



# JDRDC 2021 PREA Annual Report of Sexual Abuse Incidents

Reporting period: January 1, 2021 to December 31, 2021

The data reflected in this report encompasses survey responses from four juvenile facilities regarding reports of sexual victimization. Facilities surveyed include: Juvenile Detention Center, Foundations (female residential facility), Stepping Stones (male residential facility), and Shelter Care. A full list of definitions can be found at the end of the report.

| 100% of facilities are owned and operated by the county: |            | On December 31, 2021, there were 8 (29%) females and 20 (71%) males being held across facilities.  |        |            |      |     |        |     |
|--|------------|--|--------|------------|------|-----|--------|-----|
| County   | 100%       | <table border="1"> <thead> <tr> <th>Gender</th> <th>Percentage</th> </tr> </thead> <tbody> <tr> <td>Male</td> <td>71%</td> </tr> <tr> <td>Female</td> <td>29%</td> </tr> </tbody> </table> | Gender | Percentage | Male | 71% | Female | 29% |
| Gender   | Percentage |  |        |            |      |     |        |     |
| Male   | 71%        |  |        |            |      |     |        |     |
| Female   | 29%        |  |        |            |      |     |        |     |
| State  | 0%         |  |        |            |      |     |        |     |
| Local or municipal government                            | 0%         |  |        |            |      |     |        |     |
| Private Agency   | 0%         |  |        |            |      |     |        |     |
| Native American Tribal Government                        | 0%         |  |        |            |      |     |        |     |

- On December 31, 2020, 93% (n=26) of juveniles being held were age 17 or younger, 7% (n=2) were 18 to 20, and 0% (n=0) were age 21 or older.
- Between January 1, 2021 and December 31, 2021, there were 319 total juveniles admitted across the four 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% 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.

| Table 1: Youth-to-Youth Nonconsensual Sexual Acts |                                |
|---|--------------------------------|
| # of Reported Allegations                         | # of Substantiated Allegations |
| 0   | 0                              |

| Table 2: Youth-on-Youth Abusive Sexual Contact |                                |
|--|--------------------------------|
| # of Reported Allegations                      | # of Substantiated Allegations |
| 0  | 0                              |

| Table 3: Youth-on-Youth Sexual Harassment |                                |
|---|--------------------------------|
| # of Reported Allegations                 | # of Substantiated Allegations |
| 1   | 1                              |

There was one substantiated allegation of youth-on-youth sexual harassment reported in 2021. This incident occurred at JDC and involved a youth making suggestive comments towards another youth's body. Through resident and staff interviews, as well as an acknowledgement by the youth in question, it was determined that the allegation did occur. Youth acknowledged that he curses and staff reported youth often makes "off the wall" comments. As a precautionary measure, the youth's red flags were updated, and youth would be further monitored.

The incident did not require a criminal investigation nor 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. Via 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 that there was no need for monitoring technology to be augmented to supplement supervision. No necessary recommendations for improvement were made.

**Table 4: Staff Sexual Misconduct**

| # of Reported Allegations | # of Substantiated Allegations |
|---------------------------|--------------------------------|
| 1                         | 0                              |

There was one unsubstantiated allegation of staff sexual misconduct at JDC during 2021. This allegation involved a resident reporting that a staff member had touched them on their hip while on the unit. Based on staff interviews and a review of security footage, it was determined that the investigated allegation was unfounded. As a precautionary measure, the youth’s red flags were updated to specify no solo supervision.

The incident did not require a criminal investigation nor follow up for potential retaliation. Additionally, after review, the incident did not indicate a need to change policy or practice to better prevent, detect, or respond to sexual abuse. Via 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 that there was no need for monitoring technology to be augmented to supplement supervision. No necessary recommendations for improvement were made.

**Table 5: Staff Sexual Harassment**

| # of Reported Allegations | # of Substantiated Allegations |
|---------------------------|--------------------------------|
| 0                         | 0                              |

- Across the four reporting facilities, there were no allegations of youth-to-youth nonconsensual sexual acts, youth-on-youth abusive sexual contact, youth, or staff sexual harassment.
- At JDC, there was one substantiated allegation of youth-on-youth sexual harassment and one unfounded allegation of staff sexual misconduct.
- 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.

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Matt Thompson, Director, Court Service Unit

Date

**DEFINITIONS:**

**SEXUAL ABUSE** includes:

- a. Sexual abuse of a resident by another resident; and
- b. Sexual abuse of a resident by a staff member, contractor, or volunteer.

**RESIDENT ON RESIDENT SEXUAL VICTIMIZATION**

*Nonconsensual Sexual Acts and Abusive Sexual Contact of a Resident by another Resident* includes sexual contact of any person without his or her consent or of a person who is unable to consent or refuse, and:

- a. Contact between the penis and the vulva or the penis and the anus, including penetration, however slight;
- b. Contact between the mouth and the penis, vulva, or anus;
- c. Penetration of the anal or genital opening of another person, however slight, by a hand, finger, object, or other instrument; and
- d. 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.

**STAFF ON RESIDENT SEXUAL ABUSE (Including Abuse of a Resident by a Staff Member, Contractor, or Volunteer)**

Includes any of the following acts, with or without consent of the resident:

Staff Sexual Misconduct:

Any behavior or act of a sexual nature directed toward a resident by an employee, volunteer, contractor, official visitor or other agency representative (exclude family, friends or other visitors).

Sexual relationships of a romantic nature between staff and residents are included in this definition. Consensual or nonconsensual sexual acts include:

- a. Any 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;
- b. Completed, attempted, threatened, or requested sexual acts;
- c. Occurrences of indecent exposure, invasion of privacy, or staff voyeurism for reasons unrelated to official duties or for sexual gratification.

*Voyeurism by a Staff Member, Contractor, or Volunteer* – An invasion of privacy of a resident by staff for reasons unrelated to official duties; requiring a resident to expose his or her buttocks, genitals, or breasts; or taking images of all or part of a resident’s naked body or of a resident performing bodily functions.

**STAFF SEXUAL HARRASSMENT**

- a. Repeated verbal comments or gestures of a sexual nature to a 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.



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.