



**Department of Corrections and Rehabilitation**

**NOTICE OF CHANGE TO  
DEPARTMENT OPERATIONS MANUAL**

**Chapter 3, Article 6, and Chapter 5, Articles 3, 19,  
and 44 (PREA)**

**Transmittal  
Letter Number:**

**15-09**

**Revision Date:**

**July 1, 2015**

The purpose of this Notice of Change to the Department Operations Manual (DOM) is to announce revisions to Chapter 3, Article 6, and Chapter 5, Articles 3, 19, and 44 to ensure compliance with federal regulations implementing the Federal Prison Rape Elimination Act of 2003 (PREA).

In 2012, the Federal Department of Justice issued a final rule (regulations) adopting national standards to prevent, detect, and respond to prison rape, as required by the Prison Rape Elimination Act of 2003. It provided additional rules and guidelines; based on the PREA law, for the prevention, detection, response, investigation, and tracking of offender sexual assaults and sexual misconduct between offenders and/or staff and offenders. This final rule adopted additional national standards which requires further action by the states to achieve compliance and ensure funding received from the Department of Justice is not jeopardized.

The Department issued a new DOM policy in 2006 based upon the original PREA law (Chapter 5, Article 44). This revised DOM policy further enhances the California Department of Corrections and Rehabilitation (CDCR) Rehabilitation reform efforts and supports a safe work/living environment for offenders and staff. The CDCR is committed to providing a safe, humane, secure environment free from sexual misconduct and shall maintain a zero tolerance for sexual misconduct in its institutions, community correctional facilities, conservation camps, and for all offenders under its jurisdiction. All sexual misconduct is strictly prohibited.

The CDC Form-1951 (3/93), "Law Enforcement Questionnaire", has been amended and renamed to reflect:

- CDCR 1951 (6/15), "Supplemental Application For All CDCR Employees".

Additionally, two new forms have been created for use with this policy:

- CDCR 2304 (06/15) "Protection Against Retaliation – Inmate (PREA)"
- CDCR 2305 (06/15) "Protection Against Retaliation – Staff (PREA)"

These forms are "Fill and Print" and are available on the Department's website via <http://intranet/FormsPortal/Pages/default.aspx>

Please direct any inquiries concerning this Bulletin to Matthew Rustad, Division of Adult Institutions, at (916) 324-0788.

*Original signed by:*

**JEFFREY A. BEARD**  
Secretary  
Department of Corrections and Rehabilitation

Attachments