

SEXUAL ABUSE AWARENESS: OFFENDERS

Prison Rape Elimination Act

PREA was enacted by Congress to address sexual abuse in all U.S. Institutions. PREA was implemented to prevent sexual assault, sexual misconduct, and sexual harassment of all offenders within our institutions.

It is the policy of the South Dakota Department of Corrections (DOC) to have zero-tolerance regarding sexual assault/rape, sexual misconduct, and sexual harassment of offenders [PREA 115.11]

What is ZERO TOLERANCE?

The South Dakota Department of Corrections has **ZERO TOLERANCE** for sexual abuse. This means we are committed to investigating **EVERY** allegation, providing services to **EVERY** victim, and pursuing **EVERY** perpetrator. This includes involving law enforcement and prosecutors.

Sexual Abuse will not be tolerated from any source.

Sexual abuse includes sexual assault/rape, sexual harassment, and sexual misconduct.

What is sexual assault/rape?

The act of unwanted sexual intrusion, touching, or penetration however slight, by a hand, finger, object, other instrument or contact of the anal, oral, or genital opening of another person or touching of the breast or other body part however slight, by hand, finger, object, or other instrument.

This also includes contact, by any person on another by force, overt or implied threat, coercion, intimidation, compulsion, inducement, or impairment of one's faculties.

What is Sexual misconduct?

A person commits this offense when they have active or passive contact, which was not coerced or forced, between the genitals, hand(s), mouth, buttocks, anus, breast, or with an object and the genitals, hand(s), mouth, buttocks, anus, or breast of another person. Contact can be with or without clothing being worn by one or both parties.

What is Sexual Harassment?

Includes any non-contact behavior or act that subjects another person to verbal or written statements or gestures of sexual or romantic nature; creating or encouraging an atmosphere of intimidations, hostility, or offensiveness as perceived by the individual who observes the sexually offensive behavior or act.

SD DOC PREA policy 1100-01 (1.3.D.06) for the full definitions.

What can YOU do to avoid sexual abuse?

- *Be aware of situations that make you uncomfortable.*
- *Don't let your manners get in the way of keeping yourself safe.*
- *Do not accept commissary or gifts from other offenders or staff.*
- *Walk and stand with confidence.*
- *Avoid secluded areas.*

What to do if YOU have been sexually assaulted

- Get to a safe place.
- Do not get rid of evidence. Do not use the bathroom, brush your teeth, shower, or change your clothes.
- Report the sexual assault using any of the listed ways to report.
- Seek Behavioral Health Services to help you through this process following an assault.

Relief From Retaliation

The DOC has zero tolerance for retaliation or acts of intimidation. Offenders, employees, contract workers, and volunteers have the right to be free from retaliation from reporting sexual abuse and for cooperating with investigations.

Steps Taken After Receiving a Sexual Abuse Report.

- The victim will immediately be separated from any alleged abusers pending an investigation.
- Clinical Services and Behavioral Health will be notified, victim will receive necessary services.
- If determined that a crime has occurred, the South Dakota Division of Criminal Investigation will be contacted.

Routes to Report

- Tell a DOC employee, contract worker, or volunteer.
- Call the Reporting Line (**Dial *36**).
- Call Crime Stoppers Hotline (**Dial *33**)
- Mail a letter to the PREA Coordinator at **PO Box 5911, Sioux Falls, SD, 57117**
- Give note directly to DOC employee, contract worker, or volunteer.
- Mail or kite an investigator, unit staff, or the warden.
- Mail a letter to DCI at **1302 E. Hwy 14 Suite 5, Pierre, SD, 57501.**
- Request to talk to Clinical Services.
- Request to talk to Behavioral Health.

False Reports

Reports of sexual abuse made in good faith based upon a reasonable belief that the alleged conduct occurred will not constitute falsely reporting an incident or lying, even if an investigation does not establish evidence sufficient to substantiate the allegation [PREA 115.54]

Reporting is **FREE** and **ANONYMOUS**

Contacts and calling instructions:

Dialing instructions from wall phones:

1. Pick up the handset
2. Press 1 for English 2 for Spanish
3. Press speed dial code on your keypad immediately after selecting the language
4. Wait for call to connect

Dialing instructions from tablets:

1. Power on Tablet.
2. Enter 5-digit Inmate Id number
3. When prompted Enter PIN number
4. Review and accept ViaPath user agreement and facility notices.
5. Swipe the screen to the right and select the "Phone" profile.
6. Select the phone app in the profile.
7. Make a call following the same procedure and prompts as a wall phone.

Local CRIME STOPPERS HOTLINE

*33

Local Victim Advocacy

*34

Local Control Room

*35

In Rapid City select Option #8

In Yankton select Option #1

PREA Reporting Line

*36

SIOUX FALLS

South Dakota State Penitentiary

Jameson Prison Annex

The Compass Center

PIERRE

South Dakota Women's Prison

Missouri Shores Domestic Violence Center

RAPID CITY

Rapid City Minimum Center

WAVI (Working Against Violence Inc.)

YANKTON

Yankton Minimum Center

River City Domestic Violence Center

SPRINGFIELD

Mike Durfee State Prison

River City Domestic Violence Center

Sexual Abuse Awareness: Offenders



*You have the right to serve
your sentence with dignity.*

PREA 115.51, 115.21