

Residential Providers & PREA

Frequently Asked Questions (FAQ)

Residential providers who house 50% or more Juvenile Justice involved youth must comply with the Prison Rape Elimination Act (PREA) as a contractual obligation within the State of Nevada, Division of Child and Family Services (DCFS) service agreement.

Below are resources and guidance for implementing and maintaining compliance with PREA.

1) How long will I have to implement and gain compliance with PREA?

Each residential provider who is notified of their need to comply with PREA will have 18 months to implement the PREA Juvenile Standards and show proof of PREA compliance through a federal PREA Audit Final Report.

2) Where can I go for information on how to implement PREA in my facility?

The National PREA Resource Center is the best resource for information about PREA, from implementation strategies to webinar trainings to Department of Justice FAQs. The website can be found here: <https://www.prearesourcecenter.org/>.

3) Where can I find the Juvenile PREA Standards?

The Juvenile PREA Standards, including a downloadable PDF, can be found here: <https://www.prearesourcecenter.org/implementation/prea-standards/juvenile-facility-standards>.

4) I need technical assistance with developing a PREA policy and PREA training. Is there help for this?

The National PREA Resource Center will review your facility's policy and provide you feedback, to ensure you have a fully compliant policy. They also provide technical assistance and training. You can request these services here: <https://www.prearesourcecenter.org/request-for-assistance>.

5) There are forms to create for PREA. Are there sample forms available?

You can contact the DCFS PREA Coordinator for examples of forms you can use to create your own unique documents. The PREA Coordinator's contact information is on the DCFS PREA page you found this document on: <https://dcfs.nv.gov/Programs/JJS/PREAHome/>.

6) We are ready for our federal PREA audit. How do I find an auditor?

All certified federal PREA auditors can be found here: <https://www.prearesourcecenter.org/audit/auditor-search>. If you would like a Request for Proposal (RFP) to be sent to all certified auditors, the National PREA Resource Center can help you coordinate this. You can email them at questions@prearesourcecenter.org to request this service.

7) How often do we need to have a federal PREA audit?

A federal PREA audit must be completed every 3 years. If you are found out of compliance with any audit, you will need to schedule another audit as soon as possible.

8) How much do federal PREA audits cost?

Each federal auditor sets their own fees. Their pricing will be based on, for example, the number of youth and staff in your facility and the transportation costs to your facility.

9) What PREA related documents do I need to provide to the DCFS PREA Coordinator?

You will need to provide the PREA Coordinator with your PREA investigative reports, as they are completed, for all youth-on-youth and staff-on-youth sexual abuse and sexual harassment allegations. Your investigative data will be included in the DCFS PREA Annual Report. You will also need to provide all federal PREA Audit Final Reports showing your compliance or non-compliance.

10) The DCFS PREA Coordinator is asking to visit the facility to do a review. What is this review for?

To maintain compliance, DCFS must monitor PREA compliance with residential providers, outside of federal PREA audit years. For example, if you have a federal PREA audit in 2023, the DCFS PREA Coordinator will complete a review in 2024 and 2025. The DCFS PREA Coordinator would not need to complete another review in 2026 as you would be due for your next federal PREA audit.

11) What will the DCFS PREA Coordinator review consist of?

This review will not be as comprehensive as a federal PREA audit and will consist of a tour of your facility, a review of your youth education and staff training, and a review of your prevention and reporting procedures.

12) What local partnerships can help me with PREA compliance?

Signing a Memorandum of Understanding (MOU) agreement with your local law enforcement agency is critical in ensuring a qualified entity can investigate PREA allegations that appear criminal in nature.

Signing an MOU agreement with your local victim advocacy organization can ensure youth who experience sexual abuse and sexual harassment have a trained and qualified advocate available to them for requested support.