

Pursuant to PREA Standards for Data Review (§115.88), the following will serve as an **Annual Review for 2018** in order to assess and improve the effectiveness of SWMCCC/DADC's sexual abuse and sexual harassment prevention, detection, response policies and training.

Dickinson Adult Detention Center, a division of Southwest Multi-County Correction Center, underwent a second PREA Audit with DOJ Certified Auditor, Melinda Allen on-site from March 19-March, 21, 2018.

The PREA Facility Final Audit Report was received on May 27, 2018 with the following **Summary of Audit Findings**:

The following 8 PREA standards were found to exceed the requirements for compliance.

§115.18 Upgrades to facilities and technologies

§115.21 Evidence protocol and forensic examinations

§115.31 Employee training

§115.32 Volunteer and contractor training

§115.33 Inmate Education

§115.41 Screening for risk of victimization and abusiveness

§115.42 Use of screening information

§115.77 Corrective action for contractors and volunteers

As a result of the 2018 PREA Audit, the following PREA Standards were found to be in need of Corrective Action:

§115.63 Reporting to other confinement facilities:

SWMCCC/DADC PREA Policy was updated to require **only** the Operations Administrator to notify the head of the facility or appropriate office of the agency where the alleged sexual abuse occurred. A form was created for the Operations Administrator to simplify and expedite this process.

§115.64 Staff first responder duties:

All staff was retrained to reinforce the preservation of evidence to include not destroying physical evidence. Staff training was documented and included the use of facility-specific scenarios for reinforcement.

§115.87 Data Collection:

The 2017 Annual Report was revised to include information required to complete the Survey of Sexual Victimization report. The revised 2017 Annual Report was approved, and posted to SWMCCC/DADC website at swmccc.com.

Corrective Action was completed and submitted prior to May 27, 2018.

The complete Final Audit Report can be accessed on the SWMCCC/DADC website under PREA Documents, titled as PREA 2018 Audit Summary Report.

In compliance with §115.87 Data Collection, SWMCCC/DADC collected accurate, uniform data for every allegation of sexual abuse and sexual harassment using the **SURVEY of SEXUAL VICTIMIZATION, 2017**, and standardized definitions therein, as the following indicates.

DEFINITIONS USED in the SURVEY of SEXUAL VICTIMIZATION (SSV):

The **Survey of Sexual Victimization, 2017** utilizes the definition of “**sexual abuse**” as provided by 28. C.F.R. §115.6 in the *National Standards to Prevent, Detect, and Respond to Prison Rape* (under the Prison Rape Elimination Act of 2003). For purposes of SSV, **sexual abuse** is disaggregated into three categories of **inmate-on-inmate sexual victimization**. These categories are:

NONCONSENSUAL SEXUAL ACTS

Sexual contact of any person without his or her consent, or of a person who is unable to consent or refuse;

AND

Contact between the penis and the vulva or the penis and the anus including penetration, however slight;

OR

Contact between the mouth and the penis, vulva, or anus;

OR

Penetration of the anal or genital opening of another person however slight, by a hand, finger, object, or other instrument.

ABUSIVE SEXUAL CONTACT

Sexual contact of any person without his or her consent, or of a person who is unable to consent or refuse;

AND

EXCLUDE incidents in which the contact was incidental to a physical altercation.

SEXUAL HARASSMENT

Repeated and unwelcome sexual advances, requests for sexual favors, or verbal comments, gestures, or actions of a derogatory or offensive sexual nature by one inmate directed toward another.

The Survey of Sexual Victimization, 2017 utilizes the definition of “**sexual abuse**” by a staff member, contractor, service provider or volunteer as provided by 28. C.F.R. §115.6 in the *National Standards to Prevent, Detect, and Respond to Prison Rape* (under the Prison Rape Elimination Act of 2003). For purposes of SSV, **sexual abuse** is disaggregated into two categories of staff-on-inmate sexual victimization. These categories are:

STAFF SEXUAL MISCONDUCT

Any behavior or act of a sexual nature directed toward an inmate by an employee, volunteer, contractor, service provider, official visitor or other agency representative (exclude family, friends or other visitors).

Sexual relationships of a romantic nature between staff and inmates are included in this definition. Consensual or nonconsensual sexual acts include –

Intentional touching, either directly or through the clothing of the genitalia, anus, groin, breast, inner thigh, or buttocks that is unrelated to official duties or with the intent to abuse, arouse, or gratify sexual desire;

OR

Completed, attempted, threatened, or requested sexual acts;

OR

Occurrences of indecent exposure, invasions of privacy, or staff voyeurism for reason unrelated to official duties or for sexual gratification.

STAFF SEXUAL HARASSMENT

Repeated verbal comments or gestures of a sexual nature to an inmate by an employee, volunteer, contractor, service provider, official visitor, or other agency representative (exclude family, friends, or other visitors). Include-

Demeaning references to gender; or sexually suggestive or derogatory comments about body or clothing;

OR

Repeated profane or obscene language or gestures.

SWMCCC/Dickinson Adult Detention Center gathered and retained the following data in anticipation of completing the **2018 Survey of Sexual Victimization**:

On December 31, 2018, there were 48 males, and 2 females at SWMCCC/DADC. Within 2018, it was reported there were 1,398 male and 444 female persons booked in. Between January 1, 2018, and December 31, 2018, an average daily population of 53 males and 7 females was calculated.

SWMCCC/DADC records all attempted and completed NONCONSENSUAL SEXUAL ACTS. Between January 1, 2018, and December 31, 2018, 1 allegation of inmate-on-inmate NONCONSENSUAL SEXUAL ACTS was reported, as compared to 0 allegations of inmate-on-inmate NONCONSENSUAL SEXUAL ACTS reported in 2017.

SWMCCC/DADC records all allegations of inmate-on-inmate ABUSIVE SEXUAL CONTACT. Between January 1, 2018, and December 31, 2018, 1 unsubstantiated inmate-on-inmate ABUSIVE SEXUAL CONTACT was reported, as compared to 1 unsubstantiated ABUSIVE SEXUAL CONTACT reported in 2017.

SWMCCC/DADC records all allegations of inmate-on-inmate of SEXUAL HARASSMENT. Between January 1, 2018, and December 31, 2018, 1 substantiated allegation of inmate-on-inmate SEXUAL HARASSMENT; was reported as compared to 2 substantiated allegations of inmate-on-inmate SEXUAL HARASSMENT reported in 2017.

SWMCCC/DADC records all allegations of STAFF SEXUAL MISCONDUCT. Between January 1, 2018, and December 31, 2018, 1 unfounded report of STAFF SEXUAL MISCONDUCT; Voyeurism was received compared to 3 unfounded reports of Sexual Abuse, and 1 report of unfounded Voyeurism in 2017.

SWMCCC/DADC records all allegations of STAFF SEXUAL HARASSMENT. Between January 1, 2018, and December 31, 2018, 0 allegations of STAFF SEXUAL HARASSMENT were reported; as compared to 2 unfounded reports in 2017.

2018 PREA Investigations:

2018 SWMCCC/DADC PREA Investigation Report			
	Substantiated	Unsubstantiated	Unfounded
Sexual Abuse	0	1	0
Sexual Harassment	1	0	0
Voyeurism	0	0	1
Total	1	1	1

<u>2018 Inmate Allegations Against Inmates</u>	
Sexual Abuse -Substantiated	0
Sexual Abuse-Unsubstantiated	1
Sexual Abuse-Unfounded	0
Sexual Harassment-Substantiated	1
Sexual Harassment Unsubstantiated	0
Sexual Harassment-Unfounded	0

<u>2018 Inmate Allegations Against Staff</u>	
Sexual Abuse -Substantiated	0
Sexual Abuse-Unsubstantiated	0
Sexual Abuse-Unfounded	0
Sexual Harassment-Substantiated	0
Sexual Harassment Unsubstantiated	0
Sexual Harassment-Unfounded	0
Voyeurism-Substantiated	0
Voyeurism-Unsubstantiated	0
Voyeurism-Unfounded	1

SWMCCC/DADC Comparative Annual Data Snapshot:

The following data represents all reported cases of **sexual abuse**.


Calendar Year	Substantiated*	Unsubstantiated	Unfounded
2013	0	1	0
2014	1	0	1
2015	0	0	2
2016	0	0	1
2017	0	1	3
2018	0	1	0
Total	1	3	7

*These incidents were substantiated, meaning they were found to have occurred.



 John Plaggemeyer, President, SWMCCC Board of Directors

10-10-19
 Date



 Doris E. Songer, Operations Administrator
 Dickinson Adult Detention Center
 Southwest Multi-County Correction Center

10/10/2019
 Date

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