



JDRDC 2016 PREA Annual Report of Sexual Abuse Incidents

Reporting period: January 1, 2013 to December 31, 2016

Introduction

The data reflected in this report encompass survey responses from five juvenile facilities regarding reports of sexual victimization during 2013, 2014, 2015 and 2016. Facilities surveyed include: Juvenile Detention Center (JDC), Foundations (a girls' probation house), Boys Probation House (BPH), Shelter Care, and Transitional Living Program (TLP).

100% of facilities are owned and operated by the county for all three years:	On December 31, 2016, there were 10 (19%) females and 44 (81%) males being held across facilities.										
<table border="1"> <thead> <tr> <th>County</th> <th>100%</th> </tr> </thead> <tbody> <tr> <td>State</td> <td>0%</td> </tr> <tr> <td>Local or Municipal Government</td> <td>0%</td> </tr> <tr> <td>Private Agency</td> <td>0%</td> </tr> <tr> <td>Native American Tribal Government</td> <td>0%</td> </tr> </tbody> </table>	County	100%	State	0%	Local or Municipal Government	0%	Private Agency	0%	Native American Tribal Government	0%	<p>A stacked bar chart for the year 2016. The bar is divided into two segments: a smaller top segment representing 19% (Female) and a larger bottom segment representing 81% (Male). A legend to the right of the chart identifies the light gray segment as 'Female' and the dark gray segment as 'Male'.</p>
County	100%										
State	0%										
Local or Municipal Government	0%										
Private Agency	0%										
Native American Tribal Government	0%										

- On December 31, 2016 93% (n=50) of juveniles being held were age 17 or younger, 7% (n=4) were 18 to 20, and 0% (n=0) were age 21 or older.
- Between January 1, 2016 and December 31, 2016, there were 705 total juveniles admitted across the five facilities.
- 100% of facilities record all reported allegations of youth-on-youth nonconsensual sexual acts, youth-on-youth abusive sexual contact and youth-on-youth sexual harassment.
- 100% (n=5) facilities report all incidents of staff sexual misconduct and staff sexual harassment.

Below is a breakdown of reported allegations for youth-to-youth nonconsensual sexual acts, youth-on-youth abusive sexual contact, youth-on-youth sexual harassment, staff sexual misconduct and staff sexual harassment by facility.

Juvenile Detention Center

Year	# of Reported Allegations	# of Substantiated Allegations
2013	0	0
2014	0	0
2015	0	0
2016	0	0

Year	# of Reported Allegations	# of Substantiated Allegations
2013	0	0
2014	0	0
2015	0	0
2016	0	0

Year	# of Reported Allegations	# of Substantiated Allegations
2013	0	0
2014	2	1
2015	0	0
2016	1	0

In 2014, there were 2 reported incidents of youth-on-youth sexual harassment. One allegation was substantiated involving two male youths. The incident was reported by both the victim and a detention counselor and occurred in a common area and included sexual harassment, sexual innuendo and/or verbal comments. The incident occurred during horseplay. The perpetrator was identified as experiencing a psychotic episode and was eventually committed to a psychiatric hospital. Immediately following the incident, the victim was separated from the perpetrator and the perpetrator was temporarily confined to his room pending further mental health evaluation and to ensure the safety of others. The victim did not sustain any physical injury during the incident and medical treatment was deemed unnecessary. The incident did not require referral for criminal investigation or follow up for potential retaliation.

The other 2014 incident involved a youth removing his clothes while in his room during the overnight shift. A detention counselor, while performing his job duties, witnessed the youth in his room without having clothes on. The youth refused to put his clothes back on despite repeated directives from detention counselors and remained naked in his cell. The youth denied intentionally exposing himself to anyone and further stated he was tired of wearing detention-issued clothing. After administrative investigation, it was determined this incident to be an unsubstantiated allegation of indecent exposure based on being unable to determine the actual motivation of the youth's behaviors. The investigator recommended continued support during any time of room restriction due to non-compliant behaviors as well as close monitoring around peers and staff members for any type of sexual misconduct.

In 2016, there was one reported allegation of youth-on-youth sexual harassment. A youth filed a grievance form requesting transfer to another unit, citing he did not feel comfortable in his current unit due to another youth in the unit making inappropriate comments regarding him, his girlfriend, and his sexuality. During preliminary investigation, it was determined the youth did not need separation, as the incident appeared to be a misunderstanding. After administrative investigation, the allegation was determined to be unsubstantiated. Youth alleged to have made inappropriate comments denied doing such, and youth filing the grievance was unable to definitively report if statements were made in a sexual manner. It was recommended to monitor both youths' interactions with each other. The youth who filed the initial grievance did later have his unit changed due to an unrelated incident.

After review, the incidents did not indicate a need to change policy or practice to better prevent, detect, or respond to sexual abuse. Additionally, upon administrative review, the incidents were deemed NOT to be motivated by race, ethnicity, gender identity, lesbian, gay, bisexual, transgender, intersex identification, perceived status, or gang affiliation. Group dynamics at the facility did not motivate or otherwise cause the alleged incidents and no physical barriers in the areas contributed to the incidents. Staffing levels were deemed to be adequate and it was determined there was no need for monitoring technology to be augmented to supplement supervision. No necessary recommendations for improvement were identified.

Year	# of Reported Allegations	# of Substantiated Allegations
2013	0	0
2014	0	0
2015	0	0
2016	0	0

Year	# of Reported Allegations	# of Substantiated Allegations
2013	0	0
2014	0	0
2015	1	0
2016	0	0

In 2015, there was one unsubstantiated allegation involving a staff person and youth at the Juvenile Detention Center was investigated, reported and reviewed administratively. The incident did not require referral for criminal investigation or follow up for potential retaliation. After review, the incident did not indicate a need to change policy or practice to better prevent, detect, or respond to sexual abuse. Additionally, upon administrative review, the incident was deemed NOT to be motivated by race, ethnicity, gender identity, lesbian, gay, bisexual, transgender, intersex identification, perceived status, or gang affiliation. Group dynamics at the facility did not motivate or otherwise cause the alleged incident and no physical barriers in the areas contributed to the alleged incident. Staffing levels were deemed to be adequate and it was determined there was no need for monitoring technology to be augmented to supplement supervision. No necessary recommendations for improvement were identified. The staff member was restricted from having contact with the youth for the duration of the youth's placement in the facility.

Foundations

Year	# of Reported Allegations	# of Substantiated Allegations
2013	0	0
2014	0	0
2015	0	0
2016	0	0

Year	# of Reported Allegations	# of Substantiated Allegations
2013	0	0
2014	0	0
2015	0	0
2016	0	0

Year	# of Reported Allegations	# of Substantiated Allegations
2013	0	0
2014	0	0
2015	0	0
2016	0	0

Year	# of Reported Allegations	# of Substantiated Allegations
2013	0	0
2014	0	0
2015	0	0
2016	0	0

Table 10: Foundations Reports of Staff Sexual Harassment		
Year	# of Reported Allegations	# of Substantiated Allegations
2013	0	0
2014	0	0
2015	0	0
2016	0	0

Boys Probation House (BPH)

Table 11: Boys Probation House Reports of Youth-to-Youth Nonconsensual Sexual Acts		
Year	# of Reported Allegations	# of Substantiated Allegations
2013	0	0
2014	0	0
2015	1	0
2016	0	0

In 2015, BPH had one unsubstantiated allegation involving two youths at the Boys Probation House was investigated, reported and reviewed administratively. The incident did not require referral for criminal investigation after Fairfax County Police was contacted and interviewed the youths. No requirement for follow up for potential retaliation was determined. After review, the incident did not indicate a need to change policy or practice to better prevent, detect, or respond to sexual abuse. Additionally, upon administrative review, the incident was deemed NOT to be motivated by race, ethnicity, gender identity, lesbian, gay, bisexual, transgender, intersex identification, perceived status, or gang affiliation. Group dynamics at the facility did not motivate or otherwise cause the alleged incident. Physical barriers in the areas were deemed to have contributed to the alleged incident and administrative policy governing the closing of armoire doors in the bedrooms of the residents was instituted in order to gain better visibility. Staffing levels were deemed to be adequate and it was determined there was no need for monitoring technology to be augmented to supplement supervision. No necessary recommendations for improvement were identified.

Table 12: Boys Probation House Reports of Youth-on-Youth Abusive Sexual Contact		
Year	# of Reported Allegations	# of Substantiated Allegations
2013	0	0
2014	0	0
2015	0	0
2016	0	0

Table 13: Boys Probation House Reports of Youth-on-Youth Sexual Harassment		
Year	# of Reported Allegations	# of Substantiated Allegations
2013	0	0
2014	0	0
2015	0	0
2016	0	0

Table 14: Boys Probation House Reports of Staff Sexual Misconduct		
Year	# of Reported Allegations	# of Substantiated Allegations
2013	0	0
2014	0	0
2015	0	0
2016	0	0

Table 15: Boys Probation House Reports of Staff Sexual Harassment		
Year	# of Reported Allegations	# of Substantiated Allegations
2013	0	0
2014	0	0
2015	0	0
2016	0	0

Shelter Care

Table 16: Shelter Care Reports of Youth-to-Youth Nonconsensual Sexual Acts		
Year	# of Reported Allegations	# of Substantiated Allegations
2013	0	0
2014	0	0
2015	0	0
2016	0	0

Table 17: Shelter Care Reports of Youth-on-Youth Abusive Sexual Contact		
Year	# of Reported Allegations	# of Substantiated Allegations
2013	0	0
2014	0	0
2015	0	0
2016	0	0

Table 18: Shelter Care Reports of Youth-on-Youth Sexual Harassment		
Year	# of Reported Allegations	# of Substantiated Allegations
2013	0	0
2014	0	0
2015	0	0
2016	1	0

There was one unsubstantiated allegation of youth-on-youth sexual harassment at Shelter Care involving two female residents in 2016. One youth claimed another youth walked in on her using a restroom and made sexually inappropriate comments. After investigation and review of CCV footage, the incident was deemed unsubstantiated based on the footage revealing the alleged perpetrator opening the restroom door and exiting all under one seconds time. It was recommended to monitor both youth around peers for any inappropriate comments or gestures. It was deemed that there was no need for a criminal investigation, follow up for possible retaliation, nor a need to change current policies or practices. Group dynamics appear to have motivated this incident as tension existed from a previous conflict that occurred when both youths were previously at Shelter Care. Staffing levels were deemed adequate and it was determined there was no need for monitoring technology to be augmented to supplement supervision. No necessary recommendations for improvement were identified.

Table 19: Shelter Care Reports of Staff Sexual Misconduct		
Year	# of Reported Allegations	# of Substantiated Allegations
2013	0	0
2014	0	0
2015	0	0
2016	0	0

Table 20: Shelter Care Reports of Staff Sexual Harassment		
Year	# of Reported Allegations	# of Substantiated Allegations
2013	0	0
2014	0	0
2015	0	0
2016	0	0

Transitional Living Program (TLP)

The new Transitional Living Program (TLP) was opened in December 2013. Prior to December 2013, TLP was part of Boys Probation House. As such specific TLP data is not available for 2013. Any incidents that occurred during these years is reported in aggregate with Boys Probation House.

Table 21: Transitional Living Program Reports of Youth-to-Youth Nonconsensual Sexual Acts		
Year	# of Reported Allegations	# of Substantiated Allegations
2013	N/A	N/A
2014	0	0
2015	0	0
2016	0	0

Table 22: Transitional Living Program Reports of Youth-on-Youth Abusive Sexual Contact		
Year	# of Reported Allegations	# of Substantiated Allegations
2013	N/A	N/A
2014	0	0
2015	0	0
2016	0	0

Table 23: Transitional Living Program Reports of Youth-on-Youth Sexual Harassment		
Year	# of Reported Allegations	# of Substantiated Allegations
2013	N/A	N/A
2014	0	0
2015	0	0
2016	0	0

Table 24: Transitional Living Program Reports of Staff Sexual Misconduct		
Year	# of Reported Allegations	# of Substantiated Allegations
2013	N/A	N/A
2014	0	0
2015	0	0
2016	0	0

Table 25: Transitional Living Program Reports of Staff Sexual Harassment		
Year	# of Reported Allegations	# of Substantiated Allegations
2013	N/A	N/A

2014	0	0
2015	0	0
2016	0	0

Summary

Over the last 3 years, there have been few reported allegations of youth-to-youth non-consensual acts, youth-to-youth abusive sexual contact, youth-to-youth sexual harassment, staff sexual misconduct or staff sexual harassment. Across the five reporting facilities, there were a total of 2 reported allegations of youth-on-youth sexual harassment in 2014 and 2 reported allegations in 2015; one incident of staff sexual harassment and one incident of youth-to-youth nonconsensual sexual act. There were 2 total unsubstantiated allegations of youth-to-youth sexual harassment in 2016.

In 2014, one reported allegation of youth-to-youth sexual harassment was substantiated. There were no substantiated allegations of youth-to-youth non-consensual acts, youth-to-youth abusive sexual contact, youth-to-youth sexual harassment, staff sexual misconduct or staff sexual harassment.

The agency continues to address sexual abuse by conducting ongoing incident reviews, staffing pattern reviews, ongoing vulnerability assessments, and regular training of existing and new staff.

Date



Fairfax County is committed to nondiscrimination on the basis of disability in all county programs, services and activities. Reasonable accommodations will be provided upon request. For information, call Juvenile Court Administration, 703-246-3343, TTY: 711.

March 2017