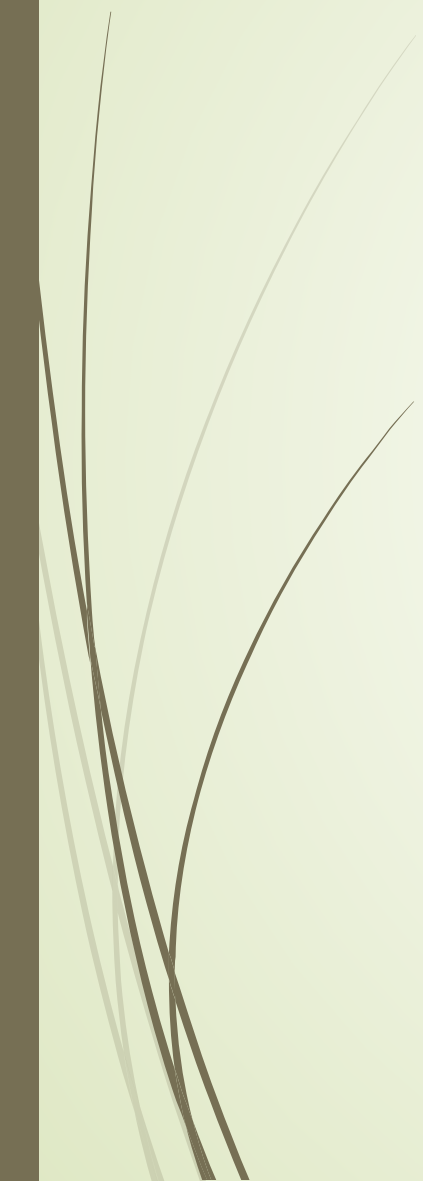




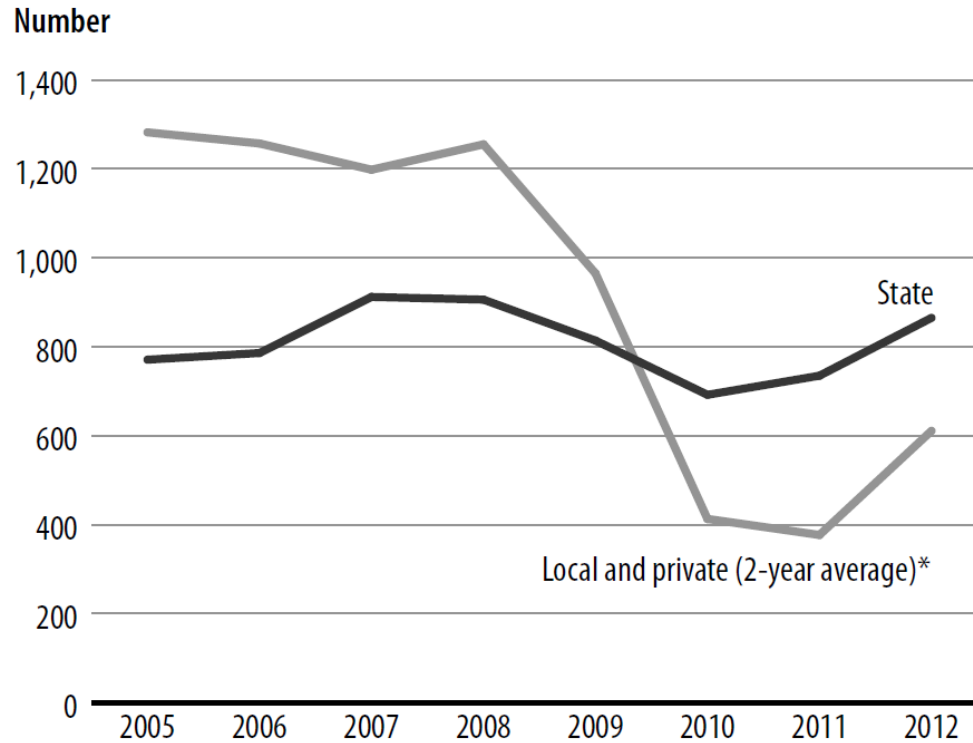
Responding to Sexual Assault in Juvenile Detention



Our Panelists

- James Gibbons-Shapiro, Assistant DA
 - Nick Birchard, Deputy Chief of Probation
 - Glenn McMillon, Retired Supervising Group Counselor
 - Mary Young, YWCA Advocate
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National estimates of allegations of sexual victimization in state juvenile systems and local or private juvenile correctional facilities, 2005–2012



*Estimates based on 2-year moving averages, except for 2005. Includes Indian country facilities.

Source: Bureau of Justice Statistics, Survey of Sexual Violence, 2005–2012.

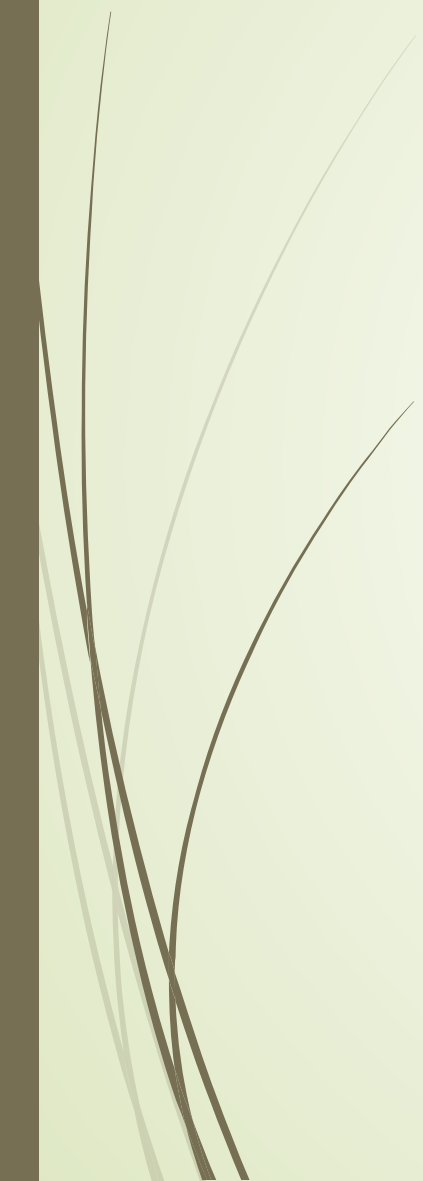


Who is the perpetrator (national data)?

- 55% juvenile on juvenile
- 45% staff on juvenile



Who is the victim?

- In local juvenile halls, 74% of the victims are male
 - 47% of victims were 15 or younger (even though less than 30% of detained youth were that young)
- 




What happened in a case from a long time ago

➤ First a few notes:

The case we will be talking about really happened, but we will not be using the names of either juvenile involved.

The case was filed in adult court, and the records are public adult records.




What happened in a case from a long time ago

- Supervising Group Counselor McMillon reports that a juvenile has been sexually assaulted, after that juvenile tells him that his cellmate “raped him in the butt” twice and forced him to orally copulate him.
- Supervising Group Counselor McMillon immediately gets medical attention for victim, and immediately begins report of this crime.




What happened in a case from a long time ago

- ▶ Perpetrator juvenile told victim juvenile that if he told anyone, members of perpetrator's gang would hurt him.
- ▶ Perpetrator juvenile also told victim juvenile that certain staff would hurt him if he told anyone.
- ▶ SART exam showed rectal trauma on victim.
- ▶ Victim juvenile reported, was medically evaluated, reports taken by S.O., and criminal charges filed in adult court against perpetrator. Perpetrator sentenced to 12 years in adult prison.



What we know about the victim and perpetrator

- Perpetrator was Latino male, gang-affiliated, 5'6", 16 years old, 140 lbs.
- Victim was Asian male, not gang-affiliated, 5'7", 17 years old, 135 lbs.
- Perpetrator later revealed in court documents that he had been a victim of child sexual assault.
- Perpetrator was the father of two children at the time of this incident.



What was the situation in
Juvenile Hall
in 2000?

- Population (300+)
- Risk Assessments at intake
for sexual assault
- Reporting for sexual
assault
- Staffing



What has changed in
Juvenile Hall?





Prison Rape Elimination Act (PREA)

- Passed in 2003
- Applies to Juvenile Facilities
(we are one of two that
comply with the standards)
- Is there a penalty for non-compliance?
- PREA audit every two years

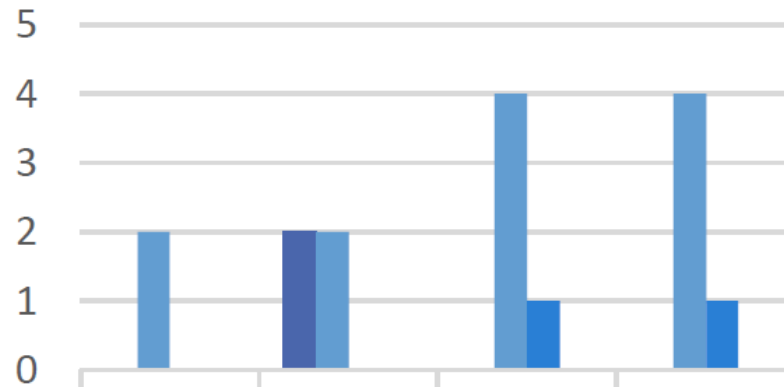
Youth can confidentially report incidents to facility management or other law enforcement agencies or via the “Red Phone.” The red phone is a dedicated hotline that immediately connects to the YWCA Rape Crisis Center. Youth can privately access the red phone located in the clinic by submitting a medical request.

The following steps help to ensure confidentiality, when the red phone is used:

- Youth will submit a sick call medical request
- Youth will be called to the clinic once the sick call request is submitted
- Youth will state they need to use the red phone
- Youth will be taken to a private area, to use red phone
- A YWCA representative will come to either facility to discuss the specifics of the allegations
- Based on the allegations, the PREA flow chart will be followed to continue confidentially and protect the youth from further harm

CHART 1

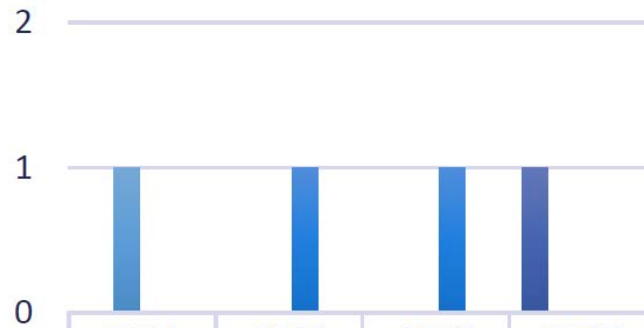
REPORTS OF YOUTH ON YOUTH ABUSIVE SEXUAL CONTACTS (2014-2017)




	2014	2015	2016	2017
■ Sustained	0	2	0	0
■ Not Sustained	2	2	4	4
■ Unfounded	0	0	1	1
■ Still Under Investigation	0	0	0	0

CHART 3

**Reports of Staff Sexual
Misconduct
Juvenile Hall and James Ranch
(2013-2014)**



	2014	2015	2016	2017
■ Sustained	0	0	0	1
■ Not sustained	1	0	0	0
■ Unfounded	0	1	1	0
■ Still under investigation	0	0	0	0



What are the effects at the time and over time for victims?

- ▶ What are the effects at the time and over time for perpetrators?



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