

		<b>POLICY CHANGE NOTICE (PCN)</b>			Page 1 of 3	PCN Number <b>14-2(01)</b>
<b>TITLE</b>	<b>SEXUAL ABUSE PREVENTION AND RESPONSE</b>					
<b>POLICY NUMBER</b>	<b>14-2</b>	<b>FSC POLICY EFFECTIVE DATE</b>	<b>November 15, 2017</b>	<b>FSC PCN EFFECTIVE DATE</b>	<b>August 31, 2018</b>	
S/PATRICK D. SWINDLE, CHIEF CORRECTIONS OFFICER			S/COLE CARTER, GENERAL COUNSEL			
<b>FACILITY NAME</b>	<b>OTAY MESA DETENTION CENTER</b>					
<b>FACILITY EFFECTIVE DATE</b>	<b>April 5, 2019</b>	<b>FACILITY SUPERSEDES DATE</b>	<b>None</b>			

PCNs will be located on top of the affected policy, in chronological order, for hard copy policy manuals and will be available in electronic policy manuals. PCNs shall be removed and archived with the affected policy once the policy has been superseded.

**CHANGE FROM/TO**

Revised subsections 14-2.4M.1. thru M.2.a. Remaining subsections M.2.b. thru M.5. are unchanged.

**CHANGE FROM:**

M. RESPONSE PROCEDURES

1. Any employee who discovers or learns of sexual abuse, or an allegation of sexual abuse, shall ensure that the following actions are accomplished:
  - a. The alleged victim is kept safe, has no contact with the alleged perpetrator, and is immediately escorted to the Health Services Department. (115.64 (a) (1))
    - i. The Health Services Department is responsible for medical stabilization and assessment of the victim until transported to an outside medical provider, if medically indicated, for collection of evidence and any necessary medical treatment. CoreCivic will request, in writing, that the examination be performed by a Sexual Assault Forensic Examiner (SAFE) or Sexual Assault Nurse Examiner (SANE). If a SAFE or SANE provider is not available, the examination may be performed by other qualified medical practitioners. **(ACI 4-4406; 4-ALDF-22-6)**
      - The Health Services Department shall provide services in accordance with CoreCivic Policy 13-79 Sexual Assault Response, unless otherwise mandated by contract. **(ACI 4-4406; 4-ALDF-22-6)**

**AT THIS FACILITY, THE FOLLOWING CONTRACTUALLY-REQUIRED POLICY IS USED IN LIEU OF CORECIVIC POLICY 13-79:**

**HEALTH SERVICES ARE PROVIDED BY THE ICE HEALTH SERVICE CORPS (IHSC), IHSC POLICIES ARE UTILIZED**

- ii. While in the Health Services Department, employees shall, to the best of their ability, ensure that the victim does not wash, shower, remove clothing without medical supervision, use the restroom facilities, eat, drink or brush his/her teeth. (115.64 (a)(3))
- b. The highest ranking authority onsite is immediately notified and will further ensure to protect the safety of the victim and the integrity of the crime scene and any investigation. (115.54 (a)(2))

- c. When the alleged perpetrator is an inmate/detainee, he/she is secured in a single cell (if available) in the event evidence collection is required.
  - d. All acquired information concerning the allegation is kept confidential by discussing the information with only those employees who have a direct need to know.
  - e. If the first staff responder is not a security staff member, the responder shall be required to request that the alleged victim not take any actions that could destroy physical evidence, and notify security staff. (115.64 (b))
  - f. An incident statement is written in accordance with CoreCivic Policy 5-1 Incident Reporting.
2. Upon notification of alleged sexual abuse, the highest ranking authority onsite shall ensure that the following actions are accomplished:
    - a. When the alleged perpetrator is an inmate/detainee, in order to preserve any evidence, the alleged perpetrator is not allowed to wash, shower, brush his/her teeth, use the restroom facilities, change clothes, or eat and drink while secured in segregation in a single cell (if available). (115.64 (a)(4))

**CHANGE TO:****M. RESPONSE PROCEDURES**

1. Upon learning of an allegation that an inmate was sexually abused, the first security staff member to respond to the report shall be required to ensure the following actions are accomplished:
  - a. The alleged victim is kept safe, separate, has no contact with the alleged perpetrator, and is immediately escorted to the Health Services Department. (115.64 (a) (1))
    - i. The Health Services Department is responsible for medical stabilization and assessment of the victim until transported to an outside medical provider, if medically indicated, for collection of evidence and any necessary medical treatment. CoreCivic will request, in writing, that the examination be performed by a Sexual Assault Forensic Examiner (SAFE) or Sexual Assault Nurse Examiner (SANE). If a SAFE or SANE provider is not available, the examination may be performed by other qualified medical practitioners. **(ACI 4-4406; 4-ALDF-22-6)**
      - The Health Services Department shall provide services in accordance with CoreCivic Policy 13-79 Sexual Assault Response, unless otherwise mandated by contract. **(ACI 4-4406; 4-ALDF-22-6)**
  - ii. If the abuse occurred within a time period that still allows for the collection of physical evidence, **request** that the alleged victim not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating. (115.64 (a)(3))
- b. The highest ranking authority onsite is immediately notified and will further ensure to protect the safety of the victim and the integrity of the crime scene and any investigation. (115.54 (a)(2))

**HEALTH SERVICES ARE PROVIDED BY THE ICE HEALTH SERVICE  
CORPS (IHSC). IHSC POLICIES ARE UTILIZED**

- c. When the alleged perpetrator is an inmate/detainee, he/she is secured in a single cell (if available) in the event evidence collection is required.
  - d. All acquired information concerning the allegation is kept confidential by discussing the information with only those employees who have a direct need to know.
  - e. If the first staff responder is not a security staff member, the responder shall be required to request that the alleged victim not take any actions that could destroy physical evidence, and notify security staff. (115.64 (b))
  - f. An incident statement is written in accordance with CoreCivic Policy 5-1 Incident Reporting.
2. Upon notification of alleged sexual abuse, the highest ranking authority onsite shall ensure that the following actions are accomplished:
- a. If the abuse occurred within a time period that still allows for the collection of physical evidence, **ensure** that the alleged abuser does not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating. (115.64 (a)(4))