

Taylor County Substance Abuse Treatment Facility
Prison Rape Elimination Act

Annual Report — Calendar Year 2018

Data Collection 115.287

Data Review for Corrective Action 115.288

Data Storage, Publication, and Destruction 115.289

The Federal Prison Rape Elimination Act (PREA) of 2003 was established to address the sexual abuse and sexual harassment of offenders in confinement settings. The Substance Abuse Treatment Facility's (SATF) PREA policy establishes zero tolerance for sexual abuse, staff sexual misconduct and sexual harassment and provides guidelines for the prevention, detection, response, investigation, and tracking of allegations against the SATF residents, staff, and/or volunteers.

The SATF continues to remain diligent in investigating all allegations of sexual abuse, staff sexual misconduct, and sexual harassment against offenders. Staff, residents, and volunteers are educated on the department's zero tolerance policy and provided information on the multiple ways to report an allegation, to include third-party reporting. Any staff, resident, or volunteer found to have violated facility sexual abuse or sexual harassment policies are subject to disciplinary sanctions up to and including termination from employment, termination from the program and prosecution to the full extent of the law.

All allegations are classified as one of the following: Substantiated – the allegation was investigated and determined to have occurred; Unsubstantiated - the allegation was investigated and insufficient evidence to make a final determination as to whether or not the event occurred; Unfounded - an allegation was investigated and was determined not to have occurred; or Ongoing – an allegation that is currently being investigated.

The following are statistics of reported allegations within the SATF, by category:

➤ Resident on Resident Nonconsensual Sexual Acts

Classification	Number
Substantiated	0
Unsubstantiated	0
Unfounded	0
Ongoing	0

TOTAL	0
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Nonconsensual sex acts is defined as sexual contact of any person without his or her consent, or by coercion, or of a person who is unable to consent or refuse AND contact between the penis and vagina or the penis and the anus including penetration, however slight; OR contact between the mouth and the penis, vagina, or anus OR penetration of the anal or genital opening of another person however slight, by a hand, finger, object, or other instrument.

➤ Resident on Resident Abusive Sexual Contact

Classification	Number
Substantiated	0
Unsubstantiated	0
Unfounded	0
Ongoing	0
TOTAL	0

Abusive sexual contact is defined as sexual contact of any person without his or her consent, or by coercion, 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.

➤ Resident on Resident Sexual Harassment

Classification	Number
Substantiated	0
Unsubstantiated	0
Unfounded	0
Ongoing	0
TOTAL	0

Inmate on inmate sexual harassment is defined as repeated and unwelcome sexual advances, requests for sexual favors, or verbal comments, gestures, or actions of a derogatory or offensive sexual nature by one resident directed toward another resident.

➤ Staff Sexual Misconduct

Classification	Number
Substantiated	0
Unsubstantiated	0

Unfounded	1
Ongoing	0
TOTAL	0

Any behavior or act of a sexual nature directed toward a resident by an employee, volunteer, contractor, or agency representative. Sexual relationships of a romantic nature between staff and residents are included in this definition. Consensual and non-consensual 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 reason unrelated to official duties or for sexual gratification.

➤ Staff Sexual Harassment

Classification	Number
Substantiated	0
Unsubstantiated	0
Unfounded	0
Ongoing	0
TOTAL	0

Repeated verbal comments or gestures of a sexual nature to a resident by an employee, volunteer, contractor, or other agency representative include demeaning references to gender, or sexually suggestive or derogatory comments about body or clothing; OR repeated profane or obscene language or gestures.

SUMMARY:

The SATF had one, 3rd party reported, staff sexual misconduct report that was unfounded.

Although in 2017, data was not being compiled, a review of policies and procedures was done. It was determined that individual bedroom doors, which were allowed to be closed, created opportunity for inappropriate behavior, including sexual abuse, to occur more easily without detection with the privacy that the closed doors provided. Therefore, a change was made that requires the individual bedroom doors to remain open at all times.

The SATF continues to progress in addressing sexual abuse by continually monitoring for allegations of sexual abuse, staff sexual misconduct, and sexual harassment. If any issues or trends are identified they are addressed immediately. This may include modifications to existing policy, procedures, education or training.

Approved by Michael D. Wolfe