



# COLLIER COUNTY SHERIFF'S OFFICE CORRECTIONS DIVISION

## Prison Rape Elimination Act 2018 ANNUAL REPORT



# PRISON RAPE ELIMINATION ACT (PREA) of 2003

The Prison Rape Elimination Act (PREA), a federal law enacted in 2003, was established to address the sexual abuse and sexual harassment of persons in custody of U.S. prison and/or correctional facilities.

A major provision of PREA was the establishment of a “zero-tolerance” policy and included the development of national standards for detection, prevention, response to sexual abuse and sexual harassment.

The Act applies to all public and private institutions that house adult or juvenile offenders and is also relevant to community based agencies.



# PREA 2018 ANNUAL REPORT

## PREA Standards Timeline

- February 2011      Draft of Department of Justice standards released
- February – April 2011      Public comment period for DOJ standards
- May 2012      Department of Justice (DOJ) completes final review of PREA standards
- June 20, 2012      Final PREA standards published in the Federal Register
- August 20, 2012      Standards applicable to state and local facilities
- August 20, 2013      Three-year audit cycle begins  
(Agencies must comply within one year unless they have multiple facilities.)



# PREA 2018 ANNUAL REPORT

## Types of Allegations

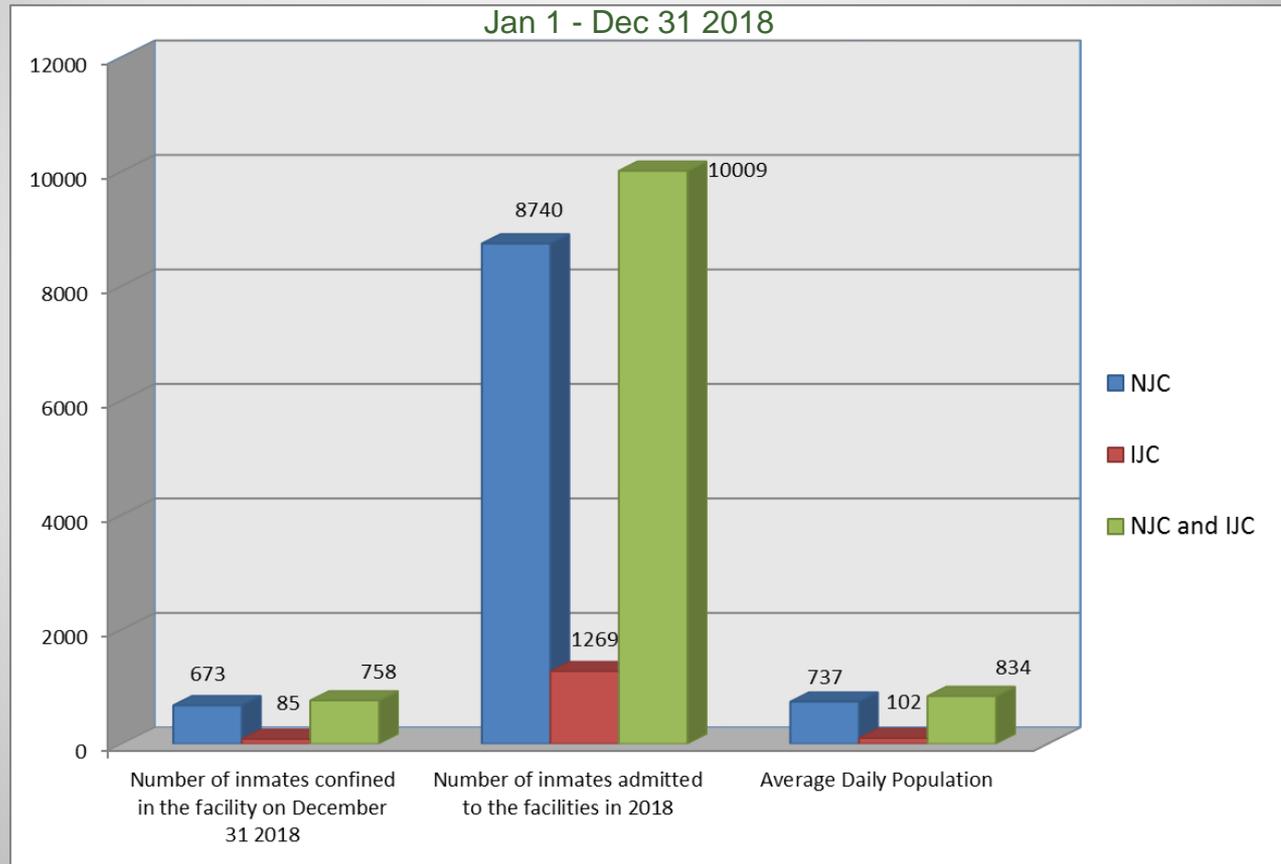
- **Unfounded Allegation:** An allegation was investigated and determined to not have occurred; allegation is false or not factual.
  - **Substantiated Allegation:** An allegation that was investigated and determined to have occurred; allegation is supported by sufficient factual evidence.
  - **Unsubstantiated 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.
- \*Definitions as defined by 28 C.F.R. §115.5 Prison Rape Elimination Act of 2003



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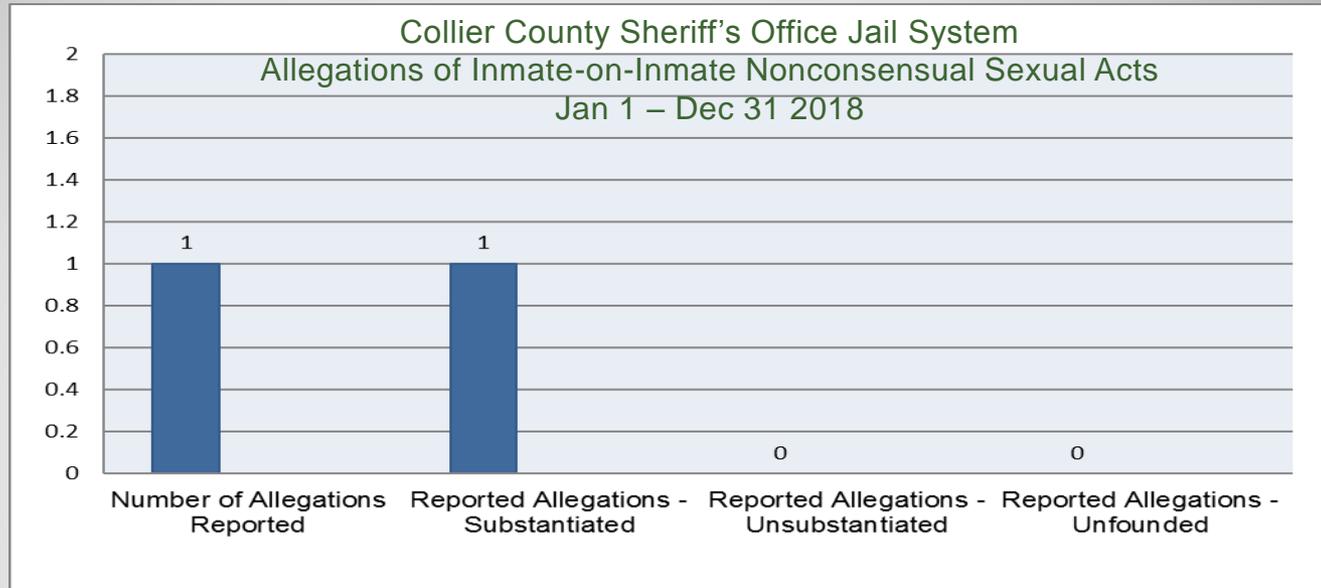
Collier County Sheriff's Office  
Naples & Immokalee Jail Centers  
General Statistical Information

Jan 1 - Dec 31 2018





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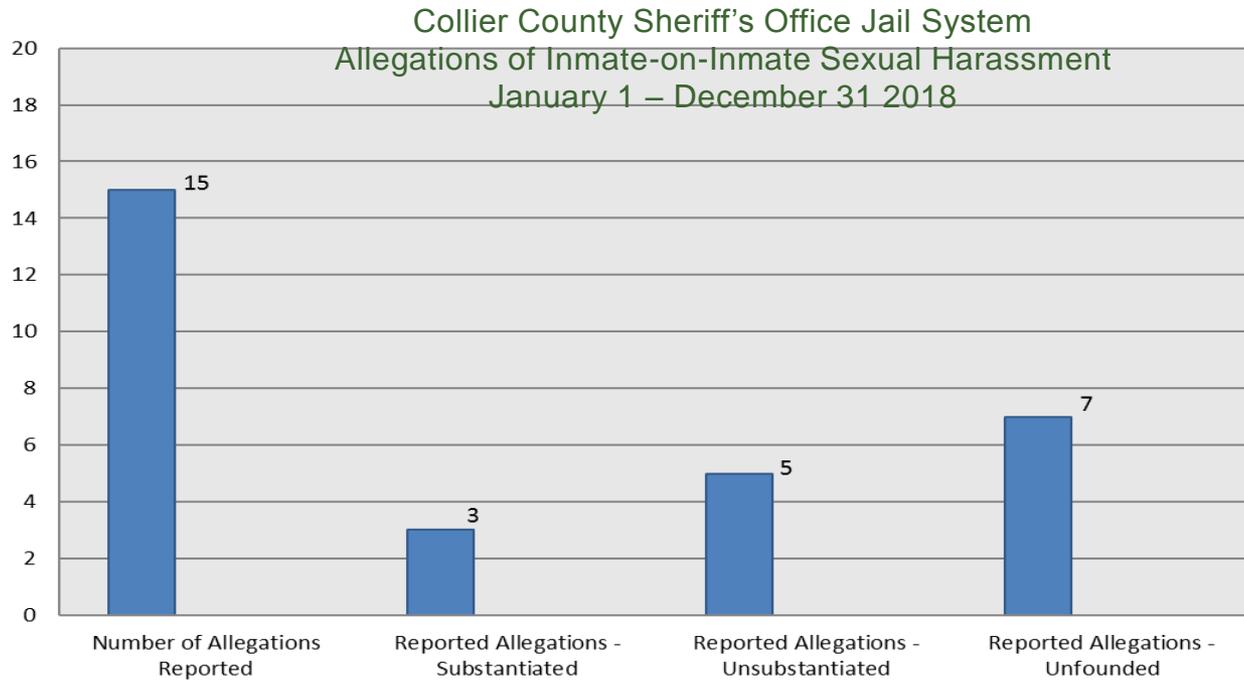


- **Nonconsensual Sexual Acts / Contact:** Sexual contact of any person without his or her consent, or of a person who is unable to consent or refuse; Intentional touching, either directly or through the clothing of the genitalia, anus, groin, breast, inner thigh or buttocks of any person.
- There was one allegation of inmate-on-inmate nonconsensual sexual acts/contact reported for 2018. An arrest affidavit was completed and submitted to the State Attorney's Office for prosecution.

\*Definitions as defined by 28 C.F.R. §115.6 Prison Rape Elimination Act of 2003



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- **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 person directed toward another.
- Examples of sexual harassment include verbal threats/proposals, inappropriate language, inappropriate touching (kissing, hugging, etc.).

\*Definitions as defined by 28 C.F.R. §115.6 Prison Rape Elimination Act of 2003



# PREA 2018 ANNUAL REPORT

## Data Review & Recommendations

Pursuant to §115.87 the Jail Command Staff & PREA Coordinator review data collected & aggregated in order to assess & improve the effectiveness of its sexual abuse prevention, detection, & response policies, practices, and training. In response to this review, the following actions have been implemented:

- Training sessions conducted for all staff members on the use of the PREA Decision Tree / First Responder
- Training sessions conducted for all staff members, contract staff & volunteer personal on the detection, prevention & response to sexual abuse & sexual harassment
- Completed Staffing Plan and security camera reviews;
- Updated PREA information on inmate Kiosks.
- Memorandum of Understanding with *Project Help* renewed through 2019
- In April 2018, a Department of Justice Certified Auditor conducted a re-audit of the Naples Jail Center & Immokalee Jail Center; both facilities were found to be in compliance with all required DOJ PREA Standards.



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The Collier County Sheriff's Office Corrections Division is committed to a zero-tolerance of the sexual abuse of inmates.

Through compliance with the Prison Rape Elimination Act of 2003 (PREA), Collier County Sheriff's Office will ensure all inmates in custody are afforded equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment.