



SOUTH CAROLINA DEPARTMENT OF CORRECTIONS PREA ANNUAL REPORT - 2021



Safety, Service, Stewardship

The mission of the South Carolina Department of Corrections is: Safety--we will protect the public, our employees, and our inmates. Service--we will provide rehabilitation and self-improvement opportunities for inmates. Stewardship--we will promote professional excellence, fiscal responsibility, and self-sufficiency.





PREA Annual Report - 2021

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Safety, Service, Stewardship

MESSAGE FROM THE AGENCY PREA COORINATOR



Bryan P. Stirling, Director

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS

OFFICE OF LEGAL AND COMPLIANCE



Henry McMaster, Governor

Annual PREA Report

Background and Introduction

The Prison Rape Elimination Act (PREA) was signed into federal law by President George W. Bush in September 2003. The purpose of the law is to provide information, resources, recommendations, and funding to protect individuals from sexual harassment and sexual abuse in confinement facilities. SCDC maintains a “zero tolerance” policy against sexual abuse and sexual harassment and provides guidelines for the prevention, detection, response, investigation, and tracking of allegations of sexual abuse and sexual harassment of offenders within the Agency’s 21 state prison facilities.

All sexual abuse and sexual harassment allegations are investigated. Each case is documented on an incident report and entered into SCDC’s PREA Event Database. All investigators have received specialized Investigations training. The originating facility is required to complete an administrative investigation and is required to retain all investigation documents at the local level. Allegations can also be criminally investigated by our Office of Investigations and Intelligence Investigators depending on the nature of the alleged incident. Upon completion of each investigation, appropriate disciplinary action is taken against the perpetrator; where criminal intent is discovered, the case is presented to the Solicitor for prosecution.

The South Carolina Department of Corrections is continually striving to improve the reporting and investigation methods to ensure the highest level of compliance, as well as swift corrective action where needed. The Agency’s zero tolerance policy aims not only to protect all offenders in SCDC from sexual harassment and sexual abuse, but to also protect anyone who reports an allegation from retaliation.

Purpose

This report summarizes all PREA allegations that were made in 2021. Data from all institutions is collected and aggregated to report on the four categories: 1) Inmate-on-Inmate Sexual Abuse; 2) Inmate-on-Inmate Sexual Harassment; 3) Staff-on-Inmate Sexual Abuse (Misconduct); and 4) Staff-on-Inmate Sexual Harassment. In addition, upon completion of an investigation, all allegations will be deemed one of the four dispositions: 1) *Substantiated* (the allegation was determined to have occurred); 2) *Unsubstantiated* (there was insufficient evidence to make a final determination as to whether the event did or did not occur); 3) *Unfounded* (the allegation was proven to not have occurred); or 4) *Ongoing* (the investigation is still in process). The following pages of this report provides a detailed view of PREA Allegations in 2021.

Signature on File

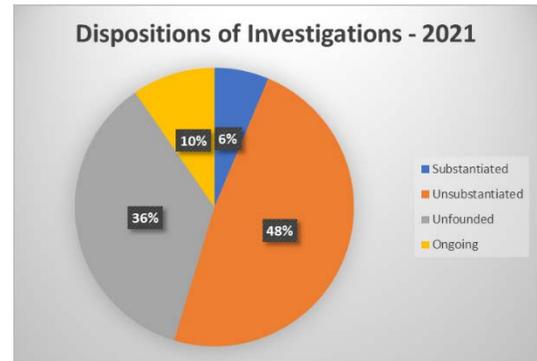
Kenneth L. James, Agency PREA Coordinator



REPORT SUMMARY

The PREA Coordinator’s office, under the Office of Legal and Compliance, is pleased to provide this annual report of PREA activities and implementation efforts for 2021.

In calendar year 2021, SCDC received 364 reported allegations of sexual abuse/sexual harassment. The SCDC Office of Investigations and Intelligence (OI) investigated 25% of the allegations of sexual abuse/sexual harassment for criminal intent. 75% of the allegations were investigated by institutional investigators. 31% of reports were allegations of inmate-on-inmate abuse, and 23% were allegations of staff-on-inmate abuse. Of the 364 allegations, 6% of the allegations were substantiated, 48% were unsubstantiated, 36% were unfounded, and 16% of the cases are ongoing.



Training on the National PREA Standards, and SCDC Policy GA-06.11, “Prevention, Detection, and Response to Sexual Abuse/Sexual Harassment,” was conducted at each Agency Onboarding, Orientation, and Basic Training class provided in 2021, in addition to the annual mandatory PREA training provided by the Agency’s Division of Training and Staff Development.

SCDC continues our agreements with ten (10) Rape Crisis Centers (RCCs) to provide emotional support services to incarcerated survivors of sexual abuse. The RCCs provide hundreds of hours of support to survivors inside SCDC, including face-to-face contacts, group sessions, written correspondence, and phone calls through a toll-free hotline. In addition, video conferencing and distribution of pre-recorded trauma trainings was provided. SCDC continues with its grant programs which assist SCDC with purchasing equipment, developing programs, and enhancing the Agency’s compliance with the National PREA Standards.

2021 PREA Audits:

In 2021, eleven (11) SCDC institutions were audited for compliance with the National PREA Standards by PREA Auditors certified by the United States Department of Justice. Nine (9) of those institutions were 100% compliant with the National PREA Standards. These institutions include:

Broad River Correctional Institution – March 2021	Kershaw Correctional Institution – September 2021
Turbeville Correctional Institution – April 2021	Livesay Correctional Institution – September 2021
Leath Correctional Institution – September 2021	Wateree Correctional Institution – October 2021
Perry Correctional Institution – September 2021	Camille-Graham Correctional Institution – Oct. 2021
Trenton Correctional Institution – November 2021	

Of note, Broad River C.I. received three “Exceeds” on their Final Audit Report; Livesay C.I. received three “Exceeds”; and Camille-Graham received six “Exceeds.”

Aggregated Allegations of Sexual Abuse/Sexual Harassment with Female Victim v. Male Victim Comparisons



Per the aggregation of data for 2021, there were a total of 11 female alleged victims and 353 male alleged victims of sexual abuse/sexual harassment, which equates to 3% of the total that were female and 97% were male alleged victims of the 364 total reported allegations for year 2021.

Allegation Type	Female Victims	Male Victims	Total 2021
Inmate-on-Inmate Sexual Abuse			
Substantiated	0	8	8
Unsubstantiated	0	55	55
Unfounded	3	32	35
Investigation Ongoing	0	15	15
Total:	3	110	113

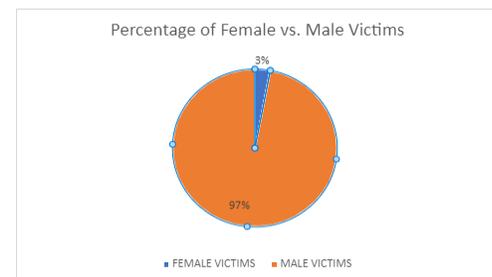
Allegation Type	Female Victims	Male Victims	Total 2021
Inmate-on Inmate Sexual Harassment			
Substantiated	0	3	3
Unsubstantiated	0	48	48
Unfounded	0	34	34
Investigation Ongoing	0	6	6
Total:	0	91	91

Allegation Type	Female Victims	Male Victims	Total 2021
Staff Sexual Misconduct			
Substantiated	0	9	9
Unsubstantiated	1	34	35
Unfounded	1	32	33
Investigation Ongoing	1	7	8
Total:	3	82	85

Allegation Type	Female Victims	Male Victims	Total 2021
Staff Sexual Harassment			
Substantiated	1	2	3
Unsubstantiated	2	36	38
Unfounded	1	27	28
Investigation Ongoing	1	5	6
Total:	5	70	75

GRANT TOTAL:	11	353	364
TOTAL SUBSTANTIATED	1	22	23

Of the 364 reported cases of sexual abuse/sexual harassment in 2021, 23 of these cases were found to be substantiated; 8 of the 23 were incident(s) of inmate-on-inmate sexual abuse; 3 were inmate-on-inmate sexual harassment; 9 were staff sexual misconduct; and 3 were staff-on-inmate sexual harassment incidents. The majority of incidents were inmate-on-inmate sexual abuse allegations (113); followed by inmate-on-inmate sexual harassment (91), staff sexual misconduct (85), and lastly, staff-on-inmate sexual abuse (75).



PERCENTAGE OF FEMALE VS MALE VICTIMS



Comparison Data 2019 – 2021

Allegation Type	2019	2020	2021	TOTALS
INMATE ON INMATE SEXUAL ABUSE				
Substantiated	6	6	8	20
Unsubstantiated	55	34	55	144
Unfounded	11	28	35	74
Investigation ongoing	27	15	15	57
TOTAL	99	83	113	295
INMATE ON INMATE SEXUAL HARASSMENT				
Substantiated	3	4	3	10
Unsubstantiated	41	50	48	139
Unfounded	19	48	34	101
Investigation ongoing	18	10	6	34
TOTAL	81	112	91	284
STAFF SEXUAL MISCONDUCT				
Substantiated	8	10	9	27
Unsubstantiated	39	34	35	108
Unfounded	17	26	33	76
Investigation ongoing	4	19	8	31
TOTAL	68	89	85	242
STAFF SEXUAL HARASSMENT				
Substantiated	0	1	3	4
Unsubstantiated	9	32	38	79
Unfounded	8	44	28	80
Investigation ongoing	0	18	6	24
TOTAL	17	95	75	187
Totals:	265	379	364	1008
TOTAL SUBSTANTIATED INCIDENTS OF SEXUAL VIOLENCE				
	17	21	23	61

In comparison with the 2019 and 2020 data, as presented in the spreadsheet, there was an increase in allegations by 30% (114) and from 2020 to 2021, a decrease by 4% (15) allegations. While allegations of inmate-on-inmate sexual abuse increased since 2019, this same data reveals that the communications plan is still working and that offenders continue to feel safe to report. Inmate-on-Inmate Sexual Harassment cases, Staff sexual misconduct cases, and Staff Sexual Harassment cases have decreased over the last year. Additionally, the number of total substantiated cases has remained low. There were 9 substantiated cases of staff-on-inmate sexual abuse in 2021.



Data by Institution

2021 ALLEGATIONS OF INMATE-ON-INMATE SEXUAL ABUSE						
FACILITY	POPULATION	SUBSTANTIATED	UNSUBSTANTIATED	UNFOUNDED	ONGOING	TOTAL
Allendale CI	1103	0	2	2	0	4
Broad River	1627	0	10	4	5	19
Camille-Graham CI	878	0	0	3	0	3
Evans CI	1390	0	8	2	0	10
Goodman CI	548	0	1	0	0	1
Kershaw CI	1102	0	8	2	0	10
Kirkland CI	1996	1	3	3	1	8
Leath CI	664	0	0	0	0	0
Lee CI	1542	1	7	4	2	14
Lieber CI	1330	2	1	5	1	9
Livesay CI	492	0	0	0	0	0
MacDougall CI	704	0	1	0	1	2
Manning	838	0	0	0	0	0
McCormick CI	742	0	2	2	0	4
Palmer	292	0	0	0	0	0
Perry CI	881	1	3	0	0	4
Ridgeland CI	1122	1	6	3	2	12
Trenton CI	719	1	0	1	0	2
Turbeville CI	1551	1	1	3	2	7
Tyger River CI	1054	0	1	1	1	3
Wateree River CI	840	0	1	0	0	1
Totals	21,415	8	52	35	0	113



2021 ALLEGATIONS OF INMATE-ON-INMATE SEXUAL HARASSMENT

FACILITY	POPULATION	SUBSTANTIATED	UNSUBSTANTIATED	UNFOUNDED	ONGOING	TOTAL
Allendale CI	1103	1	2	2	0	5
Broad River CI	1627	0	2	1	0	3
Camille-Graham CI	878	0	0	0	0	0
Evans CI	1390	0	7	1	0	8
Goodman CI	548	0	1	0	0	1
Kershaw CI	1102	0	4	2	0	6
Kirkland CI	1996	1	2	1	5	9
Leath CI	664	0	0	0	0	0
Lee CI	1542	0	3	7	1	11
Lieber CI	1330	0	0	5	0	5
Livesay CI	492	0	1	0	0	1
MacDougall CI	704	0	4	1	0	5
Manning	838	0	1	1	0	2
McCormick CI	742	1	5	2	0	8
Palmer	292	0	0	0	0	0
Perry CI	881	0	3	0	0	3
Ridgeland CI	1122	0	3	3	0	6
Trenton CI	719	0	1	1	0	2
Turbeville CI	1551	0	4	6	0	10
Tyger River CI	1054	0	3	0	0	3
Wateree River CI	840	0	2	1	0	3
Totals	21,415	3	48	34	6	91

2021 ALLEGATIONS OF STAFF ON INMATE SEXUAL MISCONDUCT

FACILITY	POPULATION	SUBSTANTIATED	UNSUBSTANTIATED	UNFOUNDED	ONGOING	TOTAL
Allendale CI	1103	0	0	0	0	0
Broad River CI	1627	1	9	5	2	17
Camille-Graham CI	878	0	0	1	1	2
Evans CI	1390	0	2	0	1	3
Goodman CI	548	0	0	0	0	0
Kershaw CI	1102	1	1	4	0	6
Kirkland CI	1996	1	1	2	1	5
Leath CI	664	0	1	0	0	1
Lee CI	1542	0	2	4	0	6
Lieber CI	1330	1	0	0	0	1
Livesay CI	492	0	0	0	0	0
MacDougall CI	704	2	0	3	0	5
Manning	838	0	0	2	0	2
McCormick CI	742	0	2	1	0	3
Palmer	292	0	0	0	0	0
Perry CI	881	1	9	0	0	10
Ridgeland CI	1122	0	1	1	0	2
Trenton CI	719	0	0	2	2	4
Turbeville CI	1551	0	1	7	1	9
Tyger River CI	1054	1	2	1	0	4
Wateree River CI	840	1	4	0	0	5
Totals	21,415	9	35	33	8	85

2021 ALLEGATIONS OF STAFF ON INMATE SEXUAL HARASSMENT

FACILITY	POPULATION	SUBSTANTIATED	UNSUBSTANTIATED	UNFOUNDED	ONGOING	TOTAL
Allendale CI	1103	0	1	0	0	1
Broad River CI	1627	0	9	0	0	9
Camille-Graham CI	878	1	1	1	1	4
Evans CI	1390	0	2	0	0	2
Goodman CI	548	0	0	2	0	2
Kershaw CI	1102	1	4	1	0	6
Kirkland CI	1996	0	1	3	2	6
Leath CI	664	0	1	0	0	1
Lee CI	1542	0	5	3	0	8
Lieber CI	1330	0	0	5	0	5
Livesay CI	492	0	0	0	0	0
MacDougall CI	704	0	1	1	0	2
Manning	838	0	0	0	0	0
McCormick CI	742	1	0	1	1	3
Palmer	292	0	0	1	0	1
Perry CI	881	0	8	1	2	11
Ridgeland CI	1122	0	0	0	0	0
Trenton CI	719	0	0	0	0	0
Turbeville CI	1551	0	2	7	0	9
Tyger River CI	1054	0	1	1	0	2
Wateree River CI	840	0	2	1	0	3
Totals	21,415	3	38	28	6	75

Analysis

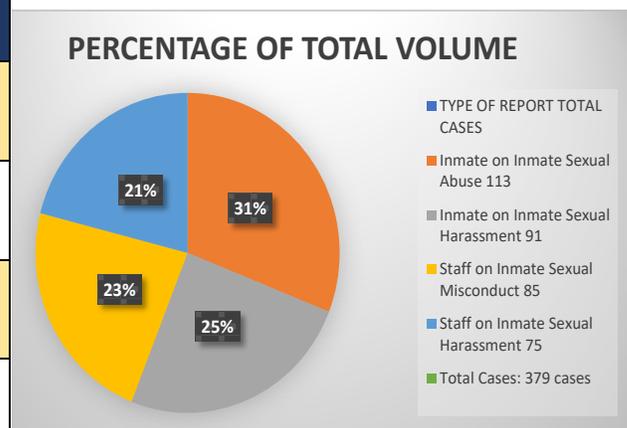
Institutions with Highest Volume of Cases

RANK	FACILITY	POPULATION	TOTAL PREA CASES	SUBSTANTIATED CASES
1	Broad River CI	1627	48	1
2	Lee CI	1542	39	1
3	Turbeville CI	1551	35	1
4	Kershaw CI	1102	28	2
5	Kirkland CI	1996	28	3
6	Perry CI	881	28	2
7	Evans CI	1390	23	0

The table above illustrates that out of 21 institutions, the seven (7) institutions with the highest volume of PREA cases for year 2021 had a low number of substantiated cases. Kirkland had the highest number (three total) of substantiated cases for the year.

Type of Cases and Percentage of Total Volume

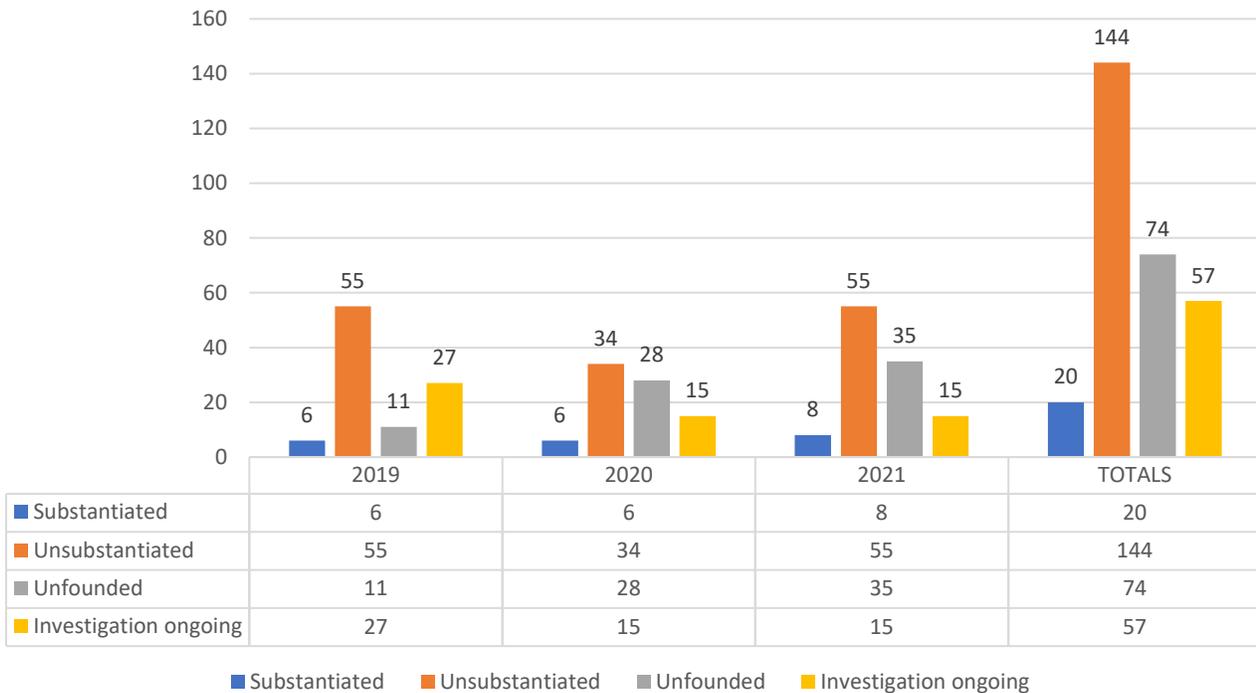
TYPE OF REPORT	TOTAL CASES	% OF TOTAL VOLUME
Inmate on Inmate Sexual Abuse	113	31%
Inmate on Inmate Sexual Harassment	91	25%
Staff on Inmate Sexual Misconduct	85	23%
Staff on Inmate Sexual Harassment	75	21%
Total Cases:		364 cases



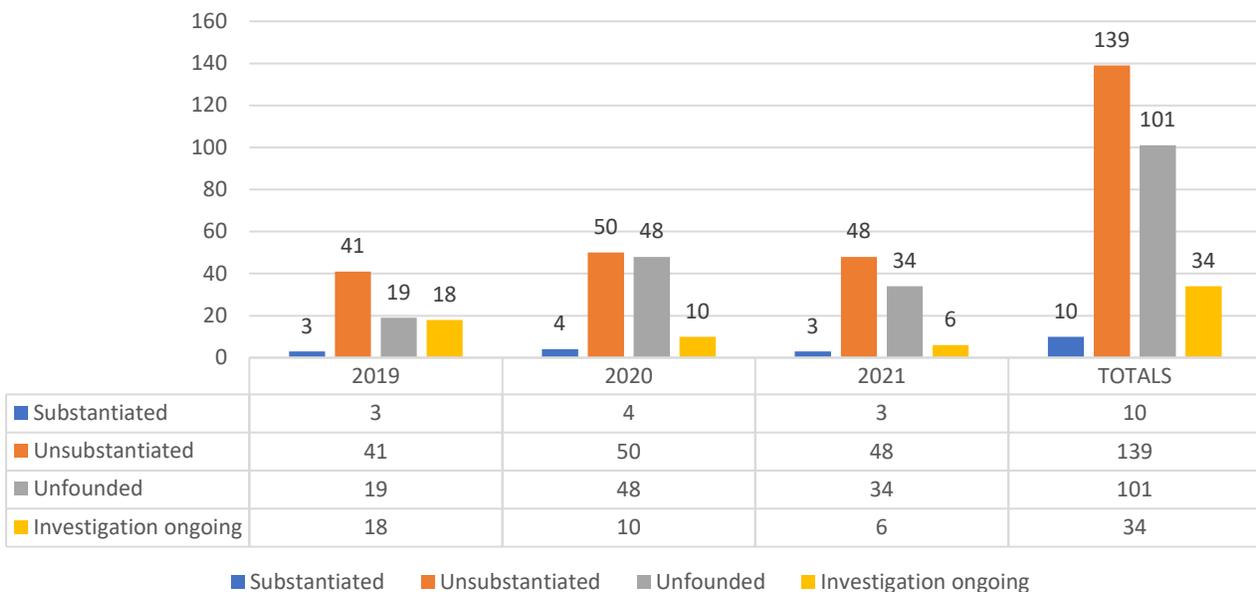
Inmate-on-Inmate sexual abuse cases presented the highest in volume of allegation type for 2021.

Allegation Breakdown

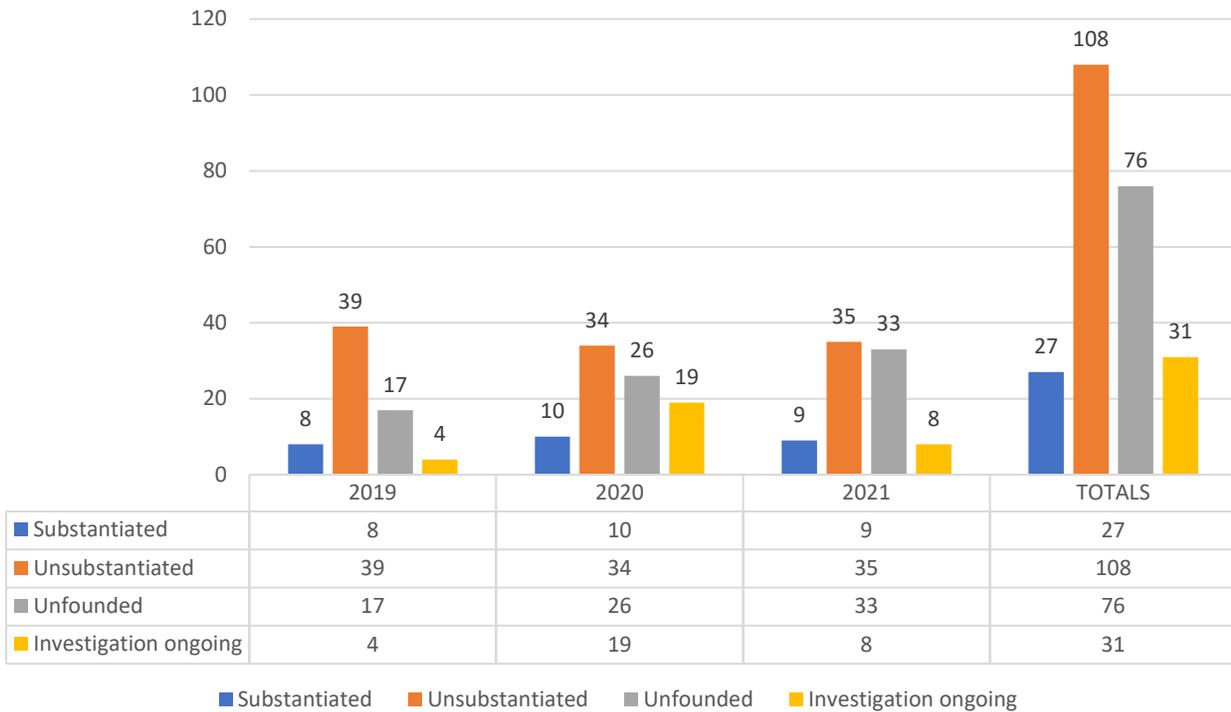
INMATE ON INMATE SEXUAL ABUSE
January 1, 2019 - December 31, 2021



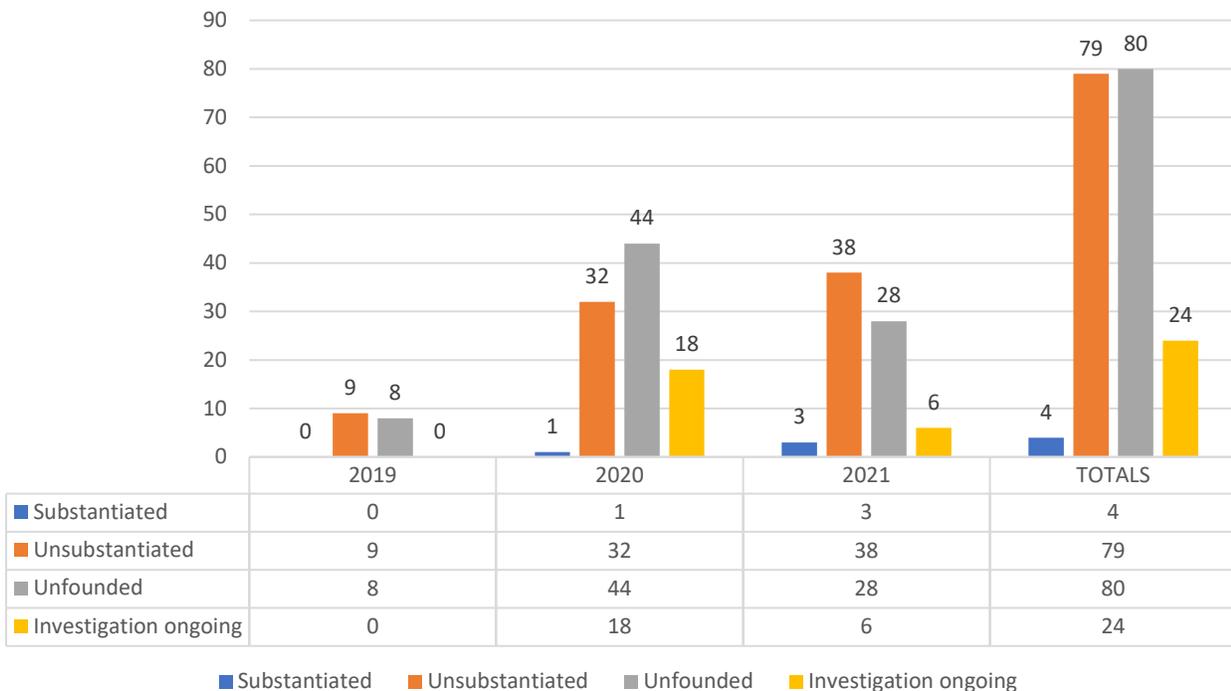
INMATE ON INMATE SEXUAL HARASSMENT
January 1, 2019 - December 31, 2021



STAFF SEXUAL MISCONDUCT January 1, 2019 - December 31, 2021



STAFF SEXUAL HARASSMENT January 1, 2019 - December 31, 2021



Corrective Actions

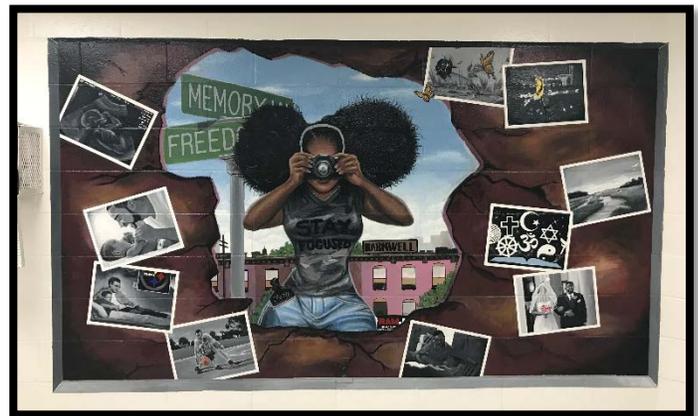
To ensure SCDC continues its path to full compliance with the Federal PREA Standards, the Office of Legal and Compliance and PREA Coordinator's Office, in coordination with institutional PREA Compliance Managers, have implemented several corrective actions to address issues for 2022.

1. **Video Monitoring:** Through grants in 2021, SCDC was able to purchase numerous cameras and mirrors to enhance sexual safety in institutions. We will continue to apply for grants for additional video monitoring equipment. In addition, SCDC Division of Security is working to install purchased cameras throughout the facilities to increase and improve video monitoring throughout the Agency for the protection of offenders and staff. Due to the consequences of COVID, the plan was slowed and will be continued.
2. **Medical and Mental Health Screenings:** SCDC continues to improve this process. To ensure compliance, the Agency has improved the process by including an alert for inmates who indicate previous encounters with sexual abuse. This indication is submitted to mental health to initiate a meeting with those inmates and offer emotional support services.
3. **Documentation:** SCDC continues to modify and update our documentation processes to better capture information and data and streamline our investigative processes. We hold numerous trainings to ensure staff are aware of these procedures and changes. In addition, SCDC has added new staff to include an Assistant PREA Coordinator and three Regional PREA Managers (RPMs) who monitor and advise institutions on corrections needed for any missing or incomplete documentation. Also, the Office of Investigations and Intelligence has created a Special Victims Unit (SVU) to provide investigators dedicated to all PREA allegations. This will ensure the timeliness of completed cases.
4. **Physical Plant:** Several institutions, due to the age of the buildings, are in need of significant repairs and upgrades. The PREA Coordinator's Office is working with Facilities Maintenance to address concerns provided by PREA auditors.
5. **Screening for Risk of Sexual Victimization and Abusiveness:** SCDC continues to improve its timely PREA Risk Screening initial and 30-day reassessment processes. This required timeframe has been difficult to achieve due to the effects of COVID on staffing in the institutions. The RPMs now are assisting institutions in ensuring timely assessments.
6. **Inmate Education:** Due to COVID quarantines and restrictions, SCDC has modified its inmate training procedures by including a pre-recorded inmate peer led inmate education video that can be played at any given time to ensure this procedure is not delayed. This is coordinated by institutional Classification Staff who assist with presentations and answering questions of inmates.
7. **Training:** In addition to yearly SCDC PREA training, multiple refreshers are provided throughout the year. The PREA Coordinator's Office is preparing a specialized training to prepare institutions with upcoming audits on the audit process.

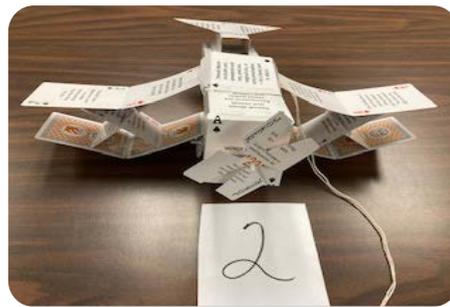
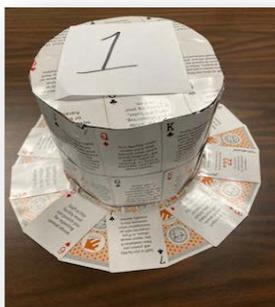
Notable Successes

Despite the constraints imposed upon the Agency and the State by COVID-19, SCDC was able to make observable strides in its efforts to achieve and maintain compliance with the Prison Rape Elimination Act of 2003. In 2021, SCDC had eleven (11) institutions audited for compliance with the National PREA Standards, for which nine (9) were found fully compliant, and 2 needed minimal corrective action. With the funds provide through grants, multiple cameras and mirrors were purchased to upgrade and increase sexual safety in multiple prisons. The PREA Coordinator's Office, in conjunction with multiple local rape crisis centers, created a program that will work with selected inmates who will be trained to provide trauma informed assistance and resources to inmates who experienced sexual trauma. These inmates will be activated in times when there is limited mental health staff available, such as at night and on weekends, and will guide their peers to available resources to assist them in their time of need. Another successful program, working cooperatively with Just Detention International (JDI), inmates were able to create and send out holiday cards to incarcerated individuals at other agency institutions across the United States. Cards Across America, a JDI initiative, is a yearly event that SCDC has been a part of for several years, works to spread hope and cheer from inmates to inmates.

As Leath and Camille Graham continue with the #PrisonersToo project, which is a partnership with JDI, the institutions were able to expand the project with innovative ways to keep zero tolerance against sexual abuse and sexual harassment in the forefront of our agency's commitment to sexual safety of the inmate population. At multiple intuitions, several inmates created wall murals depicting healing and processing through their trauma. Other institutions, like Allendale Correctional Institution, inmates were invited to participate in an art project using PREA playing cards. The project's intention was to use the PREA playing cards to create an art piece that will draw the viewer's attention and be an avenue to discuss PREA and the messages on the cards. The attached photos show the creative designs several participants created, making this project a great success!



SCDC Will continue to keep zero tolerance reminders at the forefront of staff and inmates as we work towards becoming and remaining 100% PREA compliant.



Schedule of Audits

CYCLE 4 PREA Audit Schedule August 20, 2022 through August 19, 2025

CYCLE 4

Year 1 (August 20, 2022 - August 19, 2023)

Kirkland CI	September 7-9, 2022
McCormick CI	October 10-12, 2022
Manning CI	November 7-9, 2022
Goodman CI	November 15-17, 2022
Palmer CI	December 14-16, 2022
MacDougall CI	January 9-11, 2023
Allendale CI	February 6-8, 2023

Year 2 (August 20, 2023 - August 19, 2024)

Broad River (CI - SF)	August 28-30, 2023
Evans CI	September 18-20, 2023
Lieber CI	October 16-18, 2023
Tyger River CI	November 13-16, 2023
Lee CI	December 11-13, 2023
Turbeville CI	January 8-10, 2024
Ridgeland CI	February 5-7, 2024

Year 3 (August 20, 2024 - August 19, 2025)

Leath CI	August 26-28, 2024
Kershaw CI	September 23-25, 2024
Livesay CI	October 21-23, 2024
Camille Graham CI	November 11-13, 2024
Wateree River CI	December 9-11, 2024
Perry CI	January 6-8, 2025
Trenton CI	February 10-12, 2025



*Audit in progress at
Camille-Graham Correctional Institution*



*Audit in progress at
Broad River Correctional Institution*