

Prison Rape Elimination Act 2016 Annual Data and Annual Report

Prison Rape Elimination Act (PREA)

Michigan's public and private juvenile justice residential facilities that contract with the state are required to adopt and comply with the federal Prison Rape Elimination Act (PREA). The Michigan Department of Health and Human Services (MDHHS) Juvenile Justice Programs (JJP) policy mandates that all facility personnel have zero tolerance for sexual abuse and sexual harassment of residents. Facilities must have policies in place and all personnel must be trained to maintain safety for all residents. Audits are required to ensure compliance with PREA standards.

Reporting Sexual Abuse or Harassment

Policy require that facilities provide youth with multiple ways to report sexual abuse and harassment. Facilities must ensure that youth who report sexual abuse or harassment are protected from retaliation. Youth are given an orientation on what PREA is, the multiple reporting options available to them, and that they will be protected from retaliation. Reporting options include:

- Verbally to any staff, counselor or administrator.
- In writing to any staff, counselor or administrator.
- In writing through the grievance process.
- Verbally or in writing to an advocate or parent
- Externally by telephoning Children's Protective Services at 855-444-3911.

Youth's family members and the public may also report suspected sexual abuse or harassment of youth in custody. Anonymous and third-party reports are accepted. The MDHHS Children's Protective Services line, 855-444-3911, can be used at any time to report suspected abuse or neglect, including sexual abuse.

2016 Sexual Abuse Data

PREA Juvenile Standards require that facilities make aggregated sexual abuse data available to the public at least annually through its website. Aggregated data for the 2016 calendar year on sexual abuse and sexual harassment allegations, as defined in the federal Bureau of Justice Statistics' Survey of Sexual Victimization, follows:

Demographic Data

Number of youth in the facility on December 31, 2015:

- Male: 58
- Female: 17
- Total: 75

Age of the youth held in these facilities:

- Age 17 or younger: 67
- Ages 18-20: 8
- Age 21 or older: 0

Number of youth admitted to these facilities and discharged from these facilities:

- Admitted: 194
- Discharged: 190

Reporting & Allegation Statistics

- Kept a record of all allegations of youth-on-youth nonconsensual sexual acts, whether substantiated or not, and kept a record of all allegations of attempted youth-on-youth non-consensual acts, whether the allegation was substantiated or not. There was one (1) allegation of youth-on-youth nonconsensual sexual acts made in this facility.
- Kept a record of all allegations of youth-on-youth abusive sexual contact, whether substantiated or not. Two (2) allegations of youth-on-youth abusive sexual contact were recorded.
- Kept a record of all allegations of youth-on-youth sexual harassment, whether substantiated or not. Zero (0) allegations of youth-on-youth sexual harassment were recorded.

Of the allegations reported above:

Zero (0) were Substantiated: The event was investigated and determined to have occurred.	Zero (0) were Unsubstantiated: Evidence was insufficient to make a final determination that the event occurred.	Three (3) were Unfounded: The event was determined not to have occurred.	Zero (0) have an Investigation ongoing: A final determination has not yet been made as to whether the event occurred.
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Additionally, the facility:

- Kept a record of all allegations of staff sexual misconduct, whether the allegation was substantiated or not. Zero (0) allegations of staff sexual misconduct were made.
- Kept a record of all allegations of staff sexual harassment, whether the allegation was substantiated or not. Zero (0) allegations of staff sexual harassment were made in these facilities.

Of the allegations reported above: