

IDOC Fourth District 2023 Annual Report per PREA § 115.288

Date: May 28, 2024

Facilities: Residential Correctional Facility (RCF)
900 9th Avenue
Council Bluffs, IA 51501

Residential Treatment Center (RTC)
1102 9th Avenue
Council Bluffs, IA 51501

Uniform data from all sexual harassment, sexual misconduct or sexual abuse allegations which occurred in IDOC Fourth District residential facilities during CY2023.

January 1, 2023 – December 31, 2023

| Investigation Type | SUB | UNSUB | UNFOUNDED | OTHER | TOTAL |
|---|----------|----------|-----------|----------|----------|
| Offender-on-Offender Abusive Sexual Contact (abuse/assault) | 1 | 0 | 0 | 0 | 1 |
| Offender-on-Offender Non-Consensual Acts | 0 | 0 | 0 | 0 | 0 |
| Offender on Offender Precursor Behavior / Sexual Harassment | 2 | 2 | 0 | 0 | 4 |
| Staff Sexual Harassment | 0 | 0 | 0 | 0 | 0 |
| Staff Sexual Misconduct | 1 | 0 | 0 | 0 | 1 |
| Offender & Staff Retaliation | 0 | 0 | 0 | 0 | 0 |
| TOTAL PREA INVESTIGATIONS IN 2023 | 4 | 2 | 0 | 0 | 6 |
| Offender on Offender Consensual Sexual Misconduct | 0 | 0 | 0 | 0 | 0 |
| TOTAL INVESTIGATIONS IN 2023 | 4 | 2 | 0 | 0 | 6 |

January 1, 2022 – December 31, 2022

| Investigation Type | SUB | UNSUB | UNFOUNDED | OTHER | TOTAL |
|---|----------|----------|-----------|----------|----------|
| Offender-on-Offender Abusive Sexual Contact (abuse/assault) | 0 | 0 | 0 | 0 | 0 |
| Offender-on-Offender Non-Consensual Acts | 0 | 0 | 0 | 0 | 0 |
| Offender on Offender Precursor Behavior / Sexual Harassment | 1 | 1 | 0 | 0 | 2 |
| Staff Sexual Harassment | 0 | 1 | 0 | 0 | 1 |
| Staff Sexual Misconduct | 0 | 0 | 0 | 0 | 0 |
| Offender & Staff Retaliation | 0 | 0 | 0 | 0 | 0 |
| TOTAL PREA INVESTIGATIONS IN 2022 | 1 | 2 | 0 | 0 | 3 |
| Offender on Offender Consensual Sexual Misconduct | 0 | 0 | 0 | 0 | 0 |
| TOTAL INVESTIGATIONS IN 2022 | 1 | 2 | 0 | 0 | 3 |

Comparison of Data for current and previous time periods:

The data, as noted above, has been reviewed to assess and improve the effectiveness of the Department's sexual abuse prevention, detection and response policies, practices and training. This review included the following:

In calendar year 2021, there were three (3) total investigations. There was one allegation from a RTC offender, which was substantiated for Offender-on-Offender Precursor Behavior and resulted in the perpetrator's return to prison. There were two allegations of Staff-on-Offender Sexual Misconduct made against two different staff members. Both allegations occurred during or after disciplinary action was to take place. The Pottawattamie County Jail's PREA Coordinator co-investigated one of the allegations. There was no evidence of staff misconduct and therefore both allegations were unsubstantiated. There were no offender reports of incidents occurring at correctional institutions outside of the Department.

In calendar year 2022, there were three (3) total investigations. Two of the investigations were at the RCF and one (1) was at the RTC. One of the investigations at the RCF involved alleged verbal staff-on-offender sexual harassment and the other involved Offender-on-Offender Precursor Behavior. Both RCF cases were unsubstantiated. The RTC offender-on-offender precursor behavior was substantiated and sent to the County Attorney's office for review. There was one offender report of abuse occurring at another correctional institution outside the state of Iowa. That state was notified of the allegation.

In calendar year 2023, there were six (6) total investigations. Four (4) of the investigations were at the RCF and two (2) were at the RTC. Two (2) of the RCF investigations were substantiated and two (2) were unsubstantiated. Both RTC investigations were substantiated offender-on-offender precursor behavior/sexual harassment investigations. The RCF substantiated investigations were offender-on-offender abusive sexual contact and staff sexual misconduct; of which criminal charges have been filed by the Pottawattamie County Attorney's Office on one of the cases. During intake at the RTC, there was one report of an allegation that occurred at the Pottawattamie County Jail. This information was provided to the jail's PREA Coordinator/jail administration.

The Residential Table of Organization illustrates the current staff, who work interchangeably at both facilities.

Problem Areas – none identified:

- Sexual Abuse Prevention Efforts: All offenders are educated on PREA reporting procedures at the time of intake and PREA reporting mechanisms are posted throughout the facility. The offenders are also given PREA information and reporting avenues in the rulebook.
- Sexual Abuse Detection: Offenders know who to report to and reporting methods. Staff conduct unannounced rounds to monitor offender activity and deter misconduct. Additional cameras were added during 2023 due to facility remodeling and sexual abuse incident reviews.

- Sexual Abuse Response Policies: The PREA policies regarding sexual response were reviewed and revised, with changes effective November 1, 2021. Due to new legislation, on July 1, 2023 the Fourth Judicial District Department of Correctional Services aligned under the Iowa Department of Corrections. PREA policies are being updated accordingly.
- Sexual Abuse Practices Policies: The PREA policies regarding sexual abuse practices were reviewed and revised, with changes effective November 1, 2021. Due to new legislation, on July 1, 2023 the Fourth Judicial District Department of Correctional Services aligned under the Iowa Department of Corrections. PREA policies are being updated accordingly.
- Training on Sexual Abuse: Staff receive annual training on PREA, sexual abuse reporting, first responder duties, victim advocacy referral and evidence collection procedures. All new staff watch the PREA Resource Center's 4-part video series on the Dynamics of Sexual Abuse in Confinement Training prior to working on shift.

Corrective Action Taken:

Staff have received additional training on first responder duties and undue familiarity, as appropriate. Additional video cameras were installed at both facilities during 2023.

Assessment of Progress in Addressing Sexual Abuse:

Both facilities' 4th round of PREA audits were completed in June, 2023 and both facilities passed with no corrective action needed. Ms. Foltz, Ms. Fyfe, and Mr. Dan Liggett attended a 2 ½-day 'PREA 101' training in April, 2024, that was sponsored by the PREA Resource Center and Impact Justice. Facility-level PCM duties have transitioned from Christy Fyfe to Dan Liggett. Staff continue to be vigilant in monitoring offender behavior and responding appropriately when situations arise.



Mike Flairty, Assistant Director

5/29/24

Date



Kip Shanks, District Director

5/29/24

Date