



Adult Detention Center

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The PREA Investigation Process

The San Juan County Adult Detention Center has zero tolerance for all forms of sexual abuse and/or sexual harassment. All PREA allegations will be investigated promptly, thoroughly, and objectively.

All sexual abuse and sexual harassment allegations will be referred for investigation to the San Juan County Sheriff's Office who has the legal authority to conduct criminal investigations. The San Juan County Sheriff's Office will document their findings in a written report that contains a thorough description of physical, testimonial, and documentary evidence. The San Juan County Sheriff's Office will refer all applicable investigations to the 11th Judicial District Attorney's Office for review. The San Juan County Adult Detention Center will cooperate fully with the San Juan County Sheriff's Office and District Attorney's Office to ensure that the perpetrator is prosecuted to the fullest extent of the law.

An administrative investigation will be conducted for all PREA allegations even if the detainee is no longer in the custody of the San Juan County Adult Detention Center. All administrative investigations will be conducted by a San Juan County Adult Detention Center investigator, who has received a certificate of training through the National Institute of Corrections for Investigating Sexual Abuse in a Confinement Setting. This training is in addition to standardized PREA training that is received by all San Juan County Adult Detention Center staff. This training included techniques for interviewing victims of sexual abuse, use of Miranda and Garrity Warnings, sexual abuse evidence collection in a confinement setting and the criteria and evidence required to substantiate a case for administrative action.

Upon completion of the PREA investigation, the investigator will determine if the allegation is:

- Substantiated – The allegation was determined to have occurred by a preponderance of evidence.
- Unsubstantiated – The evidence was insufficient to make a final determination that the allegation was true or false; or
- Unfounded – the allegation was determined to not have occurred.

The San Juan County Adult Detention Center will impose disciplinary action for all substantiated allegations. This disciplinary action may result in the termination staff, the removal of contract staff, volunteers, or officers of the courts. Detainees found to have victimized another will be guilty of either a major violation or an offense.