

# NJAC ANNUAL PREA REPORT 2016

## BACKGROUND

The Prison Rape Elimination Act (PREA) was signed into Federal law in 2003 to address the problem of sexual misconduct in all confinement facilities. In 2012, the U.S. Department of Justice released national PREA standards to prevent, detect and respond to sexual abuse and sexual harassment in confinement facilities. The Act requires all federal, state, and local corrections agencies to have a zero-tolerance policy regarding prisons, jails, police lock-ups, and community confinement facilities.

## REPORTING PERIOD

As required by the Prison Rape Elimination Act (PREA), the New Jersey Association on Correction (NJAC) has collected and reviewed data on allegations reported from January 1, 2016 through December 31, 2016.

## PREA AUDITS AND CERTIFICATIONS

Two programs received initial certification: 1 in 2015 and 1 in 2016. Certified programs met all standards. These certifications demonstrate operational excellence and full commitment to our zero-tolerance philosophy and the DOJ National Standards to prevent, detect, and respond to sexual abuse and harassment.

## DEFINITIONS OF TYPES OF FINDINGS

Unfounded: investigation determined incident did not occur  
Unsubstantiated: investigation determined incident may have occurred, but there was insufficient evidence to prove allegation.  
Substantiated: investigation determined that the allegation occurred.  
Ongoing: investigation has not been completed.

## TYPES OF ALLEGATIONS

There are four incident types: two are Resident-on-Resident actions; two are Staff-on-Resident actions.

1. Resident-on-Resident Sexual Abuse
2. Resident-on-Resident Sexual Harassment
3. Staff-on-Resident Sexual Abuse
4. Staff-on-Resident Sexual Harassment

## 2016 PREA RESULTS

In 2016, there were no allegations that fit the criteria for sexual abuse/sexual harassment denoted in PREA standards in the four incident types listed above. All allegations are referred for investigation to the New Jersey Department of Corrections, Special Investigation Division.

## TABLES

### 2016 TOTALS

<b>Program</b>	<b>Allegations</b>	<b>Substantiated</b>
Clinton House	0	0
Millicent Fenwick House	0	0
Total	0	0

### 2015 TOTALS

<b>Program</b>	<b>Allegations</b>	<b>Substantiated</b>
Clinton House	0	0
Millicent Fenwick House	1	0
Total	1	0

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## Resident-on-Resident Sexual Abuse

January 1, 2016 through December 31, 2016

<b>Program</b>	<b>Substantiated</b>	<b>Unsubstantiated</b>	<b>Unfounded</b>	<b>On-Going Investigation</b>
Clinton House	0	0	0	0
Millicent Fenwick House	0	0	0	0
Total	0	0	0	0

## Resident-on-Resident Sexual Harassment

January 1, 2016 through December 31, 2016

<b>Program</b>	<b>Substantiated</b>	<b>Unsubstantiated</b>	<b>Unfounded</b>	<b>On-Going Investigation</b>
Clinton House	0	0	0	0
Millicent Fenwick House	0	0	0	0
Total	0	0	0	0

## Staff-on-Resident Sexual Abuse

January 1, 2016 through December 31, 2016

<b>Program</b>	<b>Substantiated</b>	<b>Unsubstantiated</b>	<b>Unfounded</b>	<b>On-Going Investigation</b>
Clinton House	0	0	0	0
Millicent Fenwick House	0	0	0	0
Total	0	0	0	0

## Staff-on-Resident Sexual Harassment

January 1, 2016 through December 31, 2016

<b>Program</b>	<b>Substantiated</b>	<b>Unsubstantiated</b>	<b>Unfounded</b>	<b>On-Going Investigation</b>
Clinton House	0	0	0	0
Millicent Fenwick House	0	0	0	0
Total	0	0	0	0

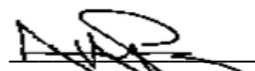
## **ANALYSIS**

Comparison between 2016 and 2015 data shows:

- 2016: 0 substantiated cases from 0 allegations
- 2015: 0 substantiated cases from 1 allegation
  - No trending report. Substantiated cases remain at zero.

## **POLICY STATEMENT**

The New Jersey Association on Correction has a zero-tolerance policy relative to sexual misconduct. Sexual conduct between employees, volunteers, or contractors and residents is prohibited and subject to sanctions. All NJAC inmate reentry programs comply with federal and respective state laws as they pertain to PREA, sexual violence and sexual misconduct. Personal identifiers were omitted from this report to ensure the safety and security of staff and individuals housed in our programs.



Angel M. Perez, Executive Director