


STANDARD OPERATING PROCEDURE		J-57.4		
	CASS COUNTY SHERIFF'S OFFICE PLATTSMOUTH, NEBRASKA ROBERT SORENSON SHERIFF	DATE ISSUED	DATE REVISED	DATE REVIEWED
		OCT 20, 2014	NOV 28, 2023	NOV 28, 2023
		REVISION HISTORY: OCT 20, 2014		
		APPROVED: <i>Robert Sorenson</i>		
CHAPTER TITLE		RESOURCES		
JAIL				
SUBJECT		CROSS REFERENCE		
DETAINEE SCREENING FOR RISK OF SEXUAL VICTIMIZATION AND ABUSIVENESS				

I. Policy

Cass County Sheriff's Office (CCSO) Administration mandates all incoming detainees shall be assessed during intake screening for their risk of being sexually abused by other detainees or being sexually abusive toward other detainees. 115.41 (a)-1

II. Procedure

- A. Intake: The booking Officer/Medical will complete the PREA screening tool within seventy-two (72) hours of arrival at the CCSO. Detainees will be reassessed every (30) days to determine the detainee's risk of victimization or abusiveness based on any additional, relevant information received since the arrival at CCSO and the initial screening. Criteria that prisons and jails must include to assess the risk of sexual victimization:

115.41 (b)-1 115.41(c) 115.41 (f)-1

criminal history is exclusively nonviolent;

1. Whether the detainee has a mental, physical, or developmental disability; 115.41(d)-1
2. The age of the detainee; 115.41(d)-2
3. The physical build of the detainee; 115.41(d)-3
4. Whether the detainee has previously been incarcerated; 115.41(d)-4
5. Whether the detainee's; 115.41(d)-5
6. Whether the detainee has prior convictions for sex offenses against an adult or child; 115.41(d)-6
7. Whether the detainee is or is perceived to be gay, lesbian, bisexual, transgender, intersex, or gender nonconforming; 115.41(d)-7
8. Whether the detainee has previously experienced sexual victimization; 115.41(d)-8
9. The detainee's own perception of vulnerability; 115.41(d)-9

STANDARD OPERATING PROCEDURE	OCT 20, 2014	J-57.4
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10. Whether the detainee is detained solely for civil immigration purposes; and 115.41(d)-10
 11. Whether the detainee has prior acts of sexual abuse, prior convictions for violent offenses or a history of prior institutional violence or sexual abuse. 115.41(e)
- B. No detainee will be disciplined for refusing to answer or for not disclosing complete information in response to questions regarding:
115.41 (h)-1
1. Whether or not the inmate has a mental, physical, or developmental disability;
 2. Whether or not the inmate is or is perceived to be gay, lesbian, bisexual, transgender, intersex, or gender non-conforming;
 3. Whether or not the inmate has previously experienced sexual victimization; and
 4. The inmate's own perception of vulnerability.
- C. The staff will protect sensitive information from the detainee screening for risk of sexual victimization and abuse. The information is kept with the booking/intake file and is confidential. 115.41 (i)
- D. The Shift Supervisor will review the Initial Screening and PREA Screening for all detainee classification assignments within forty-eight (48) hours, to determine the permanent custody and housing assignment. 115.41(f)
1. In the absence of the Shift Supervisor the Senior Officer on duty will determine custody and cell assignments.
 2. Detainees in danger of victimization have ready access to protected living full investigation of any threat of harm as well as access to a long term protective environment if investigation establishes that the detainee is in danger of victimization.
 3. A detainee's risk level shall be reassessed when warranted due to a referral, request, incident of sexual abuse, or receipt of additional information on the detainee's risk of sexual victimization or abusiveness. 115.41 (g)-1
 4. In addition to re-assessing individual inmates, supervisors should plan for facility-wide reviews of housing assignments.
- E. Use of screening information

STANDARD OPERATING PROCEDURE	OCT 20, 2014	J-57.4
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1. The information from risk screening as required by PREA will be used to make appropriate choices for housing, bed, work, education and program assignments with the goal of keeping separate those detainees at high risk of being sexually victimized from those at high risk of being sexually abusive.
115.42 (a)-1
 - a. Staff shall make individualized determinations about how to ensure the safety of each inmate. 115.42 (b)-1
 - b. Detainees at high risk for sexual victimization or detainees who allege to have suffered sexual abuse shall not be placed in involuntary segregated housing unless an assessment of all available alternatives has been made, and a determination has been made that there is no available means of separation from likely abusers. If immediate assessment cannot be made, the detainee can be held for twenty four (24) hours in involuntary segregated housing while the assessment is completed. 115.68 (a)-1 115.43(a)-1
 - c. Detainees placed in involuntary segregated housing while waiting assessment shall have access to programs, privileges, education, and work opportunities to the extent possible. 115.43(b)
 1. If access to programs, privileges, education, or work opportunities, documentation is required to include:
 - a. The opportunities that have been limited; 115.43(b)-1
 - b. The duration of the limitation; 115.43(b)-2
 - c. The reasons for such limitations. 115.43(b)-3
 2. CCSO shall assign such inmates to involuntary housing only until an alternative means of separation from likely abusers can be arranged, and such an assignment shall not ordinarily exceed a period of 30 days. 115.43(c)-1
 3. If an involuntary segregated housing assignment is made pursuant to paragraph (1b) of this section, the facility shall clearly document: 115.43 (d)
 - a. The basis for the staff's concern for the detainee's safety; 115.43 (d)-1
 - b. The reasons why no alternative means of separation can be arranged. 115.43 (d)-2
 - c. Every thirty (30) days, the facility shall afford each such inmate a review to determine whether there is a continuing need for separation from the general population. 115.68 (a)-5 115.43(e)-1

PAGE 3 OF 5	DETAINEE SCREENING FOR RISK OF SEXUAL VICTIMIZATION AND ABUSIVENESS
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STANDARD OPERATING PROCEDURE	OCT 20, 2014	J-57.4
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2. Transgender or intersex detainees: the Booking Officer will consider each individual on a case by case basis to ensure the health and safety of the detainee and whether the placement would present management or security problems. 115.42 (c)-1
 - a. Placement and programming for each transgender or intersex detainee will be reassessed at least twice a year to review and threats to safety experienced by the detainee. 115.42(d)
 - b. A transgender or intersex detainee's own views with respect to his or her own safety shall be given serious consideration. 115.42(e)
 - c. Detainee's shall not be placed in dedicated housing units, floors, or beds solely on the basis of identification or status of lesbian, gay, bisexual, transgender or intersex, unless it is established with a consent decree, legal settlement, or legal judgment for the purpose of protecting such inmates. 115.42(g)
 - d. All detainees to include transgender or intersex will shower alone in the separate shower stalls behind the privacy curtain. 115.42(f)

F. Inmate Education

1. Detainees will be provided information explaining that CCSO has a zero-tolerance regarding sexual abuse and sexual harassment and how to report incidents and or suspicions of sexual abuse or sexual harassment.
2. Within 30 days of intake detainees will receive comprehensive education either in person or through video regarding their rights to be free from sexual abuse and sexual harassment and to be free from retaliation for reporting such incidents and education regarding agency policies and procedures for responding to such incidents.
 - a. Detainees with disabilities and detainee who are limited English proficient.
 1. CCSO shall take appropriate steps to ensure that detainees with disabilities (including, for example, detainees who are deaf or hard of hearing, those who are blind or have low vision, or those who have intellectual, psychiatric, or speech disabilities), and those with limited English proficiency have an equal opportunity to participate in or benefit from all aspects

STANDARD OPERATING PROCEDURE	OCT 20, 2014	J-57.4
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of CCSO efforts to prevent, detect, and respond to sexual abuse and sexual harassment. 115.16(a)-1 115.16 (b)-1

2. Detainees will be provided with interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using necessary specialized vocabulary.

115.16 (a)-1

3. Written materials will be provided in formats or through methods that ensure effective communication with inmates with disabilities, including inmates who have intellectual disabilities, limited reading skills, or who are blind or have low vision. 115.16(a)-1
4. Detainee interpreters, detainee readers, or other types of detainee assistants except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the detainee's safety, the performance of first-response duties under 115.64, or the investigation of the detainee's allegations. 115.16 (c)-1