

FORM **SSV-IA**
(4-14-2020)**SURVEY OF SEXUAL VICTIMIZATION, 2019**Substantiated Incident Form (Adult) *2021*U.S. DEPARTMENT OF JUSTICE
BUREAU OF JUSTICE STATISTICS
and ACTING AS COLLECTION AGENT
U.S. DEPT. OF COMMERCE
U.S. CENSUS BUREAU

Incident Number ____ out of ____

1. On what date did the incident occur?

(If more than one date, report the most recent.)

 Month Day Year
 04 26 2021
2. In what facility did the incident occur?

Bismarck Transition Center

3. Where did the incident occur? (Mark (X) all that apply.)

- 01 ☒ In the victim's cell or room (e.g., if the victim and perpetrator share a cell or room, count as the victim's cell)
- 02 ☐ In the perpetrator's cell or room
- 03 ☐ In a dormitory or other multiple housing unit
- 04 ☐ In a common area (e.g., shower, dayroom, bathroom)
- 05 ☐ In a temporary holding cell or intake area within the facility
- 06 ☐ In a program service area (e.g., commissary, kitchen, storage, laundry, cafeteria, workshop, hallway)
- 07 ☐ In an instructional area (e.g., classroom, school, library, conference room)
- 08 ☐ In a recreation area (e.g., yard, courtyard, gymnasium)
- 09 ☐ In a medical area (e.g., infirmary, health clinic)
- 10 ☐ In a staff area (e.g., office, break room, counselor's office)
- 11 ☐ Offsite or while in transit
- 12 ☐ Other – Specify *Z*

13 ☐ Location unknown**4. Did the incident take place in an area subject to video monitoring?**

- 01 ☐ Yes
- 02 ☒ No
- 03 ☐ Don't know

5. What time did the incident occur?

(Mark (X) all that apply.)

- 01 ☐ Morning (6 a.m. to noon)
- 02 ☐ Afternoon (noon to 6 p.m.)
- 03 ☐ Evening (6 p.m. to midnight)
- 04 ☒ Overnight (midnight to 6 a.m.)
- 05 ☐ Time unknown

6. How many victims were involved in the incident?

Number of victims 1

→ If more than two victims were involved, report their characteristics in Notes on page 5.

7. Victim #1: What was the victim's sex or gender identity? (See definitions on page 5.)

- 01 ☒ Male
- 02 ☐ Female
- 03 ☐ Transgender
- 04 ☐ Intersex

8. Victim #1: What was the victim's age at the time of the incident?

- 01 ☐ Under age 18
- 02 ☒ 18–24
- 03 ☐ 25–29
- 04 ☐ 30–34
- 05 ☐ 35–39
- 06 ☐ 40–44
- 07 ☐ 45–54
- 08 ☐ 55 or older

9. Victim #1: What was the victim's race/ethnic origin? (Mark (X) all that apply.)

- 01 ☒ White (not of Hispanic origin)
- 02 ☐ Black (not of Hispanic origin)
- 03 ☐ Hispanic or Latino
- 04 ☐ American Indian/Alaska Native (not of Hispanic origin)
- 05 ☐ Asian (not of Hispanic origin)
- 06 ☐ Native Hawaiian or Other Pacific Islander (not of Hispanic origin)
- 07 ☐ Other racial category in your information system – Specify *Z*

10. Victim #2: What was the victim's sex or gender identity? (See definitions on page 5.)

- 01 ☐ Male
- 02 ☐ Female
- 03 ☐ Transgender
- 04 ☐ Intersex

11. Victim #2: What was the victim's age at the time of the incident?

- 01 ☐ Under age 18
- 02 ☐ 18–24
- 03 ☐ 25–29
- 04 ☐ 30–34
- 05 ☐ 35–39
- 06 ☐ 40–44
- 07 ☐ 45–54
- 08 ☐ 55 or older

Burden Statement

Under the Paperwork Reduction Act, we cannot ask you to respond to a collection of information unless it displays a currently valid OMB control number. The burden of this collection is estimated to average 30 minutes per response, including reviewing instructions, searching existing data sources, gathering necessary data, and completing and reviewing this form. Send comments regarding this burden estimate or any aspect of this survey, including suggestions for reducing this burden, to the Director, Bureau of Justice Statistics, 810 Seventh Street, NW, Washington, DC 20531. Do not send your completed form to this address.

12. Victim #2: What was the victim's race/ethnic origin?
(Mark (X)) all that apply.)

- 01 ☐ White (not of Hispanic origin)
02 ☐ Black (not of Hispanic origin)
03 ☐ Hispanic or Latino
04 ☐ American Indian/Alaska Native (not of Hispanic origin)
05 ☐ Asian (not of Hispanic origin)
06 ☐ Native Hawaiian or Other Pacific Islander (not of Hispanic origin)
07 ☐ Other racial category in your information system – Specify

13. Did the victim(s) sustain any physical injury during the incident?

- 02 ☒ No (No injury sustained)
01 ☐ Yes → **a. What injuries occurred?**
(Mark (X)) all that apply for all victims.)
01 ☐ Knife or stab wounds
02 ☐ Broken bones
03 ☐ Anal or vaginal tearing
04 ☐ Chipped or knocked out teeth
05 ☐ Internal injuries
06 ☐ Knocked unconscious
07 ☐ Bruises, black eye, sprains, cuts, scratches, swelling, welts
08 ☐ Other – Specify

→ **b. Did the victim(s) receive medical treatment for these injuries?**

- 01 ☐ Yes
02 ☐ No

14. Who reported the incident?

(Mark (X)) all that apply.)

- 01 ☒ Victim
02 ☐ Another inmate (non-victim)
03 ☐ Victim's family or friend
04 ☐ Correctional officer or front line staff
05 ☐ Administrative staff
06 ☐ Medical, healthcare, or mental health staff
07 ☐ Instructor, teacher, or counselor
08 ☐ Other staff (e.g., kitchen worker, maintenance staff)
09 ☐ Chaplain or other religion official
10 ☐ Perpetrator
11 ☐ Perpetrator's family or friend
12 ☐ Grievance coordinator, grievance process, or ombudsperson
13 ☐ Attorney or legal guardian (e.g., other than family member)
14 ☐ Confidential informant, anonymous tip, hot line, or through monitoring (e.g., camera, telephone, or mail)
15 ☐ Other – Specify

15. After the incident was reported, was the victim(s) – (Mark (X)) all that apply for all victims.)

- 01 ☐ Given a medical examination
02 ☐ Administered a rape kit
03 ☐ Tested for HIV/AIDS
04 ☐ Tested for other sexually transmitted diseases
05 ☐ Provided with counseling or mental health treatment
06 ☒ Offered but declined testing or treatment
07 ☐ Already released/discharged
08 ☐ None of the above

16. After the incident was reported, was the victim(s) – (Mark (X)) all that apply for all victims.)

- 01 ☐ Placed in or returned to administrative segregation, protective custody, or disciplinary segregation
02 ☐ Placed in a medical unit, ward, or hospital
03 ☐ Confined to own cell or room
04 ☐ Given a higher custody level or different unit within the facility
05 ☐ Transferred to another facility
06 ☐ Transferred to another housing unit or dorm, or given a single room or cell
07 ☒ Separated from perpetrator
08 ☐ Issued disciplinary report or loss of privileges
09 ☐ Placed in camera room, under closer surveillance, or increased supervision
10 ☐ Other – Specify

- 11 ☐ None of the above

17. What type of sexual violence was involved in the incident? (See definitions on page 5.)

- 01 ☒ Inmate-on-inmate nonconsensual sexual act
→ Complete Section A, below
02 ☐ Inmate-on-inmate abusive sexual contact
→ Complete Section A, below
03 ☐ Inmate-on-inmate sexual harassment
→ Complete Section A, below
04 ☐ Staff sexual misconduct
→ Complete Section B on pages 4–5
05 ☐ Staff sexual harassment
→ Complete Section B on pages 4–5

Section A – INMATE-ON-INMATE SEXUAL VICTIMIZATION

→ If the perpetrator was a staff member, go to Section B on pages 4–5.

18. How many inmate perpetrators were involved in the incident?

Number of inmate perpetrators . . . 1

→ If more than two inmate perpetrators were involved, report their characteristics in Notes on page 5.

- 01 ☒ Male
02 ☐ Female
03 ☐ Transgender
04 ☐ Intersex

- 01 ☐ Under age 18 04 ☒ 30–34 07 ☐ 45–54
02 ☐ 18–24 05 ☐ 35–39 08 ☐ 55 or older
03 ☐ 25–29 06 ☐ 40–44

- 01 ☐ White (not of Hispanic origin)
- 02 ☐ Black (not of Hispanic origin)
- 03 ☐ Hispanic or Latino
- 04 ☒ American Indian/Alaska Native (not of Hispanic origin)
- 05 ☐ Asian (not of Hispanic origin)
- 06 ☐ Native Hawaiian or Other Pacific Islander (not of Hispanic Origin)
- 07 ☐ Other racial category in your information system – Specify Z

- 01 ☐ Male 03 ☐ Transgender
02 ☐ Female 04 ☐ Intersex

- 01 ☐ Under age 18 04 ☐ 30–34 07 ☐ 45–54
02 ☐ 18–24 05 ☐ 35–39 08 ☐ 55 or older
03 ☐ 25–29 06 ☐ 40–44

- 01 ☐ White (*not of Hispanic origin*)
- 02 ☐ Black (*not of Hispanic origin*)
- 03 ☐ Hispanic or Latino
- 04 ☐ American Indian/Alaska Native (*not of Hispanic origin*)
- 05 ☐ Asian (*not of Hispanic origin*)
- 06 ☐ Native Hawaiian or Other Pacific Islander (*not of Hispanic Origin*)
- 07 ☐ Other racial category in your information system – *Specify* _____

- 02 ☐ Sexual harassment
- 03 ☐ Indecent exposure, masturbation, or voyeurism
- 04 ☐ Horseplay
- 05 ☐ Repeated and unwelcome sexual advances or requests for sexual favors
- 06 ☒ Unwanted touching for sexual gratification or abusive sexual contact
- 07 ☐ Pressure or coercion (without force) resulting in a nonconsensual sexual act
- 08 ☐ Physical force (or the threat of force) resulting in a nonconsensual sexual act
- 09 ☐ Other – *Specify* ✓

- 01 ☐ Sexual harassment, sexual innuendo, or verbal comments
- 02 ☐ Persuasion or talked into sexual activity
- 03 ☒ Surprised the victim with unwanted touching, grabbing or groping, or victim was asleep
- 04 ☐ Bribery or blackmail
- 05 ☐ Gave victim drugs or alcohol
- 06 ☐ Offered protection from other inmates
- 07 ☐ Threatened with physical harm
- 08 ☐ Physically held victim down or restrained in some way
- 09 ☐ Physically harmed or injured
- 10 ☐ Threatened with a weapon
- 11 ☐ Other – *Specify*

- 01 ☐ Placed in solitary confinement or disciplinary segregation
- 02 ☐ Confined to own cell or room
- 03 ☐ Placed in higher custody level, restricted unit or program, within the same facility
- 04 ☐ Transferred to other unit/cell or separated from victim
- 05 ☒ Transferred to another facility
- 06 ☐ Loss of "good/gain" time, increase in "bad" time or delayed release
- 07 ☐ Given extra work
- 08 ☐ Loss of privileges, disciplinary report or conduct violation, or other reprimand
- 09 ☐ Sent to counseling or treatment team
- 10 ☐ Arrested or referred to law enforcement agency
- 11 ☐ Referred for prosecution or indicted
- 12 ☐ Convicted, given new sentence, or fined
- 13 ☐ Other – *Specify* ✓

→ If the perpetrator was an inmate, go to Section A on pages 2-3.

(Mark (X) all that apply.)

- 01 ☐ Physical force resulting in a nonconsensual sexual act
- 02 ☐ Pressure or abuse of power resulting in a nonconsensual sexual act
- 03 ☐ Indecent exposure, invasion of privacy, or voyeurism for sexual gratification
- 04 ☐ Unwanted touching for sexual gratification
- 05 ☐ Sexual harassment or repeated verbal statements of a sexual nature by staff
- 06 ☐ Wrote letters, showed pictures, or offered gifts or special privileges to inmate
- 07 ☐ Sexual relationship between inmate and staff that appeared to be willing
- 08 ☐ Other – *Specify* ☐

09 ☐ Level of coercion unknown

Number of staff

→ If more than two staff were involved, report their characteristics in Notes on page 5.

01 ☐ Male 02 ☐ Female

01 ☐ 24 or younger 05 ☐ 40–44
02 ☐ 25–29 06 ☐ 45–54
03 ☐ 30–34 07 ☐ 55 or older
04 ☐ 35–39

(Mark (X) all that apply.)

- 01 ☐ White (not of Hispanic origin)
- 02 ☐ Black (not of Hispanic origin)
- 03 ☐ Hispanic or Latino
- 04 ☐ American Indian/Alaska Native (not of Hispanic origin)
- 05 ☐ Asian (not of Hispanic origin)
- 06 ☐ Native Hawaiian or Other Pacific Islander (not of Hispanic origin)
- 07 ☐ Other racial category in your information system – Specify

01 ☐ Male 02 ☐ Female

01 ☐ 24 or younger 05 ☐ 40–44
02 ☐ 25–29 06 ☐ 45–54
03 ☐ 30–34 07 ☐ 55 or older
04 ☐ 35–39

(Mark (X) all that apply.)

- 01 ☐ White (*not of Hispanic origin*)
- 02 ☐ Black (*not of Hispanic origin*)
- 03 ☐ Hispanic or Latino
- 04 ☐ American Indian/Alaska Native (*not of Hispanic origin*)
- 05 ☐ Asian (*not of Hispanic origin*)
- 06 ☐ Native Hawaiian or Other Pacific Islander (*not of Hispanic origin*)
- 07 ☐ Other racial category in your information system –
Specify

(Mark ☒) all that apply for all staff involved.)

- 01 ☐ Full or part time paid employee
02 ☐ Contract employee or vendor
03 ☐ Volunteer or intern
04 ☐ Other – *Specify* ✓

(Mark (X) all that apply for all staff involved.)

- 01 ☐ Administrator, including wardens, superintendents, assistants and others in administrative positions
- 02 ☐ Correctional officer or supervisory staff
- 03 ☐ Clerical staff including secretaries, clerks, receptionists, and other administrative support
- 04 ☐ Maintenance and other facility support staff, including groundskeepers, janitors, cooks, and drivers
- 05 ☐ Medical or health care staff, including counselors, doctors, dentists, psychologists, psychiatrists, social workers, nurses, and medical assistants
- 06 ☐ Education staff, including instructors, teachers, librarians, and education assistants
- 07 ☐ Other program staff
- 08 ☐ Volunteers or Interns
- 09 ☐ Other staff – *Specify* ☐

38. What sanction was imposed on the staff?

(Mark (X) all that apply for all staff involved.)

- 01 ☐ Sent to training or counseling
02 ☐ Reprimanded or disciplined
03 ☐ Demoted, diminished responsibilities, or suspended temporarily
04 ☐ Transferred to another facility or unit
05 ☐ Arrested or referred to law enforcement agency
06 ☐ Referred for prosecution or indicted
07 ☐ Convicted, plead guilty, sentenced, or fined
08 ☐ Discharged, terminated, or contract not renewed
09 ☐ Staff resigned (prior to completion of investigation)
10 ☐ Staff resigned (after investigation was completed)
11 ☐ Other – Specify

- 12 ☐ No action taken

39. At the time of the incident, how long had the staff worked at the facility?

(Mark (X) all that apply for all staff involved.)

- 01 ☐ Less than 6 months
02 ☐ 6 months to 1 year
03 ☐ 1 to 5 years
04 ☐ 5 to 10 years
05 ☐ More than 10 years

NOTES**Definitions****Sexual victimization**

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 (less severe): Sexual contact of any person without his or her consent, or of a person who is unable to consent or refuse;

AND

Intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh, or buttocks of any person.

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

SEXUAL HARASSMENT BY ANOTHER INMATE: 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.

STAFF SEXUAL MISCONDUCT: Any behavior or act of a sexual nature directed toward an inmate by an employee, volunteer, contractor, 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, invasion of privacy, or staff voyeurism for reasons 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, 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.

Gender categories

TRANSGENDER: A person whose gender identity (i.e., internal sense of feeling male or female) is different from the person's assigned sex at birth.

INTERSEX: A person whose sexual or reproductive anatomy or chromosomal pattern does not seem to fit typical definitions of male or female. Intersex medical conditions are sometimes referred to as disorders of sex development.