

## **Sexual Abuse and Assault Prevention and Intervention**

In accordance with the standards set forth in the Prison Rape Elimination Act of 2003 (PREA), the Orange County Sheriff's Department has a zero tolerance policy for any act of assault, abuse, misconduct and harassment, of a sexual nature, perpetrated by another inmate/detainee or staff member, regardless of consent.

### 2617.1 - PREA Coordinator

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1. The Assistant Sheriff of Custody and Court Operations has designated the Jail Compliance and Training Team (JCATT) Lieutenant to be the PREA coordinator responsible for the following:
  - a. Coordinating and developing procedures to identify, monitor, and track staff and offender sexual abuse, misconduct and harassment;
  - b. Ensuring compliance with department policy, applicable state or federal laws, and PREA standards; and
  - c. Compiling records and reporting statistical data to the Department of Justice on an annual basis as required by PREA standards.
2. The PREA coordinator will assign a PREA liaison responsible for the following:
  - a. Coordinating facility PREA related activities with the PREA coordinator as defined by the PREA standards;
  - b. Ensuring facility compliance with training requirements; and
  - c. Tracking and reporting related statistics to the PREA coordinator.

### 2617.2 - Notification and Orientation

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The inmate/detainee orientation video is played in holding cells on the booking loop at the Intake Release Center and in all over 72 hour ICE housing areas each day. Educational posters highlighting sexual assault awareness are located in holding cells at the IRC booking loop and in all housing areas. In addition, each detainee will receive a copy of the ICE/ERO National Detainee Handbook and the OCSD Local Supplement. All of these media publications inform inmates and detainees about sexual assault prevention and intervention techniques against sexual assault or misconduct.

### 2617.3 – Classification Plan

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Upon admission and prior to housing, all inmates/detainees will be interviewed and classified by Classification Deputies. This process will be accomplished through a confidential personal interview with each inmate/detainee. The process includes weighted factors, reviewing pertinent background information, previous charges, and a brief medical and psychological screening. Another factor considered in the classification process is the likelihood of becoming a victim of sexual assault. Classification and housing decisions are made with the intent to avoid and prevent sexual assaults. For further information about the classification process, refer to CCOM Policies [1200 \(Classification Plan\)](#) and [8005 \(Classification System\)](#).

#### 2617.4 – Prohibited Acts

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Sexual conduct between inmates/detainees and staff, volunteers, or contract personnel, regardless of consensual status, is prohibited and subject to appropriate personnel action up to and including termination and potential criminal prosecution.

#### 2617.5 – Prevention, Intervention and Victim Services

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1. Inmates/detainees who claim to be victims of sexual abuse, misconduct, or harassment, whether allegedly perpetrated by another inmate/detainee or staff, will be offered the following services:
  - a. Medical examination, documentation, and treatment of injuries;
  - b. Mental health evaluation and treatment.
2. Housing, medical and mental health staff shall monitor the physical and mental health of the victim and coordinate the continuation of necessary services.
3. Medical staff shall provide routine examinations, as well as, STD and HIV follow-ups as necessary.
4. Inmates/Detainees may report sexual abuse, assault or harassment verbally or in writing to any staff member.
5. Every staff member is responsible for being alert to signs of potential situations in which sexual assaults or harassment might occur and for making reports and intervention referrals when incidents occur or are reported.
6. Staff shall immediately report all incidents or allegations of sexual assault, attempted sexual assault or sexual harassment to their sergeant or supervisor as soon as practical. If the supervisor is a non-sworn employee, the supervisor shall report the incident to a sworn staff member as soon as possible. The sergeant shall report the incident up the chain of command. The facility commander shall report the incident or allegation to the OCSD ICE Lieutenant for incidents involving detainees.
7. Staff shall offer the victim protection from the assailant(s).
8. Staff shall immediately separate the victim from the assailant.

9. Inmates/Detainees who are victims of sexual abuse, assault or harassment shall be re-evaluated by Classification Deputies to determine appropriate housing. Victims shall not return to general population until their classification has been reviewed.

10. Staff shall follow the procedures set forth in [Field Operations Manual Section 36 - Sexual Assault Cases](#) and [Department Policy Manual 317 - Victim Confidentiality](#) when investigating the incident and preparing their reports.

11. When the alleged assailant is an employee, contractor, or volunteer, the procedures in [Department Policy Manual 1020 - Personnel Complaint Procedure](#) will also be followed.

#### 2617.6 – Staff Training

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Sworn and Professional staff members who work with inmates/detainees shall participate in sexual abuse and assault prevention and intervention training during their initial orientation and annual training updates.

#### 2617.7 – Data Collection and Reporting

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1. Data on all reported crimes, including incidents of sexual abuse, or assault or harassment occurring in our custody facilities, is maintained by the Support Services Division in the Report Management System (RMS).

2. The Key Indicator Report documents statistics regarding the number and type of incidents reported for each ICE housing area. The report is provided to ICE monthly.

3. The PREA coordinator will conduct an annual review of aggregate data regarding sexual abuse, assault or harassment incidents involving ICE detainees and inmates in our facilities. The findings related to ICE detainees shall be presented to the Field Office Director and ICE/ERO headquarters for use in determining whether changes are needed to existing policies and practices to further the goal of eliminating sexual abuse. In addition, the findings related to inmates shall be presented to the Department of Justice for use in determining whether changes are needed to existing policies and practices to further the goal of eliminating sexual abuse.