



DEPARTMENT OF THE ARMY  
UNITED STATES ARMY GARRISON STUTTGART  
UNIT 30401  
APO AE 09107-0401

REPLY TO  
ATTENTION OF

IMSG-ZA

18 November 2015

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: Stuttgart Military Community (SMC) Command Policy Letter # 48, Prevention of Sexual Assault under the Sexual Harassment/Assault Response and Prevention (SHARP) and Sexual Assault Prevention and Response (SAPR) Programs

1. References:

- a. DOD Directive 6495.01, SAPR Program, 23 Jan 12
- b. DOD Instruction 6495.02 SAPR Program Procedures, 28 Mar 13
- c. AR 600-20, 18 Mar 08 Rapid Action Revision (RAR) 20 Sep 12

2. Purpose: To outline Sexual Harassment and Assault Response Program and maintain an environment free of sexual assault.

3. Applicability: This policy applies to all military and civilian personnel assigned, attached to, or living in the Stuttgart Military Community.

4. Definitions:

a. Sexual Assault Response Coordinator (SARC): Military or civilian personnel who monitor the 24/7 SHARP/SAPR Hotline (DSN 484-7280 or CIV 0631-413-7280), coordinate sexual assault victim care and sexual assault response when a sexual assault is reported, and notify appropriate on-call Victim Advocate (VA/SHARP) personnel when needed to respond to victims of sexual assault.

b. The Victim Advocate (VA/SHARP) provides non-clinical crisis intervention and on-going support, in addition to referrals for adult sexual assault victims. Support includes providing information on available options and resources to victims.

5. Policy:

a. Sexual assault is a crime that cannot and will not be tolerated in the United States Army. Sexual Assault is incompatible with Army Values and it degrades unit performance and cohesion, and the dignity of the individual. Sexual assault is defined as intentional sexual contact, characterized by use of force, physical threats or abuse of authority or when the victim does not or cannot consent. It includes rape, nonconsensual sodomy (oral or anal sex), indecent assault (unwanted, inappropriate sexual contact or fondling), or attempts to commit these acts. In addition, sexual assault can occur without regard to gender, spousal relationship, or age of victim. Every member of this community, who becomes aware of sexual assault, or possessing probable cause of such an act, should report these allegations immediately (within 24 hours) to the

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appropriate authorities. Sexual assault can be prevented and eliminated by establishing a culture of prevention, response, and accountability that enhances the safety and well-being of all community members within the SMC.

b. Commanders and Directors will publish and post written command policy statements on prevention of sexual assault, reporting procedures, and the following points of contact: Military Police, Criminal Investigation Department (CID), SARC, VA/SHARP, Unit Victim Advocate (UVA), Medical Treatment Facility (to include Mental Health), and Chaplains.

c. The SHARP/SAPR program provides two modes of reporting: Restricted and Unrestricted.

(1) Restricted reporting. Restricted reporting allows Sexual Assault Victims, on a confidential basis, to disclose the details of his/her assault to specifically identified individuals and receive medical treatment and counseling, without triggering an official investigation. Soldiers who are sexually assaulted and desire restricted reporting under this policy should report the assault to the SARC, VA/SHARP, or a healthcare provider. The Victim making a restricted report may later choose to make that report unrestricted. Evidence collected from a Sexual Assault Forensic Exam is held by law enforcement officials for five years by a non-identifying case number. Victims are afforded continuing medical care and counseling support.

(2) Unrestricted reporting. Unrestricted reporting allows Sexual Assault Victims medical treatment, counseling, and an official investigation of his/her allegation using current reporting channels (for example, the chain of command or law enforcement), or he/she may report the incident to the SARC or the on-call VA/SHARP. Upon notification of a reported sexual assault, the SARC will immediately notify a VA. Additionally, with the victim's consent, the healthcare provider will conduct a forensic examination, which may include the collection of evidence. Details regarding the incident will be limited to only those personnel with a legitimate need to know. Victims who make an unrestricted report may request an expedited transfer from their Unit.

d. The chain of command, to include commanders, will refrain from questioning victims as to the specifics of the alleged event. To do so in a sexual assault scenario may undermine the confidentiality of the restricted reporting option, as well as undermine a criminal investigation. Personnel will treat all victims of sexual assault with dignity, fairness and respect.

3. Point of contact for this Policy is the SMC SARC, Mr. Luis Bispo, at DSN 431-3327, CIV: 0703115/3327, email: [luis.f.bispo.civ@mail.mil](mailto:luis.f.bispo.civ@mail.mil).



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