

2022

Maine Air National Guard Prevention Forum

Suicide Prevention & SAPR Annual Training

Station 1
SAPR Talking Points



Disclaimer

This training may include content that is graphic and sensitive in nature, it may be triggering at times and could make it difficult for you to participate.

If you feel the need to excuse yourself, feel free to leave the room or take a break.

Individuals, such as those who have experienced a personal trauma including sexual assault, may reach out to the installation SAPR office to complete this training in a private setting to avoid furthering trauma or diminishing of emotional well-being.

Remember, even if you don't have a personal experience, someone in this room may. For purposes of this training the term "victim" will be used to align with policies. **Statements should be respectful at all times.**

Mandatory reporters are likely present so, please refrain from disclosing a sexual assault in this training so individual reporting options are preserved.

The SAPR office is available 24/7 for anyone who needs assistance.

Maine Air National Guard 24/7 SAPR Response

(207) 307-5466



Other Resources

Wing SARC Direct Line: (207) 631-5189

~~JFHQ SARC Direct Line: (207) 430-5824~~

Director of Psychological Health (207) 404-7633

MEANG Chaplain: (207) 356-0674

National Sexual Assault Hotline: (800) 656-4673

Suicide and Crisis Lifeline: 988 (Choose 1 for Veteran's Crisis Line)

Need Help? Reach out. You don't have to do this alone.



Sexual Harassment

Unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature constitute sexual harassment when:

- Submission to such conduct is made either explicitly or implicitly a term or condition of an individual's employment
- Submission to or rejection of such conduct by an individual is used as the basis for employment decisions affecting such individual
- Such conduct has the purpose or effect of unreasonably interfering with an individual's work performance or creating an intimidating, hostile, or offensive working environment.



Sexual Assault

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

The term includes a broad category of sexual offenses consisting of the following specific [Uniform Code of Military Justice \(UCMJ\)](#) offenses: rape, sexual assault, aggravated sexual contact, abusive sexual contact, forcible sodomy (forced oral or anal sex), or attempts to commit any of these acts.



We'll Talk UCMJ in a few slides

Consent

Words or overt acts indicating a freely given agreement to the sexual conduct at issue by a competent person. An expression of lack of consent through words or conduct means there is no consent.

Lack of verbal or physical resistance or submission resulting from the accused's use of force, threat of force, or placing another person in fear does not constitute consent.

A current or previous dating relationship or the manner of dress of the person involved with the accused in the sexual conduct at issue shall not constitute consent. There is no consent where the person is sleeping or incapacitated, such as due to age, alcohol or drugs, or mental incapacity.



Alcohol

Alcohol does NOT cause sexual assault

Alcohol is a substance that may alter an individual's ability to consent

Some offenders use alcohol as a tool to manipulate people into sexual activity, or as an excuse to justify their actions



Independent Investigations

If a sexual assault is reported to command by a third party, it will initiate an independent investigation.

If the victim/survivor has already made a restricted report, the report will stay restricted unless or until the victim elects to convert to unrestricted.

~~If the victim/survivor has not formally reported to the command and signed a DD 2910 the report will be a Restricted Report is~~

We'll Chat!



Reporting Quick Reference

	Restricted	Un-Restricted
SARC (Confidential Resource)	✓	✓
Victim Advocate (Confidential Resource)	✓	✓
DPH / Healthcare Personnel (Confidential Resource)	✓	✓
Chain of Command (Mandatory Reporter)	✓ CHANGE	✓
Law Enforcement (Mandatory Reporter)	✗	✓

****Chaplain, Staff Judge Advocate, & DoD Safe Helpline are additional confidential resources for disclosure****



Benefits & Limitations

Restricted Report

Unrestricted Report

Benefits:

- *Access to medical, advocacy, legal and counseling services
- *Receive the Sexual Assault Forensic Exam (SAFE)
- *Control the release of personal Information
- *Can change to Unrestricted Report at any time
- *Special Victims' Counsel
- *CATCH Program

Limitations:

- *The reported offender will not be held accountable
- *Ineligible for expedited transfer or reassignment
- *No command support
- *Cannot receive a protective order

Benefits:

- *Access to medical, advocacy, legal and counseling services
- *Receive the Sexual Assault Forensic Exam (SAFE)
- *Control the release of personal Information
- *Can change to Unrestricted Report at any time
- *Special Victims' Counsel
- *CATCH Program (**caveat**)
- *Protective Order(s)
- *Office of Complex Investigation (**caveat**)
- *Expedited Transfer

Limitations:

- *More people will know about the assault
- *Investigation may require discussion of personal matters
- *Process could be lengthy
- *Cannot change to Restricted Report



****Chaplain, Staff Judge Advocate, & DoD Safe Helpline are additional confidential resources for disclosure****

Sexual Assault Forensic Exam

The Sexual Assault Forensic Exam (SAFE) is the process of collecting any medical forensic evidence of the assault.

It can be done even if the assault was not penetrative.

States have different collection timeframes, typically 3-5 days after the assault.

It does not matter if the victim showered or changed clothes.

Members may also receive preventative medications for STIs and pregnancy. ***



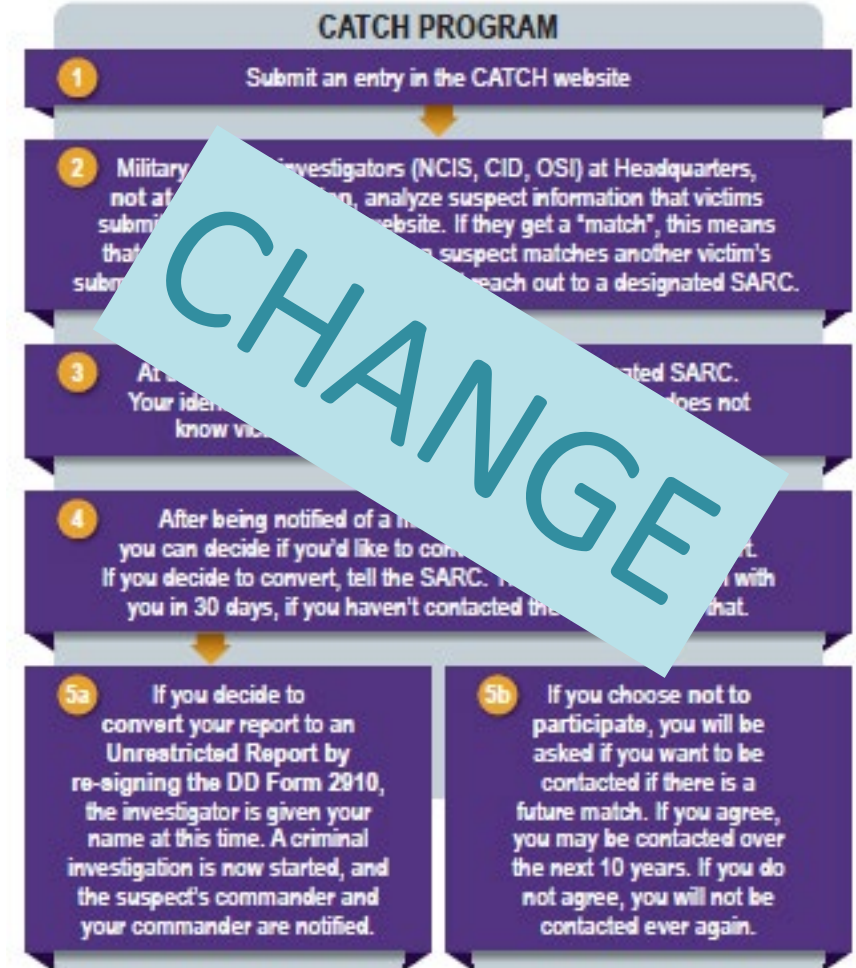
CATCH **Change!!**

The CATCH Program **NOW** gives people making a Restricted Report **OR an UNRESTRICTED REPORT** an opportunity to anonymously disclose suspect information to help the DOD identify serial offenders.

Change – Unrestricted reports when the offender's name is not known to LEO

The CATCH Program allows sexual assault victims to discover if the suspect in their Report may have also assaulted another person (a 'match' in the CATCH website), and having that knowledge, decide whether to convert their Restricted Report to an Unrestricted Report to initiate an investigation of the serial offender suspect or to participate and/or disclose the serial offender suspect name to law enforcement and participate in the investigation.

Participation in the CATCH Program is voluntary. Restricted Reports are not converted without permission.



Special Victim's Counsel

The National Guard Bureau's Special Victim's Counsel (SVC) are specially trained, licensed attorneys who advise and represent victims throughout the criminal justice process

Services include, but are not limited to:

- **Obtain witness fees and related costs**
- **Advise on Victim's rights/duties**
- **Pre-trial interviews, motions/court appearances/appeals on MRE 412, 513, and 514 issues**
- **Post-trial matters**
- **Obtaining/protecting records**



Victims' Rights

- Treated with fairness & respect for their dignity and privacy
- Be reasonably protected from the alleged offender
- Express a preference between military or civilian prosecution
- Provide input to the convening authority on the disposition
- Receive notice of certain proceedings and events
- Be present and heard at certain proceedings
- Confer with the prosecutor/trial counsel in the case
- Receive restitution, if available by law
- Proceedings free from unreasonable delay



Leadership's Role – When does this start?

- Manage Command Climate
- Provide support within the work center.
- Ensuring victim's rights are protected.
- Ensuring a victim's physical safety, emotional security, and medical treatment needs are met.
- Notifying the Commander/Director of any barriers to support.
- Victims have the opportunity to communicate with the G/FO regarding issues related to their military career that the victim believes are associated with the sexual assault.
- Protecting the victim or others involved from retaliation.



Retaliation

The taking or threatening to take an adverse personnel action, or withholding or threatening to withhold a favorable personnel action, with respect to a service member or civilian member because the member reported a criminal offense or;

Ostracizing a service member or civilian member, to include excluding 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 a service member or civilian member, to include treatment by peers or by other persons, that, when viewed objectively under all the circumstances, is abusive or otherwise unnecessary for any unlawful purpose, that is done with the intent to discourage reporting of a criminal offense or otherwise discourage the due administration of justice, and that results in physical or mental harm or suffering, or reasonably could have caused 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.



Intervention & Prevention

Remember the 3 Ds:

Intervene **Directly**. Engage with either the possible victim or possible aggressor.

Intervene by **Delegating**. Call for help or ask someone with more authority or a closer relationship with the people involved to step in.

Intervene by **Distracting** from the situation until everyone is safe.

Three important norms help reduce sexual violence:

Sexual Assault will not be tolerated.

Everyone deserves to be treated with respect.

Everyone is expected to play a part in prevention.



Status of Alleged Offender and Jurisdiction

Title 10 Status

- UCMJ
- MCIO
- Courts Martial

Title 32 Status

- Occurred on Non-Federal Property
- State Criminal Code
- Civilian Law Enforcement
- Civilian Criminal Court

Title 32 Status

- Occurred on Federal Property
- Federal Criminal Code
- Federal Bureau of Investigations
- Federal Court

Note: If the incident occurred in a T10 status, ANG Airmen (Victim or Subject) can be called back to active duty for investigation and/or Courts Martial



Office of Complex Investigations (OCI)

- In the National Guard, the majority of reported sexual assaults fall under the jurisdiction of Civilian Law Enforcement.
- Civilian Authorities may decline to press charges and Commanders are prevented from conducting an internal investigation into sexual assault allegations
- The TAG can request an investigation by OCI, whose members have specialized training in conducting sexual assault investigations
- OCI prepares a final report, and the TAG makes any decisions regarding possible personnel actions



Command Reporting Requirements

When a commander becomes aware of a sexual assault allegation:

- **Immediately** notify SARC/VA to ensure victim has access to all applicable resources
 - Sexual Assault Forensic Exam
 - Special Victim's Counsel
- 8 Day Report
- CCIR
- Locally Commanders are required to do a Serious Incident Report (SIR)



DoD Safe Helpline

The Safe Helpline is the Department of Defense's (DoD) sole hotline for members of the DoD community affected by sexual assault

Safe Helpline is a completely anonymous, confidential, 24/7, specialized service-providing help and information anytime, anywhere.

A Safe helpline user can access one-on-one support, peer-to-peer support, information, resources and self-care exercises 24/7 to aid in their recovery.



Sexual Assault Survivors in the Military

There is no one "normal" reaction to sexual assault. It can impact you psychologically, emotionally, and physically. These effects can be brief in duration or can last a long time. It can take time to learn how to manage these effects, but with the right support it can happen.

DoD Safe Helpline offers one-on-one, anonymous support to the DoD community, 24 hours a day, 7 days a week, to help you through the healing process. Safe Helpline staff are specially-trained professionals who can provide help via online chat or telephone. Information and referrals are also available at safehelpline.org or by text message.

You can also create a personalized self-care plan with the Safe Helpline app. Download it for free from the iOS and Android app store.

Safe Helpline supports all members of the DoD community, and you can access it from anywhere in the world. All Safe Helpline services are confidential and secure, and the information you provide is not shared with anyone in the military.

Need to talk?
We're here to help.



Telephone Helpline
877-995-5247



Online Helpline
SafeHelpline.org



Chat With Peers
SafeHelpRoom.org



Self-Care App
Available on the iOS and
Android app stores



Info by Text
55-247 (in US)
202-470-5546 (outside US)

DoD
Safe Helpline
Sexual Assault Support for the DoD Community



safehelpline.org
877-995-5247

Secure. Confidential. Anonymous.

Know the Players – You

You are a member of the 123rd Squadron. Next week, the unit starts a 2-week Annual Training at the Air National Guard Base in Bangor where they will be required to stay at the Horizon Inn.



Know the Players – MSgt Goodson

MSgt Goodson is the Flight Chief for Alpha Flight. MSgt Goodson joined the unit 3 months ago after accepting the promotion to MSgt. They have been in the National Guard for over 13 years and have a seemingly great reputation throughout the Defender Community. MSgt Goodson works as a civilian surveyor and is always looking to get any military orders they can for extra money. MSgt Goodson goes to the gym every day and is very committed to physical fitness. MSgt Goodson stays very active and engaged with their flight and the full-time members of the unit. MSgt Goodson has been divorced for 3 years and lives alone.

During MSgt Goodson's first drill as Assistant Flight Chief, MSgt Goodson got phone numbers from everyone in the flight. Over time, MSgt Goodson contacts the Airmen individually to check in and has started a group text. MSgt Goodson mostly uses the group text to update everyone on upcoming drill dates, important events, and changes. However, after the start of AT, the group messages have gone off the initial topics specific to military requirements. There are memes, GIFs, and photos shared about how boring drill is, or making fun of other flights, other Airmen, and leaders in the unit.



Know the Players – TSgt Johnson

TSgt Johnson is the Assistant Flight Chief for the Alpha Flight. TSgt Johnson has been a Defender for 10 years in the Maine Air National Guard and has recently been attending college at Husson University for Business. TSgt Johnson likes outdoor activities and going out for drinks with college friends on the weekends. Because TSgt Johnson is so busy with school and is very private about their social life, TSgt Johnson only engages with unit members when necessary.



Know the Players – SrA Tellier

SrA Tellier is the Second Fire Team Leader. SrA Tellier has been a Defender for 4 years and is known for their outstanding work ethic; which is why SrA Tellier was appointed to the Fire Team Leader position. SrA Tellier has made lots of friends within the unit and can always be found smiling and laughing during drill weekend. SrA Tellier works in a restaurant and goes to school part time for psychology. SrA Tellier hangs out with other Airmen from the unit during the month. SrA Tellier loves running road races and posting pictures of their Italian Mastiff on social media.

SARC assigns groups/rooms and dismisses larger group

