



Prison Rape Elimination Act Annual Report—Fiscal Year 2014-15

The mission of the Florida Department of Juvenile Justice is to increase public safety by reducing juvenile delinquency through effect prevention, intervention, and treatment services that strengthen families and turn around the lives of troubled youth.

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Florida Department of Juvenile Justice
Prison Rape Elimination Act
Annual Report—Fiscal Year 2014-15

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Introduction

The federal Prison Rape Elimination Act (PREA) requires that each state prepare an annual report on the effectiveness of its efforts to reduce sexual abuse in any program, facility, or institution utilized for the confinement of youth and adults.

The following information details the Florida Department of Juvenile Justice's compliance with the standards proscribed by the PREA Act. These standards are outlined in the U.S. Code of Federal Regulations—[28 C.F.R. Part 115](#).

Purpose:

In 2003, a federal law was passed called the Prison Rape Elimination Act or better known as PREA. PREA requires that every state comply with a set of standards that attempts to eliminate the sexual abuse of youth and inmates in correctional settings. Each year, the State of Florida is required to have one-third of its facilities complete an audit by a certified Department of Justice (DOJ) auditor.

The Florida Department of Juvenile Justice (FDJJ) is committed to complying with Prison Rape Elimination Act (PREA) through effective programming and training that has resulted in the passing of 49 juvenile facilities' Department of Justice PREA Audits.

FDJJ has 21 state-operated regional juvenile detention centers and, at the close of FY 2014-15, had contracted with private providers for the operation of 48 residential facilities, some of which provide more than one program on-site. This report provides an analysis of the incidents and the efforts made by FDJJ in implementing strategies and policies to comply with PREA.

Background:

The DOJ established the PREA Juvenile Standards in 2012 and immediately following promulgation the FDJJ began implementation. The FDJJ developed the first PREA policy—FDJJ1919—which was approved and posted by June 2013. It defined each employee's, residential facility's, and detention center's responsibilities to protect youth from sexual abuse. Since June 2013, FDJJ 1919 has been revised two more times to better define these roles, with the most recent revision in April 2015.

FDJJ also created a PREA web page that provides training materials, implementation tools, data reports, and completed PREA audit reports for public viewing. The page is available online at [http://www.djj.state.fl.us/partners/prison-rape-elimination-act-\(prea\)](http://www.djj.state.fl.us/partners/prison-rape-elimination-act-(prea))

FDJJ hired a statewide PREA coordinator in September 2013, to oversee implementation of PREA requirements. FDJJ also has two DOJ-certified auditors who successfully completed the DOJ training for PREA auditing.

DOJ requires that each juvenile facility successfully pass 41 standards in order to comply with the PREA. These standards require facilities to implement procedures for reporting, preventing, intervening, and investigating sexual abuse.

Achievements

The DOJ requires that every program in each state, that treat or detain court ordered youth, must comply with the PREA standards. Each program will be audited by a certified DOJ Auditor and will be re-audited every 3 years. In order to implement PREA, DOJ allowed for states to have, at a minimum, 1/3 of the facilities audited for PREA compliance each year. To meet this requirement, FDJJ used its existing 3 regions and began the auditing process in 2014 with the Central Region. We had 24 residential facilities and detention centers pass the PREA audit. In 2015 the North Region began their cycle of audits with 26 more facilities passing. The South Region is currently going through the last cycle of audits, with 8 already passing, and by July 2016 it is anticipated that FDJJ will be 100% compliant and have a total 72 facilities PREA compliant

FDJJ was awarded a sub-grant of \$30,000 using Juvenile Accountability Block Grant (JABG) funding that was effective until September 2014. This funding was used to provide technical assistance for each program in the state, purchase training materials such as the “Speaking Out” series of comic books created by Washington University. Significantly, this funding provided FDJJ an opportunity to create a youth education video about PREA, which is used in all of our Detention Centers and the majority of our residential programs.

During FY 14-15, 49 FDJJ programs (14 Detention Centers and 35 residential programs) were audited by certified DOJ auditors. All of these facilities passed their audits and the respective audit reports can be found on the FDJJ PREA web page below: [http://www.FDJJ.state.fl.us/partners/prison-rape-elimination-act-\(prea\)/completed-prea-audit-reports](http://www.FDJJ.state.fl.us/partners/prison-rape-elimination-act-(prea)/completed-prea-audit-reports)

FDJJ Staff Development with the assistance of the Statewide PREA Coordinator and the Office of Health Services created an in-service training for all Medical and Mental Health professionals using the FDJJ’s training program called “SkillPro.” This training was created to meet the specialized training necessary to meet PREA standard [28 C.F.R. §115.335](#).

Residential and Detention PREA Incident Data

The data reported below is taken directly from the FDJJ Central Communications Center (CCC). The CCC was established in July 2004. The CCC is a user-friendly call-in center operating 365-days a year, with an emphasis on assisting FDJJ, provider, and grant staff with the collection, retention, and dissemination of information related to the care, safety, and humane treatment of all youth served by the FDJJ,

providers, or grantees. All reportable incidents as defined in Florida Administrative [Code Rule 63F-11](#), are required to be called into the CCC within 2 hours of the incident occurring or program staff learning of the incident. This rule describes in detail incidents falling under the following seven categories:

- Escapes/Absconds Incidents
- Complaints against Staff Incidents
- Medical Incidents
- Mental Health/Substance Abuse Incidents
- Miscellaneous Incidents
- Program Disruption Incidents
- Youth Behavior Incidents

FDJJ Agency Abuse Data

All FDJJ staff, private providers and volunteers with knowledge of any abuse occurring in a detention or residential facility are required to report to the CCC, local Law Enforcement and the Florida Department Children Youth and Families within two hours of learning of the alleged abuse.

CCC has added the following categories for allegations of PREA related incidents:

- Complaints against Staff Incidents
- Sexual Abuse (PREA)
- Sexual Harassment (PREA)
- Sexual Misconduct (PREA)
- Youth Behavior Incidents
- Sexual Abuse (PREA) Youth-on-Youth
- Sexual Harassment Youth on Youth (PREA) Residential and Detention Only
- Abusive Sexual Contact
- Non Consensual Sexual Contact

PREA Incident Reports—FY 2013-14 (July 1, 2013 - June 30, 2014)

Grand Totals for ALL CCC reports:	Grand Totals for Residential and Detention CCC reports:
Total Number of Incidents: 4257	Total Number of Incidents: 2730
Total Number of Programs Reporting: 366	Total Number of Programs Reporting: 98

- Total Number of PREA-Related Incidents = 32
 - 11 reports made against staff
 - 21 youth on youth incidents
- Detention and Residential programs accounted for 64.2% of all reports made to the CCC.
- Less than 1% (0.8%) of all CCC reports were PREA-related incidents occurring in FDJJ facilities.
- 1.2% of all CCC reports from Residential and Detention were PREA-related incidents.

PREA Incident Reports—FY 2014-15 (July 1, 2014 - June 30, 2015)

Grand Totals for ALL CCC reports:	Grand Totals for Residential and Detention CCC reports:
Total Number of Incidents: 4449	Total Number of Incidents: 2967
Total Number of Programs Reporting: 431	Total Number of Programs Reporting: 78

- Total Number of PREA-Related Incidents = 101
 - 47 reports made against staff
 - 54 youth on youth incidents
- Detention and Residential programs accounted for 66.7% of all reports made to the CCC.
- Less than 2.3% of all CCC reports (4449) were PREA related incidents occurring in FDJJ facilities.
- 3.4% of all CCC reports from Residential and Detention (2,967) were PREA-related incidents.

Prison Rape Elimination Act Data

	FY 13-14	FY 14-15	Difference
Total Number of FDJJ Facilities/Units Reporting:	366	431	65
Report Grand Totals for ALL CCC reports:	4257	4449	192
Total Number of Residential/Detention Programs Reporting:	98	78	-20
Report Grand Totals for Residential and Detention CCC reports:	2730	2967	237
Total PREA Incidents:	32	101	69
Percentage of all reports made to CCC by Residential and Detention	64.2%	66.7%	2.5%
Percentage of PREA related incidents reported to CCC	1.0%	2.3%	1.3%
	FY 13-14	FY 14-15	Difference

Percentage of PREA related incidents reported to CCC by Residential and Detention	1.2%	3.4%	2.2%
* This increase in PREA related incidents can mainly be attributed to the FDJJs efforts to educate youth, staff and volunteers on how to report, whom to report and providing unimpeded access to do so.			
PREA reports made against staff (Sexual Misconduct)	11	47	36
Substantiated	0	2	2
Unsubstantiated	9	16	7
Unfounded	1	20	19
Open	1	9	8
PREA reports made for youth on youth incidents	21	54	33
Substantiated	2	2	0
Unsubstantiated	8	22	14
Unfounded	0	12	12
Open	1	8	7
Information Only	11	10	-1

NOTE: Information regarding specific programs can be viewed on the FDJJ PREA web page:
[http://www.djj.state.fl.us/partners/prison-rape-elimination-act-\(prea\)/agency-data-collection](http://www.djj.state.fl.us/partners/prison-rape-elimination-act-(prea)/agency-data-collection)

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