



1350 Norris Road  
Bakersfield, California 93308-2231

May 7, 2024

The Prison Rape Elimination Act (PREA) is federal legislation enacted in 2003 and finalized in 2012. It contains numerous requirements for adult and juvenile custodial facilities across the United States. The Kern County Sheriff's Office (KCSO) recognizes our responsibility to all inmates detained in our facilities, their families, and the community we serve to embrace the PREA legislation and its safety standards. To that end, KCSO has established and maintained a dedicated PREA compliance team with sufficient management and supervisory authority to ensure compliance with the PREA standards.

In 2013, KCSO committed to achieving agency certification of compliance with the PREA standards. This process began with the development of specific policies and procedures, training for all personnel, and a review of the physical plant of each facility. In addition, agency training, procedures, and policies are routinely evaluated to ensure effectiveness and that they meet the current standard. Our goal is to increase the safety of all inmates in our custody by eliminating sexual assault, abuse, and harassment within our facilities.

### **Training**

All staff members, who work in the facilities, (deputy sheriffs, detention deputies, civilian staff, and volunteers) are required to receive ongoing annual training and instruction on PREA requirements related to their specific roles and responsibilities. Training topics include:

- Methods of prevention and detection of sexual assault, abuse, and harassment.
- Investigation of reported abuse.
- Confidentiality requirements.
- Effective communication with targeted groups lesbian, gay, bisexual, transgender, and intersex (LGBTI) individuals.
- Roles and responsibilities of first responders.

## **Investigation**

The Kern County Sheriff's Office has a longstanding commitment to addressing and investigating crimes that occur within its facilities. This includes conducting thorough investigations into any reported incidents.

To enhance the effectiveness of these investigations, supervisory staff members receive specialized training specifically designed to handle cases of sexual assault and abuse within the confinement setting. This specialized training equips them with the skills and knowledge necessary to conduct sensitive thorough investigations, ensuring that all allegations are addressed appropriately.

## **Screening**

Screening procedures include a specific series of questions asked during the intake and transfer process to help determine whether an individual is at risk of being sexually abused or who may be abusive toward other inmates. The responses to these questions assist classification personnel to determine appropriate housing for all individuals in our custody.

Additionally, PREA education on how to report sexual assault and sexual abuse is provided to the inmates in our custody using posters, and a video which is played daily in English and Spanish. These educational materials cover KCSO's zero-tolerance policy toward sexual assault, abuse, and harassment and how such incidents may be reported.

## **Counseling**

PREA requires that inmates who have reported being victims of any sexual abuse in their lives be given contact information for a Rape Crisis Center. To further our agency's commitment to PREA and to promote healing for inmate victims of sexual abuse, KCSO contracts with a sexual abuse crisis counseling service. This service is provided by the Women's Center High Desert (WCHD). These counselors provide in-person counseling at all facilities to inmates who might be suffering from the trauma of sexual abuse.

## **Audit History**

In 2015, KCSO became one of the first California agencies to be certified as a PREA-compliant agency. After spending several years implementing the PREA standards, KCSO contracted with an auditor certified by the U.S. Department of Justice to conduct the first audit of each facility. PREA audits are conducted on a triennial basis (every three years), with the first audit cycle beginning in 2013 and ending in 2015.

KCSO's certification process began in January 2015 with audits of the Central Receiving Facility (CRF), Maximum-Medium Facility, and its two substation jails in Mojave and Ridgecrest. In May 2015, the Pre-Trial and Minimum facilities began their audits.

The PREA audit process includes the auditor's review of agency policies, procedures, and practices to determine if they are in compliance with PREA standards. The purpose of the review is to ensure that our agency's approach in addressing PREA matters furthers the goal of preventing, detecting, and responding to sexual abuse in custody facilities.

The audit process includes a corrective action period in which the auditor and the PREA team work together to revise policies, procedures, or correct any identified deficiencies, if needed. This corrective action period helps ensure our agency addresses any noted issues and develops a plan for correction, ultimately ensuring that best practices are in place.

KCSO's PREA audits, compliance ratings, and reports for each of its facilities can be viewed at <https://www.kernsheriff.org/Prea>

KCSO maintains compliance certification by contracting with a certified PREA auditor for routine auditing of its facilities. In 2021, the Maximum Medium Facility, Central Receiving Facility, Pre-Trial Facility, Ridgecrest Substation, and Mojave Substation were audited by a certified Department of Justice PREA Auditor. These facilities were 100% compliant with all standards, policies, and investigations.

In 2023, the Central Receiving Facility and Maximum Medium Facility were audited by a certified Department of Justice PREA Auditor. These two facilities were 100% compliant in all 45 standards and exceeded in the following 6 standards:

- 115.13 - Supervision and monitoring**
- 115.17 – Hiring and promotion decisions**
- 115.33 - Inmate education**
- 115.34 – Specialized training Investigations**
- 115.53 - Inmate access to outside confidential support services**
- 115.71 – Criminal and administrative agency investigations**

KCSO looks forward to being a leader among California Sheriff's agencies by remaining compliant with PREA standards to keep inmates safe from sexual assault, abuse, or harassment.

#### **Summary of KCSO 2023 facility reports**

Upon the completion of an investigation and review, each allegation will be assigned one of the dispositions defined below:

- **Substantiated Allegation** - An allegation that was investigated and determined to have occurred.
- **Unfounded Allegation** - An allegation that was investigated and was determined not to have occurred.
- **Unsubstantiated Allegation** - An allegation that was investigated, and the investigation produced insufficient evidence to determine whether the incident occurred.

Below is a brief description of the types of PREA incidents that were reported.

*Sexual Harassment* – 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.

*Non-consensual sexual acts* - Inmates claimed to have been sexually assaulted either with force or pressure

*Abusive sexual contact* – Inmates claimed to have been sexually touched by another inmate.

*Staff sexual harassment* – Repeated verbal statements, comments, or gestures of a sexual nature to an inmate by an employee, volunteer, contractor, official visitor, or other agency representative.

*Staff sexual misconduct* – Inmates alleged staff inappropriately assaulted or sexually abused.

### **Central Receiving Facility**

KCSO's Central Receiving Facility (CRF) 2023 report showed an overall decrease in reported non-consensual sexual acts, abuse, and harassment allegations from the previous year. In 2022, there were twelve (12) reported incidents, and in 2023 there were eight (8) reported incidents. The eight (8) incidents reported in 2023 are listed below with a brief synopsis:

*For inmate privacy and confidentiality, all personal identifying information has been redacted in this report.*

#### **One unfounded report of non-consensual sexual act:**

The reporting male victim alleged he had been sexually assaulted the last time he was in KCSO custody; however, he did not report it. The victim claimed he was lying under a bench when an unknown inmate pulled down his pants and sodomized him. The incident was reviewed on the surveillance footage and investigated. The victim was never observed being sexually assaulted by an inmate. The investigation was closed as unfounded by Kern County Sheriff's Detectives. The victim was rehoused and keep-aways were placed on both inmates.

#### **One Unsubstantiated report of Abusive sexual contact:**

The reporting female victim claimed she woke up and discovered her cellmate's hand down her pants and attempting to insert a finger into her vagina. The victim told her cellmate to get away and she complied. The victim refused to prosecute and stayed anonymous. There were no witnesses to the incident. This incident was investigated by KCSO's Special Victims Unit (SVU). The investigation was closed due to the victim refusing to cooperate with the investigation. The victim was rehoused and keep-aways were placed on both inmates.

#### **Three referred to other agency reports of staff sexual misconduct were reported:**

##### **Incident #1:**

The reporting male victim alleged a Probation Officer sexually assaulted him while being searched. The victim stated he was at his girlfriend's residence when the Probation Officer grabbed his buttocks

and pulled his gym shorts away from his body, exposing his buttocks. The incident occurred outside the Kern County Sheriff's Office Jail Facilities. The incident was forwarded to the Probation Department for further investigation.

**Incident #2:**

The reporting male victim claimed he had been raped on multiple occasions by a Parole Agent for the past three years. The Parole Agent had forced him to participate in various sex acts in her car. The residence where the victim alleged these incidents occurred was located in the Bakersfield Police Department's jurisdiction. The incident was forwarded to the Bakersfield Police Department (BPD) and Bakersfield Parole Office for further investigation.

**Incident #3:**

The reporting female victim alleged she woke up and discovered a physician actively digitally penetrating her vagina while she was being treated at the Bakersfield Mercy Hospital for a suicide attempt. The victim claimed she was sedated, in and out of consciousness when the incident occurred. When the victim woke up, she noticed she had been bleeding from her vagina. The victim got dressed and left the hospital without checking out. The alleged incident occurred in the BPD's jurisdiction. The incident was forwarded to BPD for further investigation.

**One unfounded report of staff sexual misconduct was reported:**

In this incident, the reporting female victim alleged while she was housed at the Central Receiving Facility a male deputy came into her cell and sexually assaulted her. The incident was forwarded to the SVU for investigation. The investigation discovered that none of the deputies working in the facility matched the description of the deputy in question. After a thorough review of the facility surveillance footage, no deputy was seen entering the victim's cell on the night in question. The allegations were determined to be unfounded by SVU detectives.

**Two unfounded reports of staff sexual harassment were reported:**

In this incident, there was two victims involved. Two reporting male victims alleged while they were attending their court proceedings at the Metropolitan Court building, a male court deputy placed them against the wall of the hallway, and they were inappropriately searched. One victim claimed the court deputy went between his buttocks and juggled his testicles. According to the victims, the search was performed outside their clothing and the deputy never placed his hands inside their clothing. The case was forwarded to the SVU for further investigation. There was not any video surveillance footage in the area where the victims alleged the incident occurred. The allegations were determined to be unfounded by the SVU detectives.

**Mojave and Ridgecrest Substations**

KCSO's Ridgecrest Substation did not receive any reports of sexual abuse. The Ridgecrest Facility has not received or housed inmates since June 30, 2016. In addition, the Mojave Substation did not receive any PREA complaints in 2023.

### **Lerdo Minimum Facility**

For the 2023 report year, KCSO's Minimum Facility did not house any inmates. Thus, no reports of sexual abuse were reported. However, the facility will be audited once during every three-year audit cycle to maintain PREA certification.

### **Lerdo Maximum-Medium Facility**

KCSO's Maximum-Medium Facility had no sexual abuse or sexual harassment incidents in 2023. The Maximum-Medium does not house inmates. However, the facility is now being used as a booking facility for federal contract inmates and a place to conduct virtual federal court appointments Monday through Friday.

### **Lerdo Pre-Trial Facility**

KCSO's Pre-Trial Facility showed an overall decrease in reported non-consensual sexual acts, abuse, and harassment allegations from the previous year. In 2022, there were seventeen (17) reported incidents, and in 2023 there were ten (10). As KCSO's largest detention facility, Pre-Trial contains male and female housing units and a full infirmary.

The Pre-Trial facility currently houses General Population, Protective Custody, and Administratively Segregated inmates. In addition, the Pre-Trial Facility also houses the Admission, Evaluation, and Stabilization (AES) center. The AES center is a state-contracted program to evaluate and restore individuals who have been determined to be incompetent to stand trial. The ten (10) incidents reported in 2023 are listed below with a brief synopsis.

*For inmate privacy and confidentiality, all personal identifying information has been redacted.*

### **Two unfounded reports of non-consensual sexual acts:**

#### **Incident #1:**

The reporting female victim alleged that during lockdown, an unknown subject came into her cell and sexually assaulted her. The victim stated she did not remember what exactly happened. The facility surveillance footage was thoroughly reviewed, and it showed no one had entered the victim's cell during the time in question. Detectives determined this incident to be unfounded.

#### **Incident #2:**

The reporting female victim called BPD dispatch from her cell in the infirmary. The victim alleged she was sexually assaulted by one of the five people who came into her cell. The victim could only identify the suspect as a male. The incident was forwarded to the SVU for further investigation. The investigation revealed the victim had been housed by herself during at the time the alleged incident occurred. After thoroughly reviewing facility surveillance footage and evidence, detectives determined this incident to be unfounded.

### **Three unfounded reports of abusive sexual contact were reported:**

#### **Incident #1:**

The reporting victim who identified as a transgender female claimed two inmates came into her cell and sexually assaulted her. During the assault, the suspects attempted to pull her pants down. The facility surveillance footage revealed that the victim had assaulted the two alleged suspects from behind. At no time were any of the involved inmates seen attempting to pull down the victim's pants. This case was closed as unfounded due to the surveillance footage revealing the victim's allegations to be false.

**Incident #2:**

The reporting female victim alleged she was kissed on the neck and groped by another inmate in her cell. The inmate was taken to SART Center where a sexual assault kit was performed. During the investigation, the facility surveillance footage was reviewed. The suspect the victim identified was never observed entering the victim's cell at any time. The sexual assault kit with the DNA analysis found no other DNA. SVU detectives closed the case as unfounded due to the lack of evidence. The victim was rehoused and keep-aways were placed on both inmates.

**Incident #3:**

The reporting female victim alleged someone came into her cell and sexually assaulted her. The victim did not know who entered her cell and said the incident occurred after lock-down. The victim was housed in a cell by herself. The facility surveillance footage was reviewed, which revealed no one entered the victim's cell at any time. The victim suffers from a long history of mental illness. A Correctional Behavior Health referral was submitted on the victim's behalf. The case was closed as unfounded due to the surveillance footage revealing the victim's allegations to be false.

**One unfounded report of sexual harassment:**

The reporting male victim alleged that female transgender inmate exposed her genitalia to him through the window of his cell door. Both the suspect and victim were administratively separated. According to the victim, there was never any physical contact between them. After a review of the facility surveillance footage, the suspect is not seen exposing her genitalia to the victim. Keep-aways were placed between both inmates and the suspect was rehoused. The incident was closed as unfounded.

**One unsubstantiated report of sexual harassment:**

The reporting victim identified as female transgender alleged another inmate had threatened her and called her derogatory names. Both the suspect and victim are classified as administrative separated. After the investigating officer reviewed the facility surveillance footage, it was discovered that the victim was the aggressor and was observed yelling profanities and derogatory statements toward the other inmate. Due to the inmates being on administrative separation, at no time did they come into physical contact with each other. The suspect was rehoused and keep-aways were placed between the inmates. The investigation was closed as unsubstantiated.

**Three unfounded reports of Staff sexual harassment:**

**Incident #1:**



The reporting female victim alleged that while she was in the shower, a female deputy kicked the shower door open and questioned her. After reviewing the facility surveillance footage, it was discovered that the female deputy never kicked the shower door open or looked in the shower. The investigation was closed as unfounded due to evidence discovered in the surveillance footage contradicting the victim's statement.

**Incident #2:**

The reporting male victim alleged that a female deputy looked inside his cell during a security check for an extended period using a flashlight while he was nude. The victim claimed the female deputy also made rude comments toward him during this time as well. The incident was forwarded to SVU for further investigation. The incident was also investigated administratively by the Internal Affairs Unit. During the investigations, it was discovered that the facility surveillance footage contradicted the victim's statement and that the female deputy spent minimal time at the victim's cell door. Additionally, the female deputy was not heard making any rude comments during the incident. The incident was closed as unfounded due to the evidence provided by the surveillance footage.

**Incident #3:**

The reporting male victim alleged he was stripped searched in a unit by a deputy prior to his medical appointment. The incident was forwarded to SVU for further investigation. During the investigation, it was discovered that the facility surveillance footage contradicted the victim's statement. The victim was never stripped searched during the incident. The incident was closed as unfounded due to evidence provided by the facility surveillance footage.

**Lerdo Justice Facility**

KCSO's Justice Facility report for 2023 showed an overall slight decrease in reported PREA non-consensual sexual acts, abuse, and harassment allegations from the previous year. In 2022 there were nine (9) reported incidents, and in 2023 there were eight (8) reported incidents. The Justice Facility is built to modern standards with the most current technology and security features. This facility currently houses the male General Population, Protective Custody, Administratively Segregated inmates, and has a full infirmary. The eight (8) reported incidents are listed below with a brief synopsis.

*For inmate privacy and confidentiality, all personal identifying information has been redacted.*

**One victim refused to cooperate investigation non-consensual inmate-on-inmate act was reported:**

During the booking process, the inmate answered "yes" to PREA question, "Have you experienced any type of sexual assault, sexual abuse, or sexual harassment at the facility you just came from." The victim explained the incident occurred the last time he was in custody. The victim was unable to provide a specific date or time frame for when the incident occurred. The inmate then refused to elaborate on the details of the incident and wished to not report the incident. The investigating officer closed the investigation due to the victim refusing to cooperate.



**Two unsubstantiated sexual harassment incident was reported:**

**Incident #1:**

The reporting male victim alleged his cellmate asked to see him nude. The victim refused. The suspect was interviewed and stated that his cellmate said he was suicidal. The suspect then told his cellmate to push the intercom button to receive help. The reporting inmate refused to further cooperate with the investigation. The facility surveillance footage was reviewed but the allegations could not be substantiated or disproven. Keep-aways were placed between both inmates and they were rehoused. The case was closed as unsubstantiated.

**Incident #2:**

The reporting transgender female victim alleged an inmate exposed his penis through the window of his cell while making sexual statements toward her. Both the suspect and reporting inmate are housed as administratively separated inmates. According to the reporting victim, there was never any physical contact between them. The reporting victim refused to file criminal charges against the suspect. The investigating officer did not observe any sexual harassment between the inmates. Keep-aways were placed between both inmates and the victim was rehoused as per her request. The case was closed as unsubstantiated due to the lack of evidence.

**Three unfounded reports of staff sexual misconduct:**

**Incident #1:**

The reporting male victim alleged he was raped by someone or an unknown deputy while he was asleep in his cell. After the incident was investigated, it was discovered the inmate was housed in the infirmary on suicide watch by himself. The investigating officer reviewed the facility surveillance footage for the night in question and never witnessed anyone enter the inmate's cell. The incident was closed as unfounded.

**Incident #2:**

The reporting female victim alleged she was being raped by the Sheriff's Office through the cell intercom. The victim would not elaborate and refused to talk to anyone regarding the incident. A Correctional Behavior Health referral was submitted on the inmate's behalf. After the investigation, the incident was closed as unfounded.

**Incident #3:**

The reporting male victim alleged a deputy inappropriately touched him during the booking process and watched him while he changed clothes. The case was forwarded to SVU for further investigation. The facility surveillance footage revealed the deputy never touched the inmate inappropriately and never watched the inmate get dressed. The inmate was placed in a dress-out stall with a privacy curtain while he changed his clothing. SVU closed the incident as unfounded due to the surveillance footage contradicting the inmate's statement.

**Two unfounded staff sexual harassment incident was reported:**

**Incident #1:**

The reporting male victim alleged he felt a deputy was sexually harassing him because he constantly searched his cell and looked between his legs for contraband while he was on the toilet. The incident was forwarded to SVU for further investigation. The facility surveillance footage was reviewed, which contradicted the inmate's allegations. The investigating officer never saw the deputy enter the unit or conduct a search of the inmate's cell. SVU detectives determined the incident to be unfounded.

**Incident #2:**

The reporting male victim alleged when he and another inmate approached a deputy to ask him a question, the deputy responded by telling them to lock down or he would feel up on them. The incident was forwarded to SVU. At the conclusion of the investigation, the surveillance footage revealed there was contradictory evidence proving the deputy never made the statement alleged by the victim. The other inmate refused to provide a statement. Due to the lack of substantiated evidence, the incident was closed as unfounded.

The allegations against staff have been thoroughly investigated by KCSO's Special Victims Unit (SVU) and were deemed unfounded or unsubstantiated based on all available evidence.

Each of KCSO's 2023 facility reports can be viewed at <https://www.kernsheriff.org/Prea>

**Conclusion**

In conclusion, KCSO investigated a total of twenty-six (26) incidents in 2023. The video facility surveillance systems at all facilities have proven to be an excellent tool for our investigators by providing evidence to substantiate or disprove allegations and act as a deterrent for criminal activity. The total number of reports in 2023 decreased from the previous year's total of thirty-eight (38).

KCSO is still experiencing inmates making false allegations in an attempt to be rehoused in their preference housing. There can be many reasons, but the most common cause seems to be some inmates want to be housed with friends or escape debts they have incurred with other inmates in their housing unit. Although these false allegations are still occurring, it should be noted all allegations are investigated thoroughly as part of our commitment to preventing, detecting, and responding to sexual abuse and harassment in our facilities. The Kern County Sheriff's Office maintains its zero-tolerance commitment to preventing sexual abuse and sexual harassment within our jail facilities.

The KCSO PREA Compliance team continues to look for ways to improve our PREA program by reviewing policies, thoroughly investigating reported incidents, and valuing input from our auditors to identify and address any areas where we can improve KCSO's PREA program. We remain optimistic that continued enforcement of the PREA standards, combined with our inmate educational programs, will help us decrease and/or eliminate all forms of nonconsensual sexual acts, sexual abuse, and sexual harassment within our facilities.

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Sincerely,

Donny Youngblood, Sheriff-Coroner

A handwritten signature in blue ink, appearing to be 'Donny Youngblood', with a stylized, cursive script.

By: Cindy Cisneros, Chief Deputy

Detentions Bureau



## KERN COUNTY SHERIFF'S OFFICE ANNUAL PREA CENTRAL RECEIVING FACILITY REVIEW REPORT

This report utilizes definitions of "sexual abuse" and "sexual abuse" by a staff member, contractor, or volunteer as provided by 28 C.F.R. §115.6 in the *National Standards to Prevent, Detect, and Respond to Prison Rape* (under the Prison Rape Elimination Act of 2003).

**NONCONSENSUAL SEXUAL ACTS** – Sexual contact of any person without his or her consent, or of a person who is unable to consent or refuse;

- AND** - Contact between the penis and the vulva or the penis and the anus including penetration, however slight;
- OR** - Contact between the mouth and the penis, vulva, or anus;
- OR** - Penetration of the anal or genital opening of another person, however slight, by a hand, finger, object, or other instrument.

**ABUSIVE SEXUAL CONTACT** – Sexual contact of any person without his or her consent, or of a person who is unable to consent or refuse;

- AND** - Intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh, or buttocks of any person;
- Excluding incidents in which contact incidental to a physical altercation.

**SEXUAL HARASSMENT** - 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.

**STAFF SEXUAL MISCONDUCT** – Any behavior or act of a sexual nature directed toward an inmate by an employee, volunteer, contractor, official visitor or other agency representative. Sexual relationships of a romantic nature between staff and inmates are included in this definition. Consensual or nonconsensual sexual acts include;

- Intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh, or buttocks that is unrelated to official duties or with the intent to abuse; arouse, or gratify sexual desire;
- OR** - Completed, attempted, threatened, or requested sexual acts;
- OR** - Occurrences of indecent exposure, invasion of privacy, or staff voyeurism for reasons unrelated to official duties or for sexual gratification.

**STAFF SEXUAL HARASSMENT** – Repeated verbal statements, comments or gestures of a sexual nature to an inmate by an employee, volunteer, contractor, official visitor, or other agency representative include;

- Demeaning references to gender; or sexually suggestive or Derogatory comments about body or clothing;
- OR** - Repeated profane or obscene language or gestures.

In accordance with the Prison Rape Elimination Act of 2003 (PREA) standards below;

**§ 115.87 Data collection.**

(a) *The agency shall collect accurate, uniform data for every allegation of sexual abuse at facilities under its direct control using a standardized instrument and set of definitions.*

(b) *The agency shall aggregate the incident-based sexual abuse data at least annually.*

(c) *The incident-based data collected shall include, at a minimum, the data necessary to answer all questions from the most recent version of the Survey of Sexual Violence conducted by the Department of Justice.*

**§ 115.88 Data review for corrective action.**

(3) *Preparing an annual report of its findings and corrective actions for each facility, as well as the agency as a whole.*

(b) *Such report shall include a comparison of the current year's data and corrective actions with those from prior years and shall provide an assessment of the agency's progress in addressing sexual abuse.*

(c) *The agency's report shall be approved by the agency head and made readily available to the public through its website or, if it does not have one, through other means.*

**There were no recommended corrective actions to request or include in this report.**

**This report provides information about reported incidents of sexual abuse, assault or harassment of inmates in the custody of the Kern County Sheriff's jail facilities.**

**Facility:** CRF                      **Average daily inmates:** 195  
**This period:** 1/1/23      to    12/31/23                      **Prior period:** 1/1/22      to    12/31/22

<b>Prior year reported allegations of inmate-on-inmate nonconsensual sexual acts:</b> 0	
<b>This year reported allegations of inmate-on-inmate NONCONSENSUAL SEXUAL ACTS:</b> 3	
<b>Prior year substantiated:</b> 0	<b>Prior year unsubstantiated:</b> 0
<b>This year substantiated:</b> 0	<b>This year unsubstantiated:</b> 2
The event was investigated and determined to have occurred, based on a preponderance of the evidence.	The investigation concluded that evidence was insufficient to determine whether or not the event occurred.
<b>Prior year unfounded:</b> 0	<b>Prior year investigation ongoing:</b> 0
<b>This year Unfounded:</b> 1	<b>This year investigation ongoing:</b> 0
The investigated determined that the event did NOT occur.	Evidence is still being gathered, processed or evaluated, and a final determination has not yet been made.

<b>Prior year reported allegations of inmate-on-inmate abusive sexual contact:</b> 1	
<b>This year reported allegations of inmate-on-inmate ABUSIVE SEXUAL CONTACT:</b> 1	
<b>Prior year substantiated:</b> 0	<b>Prior year unsubstantiated:</b> 1
<b>This year substantiated:</b> 0	<b>This year unsubstantiated:</b> 1
<b>Prior year unfounded:</b> 0	<b>Prior year investigation ongoing:</b> 0
<b>This year unfounded:</b> 0	<b>This year investigation ongoing:</b> 0

Prior year reported allegations of inmate-on-inmate sexual harassment: 4

This year reported allegations of inmate-on-inmate SEXUAL HARASSMENT: 0

Prior year substantiated: 1

Prior year unsubstantiated: 3

This year substantiated: 0

This year unsubstantiated: 0

Prior year unfounded: 0

Prior year investigation ongoing: 0

This year unfounded: 0

This year investigation ongoing: 0

Prior year reported allegations of staff sexual misconduct: 5

This year reported allegations of STAFF SEXUAL MISCONDUCT: 4

Prior year substantiated: 0

Prior year unsubstantiated: 3

This year substantiated: 0

This year unsubstantiated: 3

Prior year unfounded: 2

Prior year investigation ongoing: 0

This year unfounded: 1

This year investigation ongoing: 0

Prior year reported allegations of staff sexual harassment: 2

This year reported allegations of STAFF SEXUAL HARASSMENT: 2

Prior year substantiated: 0

Prior year unsubstantiated: 0

This year substantiated: 0

This year unsubstantiated: 2

Prior year unfounded: 6

Prior year investigation ongoing: 0

This year unfounded: 0

This year investigation ongoing: 0

## Reported Incident Information – Victim Section

		Prior year	This year			Prior year	This year
Number of allegations in specific locations	Victims' cell:	7	3	Times of specific incidents	Morning (6 a.m. to noon)	2	3
	Perpetrator's cell:	0	0		Afternoon (noon to 6 p.m.)	3	1
	Dorm / multiple cell:	0	0		Evening (6 p.m. to midnight)	1	1
	Common area:	3	2		Overnight (midnight to 6 a.m.)	0	2
	Holding cell:	2	0		Time unknown	6	3
	Program area:	0	0				
	Instructional area:	0	0				
	Recreation area:	0	0				
	Medical area:	1	1				
	Staff area:	0	0				
	Offsite / in transit:	0	1				
	Other:	1	3				



		Prior year	This year			Prior year	This year
Video monitoring available	Number of allegations “yes”	4	3	Abuse victim’s gender by allegation	Male:	8	6
	Number of allegations “no”	8	7		Female:	4	4
					LGBTQ:	1	0

Abuse victim's age by specific allegation	18 – 24:	2	2	Abuse victim’s ethnicity / race by allegation	White:	6	4
	25 – 29:	1	2		Black:	3	6
	30 – 34:	3	2		Hispanic:	3	0
	35 – 39:	2	2		American Indian:	0	0
	40 – 44:	1	1		Asian:	0	0
	45 – 54:	2	0		Pacific Islander:	0	0
	55 or older:	1	1		Other:	0	0

### Alleged Perpetrator Section

		Prior year	This year			Prior year	This year
Physical injuries reported	Number of allegations “yes”	1	1	Perpetrator’s gender by allegation	Male:	8	6
	Number of allegations “no”	11	9		Female	2	3
					LGBTQ:	1	0
					Unknown	1	1

Perpetrator’s age by specific allegation	18 – 24:	0	0	Perpetrator’s ethnicity / race by allegation	White:	2	0
	25 – 29:	1	2		Black:	2	1
	30 – 34:	1	1		Hispanic:	1	3
	35 – 39:	0	0		American Indian:	0	0
	40 – 44:	0	0		Asian:	0	0
	45 – 54:	1	0		Pacific Islander:	0	0
	55 or older:	0	1		Other:	0	0
	Unknown-not identified:	9	6		Unknown-not identified:	9	9



Nature of incident	Voluntary sexual contact between inmates:	0	0	Type of force or pressure used by perpetrator on the victim (staff allegations not included)	Persuasion, talked into sexual activity:	0	0
	Sexual harassment:	1	0		Bribery or blackmail:	0	0
	Indecent exposure, masturbation, or voyeurism:	1	0		Sexual harassment, sexual innuendo, verbal comments:	2	0
	Horseplay:	0	0		Threatened w/weapon:	0	0
	Repeated, unwelcome sexual advances, requests for sexual favors:	1	0		Surprised victim w/unwanted touching, grabbing, groping, or victim was asleep:	0	0
	Unwanted touching for sexual gratification or abusive sexual contact:	1	0		Gave victim drugs or alcohol:	0	0
	Pressure, coercion w/o force resulting in a nonconsensual sexual act:	0	0		Offered protection from other inmates:	0	0
	Physical force or threat of force resulting in a nonconsensual sexual act:	0	3		Threatened with physical harm:	1	0
	Other:	1	0		Physically harmed or injured:	0	0
					Physically held victim down or restrained:	0	1
					Other:	2	2

## Staff Section

Staff	Prior year		This year	Staff employment status	Prior year		This year
	Allegations against staff	6	6		Full / part time paid:	2	2
	Male:	4	4		Contract / vendor:	1	0
	Female:	2	2		Volunteer / intern:	0	0
	Unknown:	0	0		Other:	0	0

Staff age by allegation	18 – 24:	0	0	Staff ethnicity / race by allegation	White:	3	0
	25 – 29:	1	2		Black:	0	1
	30 – 34:	0	0		Hispanic:	0	1
	35 – 39:	1	0		American Indian:	0	0
	40 – 44:	0	0		Asian:	0	0
	45 – 54:	1	0		Pacific Islander:	0	0
	55 or older:	0	0		Other:	0	2

	Unknown-not identified:	4	2		Unknown-not identified:	4	2
Nature of allegation or incident involving staff		Prior year	This year	Position of staff for allegation or incident		Prior year	This year
	Physical force resulting in nonconsensual sexual act:	0	2		Administrator, assistant, other in administrative position:	0	0
	Sexual harassment	1	0		Deputy, Detentions Deputy, supervisory staff:	5	5
	Indecent exposure, invasion of privacy, voyeurism for sexual gratification:	1	0		Clerical, receptionist, other administrative support staff:	0	0
	Unwanted touching for sexual gratification:	5	4		Maintenance, kitchen, drivers, other facility support staff:	0	0
	Wrote letters, showed pictures, offered gifts or special privileges to inmate:	0	0		Health care staff; doctors, counselors, dentist, psychiatrists, psychologists, nurses:	1	0
	Sexual relationship between inmate and staff that appeared to be consensual:	0	0		Education staff; instructors, teachers, librarians:	0	0
					Other staff; Chaplain, volunteers, etc.	1	1

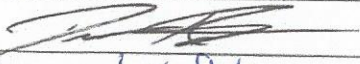
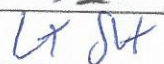
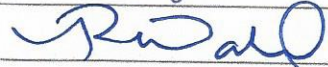
## Sanctions / Corrective Actions

			Prior year	This year				Prior year	This year
Perpetrator sanctions	Transferred to other housing unit or facility:		0	0	Staff / employee sanctions	Sent to training or counseling:		0	0
	Administratively segregated:		1	0		Reprimanded or discipline:		0	0
	Disciplinary isolation, or loss of visits / commissary:		0	0		Demoted or temporary suspension:		0	0
	Reclassified to higher security level:		1	0		Discharged, contract cancelled or not renewed:		0	0
	Released prior to investigation conclusion:		0	0		Administrative leave, referred for prosecution:		0	0
	No action, victim refused to identify:		0	0		Staff resigned prior to investigation conclusion:		0	0

	No action, victim refused to participate in investigation:	1	1		Convicted, plea deal, or sentenced, employment terminated:	0	0
	Other – perpetrator not identified:	2	3		No staff sanctions due to unfounded incidents:	7	6

**Comments:** The lack of victim cooperation has impeded criminal proceedings and disciplinary actions. Analysis of these reported incidents have indicated that incarcerated individuals exploit PREA guidelines to influence their housing and classification status while in custody. The Kern County Sheriff's Office enforces a strict zero-tolerance policy against any instance of sexual abuse or harassment toward our incarcerated population and treats all accusations seriously. Investigations into these matters are thoroughly conducted, regardless of the cooperation from reporting victim.

<b>Facility changes needed, or reasoning if none</b>	No changes are needed at this time. The Central Receiving Facility is used as a court holding facility. Cameras have been installed throughout the facility and units. Video surveillance acts as a deterrent and assists us in detecting and identifying sexual abuse or harassment incidents in all KCSO facilities.
<b>Agency changes needed, or reasoning if none</b>	No specific agency changes are necessary as we continue to meet all standards and reasonable measures are in place to prevent, detect, and eliminate all forms of sexual assault, abuse, and harassment. The PREA compliance team will continue to look for areas of improvement and implement changes as needed.

<b>Facility manager:</b>	Lieutenant D. Rutter 	<b>Date:</b> 7/24/2024
<b>PREA Coordinator:</b>	Lieutenant J. Hernandez 	<b>Date:</b> 7-31-24
<b>Agency head or designee:</b>	Commander R. Wahl 	<b>Date:</b> 8/1/2024



## KERN COUNTY SHERIFF'S OFFICE ANNUAL PREA FACILITY REVIEW REPORT

This report utilizes definitions of "sexual abuse" and "sexual abuse" by a staff member, contractor, or volunteer as provided by 28 C.F.R. §115.6 in the *National Standards to Prevent, Detect, and Respond to Prison Rape* (under the Prison Rape Elimination Act of 2003).

**NONCONSENSUAL SEXUAL ACTS** – Sexual contact of any person without his or her consent, or of a person who is unable to consent or refuse;

- AND** - Contact between the penis and the vulva or the penis and the anus including penetration, however slight;
- OR** - Contact between the mouth and the penis, vulva, or anus;
- OR** - Penetration of the anal or genital opening of another person, however slight, by a hand, finger, object, or other instrument.

**ABUSIVE SEXUAL CONTACT** – Sexual contact of any person without his or her consent, or of a person who is unable to consent or refuse;

- AND** - Intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh, or buttocks of any person;
- Excluding incidents in which contact incidental to a physical altercation.

**SEXUAL HARASSMENT** - 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.

**STAFF SEXUAL MISCONDUCT** – Any behavior or act of a sexual nature directed toward an inmate by an employee, volunteer, contractor, official visitor or other agency representative. Sexual relationships of a romantic nature between staff and inmates are included in this definition. Consensual or nonconsensual sexual acts include;

- Intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh, or buttocks that is unrelated to official duties or with the intent to abuse; arouse, or gratify sexual desire;
- OR** - Completed, attempted, threatened, or requested sexual acts;
- OR** - Occurrences of indecent exposure, invasion of privacy, or staff voyeurism for reasons unrelated to official duties or for sexual gratification.

**STAFF SEXUAL HARASSMENT** – Repeated verbal statements, comments or gestures of a sexual nature to an inmate by an employee, volunteer, contractor, official visitor, or other agency representative include;

- Demeaning references to gender; or sexually suggestive or Derogatory comments about body or clothing;
- OR** - Repeated profane or obscene language or gestures.

In accordance with the Prison Rape Elimination Act of 2003 (PREA) standards below;

**§ 115.87 Data collection.**

- (a) *The agency shall collect accurate, uniform data for every allegation of sexual abuse at facilities under its direct control using a standardized instrument and set of definitions.*
- (b) *The agency shall aggregate the incident-based sexual abuse data at least annually.*
- (c) *The incident-based data collected shall include, at a minimum, the data necessary to answer all questions from the most recent version of the Survey of Sexual Violence conducted by the Department of Justice.*

**§ 115.88 Data review for corrective action.**

- (3) *Preparing an annual report of its findings and corrective actions for each facility, as well as the agency as a whole.*
- (b) *Such report shall include a comparison of the current year's data and corrective actions with those from prior years and shall provide an assessment of the agency's progress in addressing sexual abuse.*
- (c) *The agency's report shall be approved by the agency head and made readily available to the public through its website or, if it does not have one, through other means.*

**There were no recommended corrective actions to request or include in this report.**

**This report provides information about reported incidents of sexual abuse, assault or harassment of inmates in the custody of the Kern County Sheriff's jail facilities.**

**Facility:** Mojave Jail      **Average daily inmates:** 3

**This period:** 1/1/23      to      12/31/23      **Prior period:** 1/1/22      to      12/31/22

**Prior year reported allegations of inmate-on-inmate nonconsensual sexual acts:** 0

**This year reported allegations of inmate-on-inmate NONCONSENSUAL SEXUAL ACTS:** 0

**Prior year substantiated:** 0

**Prior year unsubstantiated:** 0

**This year substantiated:** 0

**This year unsubstantiated:** 0

The event was investigated and determined to have occurred, based on a preponderance of the evidence.

The investigation concluded that evidence was insufficient to determine whether or not the event occurred.

**Prior year unfounded:** 0

**Prior year investigation ongoing:** 0

**This year Unfounded:** 0

**This year investigation ongoing:** 0

The investigated determined that the event did NOT occur.

Evidence is still being gathered, processed or evaluated, and a final determination has not yet been made.

**Prior year reported allegations of inmate-on-inmate abusive sexual contact:** 0

**This year reported allegations of inmate-on-inmate ABUSIVE SEXUAL CONTACT:** 0

**Prior year substantiated:** 0

**Prior year unsubstantiated:** 0

**This year substantiated:** 0

**This year unsubstantiated:** 0

**Prior year unfounded:** 0

**Prior year investigation ongoing:** 0

**This year unfounded:** 0

**This year investigation ongoing:** 0

Prior year reported allegations of inmate-on-inmate sexual harassment: 0

**This year reported allegations of inmate-on-inmate SEXUAL HARASSMENT: 0**

Prior year substantiated: 0

Prior year unsubstantiated: 0

**This year substantiated: 0**

**This year unsubstantiated: 0**

Prior year unfounded: 0

Prior year investigation ongoing: 0

**This year unfounded: 0**

**This year investigation ongoing: 0**

Prior year reported allegations of staff sexual misconduct: 0

**This year reported allegations of STAFF SEXUAL MISCONDUCT: 0**

Prior year substantiated: 0

Prior year unsubstantiated: 0

**This year substantiated: 0**

**This year unsubstantiated: 0**

Prior year unfounded: 0

Prior year investigation ongoing: 0

**This year unfounded: 0**

**This year investigation ongoing: 0**

Prior year reported allegations of staff sexual harassment: 0

**This year reported allegations of STAFF SEXUAL HARASSMENT: 0**

Prior year substantiated: 0

Prior year unsubstantiated: 0

**This year substantiated: 0**

**This year unsubstantiated: 0**

Prior year unfounded: 0

Prior year investigation ongoing: 0

**This year unfounded: 0**

**This year investigation ongoing: 0**



## Reported Incident Information – Victim Section

Number of allegations in specific locations		Prior year	This year	Times of specific incidents		Prior year	This year
	Victims' cell:	0	0		Morning (6 a.m. to noon)	0	0
	Perpetrator's cell:	0	0		Afternoon (noon to 6 p.m.)	0	0
	Dorm / multiple cell:	0	0		Evening (6 p.m. to midnight)	0	0
	Common area:	0	0		Overnight (midnight to 6 a.m.)	0	0
	Holding cell:	0	0		Time unknown	0	0
	Program area:	0	0				
	Instructional area:	0	0				
	Recreation area:	0	0				
	Medical area:	0	0				
	Staff area:	0	0				
	Offsite / in transit:	0	0				
	Other:	0	0				

Video monitoring available		Prior year	This year	Abuse victim's gender by allegation		Prior year	This year
	Number of allegations "yes"	0	0		Male:	0	0
	Number of allegations "no"	0	0		Female:	0	0
					LGBTQ:	0	0

Abuse victim's age by specific allegation	18 – 24:	0	0	Abuse victim's ethnicity / race by allegation	White:	0	0
	25 – 29:	0	0		Black:	0	0
	30 – 34:	0	0		Hispanic:	0	0
	35 – 39:	0	0		American Indian:	0	0
	40 – 44:	0	0		Asian:	0	0
	45 – 54:	0	0		Pacific Islander:	0	0
	55 or older:	0	0		Other:	0	0



## Alleged Perpetrator Section

		Prior year	This year			Prior year	This year
Physical injuries reported	Number of allegations "yes"	0	0	Perpetrator's gender by allegation	Male:	0	0
	Number of allegations "no"	0	0		Female	0	0
					LGBTQ:	0	0

Perpetrator's age by specific allegation	18 – 24:	0	0	Perpetrator's ethnicity / race by allegation	White:	0	0
	25 – 29:	0	0		Black:	0	0
	30 – 34:	0	0		Hispanic:	0	0
	35 – 39:	0	0		American Indian:	0	0
	40 – 44:	0	0		Asian:	0	0
	45 – 54:	0	0		Pacific Islander:	0	0
	55 or older:	0	0		Other:	0	0

Nature of incident	Voluntary sexual contact between inmates:	0	0	Type of force or pressure used by perpetrator on the victim	Persuasion, talked into sexual activity:	0	0
	Sexual harassment:	0	0		Bribery or blackmail:	0	0
	Indecent exposure, masturbation, or voyeurism:	0	0		Sexual harassment, sexual innuendo, verbal comments:	0	0
	Horseplay:	0	0		Threatened w/weapon:	0	0
	Repeated, unwelcome sexual advances, requests for sexual favors:	0	0		Surprised victim w/unwanted touching, grabbing, groping, or victim was asleep:	0	0
	Unwanted touching for sexual gratification or abusive sexual contact:	0	0		Gave victim drugs or alcohol:	0	0
	Pressure, coercion w/o force resulting in a nonconsensual sexual act:	0	0		Offered protection from other inmates:	0	0
	Physical force or threat of force resulting in a nonconsensual sexual act:	0	0		Threatened with physical harm:	0	0
	Other:	0	0		Physically harmed or injured:	0	0
					Physically held victim down or restrained:	0	0
					Other:	0	0

## Staff Section

Staff	Prior year		This year	Staff employment status	Prior year		This year
	Allegations against staff	0	0		Full / part time paid:	0	0
	Male:	0	0		Contract / vendor:	0	0
	Female:	0	0		Volunteer / intern:	0	0
				Other:			

Staff age by allegation	18 – 24:	0	0	Staff ethnicity / race by allegation	White:	0	0
	25 – 29:	0	0		Black:	0	0
	30 – 34:	0	0		Hispanic:	0	0
	35 – 39:	0	0		American Indian:	0	0
	40 – 44:	0	0		Asian:	0	0
	45 – 54:	0	0		Pacific Islander:	0	0
	55 or older:	0	0		Other:	0	0

Nature of allegation or incident involving staff	Prior year		This year	Position of staff for allegation or incident	Prior year		This year
	Physical force resulting in nonconsensual sexual act:	0	0		Administrator, assistant, other in administrative position:	0	0
	Pressure or abuse of power resulting in nonconsensual sexual act:	0	0		Deputy, Detentions Deputy, supervisory staff:	0	0
	Indecent exposure, invasion of privacy, voyeurism for sexual gratification:	0	0		Clerical, receptionist, other administrative support staff:	0	0
	Unwanted touching for sexual gratification:	0	0		Maintenance, kitchen, drivers, other facility support staff:	0	0
	Wrote letters, showed pictures, offered gifts or special privileges to inmate:	0	0		Health care staff; doctors, counselors, dentist, psychiatrists, psychologists, nurses:	0	0
	Sexual relationship between inmate and staff that appeared to be consensual:	0	0		Education staff; instructors, teachers, librarians:	0	0
				Other staff; Chaplain, volunteers, etc.			

## Sanctions / Corrective Actions

			Prior year	This year				Prior year	This year
Perpetrator sanctions	Transferred to other housing unit or facility:		0	0	Staff / employee sanctions	Sent to training or counseling:		0	0
	Administratively segregated:		0	0		Reprimanded or discipline:		0	0
	Disciplinary isolation, or loss of visits / commissary, :		0	0		Demoted or temporary suspension:		0	0
	Reclassified to higher security level:		0	0		Discharged, contract cancelled or not renewed:		0	0
	Released prior to investigation conclusion:		0	0		Administrative leave, referred for prosecution:		0	0
	No action, victim refused to identify:		0	0		Staff resigned prior to investigation conclusion:		0	0
	No action, victim refused to participate in investigation:		0	0		Convicted, plea deal, or sentenced, employment terminated:		0	0
	Other this year:	N/A					Other this year:	N/A	

<b>Comments:</b>	There was not any reported sexual harassment or sexual abuse incidents for this year. The Mojave Facility is used as a holding facility and temporarily houses incarcerated persons until they are transferred to Bakersfield. The Mojave Facility's PREA Compliance staff will continue to monitor operations to ensure Compliance with PREA standards and maintain Kern County Sheriff's Office's zero-tolerance policy of sexual abuse and harassment.
<b>Facility changes needed, or reasoning if none</b>	None, this agency will continue to meet all standards and reasonable measures remain in place to prevent, detect, and eliminate all forms of sexual assault, abuse, and harassment. The PREA compliance team will continue to look for areas of improvement and implement changes as needed.
<b>Agency changes needed, or reasoning if none</b>	No changes needed, see comments above.

<b>Facility manager:</b>	Sergeant R. Jones	<i>Roddy</i>	<b>Date:</b> 07/29/2024
<b>PREA Coordinator:</b>	Lieutenant J. Hernandez	<i>LT JH</i>	<b>Date:</b> 7-31-24
<b>Agency head or designee:</b>	Commander R. Wahl	<i>R Wahl</i>	<b>Date:</b> 8/1/2024



## KERN COUNTY SHERIFF'S OFFICE ANNUAL PREA FACILITY REVIEW REPORT

This report utilizes definitions of "sexual abuse" and "sexual abuse" by a staff member, contractor, or volunteer as provided by 28 C.F.R. §115.6 in the *National Standards to Prevent, Detect, and Respond to Prison Rape* (under the Prison Rape Elimination Act of 2003).

**NONCONSENSUAL SEXUAL ACTS** – Sexual contact of any person without his or her consent, or of a person who is unable to consent or refuse;

- AND** - Contact between the penis and the vulva or the penis and the anus including penetration, however slight;
- OR** - Contact between the mouth and the penis, vulva, or anus;
- OR** - Penetration of the anal or genital opening of another person, however slight, by a hand, finger, object, or other instrument.

**ABUSIVE SEXUAL CONTACT** – Sexual contact of any person without his or her consent, or of a person who is unable to consent or refuse;

- AND** - Intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh, or buttocks of any person;
- Excluding incidents in which contact incidental to a physical altercation.

**SEXUAL HARASSMENT** - 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.

**STAFF SEXUAL MISCONDUCT** – Any behavior or act of a sexual nature directed toward an inmate by an employee, volunteer, contractor, official visitor or other agency representative. Sexual relationships of a romantic nature between staff and inmates are included in this definition. Consensual or nonconsensual sexual acts include;

- Intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh, or buttocks that is unrelated to official duties or with the intent to abuse; arouse, or gratify sexual desire;
- OR** - Completed, attempted, threatened, or requested sexual acts;
- OR** - Occurrences of indecent exposure, invasion of privacy, or staff voyeurism for reasons unrelated to official duties or for sexual gratification.

**STAFF SEXUAL HARASSMENT** – Repeated verbal statements, comments or gestures of a sexual nature to an inmate by an employee, volunteer, contractor, official visitor, or other agency representative include;

- Demeaning references to gender; or sexually suggestive or Derogatory comments about body or clothing;
- OR** - Repeated profane or obscene language or gestures.



In accordance with the Prison Rape Elimination Act of 2003 (PREA) standards below;

**§ 115.87 Data collection.**

- (a) *The agency shall collect accurate, uniform data for every allegation of sexual abuse at facilities under its direct control using a standardized instrument and set of definitions.*
- (b) *The agency shall aggregate the incident-based sexual abuse data at least annually.*
- (c) *The incident-based data collected shall include, at a minimum, the data necessary to answer all questions from the most recent version of the Survey of Sexual Violence conducted by the Department of Justice.*

**§ 115.88 Data review for corrective action.**

- (3) *Preparing an annual report of its findings and corrective actions for each facility, as well as the agency as a whole.*
- (b) *Such report shall include a comparison of the current year's data and corrective actions with those from prior years and shall provide an assessment of the agency's progress in addressing sexual abuse.*
- (c) *The agency's report shall be approved by the agency head and made readily available to the public through its website or, if it does not have one, through other means.*

**There were no recommended corrective actions to request or include in this report.**

**This report provides information about reported incidents of sexual abuse, assault or harassment of inmates in the custody of the Kern County Sheriff's jail facilities.**

Facility: RIDGECREST JAIL Average daily inmates: 0

This period: 1/1/23 to 12/31/23 Prior period: 1/1/22 to 12/31/22

Prior year reported allegations of inmate-on-inmate nonconsensual sexual acts: 0

**This year reported allegations of inmate-on-inmate NONCONSENSUAL SEXUAL ACTS: 0**

Prior year substantiated: 0

Prior year unsubstantiated: 0

**This year substantiated: 0**

**This year unsubstantiated: 0**

The event was investigated and determined to have occurred, based on a preponderance of the evidence.

The investigation concluded that evidence was insufficient to determine whether or not the event occurred.

Prior year unfounded: 0

Prior year investigation ongoing: 0

**This year Unfounded: 0**

**This year investigation ongoing: 0**

The investigated determined that the event did NOT occur.

Evidence is still being gathered, processed or evaluated, and a final determination has not yet been made.

Prior year reported allegations of inmate-on-inmate abusive sexual contact: 0

**This year reported allegations of inmate-on-inmate ABUSIVE SEXUAL CONTACT: 0**

Prior year substantiated: 0

Prior year unsubstantiated: 0

**This year substantiated: 0**

**This year unsubstantiated: 0**

Prior year unfounded: 0

Prior year investigation ongoing: 0

**This year unfounded: 0**

**This year investigation ongoing: 0**

Prior year reported allegations of inmate-on-inmate sexual harassment : 0

**This year reported allegations of inmate-on-inmate SEXUAL HARASSMENT : 0**

Prior year substantiated: 0

Prior year unsubstantiated: 0

**This year substantiated: 0**

**This year unsubstantiated: 0**

Prior year unfounded: 0

Prior year investigation ongoing: 0

**This year unfounded: 0**

**This year investigation ongoing: 0**

Prior year reported allegations of staff sexual misconduct : 0

**This year reported allegations of STAFF SEXUAL MISCONDUCT : 0**

Prior year substantiated: 0

Prior year unsubstantiated: 0

**This year substantiated: 0**

**This year unsubstantiated: 0**

Prior year unfounded: 0

Prior year investigation ongoing: 0

**This year unfounded: 0**

**This year investigation ongoing: 0**

Prior year reported allegations of staff sexual harassment : 0

**This year reported allegations of STAFF SEXUAL HARASSMENT : 0**

Prior year substantiated: 0

Prior year unsubstantiated: 0

**This year substantiated: 0**

**This year unsubstantiated: 0**

Prior year unfounded: 0

Prior year investigation ongoing: 0

**This year unfounded: 0**

**This year investigation ongoing: 0**

## Reported Incident Information – Victim Section

Number of allegations in specific locations		Prior year	This year	Times of specific incidents		Prior year	This year
	Victims' cell:	0	0		Morning (6 a.m. to noon)	0	0
	Perpetrator's cell:	0	0		Afternoon (noon to 6 p.m.)	0	0
	Dorm / multiple cell:	0	0		Evening (6 p.m. to midnight)	0	0
	Common area:	0	0		Overnight (midnight to 6 a.m.)	0	0
	Holding cell:	0	0		Time unknown	0	0
	Program area:	0	0				
	Instructional area:	0	0				
	Recreation area:	0	0				
	Medical area:	0	0				
	Staff area:	0	0				
	Offsite / in transit:	0	0				
	Other:	0	0				

Video monitoring available		Prior year	This year	Abuse victim's gender by allegation		Prior year	This year
	Number of allegations "yes"	0	0		Male:	0	0
	Number of allegations "no"	0	0		Female:	0	0
					LGBTQ:	0	0

Abuse victim's age by specific allegation	18 – 24:	0	0	Abuse victim's ethnicity / race by allegation	White:	0	0
	25 – 29:	0	0		Black:	0	0
	30 – 34:	0	0		Hispanic:	0	0
	35 – 39:	0	0		American Indian:	0	0
	40 – 44:	0	0		Asian:	0	0
	45 – 54:	0	0		Pacific Islander:	0	0
	55 or older:	0	0		Other:	0	0



## Alleged Perpetrator Section

		Prior year	This year			Prior year	This year
Physical injuries reported	Number of allegations "yes"	0	0	Perpetrator's gender by allegation	Male:	0	0
	Number of allegations "no"	0	0		Female	0	0
					LGBTQ:	0	0

Perpetrator's age by specific allegation	18 – 24:	0	0	Perpetrator's ethnicity / race by allegation	White:	0	0
	25 – 29:	0	0		Black:	0	0
	30 – 34:	0	0		Hispanic:	0	0
	35 – 39:	0	0		American Indian:	0	0
	40 – 44:	0	0		Asian:	0	0
	45 – 54:	0	0		Pacific Islander:	0	0
	55 or older:	0	0		Other:	0	0

Nature of incident	Voluntary sexual contact between inmates:	0	0	Type of force or pressure used by perpetrator on the victim	Persuasion, talked into sexual activity:	0	0
	Sexual harassment:	0	0		Bribery or blackmail:	0	0
	Indecent exposure, masturbation, or voyeurism:	0	0		Sexual harassment, sexual innuendo, verbal comments:	0	0
	Horseplay:	0	0		Threatened w/weapon:	0	0
	Repeated, unwelcome sexual advances, requests for sexual favors:	0	0		Surprised victim w/unwanted touching, grabbing, groping, or victim was asleep:	0	0
	Unwanted touching for sexual gratification or abusive sexual contact:	0	0		Gave victim drugs or alcohol:	0	0
	Pressure, coercion w/o force resulting in a nonconsensual sexual act:	0	0		Offered protection from other inmates:	0	0
	Physical force or threat of force resulting in a nonconsensual sexual act:	0	0		Threatened with physical harm:	0	0
	Other:	0	0		Physically harmed or injured:	0	0
					Physically held victim down or restrained:	0	0
					Other:	0	0

## Staff Section

Staff	Prior year		This year	Staff employment status	Prior year		This year
	Allegations against staff	0	0		Full / part time paid:	0	0
	Male:	0	0		Contract / vendor:	0	0
	Female:	0	0		Volunteer / intern:	0	0
					Other:	0	0

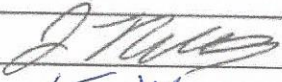

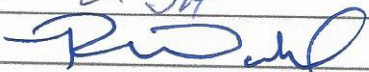
Staff age by allegation	18 – 24:	0	0	Staff ethnicity / race by allegation	White:	0	0
	25 – 29:	0	0		Black:	0	0
	30 – 34:	0	0		Hispanic:	0	0
	35 – 39:	0	0		American Indian:	0	0
	40 – 44:	0	0		Asian:	0	0
	45 – 54:	0	0		Pacific Islander:	0	0
	55 or older:	0	0		Other:	0	0

Nature of allegation or incident involving staff	Prior year		This year	Position of staff for allegation or incident	Prior year		This year
	Physical force resulting in nonconsensual sexual act:	0	0		Administrator, assistant, other in administrative position:	0	0
	Pressure or abuse of power resulting in nonconsensual sexual act:	0	0		Deputy, Detentions Deputy, supervisory staff:	0	0
	Indecent exposure, invasion of privacy, voyeurism for sexual gratification:	0	0		Clerical, receptionist, other administrative support staff:	0	0
	Unwanted touching for sexual gratification:	0	0		Maintenance, kitchen, drivers, other facility support staff:	0	0
	Wrote letters, showed pictures, offered gifts or special privileges to inmate:	0	0		Health care staff; doctors, counselors, dentist, psychiatrists, psychologists, nurses:	0	0
	Sexual relationship between inmate and staff that appeared to be consensual:	0	0		Education staff; instructors, teachers, librarians:	0	0
					Other staff; Chaplain, volunteers, etc.	0	0

Perpetrator sanctions			Previous year	This year	Staff / employee sanctions			Previous year	This year
Transferred to other housing unit or facility:		0	0	Sent to training or counseling:		0	0		
Administratively segregated:		0	0	Reprimanded or discipline:		0	0		
Disciplinary isolation, or loss of visits / commissary, :		0	0	Demoted or temporary suspension:		0	0		
Reclassified to higher security level:		0	0	Discharged, contract cancelled or not renewed:		0	0		
Released prior to investigation conclusion:		0	0	Administrative leave, referred for prosecution:		0	0		
No action, victim refused to identify:		0	0	Staff resigned prior to investigation conclusion:		0	0		
No action, victim refused to participate in investigation:		0	0	Convicted, plea deal, or sentenced, employment terminated:		0	0		
Other this year:	N/A			Other this year:	N/A				

**Comments:** Ridgcrest Jail currently operates as a court holding facility. There has not been any reported PREA incidents in the last year. The facility has not held inmates overnight since July 2016.

<b>Facility changes needed, or reasoning if none</b>	None, agency will continue to meet all standards and reasonable measures remain in place to prevent, detect, and eliminate all forms of sexual assault, abuse, and harassment. The PREA compliance team will continue to look for areas of improvement and implement changes as needed.
<b>Agency changes needed, or reasoning if none</b>	None, see comments above.

<b>Facility manager:</b>	Lieutenant J. Nelson		<b>Date:</b> 7/22/24
<b>PREA Coordinator:</b>	Lieutenant J. Hernandez		<b>Date:</b> 7-31-24
<b>Agency head or designee:</b>	Commander R. Wahl		<b>Date:</b> 8/1/2024



## KERN COUNTY SHERIFF'S OFFICE ANNUAL PREA FACILITY REVIEW REPORT

This report utilizes definitions of "sexual abuse" and "sexual abuse" by a staff member, contractor, or volunteer as provided by 28 C.F.R. §115.6 in the *National Standards to Prevent, Detect, and Respond to Prison Rape* (under the Prison Rape Elimination Act of 2003).

**NONCONSENSUAL SEXUAL ACTS** – Sexual contact of any person without his or her consent, or of a person who is unable to consent or refuse;

- AND** - Contact between the penis and the vulva or the penis and the anus including penetration, however slight;
- OR** - Contact between the mouth and the penis, vulva, or anus;
- OR** - Penetration of the anal or genital opening of another person, however slight, by a hand, finger, object, or other instrument.

**ABUSIVE SEXUAL CONTACT** – Sexual contact of any person without his or her consent, or of a person who is unable to consent or refuse;

- AND** - Intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh, or buttocks of any person;
- Excluding incidents in which contact incidental to a physical altercation.

**SEXUAL HARASSMENT** - 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.

**STAFF SEXUAL MISCONDUCT** – Any behavior or act of a sexual nature directed toward an inmate by an employee, volunteer, contractor, official visitor or other agency representative. Sexual relationships of a romantic nature between staff and inmates are included in this definition. Consensual or nonconsensual sexual acts include;

- Intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh, or buttocks that is unrelated to official duties or with the intent to abuse; arouse, or gratify sexual desire;
- OR** - Completed, attempted, threatened, or requested sexual acts;
- OR** - Occurrences of indecent exposure, invasion of privacy, or staff voyeurism for reasons unrelated to official duties or for sexual gratification.

**STAFF SEXUAL HARASSMENT** – Repeated verbal statements, comments or gestures of a sexual nature to an inmate by an employee, volunteer, contractor, official visitor, or other agency representative include;

- Demeaning references to gender; or sexually suggestive or Derogatory comments about body or clothing;
- OR** - Repeated profane or obscene language or gestures.



In accordance with the Prison Rape Elimination Act of 2003 (PREA) standards below;

**§ 115.87 Data collection.**

- (a) *The agency shall collect accurate, uniform data for every allegation of sexual abuse at facilities under its direct control using a standardized instrument and set of definitions.*
- (b) *The agency shall aggregate the incident-based sexual abuse data at least annually.*
- (c) *The incident-based data collected shall include, at a minimum, the data necessary to answer all questions from the most recent version of the Survey of Sexual Violence conducted by the Department of Justice.*

**§ 115.88 Data review for corrective action.**

- (3) *Preparing an annual report of its findings and corrective actions for each facility, as well as the agency as a whole.*
- (b) *Such report shall include a comparison of the current year's data and corrective actions with those from prior years and shall provide an assessment of the agency's progress in addressing sexual abuse.*
- (c) *The agency's report shall be approved by the agency head and made readily available to the public through its website or, if it does not have one, through other means.*

**There were no recommended corrective actions to request or include in this report.**

**This report provides information about reported incidents of sexual abuse, assault or harassment of inmates in the custody of the Kern County Sheriff's jail facilities.**

**Facility:** MINIMUM FACILITY      **Average daily inmates:** 0

**This period:** 1/1/23      to      12/31/23      **Prior period:** 1/1/22      to      12/31/22

**Prior year reported allegations of inmate-on-inmate nonconsensual sexual acts:** 0

**This year reported allegations of inmate-on-inmate NONCONSENSUAL SEXUAL ACTS:** 0

**Prior year substantiated:** 0

**Prior year unsubstantiated:** 0

**This year substantiated:** 0

**This year unsubstantiated:** 0

The event was investigated and determined to have occurred, based on a preponderance of the evidence.

The investigation concluded that evidence was insufficient to determine whether or not the event occurred.

**Prior year unfounded:** 0

**Prior year investigation ongoing:** 0

**This year Unfounded:** 0

**This year investigation ongoing:** 0

The investigated determined that the event did NOT occur.

Evidence is still being gathered, processed or evaluated, and a final determination has not yet been made.

**Prior year reported allegations of inmate-on-inmate abusive sexual contact:** 0

**This year reported allegations of inmate-on-inmate ABUSIVE SEXUAL CONTACT:** 0

**Prior year substantiated:** 0

**Prior year unsubstantiated:** 0

**This year substantiated:** 0

**This year unsubstantiated:** 0

**Prior year unfounded:** 0

**Prior year investigation ongoing:** 0

**This year unfounded:** 0

**This year investigation ongoing:** 0

Prior year reported allegations of inmate-on-inmate sexual harassment: 0

**This year reported allegations of inmate-on-inmate SEXUAL HARASSMENT: 0**

Prior year substantiated: 0

Prior year unsubstantiated: 0

**This year substantiated: 0**

**This year unsubstantiated: 0**

Prior year unfounded: 0

Prior year investigation ongoing: 0

**This year unfounded: 0**

**This year investigation ongoing: 0**

Prior year reported allegations of staff sexual misconduct: 0

**This year reported allegations of STAFF SEXUAL MISCONDUCT: 0**

Prior year substantiated: 0

Prior year unsubstantiated: 0

**This year substantiated: 0**

**This year unsubstantiated: 0**

Prior year unfounded: 0

Prior year investigation ongoing: 0

**This year unfounded: 0**

**This year investigation ongoing: 0**

Prior year reported allegations of staff sexual harassment: 0

**This year reported allegations of STAFF SEXUAL HARASSMENT: 0**

Prior year substantiated: 0

Prior year unsubstantiated: 0

**This year substantiated: 0**

**This year unsubstantiated: 0**

Prior year unfounded: 0

Prior year investigation ongoing: 0

**This year unfounded: 0**

**This year investigation ongoing: 0**

## Reported Incident Information – Victim Section

			Prior year	This year				Prior year	This year
Number of allegations in specific locations	Victims' cell:	0	0	Times of specific incidents	Morning (6 a.m. to noon)	0	0		
	Perpetrator's cell:	0	0		Afternoon (noon to 6 p.m.)	0	0		
	Dorm / multiple cell:	0	0		Evening (6 p.m. to midnight)	0	0		
	Common area:	0	0		Overnight (midnight to 6 a.m.)	0	0		
	Holding cell:	0	0		Time unknown	0	0		
	Program area:	0	0						
	Instructional area:	0	0						
	Recreation area:	0	0						
	Medical area:	0	0						
	Staff area:	0	0						
	Offsite / in transit:	0	0						
	Other:	0	0						

		Prior year	This year			Prior year	This year
Video monitoring available	Number of allegations “yes”	0	0	Abuse victim’s gender by allegation	Male:	0	0
	Number of allegations “no”	0	0		Female:	0	0
					LGBTQ:	0	0

Abuse victim's age by specific allegation	18 – 24:	0	0	Abuse victim's ethnicity / race by allegation	White:	0	0
	25 – 29:	0	0		Black:	0	0
	30 – 34:	0	0		Hispanic:	0	0
	35 – 39:	0	0		American Indian:	0	0
	40 – 44:	0	0		Asian:	0	0
	45 – 54:	0	0		Pacific Islander:	0	0
	55 or older:	0	0		Other:	0	0



## Alleged Perpetrator Section

		Prior year	This year			Prior year	This year
Physical injuries reported	Number of allegations "yes"	0	0	Perpetrator's gender by allegation	Male:	0	0
	Number of allegations "no"	0	0		Female	0	0
					LGBTQ:	0	0

Perpetrator's age by specific allegation	18 – 24:	0	0	Perpetrator's ethnicity / race by allegation	White:	0	0
	25 – 29:	0	0		Black:	0	0
	30 – 34:	0	0		Hispanic:	0	0
	35 – 39:	0	0		American Indian:	0	0
	40 – 44:	0	0		Asian:	0	0
	45 – 54:	0	0		Pacific Islander:	0	0
	55 or older:	0	0		Other:	0	0

Nature of incident	Voluntary sexual contact between inmates:	0	0	Type of force or pressure used by perpetrator on the victim	Persuasion, talked into sexual activity:	0	0
	Sexual harassment:	0	0		Bribery or blackmail:	0	0
	Indecent exposure, masturbation, or voyeurism:	0	0		Sexual harassment, sexual innuendo, verbal comments:	0	0
	Horseplay:	0	0		Threatened w/weapon:	0	0
	Repeated, unwelcome sexual advances, requests for sexual favors:	0	0		Surprised victim w/unwanted touching, grabbing, groping, or victim was asleep:	0	0
	Unwanted touching for sexual gratification or abusive sexual contact:	0	0		Gave victim drugs or alcohol:	0	0
	Pressure, coercion w/o force resulting in a nonconsensual sexual act:	0	0		Offered protection from other inmates:	0	0
	Physical force or threat of force resulting in a nonconsensual sexual act:	0	0		Threatened with physical harm:	0	0
	Other:	0	0		Physically harmed or injured:	0	0
					Physically held victim down or restrained:	0	0
					Other:	0	0

## Staff Section

Staff	Prior year		This year	Staff employment status	Prior year		This year
	Allegations against staff	0	0		Full / part time paid:	0	0
	Male:	0	0		Contract / vendor:	0	0
	Female:	0	0		Volunteer / intern:	0	0
				Other:			

Staff age by allegation	18 – 24:	0	0	Staff ethnicity / race by allegation	White:	0	0
	25 – 29:	0	0		Black:	0	0
	30 – 34:	0	0		Hispanic:	0	0
	35 – 39:	0	0		American Indian:	0	0
	40 – 44:	0	0		Asian:	0	0
	45 – 54:	0	0		Pacific Islander:	0	0
	55 or older:	0	0		Other:	0	0

Nature of allegation or incident involving staff	Prior year		This year	Position of staff for allegation or incident	Prior year		This year
	Physical force resulting in nonconsensual sexual act:	0	0		Administrator, assistant, other in administrative position:	0	0
	Pressure or abuse of power resulting in nonconsensual sexual act:	0	0		Deputy, Detentions Deputy, supervisory staff:	0	0
	Indecent exposure, invasion of privacy, voyeurism for sexual gratification:	0	0		Clerical, receptionist, other administrative support staff:	0	0
	Unwanted touching for sexual gratification:	0	0		Maintenance, kitchen, drivers, other facility support staff:	0	0
	Wrote letters, showed pictures, offered gifts or special privileges to inmate:	0	0		Health care staff; doctors, counselors, dentist, psychiatrists, psychologists, nurses:	0	0
	Sexual relationship between inmate and staff that appeared to be consensual:	0	0		Education staff; instructors, teachers, librarians:	0	0
				Other staff; Chaplain, volunteers, etc.			

## Sanctions / Corrective Actions

			Prior year	This year				Prior year	This year
Perpetrator sanctions	Transferred to other housing unit or facility:		0	0	Staff / employee sanctions	Sent to training or counseling:		0	0
	Administratively segregated:		0	0		Reprimanded or discipline:		0	0
	Disciplinary isolation, or loss of visits / commissary:		0	0		Demoted or temporary suspension:		0	0
	Reclassified to higher security level:		0	0		Discharged, contract cancelled or not renewed:		0	0
	Released prior to investigation conclusion:		0	0		Administrative leave, referred for prosecution:		0	0
	No action, victim refused to identify:		0	0		Staff resigned prior to investigation conclusion:		0	0
	No action, victim refused to participate in investigation:		0	0		Convicted, plea deal, or sentenced, employment terminated:		0	0
	Other this year:	N/A					Other this year:	N/A	

**Comments:** The Male Minimum and Female Minimum Facilities have not housed inmates since November 2018.

<b>Facility changes needed, or reasoning if none</b>	No changes required as no incidents were caused by facility design or function.
<b>Agency changes needed, or reasoning if none</b>	No changes needed, see comments above.

<b>Facility manager:</b>	Lieutenant J. Pierson	<i>J. Pierson</i>	<b>Date:</b> 7/25/24
<b>PREA Coordinator:</b>	Lieutenant J. Hernandez	<i>LT JH</i>	<b>Date:</b> 7-31-24
<b>Agency head or designee:</b>	Commander R. Wahl	<i>R. Wahl</i>	<b>Date:</b> 8/1/2024



## KERN COUNTY SHERIFF'S OFFICE ANNUAL PREA FACILITY REVIEW REPORT

This report utilizes definitions of "sexual abuse" and "sexual abuse" by a staff member, contractor, or volunteer as provided by 28 C.F.R. §115.6 in the *National Standards to Prevent, Detect, and Respond to Prison Rape* (under the Prison Rape Elimination Act of 2003).

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- OR** - Contact between the mouth and the penis, vulva, or anus;
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**STAFF SEXUAL MISCONDUCT** – Any behavior or act of a sexual nature directed toward an inmate by an employee, volunteer, contractor, official visitor or other agency representative. Sexual relationships of a romantic nature between staff and inmates are included in this definition. Consensual or nonconsensual sexual acts include;

- Intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh, or buttocks that is unrelated to official duties or with the intent to abuse; arouse, or gratify sexual desire;
- OR** - Completed, attempted, threatened, or requested sexual acts;
- OR** - Occurrences of indecent exposure, invasion of privacy, or staff voyeurism for reasons unrelated to official duties or for sexual gratification.

**STAFF SEXUAL HARASSMENT** – Repeated verbal statements, comments or gestures of a sexual nature to an inmate by an employee, volunteer, contractor, official visitor, or other agency representative include;

- Demeaning references to gender; or sexually suggestive or Derogatory comments about body or clothing;
- OR** - Repeated profane or obscene language or gestures.



In accordance with the Prison Rape Elimination Act of 2003 (PREA) standards below;

**§ 115.87 Data collection.**

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- (b) *The agency shall aggregate the incident-based sexual abuse data at least annually.*
- (c) *The incident-based data collected shall include, at a minimum, the data necessary to answer all questions from the most recent version of the Survey of Sexual Violence conducted by the Department of Justice.*

**§ 115.88 Data review for corrective action.**

- (3) *Preparing an annual report of its findings and corrective actions for each facility, as well as the agency as a whole.*
- (b) *Such report shall include a comparison of the current year's data and corrective actions with those from prior years and shall provide an assessment of the agency's progress in addressing sexual abuse.*
- (c) *The agency's report shall be approved by the agency head and made readily available to the public through its website or, if it does not have one, through other means.*

**There were no recommended corrective actions to request or include in this report.**

**This report provides information about reported incidents of sexual abuse, assault or harassment of inmates in the custody of the Kern County Sheriff's jail facilities.**

**Facility:** Max-Med Facility      **Average daily inmates:** 0

**This period:** 1/1/23 to 12/31/23      **Prior period:** 1/1/22 to 12/31/22

**Prior year reported allegations of inmate-on-inmate nonconsensual sexual acts:** 0

**This year reported allegations of inmate-on-inmate NONCONSENSUAL SEXUAL ACTS:** 0

**Prior year substantiated:** 0

**Prior year unsubstantiated:** 0

**This year substantiated:** 0

**This year unsubstantiated:** 0

The event was investigated and determined to have occurred, based on a preponderance of the evidence.

The investigation concluded that evidence was insufficient to determine whether or not the event occurred.

**Prior year unfounded:** 0

**Prior year investigation ongoing:** 0

**This year Unfounded:** 0

**This year investigation ongoing:** 0

The investigated determined that the event did NOT occur.

Evidence is still being gathered, processed or evaluated, and a final determination has not yet been made.

**Prior year reported allegations of inmate-on-inmate abusive sexual contact:** 0

**This year reported allegations of inmate-on-inmate ABUSIVE SEXUAL CONTACT:** 0

**Prior year substantiated:** 0

**Prior year unsubstantiated:** 0

**This year substantiated:** 0

**This year unsubstantiated:** 0

**Prior year unfounded:** 0

**Prior year investigation ongoing:** 0

**This year unfounded: 0**

**This year investigation ongoing: 0**

**Prior year reported allegations of inmate-on-inmate sexual harassment : 0**

**This year reported allegations of inmate-on-inmate SEXUAL HARASSMENT : 0**

**Prior year substantiated: 0**

**Prior year unsubstantiated: 0**

**This year substantiated: 0**

**This year unsubstantiated: 0**

**Prior year unfounded: 0**

**Prior year investigation ongoing: 0**

**This year unfounded: 0**

**This year investigation ongoing: 0**

**Prior year reported allegations of staff sexual misconduct : 0**

**This year reported allegations of STAFF SEXUAL MISCONDUCT : 0**

**Prior year substantiated: 0**

**Prior year unsubstantiated: 0**

**This year substantiated: 0**

**This year unsubstantiated: 0**

**Prior year unfounded: 0**

**Prior year investigation ongoing: 0**

**This year unfounded: 0**

**This year investigation ongoing: 0**

**Prior year reported allegations of staff sexual harassment : 0**

**This year reported allegations of STAFF SEXUAL HARASSMENT : 0**

**Prior year substantiated: 0**

**Prior year unsubstantiated: 0**

**This year substantiated: 0**

**This year unsubstantiated: 0**

**Prior year unfounded: 0**

**Prior year investigation ongoing: 0**

**This year unfounded: 0**

**This year investigation ongoing: 0**



## Incident Information – Victim Section

			Prior year	This year				Prior year	This year
Number of allegations in specific locations	Victims' cell:		0	0	Times of specific incidents	Morning (6 a.m. to noon)		0	0
	Perpetrator's cell:		0	0		Afternoon (noon to 6 p.m.)		0	0
	Dorm / multiple cell:		0	0		Evening (6 p.m. to midnight)		0	0
	Common area:		0	0		Overnight (midnight to 6 a.m.)		0	0
	Holding cell:		0	0		Time unknown		0	0
	Program area:		0	0					
	Instructional area:		0	0					
	Recreation area:		0	0					
	Medical area:		0	0					
	Staff area:		0	0					
	Offsite / in transit:		0	0					
	Other:		0	0					

			Prior year	This year				Prior year	This year
Video monitoring available	Number of allegations "yes"		0	0	Abuse victim's gender by allegation	Male:		0	0
	Number of allegations "no"		0	0		Female:		0	0
						LGBTQ:		0	0

Abuse victim's age by specific allegation	18 – 24:		0	0	Abuse victim's ethnicity / race by allegation	White:		0	0
	25 – 29:		0	0		Black:		0	0
	30 – 34:		0	0		Hispanic:		0	0
	35 – 39:		0	0		American Indian:		0	0
	40 – 44:		0	0		Asian:		0	0
	45 – 54:		0	0		Pacific Islander:		0	0
	55 or older:		0	0		Other:		0	0

## Perpetrator Section

		Prior year	This year			Prior year	This year
Physical injuries reported	Number of allegations “yes”	0	0	Perpetrator’s gender by allegation	Male:	0	0
	Number of allegations “no”	0	0		Female	0	0
					LGBTQ:	0	0

Perpetrator’s age by specific allegation	18 – 24:	0	0	Perpetrator’s ethnicity / race by allegation	White:	0	0
	25 – 29:	0	0		Black:	0	0
	30 – 34:	0	0		Hispanic:	0	0
	35 – 39:	0	0		American Indian:	0	0
	40 – 44:	0	0		Asian:	0	0
	45 – 54:	0	0		Pacific Islander:	0	0
	55 or older:	0	0		Other:	0	0

Nature of incident	Voluntary sexual contact between inmates:	0	0	Type of force or pressure used by perpetrator on the victim	Persuasion, talked into sexual activity:	0	0
	Sexual harassment:	0	0		Bribery or blackmail:	0	0
	Indecent exposure, masturbation, or voyeurism:	0	0		Sexual harassment, sexual innuendo, verbal comments:	0	0
	Horseplay:	0	0		Threatened w/weapon:	0	0
	Repeated, unwelcome sexual advances, requests for sexual favors:	0	0		Surprised victim w/unwanted touching, grabbing, groping, or victim was asleep:	0	0
	Unwanted touching for sexual gratification or abusive sexual contact:	0	0		Gave victim drugs or alcohol:	0	0
	Pressure, coercion w/o force resulting in a nonconsensual sexual act:	0	0		Offered protection from other inmates:	0	0
	Physical force or threat of force resulting in a nonconsensual sexual act:	0	0		Threatened with physical harm:	0	0
	Other:	0	0		Physically harmed or injured:	0	0

		Physically held victim down or restrained:	0	0
		Other:	0	0

### Staff Section

			Prior year	This year				Prior year	This year
Staff	Allegations against staff	0	0	Staff employment status	Full / part time paid:	0	0		
	Male:	0	0		Contract / vendor:	0	0		
	Female:	0	0		Volunteer / intern:	0	0		
					Other:	0	0		

Staff age by allegation	18 – 24:	0	0	Staff ethnicity / race by allegation	White:	0	0
	25 – 29:	0	0		Black:	0	0
	30 – 34:	0	0		Hispanic:	0	0
	35 – 39:	0	0		American Indian:	0	0
	40 – 44:	0	0		Asian:	0	0
	45 – 54:	0	0		Pacific Islander:	0	0
	55 or older:	0	0		Other:	0	0

				Prior year	This year					Prior year	This year
Nature of allegation or incident involving staff	Physical force resulting in nonconsensual sexual act:		0	0	Position of staff for allegation or incident	Administrator, assistant, other in administrative position:		0	0		
	Pressure or abuse of power resulting in nonconsensual sexual act:		0	0		Deputy, Detentions Deputy, supervisory staff:		0	0		
	Indecent exposure, invasion of privacy, voyeurism for sexual gratification:		0	0		Clerical, receptionist, other administrative support staff:		0	0		
	Unwanted touching for sexual gratification:		0	0		Maintenance, kitchen, drivers, other facility support staff:		0	0		
	Wrote letters, showed pictures, offered gifts or special privileges to inmate:		0	0		Health care staff; doctors, counselors, dentist, psychiatrists, psychologists, nurses:		0	0		
	Sexual relationship between inmate and		0	0		Education staff; instructors, teachers, librarians:		0	0		

	staff that appeared to be consensual:				
			Other staff; Chaplain, volunteers, etc.	0	0

## Sanctions / Corrective Actions

			Prior year	This year				Prior year	This year
Perpetrator sanctions	Transferred to other housing unit or facility:		0	0	Staff / employee sanctions	Sent to training or counseling:		0	0
	Administratively segregated:		0	0		Reprimanded or discipline:		0	0
	Disciplinary isolation, or loss of visits / commissary, :		0	0		Demoted or temporary suspension:		0	0
	Reclassified to higher security level:		0	0		Discharged, contract cancelled or not renewed:		0	0
	Released prior to investigation conclusion:		0	0		Administrative leave, referred for prosecution:		0	0
	No action, victim refused to identify:		0	0		Staff resigned prior to investigation conclusion:		0	0
	No action, victim refused to participate in investigation:		0	0		Convicted, plea deal, or sentenced, employment terminated:		0	0
	Other this year:	N/A				Other this year:	N/A		

**Comments:** The Maximum-Medium Facility is currently operating as a federal inmate reception center and is not housing inmates. The last time inmates were housed overnight at the facility was March 2020.

<b>Facility changes needed, or reasoning if none</b>	None, agency is following all federal standards to the best of our ability to prevent sexual assault/abuse and harassment allegations.
<b>Agency changes needed, or reasoning if none</b>	No changes needed, see comments above.

<b>Facility manager:</b>	Lieutenant J. Pierson	<i>J. Pierson</i>	<b>Date:</b> 7/25/24
<b>PREA Coordinator:</b>	Lieutenant J. Hernandez	<i>LT JH</i>	<b>Date:</b> 7-31-24
<b>Agency head or designee:</b>	Commander R. Wahl	<i>R. Wahl</i>	<b>Date:</b> 8/1/2024



## KERN COUNTY SHERIFF'S OFFICE ANNUAL PREA FACILITY REVIEW REPORT

This report utilizes definitions of "sexual abuse" and "sexual abuse" by a staff member, contractor, or volunteer as provided by 28 C.F.R. §115.6 in the *National Standards to Prevent, Detect, and Respond to Prison Rape* (under the Prison Rape Elimination Act of 2003).

**NONCONSENSUAL SEXUAL ACTS** – Sexual contact of any person without his or her consent, or of a person who is unable to consent or refuse;

- AND** - Contact between the penis and the vulva or the penis and the anus including penetration, however slight;
- OR** - Contact between the mouth and the penis, vulva, or anus;
- OR** - Penetration of the anal or genital opening of another person, however slight, by a hand, finger, object, or other instrument.

**ABUSIVE SEXUAL CONTACT** – Sexual contact of any person without his or her consent, or of a person who is unable to consent or refuse;

- AND** - Intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh, or buttocks of any person;
- Excluding incidents in which contact incidental to a physical altercation.

**SEXUAL HARASSMENT** - 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.

**STAFF SEXUAL MISCONDUCT** – Any behavior or act of a sexual nature directed toward an inmate by an employee, volunteer, contractor, official visitor or other agency representative. Sexual relationships of a romantic nature between staff and inmates are included in this definition. Consensual or nonconsensual sexual acts include;

- Intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh, or buttocks that is unrelated to official duties or with the intent to abuse; arouse, or gratify sexual desire;
- OR** - Completed, attempted, threatened, or requested sexual acts;
- OR** - Occurrences of indecent exposure, invasion of privacy, or staff voyeurism for reasons unrelated to official duties or for sexual gratification.

**STAFF SEXUAL HARASSMENT** – Repeated verbal statements, comments or gestures of a sexual nature to an inmate by an employee, volunteer, contractor, official visitor, or other agency representative include;

- Demeaning references to gender; or sexually suggestive  
Derogatory comments about body or clothing;
- OR** - Repeated profane or obscene language or gestures.



In accordance with the Prison Rape Elimination Act of 2003 (PREA) standards below;  
**§ 115.87 Data collection.**

(a) *The agency shall collect accurate, uniform data for every allegation of sexual abuse at facilities under its direct control using a standardized instrument and set of definitions.*

(b) *The agency shall aggregate the incident-based sexual abuse data at least annually.*

(c) *The incident-based data collected shall include, at a minimum, the data necessary to answer all questions from the most recent version of the Survey of Sexual Violence conducted by the Department of Justice.*

**§ 115.88 Data review for corrective action.**

(3) *Preparing an annual report of its findings and corrective actions for each facility, as well as the agency as a whole.*

*(b) Such report shall include a comparison of the current year's data and corrective actions with those from prior years and shall provide an assessment of the agency's progress in addressing sexual abuse.*

*(c) The agency's report shall be approved by the agency head and made readily available to the public through its website or, if it does not have one, through other means.*

**There were no recommended corrective actions to request or include in this report.**

**This report provides information about reported incidents of sexual abuse, assault or harassment of inmates in the custody of the Kern County Sheriff's jail facilities.**

<b>Facility:</b>	<b>Pre-Trial Facility</b>	<b>Average daily inmates:</b>	900
<b>This period:</b>	1/1/23	to 12/31/23	<b>Prior period:</b> 1/1/22 to 12/31/22

**Prior year reported allegations of inmate-on-inmate nonconsensual sexual acts: 3**

**This year reported allegations of inmate-on-inmate NONCONSENSUAL SEXUAL ACTS: 2**

**Prior year substantiated: 1**

**Prior year unsubstantiated: 0**

**This year substantiated: 0**

**This year unsubstantiated: 0**

The event was investigated and determined to have occurred, based on a preponderance of the evidence.

The investigation concluded that evidence was insufficient to determine whether or not the event occurred.

**Prior year unfounded: 2**

**Prior year investigation ongoing: 0**

**This year Unfounded: 2**

**This year investigation ongoing: 0**

The investigated determined that the event did NOT occur.

Evidence is still being gathered, processed or evaluated, and a final determination has not yet been made.

Prior year reported allegations of inmate-on-inmate abusive sexual contact: 4

**This year reported allegations of inmate-on-inmate ABUSIVE SEXUAL CONTACT: 3**

Prior year substantiated: 0	Prior year unsubstantiated: 3
<b>This year substantiated: 0</b>	<b>This year unsubstantiated: 1</b>
Prior year unfounded: 1	Prior year investigation ongoing: 0
<b>This year unfounded: 2</b>	<b>This year investigation ongoing: 0</b>

Prior year reported allegations of inmate-on-inmate sexual harassment: 8

**This year reported allegations of inmate-on-inmate SEXUAL HARASSMENT: 2**

Prior year substantiated: 0	Prior year unsubstantiated: 8
<b>This year substantiated: 0</b>	<b>This year unsubstantiated: 2</b>
Prior year unfounded: 0	Prior year investigation ongoing: 0
<b>This year unfounded: 0</b>	<b>This year investigation ongoing: 0</b>

Prior year reported allegations of staff sexual misconduct: 2

**This year reported allegations of STAFF SEXUAL MISCONDUCT: 3**

Prior year substantiated: 0	Prior year unsubstantiated: 0
<b>This year substantiated: 0</b>	<b>This year unsubstantiated: 1</b>
Prior year unfounded: 2	Prior year investigation ongoing: 0
<b>This year unfounded: 2</b>	<b>This year investigation ongoing: 0</b>

Prior year reported allegations of staff sexual harassment: 0

**This year reported allegations of STAFF SEXUAL HARASSMENT: 0**

Prior year substantiated: 0	Prior year unsubstantiated: 0
<b>This year substantiated: 0</b>	<b>This year unsubstantiated: 0</b>
Prior year unfounded: 0	Prior year investigation ongoing: 0
<b>This year unfounded: 0</b>	<b>This year investigation ongoing: 0</b>

## Reported Incident Information – Victim Section

Number of allegations in specific locations		Prior year	This year	Times of specific incidents		Prior year	This year
	Victims' cell:	13	6		Morning (6 a.m. to noon)	1	2
	Perpetrator's cell:	0	0		Afternoon (noon to 6 p.m.)	2	2
	Dorm / multiple cell:	0	0		Evening (6 p.m. to midnight)	2	3
	Common area:	3	4		Overnight (midnight to 6 a.m.)	3	1
	Holding cell:	1	0		Time unknown	9	2
	Program area:	0	0				
	Instructional area:	0	0				
	Recreation area:	0	0				
	Medical area:	0	0				
	Staff area:	0	0				
	Offsite / in transit:	0	0				
	Other:	0	0				

Video monitoring available		Prior year	This year	Abuse victim's gender by allegation		Prior year	This year
	Number of allegations "yes"	9	10		Male:	4	3
	Number of allegations "no"	8	0		Female:	11	5
					Transgender:	2	2

Abuse victim's age by specific allegation	18 – 24:	2	1	Abuse victim's ethnicity / race by allegation	White:	7	2
	25 – 29:	3	3		Black:	7	0
	30 – 34:	4	3		Hispanic:	3	8
	35 – 39:	5	2		American Indian:	0	0
	40 – 44:	0	0		Asian:	0	0
	45 – 54:	1	1		Pacific Islander:	0	0
	55 or older:	2	0		Other:	0	0

## Alleged Perpetrator Section

		Prior year	This year			Prior year	This year
Physical injuries reported	Number of allegations "yes"	0	1	Perpetrator's gender by allegation	Male:	7	3
	Number of allegations "no"	17	9		Female:	9	4
					LGBTQ:	1	0
					Unknown	2	3

Perpetrator's age by specific allegation	18 – 24:	5	2	Perpetrator's ethnicity / race by allegation	White:	3	0
	25 – 29:	5	1		Black:	3	3
	30 – 34:	4	4		Hispanic:	6	4
	35 – 39:	0	0		American Indian:	0	0
	40 – 44:	0	0		Asian:	1	0
	45 – 54:	1	0		Pacific Islander:	0	0
	55 or older:	0	0		Other not Identified:	4	3
	Unknown- not identified:	2	3				

Nature of incident	Voluntary sexual contact between inmates:	1	1	Type of force or pressure used by perpetrator on the victim	Persuasion, talked into sexual activity:	0	0
	Sexual harassment:	1	0		Bribery or blackmail:	0	0
	Indecent exposure, masturbation, or voyeurism:	0	0		Sexual harassment, sexual innuendo, verbal comments:	6	2
	Horseplay:	0	0		Threatened w/weapon:	0	0
	Repeated, unwelcome sexual advances, requests for sexual favors:	4	2		Surprised victim w/unwanted touching, grabbing, groping, or victim was asleep:	5	5
	Unwanted touching for sexual gratification or abusive sexual contact:	4	3		Gave victim drugs or alcohol:	0	0

	Pressure, coercion w/o force resulting in a nonconsensual sexual act:	0	0		Offered protection from other inmates:	0	0
	Physical force or threat of force resulting in a nonconsensual sexual act:	1	1		Threatened with physical harm:	0	0
	Other:	0	0		Physically harmed or injured:	0	0
					Physically held victim down or restrained:	0	0
					Other:	0	0

## Staff Section

		Prior year	This year			Prior year	This year
Staff	Allegations against staff	2	3	Staff employment status	Full / part time paid:	2	2
	Male:	0	0		Contract / vendor:	0	0
	Female:	2	2		Volunteer / intern:	0	0
	Unknown	0	1		Other:	0	0
					Unknown	0	1

Staff age by allegation	18 – 24:	0	0	Staff ethnicity / race by allegation	White:	0	0
	25 – 29:	0	0		Black:	0	0
	30 – 34:	2	2		Hispanic:	2	2
	35 – 39:	0	0		American Indian:	0	0
	40 – 44:	0	0		Asian:	0	0
	45 – 54:	0	0		Pacific Islander:	0	0
	55 or older:	0	0		Other:	0	0
	Unknown-not identified:	0	1		Unknown-not identified:	0	1

		Prior year	This year			Prior year	This year
Nature of allegation or incident	Physical force resulting in	0	0	Position of staff for	Administrator, assistant, other in administrative position:	0	0

involving staff	nonconsensual sexual act:	allegation or incident			
	Pressure or abuse of power resulting in nonconsensual sexual act:		Deputy, Detentions Deputy, supervisory staff:	2	3
	Indecent exposure, invasion of privacy, voyeurism for sexual gratification:		Clerical, receptionist, other administrative support staff:	0	0
	Unwanted touching for sexual gratification:		Maintenance, kitchen, drivers, other facility support staff:	0	0
	Wrote letters, showed pictures, offered gifts or special privileges to inmate:		Health care staff; doctors, counselors, dentist, psychiatrists, psychologists, nurses:	0	0
	Sexual relationship between inmate and staff that appeared to be consensual:		Education staff; instructors, teachers, librarians:	0	0
	Other:		Other staff; Chaplain, volunteers, etc:	0	0

## Sanctions / Corrective Actions

Perpetrator sanctions		Prior year	This year	Staff / employee sanctions		Prior year	This year
	Transferred to other housing unit or facility:	12	5		Sent to training or counseling:	0	0
	Administratively segregated:	0	0		Reprimanded or discipline:	0	0
	Disciplinary isolation, or loss of visits / commissary:	3	0		Demoted or temporary suspension:	0	0
	Reclassified to higher security level:	0	0		Discharged, contract cancelled or not renewed:	0	0
	Released prior to investigation conclusion:	0	0		Administrative leave, referred for prosecution:	0	0
	No action, victim refused to identify:	0	0		Staff resigned prior to investigation conclusion:	0	0



	No action, victim refused to participate in investigation: 0 0			Convicted, plea deal, or sentenced, employment terminated: 0 0	
	Unknown- perpetrator not identified: 2 1			No staff sanctions due to unfounded incidents 3 3	
	Comments:	When the victims refuse to cooperate in the investigation of their allegations, we cannot impose sanctions in these cases.		Comments	Allegations against staff were completely investigated. Video evidence and witness testimony prove the allegation did not occur. No corrective actions.

**Comments:** The lack of victim cooperation has impeded criminal proceedings and disciplinary action. Analysis of these reported incidents indicates that incarcerated individuals exploit PREA guidelines to influence their housing and classification status while in custody. The Kern County Sheriff's Office enforces a strict zero-tolerance policy against any instance of sexual abuse or harassment toward our incarcerated population and treats all accusations seriously. Investigations regarding PREA allegations are conducted thoroughly regardless of the cooperation from reporting victim.

**Facility changes needed, or reasoning if none** No changes are needed at this time. Cameras have been installed throughout the facility and units. Video surveillance helps us detect and identify instances of sexual abuse or harassment in KCSO facilities, acting as a deterrent for perpetrators of such crimes.

**Agency changes needed, or reasoning if none** No specific agency changes are necessary as we continue to meet all PREA standards and reasonable measures remain in place to prevent, detect, and eliminate all forms of sexual assault, abuse, and harassment. The PREA compliance team will continue to look for areas of improvement and implement changes as needed.

Facility manager:	Lieutenant P. McNeill	<i>P. McNeill</i>	Date: 8-3-24
PREA Coordinator:	Lieutenant J. Hernandez	<i>Lt JH</i>	Date: 8-2-24
Agency head or designee:	Commander R. Wahl	<i>R. Wahl</i>	Date: 8/5/2024



## KERN COUNTY SHERIFF'S OFFICE JUSTICE ANNUAL PREA FACILITY REVIEW REPORT

This report utilizes definitions of "sexual abuse" and "sexual abuse" by a staff member, contractor, or volunteer as provided by 28 C.F.R. §115.6 in the *National Standards to Prevent, Detect, and Respond to Prison Rape* (under the Prison Rape Elimination Act of 2003).

**NONCONSENSUAL SEXUAL ACTS** – Sexual contact of any person without his or her consent, or of a person who is unable to consent or refuse;

- AND** - Contact between the penis and the vulva or the penis and the anus including penetration, however slight;
- OR** - Contact between the mouth and the penis, vulva, or anus;
- OR** - Penetration of the anal or genital opening of another person, however slight, by a hand, finger, object, or other instrument.

**ABUSIVE SEXUAL CONTACT** – Sexual contact of any person without his or her consent, or of a person who is unable to consent or refuse;

- AND** - Intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh, or buttocks of any person;
- Excluding incidents in which contact incidental to a physical altercation.

**SEXUAL HARASSMENT** - 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.

**STAFF SEXUAL MISCONDUCT** – Any behavior or act of a sexual nature directed toward an inmate by an employee, volunteer, contractor, official visitor or other agency representative. Sexual relationships of a romantic nature between staff and inmates are included in this definition. Consensual or nonconsensual sexual acts include;

- Intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh, or buttocks that is unrelated to official duties or with the intent to abuse; arouse, or gratify sexual desire;
- OR** - Completed, attempted, threatened, or requested sexual acts;
- OR** - Occurrences of indecent exposure, invasion of privacy, or staff voyeurism for reasons unrelated to official duties or for sexual gratification.

**STAFF SEXUAL HARASSMENT** – Repeated verbal statements, comments or gestures of a sexual nature to an inmate by an employee, volunteer, contractor, official visitor, or other agency representative include;

- Demeaning references to gender; or sexually suggestive or Derogatory comments about body or clothing;
- OR** - Repeated profane or obscene language or gestures.

In accordance with the Prison Rape Elimination Act of 2003 (PREA) standards below;

**§ 115.87 Data collection.**

(a) *The agency shall collect accurate, uniform data for every allegation of sexual abuse at facilities under its direct control using a standardized instrument and set of definitions.*

(b) *The agency shall aggregate the incident-based sexual abuse data at least annually.*

(c) *The incident-based data collected shall include, at a minimum, the data necessary to answer all questions from the most recent version of the Survey of Sexual Violence conducted by the Department of Justice.*

**§ 115.88 Data review for corrective action.**

(3) *Preparing an annual report of its findings and corrective actions for each facility, as well as the agency as a whole.*

(b) *Such report shall include a comparison of the current year's data and corrective actions with those from prior years and shall provide an assessment of the agency's progress in addressing sexual abuse.*

(c) *The agency's report shall be approved by the agency head and made readily available to the public through its website or, if it does not have one, through other means.*

**There were no recommended corrective actions to request or include in this report.**

**This report provides information about reported incidents of sexual abuse, assault or harassment of inmates in the custody of the Kern County Sheriff's jail facilities.**

**Facility:** JUSTICE

**Average daily inmates:** 695

**This period:** 1/1/23 to 12/31/23

**Prior period:** 1/1/22 to 12/31/22

**Prior year reported allegations of inmate-on-inmate nonconsensual sexual acts:** 3

**This year reported allegations of inmate-on-inmate NONCONSENSUAL SEXUAL ACTS:** 1

**Prior year substantiated:** 0

**Prior year unsubstantiated:** 1

**This year substantiated:** 0

**This year unsubstantiated:** 0

The event was investigated and determined to have occurred, based on a preponderance of the evidence.

The investigation concluded that evidence was insufficient to determine whether or not the event occurred.

**Prior year unfounded:** 2

**Prior year investigation ongoing:** 0

**This year Unfounded:** 1

**This year investigation ongoing:** 0

The investigated determined that the event did NOT occur.

Evidence is still being gathered, processed or evaluated, and a final determination has not yet been made.

**Prior year reported allegations of inmate-on-inmate abusive sexual contact:** 3

**This year reported allegations of inmate-on-inmate ABUSIVE SEXUAL CONTACT:** 0

**Prior year substantiated:** 1

**Prior year unsubstantiated:** 0

**This year substantiated:** 0

**This year unsubstantiated:** 0

**Prior year unfounded:** 2

**Prior year investigation ongoing:** 0

**This year unfounded:** 0

**This year investigation ongoing:** 0

Prior year reported allegations of inmate-on-inmate sexual harassment: 0

**This year reported allegations of inmate-on-inmate SEXUAL HARASSMENT: 2**

Prior year substantiated: 0

Prior year unsubstantiated: 0

**This year substantiated: 0**

**This year unsubstantiated: 2**

Prior year unfounded: 2

Prior year investigation ongoing: 0

**This year unfounded: 0**

**This year investigation ongoing: 0**

Prior year reported allegations of staff sexual misconduct: 3

**This year reported allegations of STAFF SEXUAL MISCONDUCT: 3**

Prior year substantiated: 0

Prior year unsubstantiated: 0

**This year substantiated: 0**

**This year unsubstantiated: 0**

Prior year unfounded: 3

Prior year investigation ongoing: 0

**This year unfounded: 3**

**This year investigation ongoing: 0**

Prior year reported allegations of staff sexual harassment: 0

**This year reported allegations of STAFF SEXUAL HARASSMENT: 2**

Prior year substantiated: 0

Prior year unsubstantiated: 0

**This year substantiated: 0**

**This year unsubstantiated: 0**

Prior year unfounded: 0

Prior year investigation ongoing: 0

**This year unfounded: 2**

**This year investigation ongoing: 0**

## Reported Incident Information – Victim Section

		Prior year	This year			Prior year	This year
Number of allegations in specific locations	Victims' cell:	4	3	Times of specific incidents	Morning (6 a.m. to noon)	1	2
	Perpetrator's cell:	0	0		Afternoon (noon to 6 p.m.)	1	2
	Dorm / multiple cell:	0	0		Evening (6 p.m. to midnight)	2	1
	Common area:	5	4		Overnight (midnight to 6 a.m.)	0	1
	Holding cell:	0	0		Time unknown	5	2
	Program area:	0	0				
	Instructional area:	0	0				
	Recreation area:	0	0				
	Medical area:	0	0				
	Staff area:	0	0				
	Offsite / in transit:	0	0				
	Other:	0	1				

		Prior year	This year			Prior year	This year
Video monitoring available	Number of allegations "yes"	8	7	Abuse victim's gender by allegation	Male:	9	8
	Number of allegations "no"	1	1		Female:	0	0
					LGBTQ:	0	0

Abuse victim's age by specific allegation	18 – 24:	0	1	Abuse victim's ethnicity / race by allegation	White:	3	4
	25 – 29:	4	2		Black:	3	3
	30 – 34:	5	1		Hispanic:	3	1
	35 – 39:	0	3		American Indian:	0	0
	40 – 44:	0	0		Asian:	0	0
	45 – 54:	0	1		Pacific Islander:	0	0
	55 or older:	0	0		Other:	0	0



## Alleged Perpetrator Section

		Prior year	This year			Prior year	This year
Physical injuries reported	Number of allegations "yes"	1	0	Perpetrator's gender by allegation	Male:	6	4
	Number of allegations "no"	8	8		Female	0	0
					LGBTQ:	1	0
					Unknown	2	4

Perpetrator's age by specific allegation	18 – 24:	1	1	Perpetrator's ethnicity / race by allegation	White:	3	1
	25 – 29:	1	0		Black:	0	1
	30 – 34:	1	0		Hispanic:	2	2
	35 – 39:	1	1		American Indian:	0	0
	40 – 44:	0	1		Asian:	0	0
	45 – 54:	0	0		Pacific Islander:	0	0
	55 or older:	0	1		Other:	0	0
	Unknown	5	4		Unknown	4	4

Nature of incident	Voluntary sexual contact between inmates:	1	1	Type of force or pressure used by perpetrator on the victim (staff allegations not included)	Persuasion, talked into sexual activity:	0	0
	Sexual harassment:	0	1		Bribery or blackmail:	0	0
	Indecent exposure, masturbation, or voyeurism:	0	1		Sexual harassment, sexual innuendo, verbal comments:	1	2
	Horseplay:	0	0		Threatened w/weapon:	0	0
	Repeated, unwelcome sexual advances, requests for sexual favors:	0	0		Surprised victim w/unwanted touching, grabbing, groping, or victim was asleep:	2	0
	Unwanted touching for sexual gratification or abusive sexual contact:	0	0		Gave victim drugs or alcohol:	0	0
	Pressure, coercion w/o force resulting in a nonconsensual sexual act:	2	0		Offered protection from other inmates:	0	0
	Physical force or threat of force resulting in a nonconsensual sexual act:	1	0		Threatened with physical harm:	0	0
	Other:	2	0		Physically harmed or injured:	0	0



		Physically held victim down or restrained:	1	0
		Other:	2	1

### Staff Section

		Prior year	This year			Prior year	This year
Staff	Allegations against staff	3	5	Staff employment status	Full / part time paid:	1	2
	Male:	2	2		Contract / vendor:	0	0
	Female:	0	0		Volunteer / intern:	0	0
					Other:	0	0

Staff age by allegation	18 – 24:	0	0	Staff ethnicity / race by allegation	White:	1	0
	25 – 29:	0	0		Black:	0	0
	30 – 34:	0	0		Hispanic:	1	2
	35 – 39:	1	0		American Indian:	0	0
	40 – 44:	0	0		Asian:	0	0
	45 – 54:	0	0		Pacific Islander:	0	0
	55 or older:	0	0		Other-specific staff not identified:	2	3
	Unknown-specific staff not identified	2	3				

		Prior year	This year			Prior year	This year
Nature of allegation or incident involving staff	Physical force resulting in nonconsensual sexual act:	0	2	Position of staff for allegation or incident	Administrator, assistant, other in administrative position:	0	0
	Pressure or abuse of power resulting in nonconsensual sexual act:	2	0		Deputy, Detentions Deputy, supervisory staff:	3	5
	Indecent exposure, invasion of privacy, voyeurism for sexual gratification:	0	0		Clerical, receptionist, other administrative support staff:	0	0
	Unwanted touching for sexual gratification:	1	1		Maintenance, kitchen, drivers, other facility support staff:	0	0
	Wrote letters, showed pictures, offered gifts	0	0		Health care staff; doctors, counselors,	0	0

	or special privileges to inmate:				dentist, psychiatrists, psychologists, nurses:		
	Sexual relationship between inmate and staff that appeared to be consensual:	0	0		Education staff; instructors, teachers, librarians:	0	0
	Other:	0	2		Other staff; Chaplain, volunteers, etc.	0	0

### Sanctions / Corrective Actions

		Prior year	This year			Prior year	This year
Perpetrator sanctions	Transferred to other housing unit or facility:	3	2	Staff / employee sanctions	Sent to training or counseling:	0	0
	Administratively segregated:	1	1		Reprimanded or discipline:	0	0
	Disciplinary isolation, or loss of visits / commissary, :	0	0		Demoted or temporary suspension:	0	0
	Reclassified to higher security level:	0	0		Discharged, contract cancelled or not renewed:	0	0
	Released prior to investigation conclusion:	0	0		Administrative leave, referred for prosecution:	0	0
	No action, victim refused to identify:	0	0		Staff resigned prior to investigation conclusion:	0	0
	No action, victim refused to participate in investigation:	1	3		Convicted, plea deal, or sentenced, employment terminated:	0	0
	Unknown-perpetrator not identified	3	1		No staff sanctions due to unfounded incidents:	3	5
	Comments:	The one substantiated incident, the victim refused to cooperate and proceed. When the victims refuse to cooperate in the investigation of their allegations, we cannot impose sanctions in these cases.			Comments:	Allegations against staff were completely investigated. Video evidence and witness testimony prove the allegation did not occur. No corrective actions.	

**Comments:** The Justice Facility opened in May of 2018 and is the most modern facility within the Detentions Bureau. During this operational period, the facility has had a total of 8 reportable PREA incidents. In all of these cases, facility video surveillance has been the biggest asset and preventive measure to improve the safety of all inmates incarcerated in this facility. The Justice PREA Compliance team will continue to evaluate the design of the facility for weaknesses and work to improve any issue that may arise to maintain Kern County Sheriff Office's zero tolerance policy of sexual abuse and harassment.

**Facility changes needed, or reasoning if none**

No changes needed as Justice Facility is the most modern and secure facility in the Kern County Sheriff's Office and the facility contains the latest technology to detect and prevent all forms of sexual assault, abuse, or harassment within the facility.

**Agency changes needed, or reasoning if none**

No changes are needed at this time, see comments above.

**Facility manager:**

Lieutenant L. Madera

*L. Madera*

**Date:** 7/23/24

**PREA Coordinator:**

Lieutenant J. Hernandez

*LT JH*

**Date:** 7-31-24

**Agency head or designee:**

Commander R. Wahl

*R. Wahl*

**Date:** 8/1/2024