

Rehabilitation Administration/Juvenile Rehabilitation Prison Rape Elimination Act (PREA) 2018 Annual Compliance Report

The Rehabilitation Administration's mission is to transform lives by creating pathways for self-sufficiency through meaningful partnerships, employment, new opportunities and effective rehabilitation.

Juvenile Rehabilitation (JR) is committed to the safety and security of its residents and, since the beginning of implementing the PREA standards in 2013, has continued to adapt its efforts to detect, prevent, and respond to sexual abuse and sexual harassment.

JR operates 3 secure, medium to maximum security institutions and 8 non-secure community facilities throughout the state. Our 3 institutions are located in Western and Southwest Washington, and 5 of the 8 community facilities are located in Eastern Washington.

Criteria	2015	2016	2017
Number of youth admitted to all facilities during the Target Year?	761	599	400
Number of youth discharged from all facilities during the Target Year?	763	583	568
On December 31 of Target Year, how many persons were held in facilities?	503	496	488
On December 31 of Target Year, how many males were held in facilities?	467	459	468
On December 31 of Target Year, how many females were held in facilities?	36	37	20
On December 31 of Target Year, how many residents aged 17 or younger?	342	338	294
On December 31 of Target Year, how many residents aged 18-20?	161	158	194

Note: *Data for youth admitted in 2015 and 2016 inadvertently included administrative transfers between facilities and returns from escapes. The data for 2017 backs out those youth.*

Aggregated Data

Allegations of sexual abuse and sexual harassment are reported via electronic incident reports using JR's Automated Client Tracking system (ACT). ACT sexual abuse and sexual harassment data is collected from the following facilities.

* Denotes facilities that had Department of Justice PREA audits completed in 2017. Official audit reports for these, and all JR audits, can be found on the JR Internet site.

<https://www.dshs.wa.gov/node/6449/>

Institutions:

- *Echo Glen Children's Center: 125 bed medium/maximum security facility housing younger male offenders and the only institution for female offenders.
- Green Hill School: 160 bed medium/maximum security facility housing older and more violent male offenders.
- Naselle Youth Camp: 76 bed medium security facility housing a mix of male offenders.

Community Facilities (aka: Group Homes):

- Canyon View Community Facility: 15 bed transitional facility for males.
- *Oakridge Community Facility: 15 bed transitional facility for males
- Parke Creek Community Facility: 14 bed transitional facility for males
- *Ridgeview Community Facility: 10 bed transitional facility for *females*
- Sunrise Community Facility: 13 bed transitional facility for males
- Touchstone Community Facility: 14 bed transitional facility for males
- Twin Rivers Community Facility: 15 bed transitional facility for males
- Woodinville Community Facility: 15 bed transitional facility for males

Contracted Provider:

- Community Re-entry Skills Center (CRSC): JR contracts 7 beds for offenders participating in the Manufacturing Academy.

Responding to Allegations:

All allegations are taken seriously and investigated. The Department of Justice (DOJ) has issued and JR uses the following definitions for categories of investigative findings:

Substantiated – Investigated and determined to have occurred.

Unsubstantiated – Investigation produced insufficient evidence to make a final determination as to whether or not the event occurred.

Unfounded – Investigated and determined not to have occurred.

Table 1 indicates the number of reports of sexual abuse allegations received during the past 3 years and the number of investigations resulting in “substantiated” outcomes.

Reports of Sexual Abuse in all 11 JR Facilities										
Table 1										
Year	Youth-on-Youth Non-consensual Sexual Acts		Youth-on-Youth Abusive Sexual Contact		Youth-on-Youth Sexual Harassment		Staff-on-Youth Sexual Misconduct		Staff-on-Youth Sexual Harassment	
	All	Sub	All	Sub	All	Sub	All	Sub	All	Sub
2017	2	1	18	8	7	5	26+	0	1	0
2016	0	0	12	1	5	2	14	5	0	0
2015@	0	0	12	8	4	1	13	3	1	0
All = All allegations										
Sub = Allegations that were Substantiated										
@ = Data updated due to 2016-17 PREA audit										
+ = 1 incident at CRSC contracted service provider facility										

Note: Definitions for sexual abuse terms follow on page 6

2017 Substantiated Sexual Abuse Allegations by Facility					
Table 2					
Facility	Youth-on-Youth Non-consensual Sexual Acts	Youth-on-Youth Abusive Sexual Contact	Youth-on-Youth Sexual Harassment	Staff-on-Youth Sexual Misconduct	Staff-on-Youth Sexual Harassment
Canyonview	0	0	0	0	0
Echo Glen	0	8	0	0	0
Green Hill	1	0	5	0	0
Naselle	0	0	0	0	0
Oakridge	0	0	0	0	0
Parke Creek	0	0	0	0	0
Ridgeview	0	0	0	0	0
Sunrise	0	0	0	0	0
Touchstone	0	0	0	0	0
Twin Rivers	0	0	0	0	0
Woodinville	0	0	0	0	0
CRSC	0	0	0	0	0
Total	1	8	5	0	0

2016 Substantiated Sexual Abuse Allegations by Facility					
Table 3					
Facility	Youth-on-Youth Non-consensual Sexual Acts	Youth-on-Youth Abusive Sexual Contact	Youth-on-Youth Sexual Harassment	Staff-on-Youth Sexual Misconduct	Staff-on-Youth Sexual Harassment
Canyonview	0	0	0	0	0
Echo Glen	0	1	2	1	0
Green Hill	0	0	0	2	0
Naselle	0	0	0	1	0
Oakridge	0	0	0	0	0
Parke Creek	0	0	0	0	0
Ridgeview	0	0	0	0	0
Sunrise	0	0	0	0	0
Touchstone	0	0	0	0	0
Twin Rivers	0	0	0	1	0
Woodinville	0	0	0	0	0
CRSC	n/a	n/a	n/a	n/a	n/a
Total	0	1	2	5	0

2015 Substantiated Sexual Abuse Allegations by Facility					
Table 4					
Facility	Youth-on-Youth Non-consensual Sexual Acts	Youth-on-Youth Abusive Sexual Contact	Youth-on-Youth Sexual Harassment	Staff-on-Youth Sexual Misconduct	Staff-on-Youth Sexual Harassment
Canyonview	0	0	0	1	0
Echo Glen	0	7	0	0	0
Green Hill	0	0	1	0	0
Naselle	0	0	0	0	0
Oakridge	0	1	0	0	0
Parke Creek	0	0	0	0	0
Ridgeview	0	0	0	0	0
Sunrise	0	0	0	0	0
Touchstone	0	0	0	0	0
Twin Rivers	0	0	0	1	0
Woodinville	0	0	0	1	0
CRSC	n/a	n/a	n/a	n/a	n/a
Total	0	8	1	3	0

2017 Agency Actions

- Established new policies and procedures that required nationwide fingerprint background checks for employees and contractors. JR previously utilized Washington State Patrol background checks, however they were not nationwide.
- Completed 485 nationwide fingerprint background checks. These continued into 2018 until all 965 staff members were done.
- 3 facilities completed and passed federal PREA audits (Echo Glen, Oakridge and Ridgeview).
- Quarterly statewide PREA compliance manager meetings focusing on lessons learned during facility audits throughout the year and evolving PREA interpretations and guidance.
- Re-trained facility investigators on the definitions of substantiated, unsubstantiated, and unfounded to ensure investigative findings are appropriately designated.
- Several facilities either replaced or added video cameras to address blind spots and enhance ability to keep residents safe from sexual abuse and harassment.
- Statewide Information Technology enhancements put in place to further restrict staff viewing capabilities of certain resident intake information.
- Completed internal PREA facility audits at each JR facility.
- Created a more confidential process for facilities to collect sexual orientation, gender identity, and expression (SOGIE) information by restricting inappropriate access.

Trends and Other Findings (2015-2017)

- There does not appear to be any specific targeting of alleged victims based on LGBTQI status.
- Almost all substantiated incidents of staff sexual misconduct were committed by female staff with male victims.
- Most incidents of abusive sexual contact involved contact outside the clothing.
- Many incidents of abusive sexual contact were not sexually motivated but, because the contact was upon specific parts of the body (thigh/groin, buttocks), it met the definition, per PREA. Many could be considered horseplay as the alleged victims did not report or feel they'd been victimized by the behavior.

- In 2017, there was a substantial increase in allegations of staff sexual misconduct. While none were substantiated it appears that residents understand the investigation process (staff usually removed temporarily) and, as investigations show, are making false allegations.

Definitions

Youth-on-Youth Sexual Victimization:

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: AND

Sexual contact between the penis and the vulva or the penis and the anus including penetration, however slight; OR

Contact between the mouth and the penis, vulva, or anus; OR

Penetration of the anal or genital opening of another person, however slight, by hand, finger, object, or other instrument.

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.

EXCLUDES incidents in which the contact was incidental to a physical altercation.

Sexual Harassment

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

Staff-on-Youth Sexual Victimization:

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 (excludes family, friend, or other visitors).

Sexual relationships of a romantic nature between staff and youth are included in this definition. Consensual or non-consensual acts include:

Intentional touching, either by direct contact or through 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; OR

Completed, attempted, threatened, or requested sexual acts; OR

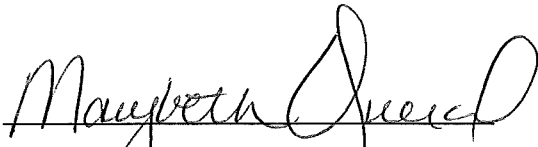
Occurrences of indecent exposure, invasion of privacy, or staff voyeurism for reasons unrelated to official duties or for sexual gratifications.

Staff Sexual Harassment

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. OR

Repeated profane or obscene language or gestures.

The occurrence of substantiated acts of sexual abuse in JR facilities continues to be low; incidents of non-consensual sexual acts are practically non-existent. JR will always act upon opportunities to institutionalize a zero tolerance culture, reassess its policies and procedures, and provide effective training for all staff and volunteers.


Marybeth Queral, Assistant Secretary
Rehabilitation Administration, DSHS

5-14-19
Date

For additional information please contact the Juvenile Rehabilitation PREA Administrator, Eric Crawford @ 360-902-0230 or eric.crawford@dshs.wa.gov

