

Bismarck Transition Center

PREA RATING ASSESSMENT MANUAL

Purpose

The PREA screening and assessment is designed to enhance the agency's ability to internally manage the resident population. The primary objective of the PREA screening and assessment is to reduce the occurrence of victimization by identifying known victims and potential victims of sexual abuse as well as known sexual aggressors and potential aggressors. The information derived from the PREA screening and assessment shall be used to make informed housing, bed, work, education and program assignments for each resident, with respect to their potential for aggressive behavior and vulnerability to sexual abuse.

Every resident will be assigned one of the following scores:

- A. **Known Victim (KV):** Residents who have already been victims of sexual assault inside an institution or within the community.
- B. **Potential Victim (PV):** Residents designated by the assessment as having characteristics of a person with a higher than normal likelihood to be sexually assaulted inside an institution.
- C. **Unrestricted (UN):** Residents who do not fit into the criteria in the assessment to be designated as a KV, PV, KA, or PA.
- D. **Potential Aggressor (PA):** Residents designated by the assessment as having characteristics of a person with a higher than normal likelihood to be sexually aggressive towards other inmates inside an institution.
- E. **Known Aggressor (KA):** Residents who have an established history of sexual predatory behavior within an institution or the community.

Screening/Assessment Descriptions and Timelines

All incoming residents will complete the **PREA Initial Assessment** typically with 48 hours of arrival but not to exceed 72 hours of arrival. Staff who complete and review this assessment will be trained on how to score it and how to complete the necessary actions as dictated by the score/outcome.

1. The Case Manager will normally complete the **PREA Initial Assessment** within 48 hours of a resident's arrival, but will not exceed 72 hours.
2. Once the assessment has been completed, an Administrative Assistant will enter this information in BTC's PREA Statistics folder.
3. If the resident is identified as a Known Victim or a Known Aggressor, the Case Manager will enter this information in Resident Alerts, which is located on the Public Share drive. Additionally, the Case Manager will:
 - i. Notify the Program Administrator to use the information to make informed decisions related to housing, bed, work, education, and program assignments, with the goal of keeping separate those residents at high risk of being sexually victimized from those at high risk of being sexually abusive.
 - ii. Refer the resident to community mental health services for any necessary follow up.
4. The Case Manager will, within 30 days of the resident's arrival, complete the **PREA Risk Re-assessment**.

- i. If there is no new information, no new observations, no new clinical data, or no new self-disclosure, the Case Manager will document this in the resident's monthly progress note.
 - ii. If there is any new information discovered the Case Manager will follow the First Responder Protocol and clearly document any new information, new clinical data, or new self-disclosure and complete any necessary follow-up needed, per policy.
5. Residents will be reassessed every 30 days after the date of staff becoming aware of any new information, clinical data, or new self-disclosure.
6. Residents identified as **transgender or intersex** will be re-assessed every six (6) months by their Case Manager.

This screening will result in a resident being categorized as one of the following: Known Victim (KV), Potential Victim (PV), Unrestricted (UN), Potential Aggressor (PA), or Known Aggressor (KA).

It is imperative that this screening information is used in determining housing, bed, work, education, and program assignments, but also relayed to others ONLY on a need-to-know basis.

Scoring Instructions for the Initial Assessment / Re-Assessment

Vulnerability Factors

All questions must be answered and where required, comments entered. If an answer to a question changes from a prior assessment, a justification comment will be required to explain the deviation.

1. **Has the resident ever been forced to do anything sexual they did not want to do in a controlled environment?**
 - a. Intent: This question will need to be scored "Yes" if the resident has a **documented** history of **any** sexual victimization in a controlled environment.
 - (1) Scoring Instructions:
 - i To score "Yes," the victimization must be SEXUAL in nature and in a CONTROLLED environment.
 - ii Scoring this question a "Yes" automatically scores the resident as a Known Victim (KV).
 - iii This information may be found by reviewing the document found in iTAG, such as the case plan, case notes, sentencing report, disciplinary reports, FileNet or other collateral information.
 - b. Definition:
 - (1) **Controlled environment:** A prison, jail, juvenile facility, hospital, mental health facility, etc.

2. **Has the resident ever been forced to do anything sexual they did not want to do while living in the community?**
 - c. Intent: This question will need to be scored "Yes" if the resident reports a history of **any** sexual victimization within the community.
 - (2) Scoring Instructions:
 - iv To score "Yes," the victimization must be SEXUAL in nature and within

the community.

- v Scoring this question a “Yes” automatically scores the resident as a Known Victim (KV).
- vi If scored “Yes”, the Case Manager will offer to refer the resident to a mental health professional for counseling, at their expense.

d. Definition:

- (2) **Community:** Residence that does not include a prison, jail, juvenile facility, hospital, mental health facility, etc.

3. Has the resident ever been paid for sex acts or been involved in human trafficking?

4. (Male residents) How tall are you? How much do you weigh? (If under 5’6” or less than 140 lbs.; mark yes).

5. (Female residents) How tall are you? How much do you weigh? (If under 5’ or less than 100 lbs.; mark yes).

6. Are you intellectually/cognitively challenged, have a physical or medical disability, or a mental health condition that may make you vulnerable in a correctional facility? Scoring Instructions:

- (1) Score this question “Yes” if the resident has a history of mental health illnesses, based upon collateral information obtained from public and private agencies (i.e., Sanford, Human Service Centers, DOCR, P&P, and other private re-entry centers).
- (2) If resident has a physical/medical impairment that would prevent them from performing typical activities of daily living and could make them vulnerable to abuse while in the residential program (e.g., prosthetic limb, traumatic brain injury, debilitating condition).

7. Are you Lesbian/Gay/Bisexual/Transgender/Intersex/Gender Non-Conforming? Scoring Instructions:

- (1) If the resident identifies their sexual orientation as being Lesbian, Gay, or Bisexual this question should be scored “Yes.” If there is evidence from another source; the user should note the source.
- (2) If the resident identifies a gender identity of transgender, intersex, gender non-conforming, or undergoing a transgender process this question should be scored “Yes.” Gender identity issues may include displaying gender traits that are not normally associated with the person’s biological sex, such as a male whose appearance or behavior appears feminine. Make note, in particular, of transgender or intersex residents. The user will use professional judgment, observation, as well as resident inquiry.

a. Definitions:

Lesbian: Attraction to members of the same sex, generally female.

Gay: Attraction to members of the same sex, generally male.

Bisexual: Attraction to same-sex and different-sex people.

Transgender: A person whose gender identity (i.e., internal sense of feeling male or female) is different from the person’s assigned sex at birth.

Intersex: A person whose sexual or reproductive anatomy does not seem to fit typical definitions of male or female.

Gender Non-Conforming: A person whose appearance or manner does not conform to traditional societal gender expectations.

8. Do you fear for your safety physically or sexually?

a. Scoring Instructions:

- (1) This item can be derived from resident inquiry.
- (2) If necessary, during the initial assessment this item can be scored without direct resident inquiry, if the user can derive this information from file and document review. Upon re-assessments, staff should not continue to use prior responses, and should inquire with the resident by asking them this question directly.

9. Is this your first time in a Residential Program? Note: For residents entering the Residential Program from Prison (not jail), was this the resident's first time in prison (not jail)?

a. Scoring Instructions:

- (1) This information may be found by reviewing Elite, PSI, sentencing report, referral paperwork and consideration should be given to inmate self-report.
- (2) In the event that it is was a resident's first incarceration, yet he/she has served 3 or more years of his/her sentence and has not been vulnerable to victimization during that time, the item should be scored "No."

10. Have you ever been a victim of domestic violence/abuse?

11. How old are you? If younger than 25 or older than 64; mark yes.

12. While in a controlled environment, have you ever filed a report of sexual abuse or harassment where you were the victim?

Aggressive/Predatory Factors

All questions must be answered and where required, comments entered. If an answer to a question changes from a prior assessment, a justification comment will be required to explain the deviation.

13. While in the community, have you ever physically assaulted anyone or forced anyone into sexual activity against their will?

a. Intent: This question will need to be scored "Yes" if the resident has a history of assaultive behavior or known criminal history of sexually aggressive behavior within the community.

- (1) Scoring Instructions: To score "Yes" the assaultive behavior or sexually aggressive behavior must have occurred within the community.
- (2) Scoring this question a "Yes" automatically scores the inmate as a Known Aggressor (KA).

(1) Definition:

- b. **Community:** Residence that does not include a prison, jail, juvenile facility, hospital, mental health facility, etc.

14. While in a controlled environment, have you ever physically assaulted anyone or forced anyone into sexual activity against their will?

a. Intent: This question will need to be scored “Yes” if the resident has a history of assaultive behavior or known criminal history of sexually aggressive behavior within a controlled environment.

(3) Scoring Instructions: To score “Yes” the assaultive behavior or sexually aggressive behavior must have occurred in a controlled environment.

(4) Scoring this question a “Yes” automatically scores the inmate as a Known Aggressor (KA).

b. Definitions:

Controlled environment: A prison, jail, juvenile facility, hospital, mental health facility, etc.

15. In the past 10 years, have you been convicted of any of the following offenses: Any sex crimes, Arson (with loss of life), Kidnapping, Murder, Corruption or Solicitation of a Minor, Stalking, Indecent Exposure and Lewd and Indecent Acts?

a. Scoring Instructions for past DOCR Inmates: Within Elite refer to the resident’s most recent classification and use the rating for questions 13, 14 and 15.

16. While in the community, have you ever been an active member of a gang?

17. While in a controlled environment, have you ever been a member of a gang?

18. While in a controlled environment, have you ever intimidated anyone, engaged in extortion, blackmail, actions or activities hateful to an individual or group, sexual harassment, participated in gang activity, or exposed your genitalia?

a. Intent: This question will need to be scored “Yes” if the resident has a **documented** history of any the behaviors described above, in a Controlled environment.

(1) Scoring Instructions: To score “Yes” the behavior must have occurred in a Controlled environment. This information may be found by reviewing documentation found in case plans, case notes, sentencing report, disciplinary reports, FileNet, Federal Referral Paperwork, Pre-sentence Investigations or other collateral information.

b. Definitions:

(1) **Controlled environment:** Prison, jail, juvenile facility, hospital, mental health facility, etc.

19. In the past 10 years, have you received a disciplinary conviction, within a controlled environment, for fighting, homicide or assault and battery on staff?

20. In the past 15 years, have you been diagnosed with a sexually related health diagnosis (paraphilia)? Intent: This information may be located within the sentencing report.

(1) Scoring Instructions: **IMPORTANT NOTE** – A personality disorder **DOES NOT** score this question a “Yes.” Use caution to ensure that it is only a *paraphilia* that scores this question.

a. Definition:

b. **Paraphilia:** Describes sexual arousal to objects, situations, or individuals that are not a part of normative stimulation; sexual gratification involving sexual behavior that is atypical, considered extreme.

c. Here is a list of paraphilia’s from the DSM-IV-TR:

1. Exhibitionism
2. Fetishism
3. Frotteurism

4. Pedophilia
5. Sexual Masochism
6. Sexual Sadism
7. Transvestic Fetishism
8. Voyeurism
9. Other paraphilia may include; Hebephilia, Telephone Scatolgia, Necrophilia, Partialism, Zoophilia, Coprophilia, Klispmaphilia, Urophilia

21. Have you ever been the aggressor in a domestic violence relationship and/or the perpetrator in a domestic abuse protective order?

22. While in a controlled environment, have you ever engaged in sexual activity?

23. Have you ever been the victim of sexual abuse, whether in the community or controlled environment?

Scoring Instructions for the Initial Assessment / Re-Assessment:

A. Known Aggressor (KA)

1. If Questions 13, 14 and 15 is scored "Yes," the resident is a KA.

B. Potential Aggressor (PA)

1. If Questions 13, 14 and 15 are not "Yes," but three or more of Questions 13-23 are "Yes," the inmate is a PA.

C. Unrestricted (UN)

1. If 2 or less of Questions 13-23 are "Yes," the inmate is UN.

D. Known Victim (KV)

1. If Questions 1, 2, or 3 is "Yes", the resident is a KV.

E. Potential Victim (PV)

1. If Questions 1, 2, or 3 are not "Yes", but three or more of Questions 4 – 12 are "Yes" the inmate is a PV.

F. Unrestricted (UN)

1. If Questions 1, 2, or 3 are not "Yes", and 2 or less of Questions 4 – 12 are "Yes" the inmate is UN.

*If both sections are scored (KA or PA *and* PV or KV), the user will have to determine whether the Aggressive/Predatory or the Vulnerability Factors will drive placement. In this instance, the user is urged to examine more closely the factors which resulted in scoring each section; consulting the PREA Compliance Manager and the Administrator as needed.

Other Factors: This field at the bottom of the checklist offers an opportunity to document any other factor(s) related to aggressive/vulnerability factors that may be significant, but are not otherwise addressed in the scored questions. There may be special circumstances indicated by the resident's behavior, criminal history, needs, or medical/mental health status that have not been addressed adequately and warrant placement in a living unit other than what has been indicated. Provide detailed information about the circumstances and source of the information reviewed.

Rules (must be adhered to):

- A. Known Victims shall be housed only with other Known Victims, Potential Victims, or Unrestricted.
- B. Potential Victims shall only be housed with other Potential Victims, Unrestricted, or Known Victims.
- C. Unrestricted can be housed with any: Known Victims, Potential Victims, Unrestricted, Potential Aggressors, or Known Aggressors.
- D. Potential Aggressors shall either be housed with other, Potential Aggressors Unrestricted or Known Aggressors.
- E. Known Aggressors shall only be housed with other Known Aggressors, Potential Aggressors, or Unrestricted.
 - *Known Victims and Potential Victims should never be housed with Potential Aggressors or Known Aggressors.
- F. Known Victims and Potential Victims may participate in programming and work assignments with Known Aggressors and Potential Aggressors as long as there is adequate staff supervision.