



# Wayne County Sheriff's Office

## Prison Rape Elimination Act (PREA)

### 2021 Annual Report

The purpose of the Wayne County Sheriff's Office, Jail Division, is to provide services to incarcerated offenders and to provide a safe and secure jail in Wayne County. We are committed to public safety, community programs, and adult education all intended to make Wayne County a better place to live.

### **Introduction:**

The Prison Rape Elimination Act (PREA) was passed into law by President George W. Bush. The act mandates zero tolerance of sexual abuse inside correctional facilities and has developed standards to detect and prevent sexual abuse and sexual harassment of individuals incarcerated. This report has been compiled in compliance with those standards.

### **PREA Incident Types by Allegation:**

- Substantiated – Investigated and determined to have occurred.
- Unsubstantiated – Investigated and undetermined to have occurred due to investigation producing insufficient evidence to make a final determination, or
- Unfounded – Investigated and determined to not have occurred.
- Ongoing – Investigation has not been completed.

### **Investigations:**

Every allegation made is investigated. If an allegation of sexual abuse is substantiated the perpetrator will be charged with a criminal act and W.C.S.O. will work closely with prosecution. Any reports made in bad faith will also be referred to prosecutors, and criminal and/or disciplinary charges will be pursued.

### **Facilities Included in Data Collection:**

Facility – Wayne County Sheriff's Office  
Unit – Jail

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## **Definitions:**

**Sexual Abuse of an Inmate by Another Inmate-** 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 another person, excluding contact incidental to a physical altercation.

**Sexual Abuse of an Inmate by an Employee, Contractor, or Volunteer-** Any of the following acts, with or without consent of the inmate, detainee, or resident:

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 genitalia, anus, groin, breast, inner thigh, or the buttocks, that is unrelated to official 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 (a) through (e) 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.  
Voyeurism by a staff member, contractor, or volunteer means an invasion of privacy of an inmate by staff for reasons unrelated to official duties, such as peering at an inmate who is using a toilet in his or her cell to perform bodily functions; requiring an inmate to expose his or her buttocks, genitals, or breasts; or taking images of all or part of an inmate's naked body or of an inmate performing bodily functions.

**Sexual Harassment-** Includes any of the following acts:

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 to another inmate.
2. Repeated verbal comments or gestures of a sexual nature to an inmate by an employee, contractor, or volunteer, including demeaning references to gender, sexually suggestive or derogatory comments about body or clothing, or obscene language or gestures.

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**Inmates and Incidents in Data Collection:**

Inmates housed in the Wayne County Jail between January 1, 2021 and December 31, 2021. Any incident of sexual harassment and/or sexual abuse involving inmate-on-inmate or staff-on-inmate.

**General Information:**

952 – Number of individuals incarcerated during date range

697 – Males

255 – Females

140 – Incarcerated on December 31, 2021

109 – Males

31 – Females

**Incarcerated individuals between January 1, 2021 and December 31, 2021 (average number)**

105 – Males

31 – Females

**Allegation Information:**

**Inmate on inmate sexual harassment between January 1, 2021 and December 31, 2021**

Substantiated: 0

Unsubstantiated: 0

Unfounded: 0

Ongoing: 0

**Inmate on inmate sexual abuse between January 1, 2021 and December 31, 2021**

Substantiated: 0

Unsubstantiated: 0

Unfounded: 1

Ongoing: 0

**Staff on inmate sexual harassment between January 1, 2021 and December 31, 2021**

Substantiated: 0

Unsubstantiated: 0

Unfounded: 0

Ongoing: 0

**Staff on inmate sexual abuse between January 1, 2021 and December 31, 2021**

Substantiated: 0

Unsubstantiated: 0

Unfounded: 1

Ongoing: 1

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**Reported Allegations of Sexual Abuse:**

<i>Inmate-on-Inmate Allegations of Sexual Abuse</i>	2017	2018	2019	2020	2021
<i>Substantiated</i>	0	2	1	0	0
<i>Unsubstantiated</i>	0	0	1	0	0
<i>Unfounded</i>	0	2	2	1	1
<i>Ongoing</i>	0	0	0	0	0

<i>Staff-on-Inmate Allegations of Sexual Abuse</i>	2017	2018	2019	2020	2021
<i>Substantiated</i>	0	0	0	0	0
<i>Unsubstantiated</i>	0	0	0	0	0
<i>Unfounded</i>	0	2	1	0	1
<i>Ongoing</i>	0	0	0	0	1

**Reported Allegations of Sexual Harassment:**

<i>Inmate-on-Inmate Allegations of Sexual Harassment</i>	2017	2018	2019	2020	2021
<i>Substantiated</i>	0	0	0	0	0
<i>Unsubstantiated</i>	0	1	4	2	0
<i>Unfounded</i>	0	0	0	1	0
<i>Ongoing</i>	0	0	0	0	0

<i>Staff-on-Inmate Allegations of Sexual Harassment</i>	2017	2018	2019	2020	2021
<i>Substantiated</i>	0	0	0	0	0
<i>Unsubstantiated</i>	0	0	0	0	0
<i>Unfounded</i>	0	1	2	1	0
<i>Ongoing</i>	0	0	0	0	0

The Wayne County Sheriff's Office takes corrective action as an ongoing basis and will continue to make changes where necessary to ensure safe, secure environments for inmates, staff, and the community.

Analysis: None to Report

Corrective Action: None to Report

The Wayne County Sheriff's Office is committed to zero tolerance of any form of sexual abuse.

This report has been approved by:

Shane Fisher

6.2.2022

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