2019 PREA ANNUAL REPORT

Summary

This is the Brown County Sheriff's Office (BCSO) fourth annual report of data collected and aggregated pursuant to the Prison Rape Elimination Act (PREA) Standard 115.88 – PREA Annual Report. The purpose of this report is to assess and improve the effectiveness of the agency's sexual abuse prevention, detection, response policies, practices, and training. This report presents data collection findings for the Brown County Jail and the Brown County Work Release Center.

Background

The Prison Rape Elimination Act was established in 2003 to address the problem of sexual abuse and sexual harassment of persons in the custody of U.S. correctional agencies. Pursuant to PREA policy requirements, each agency shall report their data annually. This report is BCSO's second annual report of findings. This report will compare the data with the prior two years.

Agency Overview:

Average Daily Population: 772.44

Bookings: 9742 Males: 7265 Females: 2477

Average Length of Stay:

1 to 15 Days 6,794 74.6%
16 to 30 Days 410 4.5%
181 to 270 Days 203 2.2%
271 to 365 Days 128 1.4%
31 to 60 Days 517 5.7%
61 to 90 Days 386 4.2%
91 to 180 Days 580 6.4%
Over 365 Days 95 1.0%
Total: 9,113 100.0%

Agency Achievements:

The Brown County Sheriff's Office took the following actions in order to continue best practices for compliance of the PREA Standards:

- Continued improvements to the physical plant to be in compliance with PREA requirements.
- Continued improvements to the camera systems in both facilities.
- On going staff training.

Inmate-on-Inmate Allegations

Type	Total	Substantiated	Unsubstantiated	Unfounded	Ongoing	Reports to other agencies	Charges Filed
2017							
Sexual Harassment	51	2	48	1			
Abusive Sexual Contact	6	1	5				

Nonconsensual Sexual Acts	4		1	3			
2018							
Sexual Harassment	98	5	90	3			
Abusive Sexual Contact	6	2	4				
Nonconsensual Sexual Acts	1		1				
2019							
Sexual Harassment	86	3	78	5			
Abusive Sexual Contact	7	1	6				
Nonconsensual Sexual Acts	3	1	2				

Staff-on-Inmate Allegations

Type	Total	Substantiated	Unsubstantiated	Unfounded	Ongoing	Reports to other agencies	Charges Filed
2017							
Staff Sexual Harassment	8		3	5			
Staff Sexual Misconduct	6			6			
2018							
Staff Sexual Harassment	10	1		9			
Staff Sexual Misconduct	10		9	1			
2019							
Staff Sexual Harassment	5	1		4			
Staff Sexual Misconduct	8			8			

3rd Party Reporting

PREA Line	Independent 3rd Party	Other Law Enforcement
2017		
0	0	1
2018		
0	0	0
2019		
0	0	0

Summary

2019 shows the number of reports have begun to level off. We have continued inmate education about PREA and their rights. The Brown County Jail strives to provide easier access to reporting mechanisms and we are continually attempting to make the environment more comfortable for reporting.

Glossary: Definitions for Federal Reporting

PREA Incident Types

Inmate-on-inmate Nonconsensual Sexual Act:
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.

Inmate-on-inmate Abusive Sexual Contact:
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.
EXCLUDES incidents in which the contact was incidental to a physical altercation.

Inmate-on-inmate Sexual Harassment:
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-on-inmate 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-on-inmate Sexual Harassment
Repeated verbal statements, 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.

PREA Disposition Types

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

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

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

Investigation ongoing: Investigation has not been completed.