

The Prison Rape Elimination Act of 2003 (PREA; Public Law 108-79), was enacted to address sexual abuse in prison and jails. In addition to setting mandatory standards for the detection, prevention, and punishment of sexual abuse or rape in prisons, PREA requires all correctional facilities to collect and report detailed information regarding sexual victimization of inmates.

On August 20, 2012 (updated June 4, 2015), the Bureau of Prisons (BOP) published internal policy implementing the PREA regulations promulgated by the Attorney General. The policy emphasizes the BOP's zero tolerance for sexual abuse or harassment of any type by staff or inmates in the BOP. The BOP's National and Regional PREA Coordinators and institution PREA compliance managers continue to oversee agency implementation of the law, regulations, and BOP policy. The agency also continues to provide annual training for all staff on PREA generally.

Standards 115.87 and 115.88, which are detailed below, delineate specific data monitoring and collection requirements. This document summarizes the information that will be provided to the Bureau of Justice Statistics (BJS) by the BOP in accordance with PREA.

- I. Scope of Assessment: This report provides a review of the incident-based and aggregate data collected for calendar year (CY) 2017. Factors such as motivation and other possible contributing factors are reported when available. This report includes comparisons to data from the CY 2016 report.
- II. Inmate-on-Inmate Abuse Data Collected: The BOP has **122** institutions. In some cases, multiple facilities are co-located, comprising a correctional complex. In addition, the agency contracts with **12** privately operated low security facilities.
- III. Overview of Data: During the CY 2017 data collection period, **100** BOP facilities and **7** privately operated contract facilities had at least one sexual abuse allegation. There were a total of **417** inmate-on-inmate sexual abuse allegations at BOP facilities and **16** at privately operated low security facilities. The table which begins on page 3 presents the allegation details individually by facility and aggregated by security level.

## § 115.87 DATA COLLECTION

(a) The agency shall collect accurate, uniform data for every allegation of sexual abuse at facilities under its direct control using a standardized instrument and set of definitions.

(b) The agency shall aggregate the incident-based sexual abuse data at least annually.

(c) The incident-based data collected shall include, at a minimum, the data necessary to answer all questions from the most recent version of the Survey of Sexual Violence conducted by the Department of Justice.

(d) The agency shall maintain, review, and collect data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews.

(e) The agency also shall obtain incident-based and aggregated data from every private facility with which it contracts for the confinement of its inmates.

(f) Upon request, the agency shall provide all such data from the previous calendar year to the Department of Justice no later than June 30.

## § 115.88 DATA REVIEW FOR CORRECTIVE ACTION

(a) The agency shall review data collected and aggregated pursuant to § 115.87 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by:

(1) Identifying problem areas;

(2) Taking corrective action on an ongoing basis; and

(3) Preparing an annual report of its findings and corrective actions for each facility, as well as the agency as a whole.

(b) Such report shall include a comparison of the current year's data and corrective actions with those from prior years and shall provide an assessment of the agency's progress in addressing sexual abuse.

(c) The agency's report shall be approved by the agency head and made readily available to the public through its Web site or, if it does not have one, through other means.

(d) The agency may redact specific material from the reports when publication would present a clear and specific threat to the safety and security of a facility, but must indicate the nature of the material redacted.

Inmate-on-Inmate Assault Data		
Minimum Security Level Facilities	Allegations	Substantiated
FPC Alderson (F)	1	0
FPC Duluth	1	0
FPC Montgomery	2	0
<b>Minimum Security Level Total</b>	<b>4</b>	<b>0</b>
Low Security Level Facilities	Allegations	Substantiated
FCI Aliceville (F)	1	0
FCI Allenwood Low	3	0
FCI Ashland	1	0
FCI Beaumont Low	7	0
FCI Big Spring	1	0
FCI Butner Low	4	0
FCI Coleman	3	1
FCI Danbury	3	1
FCI Dublin (F)	7	0
FCI Elkton	3	0
FCI Englewood	5	0
FCI Forrest City	3	0
FCI Fort Dix	9	2
FCI La Tuna	1	0
FCI Miami	2	0
FCI Milan	1	0
FCI Oakdale II	3	0
FCI Petersburg	3	0
FCI Safford	1	1
FCI Seagoville	3	1
FCI Tallahassee (F)	2	0
FCI Terminal Island	1	1
FCI Texarkana	3	2
FCI Waseca	4	0
FCI Yazoo City	2	0
<b>Low Security Level Total</b>	<b>76</b>	<b>9</b>
Medium Security Level Facilities	Allegations	Substantiated
FCI Allenwood Medium	3	0
USP Atlanta	4	0
FCI Beckley	2	0
FCI Bennettsville	3	0
FCI Berlin	1	0
FCI Butner Medium I	12	1
FCI Butner Medium II	2	0
FCI Coleman Medium	4	0
FCI Cumberland	5	0
FCI Edgefield	2	0
FCI El Reno	1	0
FCI Estill	7	1
FCI Fairton	1	0
FCI Forrest City Medium	2	0
FCI Gilmer	4	0
FCI Greenville	4	0
FCI Hazelton	9	3 (2 F)
FCI Herlong	2	0
FCI Jesup	7	0
USP Lumpoc	1	0
FCI Marianna	5	0
USP Marion	8	0
FCI McDowell	8	1
FCI Memphis	1	1
FCI Mendota	1	0
FCI Otisville	5	0
FCI Oxford	2	0
FCI Pekin	4	0
FCI Petersburg Medium	5	0
FCI Pollock Medium	3	0
FCI Schuylkill	4	0
FCI Sheridan	8	1
FCI Talladega	6	0
FCI Terre Haute	3	0
FCI Tucson	1	0
FCI Victorville Medium I	1	1
FCI Victorville Medium II	3	0
FCI Williamsburg	3	0
FCI Yazoo City	1	0
<b>Medium Security Level Total</b>	<b>148</b>	<b>9</b>

High Security Level Facilities	Allegations	Substantiated
USP Allenwood	8	0
USP Atwater	3	0
USP Beaumont	2	0
USP Big Sandy	1	0
USP Canaan	8	0
USP Coleman I	2	0
USP Coleman II	17	0
USP Florence	9	0
USP Hazelton	4	0
USP Lee	2	0
USP McCreary	6	0
USP Pollock	2	0
USP Terre Haute	18	1
USP Tucson	25	3
USP Victorville	4	0
USP Yazoo City	1	0
<b>High Security Level Total</b>	<b>112</b>	<b>4</b>
Administrative Security Level Facilities	Allegations	Substantiated
MDC Brooklyn	9	1
FMC Butner	2	0
FMC Carswell (F)	4	0
FMC Devens	9	0
FMC Fort Worth	3	0
MDC Guaynabo	3	0
FDC Honolulu	2	0
FDC Houston	3	0
FMC Lexington	9	1
MDC Los Angeles	2	0
MCC New York	2	0
FTC Oklahoma City	6	1
FDC Philadelphia	8	0
FMC Rochester	6	0
MCC San Diego	3	0
FDC Seatac	4	1 (F)
USMCFP Springfield	2	0
<b>Administrative Security Level Total</b>	<b>77</b>	<b>4</b>
Privately Operated Low Security Facilities	Allegations	Substantiated
Adams County	0	0
Big Spring Cedar Hill	1	0
Big Spring Flightline	0	0
D. Ray James	0	0
Giles W. Dalby	0	0
Great Plains	1	0
McRae	1	0
Moshannon Valley	2	0
Reeves I & II	2	0
Reeves III	6	0
Rivers	3	0
Taft	0	0
<b>Privately Operated Low Security Facilities Total</b>	<b>16</b>	<b>0</b>
Grand Totals		
<b>Bureau of Prisons Facilities:</b>		
<b>Total Number of Allegations</b>	<b>417</b>	<b>26</b>
<b>Privately Operated Low Security Facilities:</b>		
<b>Total Number of Allegations</b>	<b>16</b>	<b>0</b>

Key/Notes:

- (F)=Female Institution
- Minimum security level facilities are stand-alone camps; if an institution has a satellite camp or federal satellite low, the reporting numbers are combined.

IV. Inmate-on-Inmate Incident-Based Assessment for Substantiated Cases: There were 26 substantiated cases of inmate-on-inmate sexually abusive behavior during this reporting period. Specific information on the type of incident, location, details of the case, and dynamics of the case is arranged alphabetically by institution name and is provided below. This is followed by a chart listing the problems identified and corrective actions taken, if any.

## MDC Brooklyn:

1. Type of Incident: Sexual Act
2. Location: Housing Unit Cell
3. Details: The black male assailant was found to have anally raped the black transfemale victim. The assailant admitted to consensual sex but the investigators concluded the event was abusive.

## FCC Butner I (Medium):

1. Type of Incident: Sexual Contact
2. Location: Housing Unit
3. Details: The white male assailant admitted to making sexual proposals to one white male victim. The assailant also rubbed his penis on another white male victim's clothed buttocks without consent.

## FCC Coleman (Low):

1. Type of Incident: Sexual Contact
2. Location: Housing Unit
3. Details: The white male assailant admitted to sexually harassing the white male victim. Inmate witnesses corroborated the allegation that the assailant also grabbed the victim's buttocks and rubbed/gyrated his groin against the victim without consent.

## FCI Danbury:

1. Type of Incident: Sexual Harassment
2. Location: Housing Unit
3. Details: The white male assailant was found to have sexually harassed, through crude jokes and repetitive sexual comments, the black male victim. A witness reported the incident because he was concerned about the intellectual limitations of the victim and the possibility that he did not comprehend that the behavior was abusive.

## FCI Estill:

1. Type of Incident: Sexual Harassment
2. Location: Housing Unit
3. Details: The white male assailant admitted to repeatedly propositioning the white male victim by requesting to "play doctor" which would include touching the victim's genitals.

## FCI Fort Dix:

1. Type of Incident: Sexual Harassment
2. Location: Housing Unit
3. Details: The black male assailant was found to have repeatedly and separately propositioned and sexually harassed four white male victims. The harassment included exposing himself and masturbating in the view of the victims. An inmate witness supported the allegation.

## FCI Fort Dix:

1. Type of Incident: Sexual Harassment
2. Location: Housing Unit
3. Details: The black male assailant was found to have sexually harassed, through aggressive sexual propositioning and sexual threats, the white male victim. An inmate witness supported the allegation.

## FCC Hazelton (Secure Female Facility):

1. Type of Incident: Sexual Harassment
2. Location: Housing Unit Cell
3. Details: The black female assailant was found to have sexually harassed, through sexual comments and proposals as well as exposure, the black female victim. Witnesses supported the allegation. The assailant's mental illness may have been a contributing factor to the behavior.

## FCC Hazelton (Medium):

1. Type of Incident: Sexual Harassment
2. Location: Housing Unit
3. Details: The black male assailant was found to have sexually harassed, by exposure and repeated sexual threats, four white male victims on separate occasions. Witnesses supported the allegation.

## FCC Hazelton (Secure Female Facility):

1. Type of Incident: Sexual Contact
2. Location: Housing Unit Cell
3. Details: The black female assailant was found to have grabbed the white female victim's buttocks without consent. In addition, while masturbating in the presence of the victim, the assailant stared at the victim. The assailant also made multiple sexual proposals. An inmate witness supported the allegation.

## FMC Lexington:

1. Type of Incident: Sexual Contact
2. Location: Commissary
3. Details: The black male assailant admitted to grabbing the buttocks of the white male victim without consent. An inmate witness corroborated this and added that the assailant was simultaneously groping himself.

## FCI McDowell:

1. Type of Incident: Sexual Harassment
2. Location: Suicide Watch Cell
3. Details: The Hispanic male assailant admitted that he repeatedly exposed himself while masturbating in view of the white male victim who was employed as a suicide watch companion. Mental illness was not found to be a contributing factor despite the assailant being on suicide watch.

## FCI Memphis:

1. Type of Incident: Sexual Harassment
2. Location: Education Department (Library)
3. Details: The black male assailant was found to have made repetitive sexual proposals and comments laced with sexual innuendo to the black male victim. There were inmate witnesses who corroborated the allegation.

## FTC Oklahoma:

1. Type of Incident: Sexual Harassment
2. Location: Suicide Watch Cell
3. Details: The black male assailant was found to have repeatedly exposed himself while masturbating in view of the white male victim who was employed as a suicide watch companion. This was corroborated with video evidence. He also made sexual proposals and used derogatory names when communicating with the victim. Mental illness was not found to be a contributing factor despite the assailant being on suicide watch.

## FCI Safford:

1. Type of Incident: Sexual Harassment
2. Location: Housing Unit Bathroom
3. Details: The Asian Pacific Islander male assailant was found to have exposed his penis and made repeated sexual proposals to the Hispanic male victim.

## FCI Seagoville:

1. Type of Incident: Sexual Harassment
2. Location: Housing Unit
3. Details: The American Indian male assailant admitted to making repeated sexual proposals to the white male victim.

## FDC SeaTac:

1. Type of Incident: Sexual Contact
2. Location: Housing Unit Cell
3. Details: The black female assailant was found to have pulled the pants off the black female victim and touched her buttocks while two other black females held the victim down in the assailant's unit cell. There were numerous inmate witnesses who heard the victim screaming and one inmate witness who observed the victim being held down. Video evidence supported the victim's claims regarding the location, time of the event, and the witness who was outside of the cell.

## FCI Sheridan:

1. Type of Incident: Sexual Contact
2. Location: Housing Unit
3. Details: The black male assailant admitted to thrusting his pelvis against the buttocks of the black male victim. He claimed it was a joke. Video evidence supported the allegation of abusive sexual contact.

## FCI Terminal Island:

1. Type of Incident: Sexual Contact
2. Location: Housing Unit Cell
3. Details: The white male assailant admitted to masturbating the white male victim while he was asleep until he awakened. There was also an inmate witness.

## FCC Terre Haute (High):

1. Type of Incident: Sexual Act
2. Location: Housing Unit Cell
3. Details: The white male assailant was found to have forced the white male victim to engage repeatedly in anal and oral sex. The assailant claimed the acts were consensual. However, a witness overheard the acts and indicated the victim pleaded for the behavior to cease. The victim has an intellectual developmental disorder.

## FCI Texarkana:

1. Type of Incident: Sexual Contact
2. Location: Housing Unit & Food Services
3. Details: The white male assailant was found to have engaged in abusive sexual behavior with the white male victim. Specifically, he called the victim "cutie," made repeated sexual proposals, and fondled and pinched the victim's buttocks. There were inmate witnesses to this behavior. The assailant admitted only to calling the victim "cutie."

## FCI Texarkana:

1. Type of Incident: Sexual Harassment
2. Location: Housing Unit
3. Details: The white male assailant was found to have made repeated sexual proposals to the white male victim. There were inmate witnesses to these statements.

## FCC Tucson (High):

1. Type of Incident: Sexual Contact
2. Location: Housing Unit Cell
3. Details: The black male assailant was found to have engaged in sexually abusive behavior with the white male victim. Specifically, staff observed the assailant holding the victim's head down near his erect penis. It was determined there was mutual exposure but coerced fondling and attempted fellatio.

## FCC Tucson (High):

1. Type of Incident: Sexual Contact
2. Location: Housing Unit
3. Details: The black male assailant was found to have groped the black transfemale victim's breast. Camera evidence supported this allegation.

## FCC Tucson (High):

1. Type of Incident: Sexual Contact
2. Location: Housing Unit Cell
3. Details: The American Indian male assailant admitted to making sexual proposals and grabbing the buttocks of the Hispanic male victim without his consent.

## FCC Victorville I (Medium):

1. Type of Incident: Sexual Contact
2. Location: Housing Unit Cell
3. Details: The Hispanic male assailant admitted to grabbing the clothed crotch area of the Hispanic male victim.

Incident Reviews for Substantiated Inmate-on-Inmate Sexual Abuse Data (excludes sexual harassment)		
Minimum Level Facility	Problem Identified	Corrective Action
No Substantiated Cases CY 2017	N/A	N/A
Low Level Facility	Problem Identified	Corrective Action
FCI Coleman	No problems identified or recommendations made. The perpetrator admitted to part of the allegation and there were inmate witnesses to the abusive behavior.	A thorough review of the incident was conducted. No physical barriers contributed to or raised issues with monitoring technology. Staffing levels in the area were adequate, as well.
FCI Terminal Island	No problems identified or recommendations made. The perpetrator admitted to the behavior and there was an inmate witness.	A thorough review of the incident was conducted. No physical barriers contributed to or raised issues with monitoring technology. Staffing levels in the area were adequate, as well.
FCI Texarkana	No problems identified or recommendations made. The perpetrator admitted to part of the allegation and there were inmate witnesses to the abusive behavior.	A thorough review of the incident was conducted. No physical barriers contributed to or raised issues with monitoring technology. Staffing levels in the area were adequate, as well.
Medium Level Facility	Problem Identified	Corrective Action
FCI Butner I	No problems identified or recommendations made. The perpetrator admitted to the behavior.	A thorough review of the incident was conducted. No physical barriers contributed to or raised issues with monitoring technology. Staffing levels in the area were adequate, as well.
FCI Hazelton	No problems identified or recommendations made. An inmate witness supported the allegation.	A thorough review of the incident was conducted. No physical barriers contributed to or raised issues with monitoring technology. Staffing levels in the area were adequate, as well.
FCI Sheridan	No problems identified or recommendations made. The perpetrator stated the behavior was a joke. Camera evidence supported the allegation.	A thorough review of the incident was conducted. No physical barriers contributed to or raised issues with monitoring technology. Staffing levels in the area were adequate, as well.
FCI Victorville	No problems identified, but one recommendation was made. The perpetrator admitted to the behavior.	A thorough review of the incident was conducted. No physical barriers contributed to or raised issues with monitoring technology. Staffing levels in the area were adequate as well. It was recommended that local training for inmates focus more on signs of sexual abuse in their peers, and this was implemented.



V. Assessment By Security Level (Inmate-on-Inmate) :

a. Breakdown of sexual abuse allegations by security level:

Security Level	Number of Institutions with Reported Allegations	Substantiated Inmate-on-Inmate Incidents
Minimum Level	3	0
Low Level (Includes Private Facilities)	32	9
Medium Level	39	9
High Level	16	4
Administrative Level	17	4
<b>Total Facilities (Includes Private Facilities)</b>	<b>107</b>	<b>26</b>

b. Institutions are operated at five different security levels that can differ in terms of security barriers, types of housing, or staff-to-inmate ratio. Administrative facilities are institutions with special missions, such as the detention of pretrial offenders, the treatment of inmates with serious or chronic medical problems, or the containment of extremely dangerous, violent, or escape-prone inmates. These facilities are capable of housing inmates of all security levels. In comparison to CY 2016, all security levels saw an increase in reported allegations. This was most notable in Medium security facilities. Medium and High security facilities saw an increase in substantiated cases, while Administrative facilities saw a decrease in substantiated cases

VI. Staff-on-Inmate Incident-Based Assessment: Data for this category is provided in annual aggregate form. In addition, staff incidents are not part of the administrative record review for inmates and are received, assessed, and processed by the Office of Internal Affairs. Thus, facility security-level is not noted, and only the year-end totals are provided in this report. During 2017, there were 6 substantiated cases in this category, 2 of which occurred in halfway houses and 2 of which occurred in contract facilities. Please note that investigative cases must be closed prior to there being an outcome in this report.

Staff-on-Inmate Incident-Based Data			
Facility	Number of Allegations	Number of Substantiated Cases	Ongoing Investigative Cases
BOP	429	2 (0.4%)	273
Residential Reentry Centers	31	2 (6.4%)	14
Private Facilities	28	2 (7.1%)	0

VII. Overview of Information:

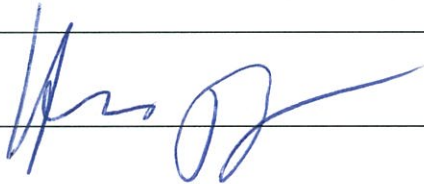
a. No single factor appears to underlie the incidents reviewed above, nor did the incidents as a whole appear to have been motivated by race; ethnicity; gender

identity; lesbian, gay, bisexual, transgender, or intersex (LGBTI) identification, status, or perceived status; gang affiliation; or other group dynamics at the facility. In two of twenty-six substantiated cases (7.6%), transgender status may have been a motivating factor. In sixteen cases this year, victims were incarcerated for sex offenses. This may have been a contributing factor to their victimization, though it was not noted to be the case in the investigations. In eight of the cases in which the victims were sex offenders, the perpetrators were also sex offenders.

- b. Based on the locations in which the incidents occurred, physical layouts/barriers did not appear to contribute to the incidents. Monitoring technology worked effectively, did not contribute to incidents, and was utilized where available during investigations. The inmate perpetrator admitted to engaging in some form of sexually abusive behavior or harassment in nine of the incidents, and in fourteen cases there were inmate witnesses who came forward during the investigation.
- c. Staffing levels did not appear to have caused or contributed to the sexual abuse cases. In one of the substantiated cases, staff interrupted the sexually abusive behavior.

VIII. Conclusion: Based on the review and findings noted throughout the report, it appears inmate education regarding PREA contributed to successfully establishing zero tolerance for sexually abusive behavior. In 2016, a significant number of inmate witnesses came forward to corroborate allegations and provide eyewitness statements to investigators. This year, even more inmate witnesses came forward. The increased number of allegations this year is attributed to the greater emphasis on training for both staff and inmates; both groups are able to identify this type of behavior and know how to properly address it by reporting it and ensuring it is investigated.

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Acting Director



Date:

6/28/18