



NEXUS TREATMENT FACILITY
Community Counseling and Correctional Services, Inc.

110 Skyline Drive
Box 1200 • Lewistown MT, 59457
Telephone: (406) 535-6660 • FAX (406) 535-6665

Memorandum of Understanding

This Memorandum of Understanding is made by and between Nexus, a facility of Community, Counseling, and Correctional Services, Inc., a legal physical custodian of state inmates and SAVES, a nonprofit entity, in Lewistown, MT.

Whereas, the United States Department of Justice has promulgated national standards for the implementation and enforcement of the Prison Rape Elimination Act of 2003, Public Law 108-79, 117 Stat. 973, *et seq.*, 45 U.S.C. 15601, *et seq.* (PREA); and

Whereas, the Subsection (d) of Section 115.21 and Subsection (e) requires Nexus to make available to a sexual abuse victim a victim advocate from a rape crisis center upon victim request. Further, again at the request of the victim, Nexus must provide a victim advocate, qualified agency staff member, or qualified community-based organizations staff member to accompany and support the victim through the forensic medical examination process, investigatory interviews, and ongoing provision of emotional support, crisis intervention, information, and referrals. Nexus agrees to provide Qualified Agency Staff Member (as defined by the PREA standards) to a victim in the event SAVES could not ethically provide services to a victim.

Whereas, Subsection (a) of Section 115.32 requires Nexus to ensure all volunteers and contractors who have contact with inmates have been trained on their responsibilities under the agency's sexual abuse and sexual harassment prevention, detection, and response policies and procedures. SAVES victim advocates will complete initial PREA training. Nexus PREA Manager will keep of record of SAVES victim advocates training.

Whereas, Subsection (a) of Section 115.53 requires Nexus to provide a means for inmates with access to outside victim advocates for emotional support services related to sexual abuse and sexual harassment by giving inmates mailing address and telephone numbers, including toll-free hotline numbers where available, of local, State, or national victim advocacy or rape crisis organizations. The facility shall enable reasonable communication between inmates and these organizations, in a confidential manner as possible. Subsection (c) requires Nexus to enter into memoranda of understanding, or other agreements with community services providers that are able to provide inmates with confidential emotional support services related to sexual abuse. Nexus must maintain copies of agreements, or documentation showing attempts to enter into such agreements. This memorandum of understand will replace MOU signed August 20, 2015.

Whereas, SAVES, as of discussions and agreements which occurred, on August 20, 2015,

SAVES agreed to receive phone calls from Nexus inmates SAVES via internal confidential toll-free hotline number (406) 535-2303, which is strictly for the purpose of Nexus inmate reporting allegations of sexual abuse and sexual harassment, or seeking support for past victimization issues.

Whereas, SAVES has agreed to receive written reports of sexual abuse and sexual harassment for Nexus inmates, at the following address:

SAVES, Inc.
P.O. Box 404
Lewistown, MT 59457

Whereas, SAVES has agreed to receive phone calls or written reports from Nexus inmates , for the purpose of the Nexus inmates reporting allegations of sexual abuse and sexual harassment. SAVES will immediately report this information to the Lewistown Police Department.

Whereas, SAVES has agreed to receive phone or written reports of sexual abuse and sexual harassment from Nexus inmates, whether in physical custody or not, and to immediately forward reports of sexual abuse and sexual harassment to the Lewistown Police Department, assuring the anonymity of the inmate if requested by the inmate.

It is agreed between Nexus Treatment Program and SAVES, Inc. as follows:

1. 28. C.F.R. Section 115.51 requires Nexus to establish the following procedure for inmate reports of sexual abuse and sexual harassment:

Nexus agrees to:

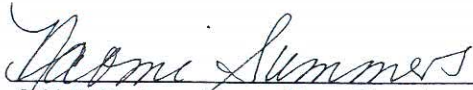
- a. Nexus shall provide multiple internal ways for inmates or staff for reporting sexual abuse and sexual harassment, retaliation by other inmates or staff for reporting sexual abuse and sexual harassment, and staff neglect or violation of responsibilities that may have contributed to such events.
- b. Nexus shall also provide at least one (1) way for inmates to report sexual abuse or sexual harassment to a public or private entity or office that is not part of the agency, and that is able to receive and immediately forward inmate reports of sexual abuse and sexual harassment to Nexus officials, allowing the inmate to remain anonymous upon request.
- c. Nexus staff shall accept any and reports made verbally, in writing, anonymously, and from third parties. Nexus staff shall promptly document any verbal reports.
- d. Nexus shall provide a method for staff to privately report sexual abuse and sexual harassment of inmates.
- e. Make involvement of certified rape crisis advocates from SAVES a component of the standard response to report a sexual abuse and/or request from a victim of sexual abuse, or other violence.
- f. When Nexus receives a report of sexual abuse, or discovers a sexual abuse incident within 72 hours of the incident, Nexus will transport the victim of sexual abuse to Central Montana Medical Center (CMMC) Emergency Room for a forensic medical exam, at no cost to the victim, and to meet with a rape crisis advocate from SAVES, if requested by the victim. Prior to transport, the victim will be offered the presence of a SAVES victim advocate on-site at Nexus, if the situation allows for time of the victim advocate to arrive at the facility prior to transport. If SAVES is not able to ethically provide services to the victim, a Nexus Qualified Agency Staff Member will provide victim advocacy support to the victim, at the request of the victim.

- g. Nexus will facilitate and support follow-up, whenever possible, between the victim and a SAVES advocate by mail or telephone while the victim is detained at Nexus.
- h. Provide inmates with confidential, toll-free access to the SAVES crisis hotline through the Nexus inmate telephone system. Nexus inmates will dial *535 to reach the SAVES crisis hotline.
- i. Nexus will respect the confidential nature of communication between the SAVES advocates and inmates detained at Nexus.
- j. Nexus will ensure that SAVES victim advocates have processed security requirement, and are cleared to enter Nexus secure area for private sessions with inmates.
- k. Nexus will provide a private, safe, area conducive to confidential sessions with inmates.
- l. Nexus will inform inmates during the PREA orientation sessions of SAVES role in PREA prevention, and intervention; including knowledge of confidential nature of communication with SAVES, the intended use of the SAVES hotline, and the possibility of ethical issues preventing SAVES services to some inmates.
- m. Nexus will prominently display SAVES toll-free, crisis hotline number, and mailing address on PREA posters which are posted by the phones in inmate housing area, and throughout the facility. This information will be available on inmate PREA brochures, in the Inmate Handbook, and presented during orientation and quarterly inmate lectures. Further, this information will be posted on the Nexus web-site to promote third-party reporting.
- n. Nexus will train staff members according to PREA standards, to act as a Qualified Agency Staff Member to provide victim advocacy support to a victim, and to ensure provision of seamless services to a victim in the event SAVES is unable to service because of an ethical situation. The Qualified Agency Staff Member or PREA Manager will consult regularly with SAVES, and seek specialized training resources recommended by SAVES.
- o. Nexus will communicate any questions or concerns to the Director of SAVES.

SAVES agrees to:

- a. Respond to requests from Nexus via victim requests to provide advocacy when inmates are brought to CMMC Emergency Room, and/or at SAVES discretion, possibly meet with the victim at Nexus prior to transport at the request of the victim.
- b. Respond to calls from Nexus inmates received on the SAVES toll-free crisis hotline, and to written correspondence.
- c. Report any reports of sexual abuse or sexual harassment to the Lewistown Police Department.
- d. Maintain confidentiality of communication with inmates detained at Nexus.
- e. Provide follow-up services and crisis intervention contacts to victims of sexual assault, and other violent acts, as SAVES resources allow.
- f. Work closely with the Nexus Qualified Agency Staff Member/PREA Manager to provide a bridge of inmate support, consultation, resources, and training.
- g. All SAVES victim advocates who will serve Nexus inmates must participate in PREA refresher training, every two years.
- h. Work with designated Nexus officials to obtain security clearance as needed for new advocates, and follow all facility guidelines for safety and security, as necessary.
- i. Communicate any questions or concerns to the Nexus Administrator or designee.

We, the below listed administrators, agree to the terms and conditions of this Memorandum of Understanding (MOU). Any modifications to this Memorandum of Understanding must be in writing and signed by the below listed administrators. This MOU may be terminated by mutual consent of both parties, or by either party upon written notice.



SAVES, Inc. Executive Director

3/21/2016
Date



Rick Barman, Nexus Administrator

3/21/16
Date