

*Community, Counseling and
Correctional Services, Inc.*



Butte Pre-Release Center/Women's Transitional Center

2013-2015

The BPRC/WTC posts an annual report of PREA investigations and outcomes.

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 resident by another inmate, detainee, or resident; and
- (2) Sexual abuse of an inmate, detainee, or resident by a staff member, contractor, or volunteer.

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

- (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 resident, 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 resident 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 resident directed toward another; and
- (2) Repeated verbal comments or gestures of a sexual nature to an inmate, detainee, or resident 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.

The following annual reports offer a yearly comparison of the number of PREA Investigations completed based upon receipt of reports/complaints of sexual abuse or sexual harassment. All reports are investigated.

Resident allegations made towards staff in 2013:

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

**Zero allegations were made.*

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

Voyeurism: (0) Unsubstantiated (0) Substantiated (0) Unfounded

Resident allegations made towards residents in 2013:

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

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

The BPRC/WTC has compiled the following data regarding PREA reports, and subsequent PREA investigation results for the year of **2014**.

Resident allegations made towards staff in 2014:

Sexual Abuse: (1) Unsubstantiated (0) Substantiated (1) Unfounded

**One allegation involved a male staff and a male resident, this incident was unfounded.*

**One allegation involved a male staff and female resident, this incident was unsubstantiated. This was a third party report.*

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

Unfounded allegations include:

Voyeurism: (0) Unsubstantiated (0) Substantiated (0) Unfounded

Resident allegations made towards residents in 2014:

Sexual Abuse: (0) Unsubstantiated (1) Substantiated involved one male resident and one female resident (0) Unfounded

**One event involving one male resident and one female resident. Case was investigated and the male returned to prison.*

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

The BPRC/WTC has compiled the following data regarding PREA reports, and subsequent PREA investigation results for the year of **2015**.

Resident allegations made towards staff in 2015:

Sexual Abuse: (0) Unsubstantiated (0) Substantiated (0) Unfounded (3) Under Investigation

**Three allegation involved a male staff and three (3) female residents, however this case is still under investigation with Butte Silver Bow Law Enforcement.*

Sexual Harassment: (0) Unsubstantiated (0) Substantiated (0) Unfounded (3) Under Investigation

** Three allegations of sexual harassment involving one male staff and three (3) female residents, however this case is still under investigation with Butte Silver Bow Law Enforcement.*

Unfounded allegations include:

Voyeurism: (0) Unsubstantiated (0) Substantiated (0) Unfounded

Resident allegations made towards residents in 2015:

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

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

Findings: Due to the number of increase in incidents in the past year compared to 2014-2015; BPRC/WTC SART team discussed what areas needed to be addressed and it was found that all incidents occurred in vehicles. The SART team suggested cameras in a couple of vehicles to protect residents as well as staff during transportation of residents. Also, the BPRC/WTC has same gender transport the same gender to avoid any inappropriate misconduct.

As a requirement and at least on an annual basis, BPRC/WTC Program management team including the director of Community Corrections Program and the PREA Coordinator from Corporate office will meet and review the staffing plan for adequate level of staffing and video monitoring to protect Resident's 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.

The BPRC/WTC Program Currently has 38 cameras and will be adding 8 more before June 1, 2016.

The BPRC/WTC Program staff receive 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. BPRC/WTC Specialized services such as Mental Health, Medical and investigative staff have all received specialized PREA training from the NIC Website. BPRC/WTC Program has revised its PREA policies in 2015 and again in 2016 to meet and comply with all PREA Standards.

BPRC/WTC Program trains all contractors, volunteers, victim advocates and visitors on PREA as stated per PREA training policy.

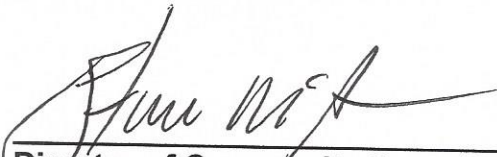
BPR/WTC Program has scheduled its first PREA audit to be conducted in April 2016.



PREA Coordinator

3/12/2016

Date



Director of Community Corrections

3-12/16

Date



Chief Executive Officer of CCCS Inc.

5/2/16

Date