

NJAC ANNUAL PREA REPORT 2015

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, 2015 through December 31, 2015.

PREA AUDITS AND CERTIFICATIONS

One program received initial certification. This certified program met all standards. This certification demonstrates 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

2015 PREA RESULTS

In 2015, there was 1 allegation in the four incident types listed above. The allegation was referred for investigation by the New Jersey Department of Corrections, Special Investigation Division.

TABLES

2015 TOTALS

Program	Allegations	Substantiated
Clinton House (Pending PREA Certification Audit)	0	0
Millicent Fenwick House	1	0
Total	1	0

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Resident-on-Resident Sexual Abuse

January 1, 2015 through December 31, 2015

Program	Substantiated	Unsubstantiated	Unfounded	On-Going Investigation
Clinton House (Pending PREA Certification Audit)	0	0	0	0
Millicent Fenwick House	0	0	0	0
Total	0	0	0	0

Resident-on-Resident Sexual Harassment

January 1, 2015 through December 31, 2015

Program	Substantiated	Unsubstantiated	Unfounded	On-Going Investigation
Clinton House (Pending PREA Certification Audit)	0	0	0	0
Millicent Fenwick House	0	0	0	0
Total	0	0	0	0

Staff-on-Resident Sexual Abuse

January 1, 2015 through December 31, 2015

Program	Substantiated	Unsubstantiated	Unfounded	On-Going Investigation
Clinton House (Pending PREA Certification Audit)	0	0	0	0
Millicent Fenwick House	0	0	0	0
Total	0	0	0	0

Staff-on-Resident Sexual Harassment

January 1, 2015 through December 31, 2015

Program	Substantiated	Unsubstantiated	Unfounded	On-Going Investigation
Clinton House (Pending PREA Certification Audit)	0	0	0	0
Millicent Fenwick House	0	1	0	0
Total	0	1	0	0

ANALYSIS

Compliance with PREA standards began in 2014. Audits of programs governed by PREA standards began in 2015.

2015 data shows:

- 2015: 0 substantiated cases from 1 allegation
 - No Comparison or trending report. Initial PREA Audit.

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