

2016 PREA ALLEGATION SUMMARY REPORT & ASSESSMENT

Submitted by: Ramona Swayne, Managing Director, PREA Coordinator

This report is submitted in accordance with PREA §115.288 (a)(3), and may be viewed on the agency’s website, in accordance with PREA §115.288(c). Information contained in this report covers client sexual-related allegations received from January 1, 2016, through December 31, 2016. Earlier information may be found in the agency’s 2015 PREA Report.

CENSUS SUMMARY

Number of persons under supervision of the facility on December 31, 2016:	Number of persons admitted during 2016 (from January 1 to December 31, 2016):
Facility Name, year-end headcount	Calendar year admissions total
Alum Creek North-48 Alum Creek South-50	Alum Creek North-189 Alum Creek South -228
OhioLink – Lima-43 ACRP – Long St.-99	Ohio Link Lima-150 ACRP Long St. -276
Price Hall-25 Dunning Hall-34 Breslin Hall - 19	Price Hall -106 Dunning Hall -206 Breslin Hall - 46
Work Release-77	Work Release(Jackson Pike) -542
OhioLink – Toledo-69	Males: 244 Females: 93
COPE-18 TCRC-152	Males: 82 Females: 6 Males: 387 Females: 190

ALLEGATIONS SUMMARY

<p>NUMBER OF REPORTED allegations of client-on-client SEXUAL HARASSMENT:</p> <ul style="list-style-type: none"> • Substantiated • Unsubstantiated • Unfounded • Investigation ongoing 	<p>TOTAL: 3</p> <p>0</p> <p>2</p> <p>1</p> <p>0</p>
<p>NUMBER OF REPORTED allegations of client-on-client SEXUAL ABUSE:</p> <ul style="list-style-type: none"> • Substantiated • Unsubstantiated • Unfounded • Investigation ongoing 	<p>TOTAL: 2</p> <p>1</p> <p>1 (during incarcerations)</p> <p>0</p> <p>0</p>
<p>NUMBER OF REPORTED allegations of staff-on-client SEXUAL HARASSMENT:</p> <ul style="list-style-type: none"> • Substantiated • Unsubstantiated • Unfounded • Investigation ongoing 	<p>TOTAL: 4</p> <p>0</p> <p>1</p> <p>3</p> <p>0</p>
<p>NUMBER OF REPORTED allegations of staff-on-client SEXUAL ABUSE:</p> <ul style="list-style-type: none"> • Substantiated • Unsubstantiated • Unfounded • Investigation ongoing 	<p>TOTAL: 4</p> <p>3</p> <p>1</p> <p>0</p> <p>0</p>
<p>NUMBER OF ALLEGATIONS IN 2016:</p> <ul style="list-style-type: none"> • Substantiated • Unsubstantiated • Unfounded • Investigation ongoing 	<p>TOTAL: 13</p> <p>4</p> <p>5</p> <p>4</p> <p>0</p>

ALLEGATIONS BREAKDOWN, BY FACILITY

TCRC – 5

- Staff-to-client sexual harassment: **Unfounded**; male client alleged on 2/27/16 that during a routine pat-down, the female staff conducting the pat-down looked at his penis from the top of his pants. Video footage indicated the procedure was conducted appropriately, and the staff did not look down the client's pants.
- Staff-to-client sexual abuse: **Substantiated**; a female client reported on 9/13/16 that during an enhanced pat-down conducted inside the female dorm (not in view of surveillance cameras), in the presence of other residents, the employee requested that the client raise her bra above her breasts, exposing her breasts. Witnessing residents submitted incident reports. The employee stated she believed the client was hiding something inside her bra. No contraband was found. The employee was terminated.
- Staff-to-client sexual harassment: **unfounded**; female client reported on 9/23/16 that during a urine drop, the employee used inappropriate language when suggesting how she could stimulate her body to urinate. The employee was disciplined for using inappropriate/slang language, but was not deemed as harassing behavior.
- Client-to-client sexual abuse: **substantiated**; female client reported on 5/25/16 that, despite demands to stop, a fellow female resident repeatedly sneaks up on her and pulls down her pants in front of other residents. The alleged abuser was arrested, and returned to ORW.
- Client-to-client sexual assault: **unsubstantiated**; male client reported on 6/27/16 that he was sexually assaulted while incarcerated in 2004-2005. The alleged victim was unable to identify the alleged abuser(s). Information reported to institution Warden.

OHIO LINK-TOLEDO – 2

- Staff-to-client sexual abuse: **Substantiated**; a female client reported on 3/29/16 that while being transported by a volunteer to a job interview along with a fellow client, the volunteer made lewd sexual comments, and slid his hand under her buttocks. The volunteer was reported, a police report filed, and the volunteer denied access to the facility. The volunteer denied the allegation.
- Staff-to-client sexual harassment: **Unsubstantiated**; a female client reported on 11/24/16 that she had been in a personal relationship with a female employee (no physical contact was alleged). Communication between the employee and client were discovered, but was not sexual in nature. The employee was disciplined for communicating with a client outside of assigned job duties.

COPE – 1

- Client-to-client sexual harassment: **Unsubstantiated**; a female client reported on 6/21/16 that between April 19-23, 2016, a male client showed to her via his phone, a photo of a penis. On other occasions, he allegedly made lewd, inappropriate comments to her, which made her uncomfortable, feeling harassed. No incident report, or

allegation was submitted during the time of the alleged inappropriate behavior. The client was arrested on unrelated violations, and terminated from the program.

ALUM CREEK NORTH – 0

OHIOLINK-LIMA – 3

- Staff-to-client sexual abuse: **Unsubstantiated**; male client reported on 9/19/16 he had complied with a male employee's request to give oral sex, while in the men's restroom. Video footage did not support the client's allegation, however the client communicated being uncomfortable with the employee in the facility. The client was transferred to another facility.
- Client-to-client sexual harassment: **Unfounded**; male client reported on 8/16/16 a fellow client stated if they touched one another's penis, they would feel better. Video footage of the identified location did not place the alleged harasser in the vicinity, as alleged. The alleged victim alleged that the same day, the alleged harasser was watching him shower until he yelled for him to get out. Video footage placed the alleged victim in the shower, as reported, but the alleged harasser did not enter, as alleged.
- Staff-to-client sexual harassment: **Unfounded**; male client reported on 10/11/16 that a female employee opened the restroom stall door, while he was sitting on the toilet with his pants down. Staff, and client witnesses refuted the allegation, stating the client was fully clothed, and was caught smoking in the restroom, which was the motivation for the allegation. The employee acknowledged opening the stall door, suspecting the client to be smoking. The employee was counseled on proper procedures related to smoking violations.

WORK RELEASE – 1

- Staff-to-client(s) sexual abuse: **Substantiated**; male client reported on 11/10/16 he was in a romantic/sexual relationship with a female employee from a different Alvis location. Text messages, photos were recovered, which confirmed the client's allegation. The employee was terminated.

DUNNING HALL – 1

- Client-to-client sexual harassment: **Unsubstantiated**; a female client alleged on 10/6/16 a fellow client was following her around, making her feel stalked. The alleged harasser stated the situation was the other way around. Both clients were advised on the agency's zero-tolerance policy. Video footage did not provide evidence of the alleged behavior.

IDENTIFIED FACILITY VULNERABILITIES:

- Work Release: no physical vulnerabilities identified.
- Alum Creek Federal: no physical vulnerabilities identified.

- Alum Creek State: new spaces utilized for staff do not contain windows.
- COPE: no full line of sight at coverage desk.
- OL-Toledo: no physical vulnerabilities identified.

CORRECTIVE ACTION:

- Work Release: Review with clients the agency's zero-tolerance policy, and the importance of timely reporting of PREA violations.
- Alum Creek: Inside windows to be installed in all offices where staff interact with clients.
- OL-Lima: Practice of employees using client restrooms is now prohibited.
- TCRC: pat-down procedures are documented at coverage desks to ensure consistency.

2016 ASSESSMENT of IMPROVEMENT

In 2014, Alvis House underwent its first PREA audit. Three facilities were audited, as per §115.401(b): Alum Creek, Work Release, and OhioLink – Lima. Preliminary reports identified no deficiencies, but included recommendations to:

- Increase client safety and security through additional camera surveillance in client hallways;
- Add PREA-specific language in policies, procedures to ensure compliance with identified standards, where noted;
- Ensure staff are trained on cross-gender pat-down searches, which meet §115.215(f);
- Install windows in laundry room doors at Alum Creek to allow for viewing during house checks.

In 2015, three facilities were audited: Price Hall, Dunning Hall, and COPE. As a result of the COPE audit, the following enhancements, recommendations have been made, or are in process:

- Ensure multiple reviews of any potential physical vulnerability in the facility;
- Move camera in laundry area to avoid direct view of client restroom/shower;
- Ensure staff presence when outside vendors are working in the facility;
- Report allegations of previous sexual abuse to head of the institution or facility where such occurred;
- Request to partnering medical providers to ensure forensic exams are provided at no cost to a victim of sexual abuse.

As a result of the Price Hall audit, the following enhancements, recommendations have been made:

- Laundry cabinets were moved, and shower curtains raised to knee level to eliminate blind spots during routine house/room checks;

As a result of the Dunning Hall audit, the following enhancements, recommendations have been made:

- Install a bubble mirror in the laundry room entryway;
- Add scan tag to side gate for perimeter checks;
- Add security camera to 3rd floor hallway.

In 2016, three facilities were audited: OhioLink-Toledo, TCRC, and YMCA. All three facilities successfully passed their PREA audit, without requiring any corrective action plan(s). As a result of the COPE audit, the following enhancements, recommendations have been made, or are in process:

- It was determined that transgender, or intersex referrals will not be admitted at TCRC, as no unique physical design exists, which may accommodate special needs for privacy.
- Additional signage was placed at TCRC in restricted areas, and where client access is prohibited.

Alvis continues to be proactive with respect to supervision and monitoring of facilities to prevent, detect, and report client sexual harassment, and /or sexual abuse. The Ohio Department of Rehabilitation and Correction approved \$28K to increase data storage capacity in identified facilities. Internal PREA reviews at facilities indicate client awareness of their rights, reporting options pertaining to allegations of sexual harassment and sexual abuse. Clients continue to report allegations of sexual abuse while incarcerated. Clients utilized the PREA hotline for clarification of pat-down procedures, rather than make a direct allegation. Such action demonstrates a trust in our desire to comply with agency policies and procedures, and the recognition that not following procedure(s) is a separate issue than a deliberate action with for the purpose of sexual gratification.

Alvis is actively taking steps to ensure clients are free from sexual harassment, sexual abuse, sexual assault, and retaliation. We recognize the need to develop policies and procedures specific to appropriate engagement with Transgender, and/or Intersex populations. Such policies and procedures will be fully implemented in 2017. Employee training and client education is conducted on an ongoing bases, to demonstrate the agency's care and concern for the safety and wellbeing of our clients.