

**BUTLER COUNTY
JUVENILE REHABILITATION CENTER**

PREA Annual Report 2018

Prison Rape Elimination Act Overview:

The Prison Rape Elimination Act (PREA) was passed in 2003 with unanimous support from both parties in Congress. The purpose of the act was to “provide for the analysis of the incidence and effects of prison rape in Federal, State, and local institutions and to provide information, resources, recommendations, and funding to protect individuals from prison rape.” (Prison Rape Elimination Act, 2003). In addition to creating a mandate for significant research from the Bureau of Justice Statistics and through the National Institute of Justice, funding through the Bureau of Justice Assistance and the National Institute of Corrections supported major efforts in many state correctional, juvenile detention, community corrections, and jail systems.

The act also created the National Prison Rape Elimination Commission and charged it with developing draft standards for the elimination of prison rape. Those standards were published in June 2009, and were turned over to the Department of Justice for review and passage as a final rule. That final rule became effective August 20, 2012.

In 2010, the Bureau of Justice Assistance fund the National PREA Resource Center to continue to provide federally funded training and technical assistance to states and localities, as well as, to serve as a single-stop resource for leading research and tools for all those in the field working to come into compliance with the federal standards. (PREA Resource Center)

BCJRC can receive third party reports verbally, in writing or anonymously. If you would like to report an alleged sexual abuse, sexual assault or sexual harassment, please go to the link below and click on the third party reporting link.

http://www.butlercountyohio.org/JuvenileJusticeCenter/index.cfm?page=corrections_JRC

BCJRC receives audits in three-year cycles pursuant to Section 115.401 of the PREA Standards. The results of these are as follows:

- June 2015-Successful
- June 2018-Successful
- The final audit report of each previous audit is available on the facility website.

Definitions:

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

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

Unsubstantiated allegation 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.

Sexual abuse includes—(1) Sexual abuse of an inmate, detainee, or resident by another inmate, detainee, or resident; and (2) Sexual abuse of an inmate, detainee, or resident by a staff member, contractor, or volunteer. Sexual abuse of an inmate, detainee, or resident by another inmate, detainee, or resident includes any of the following acts, if the victim does not consent, is coerced into such act by overt or implied threats of violence, or is unable to consent or refuse: (1) Contact between the penis and the vulva or the penis and the anus, including penetration, however slight; (2) Contact between the mouth and the penis, vulva, or anus; (3) Penetration of the anal or genital opening of another person, however slight, by a hand, finger, object, or other instrument; and (4) Any other intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh, or the buttocks of another person, excluding contact incidental to a physical altercation.

Sexual abuse of an inmate, detainee, or resident by a staff member, contractor, or volunteer includes any of the following acts, with or without consent of the inmate, detainee, or resident: (1) Contact between the penis and the vulva or the penis and the anus, including penetration, however slight; (2) Contact between the mouth and the penis, vulva, or anus; (3) Contact between the mouth and any body part where the staff member, contractor, or volunteer has the intent to abuse, arouse, or gratify sexual desire; (4) Penetration of the anal or genital opening, however slight, by a hand, finger, object, or other instrument, that is unrelated to official duties or where the staff member, contractor, or volunteer has the intent to abuse, arouse, or gratify sexual desire; (5) Any other intentional contact, either directly or through the clothing, of or with the genitalia, anus, groin, breast, inner thigh, or the buttocks, that is unrelated to official duties or where the staff member, contractor, or volunteer has the intent to abuse, arouse, or gratify sexual desire; (6) Any attempt, threat, or request by a staff member, contractor, or volunteer to engage in the activities described in paragraphs (1)-(5) of this section; (7) Any display by a staff member, contractor, or volunteer of his or her uncovered genitalia, buttocks, or breast in the presence of an inmate, detainee, or resident, and (8) Voyeurism by a staff member, contractor, or volunteer.

Voyeurism by a staff member, contractor, or volunteer means an invasion of privacy of an inmate, detainee, or resident by staff for reasons unrelated to official duties, such as peering at an inmate who is using a toilet in his or her cell to perform bodily functions; requiring an inmate to expose his or her buttocks, genitals, or breasts; or taking images of all or part of an inmate's naked body or of an inmate performing bodily functions.

Sexual harassment includes—(1) Repeated and unwelcome sexual advances, requests for sexual favors, or verbal comments, gestures, or actions of a derogatory or offensive sexual nature by one inmate, detainee, or resident directed toward another; and (2) Repeated verbal comments or gestures of a sexual nature to an inmate, detainee, or resident by a staff member, contractor, or volunteer, including demeaning references to gender, sexually suggestive or derogatory comments about body or clothing, or obscene language or gestures.

Calendar Year 2018 Statistics:

Current Facility Population: 20 (as of December 31, 2018)

Admissions: 60 (BCJRC is an all-male facility)

Age Range:

Age	13	14	15	16	17	18	19
Total	5	5	13	14	17	5	1

Release Data:

Successful	Unsuccessful	Neutral	Total
79	24	0	103

Sexual Abuse Allegations Youth on Youth:

Substantiated	Unsubstantiated	Unfounded	Total
0	1	3	4

Sexual Abuse - Voyeurism Allegations Youth on Youth:

Substantiated	Unsubstantiated	Unfounded	Total
0	0	0	0

Sexual Harassment Allegations Youth on Youth:

Substantiated	Unsubstantiated	Unfounded	Total
3	1	6	10

Sexual Abuse Allegations Staff on Youth:

Substantiated	Unsubstantiated	Unfounded	Total
0	0	1	1

Sexual Abuse - Voyeurism Allegations Staff on Youth:

Substantiated	Unsubstantiated	Unfounded	Total
0	0	0	0

Sexual Harassment Allegations Staff on Youth:

Substantiated	Unsubstantiated	Unfounded	Total
0	0	0	0