



CUMBERLAND COUNTY SHERIFF'S OFFICE

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2019 Annual PREA Report

The Prison Rape Elimination Act (PREA) of 2003 is a federal law established to support the elimination and prevention of sexual assault and sexual misconduct in correctional systems. Cumberland County Jail located in Portland, Maine supports the guidelines set forth in this law and has implemented a ZERO-TOLERANCE policy for any and all incidents of sexual assault, sexual misconduct and sexual harassment (this is in accordance with the Prison Rape Elimination Act of 2003).

The following has been completed to meet the PREA standards during 2019:

- Protecting the Safety and Well-being of Transgender, Intersex, and Gender Nonconforming Inmates training conducted by the PREA Resource Center. This was an offsite training that was a 6 hour course.
- D-243A Transgender Inmates SOP revised from suggestions from the PREA Resource Center.
- Initial Housing for Transgender Inmates Training revised from suggestions from the PREA Resource Center.
- C-120C Statement of Preference Form revised from suggestions from the PREA Resource Center.
- 2019 Annual PREA self-paced training revised from suggestions from the PREA Resource Center. All staff completed training in 2019.
- PREA Incident Database updated, and maintained.
- Initial PREA Risk Screens are conducted in intake by booking staff and medical of all inmates prior to moving to housing.
- PREA Risk screens are conducted, within 30 days of admission, of all inmates by classifications.
- Compliance Manager/ACA Assistant conducting PREA Inmate Orientations for all inmates within 30 days of admissions.
- All of the Initial PREA Risk Screens, PREA Risk screens, and Signed PREA Inmate Orientation Acknowledgements are scanned and uploaded in Spillman and attached to each inmate's record by the Compliance Manager.



- Incident Review committee reviews all PREA allegations that are Substantiated and Unsubstantiated. 18 completed in 2019.
- Memorandum of Understanding renewed with Sexual Assault Response Services of Southern Maine (SARSSM)
- Memorandum of Understanding renewed with Maine DOC for third party reporting

In accordance with PREA standard 115.88 Data Review for Corrective Action, the Cumberland County Sheriff's Office completes an annual report to assess the effectiveness of sexual abuse prevention, detection, and response. Policies, procedures and training are examined to identify any problem areas and take corrective action on an ongoing basis and report its findings and corrective actions taken.

Specific material may be redacted from the report when it would present a clear and specific threat to safety and security, but will be indicated in the report the nature of any redacted materials.

A review of Sexual Abuse and Sexual Harassment Investigations in 2019, the following data has been compiled in accordance with the PREA Standards:

INCIDENT TYPE	ALLEGED	SUBSTANTIATED	UNSUBSTANTIATED	UNFOUNDED
Inmate on Inmate sexual abuse	9	3	5	1
Inmate on Inmate sexual harassment	10	1	6	3
Staff on inmate sexual abuse	6	0	2	4
Staff on inmate sexual harassment	5	0	1	4
2019 Total	30	4	14	12

Sexual Abuse and Sexual Harassment Investigations in 2018

INCIDENT TYPE	ALLEGED	SUBSTANTIATED	UNSUBSTANTIATED	UNFOUNDED
Inmate on Inmate sexual abuse	3	0	1	2
Inmate on Inmate sexual harassment	4	0	2	2
Staff on inmate sexual abuse	6	0	0	6
Staff on inmate sexual harassment	3	1	2	0
2018 Total	16	1	5	10

In comparison to 2018, overall the numbers have increased in 2019. The numbers have increased in both categories of inmate on inmate allegations, and have slight increase in allegations against staff in 2019.



In reviewing of the 18 Sexual Abuse Incident reviews conducted in 2019 the following has been found and/or implemented:

- Need a better system for receiving information on inmates that we house from other counties (criminal history, classification documentation, PREA screens)
- Need to create policy on how inmate cell changes are to be done
- Create Spillman Flag to separate inmates by tier
- Create a flag to contact Administration if an inmate has returned to custody who was involved in a PREA Incident involving staff that was unsubstantiated, or substantiated.
- Removed telephone at bottom of stairs at Community Corrections Center that was in a blind spot. Shelving was put in place to eliminate blind spot.

Recommendations from 2018 Sexual Abuse Incident reviews that are still pending:

- Recommend adding 3 cameras to the Food Service area, one in each cooler, and the freezer.
- The recreation yard in Pods B-1, B-2, B-3, C-1, and C-3 creates a blind spot in front of cells 119, 120, 127, 128.

When the Cumberland County Sheriff's Office conducts its own investigations into allegations of sexual abuse and sexual harassment, it shall do so promptly, thoroughly, and objectively for all allegations, including third party and anonymous reports.

Where inmate on inmate, or staff on inmate sexual abuse is alleged, the Cumberland County Sheriff's Office shall use trained investigators, who have received special training in sexual abuse investigations pursuant to 115.34.

Compliance Manager Chris Bisson

Date: 1/23/2020

Signature: Chantya M

Reviewed and approved by: Major Timothy Kortes, Jail Administrator

Date: 1/24/2020

Signature: [Signature]

