



**DEPARTMENT OF THE ARMY
UNITED STATES ARMY NONCOMMISSIONED OFFICER ACADEMY
BUILDING 3662, SWARTZ ROAD
FORT SILL, OKLAHOMA 73503-5600**

REPLY TO
ATTENTION OF

ASTF-W

7 June 2011

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: NCO Academy Policy Letter #40, Prevention of Sexual Assault and Treatment of Victims

1. References. AR 600-20, CG Policy Memo 09-7 August 2009.

2, Policy. Sexual assault is a criminal offense that degrades mission readiness, devastates a unit's ability to work effectively as a team, and is punishable under the Uniform Code of Military Justice (UCMJ) and other federal and local civilian laws.

a. Sexual assault is intentional sexual contact, characterized by use of force, threats, intimidation, abuse of authority, or when the victim does not or cannot consent. Sexual assault includes rape, forcible sodomy (oral or anal sex), and other unwanted sexual contact that is aggravated, abusive, or wrongful (to include unwanted and inappropriate sexual contact), or attempts to commit these acts.

b. "Consent" means words or explicit acts indicating a freely given agreement to the sexual conduct at issue by a competent person. Lack of verbal or physical resistance or submission resulting from use of force, threat of force, or placing another person in fear does NOT constitute consent.

3. Procedures. Commanders, Soldiers, and DA civilians will be committed to and involved in our SAPR program including the integration of the "I AM STRONG" campaign. It is the duty of each of us as teammates to intervene and protect one another from a sexual assault and the sexually harassing behaviors leading up to an assault.

a. Commanders will ensure all mandatory training requirements Per AR 600-20, chapter 8 are met and place required resources in the unit (Unit Victim Advocates, bulletin board information and literature) through the full support of the Family Advocacy Program.

b. The chain of command will provide a safe and secure environment for the victim, safeguard evidence, and protect the rights of the accused. Commanders will immediately report all instances of sexual assault to their higher headquarters, the Military Police, the Staff Judge Advocate and the Installation Sexual Assault Response Coordinator (SARC). Effective prevention and response to cases of sexual assault IMSW-SIL-ES Prevention of Sexual Assault and Treatment of Victims, CG Policy Memo 09-7 requires a coordinated effort by commanders,

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Soldiers, law enforcement, the Criminal Investigation Division, medical personnel, and other civilian and military agencies.

c. Soldier victims of sexual assault have the option of making a Restricted Report to the SARC, a victim advocate, a chaplain, or medical health professional at Reynolds Army Hospital. Talking to individuals outside these channels may interfere with your restricted reporting option.

4. Anyone coping with sexual assault has the right to receive advocacy services 24 hours per day, via the Fort Sill Domestic and Sexual Abuse Hotline at 580-574-0871.

5. Prevention is the number one priority. Leaders at all levels will correct inappropriate behavior such as use of language, jokes and gestures in order to foster a positive environment towards sexual assault prevention. Safety briefs will include prevention measures and education such as the active bystander.



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Commandant