COLLATERAL CONVICTS
IF MY PARENTS GO TO PRISON, WHAT HAPPENS TO ME?

This exhibition focuses on the often neglected issue of children of incarcerated parents. It includes drawings and quotes by children from across the world and highlights local initiatives that address the issue and seek to fulfil the rights of children whose parents are incarcerated.

"Child's Odysse-y" by Spiros Derveniotis, Greece (www.cartoonmovement.com)

This exhibition focuses on the often neglected issue of children of incarcerated parents. It includes drawings and quotes by children from across the world and highlights local initiatives that address the issue and seek to fulfil the rights of children whose parents are incarcerated.
I remember when they came and got her. I was sad. I was crying because it was hard to see them come and take my mom. I was mad at everybody. You could say I was mad at the world.


On the actual day of sentencing it was arranged for the kids to meet up with their mom in the car park for a cuddle, talk and to say goodbye.

It was the worst time ever.

In Egypt, when a child under 15 has both parents imprisoned, it is possible to delay the sentence of one of the parents until the other is released. This is on condition of the following: the husband and wife are to be sentenced to less than one year of imprisonment, are first time offenders, are not sentenced for the same crime and have a known residence.

In Italy, mothers of children up to 10 may opt for house detention to enable them to care for their children.

In Kyrgyzstan, first-time women offenders with children under 14 can have their sentences suspended.

In South Africa, a 2007 Constitutional Court ruling in the case S v M found that the impact of a proposed sentence on any dependent minor child must be taken into consideration. This is based on the country's constitution, which states that a child's best interests are of paramount importance in every matter concerning the child. Its issued guidelines provide:

1. The sentencing court should find out whether a convicted person is a primary caregiver whenever there are indications that this might be so.

2. The court should also ascertain the effect on the children of a custodial sentence if such a sentence is being considered.

3. If the appropriate sentence is clearly custodial and the convicted person is a primary caregiver, the court must apply its mind to whether it is necessary to take steps to ensure that the children will be adequately cared for while the caregiver is incarcerated.

4. If the appropriate sentence is clearly noncustodial, the court must determine the appropriate sentence, bearing in mind the interests of the children.

5. Finally, if there is a range of appropriate sentences, then the court must use the paramountcy principle concerning the interests of the child as an important guide in deciding which sentence to impose.
I felt so sad. What's going to happen now? Que va-t-il se passer maintenant? / Y ahora, ¿qué pasa conmigo?

I was just crying. It just made my head hurt, my brain hurt, my stomach hurt. It just got control of me. It got my mind twisted. I couldn't focus on anything else...

A whole lot of days I couldn't go to sleep without my mum. I had some bad dreams, so my daddy gave me an invisible necklace. I couldn't live without her. It was like a curse. It was like prison.

“Invisible Necklace”


10 Questions often asked by children whose parents are in prison:

1. Where is my mom or dad?
2. When is he or she coming home?
3. Why is he or she in jail or prison?
4. Can I talk to my mom or dad?
5. When can I see my mom or dad?
6. Who is going to take care of me?
7. Do my parents still love me?
8. Is this my fault?
9. Why do I feel so sad and angry?
10. Can I do something to help?


I hated my mom when she first went in. I thought she didn’t love us. But I also missed her. People would tell me that she wasn’t in there because she didn’t love us. She was in there because she made a mistake and she did want to get out and be with us. If this does happen to someone, I would tell them to talk to people instead of keeping it in ‘cause it just makes it worse. They love you and they didn’t do it to hurt you; they just made some mistakes.

Brittanie

My grandma filled in for my mom until she came back. So she was kind of acting like my mom. When my mom was gone, I’d cry myself to sleep. I don’t really know my dad. He’s still alive, but I wonder, is he getting hurt in jail or something like that? I want him back so I can be with him. I want them around so we could have a family.

Jalon

The EU-funded COPING Project is looking at the mental health and wellbeing of children with parents in prison in Europe. Based on the experiences of children from Germany, Romania, Sweden and the UK, this major study will suggest policy and practice changes to help children cope better with parental incarceration.

www.coping-project.eu

Barnardo’s, “It’s a tough time for everyone”, Northern Ireland

www.barnardos.org.uk

BEST PRACTICE

Group Activities For Children

Give each child a bee. Ask them to give their worries to the worry bee by writing on his wings about their worries.

“Hi Daddy, I’m fine!”/NOH, Youthlight, Inc.

EU Study

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Illustrations For Children

Barnardo’s, “It’s a tough time for everyone”, Northern Ireland

www.barnardos.org.uk
"You want to look really good because you're seeing your mum and you rarely get to do that. You're rushing and you hope that your hair isn't getting messed up on the way there. You want to be perfect when she sees you."
Lexi

"The last time I saw my mum, I couldn't stop crying. She said, all she had was six more months and that it's not very long, but for me it was. Or it felt like it."
Lisa

"I didn't go along to visit last time. I wanted to play with my friends that day. I was a little bit angry because she's been there so many times. I want her to get out."
Shaun

"When I first went to the prison it was hard being able to hug my mama and then can't take her with me. Now I'm used to it. But I miss my mama and I need her. I had to be the mama for my sisters. My aunt says I've never really been able to be a child."
Deedee Zehr, Amstutz, "What Will Happen To Me?", 2011, Good Books.

Barnardo’s, “It’s a tough time for everyone.”
Northern Ireland, www.barnardos.org.uk

Best Practice

"Get On The Bus"
Get On The Bus brings children and their guardians/caregivers from throughout the state of California to visit their mothers and fathers in prison. An annual event, "Get On The Bus" brings children and their caregivers to the prison for free, provides travel bags for the children, comfort care bags for the caregivers, a photo of each child with his or her parent, and meals for the day, all at no cost to the children’s families. On the bus trip home, following a four-hour visit, each child receives a teddy bear with a letter from their parent and post-event counselling. www.getonthebus.us

Girl Scouts Beyond Bars
The Girl Scouts Beyond Bars program was developed to foster stronger bonds between incarcerated mothers and their daughters, and to help break the cycle of intergenerational criminality. Twice each month Girl Scouts from across Oregon pass through security gates to visit their mothers. These mothers serve as troop leaders and work to re-establish their relationships with their daughters. www.girlscoutscrc.org

Illustrations For Children

Barnardos, “It’s a tough time for everyone.”
Northern Ireland, www.barnardos.org.uk
MAINTAINING CONTACT WITH PARENTS IN PRISON
MAINTENIR LE CONTACT AVEC DES PARENTS EN PRISON / QUEDARSE EN CONTACTO
CON LOS PADRES MIENTRAS ESTÁN EN LA CÁRCEL

Children in Sweden were asked what would need to change to make it easier for them to have a parent in prison. They compiled a list of ten wishes. These included:

- Make it easier to visit a parent in prison.
- Nicer visiting areas.
- More time on leave for imprisoned people with children.
- More support and more information and dialogue.
- Longer visiting time.
- Small Children should not have to be searched when visiting prison.

"He wrote me letters."

"My dad was gone for about three years. Every time he was gone he always talked to me and wrote me letters. He's a good artist, and every time he wrote me a letter, he drew something in it.

I miss my mum and I don't know where she is. I just worry 'cause something might happen to her, and I will never know because she doesn't call or anything."

Tieana Zehr, Amstutz, "What Will Happen To Me?", 2011, Good Books.

BEST PRACTICE

Memory Box

The Catholic University of Milan developed the "Memory Box" project. This project aims at keeping the child and the incarcerated parent in contact. It is a real box in which all that comes to light during the meetings, is stored. All issues are addressed through different expressive methods, which are often excellent tools to promote the expression of issues that otherwise would be too difficult to express in words; they are expressed through drawings and short writings, and are inserted at the end of each meeting in the Memory Box.

Video Visit

If children are unable to visit a family member in prison because of distance, cost, sickness or other difficulties, the solution may be a Video Visit. www.shineforkids.org.au
Until when can children stay in prison with their parents?

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<th>Age</th>
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<td>Austria, Croatia, Denmark, Kyrgyzstan and Malaysia</td>
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<td>Argentina, Canada and Kenya</td>
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<td>5</td>
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Decisions on allowing children to live in prison are difficult and practice varies widely. In many cases, age limits can be extended if this is in the best interests of the child.

"Children living in prison are not prisoners and should not have the same restrictions as prisoners."


"BEST PRACTICE"

Bureau International Catholique de l’Enfance (BICE)

"Children living with their mothers in a rehabilitation cell in prison in Cote d’Ivoire and in Mali."

"Digging", Eray Özpek, Turkey. www.cartoonmovement.com

"Dreaming of Freedom" by Mohammad Saba’aneh, Palestine. www.cartoonmovement.com

"MY BABY’S GOING OUT BEFORE ME. I’VE STILL GOT ANOTHER 18 MONTHS TO GO, AFTER THAT I’LL BE DEPORTED. I’M WORRIED I’LL LOSE MY BABY."

"CHILDREN SHOULD NOT LIVE IN PRISONS FOR LONGER THAN THE AGE OF 3, BECAUSE AFTER THAT THEY BEGIN TO UNDERSTAND BETTER THEIR SURROUNDING ENVIRONMENT AND MIGHT LOOK UP TO THE PRISON GUARDS MORE THAN TO THEIR OWN MOTHERS."

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"My baby’s going out before me. I’ve still got another 18 months to go, after that I’ll be deported. I’m worried I’ll lose my baby."

"Children should not live in prisons for longer than the age of 3, because after that they begin to understand better their surrounding environment and might look up to the prison guards more than to their own mothers."

LIVING APART FROM PARENTS IN PRISON
VIVRE SÉPARÉS DE PARENTS QUI SONT EN PRISON / VIVIR SEPARADOS DE PADRES QUE ESTÁN EN LA CÁRCEL

Not all children stay in contact with their imprisoned parent:
* "When somebody takes a parent away, you feel like you don’t have nobody. You feel like, ‘Hey, I’m left all alone in the world, so I can do whatever I want.’"

* Young people feel like they were robbed. We all have a right to have a parent to take care of us. But that was ripped away. Whether it was justified by society’s needs doesn’t matter to them. They just know they don’t have their mother anymore. ‘I don’t have my dad anymore. There’s nobody who belongs to me, so therefore, I don’t belong to anybody.’ I think that has got to be the worst thing. It’s like being a displaced person, disconnected from anything that looks like the norm."

A bad second marriage to a foreigner found this woman and her three daughters returning home to South Africa with nothing. A chance meeting with a Nigerian produced an opportunity to collect drugs from Brazil. She made the trip, telling her children she had a job interview and would be away from home for a week. She spoke to them for the first time 7 months after arriving in prison. They still think she is working abroad. They are being cared for by her sister as well as her own four children.

(From the series ‘Trafficantes — Women in Prison in Brazil for International Drug Trafficking’ by Jackie Dewe Mathews / www.jackiedewemathews.com)

“YOU FEEL LIKE YOU DON’T HAVE ANYONE.”

“I WAS 9 WHEN HE WENT IN. NOW I’M 11. IT MAKES ME KIND OF ANGRY AND SAD. IT’S HARD THAT I REALLY DON’T GET TO SPEND ANY TIME WITH HIM. I WISH HE COULD GET HIS LIFE STRAIGHTENED OUT.”
ANDREW

“it’s a tough time for everyone.”
Northern Ireland, www.barnardos.org.uk
Many children in our society are separated from their parents. Those who have a parent or parents in prison often experience a greater level of stigma and shame. Those feelings are not necessarily triggered by overt expressions from other people. *Zehr, Amstutz, “What Will Happen To Me?”, 2011, Good Books.*

"It's hard, because I don't want to tell my friends. I'm scared what they will say or what their parents will say or if they won't hang out with me anymore. They should like me for who I am and they shouldn't care." Lexi

"It's hard to keep a secret from everybody." Zehr, Amstutz, “What Will Happen To Me?”, 2011, Good Books.

"I took the children out of [their home town] until everything calmed down. The story was all over the papers in New Zealand and back in [prisoner’s country of origin]. During the children’s social studies class the children’s teacher held up a newspaper’s front page as part of the class. The teacher was talking about what makes a good headline etc. The headline of the newspaper was about [him]." Zehr, Amstutz, “What Will Happen To Me?”, 2011, Good Books.

"I like to visit my mother. I write to her sometimes. I keep the letters. She draws pictures and Grandma keeps them for me. I’d rather not talk to others at school about it." Tyler

"Are you ok?"
"Yes."

"It’s a tough time for everyone." Barnardo’s, “It’s a tough time for everyone.” Northern Ireland, www.barnardos.org.uk

BEST PRACTICE

A book for counselors, social workers, psychologists and teachers who work with children who have a parent in prison. Topics include: Understanding what happened, building a support system, dealing with shame, handling angry feelings and planning for the future.

Copied with Permission from Empowering Children of Incarcerated Parents by Burgess, Caselman & Carsey. YouthLight, Inc. Chapin, SC. USA. www.youthlight.com / www.incentiveplus.co.uk

Illustrations For Children

Barnardo’s, “It’s a tough time for everyone.” Northern Ireland, www.barnardos.org.uk
“Life would’ve been different.”

“Open Prisons” in India
In India, there are “Open Prisons” where a prisoner may be diverted after completing a third of his life sentence and where he sets up his own life in an open camp or village. He lives with his family and his children can go to the local community school. (“Open Prisons in India”, PRAJA Penal Reform and Justice Association). *

“Children with incarcerated parents are five to six times more likely to be incarcerated when they become adults.”

“You don’t have a mum to drop you off in the morning or to be in a car with you and sing along to all the songs on the radio. Or be with you on mother’s day and give you hugs at night. You don’t have that. Some people have it really easy – they have their family with them all the time. I want to have the same thing, but I don’t.” Anjelica

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“If my parents hadn’t been in prison, I would have been graduating high school this year, and doing all the other stuff kids do instead of growing up too fast. Because I wasn’t in school, I was living on my own on the streets and I thought that somebody would kill me. I thought I’d be dead. But I’m still standing. What I’ve been through has made me who I am today.”

Brittany

“Le tonton de Max et Lili est en prison”
collection AINSI VA LA VIE aux Editions Calligram. Auteur: Dominique De Saint-Mars, Illustrateur: Sergi Blab
“When the news came in that she was on her way home, I can’t even explain how it felt. I can see myself now, jumping around. It’s exciting just to think back on it.”

“She was just born when he went into prison. She hardly knows him. For her it is like having to accept a stranger in the house.”

“You have to try to move forward again; to look toward the future. But it’s hard to look toward the future when you still get pain holding you back.”

“Sometimes when I think about him I do miss him. He says that when he gets out he’s going to spend all this time with me. But he can’t make up for the years. He’s gonna come out, and you think I’ll listen to him? I’m afraid that when he comes out and I let him back into my life, he might go back in. It really scares me.”

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“I CAN’T EXPLAIN HOW IT FELT.”

“Jacob: Mommy, remember when you were in jail? I was really, really sad. Sad that you didn’t come home. I love you.”

“Lisa, Jacob’s mother: I’m very lucky and fortunate. I mean, this kid loves me! He won’t let me out of his sight. He says, “Mama, why did you go to jail?” I say, “I wasn’t being good, Jacob; that’s what happens.”