jail, lockup or juvenile facility is available in the community.
- B. The evaluation and treatment of such victims shall include, as appropriate, follow-up services, treatment plans and, when necessary, referrals for continued care following their transfer to, or placement in, other facilities or their release from custody.
- C. Offender victims of sexually abusive vaginal penetration while incarcerated shall be offered pregnancy tests at the hospital.
- D. If pregnancy results from conduct specified in paragraph 2.C. (of PREA 9) of this section, such victims shall receive timely and comprehensive information about and timely access to all lawful pregnancy-related medical services in the community.
- E. Offender victims of sexual abuse while incarcerated shall be offered tests for sexually transmitted infections as medically appropriate.
- F. Treatment services shall be provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident.
- G. The facility shall conduct a mental health evaluation of all known offender-on-offender abusers within sixty (60) days of learning of such abuse history and offer treatment when deemed appropriate by mental health practitioners.