

Community, Counseling and Correctional Services, Inc.

START Program



2018 Annual PREA Review

The Sanction Treatment Assessment Revocation Transition posts an annual report of PREA investigations and outcomes.

As a requirement and at least on an annual basis, START management team including the PREA Coordinator from the corporate office will meet and review the staffing plan for adequate level of staffing and video monitoring to protect offenders against sexual abuse and sexual harassment. The review includes the physical layout of the facility, population, substantiated and unsubstantiated incidents of sexual abuse and sexual harassment and any other relevant factors.

START staff receives annual training on PREA. Our training curriculum includes Transgender and Cross gender Pat Searches, various PREA power points from the PREA Resource Center website, PREA policies review. START Specialized services such as Mental Health, Medical and investigative staff have all received specialized PREA training from the NIC Website.

START trains all contractors, volunteers and visitors on PREA as stated per PREA training policy.

START had its second Federal PREA Audit conducted in November of 2018. The facility was found to be in 100% compliance with all federal PREA standards relating to prisons and jails. The federal auditor was on site for more than 2 days and had reviewed documentation prior to his visit.

The following are standardized definitions offered by the Prison Rape Elimination Act. This ensures everyone is using the same language, and has the same understandings of key terms.

Sexual abuse includes:

1. Sexual abuse of an inmate, detainee, or offender by another inmate, detainee, or offender; and
2. Sexual abuse of an inmate, detainee, or offender by a staff member, contractor, or volunteer.

Sexual abuse of an inmate, detainee, or offender by another inmate, detainee, or offender includes any of the following acts, if the victim does not consent, is coerced into such act by overt or implied threats of violence, or is unable to consent or refuse:

1. Contact between the penis and the vulva or the penis and the anus, including penetration, however slight;
2. Contact between the mouth and the penis, vulva, or anus;
3. Penetration of the anal or genital opening of another person, however slight, by a hand, finger, object, or other instrument; and
4. Any other intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh, or the buttocks of another person, excluding contact incidental to a physical altercation.

Sexual abuse of an inmate, detainee, or offender by a staff member, contractor, or volunteer includes any of the following acts, with or without consent of the inmate, detainee, or offender:

1. Contact between the penis and the vulva or the penis and the anus, including penetration, however slight;
2. Contact between the mouth and the penis, vulva, or anus;
3. Contact between the mouth and any body part where the staff member, contractor, or volunteer has the intent to abuse, arouse, or gratify sexual desire;
4. Penetration of the anal or genital opening, however slight, by a hand, finger, object, or other instrument, that is unrelated to official duties or where the staff member, contractor, or volunteer has the intent to abuse, arouse, or gratify sexual desire;
5. Any other intentional contact, either directly or through the clothing, of or with the genitalia, anus, groin, breast, inner thigh, or the buttocks, that is unrelated to official duties or where the staff member, contractor, or volunteer has the intent to abuse, arouse, or gratify sexual desire;
6. Any attempt, threat, or request by a staff member, contractor, or volunteer to engage in the activities described above.
7. Any display by a staff member, contractor, or volunteer of his or her uncovered genitalia, buttocks, or breast in the presence of an inmate, detainee, or offender, and
8. Voyeurism by a staff member, contractor, or volunteer.

Voyeurism by a staff member, contractor, or volunteer means an invasion of privacy of an inmate, detainee, or offender by staff for reasons unrelated to official duties, such as peering at an inmate who is using a toilet in his or her cell to perform bodily functions; requiring an inmate to expose his or her buttocks, genitals, or breasts; or taking images of all or part of an inmate's naked body or of an inmate performing bodily functions.

Sexual harassment includes—

1. 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, detainee, or offender directed toward another; and

2. Repeated verbal comments or gestures of a sexual nature to an inmate, detainee, or offender by a staff member, contractor, or volunteer, including demeaning references to gender, sexually suggestive or derogatory comments about body or clothing, or obscene language or gestures.

Substantiated allegation means an allegation that was investigated and determined to have occurred.

Unfounded allegation means an allegation that was investigated and determined not to have occurred.

Unsubstantiated allegation means an allegation that was investigated and the investigation produced insufficient evidence to make a final determination as to whether or not the event occurred.

START has compiled the following data regarding PREA reports, and subsequent PREA investigation results for the year of 2018.

There were 4 PREA investigations in 2018

Offender allegations made towards staff for the year of 2018

Sexual Abuse:	(0) Unsubstantiated	(0) Substantiated	(0) Unfounded
Sexual Harassment:	(0) Unsubstantiated	(0) Substantiated	(0) Unfounded
Voyeurism:	(0) Unsubstantiated	(0) Substantiated	(0) Unfounded

Offender allegations made towards offenders for the year of 2018

Sexual Abuse:	(1) Unsubstantiated	(0) Substantiated	(2) Unfounded
Sexual Harassment:	(0) Unsubstantiated	(1) Substantiated	(0) Unfounded
Voyeurism:	(0) Unsubstantiated	(0) Substantiated	(0) Unfounded

Data Comparison

In 2017, there were 6 PREA investigations. 2 allegations were made against staff members for sexual harassment and both were completely unfounded and determined to be made in bad faith. Offender on offender reports had one complaint of sexual abuse that was unfounded and 3 reports of sexual

harassment, 2 unsubstantiated, 1 substantiated. In 2016 there were 2 PREA investigations at the START facility (1 unfounded staff on offender sexual harassment and 1 unsubstantiated offender on offender sexual abuse). While comparing data from the previous years and 2018, the number of allegations remains fairly consistent; however, the numbers of reported of sexual abuse were higher than that of sexual harassment. It is evident that both staff and offenders are more educated in PREA and understand the definitions clearly. Based on offender education and the ease of reporting without fear of retaliation, offenders are finding it easier to come forward with sexual abuse and harassment issues. It should be noted that one of the offender on offender allegations of sexual abuse was determined to be in bad faith. The offender wanted to be discharged as soon as possible and thought by making an allegation of sexual abuse he would be removed from the facility. Taking all reports seriously shows the importance of diligent investigations and the repercussions of making false reports. All offenders are made aware of START's zero tolerance policy upon intake and have PREA education within 7 days of intake. START new hires are educated in PREA and read all PREA policies before ever having contact with the offenders.

Please allow the above mentioned information to serve as the START Program's annual review for 2018. These numbers are reviewed annually in order to assess and improve the effectiveness of START's zero tolerance sexual abuse and sexual harassment policies.



Travis Hettick, Program Administrator, START

2/5/19
Date



Marwan Saba, PREA Coordinator, CCCS, Inc.

2/5/19
Date



Mike Thatcher, CEO, CCCS, Inc.

2-5-2019
Date