

Transforming America's Rape Culture: Stories from the Trenches

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Objectives

1. Review the background of today's rape culture.
2. Describe the challenges faced by sexual assault victims in seeking access to care.
3. Discuss the importance of patient access to SANEs particularly in rural and underserved geographic locations.
4. Review examples of effective programming nationally.
5. Analyze the important role of legal education of SANEs in providing effective, professional and appropriate testimony.



Objectives



7. Consider potential role(s) of nurse attorneys in policy, practice and leadership related to sexual violence.

6. Review legal and ethical considerations in providing SANE care to disenfranchised and marginalized victims of sexual assault.
 - The case of trafficked humans.
 - The case of DFSA or an unconscious victim and consent.
 - Adolescent and pediatric consent issues and mandatory reporting.

Every 92 seconds, someone experiences sexual assault.

Every nine minutes, that victim is a child.

Only five out of every 1,000 rapists will end up in prison.

(RAINN, 2015)

One in ten women will experience IPV sexual assault in her lifetime.

(NIVNC, 2015)



Rape History

- Rape, history, culture and law.
- #Me Too did **not** start the fight against sexual assault, but has....
- Empowered victims to discuss their histories of sexual assault.
- Polaris Project, IAFN, EAW, RAINN, DOJ, & hundreds more agencies and organizations are involved in social change.
- HRSA grants for ANE/SANE.
- <https://www.youtube.com/watch?v=0UWx-V-fw8>

#MeToo

Special Population



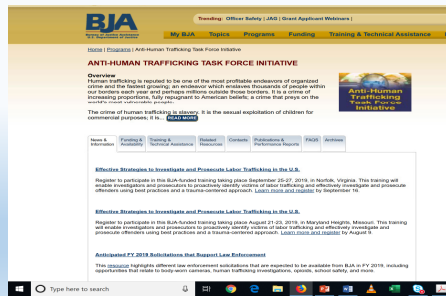
Human Slaves *The Trafficking Victims Protection Act 2000*

- **Sex trafficking:** the recruitment, harboring, transportation, provision, or obtaining of a person for the purpose of a commercial sex act, in which the commercial sex act is induced by force, fraud, or coercion or in which the person induced to perform such act has not attained 18 years of age.
- **Labor Trafficking:** the recruitment, harboring, transportation, provision, or obtaining of a person for labor or services, through the use of force, fraud, or coercion for the purpose of subjection to involuntary servitude, peonage, debt bondage, or slavery.

<https://www.youtube.com/watch?v=C03ouE6e20>

https://www.acf.hhs.gov/sites/default/files/orr/fact_sheet_human_trafficking_english.pdf

https://www.bja.gov/ProgramDetails.aspx?Program_ID=51

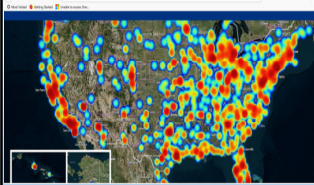


SEE ME. HELP ME.

- 45 million dollar online industry
- 300 thousands US children
- 200k per year per victim
- Average age 15
- 100 billion
- Average life of victim seven-ten years from lure

<https://www.youtube.com/watch?v=3jrlFzGbztM>
<https://www.youtube.com/watch?v=56eBpZAh3w>
<https://www.youtube.com/watch?v=4Du56NiD72E>
<https://www.youtube.com/watch?v=V1V6QGGrOfVA>
<https://www.youtube.com/watch?v=h0C2LPXgEW4>
<https://www.youtube.com/watch?v=4Du56NiD72E>
https://www.youtube.com/watch?v=R35biJ_hZtq
<https://www.youtube.com/watch?v=8JQM0xCusmo>
https://www.youtube.com/watch?v=kdec_bKTCwo
<https://www.youtube.com/watch?v=BUaN1AztL4>

Heat Map of US Human Trafficking



The Polaris Project

The International Labour Organization estimates:

- 40.3 million victims of human trafficking globally.
- 81% of them are trapped in forced labor.
- 25% of them are children.
- 75% are women and girls.
- \$150 billion industry worldwide.

The U.S. Department of Labor has identified:

- 148 goods from 75 countries made by forced and child labor.
- In 2017, an estimated 1 out of 7 endangered runaways reported to the National Center for Missing and Exploited Children were likely child sex trafficking victims.
 - Of those, 88% were in the care of social services or foster care when they ran.
- There is no official estimate of the total number of human trafficking victims in the U.S.

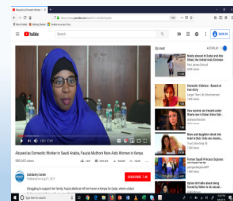
Stories of Survivors

Ameka Lucas, Jessa Dillow-Crisp, Elizabeth Smart & Seth Shelley

15 Years Later



<https://www.youtube.com/watch?v=NcyYBhVDFHM>
<https://www.youtube.com/watch?v=hrehtvEOTs>
<https://www.youtube.com/watch?v=LNq2WS-Qfcc> (Schlabach)
<https://www.youtube.com/watch?v=Sm3UfctR5ZA>



See me!

- Ambiguous history
- Unique tattoos
- Intimidating partners or associates
- Unexplained injuries
- STIs
- Unplanned pregnancies

Help me!

- Separate the patient from the exploiter.
- Ask: Is anyone forcing you to trade sex for food, shelter or to prevent harm to you or your loved ones?
- Know resources.



Academic Program

- Community RNs-IAFN online
- Subspecialty "Advanced Forensic Nursing Care" for the graduate student
- Standardized Patient Skills Training
- Certification preparation
- Clinical-academic partnerships and preceptors

USA UNIVERSITY OF SOUTH ALABAMA

Hennepin Assault Response Team (HART): Medical-Forensic Care Across the Lifespan

- Medical-Forensic Exam
 - Medical History
 - Assault History
 - Evidence Collection
 - STI Prophylaxis
 - Emergency Contraception
 - Safety Planning
- Adults
 - 13 and up
- Pediatric
 - 12 and under

HennepinHealthcare

HART

- Types of exams

- Sexual Assault
 - Up to 7 days post-assault for adults
 - 3 days post assault for pediatrics
- Intimate Partner Violence
 - Assailant must be or have been an intimate partner
- Trafficking
 - Can be done at any time, for any person
 - Acute assault not a requirement

Patient Consent is mandatory



HART

- Consent

- Consent is obtained from all patients before and during exam
 - Children must provide assent
 - Exams are not forced on children who are unwilling to participate
 - Exam can be modified to accommodate development and level of assent
- Altered Mental Status Protocol
 - Evidence that is at risk of destruction will be collected under implied consent
 - Stored anonymously until patient gains consciousness
 - If patient does not regain consciousness, the evidence can be released via subpoena to law enforcement



HART

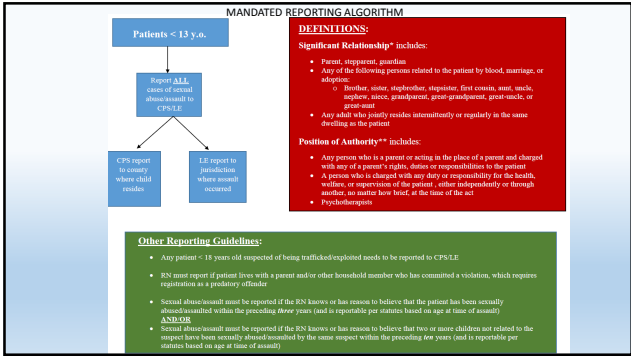
- Reporting

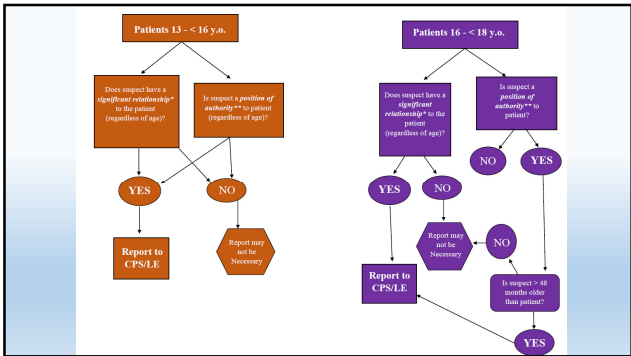
- Mandated to CPS/APS
- Mandated and voluntary Law Enforcement

- Law enforcement

- Mandated for all child sexual abuse for victims under 13
- Mandated for assaults with deadly weapons
- Voluntary report for all other patients and scenarios







HART

- Testimony
 - Distinction between law enforcement and SANE is vital
 - Medical care prioritized over evidence collection
 - Medical Exception to hearsay
 - Use of direct patient quotes in narrative is best practice
 - See sample direct questions



 HennepinHealthcare

HART

- Sexual Exploitation/Trafficking
 - Exchange of sex for anything of value or the promise of anything of value
 - Third party may or may not be involved
- Safe Harbor Law
 - Treats victims 24 years and younger as VICTIMS instead of criminals
 - Provides dedicated shelters and beds
 - Dedicated services and treatment programs
- Screening tools used by HART



Nurse Attorneys as Leaders

- | | |
|-------------------------|-----------------------------|
| • Don't ignore. Awaken. | • Teachers |
| • Decrease demand. | • Advocates |
| • Decrease supply. | • Policy Makers |
| • Rescue and restore. | • Defenders and Prosecutors |