



**BERNALILLO COUNTY YOUTH SERVICES CENTER
PRISON RAPE ELIMINATION ACT:
2016 ANNUAL REPORT**

INTRODUCTION

January 2017

In accordance with the Prison Rape Elimination Act (PREA) of 2003, the Bernalillo County Youth Services Center (BCYSC) has established a zero tolerance standard regarding the incidence of sexual misconduct. By providing training, education and reviewing our policy and procedures on an ongoing basis we are confident that we are providing the Residents (detained youth), staff, contractors and volunteers with a facility environment that is in compliance with PREA mandates. We are also confident that all of our staff, contractors and volunteers have a thorough knowledge and understanding of the PREA mandates and the Bernalillo County Youth Services Center policy and procedures in order to effectively ensure prevention strategies are in place, detection mechanisms are utilized, and responses/investigations to any allegations of sexual abuse or harassment are thorough, timely and objective. The purpose of PREA is the ultimate elimination of sexual misconduct within detention facilities, including the Bernalillo County Youth Services Center.

EDUCATING YOUTH ABOUT PREA

PREA standard **115.333** requires juvenile facilities to provide comprehensive age-appropriate education to residents either in person or through video regarding their rights to be free from sexual abuse and sexual harassment to include residents being free from retaliation for reporting such incidents. Additionally, policies and procedures were adopted which mandated responding to such incidents within 10 days of intake.

PREA AUDIT FINDINGS

The PREA audit of the Bernalillo County Youth Services Center in Albuquerque, New Mexico had its on-site visit on April 14-15, 2015. Prior to this visit the auditor reviewed a thumb drive sent in advance of the audit, containing the policies, procedures, protocols and documentation related to compliance of standards. As a result of this review there were some standards needing attention and changes were made to come into compliance prior to the on-site visit. The PREA Coordinator corrected the issues noted prior to the audit occurring.

Upon arrival at the facility the auditor met with the management team of the facility explaining the purpose and scope of the audit process. After this meeting a tour of the facility was conducted. Upon completion of the tour the auditor met with the PREA Coordinator and went over staff and resident rosters and the auditor randomly selected staff and residents that needed to be interviewed. A total of ten residents (10) were interviewed, eight (8) randomly and two who had disclosed prior sexual victimization. A total of 21 staff interviews occurred, with ten of those being chosen randomly to answer the staff interview questionnaire. Interviews with staff occurred in a multipurpose room while residents were interviewed in the Echo Housing Unit. Upon completion of the interviews, the auditor met with the training specialists to review random training records and then met with a representative from Personnel and reviewed personnel records looking for various background checks to include criminal, driving, and any abuse charges through the Sex Abuse Registry. The Director also certified in writing that all PREA training of staff had been completed. After these checks had been performed, the auditor conducted an exit meeting with the management team and discussed the findings of the audit with them. There were *no* non-compliant findings during this audit, thus only a final report would be necessary.

TRAINING

All employees of the BCYSC have received the appropriate training as required by federal law. Training included:

- PREA New Employee Mandatory Staff Training
- Ongoing PREA refresher training
- Online PREA training

In addition to the training above, all staff members, volunteers and contractors have also received PREA training specific to their responsibilities based on their level of contact with detained youth and in accordance with federal law.

SUPERVISION AND MONITORING

The Bernalillo County Youth Services Center is committed to providing a safe and healthy environment for residents and staff. The BCYSC has zero tolerance for sexual misconduct of any kind and will impose discipline for such misconduct, up to and including dismissal and prosecution of staff and discipline for serious infractions by residents who victimize other residents. Incidents of sexual misconduct will be investigated and residents who perpetrate acts of sexual misconduct will be prosecuted when applicable. The BCYSC policies regarding sexual misconduct apply to all residents. They also apply to employees, contractors, and volunteers.

The organizational chart was changed to reflect increased direct supervision of operational staff.

A requirement to conduct and document Supervisor and Program Managers unannounced rounds in the housing units has been implemented. The Director and Assistant Director of Operations provide additional oversight by conducting unannounced facility reviews which are documented and provided to the PREA coordinator on a monthly basis.

A PREA incident review team which consists of the PREA Coordinator, the Clinical Behavioral Health Services Manager, the Assistant Director of Operations and the PREA Compliance Manager meets regularly to review every PREA incident within 30 days of its occurrence. The PREA review team analyzes each incident with respect to a standard set of questions and makes suggestions for

further investigation as well as policy and practice changes within the facility in order to meet the goal to eliminate PREA incidents.

**Bernalillo County Youth Services Center
Data Submitted to the U.S. Department of Justice
Survey of Sexual Violence**

		2016
1	On December 31, how many males were held in the BCYSC?	35
2	On December 31, how many females were held in the BCYSC?	9
3	On December 31, how many total youth were held in the BCYSC?	44
4	Between January 1 and December 31, how many youth were admitted to the BCYSC?	629
5	Between January 1 and December 31, how many youth were discharged to the BCYSC?	614
6	Between January 1 and December 31, how many allegations of youth-on-youth NONCONSENSUAL SEXUAL ACTS were reported?	0
7	Of the allegations reported in Item 6, how many were Substantiated ?	0
8	Of the allegations reported in Item 6, how many were Unsubstantiated ?	0
9	Of the allegations reported in Item 6, how many were Unfounded ?	0
10	Of the allegations reported in Item 6, how many are still under investigation?	0
11	Between January 1 and December 31, how many allegations of youth-on-youth ABUSIVE SEXUAL CONTACT were reported?	0
12	Between January 1 and December 31, how many allegations of youth-on-youth SEXUAL HARASSMENT were reported?	32
13	Between January 1 and December 31, how many allegations of staff-on-youth SEXUAL MISCONDUCT were reported?	4
14	Of the allegations reported in Item 13, how many were Substantiated ?	0
15	Of the allegations reported in Item 13, how many were Unsubstantiated ?	2
16	Of the allegations reported in Item 13, how many were Unfounded ?	2
17	Of the allegations reported in Item 13, how many investigations are still ongoing?	0