



REPLY TO  
ATTENTION OF

DEPARTMENT OF THE ARMY  
UNITED STATES ARMY GARRISON BAUMHOLDER  
UNIT 23746  
APO AE 09034-0003

14 JUL 2010

IMEU-BMH-ZA

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: Policy Letter 2-9, Commander's Policy on Sexual Assault

1. References:

- a. DoD Directive #6495.01, Sexual Assault Prevention and Response Program, dated 6 October 2005 (change 1, 7 November 2008).
- b. AR 600-20, AR 27-10, AR 195-1, AR 195-2, and AR 190-45.
- c. Department of the Army Memorandum, Army Policy on Sexual Assault, dated 7 April 2004,
- d. USAREUR GEN Bell Sends #14-04, dated 19 March 2004, and #16-05 dated 15 March 2005.

2. Purpose: to establish the USAG Baumholder Commander's policy on Sexual Assault.

3. Applicability: This policy directive is applicable to all Soldiers, Civilians, and Family Members assigned or attached to this command.

4. Intent: To develop and maintain an environment free of Sexual Assault.

5. General:

Sexual Assault is a violent crime and will not be tolerated within this command. Sexual Assault is defined as intentional sexual contact, characterized by the use of force, threats, intimidation, abuse of authority, or when the victim does not or cannot consent. Sexual Assault includes rape, forcible sodomy, and other unwanted sexual contact that is aggravated, abusive, or wrongful, or attempts to commit these acts. "Consent" means 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 by itself or the manner of dress of the person involved with the accused in the sexual conduct at issue shall not constitute consent.

IMEU-BMH-ZA

SUBJECT: Policy Letter 2-9, Commander's Policy on Sexual Assault

6. Responsibilities:

a. Commanders, Supervisors, and Leaders:

(1) Will use training, education, and awareness to maintain an environment free of sexual assault; promote the sensitive handling of victims of sexual assault; offer victim assistance and counseling; hold those who commit sexual assault offenses accountable; provide confidential avenues for reporting, and reinforce a commitment to Army values.

(2) Will conduct Sexual Assault awareness, prevention, and assistance training annually.

(3) Will ensure newly arriving Soldiers receive Prevention of Sexual Harassment (POSH) and Sexual Assault awareness training.

(4) Will ensure all incidents of sexual assault are handled immediately, professionally, and IAW the Sexual Assault Battle Drill.

b. I expect all personnel to do their part to eliminate Sexual Assault from the working, living, and recreation areas in this command.

7. Any questions or concerns regarding this policy should be directed to USAG-Baumholder Unit Victim Advocates (UVA's) or the Sexual Assault Response Coordinator (SARC) at DSN 485-8188.



SAM R. McADOO  
LTC, SC  
Commanding

DISTRIBUTION:  
USAG-BMH-A