SOUTHWEST VIRGINIA REGIONAL JAIL AUTHORITY

Sexual Violence 2021 Annual Report for SWVRJA Abingdon Facility

Data included in this report is from January 1, 2021 to December 31, 2021.

Inmates confined in the Abingdon Facility on December 31, 2021 were 532 males and 239 females. During 2021, new admissions to the jail were 3867 males and 1539 females. The average daily population at the Abingdon Facility in 2021 was 585 males and 251 females.

INMATE ON INMATE SEXUAL ABUSE

Sexual Abuse Inmate-on-Inmate: Sexual abuse by another inmate, or inmates, 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:

1. Contact between the penis and the vulva or the penis and the anus, including penetration, however slight;
2. Contact between the mouth and the penis, vulva, or anus;
3. Penetration of the anal or genital opening of another person, however slight, by a hand, finger, object, or other instrument; and
4. Any other intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh, or the buttocks of any person, excluding contact incidental to a physical altercation.

The SWVRJA Abingdon Facility records all allegations of inmate on inmate sexual harassment and abuse.

There were 18 allegations of inmate on inmate sexual harassment during this period. All 18 allegations were fully investigated. 3 of these allegations were determined to be Substantiated. Substantiated means that after a thorough and objective investigation there was sufficient evidence to make a final determination as to whether the event occurred. 2 of these allegations were determined to be Unsubstantiated. Unsubstantiated means that after a thorough and objective investigation there was insufficient evidence to make a final determination as to whether the event occurred. 13 of these allegations were determined to be Unfounded. Unfounded means that after a thorough and objective investigation the event was determined not to have occurred.
There were 5 allegations of inmate on inmate sexual abuse during this period. All 5 allegations were fully investigated. 0 of these allegations was determined to be Substantiated. Substantiated means that after a thorough and objective investigation there was sufficient evidence to make a final determination as to whether the event occurred. 1 of these allegations was determined to be Unsubstantiated. Unsubstantiated means that after a thorough and objective investigation there was insufficient evidence to make a final determination as to whether the event occurred. 4 of these allegations were determined to be Unfounded. Unfounded means that after a thorough and objective investigation the event was determined not to have occurred.

**STAFF MEMBER ON INMATE SEXUAL ABUSE**

**Sexual Abuse, Staff Member-on-Inmate**-Sexual abuse by a staff member, contractor, or volunteer includes any of the following acts, with or without consent of the inmate.

1. Contact between the penis and the vulva or the penis and the anus, including penetration, however slight;
2. Contact between the mouth and the penis, vulva, or anus;
3. Contact between the mouth and any body part where the staff member, contractor, or volunteer has the intent to abuse, arouse, or gratify sexual desire;
4. Penetration of the anal or genital opening, however slight, by a hand, finger, object, or other instrument, that is unrelated to official duties or where the staff member, contractor, or volunteer has the intent to abuse, arouse, or gratify sexual desire;
5. Any other intentional contact, either directly or through the clothing, of or with the duties or where the staff member, contractor, or volunteer has the intent to abuse, arouse, or gratify sexual desire;
6. Any attempt, threat, or request by a staff member, contractor, or volunteer to engage in the activities described in paragraphs (1)-(5) of this section;
7. Any display by a staff member, contractor, or volunteer of his or her uncovered genitalia, buttocks, or breast in the presence of an inmate; and
8. Voyeurism by a staff member, contractor, or volunteer.

**Sexual Harassment of an inmate**-

1. 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; and
2. Repeated verbal comments or gestures of a sexual nature to an inmate 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.

The SWVRJA Abingdon Facility records all allegations of staff sexual abuse and sexual harassment of an inmate.
There were 10 allegations of sexual harassment of an inmate by a staff member during this period. All 10 allegations were fully investigated. 0 of these allegations was determined to be Substantiated. Substantiated means that after a thorough and objective investigation there was sufficient evidence to make a final determination as to whether the event occurred. 0 of the allegations was determined to be Unsubstantiated. Unsubstantiated means that after a thorough and objective investigation there was insufficient evidence to make a final determination as to whether the event occurred. 10 of these allegations were determined to be Unfounded. Unfounded means that after a thorough and objective investigation the event was determined not to have occurred.

There were 6 allegations of staff sexual abuse of an inmate during this period. All 6 allegations were fully investigated. 1 of these allegations was determined to be Substantiated. Substantiated means that after a thorough and objective investigation there was sufficient evidence to make a final determination as to whether the event occurred. 0 of these allegations was determined to be Unsubstantiated. Unsubstantiated means that after a thorough and objective investigation there was insufficient evidence to make a final determination as to whether the event occurred. 5 of these allegations were determined to be Unfounded. Unfounded means that after a thorough and objective investigation the event was determined not to have occurred.

A review was conducted by the PREA incident review committee assembled to discuss our current PREA procedures, current video monitoring capabilities, available resources, and previous allegations. The committee determined that our current policies and procedures are sufficient in addressing the issue of sexual abuse in our facility.