Sexual Assault Program
Major Herman Reinhold
Introduction To Sexual Assault Prevention and Response (SAPR) Program

Purpose – Update the field on SAPR Program

Topics: 1. SAPR Program Guidance
         2. NGB and JAG Roles
         3. JA Training

Conclusion
DoD Policy

• It is DoD policy to prevent and eliminate sexual assault within the Department by providing comprehensive procedures to better establish a culture of prevention, response, and accountability that enhances the safety and well-being of all DoD members.

DoDI 6495.02, paragraph 4.

See also DoDD 6495.01, paragraph 4.
SAPR Program Guidance

- DoD Directive Type Memos (DTMs by Dr Chu & Mr Wolfowitz, Nov 04 - Mar 05)
- USAF Policies for Prevention of & Response to SA (8 Jun 05, to be replaced by AFI later)
- DoDD 6495.01, Sexual Assault Prevention and Response (SAPR) Program (6 Oct 05)
- AR 600-20 Army Command Policy, Chapter 8, SAPR Program (1 Feb 06, and revised 7 Jun 06)
- DoDI 6495.02, SAPR Procedures (25 Jun 06)
SAPR Program Guidance

• USAF Policy directs ANG to have specific program (paragraph 4.10) and AR 600-20 directs NGB to have specific program (paragraph 8-5i)

• NGB Guidance
  
  • NGB-J1 Memos on: Commander’s Checklist for Responding to Allegations of SA (15 Jun 05); SA Victim Services Resource Guide (15 Jun 05); and, State SA and Response Coordinator (19 Jul 05)

  • Chief, NGB All States Memo on SA Policy (8 Sep 05) ends: “Bottom line: Prevent SA and fully assist victims if it does occur.”
SAPR Program
Guidance

• NGB Guidance
  • ANG Memo on Guidance to Wing CC/CVs (28 Feb 06)
  • Chief, NGB All States Memo on SAPR Program (12 Jun 06) has focus on several areas:
    • Training with NGB video
    • Staffing JF HQ SA Response Coordinator positions
    • Create a State Guard Limited SA Reporting System
    • Build State and Local Programs
    • Victim Privacy
    • Establish a SA Review Board (SARB)
SAPR Program Guidance

• Victim – Witness Assistance Programs
  • 1982 Victim & Witness Protection Act
  • 1990 Victim’s Rights & Restitution Act
  • DoDD 1030.1, Victim & Witness Assistance
  • AFI 51-201, Law, Administration of Military Justice (Chapter 7, Victim & Witness Assistance) and AR 27-10, Legal Services, Military Justice (Chapter 18, Victim/Witness Assistance)

• Department of Justice Programs

• State and Local Compensation Programs (see National Association of Crime Victim Compensation Board (NACVCB) website)
SAPR Program
NGB Roles

• Ms Jane Lux, NGB-J1, is the NGB SAPR Program Coordinator

• The NGB SAPR Working Group:
  • Trains SARCs and VAs with classes at St Louis, Los Angeles and PEC
  • Drafts SAPR policy for NGB
  • Coordinates ARNG and ANG SAPR policies
  • Advises JF HQ SARCs, Unit SARCs, and Unit VAs on cases, as needed
  • Receives reports of Sexual Assault
SAPR Program
NGB Roles

• NGB SAPR Working Group Members:
  • Ms Jane Lux, NGB-J1, 703-601-0577 or jane.lux@ngb.ang.af.mil
  • MAJ Lorraine Frojen, NGB-ARNG, 703-607-3293 or lorraine.frojen@us.army.mil
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  • Maj Herman Reinhold, NGB-JA, 703-607-2706 or herman.reinhold@ngb.ang.af.mil
SAPR Program
JA Roles

• JAs will:
  • Advise SARCs and VAs about federal, state and local laws and procedures relating to Sexual Assault
  • Advise Commanders, SARCS and VAs about the SAPR and Victim-Witness Assistance Programs
  • Assist SARCs in creating MOUs or MOAs with national, state and local agencies to provide services or assistance to victims
  • Serve as members of the Sexual Assault Review Boards (see DoDI 6495.02, Enclosure 7)
  • Ensure all JAs receive First Responder training (see DoDI 6495.02, Enclosure 6, paragraph E6.3.6)
SAPR Program JA Training

• Program requires training for: all military members (annual training); deploying members; SARCs; VAs; and, First Responders (Health Care Providers, Law Enforcement, Criminal Investigation, Chaplains and Judge Advocates)

• Training to be in initial entry training, professional military education and other forums

• JAs must get initial and refresher training on: SA Response Policies; DoD Policies; Confidentiality Policy; Victim Rights; Victimology; Sex Offenders; Scientific Standards for Evidence; Recantations and False Information; and, Deployment Issues
SAPR Program
JA Training

• Trial Counsel must get initial and refresher training on: SA Response Policies; Military Service Specific Issues; Confidentiality Policy; Evidence; Interviews; and, Sexual Assault Victim Trial Preparation

• The USAF JAG School has put SAPR issues into the Judge Advocate Staff Officer Course (JASOC) and the Trial and Defense Advocacy Course (TDAC)

• The Army JAG School has put SAPR issues into their Basic Course

• The Army Judge Advocate General issued Policy Memorandum 06-5 on mandatory JAG training (10 Jan 06)
SAPR Program
JA Training

• PowerPoint materials posted on Army JAGCNet

  • JA slides covered: Rapist Typology and Victimology; Victim-Witness Assistance; and, DoD and Army Sexual Assault Policy Training (contact Maj Reinhold for copies)

  • Trial Counsel slides covered: Expert Testimony in Sexual Abuse; Forensic and Scientific Evidence in Sexual Assault Cases; Military Rules of Evidence and Sexual Assault Prosecutions; and, Interviewing and Pretrial Preparation of Victims and Witnesses (see Criminal Law Forum, 28 Mar 06 posting by CPT Brewer)
SAPR Program JA Training

• Guard JAs need the First Responder Training

• Consider running your own training programs with the JAGCNet, TJAGSA or JASOC slides

• Points of Contact
  
  • Maj Christopher Leavey or Maj Melanie Keiper, USAF JAG School (334-953-3423/4449, DSN 493)
  
  • LTC Mark Johnson or MAJ James Varley, US Army JAG School (434-971-3344/5, DSN 521)
Conclusion

The DoD SAPR Program is here.

Be sure you and your JAGs are trained and ready.
Questions?

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