

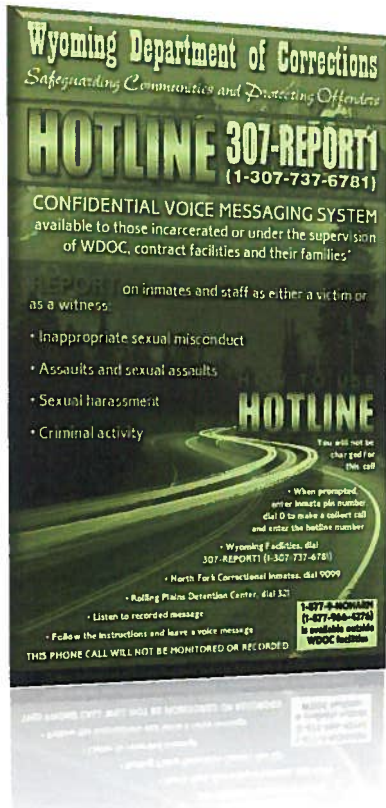
2013

PREA ANNUAL REPORT

PREA
Prison Rape Elimination Act

Wyoming
Department of
Corrections

The Prison Rape Elimination Act (PREA) of September 4, 2003 (Public Law 108-79) was enacted by Congress to address the problem of sexual assault in all US penal facilities. PREA supports the elimination, reduction and prevention of sexual assault/rape within our prisons, community corrections centers and local jails. PREA applies to Offender-on-Offender and Staff-on-Offender sexual misconduct. Major provisions of PREA include the development of standards for detection, prevention, reduction and punishment of sexual abuse and sexual harassment in confinement settings. On August 20, 2012, the PREA standards final rule became effective



The Wyoming Department of Corrections (WDOC) supports the reduction of sexual violence. Efforts to ensure full compliance with the Prison Rape Elimination Act National Standards (PREANS) are fully underway at all facilities. It is the WDOC’s position that only full compliance is acceptable in order to ensure a reduction in sexual violence and harassment.

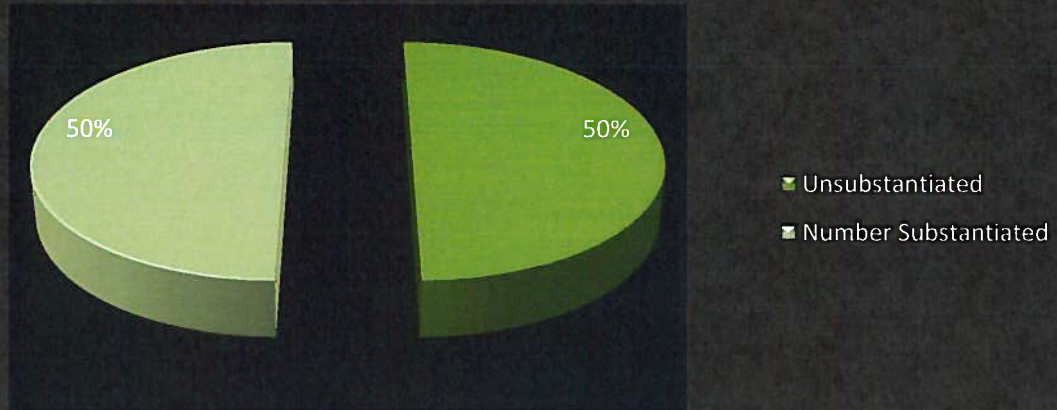
In compliance with 28 CFR § 115.88 this report is being made available to the public via the WDOC website. Each instance of a reported violation was investigated and was categorized and substantiated or unsubstantiated. This report contains statistical information on reported cases of the various types of sexual activity in WDOC facilities. The WDOC utilizes various methods of reporting to identify and prevent sexual incidents. There are four (4) definitions established by the Bureau of Justice Statistics (BJS) which categorize sexual acts. The categories are:

- Nonconsensual Sexual Acts (Offender on Offender)
- Abusive Sexual Contacts (Offender on Offender)
- Staff Sexual Harassment (Staff on Offender)
- Staff Sexual Misconduct (Staff on Offender)

Each year one third (1/3) of our facilities will be audited by a certified independent auditor qualified through the Department of Justice (DOJ) training program. The WDOC is working towards compliance with the PREA standards. Some of these efforts include but are not limited to, updating policies, asking community rape crisis centers to provide support for our offenders to report incidents and victim support services and appointing PREA Coordinators in each facility. Audits are scheduled for two (2) facilities to occur before August 20, 2014.

Each and every reported incident was investigated to determine if the allegation was substantiated or unsubstantiated. The figures below indicate the number of reported incidents and the percentages for each. In every case, an investigation was conducted to determine if corrective action was necessary to further reduce sexual acts within the facilities.

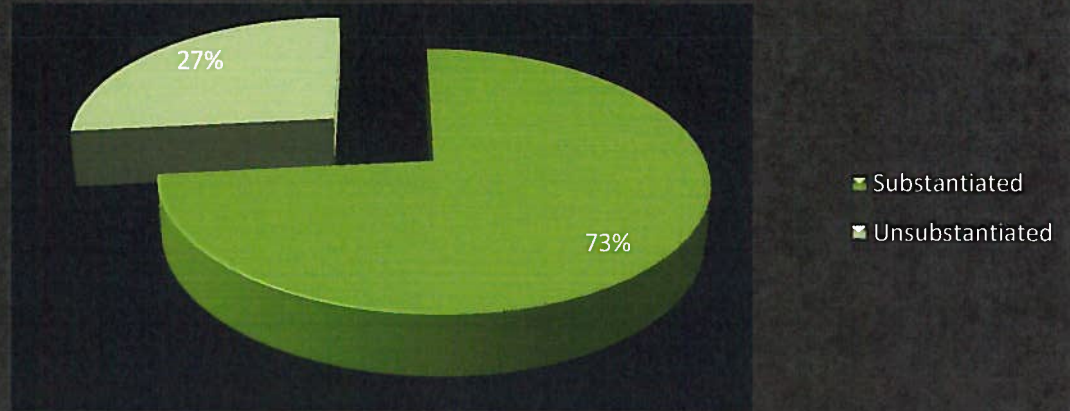
Nonconsensual Sexual Acts Reported in 2013 (2 Total)



Nonconsensual Sexual Acts [Offender-on-Offender]: (As defined by the 2012 U.S. Department of Justice, Bureau of Justice Statistics.)

1. Contact of any person without his or her consent, or of a person who is unable to consent or refuse; and
2. Contact between the penis and the vagina or the penis and the anus including penetration, however slight; or
3. Contact between the mouth and the penis, vagina, or anus; or
4. Penetration of the anal or genital opening of another person by a hand, finger or other object

Abusive Sexual Contacts Reported in 2013 (15 Total)



Abusive Sexual Contacts [Offender-on-Offender]: (As defined by the 2012 U.S. Department of Justice, Bureau of Justice Statistics.)

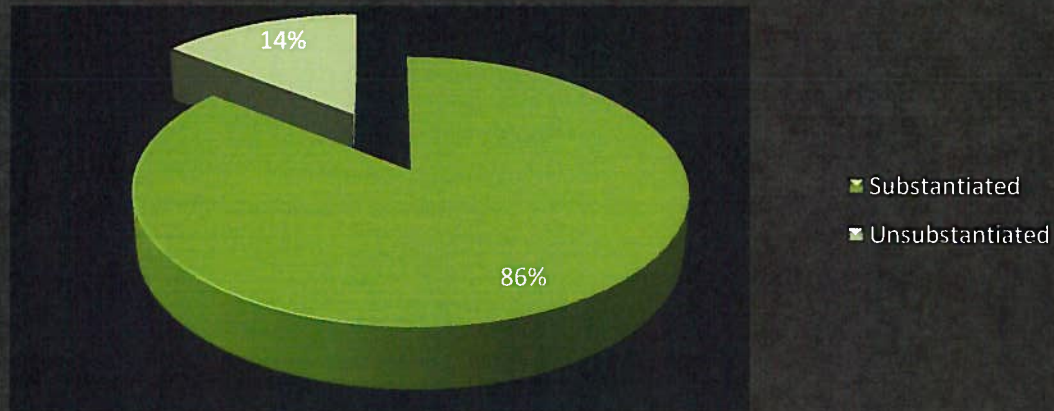
1. Contact of any person without his or her consent, or of a person who is unable to consent or refuse; and
2. Intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh, or buttocks of any person.

Staff Sexual Harrassment Reports 2013 (None Reported in 2013)

Staff Sexual Harassment [Staff-on-Offender]: (As defined by the 2012. U.S. Department of Justice, Bureau of Justice Statistics)

1. Repeated verbal statements or comments of a sexual nature to an inmate by an employee, volunteer, contractor, official visitor, or other agency representative (excluding inmate family, friends or other visitors);
2. Demeaning references to gender or derogatory comments about body or clothing; or
3. Repeated profane or obscene language or gestures.

Staff Sexual Misconduct Reported in 2013 (7 Total)



Staff Sexual Misconduct [Staff-on-Offender]: (As defined by the 2012 U.S. Department of Justice, Bureau of Justice Statistics.)

1. Any behavior or act of a sexual nature directed toward an inmate by an employee, volunteer, contractor, official visitor, or other agency representative (excluding inmate family, friends or other visitors). Sexual relationships of a romantic nature between staff and inmates are included.
2. Consensual or nonconsensual sexual acts including the following:
 - i. Intentional touching of the genitalia, anus, groin, breast, inner thigh, or buttocks with the intent to abuse, arouse, or gratify sexual desire; or
 - ii. Completed, attempted threatened, or requested sexual acts; or
 - iii. Occurrences of indecent exposure, invasion of privacy, or staff voyeurism for sexual gratification.

Statistical data was collected by each facility and reported as part of the WDOC incident reporting system. The table below is a breakout of the incidents by facility based on the definitions used for the 2012 Bureau of Justice Statistics Sexual Violence Survey.

REPORTED INCIDENTS IN 2013 BY FACILITY								
WDOC Facility	Nonconsensual Acts (Inmate)		Abusive Sexual Acts (Inmate)		Staff Misconduct		Staff Harassment	
	S	U	S	U	S	U	S	U
Wyoming State Penitentiary	0	0	0	1	2	1	0	0
Wyoming Medium Correctional Institution	1	0	4	1	0	0	0	0
Wyoming Honor Conservation Camp	0	0	0	1	3	0	0	0
Wyoming Honor Farm	0	0	2	0	0	0	0	0
Wyoming Women's Center	0	1	5	1	1	0	0	0
Totals	2		15		7		0	

Overall, there were 24 incidents that were reported and investigated throughout the WDOC facilities. In each instance, the investigator considered if there was a need to recommend corrective action in order to prevent/reduce future incidents. Further, the Department took many proactive measures to limit sexual incidents. These actions for the year 2013 are noted in the table below:

Corrective Actions For 2013
WDOC Facilities Included
Inmates Charged with Major and General Rule Violations
Staff Resigned During Investigation
Staff Termination
Prosecutors Notified
Recommend Staff be Decertified as a Peace Officer to P.O.S.T. Commission
Proactive Changes Not Resulting from
Corrective Actions taken in 2013
Video Monitoring Analysis Conducted
Policies updated to Mirror National Standards
Mental Health Tracking and Follow-up
Staff PREA Training
Conflicts Among Inmates Noted in Inmate Tracking System
Identify PREA Coordinators at Each Facility
Adjust Operations to Ensure They Align with PREA Standards
Identified Staff to Apply to Become PREA Certified Auditors

The WDOC also contracts with various agencies to provide housing for inmates who are returning to the community and to provide substance abuse. There are three (3) such facilities that are considered community/substance abuse centers. Each facility is responsible under the PREA act to record and report incidents of sexual incidents. In accordance with the PREA national standards, the following table represents the reported incidents for each facility. The definitions used for data collection are noted above.

Contract Facility Reporting 2013								
Contract Facility	Nonconsensual Acts (Inmate)		Abusive Sexual Acts (Inmate)		Staff Misconduct		Staff Harassment	
Substantiated=S Unsubstantiated=U	S	U	S	U	S	U	S	U
Cheyenne Transitional Center (CTC)	0	0	0	0	0	0	0	0
Casper Reentry Center and Therapeutic Community	0	0	0	0	1	1	0	0
Volunteers of America Gillette	1	1	0	0	0	0	0	0
Totals	2		0		2		0	

This report will be made available to the public on the Department’s website as is required by the Prison Rape Elimination Act National Standards. This report is to inform the public about the Department’s efforts to reduce and/or eliminate sexual acts within its facilities. As part of our mission, we work hard to ensure the protection of inmates from all sexual harassment and/or abuse.



R.O. Lampert

Director