## Did You Know?

- Sexual assault services are available to both male and female, are culturally competent and recovery oriented
- Retaliation and Reprisal can result in punishment
- If the alleged subject is the commander or in the victim's chain, the victim can go outside the chain of command to report the offense
- A Military Protective Order is an option for victims who file an unrestricted report
- Allegations of sexual harassment can be filed with a Military Equal Opportunity representative

# Victims' Bill of Rights

DoD Victims' Bill of Rights resembles the Federal Crime Victims' Bill of Rights. DoD law enforcement and legal personnel directly engaged in the detection, investigation, or prosecution of crimes are responsible for ensuring that victims of military-related crime are accorded the following rights:

- To be treated with fairness
- To be treated with respect for your dignity and privacy
- To be reasonably protected from the accused offender
- To be notified of court proceedings
- To be present at all public court proceedings related to the offense unless otherwise determined by the court
- To confer with the attorney for the government in the case
- To receive available restitution
- To be provided with information about the conviction, sentencing, imprisonment, and release of the offender

# KAFB Sexual Assault Response Office

Pamela Reeves/SARC pamela.reeves@us.af.mil
Office - 846-629 Cell -263-4107

DJ Babbitt /SAPR VA danielle.babbitt.2@us.af.mil 846-5225

Mike Kerkhoff/SAPR VA michael.kerkhoff@us.af.mil 853-1957

Located in the 377 ABW/HQ Building Number 20604 2000 Wyoming Boulevard SE Suite D-19



SAPR - 24/7 Response Hotline CALL 505-846-7272 or TEXT 505- 977-6683

# Sexual Assault Prevention and Response

# SAPR CY16 Reference Guide



## **AF SAPR Mission**

Educate, advocate, and collaborate to respond to and stop sexual assault and its harmful effects on the Air Force.



SARC–Single point of contact to coordinate sexual assault victim care

**SAPR Victim Advocate**—Provides non-clinical essential support and care and resource options to victims

Confidential Communication—Process to report or disclose sexual assault in a confidential manner

Special Victim's Counsel—Legal representation for victims

**Expedited Transfer**—Option to PCS or PCA for unrestricted reports

**Mental Health Support**—Providers trained to support survivors of trauma

**Medical Support**—Comprehensive medical evaluation, medical forensic examination and treatment of injuries and reproductive risk exposures and infections

**50 Year Document Retention**—Allows for use in VA benefit applications

**DoD Safe Helpline 24/7—**Provides confidential one-on-one support from a sexual assault professional Contact them at 1-877-995-5247 or safehelpline.org

#### **UCMJ Punishable Violations**

**Article 120** - rape or sexual assault upon adults or children

**Article 125** – forcible sodomy

**Accountability** – minimum mandatory sentence of dismissal or dishonorable discharge for persons found guilty

### **Definitions for Reference**

Sexual Assault: Intentional sexual contact by use of force, threats, intimidation, or abuse of authority, or when the victim does not or cannot consent.

**Consent:** Words or overt acts indicating a freely given agreement to the sexual conduct at issue by a competent person.

Special Victim's Counsel: Attorneys assigned to provide legal advice and representation to individuals who make a restricted or unrestricted report of sexual assault.

Unrestricted Reporting: A process that an individual uses to disclose, without requesting confidentiality or restricted reporting, that he or she is the victim of a sexual assault. Under these circumstances, the victim's report and any details provided to the SARC, Healthcare Personnel, a VA, command authorities, or other persons are reported to law enforcement and may be used to initiate the official investigation process.

Restricted Reporting: A process used to report or disclose that he or she is a victim of sexual assault to specified officials on a requested confidential basis. Under these circumstances the victim's report and any details provided to the SARC, Healthcare Personnel, or a VA will not be reported to law enforcement to initiate an official investigation unless the victim consents or an established exception is exercised under DoDD 6495.01.

**Retaliation:** Taking or threatening to take an adverse personnel action, or withholding or threatening to withhold a favorable personnel action, with respect to a military member because the member reported a criminal offense. This also includes:

Ostracism: Excluding a military member from social acceptance, privilege or friendship with the intent to discourage reporting of a criminal offense or otherwise discourage the due administration of justice or.

Maltreating of a military member, to include treatment by peers or by other persons...that is abusive or otherwise unnecessary...and results in physical or mental harm or suffering.

Reprisal: Taking or threatening to take an unfavorable personnel action, or withholding or threatening to withhold a favorable personnel action, for making, preparing to make, or being perceived as making or preparing to make a protected communication.

SAFE Kit: Sexual assault forensic evidence collection kit used by medical personnel for gathering and preserving physical evidence following a sexual assault. Kits are retained for 5 years in Restricted Report cases to allow victims the opportunity to change their minds and convert to Unrestricted. Kits are retained for 5 years in Unrestricted Report cases.

Military Rule of Evidence 514: A victim can refuse to disclose communications with a victim advocate for purposes of facilitating advice or supportive assistance and others can refuse to disclose these conversations on behalf of the victim

Military Protective Order: Short-term order issued by a commander barring active duty members from having contact with a specified individual(s) against whom they are alleged, or are confirmed to have committed an offense; MPO's can safeguard victims and maintain good order and discipline.

Expedited Transfer: The victim's option (Unrestricted reports only) to request a temporary or permanent expedited transfer from their assigned command or installation or to a different location within their command or installation.

SF 86 - Questionnaire for National Security Positions, Question 21: States victims of sexual assault that have received or intend to receive mental health counseling strictly related to the sexual assault are directed to answer NO on Question 21