

## Prison Rape Elimination Act Annual Report April 2024

In 2003, Congress enacted the Prison Rape Elimination Act (PREA) mandating correctional facilities nation-wide implement measures to prevent, detect and respond to sexual misconduct and sexual violence in America's prisons, jails, and community confinement facilities. The act directed the Attorney General to create national standards applicable to all correctional facilities, public and private, in the United States. In 2013, specific standards required by this legislation were disseminated nationally by the Department of Justice, and a timetable for compliance and a subsequent federal compliance audit were set.

This legislation, along with the national standards and audit requirements, stem from a fundamental belief that American prisons and jails should be as safe as possible, and that matter the crime committed, being sexually assaulted while in custody is never part of the sentence.

In 2013 both the Community Corrections department and the Alternative Sentencing department, operated by Larimer County, began the task of forming the policies, procedures, best practices and community partnerships necessary to meet these Federal requirements.

PREA standard 115.289 requires an annual report to be published detailing statistics regarding sexual abuse and harassment of clients residing in our facilities. The annual report aggregates the data collected from PREA-qualifying incidents, provides an explanation of what measures were taking in investigating and responding to the data collected, and indicates what additional measures, if any, are needed to address the clients' safety.

Finally, the annual report is to be published on the agency's website for review. All personal identifying information has been redacted from the presentation of data.

### PREA definitions related to Investigative Findings

Sexual Abuse: 1) Sexual abuse of an inmate, detainee, or resident by another inmate, detainee, or resident; and (2) Sexual abuse of an inmate, detainee, or resident by a staff member, contractor, or volunteer.

Sexual abuse of an inmate, detainee, or resident by another inmate, detainee, or resident includes any of the following acts, if the victim does not consent, is coerced into such act by overt or implied threats of violence, or is unable to consent or refuse.

Sexual Harassment: (1) Repeated and unwelcome sexual advances, requests for sexual favors, verbal comments, gestures, or actions of a derogatory or offensive sexual nature by one inmate, detainee, or resident directed toward another; and (2) Repeated verbal comments or gestures of a sexual nature to an inmate, detainee, or resident by a staff member, contractor, or volunteer, including demeaning references to gender, sexually suggestive or derogatory comments about body or clothing, or obscene language or gestures.

For more information regarding these definitions, please refer to the PREA Resource Center at <https://www.prearesourcecenter.org>.

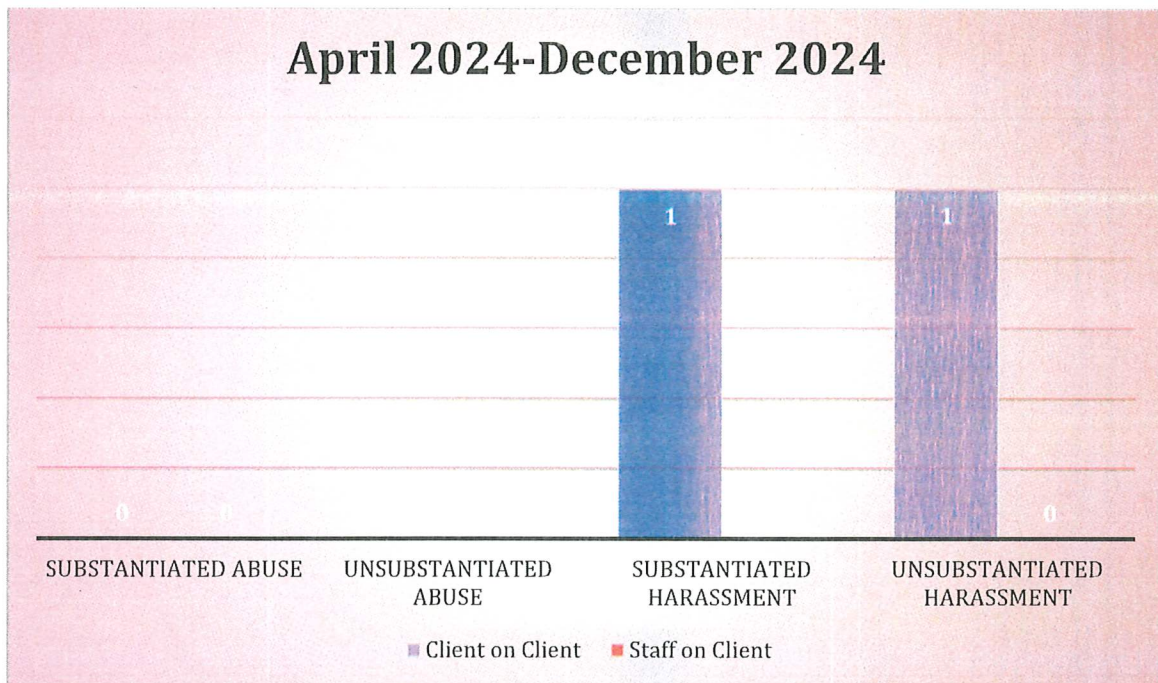
Substantiated allegation: An investigated allegation determined to have occurred.

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

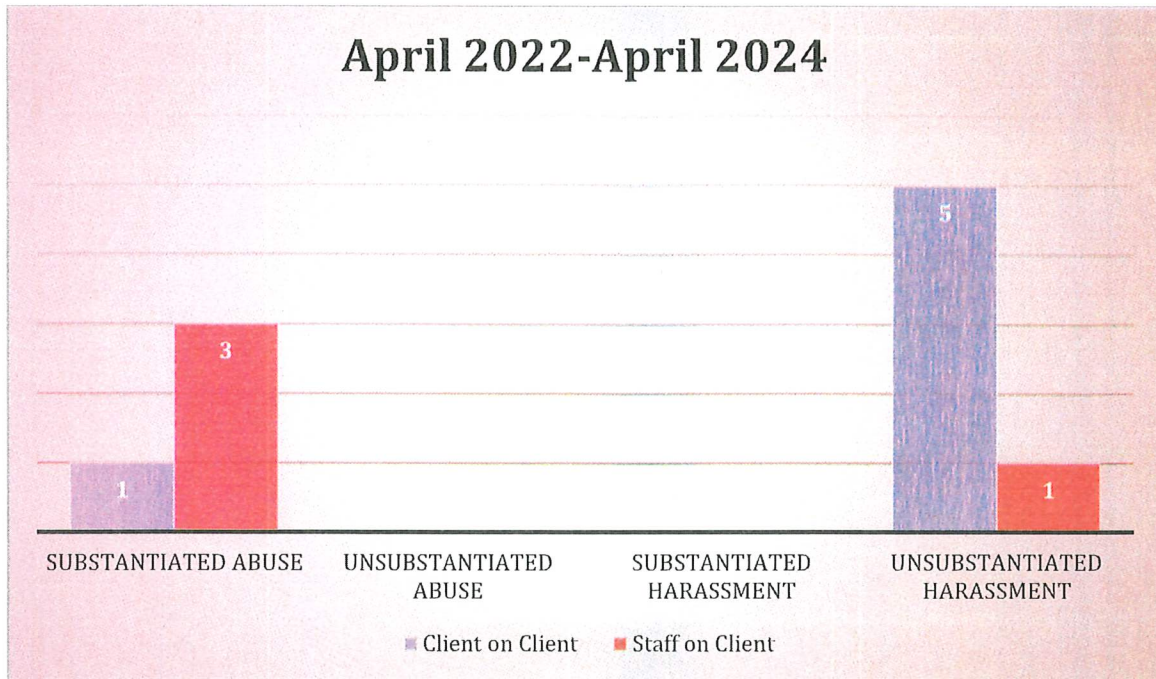
Unfounded allegation: An investigated allegation determined to not have occurred.

### CJA Aggregate PREA Investigation Data 2024

(Please note this year's report data will encompass the date range of April 2024-December 2024)



## CJA Aggregate PREA Investigation Data April 2022-2023



Please note, due to changing the data gathering requirements to a traditional calendar year, January 1<sup>st</sup> – December 31<sup>st</sup>, the data for this report is April 2024-December 2024, instead of previous years' data April to April.

### Data Analysis

April 2024-December 2024, the number of PREA qualifying reports for CJA is substantially less than last year. There were no reports of clients experiencing PREA related events in other correctional facilities. There were no reports of staff on client incidents.

Every client who made a report of experiencing sexual assault or harassment was offered victim services by our Victim Witness specialists and given referral information for the Sexual Assault Victim Advocate (SAVA) Center. Each report was investigated either by CJA administrative investigators or the Larimer County Sheriff's Office.

On-site PREA audits are conducted by a certified PREA auditor every three years. The most recent Community Justice Alternatives (CJA) audit occurred in October 2024. The final PREA audit report states that CJA met thirty-seven PREA standards and exceeded four. They are:

- 115.211 – Zero tolerance of sexual abuse and sexual harassment; PREA coordinator
- 115.213 – Supervision and monitoring
- 115.217 – Hiring and promotion decisions
- 115.253 – Resident access to outside confidential support services



The PREA report and other CJA PREA information can be found on the CJA website <https://www.larimer.gov/cja>. The next PREA audit is scheduled for 2027.

CJA staff are committed to creating a safe environment for the residents. Staff respond swiftly, professionally and compassionately. Whenever applicable, video footage is reviewed during investigations, it is also shared with law enforcement if the incident becomes a criminal investigation. Staff monitor the video surveillance system routinely as part of their job duties. No additional signage, cameras or mirrors were added to the CJA campus in 2024.

At the conclusion of each PREA incident, the PREA team evaluates if additional measure, such as another camera or mirror, could reduce the likelihood of PREA incidents. Since the recent 2024 audit, our investigation report template has been revised to include more detailed information in the text and the debriefing form used to conclude each incident, as suggested by the PREA auditor.

Staff and client PREA education is a priority for CJA. We are committed to our zero-tolerance policy for sexual abuse or harassment in our facilities. We are dedicated to pursuing new opportunities to improve our programs and to continue to maintain full compliance with PREA standards.

*Emily A. Humphrey*

Emily A. Humphrey, Community Justice Alternatives Director

*2-24-25*

Date

*Jill Fox*

Jill Fox, Alternative Sentencing Director

*02-21-2025*

Date

*Tim Hand*

Tim Hand, Community Corrections Director

*2-21-2025*

Date

