

# Prison Rape Elimination Act (PREA) Annual Report 2018



**Virginia Department of  
Juvenile Justice**

# Purpose



PREA was established in 2003 to address sexual abuse and sexual harassment of person in custody of U.S. juvenile correctional facilities settings. Major provisions of the PREA included the development of policies for the detection, prevention, reduction, and punishment of sexual abuse and sexual harassment in confinement settings. The Act applies to all public and private institutions that house adult and/or juvenile offender. The PREA standards went into effect on August 20, 2012.

The Department of Juvenile Justice (DJJ) has a zero tolerance policy on issues pertaining to sexual abuse and sexual harassment involving residents and is continuously working to develop and implement policies to prevent, detect, and respond to sexual abuse, harassment, and misconduct allegations.

It is DJJ's policy to thoroughly investigate all complaints and allegations of sexual abuse and harassment to determine whether or not the allegations are substantiated, unsubstantiated or unfounded and to take appropriate follow up action.

# Investigation Dispositions



***Substantiated*** means an allegation that was investigated and determined to have occurred.

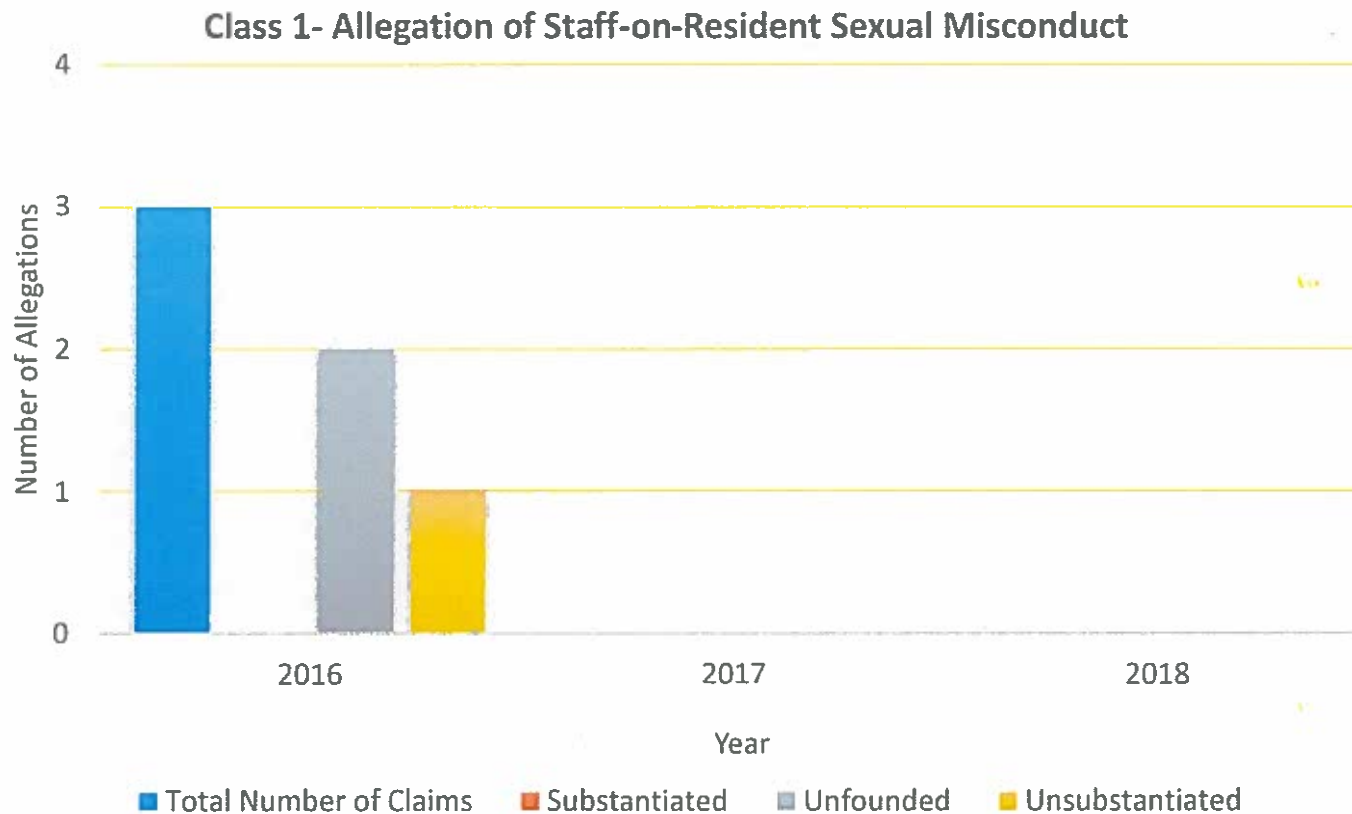
***Unfounded*** means an allegation that was investigated and determined not to have occurred.

***Unsubstantiated*** means an allegation that was investigated and the investigation produced insufficient evidence to make a final determination as to whether or not the event occurred.

# Allegation of Staff on Resident Sexual Misconduct



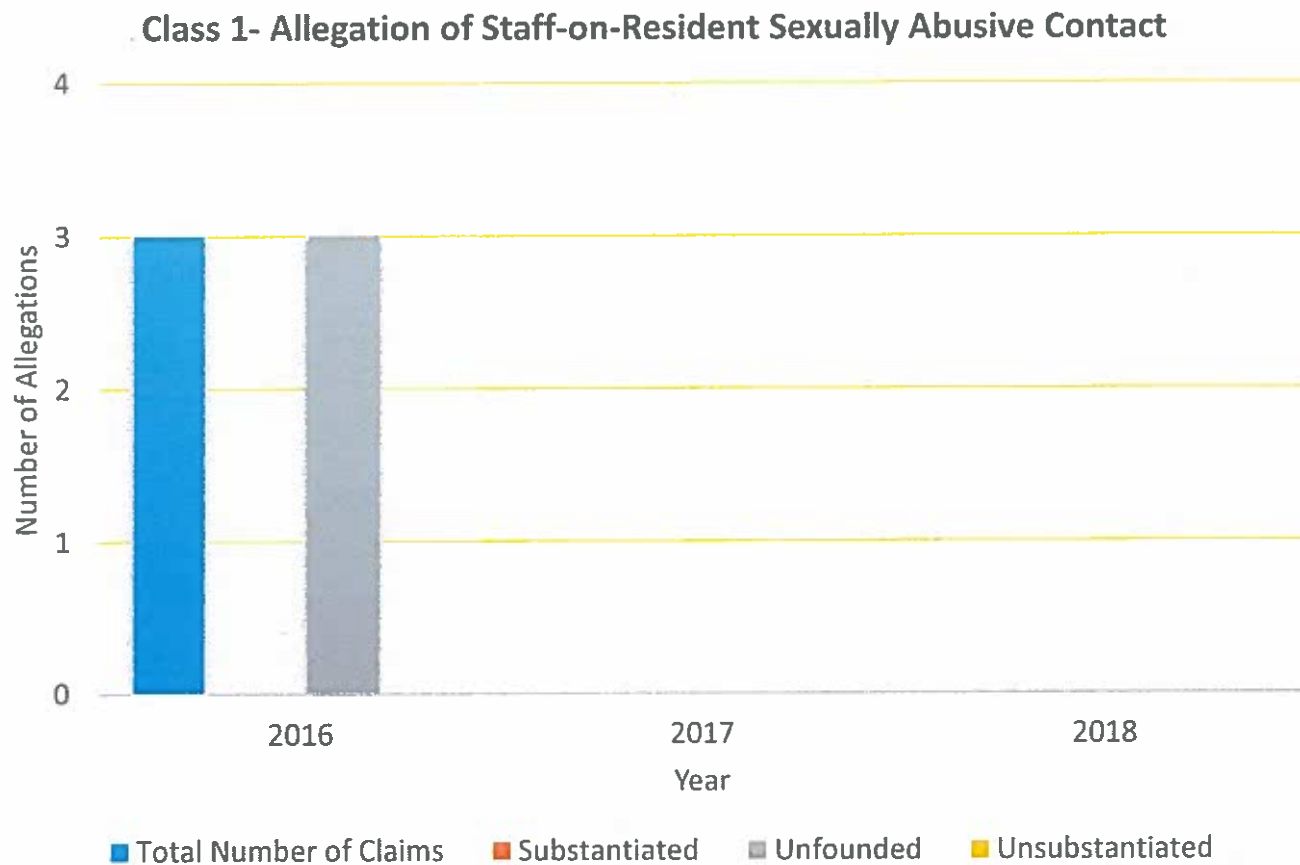
**Staff on Resident Sexual Misconduct is defined as** any alleged sexual misconduct by a staff member, volunteer, or other individual over whom the facility has supervisory authority to a resident, including kissing and any other behavior with the staff's intent of sexual gratification that is not included in the definitions of (i) staff on resident sexual abusive act or penetration, (ii) sexually abusive contact, (iii) sexual harassment, or (iv) voyeurism.



# Allegation of Staff on Resident Sexually Abusive Contact



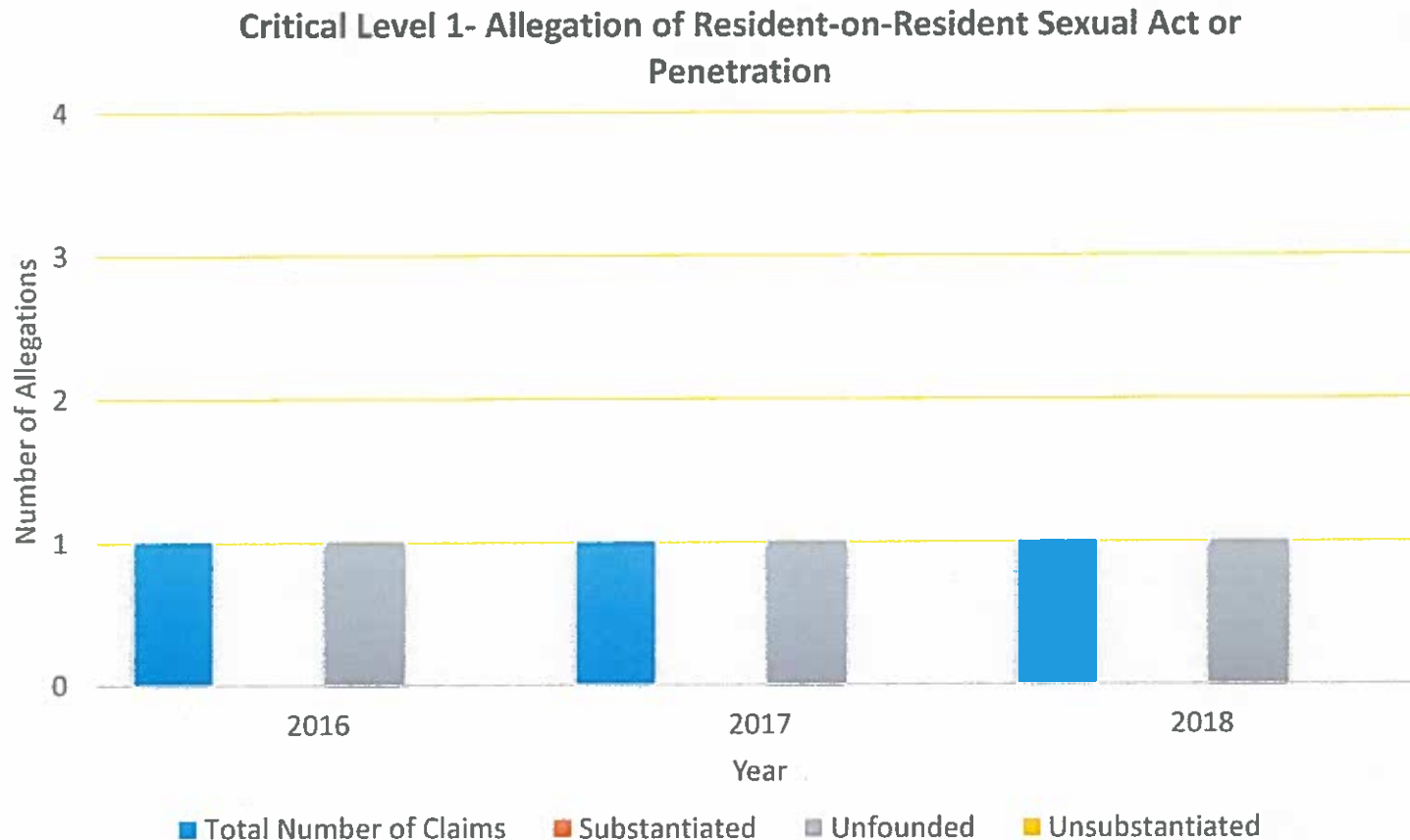
**Staff on Resident Sexual Abusive Contact is defined as** any alleged non-penetrative intentional touching (either directly or through the clothing), done with the intent to abuse, arouse, or gratify sexual desire, of the genitalia, anus, groin, breast, inner thigh, or buttocks by a staff member, volunteer, or other individual over whom the facility has supervisory authority of a resident.



# Allegation of Resident on Resident Sexual Act or Penetration



**Resident on Resident Sexual Act or Penetration is defined as** any alleged nonconsensual sexual act by a resident of another resident including (i) contact between the penis and the vagina or the anus; (contact between the mouth and the penis, vagina, or anus); or (iii) penetration of the anal or genital opening of another person by a hand, finger, or other object.

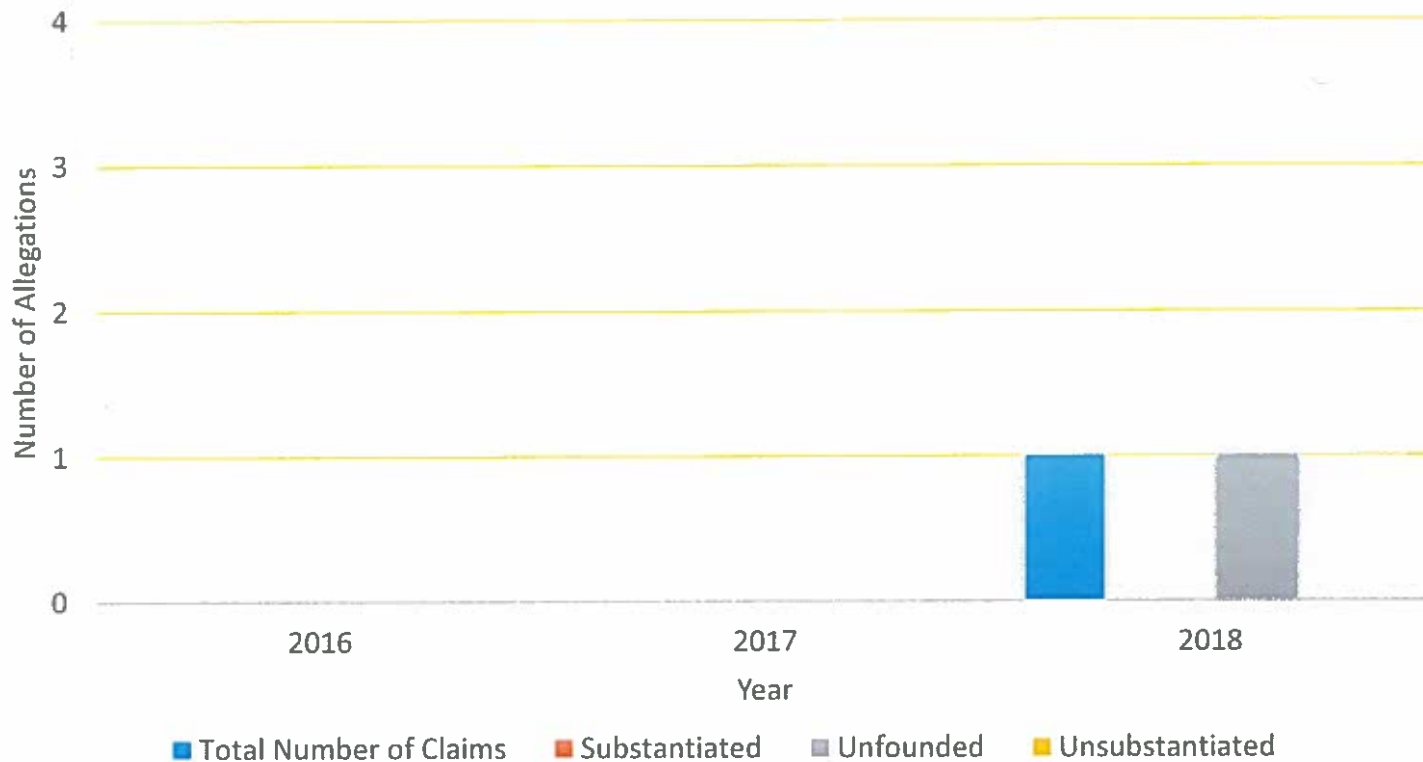


# Allegation of Staff on Resident Sexually Abusive Act or Penetration



**Staff on Resident Sexually Abusive Act or Penetration is defined as** any alleged sexual act by a staff member, volunteer, or other individual over whom the facility has supervisory authority of a resident including (i) contact between the penis and the vagina or the anus; (ii) contact between the mouth and the penis, vagina, or anus; or (iii) penetration of the anal or genital opening of another resident by a hand, finger, or other object.

Critical Level 1- Allegation of Staff-on-Resident Sexually Abusive Act or Penetration

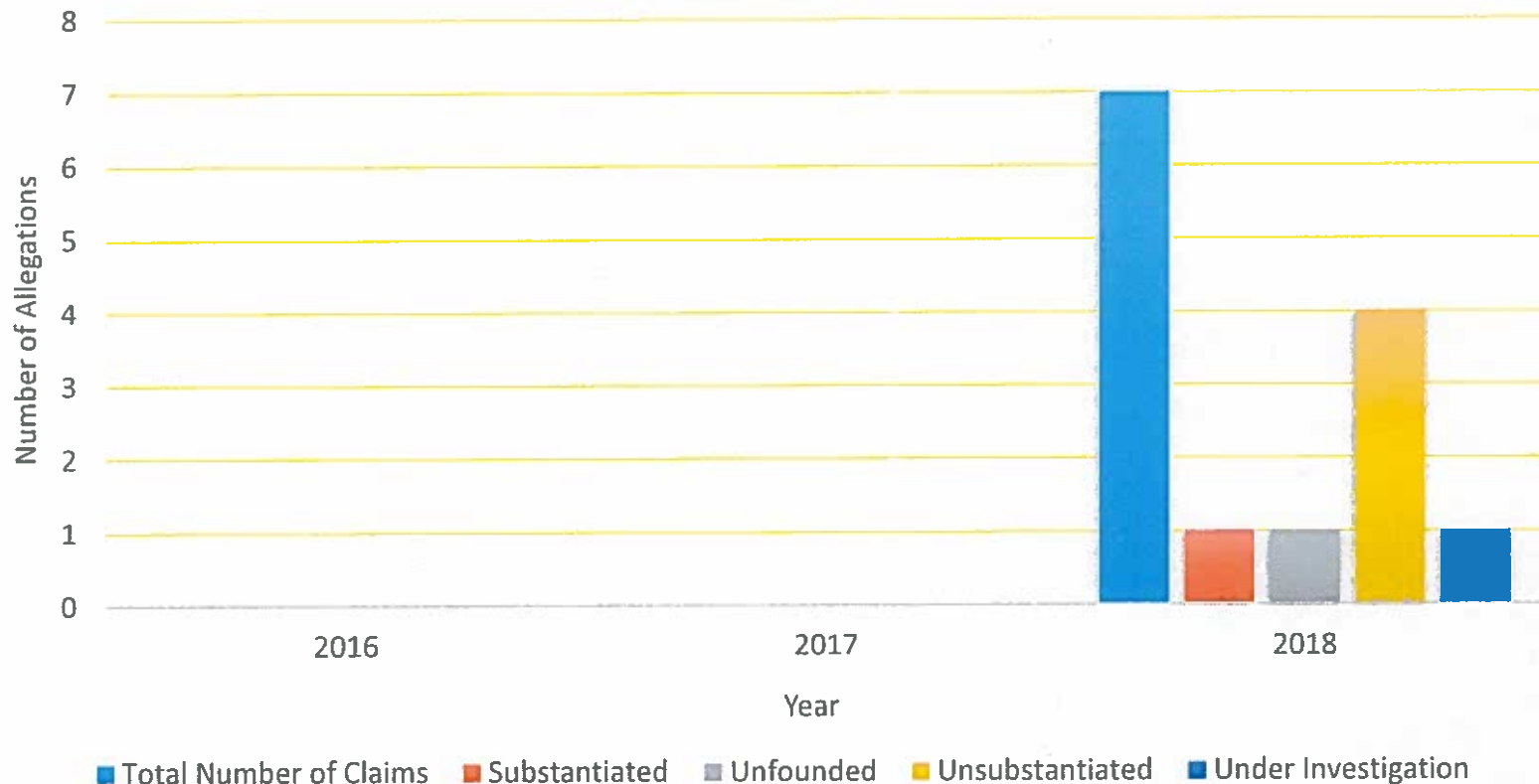




# Allegation of Staff on Resident Sexually Abusive Contact

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Critical Level 1- Allegation of Staff-on-Resident Sexually Abusive Contact

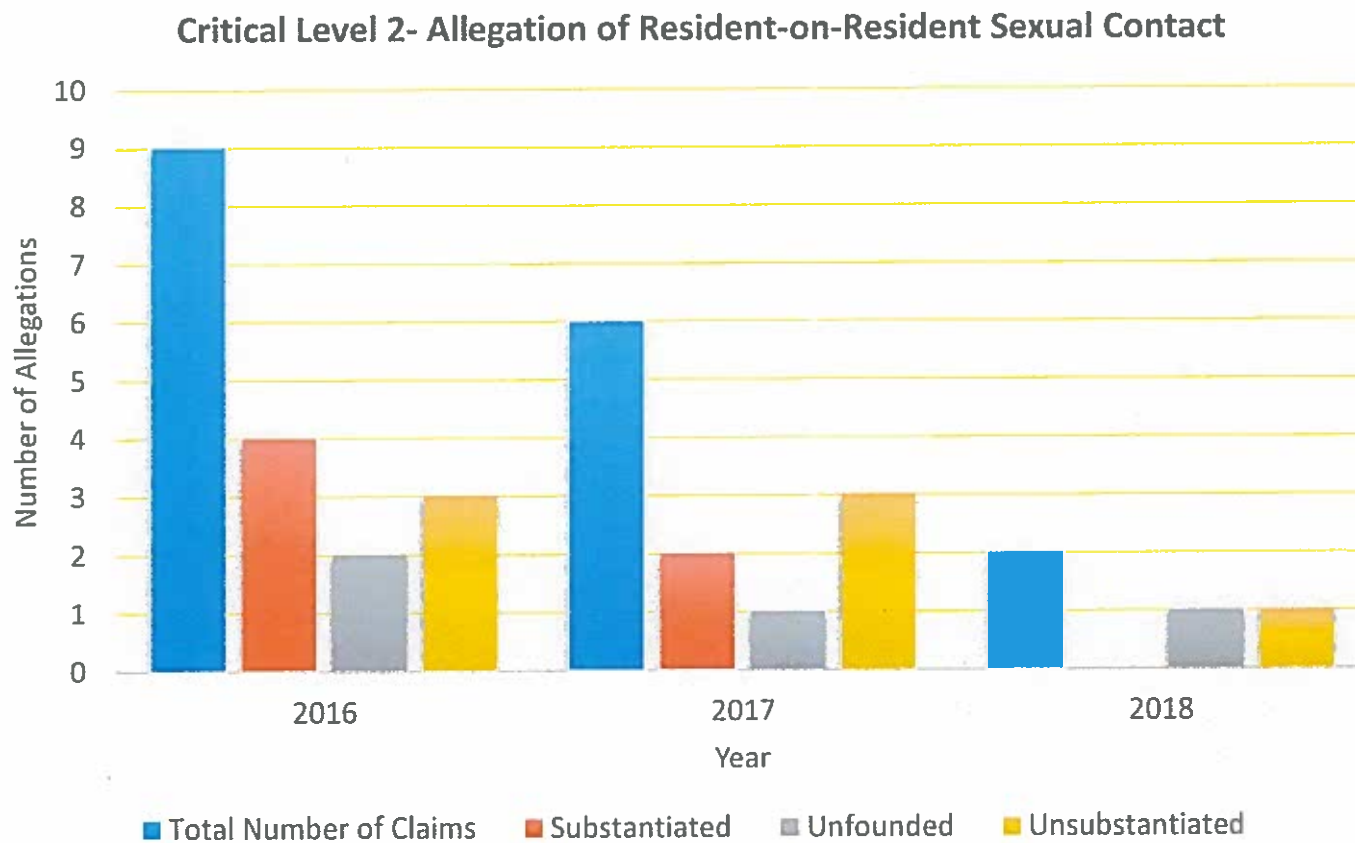






## Allegation of Resident on Resident Sexual Contact

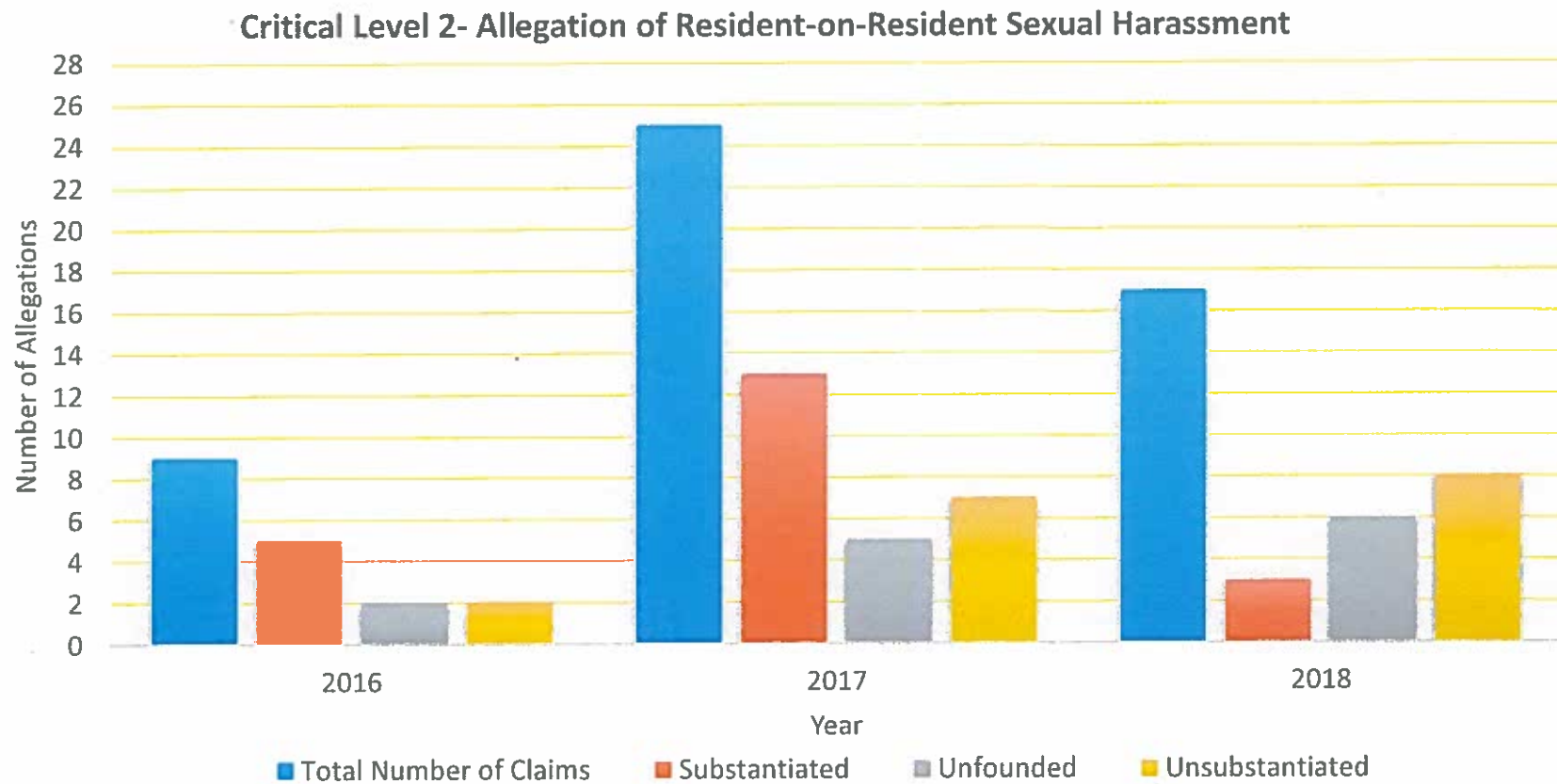
**Resident on Resident Sexual Contact is defined as** any alleged non-consensual, non-penetrative intentional touching (either directly or through the clothing) of the genitalia, anus, groin, breast, inner thigh, or buttocks by a resident of another resident.



# Allegation of Resident on Resident Sexual Harassment



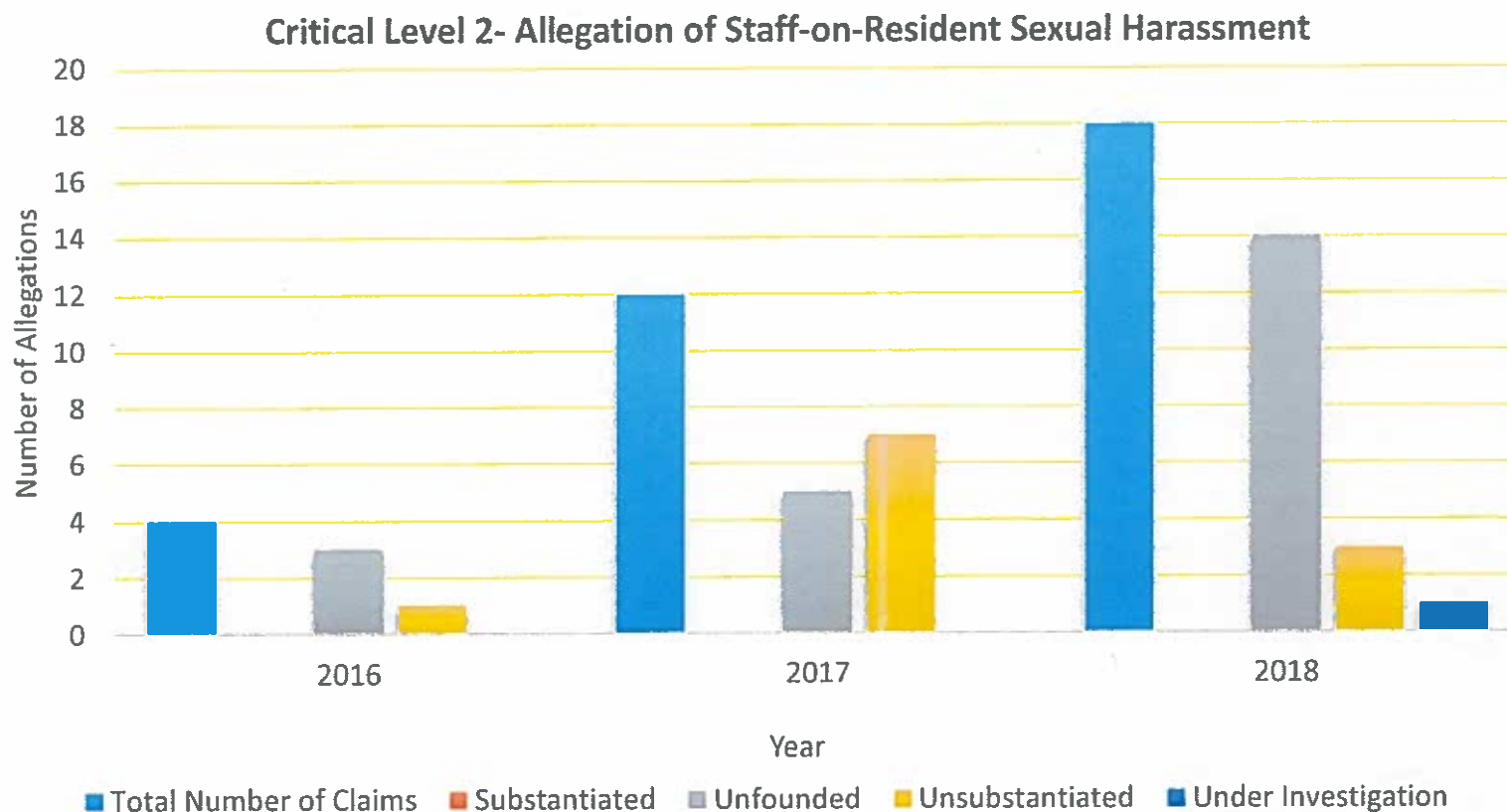
**Resident on Resident Sexual Harassment is defined as** any alleged unwelcome (i) sexual advances, requests for sexual favors, verbal comments of a sexual nature; (ii) demeaning references to gender or derogative comments about body or clothing; or (iii) repeated profane or obscene language or gestures of a sexual nature.





## Allegation of Staff on Resident Sexual Harassment

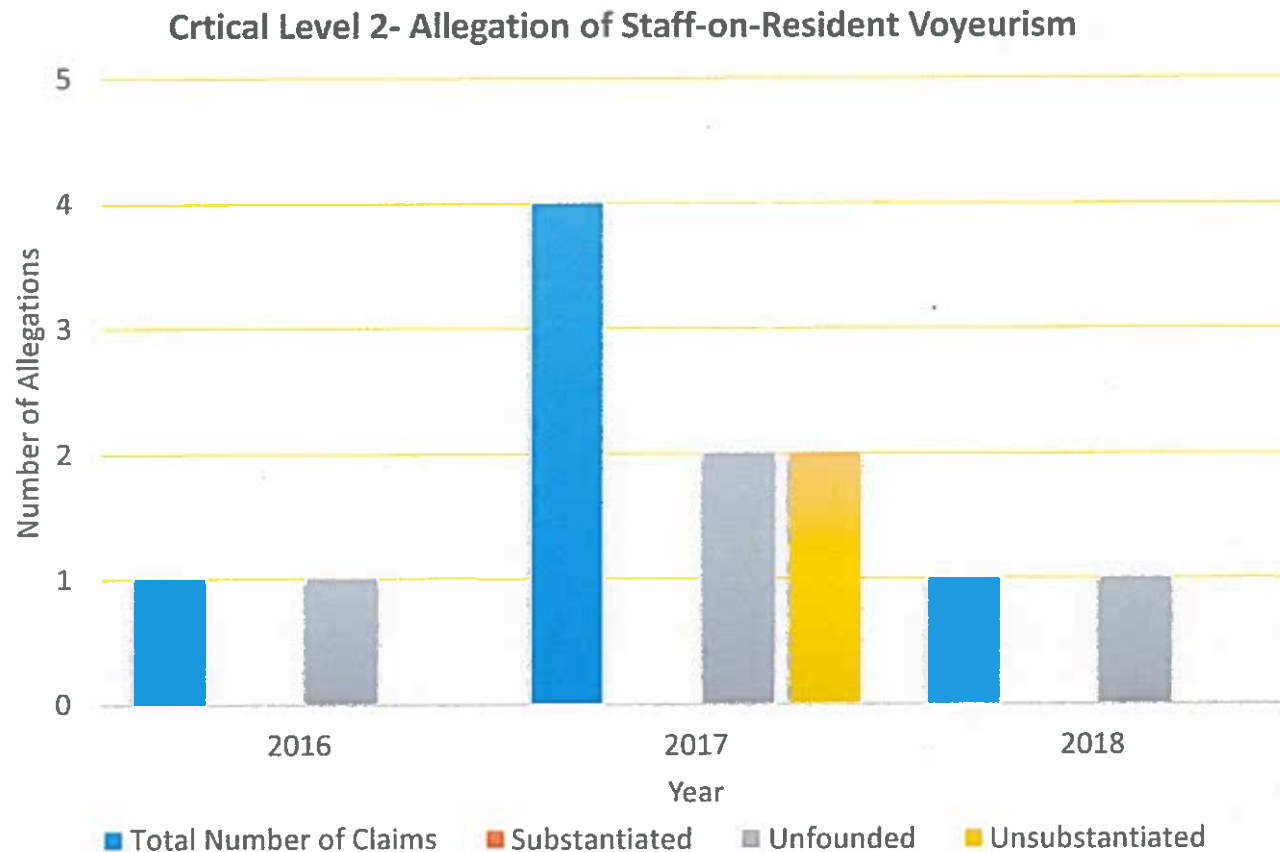
**Staff on Resident Sexual Harassment is defined as** any alleged (i) sexual advances, requests for sexual favors, verbal comments of a sexual nature; (ii) demeaning references to gender or derogative comments about body or clothing; or (iii) repeated profane or obscene language or gestures of a sexual nature; or (iv) repeated comments of a sexual nature by a staff member, volunteer, or other individual over whom the facility has supervisory authority to a resident.



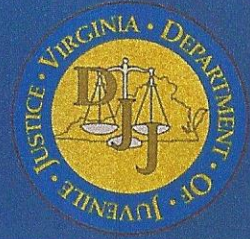


## Allegation of Staff on Resident Voyeurism

**Staff on Resident Voyeurism is defined as** any alleged invasion of a resident's privacy by staff, volunteers, or any other individual over whom the facility has supervisory authority for reasons unrelated to official duties and for sexual gratification, such as (i) peering at a resident who is using a toilet; (ii) requiring a resident to expose his/her buttocks, genitals, or breasts, or (iii) taking images of all or part of a resident's naked body or a resident performing bodily functions.



# Director's Approval of 2018 PREA Annual Report



Approved Signature: \_\_\_\_\_

A handwritten signature in black ink, appearing to read "Andrew Block", is written over a horizontal line.

Date: 4/19/19

Andrew Block, DJJ Director