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|  | JUSTICE CABINET DEPARTMENT OF JUVENILE JUSTICE POLICY AND PROCEDURES | REFERENCES: 505 KAR 1:170 |
| CHAPTER: Prison Rape Elimination Act of 2003 (PREA) | | AUTHORITY: KRS 15A.065; 28 CFR 115; 28 CFR 115.312 |
| SUBJECT: Contracted Residential Entities | | |
| POLICY NUMBER: 904 | | |
| TOTAL PAGES: 2 | | |
| EFFECTIVE DATE: 03/09/18 | | |
| APPROVAL: Carey D. Cockerell, COMMISSIONER | | |

I. POLICY

Private child care facilities and detention centers that have contracts with the Department of Juvenile Justice (DJJ), to care for juveniles, shall institute zero tolerance policies and protocols to prohibit the sexual abuse, sexual harassment, sexual contact, or any sexual offenses directed toward a juvenile who is placed in the custody, care, or supervision of that private child care facility or detention center by DJJ.

II. APPLICABILITY

This policy shall apply to all contracted private child care facilities and contracted detention centers.

III. DEFINITIONS

Refer to Chapter 900.

IV. PROCEDURES

- A. All contracts with a private child care facility and detention center shall have language that requires the contract provider and all staff that are employed by that entity to comply with the Prison Rape Elimination Act of 2003 (PREA) standards detailed within their respective contracts.
- B. DJJ shall only contract with private child care facilities and detention centers that have PREA policies and protocols in effect to protect youth that are placed in their custody, care, or supervision by DJJ.

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C. All contracted private child care facilities, child placing agencies, and detention centers shall provide DJJ with a copy of their PREA policies and procedures.

D. Detention centers that contract with DJJ shall be monitored for PREA compliance by the Department.

V. STAFF TRAINING

The Agency PREA Compliance Officer or designee or the Placement Services PREA Coordinator shall train contracted private child care facilities, child placing agencies, and detention centers regarding PREA standards and DJJ PREA policies.

VI. MONITORING MECHANISM

The Agency PREA Compliance Officer or designee shall conduct an annual audit to verify that staff in contracted private child care facilities, child placing agencies, and detention centers, are being trained regarding the PREA standards detailed within their contracts and that these entities have incorporated PREA practices into business operations.