PREA Annual Report
PREA Standard 115.289

This annual report is in response to the Prison Rape Elimination Act (PREA) of 2003. This is a Federal law established by the Department of Justice to support the elimination and prevention of sexual assault, sexual misconduct and sexual harassment in the correctional system. CJSD has a ZERO Tolerance policy for any type of sexual Abuse, Sexual Misconduct and Sexual Harassment. Any and all reports will be investigated in a complete and thorough manner which may include turning reports over to the Grand Junction Police Department for criminal complaints. All reports will be tracked and documented to include the nature of the conduct and the outcomes. Below are the definitions used for tracking, outcomes and general statements of efforts taken by CJSD to be in compliance with all aspects of PREA.

Types of Behavior investigated are grouped as follows:

Sexual Assault: Sexual Assault is rape. It is defined as the act or attempted act of sexual intrusion, sexual contact or sexual penetration by any person on another force, threat, coercion or intimidation. This includes when a client does not consent or is mentally incapable of consent or when the perpetrator is an employee, contractor, or volunteer, unless the act is part of a lawful pat search.

Sexual Abuse: Any behavior or act of a sexual nature directed towards a person that does not or cannot consent, or is coerced, to include but is not limited to;

- Any other intentional contact or invasion of privacy with the intent to abuse, arouse or gratify sexual desire.
- Contact can be with an object and with or without clothing being worn by one or both parties.
- Sexual or romantic relationships between employees, contractors or volunteers and clients are prohibited.
- Sexual or romantic relationships between clients and clients are prohibited.

Sexual Harassment: Any non-contact behavior or act that subjects another person to verbal or written statements or gestures of a sexual or romantic nature to include but is not limited to;

- Any sexual advances, requests for sexual favors, obscene or profane language or verbal comments or actions of a derogatory nature.
- Any threat of physical force or pressure for sexual acts or requests for sexual acts,
- Masturbating in the presence or direct vision of another person.
- Demeaning references to gender or derogatory comments about body or clothing.
- Repeated profane or obscene language or gestures.

Sexual Misconduct: A person commits this offense when they have active or passive contact, which was not coerced or forced between the genitals, hands, mouth, buttocks, anus, breasts, or with an object and the genitals, hands, mouth, buttocks, anus or breast of another person. Contact can be with or without clothing being worn by one or both parties.
Staff Sexual Misconduct: Sexual contact or acts directed toward a client by an employee, volunteer, contractor, official visitor, or other agency representative, including completed, attempted, threatened, or requested sexual acts and occurrences of indecent exposure, invasion of privacy, or staff voyeurism for sexual gratification.

Definitions Related to Investigative Findings:

Substantiated allegation: An allegation that was investigated and the allegation was determined to have occurred.

Unsubstantiated allegation: An allegation that was investigated and the investigation produced insufficient evidence to make a final determination as to whether or not the event occurred. Preponderance of the evidence did not support the allegation.

Unfounded allegation: An allegation that was investigated and the allegation was determined not to have occurred.

### CJSD Aggregate Data for PREA Investigations and Results

#### Standard 115.289

2018 – 2019

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<thead>
<tr>
<th>Year</th>
<th>Client on Client Sexual Victimization</th>
<th>Staff on Client Sexual Victimization</th>
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<td>Sexual Abuse: To Include but is not limited to - Sexual Assault and Non-consensual sexual contact</td>
<td>Sexual Abuse: To Include but is not limited to - Sexual Assault and Non-consensual sexual contact</td>
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General Information and Progress in meeting PREA Standards:

**PREA – Security and Training:** On no less than an annual basis, CJSD will complete onsite inspections to ensure the safety of clients and staff. These inspections will include review for blind spots and problem areas of the entire CJSD Campus. Annually, all CJSD Staff are required to review CJSD Policies and Procedures to include PREA related topics and policies.

**Training:** Each year, CJSD offers staff professional development training in all aspects of criminal justice. Specific to PREA, designated staff have taken, including but not limited to: Investigating Sexual Assaults, Bed Placement Issues, Risk Assessments, Mandatory Reporting and Guides to cross gender and transgender client searches.

**Client Education:** In order to ensure that clients understand their rights and responsibilities, clients are given information in a variety of ways:

- At intake - A Fact Sheet regarding terms and definitions related to PREA including a client’s reporting options;
- Within two weeks as part of a client orientation- a mandatory viewing a of Colorado Community Corrections PREA DVD;
- Posters for reporting options and information are placed throughout the CJSD Campus, and;
- CJSD Policies and Procedures and related forms have been updated in response to the 2019 PREA Audit findings.

**2019:** Specific to the 2018 and 2019 the CJSD has seen a decrease in the reports of PREA related violations and investigations. This is in part due to staff training, client education and the clarity between a behavioral issue and an actual PREA report. Technology has been helpful in the completion of some investigations.

CJSD Campus walkthroughs were completed in January and in March of 2019. Blind spots were evaluated and mirrors had previously been placed in those locations. No issues with cameras were noted. In some places signage regarding reporting options needed to be replaced and in some cases shower curtains meeting PREA guidelines were replaced.

**Audit:** CJSD has had two Federal PREA Audits. The first audit was done in 2016 and the second audit was in 2019. The report is available on the CJSD Website under Programs. Overall the audit demonstrated ongoing compliance with Federal PREA Standards however policies were updated to ensure that all aspects of Federal Standards were addressed.

**Website:** The PREA link to Mesa County Community Corrections is updated every year to offer basic PREA information, Aggregate Data and PREA Audit Reports. For further information regarding CJSD and PREA please see the Prison Rape Elimination Act (PREA) link.
PREA Annual Incident Data Prepared by PREA Coordinator:

Aileen Wygant 5/28/20
PREA Coordinator Signature Date

Director Review:

[Signature] 5/28/20
Director Signature Date