

Prison Rape Elimination Act (PREA) Annual Report

Camden County Department of Corrections Juvenile Division 2016

Introduction

The Prison Rape Elimination Act (PREA) aims at eliminating sexual abuse in confinement. All confinement facilities covered under the Prison Rape Elimination Act (PREA) standards must be audited. The PREA Standards were enacted on August 20, 2012.

The Camden County Department of Corrections Juvenile Division is committed to fostering a therapeutic learning environment in which its residents can flourish. The Camden County Department of Corrections Juvenile Division began preparing for future PREA audits before the PREA standards were enacted because of its overriding concern for its residents' safety and security, which includes their sexual safety.

To ensure that the facility is aligned with the act, the Camden County Department of Corrections Juvenile Division :

- Reworded and strengthened the existing policies to reflect practices, specific language and documentation prescribed in the act and
- Created and conducted staff training for all of the Camden County Department of Corrections Juvenile Division staff.

In order to demonstrate compliance with the PREA, the facility began revising policy in August 2015. The facility was audited by a U.S. Department of Justice-certified PREA auditor in December 2015. The audit final audit revealed that the facility has met all the standards to prevent, detect and respond to prison rape. The next PREA audit scheduled to occur at the Camden County Department of Corrections Juvenile Division will take place in December 2018.

The facility collects data on every allegation of sexual abuse and sexual harassment. Each allegation is reported to the facility Administrator, or if criminal investigation is needed, it will be reported to the Camden County Prosecutors office.

Following the outcome of the investigation, the facility Administrative Department conducts a Sexual Abuse Incident Review (SAIR). The SAIR's purpose is to determine if any change is needed in policy or practice to better prevent, detect and/or respond to sexual abuse and sexual harassment.

Definitions

The PREA defines sexual victimization as:

Youth on youth non-consensual sexual acts - Sexual contact of any person without his or her consent, or of a person who is unable to consent or refuse; sexual contact between the penis and the vulva or the penis and the anus including penetration, however slight; contact between the mouth and the penis, vulva, or anus; or penetration of the anal or genital opening of another person, however slight, by a hand, finger, object, or other instrument.

Youth on youth abusive sexual contact - Sexual contact of any person without his or her consent, or of a person who is unable to consent or refuse; and intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh, or buttocks of any person. (This excludes any incidents in which the contact was incidental to a physical altercation).

Youth on youth sexual harassment - Repeated and unwelcome sexual advances and requests for sexual favors, or verbal comments, gestures, or actions of a derogatory or offensive sexual nature by one youth directed toward another.

Staff sexual misconduct - Any behavior or act of a sexual nature directed toward a youth by an employee, volunteer, contractor, official visitor or other agency representative (exclude family, friend or other visitors). Sexual relationships of a romantic nature between staff and youths are included in this definition. Consensual or non-consensual sexual acts include:

- Intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh, or buttocks that is unrelated to official duties or with the intent to abuse, arouse, or gratify sexual desire
- Completed, attempted, threatened, or requested sexual acts
- Occurrences of indecent exposure, invasion of privacy, or staff voyeurism for reasons unrelated to official duties or for sexual gratification

Staff sexual harassment - Repeated verbal statements comments or gestures of a sexual nature to a youth by an employee, volunteer, contractor, official visitor, or other agency representative (This excludes family, friends, or other visitors). This includes:

- Demeaning references to gender, or sexually suggestive or derogatory comments about body or clothing
- Repeated profane or obscene language or gestures

Substantiated allegation – An allegation that was investigated and determined to have occurred.

Unsubstantiated allegation – An allegation that was investigated and produced insufficient evidence to make a final determination as to whether or not the event occurred.

Unfounded allegation – An allegation that was investigated and determined not to have occurred.

Youth on Youth Consensual Sexual Acts

Total Allegations	2014	2015	2016
Substantiated	0	0	0
Unsubstantiated	0	0	0
Unfounded	0	0	0
Investigation Ongoing	0	0	0

Youth on Youth Abusive Sexual Contact

Total Allegations	2014	2015	2016
Substantiated	0	0	2
Unsubstantiated	0	0	0
Unfounded	0	0	0
Investigation Ongoing	0	0	0

Youth on Youth Sexual
Harassment

Total allegations	2014	2015	2016
Substantiated	0	2	2
Unsubstantiated	0	0	0
Unfounded	0	0	2
Investigation Ongoing	0	0	0

Staff Sexual Misconduct

	2014	2015	2016
Staff on Youth Sexual Misconduct			
Total Allegations			
Substantiated	0	0	0
Unsubstantiated	0	0	0
Unfounded	0	0	0
Investigation Ongoing	0	0	0

Staff on Youth Sexual Harassment	2014	2015	2016
Total Allegations			
Substantiated	0	0	0
Unsubstantiated	0	7	1
Unfounded	0	0	1
Investigation Ongoing	0	0	0

Conclusion

The Camden County Department of Corrections Juvenile Division continually strives to ensure the sexual safety of all residents. In order to provide a safe facility, the Camden County Department of Corrections Juvenile Division has thoroughly investigated the incidents.

In **2015**, a decision was made to have cameras installed in the educational classrooms, and additional cameras placed in Intake. This project shall be completed by Spring 2016.

Anyone who suspects a resident at the Camden County Department of Corrections Juvenile Division, is being sexually abused or sexually harassed is urged to contact the Administrative Department or any of the third party phone numbers listed in the facility website. A confidential report will be investigated, and if need be, will be forwarded to authorities who will ensure a criminal investigation occurs.

2016 “Year of review” In compliance with PREA, the Camden County Juvenile Detention Center has a zero-tolerance stance towards all forms of sexual abuse and sexual harassment and is applicable to residents, staff, volunteers, visitors and contractors.

The zero-tolerance stance includes continued education, measures of prevention, detection and responding to **all** cases of sexual abuse and sexual harassment incidents immediately.

All residents are prohibited from engaging in sexual contact with each other. All sexual contact between residents is deemed to be non-consensual and consent is not an affirmative defense, due to the custodial

status of residents. CCJDC strictly prohibits any sexual contact between staff and residents, and expects staff to keep professional boundaries in all of their interactions with residents. Sexual contact between staff and residents is deemed to be non-consensual under all circumstances. Consent is not an affirmative defense to sexual contact between staff and resident, due to the custodial status of residents, and the unequal nature of the relationship.

Swift corrective action will occur with residents, staff, volunteers, visitors and contractors who violate PREA.