

CA Advancing PREA:
Providing Rape Crisis Services
to Incarcerated Survivors

March 22, 2022 Basic Training for Advocates Part 2 of 2







ValorUS is committe	d to ending sexual violence
through a multifacet	ed approach of prevention,
intervention, educat and public policy.	ion, research, advocacy
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# JDI's Mission JDI is a health and human rights organization that seeks to end sexual abuse in all forms of detention. JUST DETENTION JUST D

#### **How JDI Carries Out Its Mission**

- By holding government officials accountable
- By changing public attitudes about sexual violence behind bars
- By ensuring that survivors get the help they need



JDI's Core Princ	ciple
No matter what crime a person may have committed, rape is not part of the penalty.	
	JUST DETENTION VALORUS Advancing Study, Andrey Security Study, Andrey Security Study, Andrews

# ValorUS and JDI offer support and guidance to all CA rape crisis centers on how to: • Build strong relationships with CA state prison and county jail staff. • Create sustainable agreements and protocols for the provision of victim services to survivors.

# Workshop Agenda The Importance of Victim Advocates Hotline Services and Written Correspondence Forensic Exam Accompaniment











## What PREA Requires of Detention Facilities

- Attempt to enter into an MOU with RCCs to provide confidential emotional support services
- Provide people in custody with RCC mailing addresses and hotline numbers



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#### **What PREA Requires of Detention Facilities**

- Inform people in custody of the extent to which these communications will be treated as confidential\*
   Offer survivors accompaniment by RCC Victim Advocates during forensic medical examinations and investigatory interviews\*\*



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#### In His Words

"If I had an advocate, it would have saved me so much grief. It would have helped me through that traumatic event immensely.

Going through it alone, I didn't know who I could trust and who I could talk to about it — which appeared to be nobody."

Frank Mendoza, prisoner rape survivor and member of JDI's Survivor Council

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What do you need to feel ready to support incarcerated survivors?

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#### **Survivor Needs Are Universal**

#### Outside Detention Inside Detention

- Validation Emotional Support Coping Skills

- Validation
   Emotional Support
   Coping Skills
   Resources
   Safety Planning

- Resources
   Safety Planning

# Resources Checklist You and your agency Programs or services available in the facility Other community organizations that serve people in detention Coping skills that do not require additional resources

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- The survivor is the expert
- Don't make assumptions
- Trust is earned
- Validation is key



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#### Making Referrals

- Ensure that organizations you refer clients to actually provide services for incarcerated survivors
- Understand what programs are available within the facility
- Understand that incarcerated clients may not trust facility-based support

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Chat Question	
What other coping skills have you offered to incarcerated survivors?	
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Use the empowerment model Consider emotional and physical safety Include follow up support	SAFETY  SAFETY  SAFETY  SAFETY
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#### **Starting a Call**

- Treat calls like any other crisis line calls
  Share information about confidentiality, or lack of
  Discuss the purpose of the line and what services you can provide
  Be aware of any call time restrictions, and remind survivors they can call back



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#### **General Emotional Support**

- Normalize trauma reactions
- Offer relevant coping skills
- Provide resources as appropriate



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## Questions from Survivors About PREA Reporting

- Discuss reporting options
   Validate frustrations with the system
- Offer advocacy as appropriate



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#### **Scenario: PREA Reporting**

A survivor calls your hotline and asks you to file a PREA report on their behalf.

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#### **Harm to Self or Others**

- Follow your agency's steps to address suicidality
- If reported, facility will perform its own assessment
- Offer follow-up services



#### **Off Topic Calls**

- Remind callers of the purpose of the hotline
- Be clear about boundaries
   End the call if needed
- Communicate with your team to ensure a consistent approach



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#### **Repeat Callers**

- Remind the caller of the need to keep the line open
  Set reasonable expectations (e.g. one call per day)
- Remember that your agency may be their only available resource
- Offer encouragement and validate progress

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#### **Ending a Call**

- Summarize call and safety plans
   Discuss available follow up options
   Collect any remaining information needed to ensure you can provide follow up







	Where and how will letters be stored?  How will you include incarcerated survivors in your database?  How will you track letters for monthly reporting?	
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#### **What to Expect**

- Letters can vary widely in length and level of detail
- Letters may not directly disclose sexual abuse or sexual harassment
- Letters may be hard to read or understand



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#### **Letter Structure**

- Respond with consistent timing
- Be mindful of response length
- Ensure accessible language and font size



Plate: The Citationses

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## Establishing Confidentiality in CDCR

#### OPEN ONLY IN PRESENCE OF ADDRESSEE

CA Evid. Code 1035.4 Privileged Communication

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#### Introductory Paragraph

- Thank survivor for writing
- · Validate their experience
- Describe what your agency can (and cannot) do



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#### **General Emotional Support**

Dear Advocate,

Dear Advocate,

I saw your info in a resource guide. I didn't have anyone else to talk to about this so I thought I'd try writing to you. A few months ago something happened here with one of the other prisoners. He is gone now but I feld so violated and dirty. I just feel like somehow this is my fault. I've been having nightmares and I haven't slept well since it happened. I just want to feel normal again.

Sincerely,

A. Survivor

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#### **Before an Exam**



- Make sure your advocacy team understands this process
- Adapt resources and materials for incarcerated survivors

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#### At the Exam

- · Explain your role to the survivor and officers
- Describe what your agency does
- Offer survivor as many options as possible



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## What to Expect: Transport Restraints

- · Not an indicator of dangerousness
- May hamper the forensic nurse in carrying out the exam
- May be adjusted in order to make the survivor more comfortable and to aid the



### **A Note About Confidentiality** Advocate for as confidential a space as possible -Presence of officers -Privacy curtains

- Be clear about what is confidential and what is not



Be prepared to advocate for a survivor's right to confidentiality if needed

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#### **Difficult Conversations**

- · Doctors, nurses, and officers may use problematic language
- Determine what advocacy is needed and include the survivor in that process
- Offer follow-up training



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#### Offer Follow Up

The goal is to provide continual care via:

- Confidential hotline
   Confidential mail
   In-person services (if applicable)



# Release of Information (ROI) Allows you to continue advocating on behalf of your client with facility staff

- Allows you to provide crucial follow up services
- Can enable you to refer your client to another RCC if needed

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#### Scenario

You are in the exam room with the forensic nurse, an incarcerated survivor from your local facility, and two correctional officers.

You ask the officers if you can speak privately with the survivor.

"No way," she replies. "We're going to remain in this room. It's for your own safety."

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"I got myself out of that horrible situation and started going to therapy and with the help of two amazing [advocates] that put so much time to help, I took control of my life again."

- Matthew, a prisoner rape survivor



## We Are Here to Support You! • ValorUS • Just Detention International justdetention.org PREA Resource Center JUST DETENTION VALORUS The ValorUS Hub The Hub is a repository of resources, web conferences, courses, and net all staff within California's Rape Crisis Centers and community partners. Here is how you can get started: Step 1: Go to The Hub (www.Valor.US/hub) Step 2: Create Your Login/Profile Step 3: Explore! Our ValorUS Feam will approve you If you have credentals from the previous version of the HUB, your same HUB credentals will work. Just mind the new URL You can also find the hub by scrolling to the bottom of the Valor.US landing page! JUST DETENTION VALORUS AND THE PROPERTY OF THE PROPE CA Advancing PREA: Resources for California Advocates CALIFORNIA ADVANCING PREA: RESOURCES FOR CALIFORNIA ADVOCATES

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