

CR-2011  
8-2-11

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American Correctional Association

✓ AIDS Survey 7

February  
2/88

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U.S. Department of Justice  
National Institute of Justice

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ACQUISITIONS

## Incidence of AIDS Among Juveniles in Corrections and Detention Facilities

Under a grant from the Office of Juvenile Justice and Delinquency Prevention, (OJJDP) the American Correctional Association (ACA) surveyed juvenile corrections and detention administrators to determine the incidence of AIDS among juveniles in corrections and detention facilities. The survey was designed to determine the frequency of AIDS cases among juveniles in corrections and detention and to gather information on how corrections and detention administrators are dealing with the various issues surrounding AIDS; such as, policy and procedure development, confidentiality, screening for the AIDS virus, legal/liability issues and training.

Surveys were sent to 92 corrections and detention facilities (51 corrections agencies and 41 detention facilities). As of December 1987, ACA received 50 responses from the 51 correctional agencies surveyed and 29 responses from the 41 detention facilities surveyed.

The following is an overview of the issues addressed and their responses:

### Policies & Procedures

Of the 50 correctional agencies that responded 35 have policies and procedures in place, 5 agencies are developing policies and procedures, and 10 have no policies and procedures.

Of the 29 detention facilities that responded 18 have policies and procedures in place, 3 facilities are developing policies and procedures, and 8 facilities have no policies and procedures.

### Staff Training

Of the 50 correctional agencies that responded 36 have both staff and juvenile training, 4 have only staff training, 3 have only juvenile training, and 7 have no training for staff or juveniles.

Of the 29 detention facilities that responded 19 have both staff and juvenile training, 7 have only staff training, 1 has only juvenile training, and 2 facilities have no training for staff or juveniles.

### Incidence of +HIV/AIDS

Of the 50 correctional agencies that responded, 12 agencies have a total 29 +HIV juveniles. One agency reported having +HIV cases but was unable to disclose the numbers and one agency reported that one of their juveniles gave birth to an AIDS baby. The juvenile refused to be tested. There were no reported cases of AIDS.

Of the 29 facilities that responded 6 facilities have a total of 17 +HIV juveniles. There were no reported cases of AIDS.

### Criteria for Testing

|                                       | Corrections | Detention |
|---------------------------------------|-------------|-----------|
| Routine testing                       | -           | -         |
| Physical Exam                         | 3           | 1         |
| Staff Referral                        | 1           | -         |
| Juvenile Request                      | 2           | -         |
| Other                                 | 5           | 7         |
| Combination of 2 or more of the above | 21          | 8         |
| N/A                                   | 4           | 5         |

- \* Other:
- Testing conducted by other agency prior to admittance
  - High risk groups screened on in-take
  - Court ordered
- o Those that stated the testing criteria questions as N/A generally were not currently faced with the situation of having a juvenile with +HIV or AIDS in their facility.
- o Court ordered test was cited by 2 detention facilities.

### Confidentiality

Of the 50 corrections agencies that responded 7 allow only their medical personnel to have access to a juvenile's AIDS test results, 12 operate on a "need-to-know" basis, 6 agencies are currently developing their confidentiality policy, 3 agencies have no policy on confidentiality, and 12 agencies found this issue to be non-applicable.

Of the 29 detention facilities that responded 15 allow only their medical personnel to have access to a juvenile's AIDS test results, 4 operate on a "need-to-know" basis, no facilities are currently developing policy on confidentiality, 2 have no confidentiality policy and 8 facilities found the issue of confidentiality not to be applicable.

Types of AIDS-Related training available to Juvenile Corrections and Detention

| <u>Corrections Agencies</u> | Lecture/<br>Workshop | Brochure<br>& Video | Workshop<br>Lecture/Video |
|-----------------------------|----------------------|---------------------|---------------------------|
| Staff <u>only</u>           | 6                    | -                   | 1                         |
| Juvenile <u>only</u>        | 4                    | 1                   | 2                         |
| Staff & Juvenile            | 14                   | -                   | 11                        |

\* 7 agencies were not providing any form of AIDS training

| <u>Detention Facilities</u> | Lecture/<br>Workshop | Brochure<br>& Video | Workshop<br>Lecture/Video |
|-----------------------------|----------------------|---------------------|---------------------------|
| Staff <u>only</u>           | 9                    | -                   | 1                         |
| Juvenile <u>only</u>        | -                    | 1                   | 4                         |
| Staff & Juvenile            | 8                    | -                   | 2                         |

\* 2 facilities were not providing any form of AIDS training

Concerns of Corrections and Detention Administrators

- o Confidentiality
- o Handling of blood & body fluids
- o Staff protocol
- o Testing procedures
- o Legal issues & Liability
- o Developing counseling component for those tested +HIV
- o Staff training
- o Notification of parent or guardian
- o Resource systems to provide updated AIDS information
- o Persistent ignorance of staff with continued AIDS in-service training
- o Need for consistent policies between legal, social service, correctional and health care agencies which are current and consider pending litigation
- o Community based programs fear the curtailment of admission of high risk youth

STATES HAVING POSITIVE HIV JUVENILES

| <u>Corrections</u> | <u>#s</u> | <u>Detention</u> | <u>#s</u> |
|--------------------|-----------|------------------|-----------|
| 1. Florida         | 7         | 1. California    | 12        |
| 2. California      | 6         | 2. Georgia       | 1         |
| 3. Massachusetts   | 4         | 3. Illinois      | 1         |
| 4. Minnesota       | 3         | 4. Missouri      | 1         |
| 5. Kansas          | 2         | 5. Ohio          | 1         |
| 6. Georgia         | 1         | 6. Utah          | 1         |
| 7. Illinois        | 1         |                  |           |
| 8. Kentucky        | 1         |                  |           |
| 9. Louisiana       | 1         |                  |           |
| 10. Pennsylvania   | 1         |                  |           |
| 11. S. Carolina    | 1         |                  |           |
| 12. Virginia       | 1         |                  |           |

\*The NY Division of Youth reported to have +HIV juveniles but was not able to disclose the number.

Oregon's Department of Human Resources, Children's Services Division reported having a juvenile who gave birth to a baby with AIDS. The mother refused to be tested.