

# WESTERN VIRGINIA REGIONAL JAIL

*Serving the City of Salem and the Counties of  
Franklin, Montgomery, and Roanoke*



## Sexual Violence Annual Report

Data in this report reflects calendar year 2014: January 1, 2014 to December 31, 2014

- In December 2014, the average daily population was 714 inmates, including 518 males and 196 females
- The average daily population for the WVRJ in 2014 was 817
- There were 3,085 commitments to the WVRJ in 2014

The following definitions are utilized when discussing sexual violence and PREA:

**Allegation** – An oral, written or electronic statement that sexual abuse has occurred or might occur, that is provided to a staff member or outside agency.

**Substantiated** – An allegation investigated and determined to have occurred

**Unfounded** - An allegation investigated and determined not to have occurred

**Unsubstantiated** - An allegation that was investigated and evidence was insufficient to make a determination of substantiated or unfounded

**Sexual Misconduct** – Any act or behavior of a sexual nature directed toward an inmate by any staff member. This includes acts or attempts, including but not limited to, sexual assault, sexual harassment, sexual contact, conduct of a sexual nature and unreasonable or unnecessary invasion of privacy.

**Behavior of a sexual nature** – Includes, but is not limited to, inappropriate remarks or conversations, sexualized name calling, correspondence that suggests a romantic or sexual relationship and physical contact in a sexual manner.

**Sexual Assault** – Any contact between the sex organ of one person and the sex organ, mouth or anus of another person, or any intrusion of any part of the body of one person, or of any object into the sex organ, mouth or anus of another person, by the use of force or threat of force, against the will of the victim, or under conditions in which the perpetrator knows, or should know that the victim is mentally or physically incapable of resisting or understanding the nature of his/her conduct.



**Sexual Victimization/Sexual Violence** – All types of sexual activity: oral, anal and vaginal penetration; hand jobs; touching of the inmate’s thighs, buttocks, penis, breasts or vagina in a sexual way; abusive sexual contacts; and both willing and unwilling sexual activity with staff.

**Abusive Sexual Contact** – Unwanted contact with another inmate or any contact with staff that involves touching of the inmate’s buttocks, thighs, penis, breasts or vagina in a sexual way.

**Non-consensual Sexual Acts** – Unwanted contact with another inmate or any contact with staff that involves oral, anal or vaginal penetration, hand jobs or other sexual acts.

**Sexual Harassment** – Sexual harassment includes:

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 or detainee directed toward another; and

Repeated verbal comments or gestures of a sexual nature to an inmate or detainee 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.

Western Virginia Regional Jail policy prohibits ALL SEXUAL ACTIVITY. All allegations of sexual misconduct and/or harassment, whether inmate on inmate, staff on inmate, or inmate on staff are investigated fully and appropriate action taken. All substantiated allegations of conduct that appear to be criminal are reported to the Roanoke County Police Department for further investigation and referral to the Commonwealth Attorney for criminal charges.

During the calendar year January 1, 2014 to December 31, 2014 there were:

**Zero** allegations of inmate on inmate non-consensual acts

**Two** allegations of inmate on inmate abusive sexual contact

- Both allegations were found to be unsubstantiated.

**Four** allegations of inmate on inmate sexual harassment

- Two allegations were determined to be unfounded
- Two allegations were found to be substantiated. In both cases the perpetrator was separated from the victim(s) and institutionally charged and sanctioned according to WVRJ policies and procedures. The conduct did not rise to the level of criminal conduct; therefore this allegation was not reported to the police department or referred for criminal prosecution.

**One** allegation of staff sexual misconduct or sexual harassment

- The allegation was determined to be substantiated. The victim and perpetrator were separated. The perpetrator resigned before the investigation was complete, however, the matter was turned over to the police department for further investigation and resolution.