

Survey of Sexual Victimization 2020, 2021, 2022

Table of Contents

Attachment 1 - Public Law 108-79 - Prison Rape Elimination Act of 2003.....	2
Attachment 2 - SSV forms.....	22
Attachment 3 - PREA Standards.....	67
Attachment 4 - SSV 2019 Sample Design.....	69
Attachment 5 - SSV External Screenshots	86
Attachment 6 - Pre-notification letter	95
Attachment 7 - Invitation letter	97
Attachment 8 - NR Script Call	100
Attachment 9 - Director final reminder and closeout	104
Attachment 10 - Call specifications for data quality follow-up	106

Attachment 1

Public Law 108-79

Prison Rape Elimination Act of 2003

PUBLIC LAW 108-79—SEPT. 4, 2003

PRISON RAPE ELIMINATION ACT OF 2003

Public Law 108–79
108th Congress

An Act

Sept. 4, 2003
[S. 1435]

Prison Rape
Elimination Act
of 2003.
45 USC 15601
note.

To provide for the analysis of the incidence and effects of prison rape in Federal, State, and local institutions and to provide information, resources, recommendations, and funding to protect individuals from prison rape.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) **SHORT TITLE.**—This Act may be cited as the “Prison Rape Elimination Act of 2003”.

(b) **TABLE OF CONTENTS.**—The table of contents of this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Findings.
- Sec. 3. Purposes.
- Sec. 4. National prison rape statistics, data, and research.
- Sec. 5. Prison rape prevention and prosecution.
- Sec. 6. Grants to protect inmates and safeguard communities.
- Sec. 7. National Prison Rape Reduction Commission.
- Sec. 8. Adoption and effect of national standards.
- Sec. 9. Requirement that accreditation organizations adopt accreditation standards.
- Sec. 10. Definitions.

42 USC 15601.

SEC. 2. FINDINGS.

Congress makes the following findings:

(1) 2,100,146 persons were incarcerated in the United States at the end of 2001: 1,324,465 in Federal and State prisons and 631,240 in county and local jails. In 1999, there were more than 10,000,000 separate admissions to and discharges from prisons and jails.

(2) Insufficient research has been conducted and insufficient data reported on the extent of prison rape. However, experts have conservatively estimated that at least 13 percent of the inmates in the United States have been sexually assaulted in prison. Many inmates have suffered repeated assaults. Under this estimate, nearly 200,000 inmates now incarcerated have been or will be the victims of prison rape. The total number of inmates who have been sexually assaulted in the past 20 years likely exceeds 1,000,000.

(3) Inmates with mental illness are at increased risk of sexual victimization. America’s jails and prisons house more mentally ill individuals than all of the Nation’s psychiatric hospitals combined. As many as 16 percent of inmates in State prisons and jails, and 7 percent of Federal inmates, suffer from mental illness.

(4) Young first-time offenders are at increased risk of sexual victimization. Juveniles are 5 times more likely to be sexually

assaulted in adult rather than juvenile facilities—often within the first 48 hours of incarceration.

(5) Most prison staff are not adequately trained or prepared to prevent, report, or treat inmate sexual assaults.

(6) Prison rape often goes unreported, and inmate victims often receive inadequate treatment for the severe physical and psychological effects of sexual assault—if they receive treatment at all.

(7) HIV and AIDS are major public health problems within America’s correctional facilities. In 2000, 25,088 inmates in Federal and State prisons were known to be infected with HIV/AIDS. In 2000, HIV/AIDS accounted for more than 6 percent of all deaths in Federal and State prisons. Infection rates for other sexually transmitted diseases, tuberculosis, and hepatitis B and C are also far greater for prisoners than for the American population as a whole. Prison rape undermines the public health by contributing to the spread of these diseases, and often giving a potential death sentence to its victims.

(8) Prison rape endangers the public safety by making brutalized inmates more likely to commit crimes when they are released—as 600,000 inmates are each year.

(9) The frequently interracial character of prison sexual assaults significantly exacerbates interracial tensions, both within prison and, upon release of perpetrators and victims from prison, in the community at large.

(10) Prison rape increases the level of homicides and other violence against inmates and staff, and the risk of insurrections and riots.

(11) Victims of prison rape suffer severe physical and psychological effects that hinder their ability to integrate into the community and maintain stable employment upon their release from prison. They are thus more likely to become homeless and/or require government assistance.

(12) Members of the public and government officials are largely unaware of the epidemic character of prison rape and the day-to-day horror experienced by victimized inmates.

(13) The high incidence of sexual assault within prisons involves actual and potential violations of the United States Constitution. In *Farmer v. Brennan*, 511 U.S. 825 (1994), the Supreme Court ruled that deliberate indifference to the substantial risk of sexual assault violates prisoners’ rights under the Cruel and Unusual Punishments Clause of the Eighth Amendment. The Eighth Amendment rights of State and local prisoners are protected through the Due Process Clause of the Fourteenth Amendment. Pursuant to the power of Congress under Section Five of the Fourteenth Amendment, Congress may take action to enforce those rights in States where officials have demonstrated such indifference. States that do not take basic steps to abate prison rape by adopting standards that do not generate significant additional expenditures demonstrate such indifference. Therefore, such States are not entitled to the same level of Federal benefits as other States.

(14) The high incidence of prison rape undermines the effectiveness and efficiency of United States Government expenditures through grant programs such as those dealing with health care; mental health care; disease prevention; crime prevention, investigation, and prosecution; prison construction,

maintenance, and operation; race relations; poverty; unemployment and homelessness. The effectiveness and efficiency of these federally funded grant programs are compromised by the failure of State officials to adopt policies and procedures that reduce the incidence of prison rape in that the high incidence of prison rape—

(A) increases the costs incurred by Federal, State, and local jurisdictions to administer their prison systems;

(B) increases the levels of violence, directed at inmates and at staff, within prisons;

(C) increases health care expenditures, both inside and outside of prison systems, and reduces the effectiveness of disease prevention programs by substantially increasing the incidence and spread of HIV, AIDS, tuberculosis, hepatitis B and C, and other diseases;

(D) increases mental health care expenditures, both inside and outside of prison systems, by substantially increasing the rate of post-traumatic stress disorder, depression, suicide, and the exacerbation of existing mental illnesses among current and former inmates;

(E) increases the risks of recidivism, civil strife, and violent crime by individuals who have been brutalized by prison rape; and

(F) increases the level of interracial tensions and strife within prisons and, upon release of perpetrators and victims, in the community at large.

(15) The high incidence of prison rape has a significant effect on interstate commerce because it increases substantially—

(A) the costs incurred by Federal, State, and local jurisdictions to administer their prison systems;

(B) the incidence and spread of HIV, AIDS, tuberculosis, hepatitis B and C, and other diseases, contributing to increased health and medical expenditures throughout the Nation;

(C) the rate of post-traumatic stress disorder, depression, suicide, and the exacerbation of existing mental illnesses among current and former inmates, contributing to increased health and medical expenditures throughout the Nation; and

(D) the risk of recidivism, civil strife, and violent crime by individuals who have been brutalized by prison rape.

42 USC 15602.

SEC. 3. PURPOSES.

The purposes of this Act are to—

(1) establish a zero-tolerance standard for the incidence of prison rape in prisons in the United States;

(2) make the prevention of prison rape a top priority in each prison system;

(3) develop and implement national standards for the detection, prevention, reduction, and punishment of prison rape;

(4) increase the available data and information on the incidence of prison rape, consequently improving the management and administration of correctional facilities;

(5) standardize the definitions used for collecting data on the incidence of prison rape;

(6) increase the accountability of prison officials who fail to detect, prevent, reduce, and punish prison rape;

(7) protect the Eighth Amendment rights of Federal, State, and local prisoners;

(8) increase the efficiency and effectiveness of Federal expenditures through grant programs such as those dealing with health care; mental health care; disease prevention; crime prevention, investigation, and prosecution; prison construction, maintenance, and operation; race relations; poverty; unemployment; and homelessness; and

(9) reduce the costs that prison rape imposes on interstate commerce.

SEC. 4. NATIONAL PRISON RAPE STATISTICS, DATA, AND RESEARCH. 42 USC 15603.

(a) ANNUAL COMPREHENSIVE STATISTICAL REVIEW.—

(1) IN GENERAL.—The Bureau of Justice Statistics of the Department of Justice (in this section referred to as the “Bureau”) shall carry out, for each calendar year, a comprehensive statistical review and analysis of the incidence and effects of prison rape. The statistical review and analysis shall include, but not be limited to the identification of the common characteristics of—

(A) both victims and perpetrators of prison rape; and

(B) prisons and prison systems with a high incidence of prison rape.

(2) CONSIDERATIONS.—In carrying out paragraph (1), the Bureau shall consider—

(A) how rape should be defined for the purposes of the statistical review and analysis;

(B) how the Bureau should collect information about staff-on-inmate sexual assault;

(C) how the Bureau should collect information beyond inmate self-reports of prison rape;

(D) how the Bureau should adjust the data in order to account for differences among prisons as required by subsection (c)(3);

(E) the categorization of prisons as required by subsection (c)(4); and

(F) whether a preliminary study of prison rape should be conducted to inform the methodology of the comprehensive statistical review.

(3) SOLICITATION OF VIEWS.—The Bureau of Justice Statistics shall solicit views from representatives of the following: State departments of correction; county and municipal jails; juvenile correctional facilities; former inmates; victim advocates; researchers; and other experts in the area of sexual assault.

(4) SAMPLING TECHNIQUES.—The review and analysis under paragraph (1) shall be based on a random sample, or other scientifically appropriate sample, of not less than 10 percent of all Federal, State, and county prisons, and a representative sample of municipal prisons. The selection shall include at least one prison from each State. The selection of facilities for sampling shall be made at the latest practicable date prior to conducting the surveys and shall not be disclosed to any facility or prison system official prior to the time period studied in the survey. Selection of a facility for sampling during any

year shall not preclude its selection for sampling in any subsequent year.

Confidentiality.

(5) SURVEYS.—In carrying out the review and analysis under paragraph (1), the Bureau shall, in addition to such other methods as the Bureau considers appropriate, use surveys and other statistical studies of current and former inmates from a sample of Federal, State, county, and municipal prisons. The Bureau shall ensure the confidentiality of each survey participant.

(6) PARTICIPATION IN SURVEY.—Federal, State, or local officials or facility administrators that receive a request from the Bureau under subsection (a)(4) or (5) will be required to participate in the national survey and provide access to any inmates under their legal custody.

(b) REVIEW PANEL ON PRISON RAPE.—

(1) ESTABLISHMENT.—To assist the Bureau in carrying out the review and analysis under subsection (a), there is established, within the Department of Justice, the Review Panel on Prison Rape (in this section referred to as the “Panel”).

(2) MEMBERSHIP.—

(A) COMPOSITION.—The Panel shall be composed of 3 members, each of whom shall be appointed by the Attorney General, in consultation with the Secretary of Health and Human Services.

(B) QUALIFICATIONS.—Members of the Panel shall be selected from among individuals with knowledge or expertise in matters to be studied by the Panel.

(3) PUBLIC HEARINGS.—

(A) IN GENERAL.—The duty of the Panel shall be to carry out, for each calendar year, public hearings concerning the operation of the three prisons with the highest incidence of prison rape and the two prisons with the lowest incidence of prison rape in each category of facilities identified under subsection (c)(4). The Panel shall hold a separate hearing regarding the three Federal or State prisons with the highest incidence of prison rape. The purpose of these hearings shall be to collect evidence to aid in the identification of common characteristics of both victims and perpetrators of prison rape, and the identification of common characteristics of prisons and prison systems with a high incidence of prison rape, and the identification of common characteristics of prisons and prison systems that appear to have been successful in deterring prison rape.

(B) TESTIMONY AT HEARINGS.—

(i) PUBLIC OFFICIALS.—In carrying out the hearings required under subparagraph (A), the Panel shall request the public testimony of Federal, State, and local officials (and organizations that represent such officials), including the warden or director of each prison, who bears responsibility for the prevention, detection, and punishment of prison rape at each entity, and the head of the prison system encompassing such prison.

(ii) VICTIMS.—The Panel may request the testimony of prison rape victims, organizations representing

such victims, and other appropriate individuals and organizations.

(C) SUBPOENAS.—

(i) ISSUANCE.—The Panel may issue subpoenas for the attendance of witnesses and the production of written or other matter.

(ii) ENFORCEMENT.—In the case of contumacy or refusal to obey a subpoena, the Attorney General may in a Federal court of appropriate jurisdiction obtain an appropriate order to enforce the subpoena.

(c) REPORTS.—

(1) IN GENERAL.—Not later than June 30 of each year, the Attorney General shall submit a report on the activities of the Bureau and the Review Panel, with respect to prison rape, for the preceding calendar year to—

Deadline.

(A) Congress; and

(B) the Secretary of Health and Human Services.

(2) CONTENTS.—The report required under paragraph (1) shall include—

(A) with respect to the effects of prison rape, statistical, sociological, and psychological data;

(B) with respect to the incidence of prison rape—

(i) statistical data aggregated at the Federal, State, prison system, and prison levels;

(ii) a listing of those institutions in the representative sample, separated into each category identified under subsection (c)(4) and ranked according to the incidence of prison rape in each institution; and

(iii) an identification of those institutions in the representative sample that appear to have been successful in deterring prison rape; and

(C) a listing of any prisons in the representative sample that did not cooperate with the survey conducted pursuant to section 4.

(3) DATA ADJUSTMENTS.—In preparing the information specified in paragraph (2), the Attorney General shall use established statistical methods to adjust the data as necessary to account for differences among institutions in the representative sample, which are not related to the detection, prevention, reduction and punishment of prison rape, or which are outside the control of the State, prison, or prison system, in order to provide an accurate comparison among prisons. Such differences may include the mission, security level, size, and jurisdiction under which the prison operates. For each such adjustment made, the Attorney General shall identify and explain such adjustment in the report.

(4) CATEGORIZATION OF PRISONS.—The report shall divide the prisons surveyed into three categories. One category shall be composed of all Federal and State prisons. The other two categories shall be defined by the Attorney General in order to compare similar institutions.

(d) CONTRACTS AND GRANTS.—In carrying out its duties under this section, the Attorney General may—

(1) provide grants for research through the National Institute of Justice; and

(2) contract with or provide grants to any other entity the Attorney General deems appropriate.

(e) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated \$15,000,000 for each of fiscal years 2004 through 2010 to carry out this section.

42 USC 15604.

SEC. 5. PRISON RAPE PREVENTION AND PROSECUTION.

(a) **INFORMATION AND ASSISTANCE.**—

Establishment.

(1) **NATIONAL CLEARINGHOUSE.**—There is established within the National Institute of Corrections a national clearinghouse for the provision of information and assistance to Federal, State, and local authorities responsible for the prevention, investigation, and punishment of instances of prison rape.

(2) **TRAINING AND EDUCATION.**—The National Institute of Corrections shall conduct periodic training and education programs for Federal, State, and local authorities responsible for the prevention, investigation, and punishment of instances of prison rape.

(b) **REPORTS.**—

Deadline.

(1) **IN GENERAL.**—Not later than September 30 of each year, the National Institute of Corrections shall submit a report to Congress and the Secretary of Health and Human Services. This report shall be available to the Director of the Bureau of Justice Statistics.

(2) **CONTENTS.**—The report required under paragraph (1) shall summarize the activities of the Department of Justice regarding prison rape abatement for the preceding calendar year.

(c) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated \$5,000,000 for each of fiscal years 2004 through 2010 to carry out this section.

42 USC 15605.

SEC. 6. GRANTS TO PROTECT INMATES AND SAFEGUARD COMMUNITIES.

(a) **GRANTS AUTHORIZED.**—From amounts made available for grants under this section, the Attorney General shall make grants to States to assist those States in ensuring that budgetary circumstances (such as reduced State and local spending on prisons) do not compromise efforts to protect inmates (particularly from prison rape) and to safeguard the communities to which inmates return. The purpose of grants under this section shall be to provide funds for personnel, training, technical assistance, data collection, and equipment to prevent and prosecute prisoner rape.

(b) **USE OF GRANT AMOUNTS.**—Amounts received by a grantee under this section may be used by the grantee, directly or through subgrants, only for one or more of the following activities:

(1) **PROTECTING INMATES.**—Protecting inmates by—

(A) undertaking efforts to more effectively prevent prison rape;

(B) investigating incidents of prison rape; or

(C) prosecuting incidents of prison rape.

(2) **SAFEGUARDING COMMUNITIES.**—Safeguarding communities by—

(A) making available, to officials of State and local governments who are considering reductions to prison budgets, training and technical assistance in successful methods for moderating the growth of prison populations without compromising public safety, including successful methods used by other jurisdictions;

(B) developing and utilizing analyses of prison populations and risk assessment instruments that will improve State and local governments' understanding of risks to the community regarding release of inmates in the prison population;

(C) preparing maps demonstrating the concentration, on a community-by-community basis, of inmates who have been released, to facilitate the efficient and effective—

(i) deployment of law enforcement resources (including probation and parole resources); and

(ii) delivery of services (such as job training and substance abuse treatment) to those released inmates;

(D) promoting collaborative efforts, among officials of State and local governments and leaders of appropriate communities, to understand and address the effects on a community of the presence of a disproportionate number of released inmates in that community; or

(E) developing policies and programs that reduce spending on prisons by effectively reducing rates of parole and probation revocation without compromising public safety.

(c) GRANT REQUIREMENTS.—

(1) PERIOD.—A grant under this section shall be made for a period of not more than 2 years.

(2) MAXIMUM.—The amount of a grant under this section may not exceed \$1,000,000.

(3) MATCHING.—The Federal share of a grant under this section may not exceed 50 percent of the total costs of the project described in the application submitted under subsection (d) for the fiscal year for which the grant was made under this section.

(d) APPLICATIONS.—

(1) IN GENERAL.—To request a grant under this section, the chief executive of a State shall submit an application to the Attorney General at such time, in such manner, and accompanied by such information as the Attorney General may require.

(2) CONTENTS.—Each application required by paragraph (1) shall—

(A) include the certification of the chief executive that the State receiving such grant—

(i) has adopted all national prison rape standards that, as of the date on which the application was submitted, have been promulgated under this Act; and

(ii) will consider adopting all national prison rape standards that are promulgated under this Act after such date;

(B) specify with particularity the preventative, prosecutorial, or administrative activities to be undertaken by the State with the amounts received under the grant; and

(C) in the case of an application for a grant for one or more activities specified in paragraph (2) of subsection (b)—

(i) review the extent of the budgetary circumstances affecting the State generally and describe how those circumstances relate to the State's prisons;

(ii) describe the rate of growth of the State's prison population over the preceding 10 years and explain why the State may have difficulty sustaining that rate of growth; and

(iii) explain the extent to which officials (including law enforcement officials) of State and local governments and victims of crime will be consulted regarding decisions whether, or how, to moderate the growth of the State's prison population.

(e) **REPORTS BY GRANTEE.**—

Deadline.

(1) **IN GENERAL.**—The Attorney General shall require each grantee to submit, not later than 90 days after the end of the period for which the grant was made under this section, a report on the activities carried out under the grant. The report shall identify and describe those activities and shall contain an evaluation of the effect of those activities on—

(A) the number of incidents of prison rape, and the grantee's response to such incidents; and

(B) the safety of the prisons, and the safety of the communities in which released inmates are present.

(2) **DISSEMINATION.**—The Attorney General shall ensure that each report submitted under paragraph (1) is made available under the national clearinghouse established under section 5.

(f) **STATE DEFINED.**—In this section, the term “State” includes the District of Columbia, the Commonwealth of Puerto Rico, and any other territory or possession of the United States.

(g) **AUTHORIZATION OF APPROPRIATIONS.**—

(1) **IN GENERAL.**—There are authorized to be appropriated for grants under this section \$40,000,000 for each of fiscal years 2004 through 2010.

(2) **LIMITATION.**—Of amounts made available for grants under this section, not less than 50 percent shall be available only for activities specified in paragraph (1) of subsection (b).

42 USC 15606.

SEC. 7. NATIONAL PRISON RAPE REDUCTION COMMISSION.

(a) **ESTABLISHMENT.**—There is established a commission to be known as the National Prison Rape Reduction Commission (in this section referred to as the “Commission”).

(b) **MEMBERS.**—

President.

(1) **IN GENERAL.**—The Commission shall be composed of 9 members, of whom—

(A) 3 shall be appointed by the President;

(B) 2 shall be appointed by the Speaker of the House of Representatives, unless the Speaker is of the same party as the President, in which case 1 shall be appointed by the Speaker of the House of Representatives and 1 shall be appointed by the minority leader of the House of Representatives;

(C) 1 shall be appointed by the minority leader of the House of Representatives (in addition to any appointment made under subparagraph (B));

(D) 2 shall be appointed by the majority leader of the Senate, unless the majority leader is of the same party as the President, in which case 1 shall be appointed by the majority leader of the Senate and 1 shall be appointed by the minority leader of the Senate; and

(E) 1 member appointed by the minority leader of the Senate (in addition to any appointment made under subparagraph (D)).

(2) PERSONS ELIGIBLE.—Each member of the Commission shall be an individual who has knowledge or expertise in matters to be studied by the Commission.

(3) CONSULTATION REQUIRED.—The President, the Speaker and minority leader of the House of Representatives, and the majority leader and minority leader of the Senate shall consult with one another prior to the appointment of the members of the Commission to achieve, to the maximum extent possible, fair and equitable representation of various points of view with respect to the matters to be studied by the Commission.

(4) TERM.—Each member shall be appointed for the life of the Commission.

(5) TIME FOR INITIAL APPOINTMENTS.—The appointment of the members shall be made not later than 60 days after the date of enactment of this Act. Deadline.

(6) VACANCIES.—A vacancy in the Commission shall be filled in the manner in which the original appointment was made, and shall be made not later than 60 days after the date on which the vacancy occurred. Deadline.

(c) OPERATION.—

(1) CHAIRPERSON.—Not later than 15 days after appointments of all the members are made, the President shall appoint a chairperson for the Commission from among its members. Deadline.
President.

(2) MEETINGS.—The Commission shall meet at the call of the chairperson. The initial meeting of the Commission shall take place not later than 30 days after the initial appointment of the members is completed. Deadline.

(3) QUORUM.—A majority of the members of the Commission shall constitute a quorum to conduct business, but the Commission may establish a lesser quorum for conducting hearings scheduled by the Commission.

(4) RULES.—The Commission may establish by majority vote any other rules for the conduct of Commission business, if such rules are not inconsistent with this Act or other applicable law.

(d) COMPREHENSIVE STUDY OF THE IMPACTS OF PRISON RAPE.—

(1) IN GENERAL.—The Commission shall carry out a comprehensive legal and factual study of the penalogical, physical, mental, medical, social, and economic impacts of prison rape in the United States on—

(A) Federal, State, and local governments; and

(B) communities and social institutions generally, including individuals, families, and businesses within such communities and social institutions.

(2) MATTERS INCLUDED.—The study under paragraph (1) shall include—

(A) a review of existing Federal, State, and local government policies and practices with respect to the prevention, detection, and punishment of prison rape;

(B) an assessment of the relationship between prison rape and prison conditions, and of existing monitoring, regulatory, and enforcement practices that are intended to address any such relationship;

(C) an assessment of pathological or social causes of prison rape;

(D) an assessment of the extent to which the incidence of prison rape contributes to the spread of sexually transmitted diseases and to the transmission of HIV;

(E) an assessment of the characteristics of inmates most likely to commit prison rape and the effectiveness of various types of treatment or programs to reduce such likelihood;

(F) an assessment of the characteristics of inmates most likely to be victims of prison rape and the effectiveness of various types of treatment or programs to reduce such likelihood;

(G) an assessment of the impacts of prison rape on individuals, families, social institutions and the economy generally, including an assessment of the extent to which the incidence of prison rape contributes to recidivism and to increased incidence of sexual assault;

(H) an examination of the feasibility and cost of conducting surveillance, undercover activities, or both, to reduce the incidence of prison rape;

(I) an assessment of the safety and security of prison facilities and the relationship of prison facility construction and design to the incidence of prison rape;

(J) an assessment of the feasibility and cost of any particular proposals for prison reform;

(K) an identification of the need for additional scientific and social science research on the prevalence of prison rape in Federal, State, and local prisons;

(L) an assessment of the general relationship between prison rape and prison violence;

(M) an assessment of the relationship between prison rape and levels of training, supervision, and discipline of prison staff; and

(N) an assessment of existing Federal and State systems for reporting incidents of prison rape, including an assessment of whether existing systems provide an adequate assurance of confidentiality, impartiality and the absence of reprisal.

(3) REPORT.—

Deadline.

(A) DISTRIBUTION.—Not later than 2 years after the date of the initial meeting of the Commission, the Commission shall submit a report on the study carried out under this subsection to—

- (i) the President;
- (ii) the Congress;
- (iii) the Attorney General;
- (iv) the Secretary of Health and Human Services;
- (v) the Director of the Federal Bureau of Prisons;
- (vi) the chief executive of each State; and
- (vii) the head of the department of corrections of each State.

(B) CONTENTS.—The report under subparagraph (A) shall include—

- (i) the findings and conclusions of the Commission;
- (ii) recommended national standards for reducing prison rape;

(iii) recommended protocols for preserving evidence and treating victims of prison rape; and

(iv) a summary of the materials relied on by the Commission in the preparation of the report.

(e) RECOMMENDATIONS.—

(1) IN GENERAL.—In conjunction with the report submitted under subsection (d)(3), the Commission shall provide the Attorney General and the Secretary of Health and Human Services with recommended national standards for enhancing the detection, prevention, reduction, and punishment of prison rape.

(2) MATTERS INCLUDED.—The information provided under paragraph (1) shall include recommended national standards relating to—

(A) the classification and assignment of prisoners, using proven standardized instruments and protocols, in a manner that limits the occurrence of prison rape;

(B) the investigation and resolution of rape complaints by responsible prison authorities, local and State police, and Federal and State prosecution authorities;

(C) the preservation of physical and testimonial evidence for use in an investigation of the circumstances relating to the rape;

(D) acute-term trauma care for rape victims, including standards relating to—

(i) the manner and extent of physical examination and treatment to be provided to any rape victim; and

(ii) the manner and extent of any psychological examination, psychiatric care, medication, and mental health counseling to be provided to any rape victim;

(E) referrals for long-term continuity of care for rape victims;

(F) educational and medical testing measures for reducing the incidence of HIV transmission due to prison rape;

(G) post-rape prophylactic medical measures for reducing the incidence of transmission of sexual diseases;

(H) the training of correctional staff sufficient to ensure that they understand and appreciate the significance of prison rape and the necessity of its eradication;

(I) the timely and comprehensive investigation of staff sexual misconduct involving rape or other sexual assault on inmates;

(J) ensuring the confidentiality of prison rape complaints and protecting inmates who make complaints of prison rape;

(K) creating a system for reporting incidents of prison rape that will ensure the confidentiality of prison rape complaints, protect inmates who make prison rape complaints from retaliation, and assure the impartial resolution of prison rape complaints;

(L) data collection and reporting of—

(i) prison rape;

(ii) prison staff sexual misconduct; and

(iii) the resolution of prison rape complaints by prison officials and Federal, State, and local investigation and prosecution authorities; and

(M) such other matters as may reasonably be related to the detection, prevention, reduction, and punishment of prison rape.

(3) LIMITATION.—The Commission shall not propose a recommended standard that would impose substantial additional costs compared to the costs presently expended by Federal, State, and local prison authorities.

(f) CONSULTATION WITH ACCREDITATION ORGANIZATIONS.—In developing recommended national standards for enhancing the detection, prevention, reduction, and punishment of prison rape, the Commission shall consider any standards that have already been developed, or are being developed simultaneously to the deliberations of the Commission. The Commission shall consult with accreditation organizations responsible for the accreditation of Federal, State, local or private prisons, that have developed or are currently developing standards related to prison rape. The Commission will also consult with national associations representing the corrections profession that have developed or are currently developing standards related to prison rape.

(g) HEARINGS.—

(1) IN GENERAL.—The Commission shall hold public hearings. The Commission may hold such hearings, sit and act at such times and places, take such testimony, and receive such evidence as the Commission considers advisable to carry out its duties under this section.

(2) WITNESS EXPENSES.—Witnesses requested to appear before the Commission shall be paid the same fees as are paid to witnesses under section 1821 of title 28, United States Code. The per diem and mileage allowances for witnesses shall be paid from funds appropriated to the Commission.

(h) INFORMATION FROM FEDERAL OR STATE AGENCIES.—The Commission may secure directly from any Federal department or agency such information as the Commission considers necessary to carry out its duties under this section. The Commission may request the head of any State or local department or agency to furnish such information to the Commission.

(i) PERSONNEL MATTERS.—

(1) TRAVEL EXPENSES.—The members of the Commission shall be allowed travel expenses, including per diem in lieu of subsistence, at rates authorized for employees of agencies under subchapter I of chapter 57 of title 5, United States Code, while away from their homes or regular places of business in the performance of service for the Commission.

(2) DETAIL OF FEDERAL EMPLOYEES.—With the affirmative vote of $\frac{2}{3}$ of the Commission, any Federal Government employee, with the approval of the head of the appropriate Federal agency, may be detailed to the Commission without reimbursement, and such detail shall be without interruption or loss of civil service status, benefits, or privileges.

(3) PROCUREMENT OF TEMPORARY AND INTERMITTENT SERVICES.—Upon the request of the Commission, the Attorney General shall provide reasonable and appropriate office space, supplies, and administrative assistance.

(j) CONTRACTS FOR RESEARCH.—

(1) NATIONAL INSTITUTE OF JUSTICE.—With a $\frac{2}{3}$ affirmative vote, the Commission may select nongovernmental researchers and experts to assist the Commission in carrying out its duties

under this Act. The National Institute of Justice shall contract with the researchers and experts selected by the Commission to provide funding in exchange for their services.

(2) OTHER ORGANIZATIONS.—Nothing in this subsection shall be construed to limit the ability of the Commission to enter into contracts with other entities or organizations for research necessary to carry out the duties of the Commission under this section.

(k) SUBPOENAS.—

(1) ISSUANCE.—The Commission may issue subpoenas for the attendance of witnesses and the production of written or other matter.

(2) ENFORCEMENT.—In the case of contumacy or refusal to obey a subpoena, the Attorney General may in a Federal court of appropriate jurisdiction obtain an appropriate order to enforce the subpoena.

(3) CONFIDENTIALITY OF DOCUMENTARY EVIDENCE.—Documents provided to the Commission pursuant to a subpoena issued under this subsection shall not be released publicly without the affirmative vote of $\frac{2}{3}$ of the Commission.

(l) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as may be necessary to carry out this section.

(m) TERMINATION.—The Commission shall terminate on the date that is 60 days after the date on which the Commission submits the reports required by this section.

(n) EXEMPTION.—The Commission shall be exempt from the Federal Advisory Committee Act.

SEC. 8. ADOPTION AND EFFECT OF NATIONAL STANDARDS.

Deadlines.
42 USC 15607.

(a) PUBLICATION OF PROPOSED STANDARDS.—

(1) FINAL RULE.—Not later than 1 year after receiving the report specified in section 7(d)(3), the Attorney General shall publish a final rule adopting national standards for the detection, prevention, reduction, and punishment of prison rape.

(2) INDEPENDENT JUDGMENT.—The standards referred to in paragraph (1) shall be based upon the independent judgment of the Attorney General, after giving due consideration to the recommended national standards provided by the Commission under section 7(e), and being informed by such data, opinions, and proposals that the Attorney General determines to be appropriate to consider.

(3) LIMITATION.—The Attorney General shall not establish a national standard under this section that would impose substantial additional costs compared to the costs presently expended by Federal, State, and local prison authorities. The Attorney General may, however, provide a list of improvements for consideration by correctional facilities.

(4) TRANSMISSION TO STATES.—Within 90 days of publishing the final rule under paragraph (1), the Attorney General shall transmit the national standards adopted under such paragraph to the chief executive of each State, the head of the department of corrections of each State, and to the appropriate authorities in those units of local government who oversee operations in one or more prisons.

(b) APPLICABILITY TO FEDERAL BUREAU OF PRISONS.—The national standards referred to in subsection (a) shall apply to the

Federal Bureau of Prisons immediately upon adoption of the final rule under subsection (a)(4).

(c) ELIGIBILITY FOR FEDERAL FUNDS.—

(1) COVERED PROGRAMS.—

(A) IN GENERAL.—For purposes of this subsection, a grant program is covered by this subsection if, and only if—

(i) the program is carried out by or under the authority of the Attorney General; and

(ii) the program may provide amounts to States for prison purposes.

(B) LIST.—For each fiscal year, the Attorney General shall prepare a list identifying each program that meets the criteria of subparagraph (A) and provide that list to each State.

(2) ADOPTION OF NATIONAL STANDARDS.—For each fiscal year, any amount that a State would otherwise receive for prison purposes for that fiscal year under a grant program covered by this subsection shall be reduced by 5 percent, unless the chief executive of the State submits to the Attorney General—

(A) a certification that the State has adopted, and is in full compliance with, the national standards described in section 8(a); or

(B) an assurance that not less than 5 percent of such amount shall be used only for the purpose of enabling the State to adopt, and achieve full compliance with, those national standards, so as to ensure that a certification under subparagraph (A) may be submitted in future years.

Deadline.

(3) REPORT ON NONCOMPLIANCE.—Not later than September 30 of each year, the Attorney General shall publish a report listing each grantee that is not in compliance with the national standards adopted pursuant to section 8(a).

(4) COOPERATION WITH SURVEY.—For each fiscal year, any amount that a State receives for that fiscal year under a grant program covered by this subsection shall not be used for prison purposes (and shall be returned to the grant program if no other authorized use is available), unless the chief executive of the State submits to the Attorney General a certification that neither the State, nor any political subdivision or unit of local government within the State, is listed in a report issued by the Attorney General pursuant to section 4(c)(2)(C).

(5) REDISTRIBUTION OF AMOUNTS.—Amounts under a grant program not granted by reason of a reduction under paragraph (2), or returned by reason of the prohibition in paragraph (4), shall be granted to one or more entities not subject to such reduction or such prohibition, subject to the other laws governing that program.

Procedures.

(6) IMPLEMENTATION.—The Attorney General shall establish procedures to implement this subsection, including procedures for effectively applying this subsection to discretionary grant programs.

(7) EFFECTIVE DATE.—

(A) REQUIREMENT OF ADOPTION OF STANDARDS.—The first grants to which paragraph (2) applies are grants for the second fiscal year beginning after the date on which the national standards under section 8(a) are finalized.

(B) REQUIREMENT FOR COOPERATION.—The first grants to which paragraph (4) applies are grants for the fiscal year beginning after the date of the enactment of this Act.

SEC. 9. REQUIREMENT THAT ACCREDITATION ORGANIZATIONS ADOPT ACCREDITATION STANDARDS. 42 USC 15608.

(a) ELIGIBILITY FOR FEDERAL GRANTS.—Notwithstanding any other provision of law, an organization responsible for the accreditation of Federal, State, local, or private prisons, jails, or other penal facilities may not receive any new Federal grants during any period in which such organization fails to meet any of the requirements of subsection (b).

(b) REQUIREMENTS.—To be eligible to receive Federal grants, an accreditation organization referred to in subsection (a) must meet the following requirements: Deadlines.

(1) At all times after 90 days after the date of enactment of this Act, the organization shall have in effect, for each facility that it is responsible for accrediting, accreditation standards for the detection, prevention, reduction, and punishment of prison rape.

(2) At all times after 1 year after the date of the adoption of the final rule under section 8(a)(4), the organization shall, in addition to any other such standards that it may promulgate relevant to the detection, prevention, reduction, and punishment of prison rape, adopt accreditation standards consistent with the national standards adopted pursuant to such final rule.

SEC. 10. DEFINITIONS. 42 USC 15609.

In this Act, the following definitions shall apply:

(1) CARNAL KNOWLEDGE.—The term “carnal knowledge” means contact between the penis and the vulva or the penis and the anus, including penetration of any sort, however slight.

(2) INMATE.—The term “inmate” means any person incarcerated or detained in any facility who is accused of, convicted of, sentenced for, or adjudicated delinquent for, violations of criminal law or the terms and conditions of parole, probation, pretrial release, or diversionary program.

(3) JAIL.—The term “jail” means a confinement facility of a Federal, State, or local law enforcement agency to hold—

(A) persons pending adjudication of criminal charges;

or
(B) persons committed to confinement after adjudication of criminal charges for sentences of 1 year or less.

(4) HIV.—The term “HIV” means the human immunodeficiency virus.

(5) ORAL SODOMY.—The term “oral sodomy” means contact between the mouth and the penis, the mouth and the vulva, or the mouth and the anus.

(6) POLICE LOCKUP.—The term “police lockup” means a temporary holding facility of a Federal, State, or local law enforcement agency to hold—

(A) inmates pending bail or transport to jail;

(B) inebriates until ready for release; or

(C) juveniles pending parental custody or shelter placement.

(7) PRISON.—The term “prison” means any confinement facility of a Federal, State, or local government, whether administered by such government or by a private organization on behalf of such government, and includes—

(A) any local jail or police lockup; and

(B) any juvenile facility used for the custody or care of juvenile inmates.

(8) PRISON RAPE.—The term “prison rape” includes the rape of an inmate in the actual or constructive control of prison officials.

(9) RAPE.—The term “rape” means—

(A) the carnal knowledge, oral sodomy, sexual assault with an object, or sexual fondling of a person, forcibly or against that person’s will;

(B) the carnal knowledge, oral sodomy, sexual assault with an object, or sexual fondling of a person not forcibly or against the person’s will, where the victim is incapable of giving consent because of his or her youth or his or her temporary or permanent mental or physical incapacity; or

(C) the carnal knowledge, oral sodomy, sexual assault with an object, or sexual fondling of a person achieved through the exploitation of the fear or threat of physical violence or bodily injury.

(10) SEXUAL ASSAULT WITH AN OBJECT.—The term “sexual assault with an object” means the use of any hand, finger, object, or other instrument to penetrate, however slightly, the genital or anal opening of the body of another person.

(11) SEXUAL FONDLING.—The term “sexual fondling” means the touching of the private body parts of another person (including the genitalia, anus, groin, breast, inner thigh, or buttocks) for the purpose of sexual gratification.

(12) EXCLUSIONS.—The terms and conditions described in paragraphs (9) and (10) shall not apply to—

(A) custodial or medical personnel gathering physical evidence, or engaged in other legitimate medical treatment, in the course of investigating prison rape;

(B) the use of a health care provider’s hands or fingers or the use of medical devices in the course of appropriate medical treatment unrelated to prison rape; or

(C) the use of a health care provider's hands or fingers and the use of instruments to perform body cavity searches in order to maintain security and safety within the prison or detention facility, provided that the search is conducted in a manner consistent with constitutional requirements.

Approved September 4, 2003.

LEGISLATIVE HISTORY—S. 1435:

CONGRESSIONAL RECORD, Vol. 149 (2003):

July 21, considered and passed Senate.

July 25, considered and passed House.

WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 39 (2003):

Sept. 4, Presidential statement.



Attachment 2

SSV forms

FORM **SSV-1**
(3-9-2021)**SURVEY OF SEXUAL VICTIMIZATION, 2020**
Federal Bureau of Prisons
Summary FormU.S. DEPARTMENT OF JUSTICE
BUREAU OF JUSTICE STATISTICS
AND ACTING AS COLLECTION AGENT
U.S. DEPT. OF COMMERCE
U.S. CENSUS BUREAU**DATA SUPPLIED BY**

Name		Title			
OFFICIAL ADDRESS	Number and street or P.O. Box/Route Number		City	State	ZIP Code
TELEPHONE	Area code	Number	FAX NUMBER	Area Code	Number
E-MAIL ADDRESS					

*(Please correct any error in name, mailing address, and ZIP Code)***What facilities are included in this data collection?**

All confinement facilities operated by the Federal Bureau of Prisons.

- INCLUDE prisons, penitentiaries, and correctional institutions; boot camps; community correction facilities; halfway houses; prison farms; reception, diagnostic, and classification centers; road camps; forestry and conservation camps; vocational training facilities; prison hospitals; and drug and alcohol treatment facilities for prisoners.

- **EXCLUDE privately-operated facilities. (These facilities will be contacted directly for data on sexual victimization.)**

What inmates and incidents are included in this data collection?

Inmates under your custody between January 1, 2020, and December 31, 2020.

- INCLUDE incidents involving inmates under the authority, custody, or care of your confinement or community-based facilities or staff.

- **EXCLUDE incidents involving inmates held in local jails and facilities in other jurisdictions.**

Reporting instructions:

- Please complete the entire SSV-1 Form.
- If the answer to a question is "not available" or "unknown," write "DK" (do not know) in the space provided.
- If the answer to a question is "not applicable," write "NA" in the space provided.
- If the answer to a question is "none" or "0," mark the box () provided.

Substantiated incidents of sexual violence:

- Please complete an Incident Form (Adult, SSV-IA) for each substantiated incident of sexual victimization.

Returning forms:

- If you need assistance, please call **Greta Clark** at the **U.S. Census Bureau** toll-free at **1-800-253-2078**, or e-mail **govs.ssv@census.gov**
- **Please return your completed summary and substantiated incident forms by October 29, 2021.**
- **You may complete these forms online at: <https://ssv.census.gov/>**
- **MAIL TO:** U.S. Census Bureau, P.O. Box 5000, Jeffersonville, IN 47199-5000
- **FAX (TOLL FREE): 1-888-262-3974**

Burden Statement

Under the Paperwork Reduction Act, we cannot ask you to respond to a collection of information unless it displays a currently valid OMB control number. The burden of this collection is estimated to average 60 minutes per response, including reviewing instructions, searching existing data sources, gathering necessary data, and completing and reviewing this form. Send comments regarding this burden estimate or any aspect of this survey, including suggestions for reducing this burden, to the Director, Bureau of Justice Statistics, 810 Seventh Street, NW, Washington, DC 20531. Do not send your completed form to this address.

Section I – INMATE-ON-INMATE SEXUAL VICTIMIZATION

DEFINITIONS

The survey utilizes the definition of “sexual abuse” as provided by 28 C.F.R. §115.6 in the *National Standards to Prevent, Detect, and Respond to Prison Rape* (under the Prison Rape Elimination Act of 2003). Attempted nonconsensual sexual acts are included if recorded by the facility. (insert new sentence, bold, and dark green background). For purposes of SSV, sexual abuse is disaggregated into three categories of inmate-on-inmate sexual victimization. These categories are:

NONCONSENSUAL SEXUAL ACTS

Sexual contact of any person without his or her consent, or of a person who is unable to consent or refuse;

AND

- 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 a 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.
- EXCLUDE 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 inmate directed toward another.

1. Does the Federal Bureau of Prisons record allegations of inmate-on-inmate NONCONSENSUAL SEXUAL ACTS?

01 Yes → **a. Do you record all reported occurrences, or only substantiated ones?**

01 All

02 Substantiated only

b. Do you record attempted NONCONSENSUAL SEXUAL ACTS or only completed ones?

01 Both attempted and completed

02 Completed only

02 No → Please provide the definition used by the Federal Bureau of Prisons for inmate-on-inmate NONCONSENSUAL SEXUAL ACTS in the space below. Use that definition to complete Items 2 and 3.

2. Between January 1, 2020, and December 31, 2020, how many allegations of inmate-on-inmate NONCONSENSUAL SEXUAL ACTS were reported?

Number reported None

- If an allegation involved multiple victimizations, count only once.
- Exclude any allegations that were reported as consensual.

3. Of the allegations reported in Item 2, how many were — (Please contact the agency or office responsible for investigating allegations of sexual victimization in order to fully complete this form.)

a. Substantiated None

- The event was investigated and determined to have occurred, based on a preponderance of the evidence (28 C.F.R. §115.72).

b. Unsubstantiated None

- The investigation concluded that evidence was insufficient to determine whether or not the event occurred.

c. Unfounded None

- The investigation determined that the event did NOT occur.

d. Investigation ongoing . None

- Evidence is still being gathered, processed or evaluated, and a final determination has not yet been made.

e. TOTAL (Sum of Items 3a through 3d) None

- The total should equal the number reported in Item 2.

4. Does the Federal Bureau of Prisons record allegations of inmate-on-inmate ABUSIVE SEXUAL CONTACT? (See definitions on page 2.)

01 Yes → **Can these be counted separately from allegations of NONCONSENSUAL SEXUAL ACTS?**

01 Yes

02 No → Skip to Item 7.

02 No → Please provide an explanation in the space below and then skip to Item 7.

5. Between January 1, 2020, and December 31, 2020, how many allegations of inmate-on-inmate ABUSIVE SEXUAL CONTACT were reported?

Number reported None

- If an allegation involved multiple victimizations, count only once.
- Exclude any allegations that were reported as consensual.

6. Of the allegations reported in Item 5, how many were — (Please contact the agency or office responsible for investigating allegations of sexual victimization in order to fully complete this form.)

a. Substantiated None

b. Unsubstantiated None

c. Unfounded None

d. Investigation ongoing . None

e. TOTAL (Sum of Items 6a through 6d) None

- The total should equal the number reported in Item 5.

7. Does the Federal Bureau of Prisons record allegations of inmate-on-inmate SEXUAL HARASSMENT? (See definitions on page 2.)

01 Yes → **Do you record all reported allegations or only substantiated ones?**

01 All

02 Substantiated only

02 No → Please provide an explanation in the space below and then skip to Section II.

8. Between January 1, 2020, and December 31, 2020, how many allegations of inmate-on-inmate SEXUAL HARASSMENT were reported?

Number reported None

- If an allegation involved multiple victims or inmate perpetrators, count only once.
- Exclude any allegations that were reported as consensual.

9. Of the allegations reported in Item 8, how many were — (Please contact the agency or office responsible for investigating allegations of sexual victimization in order to fully complete this form.)

a. Substantiated None

b. Unsubstantiated None

c. Unfounded None

d. Investigation ongoing . None

e. TOTAL (Sum of Items 9a through 9d) None

- The total should equal the number reported in Item 8.

SECTION II - STAFF-ON-INMATE SEXUAL ABUSE

DEFINITIONS

The survey utilizes the definition of "sexual abuse" by a staff member, contractor or volunteer as provided by 28 C.F.R. §115.6 in the *National Standards to Prevent, Detect, and Respond to Prison Rape* (under the Prison Rape Elimination Act of 2003). For purposes of SSV, sexual abuse is disaggregated into two categories of staff-on-inmate sexual abuse. These categories are:

STAFF SEXUAL MISCONDUCT

Any behavior or act of a sexual nature directed toward an inmate 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 inmates are included in this definition. Consensual or nonconsensual sexual acts include—

- Intentional touching, either directly or through the 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 gratification.

STAFF SEXUAL HARASSMENT

Repeated verbal comments or gestures of a sexual nature to an inmate by an employee, volunteer, contractor, official visitor, or other agency representative (exclude family, friends, or other visitors). Include—

- Demeaning references to gender; or sexually suggestive or derogatory comments about body or clothing;

OR

- Repeated profane or obscene language or gestures.

10. Does the Federal Bureau of Prisons record allegations of STAFF SEXUAL MISCONDUCT?

01 Yes → **Do you record all reported occurrences, or only substantiated ones?**

01 All

02 Substantiated only

02 No → *Please provide an explanation in the space below and then skip to Item 13.*

11. Between January 1, 2020, and December 31, 2020, how many allegations of STAFF SEXUAL MISCONDUCT were reported?

Number reported None

- If an allegation involved multiple victimizations, count only once.

12. Of the allegations reported in Item 11, how many were — *(Please contact the agency or office responsible for investigating allegations of sexual victimization in order to fully complete this form.)*

a. Substantiated None

b. Unsubstantiated None

c. Unfounded None

d. Investigation ongoing . None

e. TOTAL (Sum of Items 12a through 12d) None

- The total should equal the number reported in Item 11.

Section III – TOTAL SUBSTANTIATED INCIDENTS OF SEXUAL VICTIMIZATION

13. Does the Federal Bureau of Prisons record allegations of STAFF SEXUAL HARASSMENT?
(See definitions on page 4.)

01 Yes → **Can these allegations be counted separately from allegations of STAFF SEXUAL MISCONDUCT?**

01 Yes

02 No → Skip to Item 16.

02 No → Please provide an explanation in the space below and then skip to Item 16.

14. Between January 1, 2020, and December 31, 2020, how many allegations of STAFF SEXUAL HARASSMENT were reported?

Number reported None

- If an allegation involved multiple victims or staff, count only once.

15. Of the allegations reported in Item 14, how many were — (Please contact the agency or office responsible for investigating allegations of sexual victimization in order to fully complete this form.)

a. Substantiated None

b. Unsubstantiated None

c. Unfounded None

d. Investigation ongoing . None

e. TOTAL (Sum of Items 15a through 15d) None

- The total should equal the number reported in Item 14.

16. What is the total number of substantiated incidents reported Items 3a, 6a, 9a, 12a, and 15a?

Total substantiated incidents None

→ **Please complete a Substantiated Incident Form (Adult, SSV-IA) for each substantiated incident of sexual victimization.**

NOTES

FORM **SSV-2**
(3-9-2021)

SURVEY OF SEXUAL VICTIMIZATION, 2020
State Prison Systems
Summary Form

U.S. DEPARTMENT OF JUSTICE
 BUREAU OF JUSTICE STATISTICS
 AND ACTING AS COLLECTION AGENT
 U.S. DEPT. OF COMMERCE
 U.S. CENSUS BUREAU

DATA SUPPLIED BY

Name		Title			
OFFICIAL ADDRESS	Number and street or P.O. Box/Route Number		City	State	ZIP Code
	TELEPHONE	Area code	Number	FAX NUMBER	Area Code
E-MAIL ADDRESS					

(Please correct any error in name, mailing address, and ZIP Code)

What facilities are included in this data collection?

All State-operated confinement facilities that are intended for adults but sometimes hold juveniles.

- INCLUDE prisons, penitentiaries, and correctional institutions; boot camps; community correction facilities; halfway houses; prison farms; reception, diagnostic, and classification centers; road camps; forestry and conservation camps; vocational training facilities; prison hospitals; and drug and alcohol treatment facilities for prisoners.
- INCLUDE State-operated local detention facilities in Alaska, Connecticut, Delaware, Hawaii, Rhode Island, and Vermont.

- **EXCLUDE privately operated facilities and facilities operated and administered by local governments. (These facilities will be contacted directly for data on sexual victimization.)**

- EXCLUDE facilities that hold only juveniles. (These facilities will be contacted directly for data on sexual victimization.)

What inmates and incidents are included in this data collection?

Inmates under your custody between January 1, 2020, and December 31, 2020.

- INCLUDE incidents involving inmates under the authority, custody, or care of your confinement or community-based facilities or staff.

- **EXCLUDE incidents involving inmates held in local jails and facilities in other jurisdictions.**

Reporting instructions:

- Please complete the entire SSV-2 Form.
- If the answer to a question is "not available" or "unknown," write "DK" (do not know) in the space provided.
- If the answer to a question is "not applicable," write "NA" in the space provided.
- If the answer to a question is "none" or "0," mark the box () provided.

Substantiated incidents of sexual violence:

- Please complete an Incident Form (Adult, SSV-IA) for each substantiated incident of sexual victimization.

Returning forms:

- If you need assistance, please call **Greta Clark** at the **U.S. Census Bureau** toll-free at **1-800-253-2078**, or e-mail **greta.b.clark@census.gov**
- **Please return your completed summary and substantiated incident forms by October 29, 2021.**
- **You may complete these forms online at: <https://ssv.census.gov/>**
- **MAIL TO:** U.S. Census Bureau, P.O. Box 5000, Jeffersonville, IN 47199-5000
- **FAX (TOLL FREE): 1-888-262-3974**

Burden Statement

Under the Paperwork Reduction Act, we cannot ask you to respond to a collection of information unless it displays a currently valid OMB control number. The burden of this collection is estimated to average 60 minutes per response, including reviewing instructions, searching existing data sources, gathering necessary data, and completing and reviewing this form. Send comments regarding this burden estimate or any aspect of this survey, including suggestions for reducing this burden, to the Director, Bureau of Justice Statistics, 810 Seventh Street, NW, Washington, DC 20531. Do not send your completed form to this address.

Section I - INMATE-ON-INMATE SEXUAL VICTIMIZATION

DEFINITIONS

The survey utilizes the definition of "sexual abuse" as provided by 28 C.F.R. §115.6 in the *National Standards to Prevent, Detect, and Respond to Prison Rape* (under the Prison Rape Elimination Act of 2003). Attempted nonconsensual sexual acts are included if recorded by the facility. (insert new sentence, bold, and dark green background). For purposes of SSV, sexual abuse is disaggregated into three categories of inmate-on-inmate sexual victimization. These categories are:

NONCONSENSUAL SEXUAL ACTS

Sexual contact of any person without his or her consent, or of a person who is unable to consent or refuse;

AND

- 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 a 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.
- EXCLUDE 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 inmate directed toward another.

1. Does your State prison system record allegations of inmate-on-inmate NONCONSENSUAL SEXUAL ACTS?

01 Yes → **a. Do you record all reported occurrences, or only substantiated ones?**

01 All

02 Substantiated only

b. Do you record attempted NONCONSENSUAL SEXUAL ACTS or only completed ones?

01 Both attempted and completed

02 Completed only

02 No → *Please provide the definition used by your State prison system for inmate-on-inmate NONCONSENSUAL SEXUAL ACTS in the space below. Use that definition to complete Items 2 and 3.*

2. Between January 1, 2020, and December 31, 2020, how many allegations of inmate-on-inmate NONCONSENSUAL SEXUAL ACTS were reported?

Number reported None

- If an allegation involved multiple victimizations, count only once.
- Exclude any allegations that were reported as consensual.

3. Of the allegations reported in Item 2, how many were — (Please contact the agency or office responsible for investigating allegations of sexual victimization in order to fully complete this form.)

a. Substantiated None

- The event was investigated and determined to have occurred, based on a preponderance of the evidence (28 C.F.R. §115.72).

b. Unsubstantiated None

- The investigation concluded that evidence was insufficient to determine whether or not the event occurred.

c. Unfounded None

- The investigation determined that the event did NOT occur.

d. Investigation ongoing None

- Evidence is still being gathered, processed or evaluated, and a final determination has not yet been made.

e. TOTAL (Sum of Items 3a through 3d) None

- The total should equal the number reported in Item 2.

4. Does your State prison system record allegations of inmate-on-inmate ABUSIVE SEXUAL CONTACT? (See definitions on page 2.)

01 Yes → **Can these be counted separately from allegations of NONCONSENSUAL SEXUAL ACTS?**

01 Yes

02 No → Skip to Item 7.

02 No → Please provide an explanation in the space below and then skip to Item 7.

5. Between January 1, 2020, and December 31, 2020, how many allegations of inmate-on-inmate ABUSIVE SEXUAL CONTACT were reported?

Number reported None

- If an allegation involved multiple victimizations, count only once.
- Exclude any allegations that were reported as consensual.

6. Of the allegations reported in Item 5, how many were — (Please contact the agency or office responsible for investigating allegations of sexual victimization in order to fully complete this form.)

a. Substantiated None

b. Unsubstantiated None

c. Unfounded None

d. Investigation ongoing None

e. TOTAL (Sum of Items 6a through 6d) None

- The total should equal the number reported in Item 5.

7. Does your State prison system record allegations of inmate-on-inmate SEXUAL HARASSMENT? (See definitions on page 2.)

01 Yes → **Do you record all reported allegations or only substantiated ones?**

01 All

02 Substantiated only

02 No → Please provide an explanation in the space below and then skip to Section II.

8. Between January 1, 2020, and December 31, 2020, how many allegations of inmate-on-inmate SEXUAL HARASSMENT were reported?

Number reported None

- If an allegation involved multiple victims or inmate perpetrators, count only once.
- Exclude any allegations that were reported as consensual.

9. Of the allegations reported in Item 8, how many were — (Please contact the agency or office responsible for investigating allegations of sexual victimization in order to fully complete this form.)

a. Substantiated None

b. Unsubstantiated None

c. Unfounded None

d. Investigation ongoing None

e. TOTAL (Sum of Items 9a through 9d) None

- The total should equal the number reported in Item 8.

SECTION II – STAFF-ON-INMATE SEXUAL ABUSE

DEFINITIONS

The survey utilizes the definition of “sexual abuse” by a staff member, contractor or volunteer as provided by 28 C.F.R. §115.6 in the *National Standards to Prevent, Detect, and Respond to Prison Rape* (under the Prison Rape Elimination Act of 2003). For purposes of SSV, sexual abuse is disaggregated into two categories of staff-on-inmate sexual abuse. These categories are:

STAFF SEXUAL MISCONDUCT

Any behavior or act of sexual nature directed toward an inmate 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 inmates are included in this definition. Consensual or nonconsensual sexual acts include—

- Intentional touching, either directly or through the 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 gratification.

STAFF SEXUAL HARASSMENT

Repeated verbal comments or gestures of a sexual nature to an inmate by an employee, volunteer, contractor, official visitor, or other agency representative (exclude family, friends, or other visitors). Include—

- Demeaning references to gender; or sexually suggestive or derogatory comments about body or clothing;

OR

- Repeated profane or obscene language or gestures.

10. Does your State prison system record allegations of STAFF SEXUAL MISCONDUCT?

01 Yes → **Do you record all reported occurrences, or only substantiated ones?**

01 All

02 Substantiated only

02 No → *Please provide an explanation in the space below and then skip to Item 13.*

11. Between January 1, 2020, and December 31, 2020, how many allegations of STAFF SEXUAL MISCONDUCT were reported?

Number reported None

- If an allegation involved multiple victimizations, count only once.

12. Of the allegations reported in Item 11, how many were – (Please contact the agency or office responsible for investigating allegations of sexual victimization in order to fully complete this form.)

a. Substantiated None

b. Unsubstantiated None

c. Unfounded None

d. Investigation ongoing . None

e. TOTAL (Sum of Items 12a through 12d) None

- The total should equal the number reported in Item 11.

13. Does your State prison system record allegations of STAFF SEXUAL HARASSMENT?

(See definitions on page 4.)

01 Yes → **Can these allegations be counted separately from allegations of STAFF SEXUAL MISCONDUCT?**

01 Yes

02 No → Skip to Item 16.

02 No → Please provide an explanation in the space below and then skip to Item 16.

14. Between January 1, 2020, and December 31, 2020, how many allegations of STAFF SEXUAL HARASSMENT were reported?

Number reported None

- If an allegation involved multiple victims or staff, count only once.

15. Of the allegations reported in Item 14, how many were — (Please contact the agency or office responsible for investigating allegations of sexual victimization in order to fully complete this form.)

a. Substantiated None

b. Unsubstantiated None

c. Unfounded None

d. Investigation ongoing . None

e. TOTAL (Sum of Items 15a through 15d) None

- The total should equal the number reported in Item 14.

Section III – PRIVATE AND LOCAL ALLEGATIONS

16. Did any of the allegations reported in Items 2, 5, 8, 11, or 14 occur in a privately operated facility?

01 Yes

02 No

17. Did any of the allegations reported in Items 2, 5, 8, 11, or 14 occur in a facility operated and administered by local governments?

01 Yes

02 No

Section IV – TOTAL SUBSTANTIATED INCIDENTS OF SEXUAL VICTIMIZATION

18. What is the total number of substantiated incidents reported in Items 3a, 6a, 9a, 12a, and 15a?

Total substantiated incidents None

→ Please complete a Substantiated Incident Form (Adult, SSV-IA) for each substantiated incident of sexual victimization.

NOTES

FORM **SSV-3**
(3-5-2021)**SURVEY OF SEXUAL VICTIMIZATION, 2020**
Local Jail Jurisdictions
Summary FormU.S. DEPARTMENT OF JUSTICE
BUREAU OF JUSTICE STATISTICS
AND ACTING AS COLLECTION AGENT
U.S. DEPT. OF COMMERCE
U.S. CENSUS BUREAU**DATA SUPPLIED BY**

Name		Title			
OFFICIAL ADDRESS	Number and street or P.O. Box/Route Number		City	State	ZIP Code
TELEPHONE	Area code	Number	FAX NUMBER	Area Code	Number
E-MAIL ADDRESS					

(Please correct any error in name, mailing address, and ZIP Code)

What facilities are included in this data collection?

All confinement facilities usually operated by a local law enforcement agency that are intended for adults but sometimes hold juveniles.

- INCLUDE all jails and city/county correctional centers that hold inmates beyond arraignment. Report on ALL inmates, including those held in separate holding or lockup areas within your facility.
- INCLUDE multi-jurisdictional facilities (e.g., regional jails).
- INCLUDE special jail facilities (e.g., medical/treatment/release centers, halfway houses, and work farms).

- **EXCLUDE privately-operated jails. (These facilities will be contacted directly for data on sexual victimization.)**

What inmates and incidents are included in this data collection?

Inmates under your custody between January 1, 2020, and December 31, 2020.

- INCLUDE incidents involving inmates under the authority, custody, or care of your confinement or community-based facilities or staff.

- **EXCLUDE inmates held in other jurisdictions.**

Reporting instructions:

- Please complete the entire SSV-3 Form.
- If the answer to a question is "not available" or "unknown," write "DK" (do not know) in the space provided.
- If the answer to a question is "not applicable," write "NA" in the space provided.
- Section I: when exact numeric answers are not available, provide estimates and mark (☒) the box beside each figure.
- Sections II, III, and IV: if the answer to a question is "none" or "zero," write "0" or mark the box (☒) provided.

Substantiated incidents of sexual violence:

- Please complete an Incident Form (Adult, SSV-IA) for each substantiated incident of sexual victimization.

Returning forms:

- If you need assistance, please call **Greta Clark** at the **U.S. Census Bureau** toll-free at **1-888-369-3613, option 2**, or e-mail **govs.ssv@census.gov**
- **Please return your completed summary and substantiated incident forms by October 29, 2021.**
- **You may complete these forms online at: <https://ssv.census.gov/>**
- **MAIL TO:** U.S. Census Bureau, P.O. Box 5000, Jeffersonville, IN 47199-5000
- **FAX (TOLL FREE): 1-888-262-3974**

Burden Statement

Under the Paperwork Reduction Act, we cannot ask you to respond to a collection of information unless it displays a currently valid OMB control number. The burden of this collection is estimated to average 30 minutes per response, including reviewing instructions, searching existing data sources, gathering necessary data, and completing and reviewing this form. Send comments regarding this burden estimate or any aspect of this survey, including suggestions for reducing this burden, to the Director, Bureau of Justice Statistics, 810 Seventh Street, NW, Washington, DC 20531. Do not send your completed form to this address.

Section I – GENERAL INFORMATION

Section II – INMATE-ON-INMATE SEXUAL VICTIMIZATION

1. How many persons under the supervision of your local jail jurisdiction were—

a. CONFINED in your jail facilities on December 31, 2020?

- INCLUDE persons on transfer to treatment facilities but who remain under your jurisdiction.
- INCLUDE persons out to court while under your jurisdiction.
- INCLUDE persons held for other jurisdictions.
- EXCLUDE persons housed in facilities operated by two or more jurisdictions or those held in privately-operated jails.
- EXCLUDE inmates on AWOL, escape, or long-term transfer to other jurisdictions.
- EXCLUDE all persons in non-residential community-based programs run by your jail (e.g., electronic monitoring, house arrest, community service, day reporting, work programs).

Inmates on December 31, 2020 . . . Male Female

b. ADMITTED to your jail facilities during 2020?

- INCLUDE new admissions only, i.e., persons officially booked into and housed in your facilities by formal legal document and by the authority of the courts or some other official agency.
- INCLUDE repeat offenders booked on new charges.
- EXCLUDE returns from escape, work release, medical appointments/treatment facilities, and bail or court appearances.

New admissions during 2020 Male Female

2. Between January 1, 2020, and December 31, 2020, what was the average daily population of all jail confinement facilities operated by your jurisdiction?

- To calculate the average daily population, add the number of persons for each day during the period January 1, 2020, through December 31, 2020, and divide the result by 365.

Average daily population Male Female

DEFINITIONS

The survey utilizes the definition of “sexual abuse” as provided by 28 C.F.R. §115.6 in the *National Standards to Prevent, Detect, and Respond to Prison Rape* (under the Prison Rape Elimination Act of 2003). Attempted nonconsensual sexual acts are included if recorded by the facility. For purposes of SSV, sexual abuse is disaggregated into three categories of inmate-on-inmate sexual victimization. These categories are:

NONCONSENSUAL SEXUAL ACTS

Sexual contact of any person without his or her consent, or of a person who is unable to consent or refuse;

AND

- 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 a 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.
- EXCLUDE 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 inmate directed toward another.

3. Does your local jail jurisdiction record allegations of inmate-on-inmate NONCONSENSUAL SEXUAL ACTS? (See definitions on page 2.)

01 Yes **10 a. Do you record all reported occurrences, or only substantiated ones?**

- 01 All
- 02 Substantiated only

b. Do you record attempted NONCONSENSUAL SEXUAL ACTS or only completed ones?

- 01 Both attempted and completed
- 02 Completed only

02 No **10** Please provide the definition used by your local jail jurisdiction for inmate-on-inmate NONCONSENSUAL SEXUAL ACTS in the space below. Use that definition to complete Items 4 and 5.

4. Between January 1, 2020, and December 31, 2020, how many allegations of inmate-on-inmate NONCONSENSUAL SEXUAL ACTS were reported?

Number reported None

- If an allegation involved multiple victimizations, count only once.
- Exclude any allegations that were reported as consensual.

5. Of the allegations reported in Item 4, how many were — (Please contact the agency or office responsible for investigating allegations of sexual victimization in order to fully complete this form.)

a. Substantiated None

- The event was investigated and determined to have occurred, based on a preponderance of the evidence (28 C.F.R. §115.72).

b. Unsubstantiated None

- The investigation concluded that evidence was insufficient to determine whether or not the event occurred.

c. Unfounded None

- The investigation determined that the event did NOT occur.

d. Investigation ongoing None

- Evidence is still being gathered, processed or evaluated, and a final determination has not yet been made.

e. TOTAL (Sum of Items 5a through 5d) None

- The total should equal the number reported in Item 4.

6. Does your local jail jurisdiction record allegations of inmate-on-inmate ABUSIVE SEXUAL CONTACT? (See definitions on page 2.)

01 Yes **10 Can these be counted separately from allegations of NONCONSENSUAL SEXUAL ACTS?**

- 01 Yes
- 02 No **10** Skip to Item 9.

02 No **10** Please provide an explanation in the space below and then skip to Item 9.

7. Between January 1, 2020, and December 31, 2020, how many allegations of inmate-on-inmate ABUSIVE SEXUAL CONTACT were reported?

Number reported None

- If an allegation involved multiple victimizations, count only once.
- Exclude any allegations that were reported as consensual.

8. Of the allegations reported in Item 7, how many were — (Please contact the agency or office responsible for investigating allegations of sexual victimization in order to fully complete this form.)

a. Substantiated None

b. Unsubstantiated None

c. Unfounded None

d. Investigation ongoing None

e. TOTAL (Sum of Items 8a through 8d) None

- The total should equal the number reported in Item 7.

9. Does your local jail jurisdiction record allegations of inmate-on-inmate SEXUAL HARASSMENT? (See definitions on page 2.)

01 Yes **10 Do you record all reported allegations or only substantiated ones?**

- 01 All
- 02 Substantiated only

02 No **10 Please provide an explanation in the space below and then skip to Section III.**

10. Between January 1, 2020, and December 31, 2020, how many allegations of inmate-on-inmate SEXUAL HARASSMENT were reported?

Number reported None

- If an allegation involved multiple victims or inmate perpetrators, count only once.
- Exclude any allegations that were reported as consensual.

11. Of the allegations reported in Item 10, how many were—

a. Substantiated None

b. Unsubstantiated None

c. Unfounded None

d. Investigation ongoing None

e. TOTAL Sum of Items 11a through 11d) None

- The total should equal the number reported in Item 10.

DEFINITIONS

The survey utilizes the definition of “sexual abuse” by a staff member, contractor or volunteer as provided by 28 C.F.R. §115.6 in the *National Standards to Prevent, Detect, and Respond to Prison Rape* (under the Prison Rape Elimination Act of 2003). For purposes of SSV, sexual abuse is disaggregated into two categories of staff-on-inmate sexual abuse. These categories are:

STAFF SEXUAL MISCONDUCT

Any behavior or act of a sexual nature directed toward an inmate 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 inmates are included in this definition. Consensual or nonconsensual sexual acts include—

- Intentional touching, either directly or through the 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 gratification.

STAFF SEXUAL HARASSMENT

Repeated verbal comments or gestures of a sexual nature to an inmate by an employee, volunteer, contractor, official visitor, or other agency representative (exclude family, friends, or other visitors). Include—

- Demeaning references to gender; or sexually suggestive or derogatory comments about body or clothing;

OR

- Repeated profane or obscene language or gestures.

12. Does your local jail jurisdiction record allegations of STAFF SEXUAL MISCONDUCT?

(See definitions on page 4.)

01 Yes **10 Do you record all reported occurrences, or only substantiated ones?**

01 All

02 Substantiated only

02 No **10 Please provide an explanation in the space below and then skip to Item 15.**

13. Between January 1, 2020, and December 31, 2020, how many allegations of STAFF SEXUAL MISCONDUCT were reported?

Number reported None

- If an allegation involved multiple victimizations, or staff, count only once.

14. Of the allegations reported in Item 13, how many were — (Please contact the agency or office responsible for investigating allegations of sexual victimization in order to fully complete this form.)

a. Substantiated None

b. Unsubstantiated None

c. Unfounded None

d. Investigation ongoing None

e. TOTAL (Sum of Items 14a through 14d) None

- The total should equal the number reported in Item 13.

15. Does your local jail jurisdiction record allegations of STAFF SEXUAL HARASSMENT?

(See definitions on page 4.)

01 Yes **10 Can these allegations be counted separately from allegations of STAFF SEXUAL MISCONDUCT?**

01 Yes

02 No **10 Skip to Item 18.**

02 No **10 Please provide an explanation in the space below and then skip to Item 18.**

16. Between January 1, 2020, and December 31, 2020, how many allegations of STAFF SEXUAL HARASSMENT were reported?

Number reported None

- If an allegation involved multiple victims or staff, count only once.

17. Of the allegations reported in Item 16, how many were — (Please contact the agency or office responsible for investigating allegations of sexual victimization in order to fully complete this form.)

a. Substantiated None

b. Unsubstantiated None

c. Unfounded None

d. Investigation ongoing None

e. TOTAL (Sum of Items 17a through 17d) None

- The number should equal the number reported in Item 16.

Section IV - TOTAL SUBSTANTIATED INCIDENTS OF SEXUAL VICTIMIZATION

NOTES

18. What is the total number of substantiated incidents reported in Items 5a, 8a, 11a, 14a, and 17a?

Total substantiated incidents None

⑩ Please complete a Substantiated Incident Form (Adult, SSV-IA) for each substantiated incident of sexual victimization.

FORM **SSV-4**
(3-5-2021)

SURVEY OF SEXUAL VICTIMIZATION, 2020
Other Correctional Facilities
Summary Form

U.S. DEPARTMENT OF JUSTICE
 BUREAU OF JUSTICE STATISTICS
 AND ACTING AS COLLECTION AGENT
 U.S. DEPT. OF COMMERCE
 U.S. CENSUS BUREAU

DATA SUPPLIED BY

Name		Title			
OFFICIAL ADDRESS	Number and street or P.O. Box/Route Number		City	State	ZIP Code
TELEPHONE	Area code	Number	FAX NUMBER	Area Code	Number
E-MAIL ADDRESS					

(Please correct any error in name, mailing address, and ZIP Code)

What facilities are included in this data collection?

- **PRIVATELY OPERATED FACILITIES:** All privately owned or operated confinement facilities including prisons, jails, detention centers, community-based facilities, and other correctional facilities that are intended for adults but sometimes hold juveniles. INCLUDE privately operated multi-jurisdictional facilities.
- **FACILITIES OPERATED BY OR FOR:**
- **THE UNITED STATES MILITARY**
- **THE BUREAU OF IMMIGRATION AND CUSTOMS ENFORCEMENT**
- **TRIBAL AUTHORITIES**
- **THE BUREAU OF INDIAN AFFAIRS**

What inmates and incidents are included in this data collection?

Inmates under your custody between January 1, 2020, and December 31, 2020.

- INCLUDE incidents involving inmates under the authority, custody, or care of your confinement or community-based facilities or staff.
- EXCLUDE inmates held in other jurisdictions.

Reporting instructions:

- Please complete the entire SSV-4 Form.
- If the answer to a question is "not available" or "unknown," write "DK" (do not know) in the space provided.
- If the answer to a question is "not applicable," write "NA" in the space provided.
- Section I: when exact numeric answers are not available, provide estimates and mark (X) the box beside each figure.
- Sections II, III, and IV: if the answer to a question is "none" or "zero," write "0" or mark the box (X) provided.

Substantiated incidents of sexual violence:

- Please complete an Incident Form (Adult, SSV-IA) for each substantiated incident of sexual victimization.

Returning forms:

- If you need assistance, please call the **U.S. Census Bureau** toll-free at **1-888-369-3613, option 2**, or e-mail **govs.ssv@census.gov**
- **Please return your completed summary and substantiated incident forms by October 29, 2021.**
- **You may complete these forms online at: <https://ssv.census.gov/>**
- **MAIL TO:** U.S. Census Bureau, P.O. Box 5000, Jeffersonville, IN 47199-5000
- **FAX (TOLL FREE) TO: 1-888-262-3974**

Burden statement

Under the Paperwork Reduction Act, we cannot ask you to respond to a collection of information unless it displays a currently valid OMB control number. The burden of this collection is estimated to average 30 minutes per response, including reviewing instructions, searching existing data sources, gathering necessary data, and completing and reviewing this form. Send comments regarding this burden estimate or any aspect of this survey, including suggestions for reducing this burden, to the Director, Bureau of Justice Statistics, 810 Seventh Street, NW, Washington, DC 20531. Do not send your completed form to this address.

Section I – GENERAL INFORMATION

Section II – INMATE-ON-INMATE SEXUAL VICTIMIZATION

1. How many persons under the supervision of your facility were—

a. CONFINED on December 31, 2020?

- INCLUDE persons on transfer to treatment facilities but who remain under your jurisdiction.
- INCLUDE persons out to court while under your jurisdiction.
- INCLUDE persons held for other jurisdictions.
- EXCLUDE inmates on AWOL, escape, or long-term transfer to other jurisdictions.
- EXCLUDE all persons in non-residential community-based programs run by your facility (e.g., electronic monitoring, house arrest, community service, day reporting, work programs).

	Male	Female
Inmates on December 31, 2020	<input type="text"/>	<input type="text"/>

b. ADMITTED to your facility during 2020?

- INCLUDE new admissions only, i.e., persons officially booked into and housed in your facilities by formal legal document and by the authority of the courts or some other official agency.
- INCLUDE repeat offenders booked on new charges.
- EXCLUDE returns from escape, work release, medical appointments/treatment facilities, and bail or court appearances.

	Male	Female
New admissions during 2020	<input type="text"/>	<input type="text"/>

2. Between January 1, 2020, and December 31, 2020, what was the average daily population of your confinement facility?

- To calculate the average daily population, add the number of persons for each day during the period January 1, 2020, through December 31, 2020, and divide the result by 365.

	Male	Female
Average daily population	<input type="text"/>	<input type="text"/>

DEFINITIONS

The survey utilizes the definition of “sexual abuse” as provided by 28 C.F.R. §115.6 in the *National Standards to Prevent, Detect, and Respond to Prison Rape* (under the Prison Rape Elimination Act of 2003). Attempted nonconsensual sexual acts are included if recorded by the facility. For purposes of SSV, sexual abuse is disaggregated into three categories of inmate-on-inmate sexual victimization. These categories are:

NONCONSENSUAL SEXUAL ACTS

Sexual contact of any person without his or her consent, or of a person who is unable to consent or refuse;

AND

- 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 a 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.
- EXCLUDE 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 inmate directed toward another.

3. Does your facility record allegations of inmate-on-inmate NONCONSENSUAL SEXUAL ACTS? (See definitions on page 2.)

01 Yes ⑩ **a. Do you record all reported occurrences, or only substantiated ones?**

- 01 All
- 02 Substantiated only

b. Do you record attempted NONCONSENSUAL SEXUAL ACTS or only completed ones?

- 01 Both attempted and completed
- 02 Completed only

02 No ⑩ Please provide the definition used by your facility for inmate-on-inmate NONCONSENSUAL SEXUAL ACTS in the space below. Use that definition to complete Items 4 and 5.

4. Between January 1, 2020, and December 31, 2020, how many allegations of inmate- on-inmate NONCONSENSUAL SEXUAL ACTS were reported?

Number reported None

- If an allegation involved multiple victimizations, count only once.
- Exclude any allegations that were reported as consensual.

5. Of the allegations reported in Item 4, how many were — (Please contact the agency or office responsible for investigating allegations of sexual victimization in order to fully complete this form.)

a. Substantiated None

- The event was investigated and determined to have occurred, based on a preponderance of the evidence (28 C.F.R. §115.72).

b. Unsubstantiated None

- The investigation concluded that evidence was insufficient to determine whether or not the event occurred.

c. Unfounded None

- The investigation determined that the event did NOT occur.

d. Investigation ongoing None

- Evidence is still being gathered, processed or evaluated, and a final determination has not yet been made.

e. TOTAL (Sum of Items 5a through 5d) None

- The total should equal the number reported in Item 4.

6. Does your facility record allegations of inmate-on-inmate ABUSIVE SEXUAL CONTACT? (See definitions on page 2.)

01 Yes ⑩ **Can these be counted separately from allegations of NONCONSENSUAL SEXUAL ACTS?**

- 01 Yes
- 02 No ⑩ Skip to Item 9.

02 No ⑩ Please provide an explanation in the space below and then skip to Item 9.

7. Between January 1, 2020, and December 31, 2020, how many allegations of inmate- on-inmate ABUSIVE SEXUAL CONTACT were reported?

Number reported None

- If an allegation involved multiple victimizations, count only once.
- Exclude any allegations that were reported as consensual.

8. Of the allegations reported in Item 7, how many were — (Please contact the agency or office responsible for investigating allegations of sexual victimization in order to fully complete this form.)

a. Substantiated None

b. Unsubstantiated None

c. Unfounded None

d. Investigation ongoing None

e. TOTAL (Sum of Items 8a through 8d) None

- The total should equal the number reported in Item 7.

Section III – STAFF-ON-INMATE SEXUAL ABUSE

9. Does your facility record allegations of inmate-on-inmate SEXUAL HARASSMENT? (See definitions on page 2.)

01 Yes **10 Do you record all reported allegations or only substantiated ones?**

01 All

02 Substantiated only

02 No **10 Please provide an explanation in the space below and then skip to Section III.**

10. Between January 1, 2020, and December 31, 2020, how many allegations of inmate-on-inmate SEXUAL HARASSMENT were reported?

Number reported None

- If an allegation involved multiple victims or inmate perpetrators, count only once.
- Exclude any allegations that were reported as consensual.

11. Of the allegations reported in Item 10, how many were — (Please contact the agency or office responsible for investigating allegations of sexual victimization in order to fully complete this form.)

a. Substantiated None

b. Unsubstantiated None

c. Unfounded None

d. Investigation ongoing . None

e. TOTAL (Sum of Items 11a through 11d) None

- The total should equal the number reported in Item 10.

DEFINITIONS

The survey utilizes the definition of “sexual abuse” by a staff member, contractor or volunteer as provided by 28 C.F.R. §115.6 in the *National Standards to Prevent, Detect, and Respond to Prison Rape* (under the Prison Rape Elimination Act of 2003). For purposes of SSV, sexual abuse is disaggregated into two categories of staff-on-inmate sexual abuse. These categories are:

STAFF SEXUAL MISCONDUCT

Any behavior or act of a sexual nature directed toward an inmate 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 inmates are included in this definition. Consensual or nonconsensual sexual acts include—

- Intentional touching, either directly or through the 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 reason unrelated to official duties or for sexual gratification.

STAFF SEXUAL HARASSMENT

Repeated verbal comments or gestures of a sexual nature to an inmate by an employee, volunteer, contractor, official visitor, or other agency representative (exclude family, friends, or other visitors). Include—

- Demeaning references to gender; or sexually suggestive or derogatory comments about body or clothing;

OR

- Repeated profane or obscene language or gestures.

12. Does your facility record allegations of STAFF SEXUAL MISCONDUCT? (See definitions on page 4.)

01 Yes **10 Do you record all reported occurrences, or only substantiated ones?**

01 All

02 Substantiated only

02 No **10 Please provide an explanation in the space below and then skip to Item 15.**

13. Between January 1, 2020, and December 31, 2020, how many allegations of STAFF SEXUAL MISCONDUCT were reported?

Number reported None

- If an allegation involved multiple victimizations, count only once.

14. Of the allegations reported in Item 13, how many were — (Please contact the agency or office responsible for investigation allegations of sexual victimization in order to fully complete this form.)

a. Substantiated None

b. Unsubstantiated None

c. Unfounded None

d. Investigation ongoing None

e. TOTAL (Sum of Items 14a through 14d) None

- The total should equal the number reported in Item 13.

15. Does your facility record allegations of STAFF SEXUAL HARASSMENT? (See definitions on page 4.)

01 Yes **10 Can these allegations be counted separately from allegations of STAFF SEXUAL MISCONDUCT?**

01 Yes

02 No **10 Skip to Item 18.**

02 No **10 Please provide an explanation in the space below and skip to Item 18.**

16. Between January 1, 2020, and December 31, 2020, how many allegations of STAFF SEXUAL HARASSMENT were reported?

Number reported None

- If an allegation involved multiple victims or staff, count only once.

17. Of the allegations reported in Item 16, how many were — (Please contact the agency or office responsible for investigating allegations of sexual victimization in order to fully complete this form.)

a. Substantiated None

b. Unsubstantiated None

c. Unfounded None

d. Investigation ongoing None

e. TOTAL (Sum of Items 17a through 17d) None

- The total should equal the number reported in Item 16.

Section IV - TOTAL SUBSTANTIATED INCIDENTS OF SEXUAL VICTIMIZATION

NOTES

18. What is the total number of substantiated incidents reported in Items 5a, 8a, 11a, 14a, and 17a?

Total substantiated incidents None

⑩ Please complete a Substantiated Incident Form (Adult, SSV-IA) for each substantiated incident of sexual victimization.

FORM **SSV-5**
(3-8-2021)**SURVEY OF SEXUAL VICTIMIZATION, 2020**
State Juvenile Systems
Summary FormU.S. DEPARTMENT OF JUSTICE
BUREAU OF JUSTICE STATISTICS
AND ACTING AS COLLECTION AGENT
U.S. DEPT. OF COMMERCE
U.S. CENSUS BUREAU**DATA SUPPLIED BY**

Name		Title			
OFFICIAL ADDRESS	Number and street or P.O. Box/Route Number		City	State	ZIP Code
	TELEPHONE	Area code	Number	FAX NUMBER	Area Code
E-MAIL ADDRESS					

*(Please correct any error in name, mailing address, and ZIP Code)***What facilities are included in this data collection?**

All State-operated juvenile residential placement facilities used to house juveniles and youthful offenders, regardless of age or reason for placement.

- INCLUDE State-operated juvenile residential facilities such as: detention centers, training schools, long-term secure facilities; reception or diagnostic centers; group homes or halfway houses; boot camps; ranches; forestry camps, wilderness or marine programs, or farms; runaway or homeless shelters; and residential treatment centers for juveniles.
- **EXCLUDE privately operated facilities and facilities operated or administered by local governments. (These facilities will be contacted directly for data on sexual victimization.)**

What persons and incidents are included in this data collection?

Juveniles and youthful offenders, regardless of age or reason for placement, under your custody between January 1, 2020, and December 31, 2020.

- INCLUDE incidents involving juveniles or youthful offenders under the authority, custody, or care of your confinement or community-based facilities or staff.
- **EXCLUDE incidents involving juveniles or youthful offenders not held in facilities operated by your State juvenile system.**

Reporting instructions:

- Please complete the entire SSV-5 Form.
- If the answer to a question is "not available" or "unknown," write "DK" (do not know) in the space provided.
- If the answer to a question is "not applicable," write "NA" in the space provided.
- Section I: when exact numeric answers are not available, provide estimates and mark (X) the box beside each figure.
- Sections II, III, and V: if the answer to a question is "none" or "zero," write "0" or mark the box (X) provided.

Substantiated incidents of sexual violence:

- Please complete an Incident Form (Juvenile, SSV-IJ) for each substantiated incident of sexual victimization.

Returning forms:

- If you need assistance, please call the **U.S. Census Bureau** toll-free at **1-800-253-2078** or email **greta.b.clark@census.gov**
- **Please return your completed summary and substantiated incident forms by October 29, 2021.**
- **You may complete these forms online at: <https://ssv.census.gov>**
- **MAIL TO:** U.S. Census Bureau, P.O. Box 5000, Jeffersonville, IN 47199-5000
- **FAX (TOLL FREE): 1-888-262-3974**

Burden Statement

Under the Paperwork Reduction Act, we cannot ask you to respond to a collection of information unless it displays a currently valid OMB control number. The burden of this collection is estimated to average 60 minutes per response, including reviewing instructions, searching existing data sources, gathering necessary data, and completing and reviewing this form. Send comments regarding this burden estimate or any aspect of this survey, including suggestions for reducing this burden, to the Director, Bureau of Justice Statistics, 810 Seventh Street, NW, Washington, DC 20531. Do not send your completed form to this address.

DEFINITIONS

JUVENILES and YOUTHFUL OFFENDERS

- Any person under the jurisdiction of your State's juvenile system or youthful offender authority, regardless of age or reason for placement.

FACILITIES

INCLUDE all State-operated facilities used to house juveniles or youthful offenders charged with or court-adjudicated for:

- Any offense that is illegal for both adults and juveniles;

OR

- An offense that is ILLEGAL in your State for juveniles, but not for adults (running away, truancy, incorrigibility, curfew violations, and liquor violations).

EXCLUDE State-operated facilities used ONLY to house juveniles for:

- Non-criminal purposes (neglect, abuse, abandonment, or dependency);

OR

- Being Persons in Need of Services (PINS) or Children in Need of Services (CHINS) who have assigned beds for reasons other than offenses.

Section I – GENERAL INFORMATION

1. On December 31, 2020, how many facilities operated by your State held juveniles or youthful offenders CHARGED WITH or COURT-ADJUDICATED FOR AN OFFENSE?

Number of facilities

- Count all juvenile residential facilities where young persons who have committed offenses may be housed overnight.
- Count each facility with a separate physical location only once. Do not count separate living/sleeping units, wings, floors, dorms, barracks, or cottages within a single facility.

2. On December 31, 2020, how many persons held in the facilities reported in Item 1 were —

a. Males

b. Females

c. TOTAL (Sum of Items 2a and 2b)

- Count persons held in the facilities reported in Item 1 regardless of age or reason for placement. Include persons who were temporarily away but had assigned beds on December 31, 2020.

3. On December 31, 2020, how many persons held in the facilities reported in Item 1 were —

a. Age 17 or younger

b. Age 18 to 20

c. Age 21 or older

d. TOTAL (Sum of Items 3a through 3c should equal Item 2c)

- Count all persons held in the facilities reported in Item 1 regardless of age or reason for placement. Include persons who were temporarily away but had assigned beds on December 31, 2020.

4. Between January 1, 2020, and December 31, 2020, how many persons were admitted to or discharged from the facilities reported in Item 1?

a. TOTAL number admitted . . .

b. TOTAL number discharged .

- Include all persons admitted into your State-operated juvenile residential facilities by a formal legal document, by the authority of the courts, or by some other official agency.
- Include all persons discharged from your State-operated juvenile residential facilities after a period of confinement including sentence completion, pretrial releases, transfers to adult jurisdictions or to other States, and deaths.
- Exclude admissions and discharges resulting from returns from escape, administrative transfers to other juvenile facilities operated by your State, or temporary release including work/school release, medical appointments, other treatment facilities, or court appearances.

Section II – YOUTH-ON-YOUTH SEXUAL VICTIMIZATION

DEFINITIONS

The survey utilizes the definition of “sexual abuse” as provided by 28 C.F.R. §115.6 in the *National Standards to Prevent, Detect, and Respond to Prison Rape* (under the Prison Rape Elimination Act of 2003). Attempted nonconsensual sexual acts are included if recorded by the facility. For purposes of SSV, sexual abuse is disaggregated into three categories of youth-on-youth sexual victimization. These categories are:

NONCONSENSUAL SEXUAL ACTS

Sexual contact of any person without his or her consent, or of a person who is unable to consent or refuse;

AND

- 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 a 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.
- EXCLUDE 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.

5. Does your State juvenile system record allegations of youth-on-youth NONCONSENSUAL SEXUAL ACTS?

- 01 Yes **10 a. Do you record all reported occurrences, or only substantiated ones?**

- 01 All
02 Substantiated only

b. Do you record attempted NONCONSENSUAL SEXUAL ACTS or only completed ones?

- 01 Both attempted and completed
02 Completed only

- 02 No **10 Please provide the definition used by your State juvenile system for youth-on-youth NONCONSENSUAL SEXUAL ACTS in the space below. Use that definition to complete Items 6 and 7.**

6. Between January 1, 2020, and December 31, 2020, how many allegations of youth-on-youth NONCONSENSUAL SEXUAL ACTS were reported?

Number reported None

- If an allegation involved multiple victimizations, count only once.
- Exclude any allegations that were reported as consensual.

7. Of the allegations reported in Item 6, how many were — (Please contact the agency or office responsible for investigating allegations of sexual victimization in order to fully complete this form.)

a. Substantiated None

- The event was investigated and determined to have occurred, based on a preponderance of the evidence (28 C.F.R. §115.72).

b. Unsubstantiated None

- The investigation concluded that evidence was insufficient to determine whether or not the event occurred.

c. Unfounded None

- The investigation determined that the event did NOT occur.

d. Investigation ongoing None

- Evidence is still being gathered, processed or evaluated, and a final determination has not yet been made.

e. TOTAL (Sum of Items 7a through 7d) None

- The total should equal the number reported in Item 6.

8. Does your State juvenile system record allegations of youth-on-youth ABUSIVE SEXUAL CONTACT? (See definitions on page 3.)

01 Yes **10 Can these be counted separately from allegations of NONCONSENSUAL SEXUAL ACTS?**

01 Yes

02 No **10 Skip to Item 11.**

02 No **10 Please provide an explanation in the space below and then skip to Item 11.**

9. Between January 1, 2020, and December 31, 2020, how many allegations of youth-on-youth ABUSIVE SEXUAL CONTACT were reported?

Number reported None

- If an allegation involved multiple victimizations, count only once.
- Exclude any allegations that were reported as consensual.

10. Of the allegations reported in Item 9, how many were — (Please contact the agency or office responsible for investigating allegations of sexual victimization in order to fully complete this form.)

a. Substantiated None

b. Unsubstantiated None

c. Unfounded None

d. Investigation ongoing None

e. TOTAL (Sum of Items 10a through 10d) None

- The total should equal the number reported in Item 9.

11. Does your State juvenile system record allegations of youth-on-youth SEXUAL HARASSMENT? (See definitions on page 2.)

01 Yes **10 Do you record all reported allegations or only substantiated ones?**

01 All

02 Substantiated only

02 No **10 Please provide an explanation in the space below and then skip to Section III.**

12. Between January 1, 2020, and December 31, 2020, how many allegations of youth-on-youth SEXUAL HARASSMENT were reported?

Number reported None

- If an allegation involved multiple victims or youth perpetrators, count only once.
- Exclude any allegations that were reported as consensual.

13. Of the allegations reported in Item 12, how many were — (Please contact the agency or office responsible for investigating allegations of sexual victimization in order to fully complete this form.)

a. Substantiated None

b. Unsubstantiated None

c. Unfounded None

d. Investigation ongoing None

e. TOTAL (Sum of Items 13a through 13d) None

- The total should equal the number reported in Item 12.

Section III – STAFF-ON-YOUTH SEXUAL ABUSE

DEFINITIONS

The survey utilizes the definition of “sexual abuse” by a staff member, contractor or volunteer as provided by 28 C.F.R. §115.6 in the *National Standards to Prevent, Detect, and Respond to Prison Rape* (under the Prison Rape Elimination Act of 2003). For purposes of SSV, sexual abuse is disaggregated into two categories of staff-on-youth sexual abuse. These categories are:

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 (exclude family, friend or other visitors).

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

- Intentional touching, either directly or through the 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 gratification.

STAFF SEXUAL HARASSMENT

Repeated verbal comments or gestures of a sexual nature to a youth by an employee, volunteer, contractor, official visitor, or other agency representative (exclude family, friends, or other visitors). Include—

- Demeaning references to gender; or sexually suggestive or derogatory comments about body or clothing;

OR

- Repeated profane or obscene language or gestures.

14. Does your State juvenile system record allegations of STAFF SEXUAL MISCONDUCT?

01 Yes **10 Do you record all reported occurrences, or only substantiated ones?**

01 All

02 Substantiated only

02 No **10 Please provide an explanation in the space below and then skip to Item 17.**

15. Between January 1, 2020, and December 31, 2020, how many allegations of STAFF SEXUAL MISCONDUCT were reported?

Number reported None

- If an allegation involved multiple victimizations, count only once.

16. Of the allegations reported in Item 15, how many were — (Please contact the agency or office responsible for investigating allegations of sexual victimization in order to fully complete this form.)

a. Substantiated None

b. Unsubstantiated None

c. Unfounded None

d. Investigation ongoing . None

e. TOTAL (Sum of Items 16a through 16d) None

- The total should equal the number reported in Item 15.

17. Does your State juvenile system record allegations of STAFF SEXUAL HARASSMENT?
(See definitions on page 5.)

01 Yes **10 Can these allegations be counted separately from allegations of STAFF SEXUAL MISCONDUCT?**

01 Yes

02 No **10 Skip to Item 20.**

02 No **10 Please provide an explanation in the space below and then skip to Item 20.**

18. Between January 1, 2020, and December 31, 2020, how many allegations of STAFF SEXUAL HARASSMENT were reported?

Number reported None

- If an allegation involved multiple victims or staff, count only once.

19. Of the allegations reported in Item 18, how many were — (Please contact the agency or office responsible for investigating allegations of sexual victimization in order to fully complete this form.)

a. **Substantiated** None

b. **Unsubstantiated** None

c. **Unfounded** None

d. **Investigation ongoing** . None

e. **TOTAL** (Sum of Items 19a through 19d) None

- The total should equal the number reported in Item 18.

Section IV – PRIVATE AND LOCAL ALLEGATIONS

20. Did any of the allegations reported in Items 6, 9, 12, 15, or 18 occur in a privately operated facility?

01 Yes

02 No

21. Did any of the allegations reported in Items 6, 9, 12, 15, or 18 occur in a facility operated or administered by local governments?

01 Yes

02 No

Section V – TOTAL SUBSTANTIATED INCIDENTS OF SEXUAL VICTIMIZATION

22. What is the total number of substantiated incidents reported in Items 7a, 10a, 13a, 16a, and 19a?

Total substantiated incidents None

- 10 Please complete a Substantiated Incident Form (Juvenile, SSV-IJ) for each substantiated incident of sexual victimization.**

NOTES

FORM **SSV-6**
(3-8-2021)**SURVEY OF SEXUAL VICTIMIZATION, 2020**
Locally or Privately-Operated Juvenile Facilities
Summary FormU.S. DEPARTMENT OF JUSTICE
BUREAU OF JUSTICE STATISTICS
AND ACTING AS COLLECTION AGENT
U.S. DEPT. OF COMMERCE
U.S. CENSUS BUREAU**DATA SUPPLIED BY**

Name		Title			
OFFICIAL ADDRESS	Number and street or P.O. Box/Route Number		City	State	ZIP Code
	TELEPHONE	Area code	Number	FAX NUMBER	Area Code
E-MAIL ADDRESS					

*(Please correct any error in name, mailing address, and ZIP Code)***What facilities are included in this data collection?**

All juvenile residential placement facilities operated or administered by a local government and all privately owned or operated facilities that are used to house juveniles and youthful offenders, regardless of age or reason for placement.

- INCLUDE locally-operated juvenile residential facilities; privately owned or operated juvenile residential facilities; detention centers, training schools, long-term secure facilities; reception or diagnostic centers; group homes or halfway houses; boot camps; ranches; forestry camps, wilderness or marine programs, or farms; runaway or homeless shelters; and residential treatment centers for juveniles.

- **EXCLUDE State operated juvenile residential facilities. (These facilities will be contacted directly for data on sexual victimization.)**

What persons and incidents are included in this data collection?

Juveniles and youthful offenders, regardless of age or reason for placement, under your custody between January 1, 2020, and December 31, 2020.

- INCLUDE incidents involving juveniles or youthful offenders under the authority, custody, or care of your confinement or community-based facilities or staff.
- **EXCLUDE incidents involving juveniles or youthful offenders held in facilities operated by your State juvenile system.**

Reporting instructions:

- Please complete the entire SSV-6 Form.
- If the answer to a question is "not available" or "unknown," write "DK" (do not know) in the space provided.
- If the answer to a question is "not applicable," write "NA" in the space provided.
- Section I: when exact numeric answers are not available, provide estimates and mark (X) the box beside each figure.
- Sections II, III, and V: if the answer to a questions "none" or "zero," write "0" or mark the box (X) provided.

Substantiated incidents of sexual violence:

- Please complete an Incident Form (Juvenile, SSV-IJ) for each substantiated incident of sexual victimization.

Returning forms:

- If you need assistance, please call the **U.S. Census Bureau** toll-free at **1-888-369-3613, option 2**, or e-mail **govs.ssv@census.gov**
- **Please return your completed summary and substantiated incident forms by October 29, 2021.**
- **You may complete these forms online at: <https://ssv.census.gov/>**
- **MAIL TO:** U.S. Census Bureau, P.O. Box 5000, Jeffersonville, IN 47199-5000
- **FAX (TOLL FREE): 1-888-262-3974**

Burden Statement

Under the Paperwork Reduction Act, we cannot ask you to respond to a collection of information unless it displays a currently valid OMB control number. The burden of this collection is estimated to average 30 minutes per response, including reviewing instructions, searching existing data sources, gathering necessary data, and completing and reviewing this form. Send comments regarding this burden estimate or any aspect of this survey, including suggestions for reducing this burden, to the Director, Bureau of Justice Statistics, 810 Seventh Street, NW, Washington, DC 20531. Do not send your completed form to this address.

DEFINITIONS

JUVENILES and YOUTHFUL OFFENDERS

- Any person under the custody or care of a juvenile residential facility owned or operated by a local government or private agency.

FACILITIES

INCLUDE all juvenile residential placement facilities operated or administered by a local government and all privately owned or operated facilities that are used to house juveniles and youthful offenders charged with or court-adjudicated for:

- Any offense that is illegal for both adults and juveniles;

OR

- An offense that is ILLEGAL in your State for juveniles, but not for adults (running away, truancy, incorrigibility, curfew violations, and liquor violations).

EXCLUDE all State-operated facilities and locally or privately-operated facilities used ONLY to house juveniles for:

- Non-criminal behavior (neglect, abuse, abandonment, or dependency);

OR

- Being Persons in Need of Services (PINS) or Children in Need of Services (CHINS) who have assigned beds for reasons other than offenses.

Section I – GENERAL INFORMATION

1. Is this facility owned by a

- 01 Private agency
- 02 Native American Tribal Government
- 03 State
- 04 County
- 05 Local or municipal government
- 06 Other *Specify* ↘

2. Is this facility operated by a

- 01 Private agency
- 02 Native American Tribal Government
- 03 State
- 04 County
- 05 Local or municipal government
- 06 Other *Specify* ↘

3. On December 31, 2020, how many persons held in this facility were —

a. Males

b. Females

c. TOTAL(Sum of Items 3a and 3b) .

- Count persons held in the facility regardless of age or reason for placement. Include persons who were temporarily away but had assigned beds on December 31, 2020.

4. On December 31, 2020, how many persons held in this facility were —

a. Age 17 or younger

b. Age 18 to 20

c. Age 21 or older

d. TOTAL (Sum of Items 4a through 4c should equal Item 3c)

- Count all persons held in the facility regardless of age or reason for placement. Include persons who were temporarily away but had assigned beds on December 31, 2020.

5. Between January 1, 2020, and December 31, 2020, how many persons were admitted to or discharged from this facility?

a. TOTAL number admitted

b. TOTAL number discharged

- Include all persons admitted to this facility by a formal legal document, by the authority of the courts, or by some other official agency.
- Include all persons discharged from this facility after a period of confinement including sentence completion, pretrial releases, transfers to adult jurisdictions or to other States, and deaths.
- Exclude admissions and discharges resulting from returns from escape, administrative transfers to other juvenile facilities, or temporary release including work/school release, medical appointments, other treatment facilities, or court appearances.

Section II – YOUTH-ON-YOUTH SEXUAL VICTIMIZATION

DEFINITIONS

The survey utilizes the definition of “sexual abuse” as provided by 28 C.F.R. §115.6 in the *National Standards to Prevent, Detect, and Respond to Prison Rape* (under the Prison Rape Elimination Act of 2003). **Attempted nonconsensual sexual acts are included if recorded by the facility.** For purposes of SSV, sexual abuse is disaggregated into three categories of youth-on-youth sexual victimization. These categories are:

NONCONSENSUAL SEXUAL ACTS

Sexual contact of any person without his or her consent, or of a person who is unable to consent or refuse;

AND

- 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 a 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.
- EXCLUDE 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.

6. Does your facility record allegations of youth-on-youth NONCONSENSUAL SEXUAL ACTS?

01 Yes **10 a. Do you record all reported occurrences, or only substantiated ones?**

- 01 All
- 02 Substantiated only

b. Do you record attempted NONCONSENSUAL SEXUAL ACTS or only completed ones?

- 01 Both attempted and completed
- 02 Completed only

02 No **10 Please provide the definition used by your facility for youth-on-youth NONCONSENSUAL SEXUAL ACTS in the space below. Use that definition to complete Items 7 and 8.**

[Empty text box for providing definitions]

7. Between January 1, 2020 and December 31, 2020, how many allegations of youth-on-youth NONCONSENSUAL SEXUAL ACTS were reported?

Number reported None

- If an allegation involved multiple victimizations, count only once.
- Exclude any allegations that were reported as consensual.

8. Of the allegations reported in Item 7, how many were — (Please contact the agency or office responsible for investigating allegations of sexual victimization in order to fully complete this form.)

a. Substantiated None

- The event was investigated and determined to have occurred, based on a preponderance of the evidence (28 C.F.R. §115.72).

b. Unsubstantiated None

- The investigation concluded that evidence was insufficient to determine whether or not the event occurred.

c. Unfounded None

- The investigation determined that the event did NOT occur.

d. Investigation ongoing None

- Evidence is still being gathered, processed or evaluated, and a final determination has not yet been made.

e. TOTAL (Sum of Items 8a through 8d) None

- The total should equal the number reported in Item 7.

9. Does your facility record allegations of youth-on-youth ABUSIVE SEXUAL CONTACT?
(See definitions on page 3.)

01 Yes **10 Can these be counted separately from allegations of NONCONSENSUAL SEXUAL ACTS?**

01 Yes

02 No **10 Skip to Item 12.**

02 No **10 Please provide an explanation in the space below and then skip to Item 12.**

10. Between January 1, 2020, and December 31, 2020, how many allegations of youth-on-youth ABUSIVE SEXUAL CONTACT were reported?

Number reported None

- If an allegation involved multiple victimizations, count only once.
- Exclude any allegations that were reported as consensual.

11. Of the allegations reported in Item 10, how many were (Please contact the agency or office responsible for investigating allegations of sexual victimization in order to fully complete this form.)

a. Substantiated None

b. Unsubstantiated None

c. Unfounded None

d. Investigation ongoing .. None

e. TOTAL (Sum of Items 11a through 11d) None

- The total should equal the number reported in Item 10.

12. Does your facility record allegations of youth-on-youth SEXUAL HARASSMENT?
(See definitions on page 3.)

01 Yes **10 Do you record all reported allegations or only substantiated ones?**

01 All

02 Substantiated only

02 No **10 Please provide an explanation in the space below and then skip to Section III.**

13. Between January 1, 2020, and December 31, 2020, how many allegations of youth-on-youth SEXUAL HARASSMENT were reported?

Number reported None

- If an allegation involved multiple victims or youth perpetrators, count only once.
- Exclude any allegations that were reported as consensual.

14. Of the allegations reported in Item 13, how many were (Please contact the agency or office responsible for investigating allegations of sexual victimization in order to fully complete this form.)

a. Substantiated None

b. Unsubstantiated None

c. Unfounded None

d. Investigation ongoing .. None

e. TOTAL (Sum of Items 14a through 14d) None

- The total should equal the number reported in Item 13.

Section III – STAFF-ON-YOUTH SEXUAL ABUSE

DEFINITIONS

The survey utilizes the definition of “sexual abuse” by a staff member, contractor or volunteer as provided by 28 C.F.R. §115.6 in the *National Standards to Prevent, Detect, and Respond to Prison Rape* (under the Prison Rape Elimination Act of 2003). For purposes of SSV, sexual abuse is disaggregated into two categories of staff-on-youth sexual abuse. These categories are:

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 (exclude family, friends or other visitors).

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

- Intentional touching, either directly or through the 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 gratification.

STAFF SEXUAL HARASSMENT

Repeated verbal comments or gestures of a sexual nature to a youth by an employee, volunteer, contractor, official visitor, or other agency representative (exclude family, friends, or other visitors). Include—

- Demeaning references to gender; or sexually suggestive or derogatory comments about body or clothing;

OR

- Repeated profane or obscene language or gestures.

15. Does your facility record allegations of STAFF SEXUAL MISCONDUCT?

01 Yes **10 Do you record all reported occurrences, or only substantiated ones?**

01 All

02 Substantiated only

02 No **10 Please provide an explanation in the space below and then skip to Item 18.**

16. Between January 1, 2020, and December 31, 2020, how many allegations of STAFF SEXUAL MISCONDUCT were reported?

Number reported None

- If an allegation involved multiple victimizations, count only once.

17. Of the allegations reported in Item 16, how many were *(Please contact the agency or office responsible for investigating allegations of sexual victimization in order to fully complete this form.)*

a. Substantiated None

b. Unsubstantiated None

c. Unfounded None

d. Investigation ongoing None

e. TOTAL (Sum of Items 17a through 17d) None

- The total should equal the number reported in Item 16.

18. Does your facility record allegations of STAFF SEXUAL HARASSMENT ? (See definitions on page 5.)

01 Yes **10 Can these allegations be counted separately from allegations of STAFF SEXUAL MISCONDUCT?**

01 Yes

02 No **10 Skip to Item 21**

02 No **10 Please provide an explanation in the space below and then skip to Item 21.**

19. Between January 1, 2020, and December 31, 2020, how many allegations of STAFF SEXUAL HARASSMENT were reported?

Number reported None

- If an allegation involved multiple victims or staff, count only once.

20. Of the allegations reported in Item 19, how many were (Please contact the agency or office responsible for investigating allegations of sexual victimization in order to fully complete this form.)

a. Substantiated None

b. Unsubstantiated None

c. Unfounded None

d. Investigation ongoing None

e. TOTAL (Sum of Items 20a through 20d) None

- The total should equal the number reported in Item 19.

Section IV - TOTAL SUBSTANTIATED INCIDENTS OF SEXUAL VICTIMIZATION

21. What is the total number of substantiated incidents reported in Items 8a, 11a, 14a, 17a, and 20a.

Total substantiated incidents None

10 Please complete a Substantiated Incident Form (Juvenile, SSV-IJ) for each substantiated incident of sexual victimization.

NOTES

**SURVEY OF SEXUAL VICTIMIZATION, 2020****Substantiated Incident Form (Adult)**U.S. DEPARTMENT OF JUSTICE
BUREAU OF JUSTICE STATISTICS
and ACTING AS COLLECTION AGENT
U.S. DEPT. OF COMMERCE
U.S. CENSUS BUREAU

Incident Number ____ out of ____

1. On what date did the incident occur?
(If more than one date, report the most recent.)Month Day Year
| | | | | | | | | |**2. In what facility did the incident occur?**Name
_____City/Place
_____**3. Where did the incident occur?** (Mark) all that apply.)

- 01 In the victim's cell or room (e.g., if the victim and perpetrator share a cell or room, count as the victim's cell)
- 02 In the perpetrator's cell or room
- 03 In a dormitory or other multiple housing unit
- 04 In a common area (e.g., shower, dayroom, bathroom)
- 05 In a temporary holding cell or intake area within the facility
- 06 In a program service area (e.g., commissary, kitchen, storage, laundry, cafeteria, workshop, hallway)
- 07 In an instructional area (e.g., classroom, school, library, conference room)
- 08 In a recreation area (e.g., yard, courtyard, gymnasium)
- 09 In a medical area (e.g., infirmary, health clinic)
- 10 In a staff area (e.g., office, break room, counselor's office)
- 11 Offsite or while in transit
- 12 Other – Specify ↴

- 13 Location unknown

4. Did the incident take place in an area subject to video monitoring?

- 01 Yes
- 02 No
- 03 Don't know

5. What time did the incident occur?
(Mark) all that apply.)

- 01 Morning (6 a.m. to noon)
- 02 Afternoon (noon to 6 p.m.)
- 03 Evening (6 p.m. to midnight)
- 04 Overnight (midnight to 6 a.m.)
- 05 Time unknown

6. How many victims were involved in the incident?

Number of victims _____

→ If more than two victims were involved, report their characteristics in Notes on page 5.

7. Victim #1: What was the victim's sex or gender identity? (See definitions on page 5.)

- 01 Male 03 Transgender
- 02 Female 04 Intersex

8. Victim #1: What was the victim's age at the time of the incident?

- 01 Under age 18 05 35–39
- 02 18–24 06 40–44
- 03 25–29 07 45–54
- 04 30–34 08 55 or older

9. Victim #1: What was the victim's race/ethnic origin?
(Mark) all that apply.)

- 01 White (not of Hispanic origin)
- 02 Black (not of Hispanic origin)
- 03 Hispanic or Latino
- 04 American Indian/Alaska Native (not of Hispanic origin)
- 05 Asian (not of Hispanic origin)
- 06 Native Hawaiian or Other Pacific Islander (not of Hispanic origin)
- 07 Other racial category in your information system – Specify ↴

10. Victim #2: What was the victim's sex or gender identity? (See definitions on page 5.)

- 01 Male 03 Transgender
- 02 Female 04 Intersex

11. Victim #2: What was the victim's age at the time of the incident?

- 01 Under age 18 05 35–39
- 02 18–24 06 40–44
- 03 25–29 07 45–54
- 04 30–34 08 55 or older

Burden Statement

Under the Paperwork Reduction Act, we cannot ask you to respond to a collection of information unless it displays a currently valid OMB control number. The burden of this collection is estimated to average 30 minutes per response, including reviewing instructions, searching existing data sources, gathering necessary data, and completing and reviewing this form. Send comments regarding this burden estimate or any aspect of this survey, including suggestions for reducing this burden, to the Director, Bureau of Justice Statistics, 810 Seventh Street, NW, Washington, DC 20531. Do not send your completed form to this address.

12. Victim #2: What was the victim's race/ethnic origin?
(Mark (X) all that apply.)

- 01 White (not of Hispanic origin)
- 02 Black (not of Hispanic origin)
- 03 Hispanic or Latino
- 04 American Indian/Alaska Native (not of Hispanic origin)
- 05 Asian (not of Hispanic origin)
- 06 Native Hawaiian or Other Pacific Islander (not of Hispanic origin)
- 07 Other racial category in your information system – Specify ↴

13. Did the victim(s) sustain any physical injury during the incident?

- 02 No (No injury sustained)
- 01 Yes → **a. What injuries occurred?**
(Mark (X) all that apply for all victims.)
 - 01 Knife or stab wounds
 - 02 Broken bones
 - 03 Anal or vaginal tearing
 - 04 Chipped or knocked out teeth
 - 05 Internal injuries
 - 06 Knocked unconscious
 - 07 Bruises, black eye, sprains, cuts, scratches, swelling, welts
 - 08 Other – Specify ↴

→ **b. Did the victim(s) receive medical treatment for these injuries?**

- 01 Yes
- 02 No

14. Who reported the incident?
(Mark (X) all that apply.)

- 01 Victim
- 02 Another inmate (non-victim)
- 03 Victim's family or friend
- 04 Correctional officer or front line staff
- 05 Administrative staff
- 06 Medical, healthcare, or mental health staff
- 07 Instructor, teacher, or counselor
- 08 Other staff (e.g., kitchen worker, maintenance staff)
- 09 Chaplain or other religion official
- 10 Perpetrator
- 11 Perpetrator's family or friend
- 12 Grievance coordinator, grievance process, or ombudsperson
- 13 Attorney or legal guardian (e.g., other than family member)
- 14 Confidential informant, anonymous tip, hot line, or through monitoring (e.g., camera, telephone, or mail)
- 15 Other – Specify ↴

15. After the incident was reported, was the victim(s) – (Mark (X) all that apply for all victims.)

- 01 Given a medical examination
- 02 Administered a rape kit
- 03 Tested for HIV/AIDS
- 04 Tested for other sexually transmitted diseases
- 05 Provided with counseling or mental health treatment
- 06 Offered but declined testing or treatment
- 07 Already released/discharged
- 08 None of the above

16. After the incident was reported, was the victim(s) – (Mark (X) all that apply for all victims.)

- 01 Placed in or returned to administrative segregation, protective custody, or disciplinary segregation
- 02 Placed in a medical unit, ward, or hospital
- 03 Confined to own cell or room
- 04 Given a higher custody level or different unit within the facility
- 05 Transferred to another facility
- 06 Transferred to another housing unit or dorm, or given a single room or cell
- 07 Separated from perpetrator
- 08 Issued disciplinary report or loss of privileges
- 09 Placed in camera room, under closer surveillance, or increased supervision
- 10 Other – Specify ↴

- 11 None of the above

17. What type of sexual violence was involved in the incident? (See definitions on page 5.)

- 01 Inmate-on-inmate nonconsensual sexual act
→ Complete Section A, below
- 02 Inmate-on-inmate abusive sexual contact
→ Complete Section A, below
- 03 Inmate-on-inmate sexual harassment
→ Complete Section A, below
- 04 Staff sexual misconduct
→ Complete Section B on pages 4–5
- 05 Staff sexual harassment
→ Complete Section B on pages 4–5

Section A – INMATE-ON-INMATE SEXUAL VICTIMIZATION

→ **If the perpetrator was a staff member, go to Section B on pages 4–5.**

18. How many inmate perpetrators were involved in the incident?

Number of inmate perpetrators . . .

→ **If more than two inmate perpetrators were involved, report their characteristics in Notes on page 5.**

19. Perpetrator #1: What was the inmate perpetrator's sex or gender identity?

(See definitions on page 5.)

- 01 Male 03 Transgender
02 Female 04 Intersex

20. Perpetrator #1: What was the inmate perpetrator's age at the time of the incident?

- 01 Under age 18 04 30–34 07 45–54
02 18–24 05 35–39 08 55 or older
03 25–29 06 40–44

21. Perpetrator #1: What was the inmate perpetrator's race/ethnic origin?

(Mark (X)) all that apply.)

- 01 White (not of Hispanic origin)
02 Black (not of Hispanic origin)
03 Hispanic or Latino
04 American Indian/Alaska Native (not of Hispanic origin)
05 Asian (not of Hispanic origin)
06 Native Hawaiian or Other Pacific Islander (not of Hispanic Origin)
07 Other racial category in your information system – Specify ↴

22. Perpetrator #2: What was the inmate perpetrator's sex or gender identity?

(See definitions on page 5.)

- 01 Male 03 Transgender
02 Female 04 Intersex

23. Perpetrator #2: What was the inmate perpetrator's age at the time of the incident?

- 01 Under age 18 04 30–34 07 45–54
02 18–24 05 35–39 08 55 or older
03 25–29 06 40–44

24. Perpetrator #2: What was the inmate perpetrator's race/ethnic origin?

(Mark (X)) all that apply.)

- 01 White (not of Hispanic origin)
02 Black (not of Hispanic origin)
03 Hispanic or Latino
04 American Indian/Alaska Native (not of Hispanic origin)
05 Asian (not of Hispanic origin)
06 Native Hawaiian or Other Pacific Islander (not of Hispanic Origin)
07 Other racial category in your information system – Specify ↴

25. What was the nature of the incident?

(Mark (X)) all that apply.)

- 02 Sexual harassment
03 Indecent exposure, masturbation, or voyeurism
04 Horseplay
05 Repeated and unwelcome sexual advances or requests for sexual favors
06 Unwanted touching for sexual gratification or abusive sexual contact
07 Pressure or coercion (without force) resulting in a nonconsensual sexual act
08 Physical force (or the threat of force) resulting in a nonconsensual sexual act
09 Other – Specify ↴

26. What type of pressure or physical force was used by the inmate perpetrator on the victim?

(Mark (X)) all that apply for all perpetrators.)

- 01 Sexual harassment, sexual innuendo, or verbal comments
02 Persuasion or talked into sexual activity
03 Surprised the victim with unwanted touching, grabbing or groping, or victim was asleep
04 Bribery or blackmail
05 Gave victim drugs or alcohol
06 Offered protection from other inmates
07 Threatened with physical harm
08 Physically held victim down or restrained in some way
09 Physically harmed or injured
10 Threatened with a weapon
11 Other – Specify ↴

- 12 None

27. What sanction was imposed on the perpetrator(s)?

(Mark (X)) all that apply for all perpetrators.)

- 01 Placed in solitary confinement or disciplinary segregation
02 Confined to own cell or room
03 Placed in higher custody level, restricted unit or program, within the same facility
04 Transferred to other unit/cell or separated from victim
05 Transferred to another facility
06 Loss of "good/gain" time, increase in "bad" time or delayed release
07 Given extra work
08 Loss of privileges, disciplinary report or conduct violation, or other reprimand
09 Sent to counseling or treatment team
10 Arrested or referred to law enforcement agency
11 Referred for prosecution or indicted
12 Convicted, given new sentence, or fined
13 Other – Specify ↴

Section B – STAFF-ON-INMATE SEXUAL ABUSE

→ If the perpetrator was an inmate, go to Section A on pages 2–3.

28. What was the nature of the incident?

(Mark (X)) all that apply.)

- 01 Physical force resulting in a nonconsensual sexual act
- 02 Pressure or abuse of power resulting in a nonconsensual sexual act
- 03 Indecent exposure, invasion of privacy, or voyeurism for sexual gratification
- 04 Unwanted touching for sexual gratification
- 05 Sexual harassment or repeated verbal statements of a sexual nature by staff
- 06 Wrote letters, showed pictures, or offered gifts or special privileges to inmate
- 07 Sexual relationship between inmate and staff that appeared to be willing
- 08 Other – Specify _____
- 09 Level of coercion unknown

29. How many staff were involved in the incident?

Number of staff . . .

→ If more than two staff were involved, report their characteristics in Notes on page 5.

30. Staff #1: What was the gender of the staff?

- 01 Male
- 02 Female

31. Staff #1: What was the age of the staff at the time of the incident?

- 01 24 or younger
- 02 25–29
- 03 30–34
- 04 35–39
- 05 40–44
- 06 45–54
- 07 55 or older

32. Staff #1: What was the race/ethnic origin of the staff involved in the incident?

(Mark (X)) all that apply.)

- 01 White (not of Hispanic origin)
- 02 Black (not of Hispanic origin)
- 03 Hispanic or Latino
- 04 American Indian/Alaska Native (not of Hispanic origin)
- 05 Asian (not of Hispanic origin)
- 06 Native Hawaiian or Other Pacific Islander (not of Hispanic origin)
- 07 Other racial category in your information system – Specify _____

33. Staff #2: What was the gender of the staff?

- 01 Male
- 02 Female

34. Staff #2: What was the age of the staff at the time of the incident?

- 01 24 or younger
- 02 25–29
- 03 30–34
- 04 35–39
- 05 40–44
- 06 45–54
- 07 55 or older

35. Staff #2: What was the race/ethnic origin of the staff involved in the incident?

(Mark (X)) all that apply.)

- 01 White (not of Hispanic origin)
- 02 Black (not of Hispanic origin)
- 03 Hispanic or Latino
- 04 American Indian/Alaska Native (not of Hispanic origin)
- 05 Asian (not of Hispanic origin)
- 06 Native Hawaiian or Other Pacific Islander (not of Hispanic origin)
- 07 Other racial category in your information system – Specify _____

36. Was the staff involved in the incident an employee of the facility, a contractor, or a volunteer?

(Mark (X)) all that apply for all staff involved.)

- 01 Full or part time paid employee
- 02 Contract employee or vendor
- 03 Volunteer or intern
- 04 Other – Specify _____

37. What was the primary position description of the staff involved in the incident?

(Mark (X)) all that apply for all staff involved.)

- 01 Administrator, including wardens, superintendents, assistants and others in administrative positions
- 02 Correctional officer or supervisory staff
- 03 Clerical staff including secretaries, clerks, receptionists, and other administrative support
- 04 Maintenance and other facility support staff, including groundskeepers, janitors, cooks, and drivers
- 05 Medical or health care staff, including counselors, doctors, dentists, psychologists, psychiatrists, social workers, nurses, and medical assistants
- 06 Education staff, including instructors, teachers, librarians, and education assistants
- 07 Other program staff
- 08 Volunteers or Interns
- 09 Other staff – Specify _____

38. What sanction was imposed on the staff?

(Mark (X) all that apply for all staff involved.)

- 01 Sent to training or counseling
- 02 Reprimanded or disciplined
- 03 Demoted, diminished responsibilities, or suspended temporarily
- 04 Transferred to another facility or unit
- 05 Arrested or referred to law enforcement agency
- 06 Referred for prosecution or indicted
- 07 Convicted, plead guilty, sentenced, or fined
- 08 Discharged, terminated, or contract not renewed
- 09 Staff resigned (prior to completion of investigation)
- 10 Staff resigned (after investigation was completed)
- 11 Other – Specify ↴

- 12 No action taken

39. At the time of the incident, how long had the staff worked at the facility?

(Mark (X) all that apply for all staff involved.)

- 01 Less than 6 months
- 02 6 months to 1 year
- 03 1 to 5 years
- 04 5 to 10 years
- 05 More than 10 years

NOTES

Definitions

Sexual victimization

NONCONSENSUAL SEXUAL ACTS: Sexual contact of any person without his or her consent, or of a person who is unable to consent or refuse;

AND

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 a hand, finger, object, or other instrument.

ABUSIVE SEXUAL CONTACT (less severe): 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.

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

SEXUAL HARASSMENT BY ANOTHER INMATE: Repeated and unwelcome sexual advances, requests for sexual favors, or verbal comments, gestures, or actions of a derogatory or offensive sexual nature by one inmate directed toward another.

STAFF SEXUAL MISCONDUCT: Any behavior or act of a sexual nature directed toward an inmate 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 inmates are included in this definition. Consensual or nonconsensual sexual acts include—

Intentional touching, either directly or through the 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 gratification.

STAFF SEXUAL HARASSMENT: Repeated verbal comments or gestures of a sexual nature to an inmate by an employee, volunteer, contractor, official visitor, or other agency representative (exclude family, friends, or other visitors). Include demeaning references to gender; or sexually suggestive or derogatory comments about body or clothing;

OR

Repeated profane or obscene language or gestures.

Gender categories

TRANSGENDER: A person whose gender identity (i.e., internal sense of feeling male or female) is different from the person's assigned sex at birth.

INTERSEX: A person whose sexual or reproductive anatomy or chromosomal pattern does not seem to fit typical definitions of male or female. Intersex medical conditions are sometimes referred to as disorders of sex development.

**SURVEY OF SEXUAL VICTIMIZATION, 2020****Substantiated Incident Form (Juvenile)**

Incident Number ___ out of ___

1. On what date did the incident occur?*(If more than one date, report the most recent.)*Month Day Year
 2. In what facility did the incident occur?Name
City/Place
3. Where did the incident occur? (Mark (X) all that apply.)

- 01 In the victim's cell or room (e.g., if the victim and perpetrator share a cell or room, count as the victim's cell)
- 02 In the perpetrator's cell or room
- 03 In a dormitory or other multiple housing unit
- 04 In a common area (e.g., shower, dayroom, bathroom)
- 05 In a temporary holding cell or admissions area within the facility
- 06 In a program service area (e.g., commissary, kitchen, storage, laundry, cafeteria, workshop, hallway)
- 07 In an instructional area (e.g., classroom, school, library, conference room)
- 08 In a recreation area (e.g., yard, courtyard, gymnasium)
- 09 In a medical area (e.g., infirmary, health clinic)
- 10 In a staff area (office, break room, counselor's office)
- 11 Offsite or while in transit
- 12 Other – Specify
- 13 Location unknown

4. Did the incident take place in an area subject to video monitoring?

- 01 Yes
- 02 No
- 03 Don't know

5. What time did the incident occur?*(Mark (X) all that apply.)*

- 01 Morning (6 a.m. to noon)
- 02 Afternoon (noon to 6 p.m.)
- 03 Evening (6 p.m. to midnight)
- 04 Overnight (midnight to 6 a.m.)
- 05 Unknown

6. How many victims were involved in the incident?Number of victims . . . **→ If more than two victims were involved, report their characteristics in Notes on page 5.****7. Victim #1: What was the victim's sex or gender identity? (See definitions on page 5.)**

- 01 Male 03 Transgender
- 02 Female 04 Intersex

8. Victim #1: What was the victim's age at the time of the incident?

- 01 Under age 13 04 18–19
- 02 13–15 05 20–24
- 03 16–17 06 25 or older

9. Victim #1: What was the victim's race/ethnic origin? (Mark (X) all that apply.)

- 01 White (*not of Hispanic origin*)
- 02 Black (*not of Hispanic origin*)
- 03 Hispanic or Latino
- 04 American Indian/Alaska Native (*not of Hispanic origin*)
- 05 Asian (*not of Hispanic origin*)
- 06 Native Hawaiian or Other Pacific Islander (*not of Hispanic origin*)
- 07 Other racial category in your information system – Specify

10. Victim #2: What was the victim's sex or gender identity? (See definitions on page 5.)

- 01 Male 03 Transgender
- 02 Female 04 Intersex

11. Victim #2: What was the victim's age at the time of the incident?

- 01 Under age 13 04 18–19
- 02 13–15 05 20–24
- 03 16–17 06 25 or older

Burden Statement

Under the Paperwork Reduction Act, we cannot ask you to respond to a collection of information unless it displays a currently valid OMB control number. The burden of this collection is estimated to average 30 minutes per response, including reviewing instructions, searching existing data sources, gathering necessary data, and completing and reviewing this form. Send comments regarding this burden estimate or any aspect of this survey, including suggestions for reducing this burden, to the Director, Bureau of Justice Statistics, 810 Seventh Street, NW, Washington, DC 20531. Do not send your completed form to this address.

12. Victim #2: What was the victim's race/ethnic origin?

(Mark (X) all that apply.)

- 01 White (not of Hispanic origin)
- 02 Black (not of Hispanic origin)
- 03 Hispanic or Latino
- 04 American Indian/Alaska Native (not of Hispanic origin)
- 05 Asian (not of Hispanic origin)
- 06 Native Hawaiian or Other Pacific Islander (not of Hispanic origin)
- 07 Other racial category in your information system – Specify ↴

13. Did the victim(s) sustain any physical injury during the incident?

02 No (No injury sustained)

01 Yes → a. What injuries occurred?

(Mark (X) all that apply for all victims.)

- 01 Knife or stab wounds
- 02 Broken bones
- 03 Anal or vaginal tearing
- 04 Chipped or knocked out teeth
- 05 Internal injuries
- 06 Knocked unconscious
- 07 Bruises, black eye, sprains, cuts, scratches, swelling, welts
- 08 Other – Specify ↴

→ b. Did the victim(s) receive medical treatment for these injuries?

- 01 Yes
- 02 No

14. Who reported the incident?

(Mark (X) all that apply.)

- 01 Victim
- 02 Another youth (non-victim)
- 03 Victim's family or friend
- 04 Correctional officer or front line staff
- 05 Administrative staff
- 06 Medical, healthcare, or mental health staff
- 07 Instructor, teacher, or counselor
- 08 Other staff (e.g., kitchen worker, maintenance staff)
- 09 Chaplain or other religious official
- 10 Perpetrator
- 11 Perpetrator's family or friend
- 12 Grievance coordinator, grievance process, or ombudsperson
- 13 Attorney or legal guardian (e.g., other than family member)
- 14 Confidential informant, anonymous tip, hot line, or through monitoring (e.g., camera, telephone, or mail)
- 15 Other – Specify ↴

15. After the incident was reported, was the victim(s) – (Mark (X) all that apply for all victims.)

- 01 Given a medical examination
- 02 Administered a rape kit
- 03 Tested for HIV/AIDS
- 04 Tested for other sexually transmitted diseases
- 05 Provided with counseling or mental health treatment
- 06 Offered but declined testing or treatment
- 07 Already released/discharged
- 08 None of the above

16. After the incident was reported, was the victim(s) – (Mark (X) all that apply for all victims.)

- 01 Placed in or returned to administrative segregation, protective custody, or disciplinary segregation
- 02 Placed in a medical unit, ward, or hospital
- 03 Confined to own cell or room
- 04 Given a higher custody level/different unit within the facility
- 05 Transferred to another facility
- 06 Transferred to another housing unit or dorm, or given a single room or cell
- 07 Separated from perpetrator
- 08 Issued disciplinary report or loss of privileges
- 09 Placed in camera room, under closer surveillance, or increased supervision
- 10 Other – Specify ↴

11 None of the above

17. What type of sexual violence was involved in the incident? (See definitions on page 5.)

- 01 Youth-on-youth nonconsensual sexual act → Complete Section A, below
- 02 Youth-on-youth abusive contact → Complete Section A, below
- 03 Youth-on-youth sexual harassment → Complete Section A, below
- 04 Staff sexual misconduct → Complete Section B on pages 4-5
- 05 Staff sexual harassment → Complete Section B on pages 4-5

Section A – YOUTH-ON-YOUTH SEXUAL VICTIMIZATION

→ If the perpetrator was a staff member, go to Section B on pages 4-5.

18. How many youth perpetrators were involved in the incident?

Number of youth perpetrators _____

→ If more than two youth perpetrators were involved, report their characteristics in Notes on page 5.

19. Perpetrator #1: What was the youth perpetrator's sex or gender identity? (See definitions on page 5.)

- 01 Male 03 Transgender
02 Female 04 Intersex

20. Perpetrator #1: What was the youth perpetrator's age at the time of the incident?

- 01 Under age 13 04 18–19
02 13–15 05 20–24
03 16–17 06 25 or older

21. Perpetrator #1: What was the youth perpetrator's race/ethnic origin? (Mark (X) all that apply.)

- 01 White (not of Hispanic origin)
02 Black (not of Hispanic origin)
03 Hispanic or Latino
04 American Indian/Alaska Native (not of Hispanic origin)
05 Asian (not of Hispanic origin)
06 Native Hawaiian or Other Pacific Islander (not of Hispanic Origin)
07 Other racial category in your information system – Specify ↴

22. Perpetrator #2: What was the youth perpetrator's sex or gender identity? (See definitions on page 5.)

- 01 Male 03 Transgender
02 Female 04 Intersex

23. Perpetrator #2: What was the youth perpetrator's age at the time of the incident?

- 01 Under age 13 04 18–19
02 13–15 05 20–24
03 16–17 06 25 or older

24. Perpetrator #2: What was the youth perpetrator's race/ethnic origin? (Mark (X) all that apply.)

- 01 White (not of Hispanic origin)
02 Black (not of Hispanic origin)
03 Hispanic or Latino
04 American Indian/Alaska Native (not of Hispanic origin)
05 Asian (not of Hispanic origin)
06 Native Hawaiian or Other Pacific Islander (not of Hispanic Origin)
07 Other racial category in your information system – Specify ↴

25. What was the nature of the incident? (Mark (X) all that apply.)

- 02 Sexual harassment
03 Indecent exposure, masturbation, or voyeurism
04 Horseplay
05 Repeated and unwelcome sexual advances or requests for sexual favors
06 Unwanted touching for sexual gratification or abusive sexual contact
07 Pressure or coercion (without force) resulting in a nonconsensual sexual act
08 Physical force (or the threat of force) resulting in a nonconsensual sexual act
09 Other – Specify ↴

26. What type of pressure or physical force was used by the youth perpetrator on the victim? (Mark (X) all that apply for all perpetrators.)

- 01 Sexual harassment, sexual innuendo, or verbal comments
02 Persuasion or talked into sexual activity
03 Surprised the victim with unwanted touching, grabbing or groping, or victim was asleep
04 Bribery or blackmail
05 Gave victim drugs or alcohol
06 Offered protection from other youth
07 Threatened with physical harm
08 Physically held victim down or restrained in some way
09 Physically harmed or injured
10 Threatened with a weapon
11 Other – Specify ↴

12 None

27. What sanction was imposed on the perpetrator(s)? (Mark (X) all that apply for all perpetrators.)

- 01 Placed in solitary confinement or disciplinary segregation
02 Confined to own cell or room
03 Placed in higher custody level, restricted unit or program, within the same facility
04 Transferred to other unit/cell or separated from victim
05 Transferred to another facility
06 Loss of "good/gain" time or increase in "bad" time/delayed release
07 Given extra work
08 Loss of privileges, disciplinary report or conduct violation, or other reprimand
09 Sent to counseling or treatment team
10 Arrested or referred to law enforcement agency
11 Referred for prosecution or indicted
12 Convicted, given new sentence, or fined
13 Other – Specify ↴

Section B – STAFF-ON-YOUTH SEXUAL ABUSE

10 If the perpetrator was a youth, go to Section A on pages 2–3.

28. What was the nature of the incident?

(Mark (X) all that apply.)

- 01 Physical force resulting in a nonconsensual sexual act
- 02 Pressure or abuse of power resulting in a nonconsensual sexual act
- 03 Indecent exposure, invasion of privacy, or voyeurism for sexual gratification
- 04 Unwanted touching for sexual gratification
- 05 Sexual harassment or repeated verbal statements of a sexual nature by staff
- 06 Wrote letters, showed pictures, or offered gifts or special privileges to youth
- 07 Sexual relationship between youth and staff that appeared to be willing
- 08 Other – Specify _____
- 09 Level of coercion unknown

29. How many staff were involved in the incident?

Number of staff . . .

→ **If more than two staff were involved, report their characteristics in Notes on page 5.**

30. Staff #1: What was the gender of the staff?

- 01 Male
- 02 Female

31. Staff #1: What was the age of the staff at the time of the incident?

- 01 24 or younger
- 02 25–29
- 03 30–34
- 04 35–39
- 05 40–44
- 06 45–54
- 07 55 or older

32. Staff #1: What was the race/ethnic origin of the staff involved in the incident?

(Mark (X) all that apply.)

- 01 White (not of Hispanic origin)
- 02 Black (not of Hispanic origin)
- 03 Hispanic or Latino
- 04 American Indian/Alaska Native (not of Hispanic origin)
- 05 Asian (not of Hispanic origin)
- 06 Native Hawaiian or Other Pacific Islander (not of Hispanic origin)
- 07 Other racial category in your information system – Specify _____

33. Staff #2: What was the gender of the staff?

- 01 Male
- 02 Female

34. Staff #2: What was the age of the staff at the time of the incident?

- 01 24 or younger
- 02 25–29
- 03 30–34
- 04 35–39
- 05 40–44
- 06 45–54
- 07 55 or older

35. Staff #2: What was the race/ethnic origin of the staff involved in the incident?

(Mark (X) all that apply.)

- 01 White (not of Hispanic origin)
- 02 Black (not of Hispanic origin)
- 03 Hispanic or Latino
- 04 American Indian/Alaska Native (not of Hispanic origin)
- 05 Asian (not of Hispanic origin)
- 06 Native Hawaiian or Other Pacific Islander (not of Hispanic origin)
- 07 Other racial category in your information system – Specify _____

36. Was the staff involved in the incident an employee of the facility, a contractor, or a volunteer?

(Mark (X) all that apply for all staff involved.)

- 01 Full or part time paid employee
- 02 Contract employee or vendor
- 03 Volunteer or intern
- 04 Other – Specify _____

37. What was the primary position description of the staff involved in the incident?

(Mark (X) all that apply for all staff involved.)

- 01 Administrator, including wardens, superintendents, assistants and others in administrative positions
- 02 Correctional officer or supervisory staff
- 03 Clerical staff including secretaries, clerks, receptionists, and other administrative support
- 04 Maintenance and other facility support staff, including groundskeepers, janitors, cooks, and drivers
- 05 Medical or health care staff, including counselors, doctors, dentists, psychologists, psychiatrists, social workers, nurses, and medical assistants
- 06 Education staff, including instructors, teachers, librarians, and education assistants
- 07 Other program staff
- 08 Volunteers or Interns
- 09 Other staff – Specify _____

38. What sanction was imposed on the staff?

(Mark (X) all that apply for all staff involved.)

- 01 Sent to training or counseling
- 02 Reprimanded or disciplined
- 03 Demoted, diminished responsibilities, or suspended temporarily
- 04 Transferred to another facility or unit
- 05 Arrested or referred to law enforcement agency
- 06 Referred for prosecution or indicted
- 07 Convicted, plead guilty, sentenced, or fined
- 08 Discharged, terminated, or contract not renewed
- 09 Staff resigned (prior to completion of investigation)
- 10 Staff resigned (after investigation was completed)
- 11 Other – Specify ↗

- 12 No action taken

39. At the time of the incident, how long had the staff worked at the facility?

(Mark (X) all that apply for all staff involved.)

- 01 Less than 6 months
- 02 6 months to 1 year
- 03 1 to 5 years
- 04 5 to 10 years
- 05 More than 10 years

NOTES

Definitions

Sexual victimization

NONCONSENSUAL SEXUAL ACTS: Sexual contact of any person without his or her consent, or of a person who is unable to consent or refuse;

AND

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 a hand, finger, object, or other instrument.

ABUSIVE SEXUAL CONTACT (less severe): 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.

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

SEXUAL HARASSMENT BY ANOTHER YOUTH: 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 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 (exclude family, friends or other visitors).

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

Intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh, or buttocks that is unrelated to official duties or with 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 gratification.

STAFF SEXUAL HARASSMENT: Repeated verbal comments or gestures of a sexual nature to a youth by an employee, volunteer, contractor, official visitor, or other agency representative (exclude family, friends, or other visitors). Include demeaning references to gender; or sexually suggestive or derogatory comments about body or clothing;

OR

Repeated profane or obscene language or gestures.

Gender categories

TRANSGENDER: A person whose gender identity (i.e., internal sense of feeling male or female) is different from the person's assigned sex at birth.

INTERSEX: A person whose sexual or reproductive anatomy or chromosomal pattern does not seem to fit typical definitions of male or female. Intersex medical conditions are sometimes referred to as disorders of sex development.

Attachment 3

PREA Standards

Excerpt from *National Standards to Prevent, Detect, and Respond to Prison Rape*,
28 C.F.R. Part 115.

§ 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.

Attachment 4

SSV 2019 Sample Design

2019 Survey of Sexual Victimization - Adult Sample Design, Selection and Estimation

Privately operated State and Federal Prisons

The 2019 Census of State and Federal Adult Correctional Facilities (CCF), modified by adding a combination of Community facilities, serves as the frame for this sample. There are 406 privately-operated state and federal prisons with adult population on the file. BJS requested a sample size of 155 facilities for the 2019 sample. Some facilities are large compared to the rest, so we used a certainty cutoff to select some of the facilities as certainties due to size. A facility was declared a certainty due to size if it had an average daily population (ADP) of 321 adults or more. As a result 75 size certainties were included in the 2019 sample.

The rest of the file was serpentine-sorted by region, state, and ADP. Region is the region of the country where the facility is located: Northeast, Midwest, South, or West.

We used PROC SURVEYSELECT in SAS to select a systematic probability proportional to size sample.

Each noncertainty privately-operated state or federal prison selected in sample was assigned a weight based on its measure of size. The weights are shown in Table 1.

We verify the sample weights by using Horvitz-Thompson estimation. We use the sample to estimate the national ADP. The estimated national ADP is $\hat{Y}_{HT} = \sum_{i=1}^{155} [(y_i)(weight_i)]$ where y_i is the ADP of the i^{th} sample unit. The national ADP is 120,243.00.

Table 2 shows the estimated coefficients of variation (CVs) for this sample design.

**Table 1. 2019 SSV Privately-operated State and Federal Prison Component
– Sample Units Weight Assignment and Average Daily Population (ADP) Estimates**

Obs	State unit/observation is from	Measure of size	Weight	Measure of size * weight (ADP Estimation)
1	IL	321	1.0000	321.00
2	IN	865	1.0000	865.00
3	IN	3,149	1.0000	3,149.00
4	OH	2,454	1.0000	2,454.00
5	OH	1,802	1.0000	1,802.00
6	PA	1,780	1.0000	1,780.00
7	PA	381	1.0000	381.00

Obs	State unit/observation is from	Measure of size	Weight	Measure of size * weight (ADP Estimation)
8	NJ	479	1.0000	479.00
9	NJ	404	1.0000	404.00
10	NJ	389	1.0000	389.00
11	NJ	339	1.0000	339.00
12	FL	954	1.0000	954.00
13	FL	962	1.0000	962.00
14	FL	1,228	1.0000	1,228.00
15	FL	1,860	1.0000	1,860.00
16	FL	1,935	1.0000	1,935.00
17	FL	1,968	1.0000	1,968.00
18	GA	2,703	1.0000	2,703.00
19	GA	2,621	1.0000	2,621.00
20	GA	1,859	1.0000	1,859.00
21	GA	1,591	1.0000	1,591.00
22	GA	1,499	1.0000	1,499.00
23	GA	1,137	1.0000	1,137.00
24	KY	839	1.0000	839.00
25	LA	1,125	1.0000	1,125.00
26	LA	1,125	1.0000	1,125.00
27	LA	652	1.0000	652.00
28	MS	1,251	1.0000	1,251.00
29	MS	1,000	1.0000	1,000.00
30	MS	915	1.0000	915.00
31	MS	909	1.0000	909.00
32	NC	1,351	1.0000	1,351.00
33	OK	2,532	1.0000	2,532.00
34	OK	1,909	1.0000	1,909.00
35	OK	1,669	1.0000	1,669.00
36	OK	1,655	1.0000	1,655.00
37	TN	2,538	1.0000	2,538.00

Obs	State unit/observation is from	Measure of size	Weight	Measure of size * weight (ADP Estimation)
38	TN	1,972	1.0000	1,972.00
39	TN	1,623	1.0000	1,623.00
40	TN	1,507	1.0000	1,507.00
41	TX	400	1.0000	400.00
42	TX	488	1.0000	488.00
43	TX	500	1.0000	500.00
44	TX	508	1.0000	508.00
45	TX	513	1.0000	513.00
46	TX	513	1.0000	513.00
47	TX	520	1.0000	520.00
48	TX	883	1.0000	883.00
49	TX	924	1.0000	924.00
50	TX	976	1.0000	976.00
51	TX	1,040	1.0000	1,040.00
52	TX	1,067	1.0000	1,067.00
53	TX	1,156	1.0000	1,156.00
54	TX	1,635	1.0000	1,635.00
55	TX	1,708	1.0000	1,708.00
56	TX	1,764	1.0000	1,764.00
57	TX	1,954	1.0000	1,954.00
58	VA	1,556	1.0000	1,556.00
59	NM	503	1.0000	503.00
60	NM	578	1.0000	578.00
61	NM	705	1.0000	705.00
62	NM	1,259	1.0000	1,259.00
63	ID	423	1.0000	423.00
64	CO	681	1.0000	681.00
65	CO	1,410	1.0000	1,410.00
66	CO	1,767	1.0000	1,767.00
67	CA	2,088	1.0000	2,088.00

Obs	State unit/observation is from	Measure of size	Weight	Measure of size * weight (ADP Estimation)
68	CA	354	1.0000	354.00
69	AZ	483	1.0000	483.00
70	AZ	491	1.0000	491.00
71	AZ	715	1.0000	715.00
72	AZ	1,274	1.0000	1,274.00
73	AZ	1,635	1.0000	1,635.00
74	AZ	1,971	1.0000	1,971.00
75	AZ	3,332	1.0000	3,332.00
76	MN	31	10.1681	315.21
77	TX	166	1.8989	315.21
78	TX	40	7.8803	315.21
79	MT	195	1.6165	315.21
80	OH	148	2.1298	315.21
81	CO	117	2.6941	315.21
82	FL	80	3.9402	315.21
83	TX	179	1.7610	315.21
84	FL	154	2.0468	315.21
85	MA	207	1.5228	315.21
86	PA	96	3.2835	315.21
87	WY	26	12.1236	315.21
88	CO	107	2.9459	315.21
89	NC	30	10.5071	315.21
90	ND	42	7.5051	315.21
91	OH	225	1.4009	315.21
92	LA	35	9.0061	315.21
93	TX	71	4.4396	315.21
94	CO	195	1.6165	315.21
95	PA	36	8.7559	315.21
96	MT	58	5.4347	315.21
97	KY	305	1.0335	315.21

Obs	State unit/observation is from	Measure of size	Weight	Measure of size * weight (ADP Estimation)
98	KY	90	3.5024	315.21
99	CA	115	2.7410	315.21
100	TX	270	1.1675	315.21
101	TN	100	3.1521	315.21
102	KY	64	4.9252	315.21
103	NM	128	2.4626	315.21
104	KY	144	2.1890	315.21
105	FL	124	2.5420	315.21
106	MO	200	1.5761	315.21
107	KY	55	5.7311	315.21
108	TX	273	1.1546	315.21
109	DC	25	12.6085	315.21
110	NJ	72	4.3780	315.21
111	TX	195	1.6165	315.21
112	CA	42	7.5051	315.21
113	PA	210	1.5010	315.21
114	KY	75	4.2028	315.21
115	AK	101	3.1209	315.21
116	FL	116	2.7173	315.21
117	CO	75	4.2028	315.21
118	OH	99	3.1840	315.21
119	MI	133	2.3700	315.21
120	NJ	263	1.1985	315.21
121	NJ	177	1.7809	315.21
122	TX	136	2.3177	315.21
123	CT	61	5.1674	315.21
124	CT	15	21.0142	315.21
125	TX	95	3.3180	315.21
126	MT	99	3.1840	315.21
127	RI	35	9.0061	315.21

Obs	State unit/observation is from	Measure of size	Weight	Measure of size * weight (ADP Estimation)
128	IL	197	1.6001	315.21
129	OR	93	3.3894	315.21
130	OK	185	1.7039	315.21
131	OK	74	4.2596	315.21
132	CT	42	7.5051	315.21
133	CA	58	5.4347	315.21
134	FL	134	2.3523	315.21
135	IN	70	4.5030	315.21
136	FL	26	12.1236	315.21
137	TX	59	5.3426	315.21
138	PA	152	2.0738	315.21
139	FL	105	3.0020	315.21
140	GA	82	3.8441	315.21
141	HI	72	4.3780	315.21
142	IL	195	1.6165	315.21
143	MT	151	2.0875	315.21
144	OH	75	4.2028	315.21
145	OH	107	2.9459	315.21
146	NJ	258	1.2218	315.21
147	NJ	34	9.2710	315.21
148	FL	145	2.1739	315.21
149	KS	54	5.8373	315.21
150	OK	278	1.1339	315.21
151	OH	44	7.1639	315.21
152	TX	120	2.6268	315.21
153	TX	179	1.7610	315.21
154	OH	128	2.4626	315.21
155	OH	11	28.6557	315.21
				120,243.00

Table 2. 2019 SSV Privately-operated State and Federal Prison Component – Variance and CVs for Estimates of Confined Males and Females

Estimate	Estimated variance	Total	CV
f_confined_females	1,401,968.22	21,831	5.4%
f_confined_male	3,044,882.68	338,640	0.5%

Private Jails

29 open private jails 2019 Census of Jails file

For the 2019 Survey of Sexual Victimization (SSV) Private jail sample, the Bureau of Justice Statistics (BJS) requested a sample of 15 of the private jails with adult population, with the units selected with probability proportional to size. The measure of size is the average daily population (ADP) of adults from the 2019 Census of Jails file.

We selected private jails with certainty if they had 1,000 or more ADP. There were 4 certainties due to size. We selected the remaining 11 units in sample with probability proportional to size after serpentine sorting the file by region, two digit state code, and ADP. Region is the region of the country where the jurisdiction is located: Northeast, Midwest, South, or West.

Table 1 shows the weights.

The 29 private jails on the frame have a total ADP of 17,313. We verify the sample weights by using Horvitz-Thompson estimation. We use the sample to estimate the total ADP. The estimated total is $\hat{Y}_{HT} = \sum_{i=1}^{15} [(y_i)(weight_i)]$ where y_i is the ADP of the i^{th} unit in the sample.

Table 2 shows the estimated coefficients of variation for this sample design. All of the private jails reported complete data for confined females, confined males, female ADP, male ADP, newly admitted females, and newly admitted males.

Table 1. Private Jails sample design table

Region	Measure of size	Sampling Weight	Measure of size * Sampling Weight
Midwest	859	1.16425	1,000.09
South	610	1.63949	1,000.09
South	675	1.48162	1,000.09
South	742	1.34783	1,000.09
South	851	1.17519	1,000.09
South	818	1.22261	1,000.09
South	954	1.04831	1,000.09

Region	Measure of size	Sampling Weight	Measure of size * Sampling Weight
South	724	1.38134	1,000.09
South	454	2.20284	1,000.09
South	418	2.39256	1,000.09
West	283	3.53389	1,000.09
Midwest	1,224	1.00000	1,224.00
South	1,866	1.00000	1,866.00
Northeast	1,796	1.00000	1,796.00
South	1,426	1.00000	1,426.00
			17,313.00

Table 2. Estimated coefficients of variation for this sample design

Item Estimated	2019 Total	Estimated Variance	CV
Confined females	1,914	65,988.16	13.4%
Confined males	15,983	263,604.87	3.2%
Confined persons	17,897	227,750.01	2.7%
Female ADP	2,233	73,808.03	12.2%
Male ADP	15,080	114,968.03	2.2%
Newly admitted females	18,647	32,563,130.85	30.6%
Newly admitted males	112,162	431,376,570.50	18.5%
New admissions	130,809	672,145,739.81	19.8%

Public Jails

2,882 public jails on the 2019 Census of Jails file

The Bureau of Justice Statistics (BJS) requested a sample size of 700, with the largest public jail in each state¹ selected with certainty to meet the requirements of the Prison Rape Elimination Act of 2003. The measure of size is the average daily population (ADP).

¹ There are public jails in 45 states and the District of Columbia. There are five states with no public jails: Connecticut, Delaware, Hawaii, Rhode Island, and Vermont.

We used an extract of the 2019 Census of Jails file as the frame.

We chose the largest unit in each state (46 units) as certainties. We chose an additional 105 units as certainties due to size (ADP of 1,000 or more). The remaining 549 units were selected using a stratified systematic random sample. There are three noncertainty strata for those units with less than 1,000 ADP.

We used the cumulative $\sqrt{f(y)}$ method (Cochran, *Sampling Techniques*, 1977 edition, p. 129) to determine the noncertainty stratum boundaries. Table 1 shows the strata.

We used ADP to stratify the sample, with the allocation to strata based on the number of confined persons on December 31, 2019. We calculated an optimal allocation to the strata for the number of confined persons.

The noncertainty strata were serpentine-sorted by region, two digit state code, and ADP. Region is the region of the country where the jurisdiction is located: Northeast, Midwest, South, or West.

Table 1 shows the weights for this sample design. Table 2 shows the estimated coefficients of variation of this sample design.

Table 1. Public Jails Adult Sample Results

Stratum Number	Description	Units in the 2019 Census of Jails File	Units in Sample	Sample Weight
1	Largest jail in each state	46	46	1.0000
2	Certainties due to size (1,000+ ADP)	105	105	1.0000
3	Jails with 0 to 91 ADP	1,679	209	6.9330
4	Jails with 92 to 280 ADP	466	144	5.4930
5	Jails with 281 to 999 ADP	586	196	2.5051
		2,882	700	

Table 2. Coefficients of Variation for the Public Jails Sample Estimates

Item Estimated	Coefficient of Variation
Confined males	1%
Confined females	1.5%
Newly admitted males	2.0%
Newly admitted females	2.2%

Item Estimated	Coefficient of Variation
New admissions	2.0%
Male ADP	0.9%
Female ADP	1.1%

Adult Tribal Jails

60 units on the extract from the 2019 Jails in Indian Country

The Bureau of Justice Statistics (BJS) requested a sample of 25 units from the 60 units listed on the 2019 Jails in Indian Country.

We selected the sample using probability proportional to size, with the adjusted average daily population (ADP) as the measure of size. The adjusted ADP was the maximum of (1, estimated ADP).

Seven units were relatively large compared to the rest of the units in the frame, so we selected them as certainty units based on size. The size cutoff for certainty units was ADP of 104 or more.

The rest of the file was serpentine-sorted by two-digit state code and ADP.

The 25 tribal facilities selected for the sample have weights based on their measure of size. Table 1 shows the weights.

The 60 tribal facilities on the frame have a total ADP of 2,473. We verify the sample weights by using Horvitz-Thompson estimation. We use the sample to estimate the total ADP. The estimated total is $\hat{Y}_{HT} = \sum_{i=1}^{25} [(y_i)(SamplingWeight_i)]$ where y_i is the ADP of the i^{th} unit in the sample.

Table 2 shows the estimated coefficients of variation for this sample design.

Table 3. Tribal Sample for 2019 SSV

Obs	Adjusted measure of size	Sampling Weight	Adjusted measure of size * Sampling Weight
1	76	1.06433	80.89
2	56	1.44444	80.89
3	30	2.69630	80.89
4	32	2.52778	80.89
5	48	1.68519	80.89
6	86	0.94057	80.89
7	37	2.18619	80.89
8	40	2.02222	80.89
9	72	1.12346	80.89
10	17	4.75817	80.89
11	20	4.04444	80.89

Obs	Adjusted measure of size	Sampling Weight	Adjusted measure of size * Sampling Weight
12	49	1.65079	80.89
13	33	2.45118	80.89
14	27	2.99588	80.89
15	48	1.68519	80.89
16	41	1.97290	80.89
17	49	1.65079	80.89
18	48	1.68519	80.89
19	135	1.00000	135.00
20	275	1.00000	275.00
21	133	1.00000	133.00
22	108	1.00000	108.00
23	105	1.00000	105.00
24	113	1.00000	113.00
25	148	1.00000	148.00
			2,473.00

Table 4. Estimated coefficients of variation for this sample design

Estimate	Estimated variance	2019 total	CV
Female Adults	2,246.16	599	7.9%
Male Adults	12,860.65	1,930	5.9%
Total Adults	17,850.44	2,529	5.3%

We use the Rao-Hartley formula to estimate the variance for this sample design. The variance is given by

$$V(\hat{Y}) \approx \sum_{i=1}^N \pi_i \left[1 - \frac{(n-1)}{n} \pi_i \right] \left(\frac{y_i}{\pi_i} - \frac{Y}{n} \right)^2.$$

The third term in the formula gets large quickly when the y for the unit is small (say one female adult or one male adult) and the probability of selection π is also small (which happens when the facility has ADP of 1).

2019 Survey of Sexual Victimization – Juvenile Sample Design, Selection and Estimation

For the 2019 Survey of Sexual Victimization (SSV) juvenile facility sample, the Bureau of Justice Statistics (BJS) requested a sample design similar to that used for the 2018 juvenile facility sample. Note that we select tribal juvenile facilities from the Jails in Indian Country file, not the Juvenile Residential Facility Census (JRFC) file. Facilities that hold zero juvenile offenders on reference day are not eligible for the 2019 SSV sample.

To understand this year’s design, we need to look at how we categorize the facilities in the sample frame. The 2018 JRFC with updates from the 2019 Census of Juveniles in Residential Placement serves as the frame for the 2019 SSV.

Table 1. 2019 Initial SSV juvenile non-tribal facility sampling frame

2,073	open non-tribal facilities in the 50 states and DC in the 2018 JRFC file
600	non-tribal facilities in the 50 states and DC that held zero juvenile offenders on reference day
1,473	non-tribal facilities in the 50 states and DC in the 2018 JRFC file that held at least one juvenile offender on reference day

The initial certainty requirements asked that all state central reporters and facilities that report separately be included in the sample with certainty. We are treating all facilities in DC as state-operated for the purposes of SSV. Each state gets a form that asks that they report for all-state operated facilities. The rest of the sample comes from the remainder of the sampling frame, to produce a sample of 530 non-state units.

Of the 530 non-state units in sample, 37 units are in sample with certainty as the largest locally-operated facility in the state, and 47 are in with certainty as the largest privately-operated facility in the state. We select 446 noncertainty units to fill out the sample.

Table 2. Certainty and noncertainty counts on the 2019 frame*

329	state central reporters and facilities that report separately – initial certainties
37	local facility certainties (largest in the state)
522	local noncertainty facilities
47	private facility certainties (largest in the state)
538	private noncertainty facilities
1,060	Subtotal – initial noncertainties in the frame
413	Subtotal – initial certainties in the frame
1,473	Non-tribal facilities in the 50 states and DC in the 2018 JRFC file that held at least one juvenile offender on reference day

*The lines for certainty sampling units are shaded. The lighter color indicates the largest local and private facilities (non-state central reporters) in the state.

By law, we need a 10-percent sample of the non-state detention centers, locally-operated facilities, and privately-operated facilities totaling 1,060 facilities. By allocating the 446 sample units proportionally

across strata as shown in Table 4, we meet or exceed the 10-percent requirement. The measure of size for this sample is the number of persons assigned to beds.

Table 3. Facility and person counts for the noncertainty strata

Stratum	Facility count	Persons assigned to beds
Midwest detention facilities	149	2,766
Northeast detention facilities	45	631
South detention facilities	132	3,101
West detention facilities	102	2,749
Local non-commitment facilities	22	216
Local commitment facilities	109	2,716
Private facilities	501	10,423
	1,060	22,602

Table 4. Proportionally allocating the sample across noncertainty strata

Stratum	Proposed sample size
Midwest detention facilities	55
Northeast detention facilities	12
South detention facilities	61
West detention facilities	54
Local non-commitment facilities	4
Local commitment facilities	54
Private facilities	206
	446

From Table 2, the initial certainties were 413 and initial noncertainties were 1,060 and planned noncertainty sample size was 446. Sixty-six non-state detention centers are too large compared to the rest of the facilities in their strata, so we declare them certainties due to size and reassign them to stratum 40E in the sample design table, Table 5. There are twenty-eight locally-operated facilities that are too large compared to the rest of the facilities in their strata, so we declare them certainties due to size and reassign them to stratum 53. Seventy-four private facilities are too large compared to the rest of the facilities in their stratum, so we declare them certainties due to size and reassign them to stratum 63. In addition, the 19 tribal juvenile facilities from the Jails in Indian Country file are assigned to stratum 15, also as certainties. With the addition of these 187 certainties, the certainties total is now 600 facilities.

Once these new certainties—the state-central reporters and facilities that report separately (stratum 10), the tribal juvenile facilities from the Jails in Indian Country file (stratum 15), largest locally-operated facility in each state (stratum 20), detention facilities that are certainties due to size (stratum 40E), largest privately-operated facility in each state (stratum 30), the local facility certainties due to size (stratum 53), and the private facility certainties due to size (stratum 63)-- were determined, those records were removed prior to the sample selection. By subtracting the 168 (187-19; i.e., new

certainties, minus the 19 units from stratum 15 which were never noncertainties), from the revised frame and sample noncertainty counts from Tables 3 and 4 (1,060 and 446, respectively), leaves us with 892 in the frame and 278 noncertainty sample facilities. Prior to sampling the 892 noncertainty facilities were serpentine-sorted by region, two-digit state code, collapsed facility type, and persons assigned to beds within each stratum. Then we used PROC SURVEYSELECT in SAS to select a systematic probability proportional to size sample. The results of the final sample are provided in Table 5, where certainty strata are shaded while noncertainty strata are not.

Table 5. Juvenile facilities sample design table*

Stratum Number	Description	N	n
10	State central reporters and facilities that report separately	329	329
15	Tribal juvenile facilities from the Jails in Indian Country file	19	19
20	Largest locally-operated facility in each state	37	37
30	Largest privately-operated facility in each state	47	47
40A	Midwest detention centers	138	44
40B	Northeast detention centers	41	8
40C	South detention centers	109	38
40D	West detention centers	74	26
40E	Detention facility certainties due to size	66	66
51	Local non-commitment	22	4
52	Local commitment	81	26
53	Local facility certainties due to size	28	28
60	Private facilities	427	132
63	Private facility certainties due to size	74	74
Certainties	Subset – Local, private, and detention facilities noncertainties converted to certainties due to size (165)		
	Final certainty subtotal	600	600
Noncertainties	Final noncertainty subtotal	892	278
Overall Total		1,492	878

*The certainty strata are shaded. The lighter color stratum number rows (strata 40E, 53, and 63) indicates noncertainty cases converted to certainty due to their size.

Calculating the coefficients of variation for this sample²

We use the Rao-Hartley formula to estimate the variance of this sample design. The variance is given by

$$V(\hat{Y}) \approx \sum_1^N \pi_i \left[1 - \frac{(n-1)}{n} \pi_i \right] \left(\frac{y_i}{\pi_i} - \frac{Y}{n} \right)^2$$

where π_i is the probability that the i^{th} unit is selected for the sample. For more details, see equation 5.17 in Harley and Rao (1962).

Table 6. Estimated coefficients of variation for this sample design

Level of estimate	Estimate	Estimated variance	2018 total	CV
National	Juvenile offenders	20,385.76	36,671	0.4%

² The calculations for the coefficients of variation do not include the 19 tribal facilities from the Jails in Indian Country (JIC) file because comparable data on juvenile offenders and juvenile non-offenders were not available on the JIC file.

National	Juvenile non-offenders	18,508.35	5,524	2.5%
Non-state detention facilities	Juvenile offenders	3,533.58	11,548	0.5%
Non-state detention facilities	Juvenile non-offenders	1,462.90	277	13.8%

Verification of the sample produced by the Public Sector Statistical Methods Branch

The Public Sector Statistical Methods Branch of the Economic Statistical Methods Division selected the locally-operated and privately-operated facility records for this sample. The Criminal Justice Branch of the Economic Reimbursable Surveys Division prepared the mailout records for the state-operated units in stratum 10, and the 19 tribal juvenile facilities from the Jails in Indian Country file in stratum 15.

The file produced by the Public Sector Statistical Methods Branch has 530 records. We can verify the sample selection by estimating the total number of persons assigned to beds for locally-operated and privately-operated facilities. There are 22,602 persons assigned to beds in locally-operated and privately-operated facilities in the 2018 JRFC that are in-scope for the 2019 SSV.

We use the Horvitz-Thompson estimator to estimate the total number of persons assigned to beds.

$$\hat{Y}_{HT} = \sum_{i=1}^{530} y_i (\text{weight}_i)$$

where y_i is the total number of persons assigned to beds for the i^{th} facility, and weight_i is the weight assigned to the i^{th} facility in the file produced by the Public Sector Statistical Methods Branch.

Table 7. Estimated total number of persons assigned to beds in the locally-operated and privately-operated facilities in the juvenile sample

Stratum number	Facilities in sample	Estimated total
20	37	2,756
30	47	3,718
40A	44	2,132
40B	8	406
40C	38	1,666
40D	26	961
40E	66	4,082
51	4	216
52	26	1,119
53	28	1,597
60	132	5,682
63	74	4,741

Stratum number	Facilities in sample	Estimated total
	530	29,076

References

“Sampling with Unequal Probabilities and without Replacement”
Hartley, H.O. and Rao, J.N.K.
The Annals of Mathematical Statistics, Vol. 33, No. 2. (Jun., 1962), pp. 350 – 374.


Attachment 5

SSV External Screenshots

Attachment 5 – SSV External screenshots

SSV Welcome Page

Bureau of Justice Statistics



2019 Survey of Sexual Victimization

OMB No. 1121-0292: Approval Expires 9/30/2021

Please Login

Welcome to the Survey of Sexual Victimization. As you may know, the Bureau of Justice Statistics (BJS) is tasked with annual data collection responsibilities under PREA. The Act requires BJS to "carry out, for each calendar year, a comprehensive statistical review and analysis of the incidence and effects of prison rape." In completing this task, BJS collects information on the characteristics of these incidents to aid correctional administrators in addressing the prevention, reporting, investigation, and prosecution of such incidents. We hope that you will take the time to complete this survey.

- Login by entering the appropriate information and press the "Login" button
- UserID and Password are case sensitive

UserID:

Password:

Change Password After Login

[Forgot Password](#)

Please note: sessions will expire (requiring you to log back in) after 20 minutes of inactivity. Any unsaved data will be lost.









For questions regarding this survey, contact:
Greta Clark
govs.ssv@census.gov
Phone: 1-800-253-2078
Fax: 1-888-262-3974

U.S. Census Bureau Notice and Consent Warning

You are accessing a United States government computer system. This Census Bureau computer system is provided for the collection of survey information. Any information you enter into this system is confidential. It may be used by the Census Bureau for statistical purposes. If you want to know more about how your privacy is protected, visit our online privacy webpage at <https://www.census.gov/labou/ipo/ceas/privacy/privacy-policy.html>

Use of this system indicates your consent to collection, monitoring, recording, and use of the information you provide for any lawful government purpose. So that our network remains safe and available for its intended use, network traffic is monitored to identify unauthorized attempts to access, upload, change information, or otherwise cause damage to the web service. Use of a government computer network for unauthorized purposes is a violation of federal law and punishable by fines or imprisonment (Public Law 99-474).

You must have the [Adobe Acrobat](#) reader installed to view and print the survey form.

- [SSV-1](#) (size 152kb)  Federal Bureau of Prisons
- [SSV-2](#) (size 153kb)  State Prison Systems
- [SSV-3](#) (size 157kb)  Local Jail Jurisdictions
- [SSV-4](#) (size 143kb)  Other Correctional Facilities
- [SSV-5](#) (size 145kb)  State Juvenile Systems
- [SSV-6](#) (size 145kb)  Locally or Privately-Operated Juvenile Facilities
- [SSV-IA](#) (size 171kb)  Adult Incident Form
- [SSV-IJ](#) (size 152kb)  Juvenile Incident Form

[FAQ](#) [Burden Statement](#) [Accessibility](#) [Privacy Policy](#) [Security](#)



Frequently Asked Questions (FAQs)

Question

What are my options for completing and submitting the survey?

Answer

You can complete the survey using the Web-based form or if you prefer, you can use the fillable pdfs available at the bottom of the SSV Welcome Page (<https://ssv.census.gov/>), or on the BJS website <https://www.bjs.gov/index.cfm?ty=dcdetail&iid=406#Questionnaires>

Surveys can also be mailed to **U.S. Census Bureau, P.O. Box 5000, Jeffersonville, IN 47199-5000**, or faxed toll-free to **1-888-262-3974**. Please note that responding via the Web-based form ensures immediate receipt of your submission. The Web-based form also provides built-in data checks, which reduce the need for follow-up phone calls.

Question

How do I change the font size?

Answer

Go to the *View* option on the menu bar. Click on *Text size,*” then select the desired font size.

Question

If I have to exit the Web-based form before completing the survey, will I lose the data that I have already entered?

Answer

Your data is automatically saved each time you click on the *Next* button at the bottom of each page. On the last page of the summary form, click the *Save* button before you move onto the incident forms. You may re-enter the Web-based form at a later time and continue to enter data.

Question

Is there a time limit on how long I can use the Web-based form?

Answer

There is no time limit. You may remain in the Web-based form as long as it takes to complete the survey. However, the system will time out after 20 minutes of no activity. Activity includes entering text, advancing to the next page, and clicking save. If the system times out, all unsaved data will be lost and you will need to log in again.

Question

I entered the Web-based form and completed the *DATA SUPPLIED BY* information. When I attempted to advance to page two, I received a “page cannot be displayed” message. What should I do?

Answer

Attachment 5 – SSV External screenshots



Frequently Asked Questions (FAQs)

The browser security level on your computer might need to be adjusted. Go to the *Tools* option on the menu bar. Select *Internet Options*, then click on *Privacy*. Move the slider to *Medium*, then try to go to page two again. When you have completed the Web-based form and have clicked on the *Submit Form* button, you can repeat the same steps and return the slider in the *Privacy* section to its original position.

Question

There were no allegations of sexual victimization at my facility for the calendar year referenced in the survey. Do I still need to complete a form?

Answer

Yes, if you received a form from us. Please enter zeros if there were no allegations of sexual victimization.

Question

I have entered all my data but am unable to submit my form. What should I do?

Answer

The *Submit* button will be disabled if there are discrepancies in the total number of substantiated incidents reported within your Summary form or between your Summary and Incident forms. There are two ways to check for discrepancies.

First, click on the *Edit Data* button at the bottom of the last page of the Summary form. If there are discrepancies within your Summary form, a red message will appear across the top of the screen. It will tell you if you need to check the sum of the substantiated allegations for each of the five types of victimization reported on the Summary form. This sum needs to match the *total substantiated allegations* reported in the last item on the last page of the Summary form. Click the *Edit Data* button again to confirm that discrepancies within the Summary form have been reconciled.

Second, if you are still unable to submit your data, check whether you provided an Incident form for each substantiated incident reported on the Summary form. From the last page of the Summary form, click on the *Incidents* button. This will take you to the *Summary of Substantiated Allegations* table at the bottom of the page. To the right of this table, you will see a new, detailed table.

This table was created to assist you in identifying discrepancies between your Summary and Incident forms. It contains the overall total number of substantiated incidents you provided on the Summary form, broken out by type of sexual victimization—Nonconsensual Sexual Acts (NCSA), Abusive Sexual Contacts (ASC), inmate-on-inmate Sexual Harassment (SH), Staff Sexual Misconduct (SSM), and Staff-on-inmate Sexual Harassment (SSH). It also contains the overall total number of Incident forms you completed, broken out by type. The last column shows any discrepancies. If the number in the Difference column does not equal zero, then the number of

Attachment 5 – SSV External screenshots

Frequently Asked Questions (FAQs)

Incident forms does not match the number of substantiated incidents reported on the Summary form. **If the overall totals do not match, you cannot submit your form.**

Question

How do I make changes to a report that has already been submitted?

Answer

It is best to double-check your answers prior to submitting the forms. Please, always keep a copy for your own records. However, if you determine that you need to change a response after submission, contact Greta Clark, greta.b.clark@census.gov

Question

Whom do I call if I need more help or have other questions about filling out the form?

Answer

Click on *Contact Us*, call Greta Clark, U.S. Census Bureau, toll-free at 1-800-253-2078 or by email at greta.b.clark@census.gov

Attachment 5 – SSV External screenshots
Burden Statement

Bureau of Justice Statistics



2019 Survey of Sexual Victimization

Burden Statement

FOR SSV-1, SSV-2, and SSV-5

Under the Paperwork Reduction Act, we cannot ask you to respond to a collection of information unless it displays a currently valid OMB control number. The burden of this collection is estimated to average 60 minutes per response, including reviewing instructions, searching existing data sources, gathering necessary data, and completing and reviewing this form. Send comments regarding this burden estimate or any aspect of this survey, including suggestions for reducing this burden, to the Director, Bureau of Justice Statistics, 810 Seventh Street, NW, Washington, DC 20531 or e-mail, askbjs@usdoj.gov.

FOR SSV3, SSV4, SSV6, SSV-IA and SSV-IJ

Under the Paperwork Reduction Act, we cannot ask you to respond to a collection of information unless it displays a currently valid OMB control number. The burden of this collection is estimated to average 30 minutes per response, including reviewing instructions, searching existing data sources, gathering necessary data, and completing and reviewing this form. Send comments regarding this burden estimate or any aspect of this survey, including suggestions for reducing this burden, to the Director, Bureau of Justice Statistics, 810 Seventh Street, NW, Washington, DC 20531. Do not send your completed form to this address.

OMB No. 1121-0292: Approval Expires 9/30/2021

[FAQ](#)

[Burden Statement](#)

[Accessibility](#)

[Privacy Policy](#)

[Security](#)

Attachment 5 – SSV External screenshots

Accessibility

VI. Accessibility

82

The U.S. Census Bureau is committed to providing accessible Information and Communication Technology (ICT) to individuals with disabilities, including members of the public and federal employees, by meeting or exceeding the requirements of Section 508 of the Rehabilitation Act of 1973. In addition, the Census Bureau is also committed to ensuring accessibility of our buildings and facilities as required by the Architectural Barriers Act, 42 U.S. Code 4151 through 4157.

Section 508 of the Rehabilitation Act of 1973, as Amended (29 U.S. Code 794d)

Section 508 of the Rehabilitation Act of 1973, as amended, requires agencies, during the procurement, development, maintenance, or use of ICT, to ensure that individuals with disabilities have access to and use of ICT information and data comparable to the access and use afforded to individuals without disabilities (i.e., ICT accessibility), unless an undue burden would be imposed on the agency. More information on Section 508 and the technical standards can be found at www.section508.gov.

If you have feedback, questions, or concerns relating to the accessibility of any content that interferes with your ability to access the information on the Census Bureau's Web site, please contact (301)763-1508 or e-mail census.508.accessibility@census.gov for assistance.

If you believe that the ICT used by the Census Bureau does not comply with Section 508 of the Rehabilitation Act, you may file a Section 508 complaint by contacting the Census Bureau Accessibility Section 508 Program office at (301)763-1508 or census.508.accessibility@census.gov.

To enable us to respond in a manner most helpful to you, please indicate the nature of your accessibility problem, the preferred format in which to receive the material, the Web address (URL) of the material with which you are having difficulty, and your contact information.

Links to Third Party Web sites

Some pages on this Web site may contain links to third party sites not operated by the Census Bureau. These sites may not adhere to similar privacy, security, or accessibility policies and standards. The Census Bureau is not responsible for the content and accessibility of those sites, their partners, or advertisers.

Architectural Barriers Act of 1968 (42 U.S. Code §§ 4151–57)

The Architectural Barriers Act (ABA) requires access to facilities that are designed, built, altered, or leased with federal funds. The Access Board is the federal agency responsible for enforcing the ABA. The Access Board's accessibility standards are available on their Web site at www.access-board.gov/guidelines-and-standards/buildings-and-sites/about-the-aba-standards, and information about filing a complaint may be found at www.access-board.gov/aba-enforcement/file-a-complaint.

To allow us to better serve those with visual disabilities who are having difficulty accessing PDF documents; you may contact us directly for further assistance at 301-763-INFO (4636), 800-923-8282, or by submitting a request at ask.census.gov.

Attachment 5 – SSV External screenshots

Privacy Policy

DATA PROTECTION AND PRIVACY PROGRAM

- Data Stewardship
- Statistical Safeguards
- Privacy Impact Assessments (PIA)
- System of Records Notices (SORN)
- Online Privacy Policy
- Contact Us
- < Back to Policies and Notices

Data Protection and Privacy Program

We are committed to handling your information responsibly. Your information is kept confidential. This commitment applies to the individuals, households, and businesses that answer our surveys, and to those browsing our website.



Protecting Online Privacy



Protecting Your Data



Our Privacy Principles

2020 Census Information

2020 Census Trust & Safety Team

Learn what the Census Bureau is doing to protect you and your data in the 2020 Census, from data privacy to fighting rumors, disinformation and scams.

Survey Information

Are You in a Survey? Help for Survey Participants

Did the Census Bureau contact you about participating in a survey? This site provides answers about our surveys and who to contact for more information.

Our Surveys & Programs

Our surveys provide periodic and comprehensive statistics about the nation. This data is critical for government programs, policies, and decision-making.

Attachment 5 – SSV External screenshots
Security

Bureau of Justice Statistics



2019 Survey of Sexual Victimization

Security

Data is Encrypted at all Times

Our secure servers use "HTTPS", Hypertext Transfer Protocol over Secure Socket Layer, to ensure the encrypted transmission of data between your browser and the U.S. Census Bureau. This means that instead of sending readable text over the Internet, both your browser and our server encode (scramble) all text using a security key. That way, personal data sent to your browser or data you send back is extremely difficult to decode in the unlikely event it was intercepted by an unauthorized party.

All browsers connecting to our secure server must use a minimum encryption key size of 128 bits. If you cannot connect to our secure server and you are using an older browser, please upgrade to a newer browser capable of using the required encryption key size. In addition to data being encrypted while transmitted, all data is strongly encrypted when stored on our servers (even if stored temporarily).

Third Party Identity Proofing

Our secure server uses a digital certificate (digital ID) issued by a trusted, third party Certificate Authority (CA) as proof of identity. The only way to be sure of a web site's authenticity is to view their digital ID. In this way, you can be assured that you are not being "spoofed" or tricked by an imposter. The digital ID will contain information such as:

- The name of the organization that owns the web site (e.g., "U.S. Census Bureau")
- The site's registered Internet name/address (e.g., "harvest.census.gov")
- The name of the Certification Authority under which the digital ID was issued (e.g., "VeriSign Trust Network")

The method for viewing a web site's Digital Certificate/ID varies depending on the web browser. (For example, Mozilla's Firefox will display a clickable locked padlock icon in the lower right corner of your screen when in secure mode, Microsoft Internet Explorer shows a clickable locked padlock icon in the menu bar.) Please see your browser's "help" information for instructions on how to verify a web site's identity.

[FAQ](#)

[Burden Statement](#)

[Accessibility](#)

[Privacy Policy](#)

[Security](#)

Attachment 6

Pre-notification letter



U.S. Department of Justice

Office of Justice Programs

Bureau of Justice Statistics

Washington, D.C. 20531

«CONTACT», «TITLE»
«AGENCYNAME»
ATTN: PREA Coordinator
«ADDRESS1»
«ADDRESS2»
«CITY», «STATE_ABBR» «ZIP» «ZIPEXT»

Dear «SALUTATION»:

In a few weeks, you will receive a letter mailed to you asking for your participation in the Bureau of Justice Statistics' (BJS) «Year» *Survey of Sexual Victimization*. This letter will contain instructions for completing the survey. When the letter arrives, please log onto the data collection website and fill out and submit your data promptly.

Developed in response to the Prison Rape Elimination Act of 2003 (PREA; P.L. 108-79), the Bureau of Justice Statistics (BJS) is tasked with this annual data collection. BJS collects information on the characteristics of these incidents to aid correctional administrators in addressing the prevention, reporting, investigation, and prosecution of such incidents. As mandated by PREA, we ask you take the time to complete these forms. If at this time you would like more information on the SSV or would like to preview the survey questions, please visit the project website at: <https://ssv.census.gov>.

BJS is authorized to conduct this data collection under 34 U.S.C. § 10132 and the Prison Rape Elimination Act of 2003 (PREA; P.L. 108-79). The U.S. Census Bureau is the data collection agent for this survey. If you have any questions, please feel free to contact Greta Clark at the Census Bureau at 800-253-2078 or Greta.B.Clark@census.gov or Laura Maruschak at BJS at Laura.Maruschak@usdoj.gov.

Sincerely,

«Name»
Director, Bureau of Justice Statistics
U.S. Department of Justice

Attachment 7

Invitation letter



U.S. Department of Justice

Office of Justice Programs

Bureau of Justice Statistics

Washington, D.C. 20531

«CONTACT», «TITLE»
«AGENCYNAME»
ATTN: PREA Coordinator
«ADDRESS1»
«ADDRESS2»
«CITY», «STATE_ABBR» «ZIP» «ZIPEXT»

Dear «SALUTATION»:

We are pleased to announce the start of the «Year» *Survey of Sexual Victimization*. Developed in response to the Prison Rape Elimination Act of 2003 (PREA; P.L. 108-79), the Bureau of Justice Statistics (BJS) is tasked with this annual data collection. The Act requires BJS to “carry out, for each calendar year, a comprehensive statistical review and analysis of the incidence and effects of prison rape.” To do this, BJS collects information on the characteristics of these incidents to aid correctional administrators in addressing the prevention, reporting, investigation, and prosecution of such incidents. As mandated by PREA, we ask that you now take the time to complete these forms. The U.S. Census Bureau is the data collection agent for this survey.

We are asking all respondents to submit data online by «Month Day, Year» at:

Website: <https://ssv.census.gov>
UserID: «USERID»
Temporary password: «PASSWORD»

While we encourage everyone to respond online, if this is not possible, you may still submit paper forms. Blank forms in fillable portable document format (PDF) are available from the survey website, <https://ssv.census.gov> or the BJS website, <https://bjs.ojp.gov/data-collection/survey-sexual-victimization-ssv>. If you are unable to download these forms from either of the sites above you may contact Greta Clark at the Census Bureau at 800-253-2078 or Greta.B.Clark@census.gov to request paper forms.

BJS is authorized to conduct this data collection under 34 U.S.C. § 10132 and the Prison Rape Elimination Act of 2003 (PREA; P.L. 108-79). BJS and its data collection agents will use the information you provide for statistical or research purposes only pursuant to 34 U.S.C. § 10134, and for the purposes required under the PREA. All personally identifiable data collected under BJS’s authority for this collection are protected under the confidentiality provisions of 34 U.S.C. § 10231 and 34 U.S.C. § 30303. Any person who violates these provisions may be punished by a

Attachment 7 – Invitation letter

fine up to \$10,000, in addition to any other penalties imposed by law. Further, per the Cybersecurity Enhancement Act of 2015 (6 U.S.C. § 151), federal information systems are protected from malicious activities through cybersecurity screening of transmitted data. For more information on the authorities that govern BJS data, go to

https://bjs.ojp.gov/sites/g/files/xyckuh236/files/media/document/bjs_data_protection_guidelines.pdf.

If you need assistance regarding your submission, please contact Greta Clark using the contact information provided above. If BJS can be of assistance, please contact Laura Maruschak, at 202-307-5986 or Laura.Maruschak@usdoj.gov.

Sincerely,

«Name»

Director, Bureau of Justice Statistics
U.S. Department of Justice

Attachment 8

NR Script Call

Nonresponse Script Calls

Example of a Script for Nonresponse Calls

If the call goes to voicemail:

Hello, my name is (*your name*) and I'm calling from the U.S. Census Bureau on behalf of the U.S. Department of Justice, Bureau of Justice Statistics. I'm calling with regards to the [YEAR] Survey of Sexual Victimization which was mailed to you the end of September. As of today, our records show that we still have not received the questionnaire from your facility (*the due date was Month Day, Year*). If you need a time extension or another copy of the forms, I would be happy to email, fax, or direct you to our website for completion, please call me at (*your number*). If you have any questions about completing the forms, you may call Greta Clark at 1-800-253-2078. Thank you for your time and attention to this important survey.

If someone (*not the listed respondent*) answers the phone:

Hello, my name is (*your name*) and I'm calling from the U.S. Census Bureau on behalf of the U.S. Department of Justice, Bureau of Justice Statistics. I'm trying to reach (*respondent's name*) about the [YEAR] Survey of Sexual Victimization. Can you assist me with this survey?

If they forward your call to the respondent:

See below pages for phone scripts.

If they cannot forward your call but do not say (*the respondent*) is no longer there:

When is a good time for me to reach (*the respondent*)? Thank you.
(*Log the day and time*)

If the respondent is no longer there:

Can you direct me to someone who handles PREA matters, such as the PREA Coordinator? (*Note the new name and phone number, if possible*)

(*If no*)

Thank you for your time. (*Refer to Analyst, Greta Clark*).

If the *respondent* answers the phone:

Hello, my name is (*your name*) and I'm calling from the U.S. Census Bureau on behalf of the U.S. Department of Justice, Bureau of Justice Statistics. I'm calling with regards to the [YEAR] Survey of Sexual Victimization which was mailed to you the end of September. Our records show that

Attachment 8 – NR Script call

we still have not received the questionnaire from your facility (*the due date was Month Day, Year*). Do you need more time?

If they say they are not going to respond:

Thank you for your time (*Refer to Analyst, Greta Clark*).

If they need a time extension:

Will two weeks be enough time?

(If yes)

Thank you. I have entered a two week extension for you. If you have any questions about the survey, please call Greta Clark at 1-800-253-2078. Thank you.

(If they need more time)

The maximum amount of time I can give you is X weeks. Please do what you can in that time. If you find you need additional time, please call Greta Clark at 1-800-253-2078. Thank you.

If they say they've already submitted their forms:

Thank you. Can you tell me when you submitted your forms? (*Note the date*)

Do you know how you submitted them? Web, Fax, or mail?

Did you keep a copy for your records?

(If they have a copy, ask)

Would it be possible for you to send me a copy today? You could fax me a copy to 1-888-262-3974.

(If they do not have a copy, say)

I will double check to see if we have your forms and get back to you with any follow-up questions. Thank you.

If they want fillable PDFs:

Do you have web access right now?

(If yes) I can direct you to the website to download fillable forms to submit your data. Or, I can send you fillable forms through email, which would you prefer?

(If yes and would like to go to website)

Go to <https://ssv.census.gov> Scroll down to the bottom of the page. You will need to select the correct SSV form, SSV- (3, 4, or 6). And, if you had any substantiated incidents of sexual

Attachment 8 – NR Script call

victimization, you will also need to complete an incident form for each substantiated incident that occurred, the SSV- (IA or IJ).

(If yes and would prefer forms emailed to them)

I will send those right over to you, can you please give me your email address? *(write down their email address in the CRM processing system and send them the correct SSV forms)*

If they want to submit data by phone:

Yes, I can collect that data now. *(Enter their answers into the processing system, under the correct facility name and ID).*

If they need their UserID and Password:

(Look up their UserID in the processing system, under the CRM tab, and then go into EWS to enter the UserID and send the respondent a reset password link to their email. If no email is in the system, add it under the email tab, and click the button that says "Send Email".)

I just sent you a reset link through our automated system that you should receive shortly. Please contact Greta Clark at 1-800-253-2078 if you need further assistance.

If they ask about the purpose of SSV of other substantive questions:

The Survey of Sexual Victimization is being collected for the U.S. Department of Justice, Bureau of Justice Statistics. This survey asks questions about inmate and youth allegations of sexual victimization that occurred or were reported for this calendar year. If you have more questions, I would like to refer you to the U.S. Census Bureau Project Manager, Greta Clark, at 1-800-253-2078 or I can have her contact you, at your earliest convenience. *(Verify their name and telephone number)* Thank you. *(send Greta Clark an email with their name and information and she will contact them within 48 hours)*

I can also direct you to some PREA background information that is found on the BJS Website.

Go to: <https://www.bjs.gov/index.cfm?ty=dcdetail&iid=406>

Attachment 9

Director final reminder and closeout

Attachment 9 – Director final reminder and closeout



U.S. Department of Justice

Office of Justice Programs

Bureau of Justice Statistics

Washington, D.C. 20531

«CONTACT», «TITLE»
«AGENCYNAME»
ATTN: PREA Coordinator
«ADDRESS1»
«ADDRESS2»
«CITY», «STATE_ABBR» «ZIP» «ZIPEXT»

Dear «SALUTATION»:

I am writing to ask for your assistance in completing the Bureau of Justice Statistics' (BJS) «Year» *Survey of Sexual Victimization* (SSV). The Prison Rape Elimination Act of 2003 (PREA; P.L. 108-79), requires BJS to “carry out, for each calendar year, a comprehensive statistical review and analysis of the incidence and effects of prison rape.” To that end, BJS administers this data collection. The due date for submission has passed and we have yet to receive your data. As mandated by PREA, we are requesting that you submit your data by «Date» .

You may submit your data online –

Website: <https://ssv.census.gov>
UserID: «USERID»
Temporary password: «PASSWORD»

If you prefer, you may download the «Year» SSV form from the website above, fill it out, and fax or mail it back to us.

If you have any questions about this survey, please contact Greta Clark at the Census Bureau at 800-253-2078 or Greta.B.Clark@census.gov, or Laura Maruschak, at 202-307-5986 or Laura.Maruschak@usdoj.gov.

BJS is authorized to conduct this data collection under 34 U.S.C. § 10132 and the Prison Rape Elimination Act of 2003 (PREA; P.L. 108-79), and pursuant to 34 U.S.C. § 10134 may only use data collected under its authority for research and statistical purposes. This data collection has been approved by the Office of Management and Budget (OMB Control No: 1121-0292; Expiration Date: XX/2024).

Sincerely,

«Name»
Director, Bureau of Justice Statistics
U.S. Department of Justice

Attachment 10

Call specifications for data quality follow-up

Survey of Sexual Victimization (SSV) When to make Edit Calls & Edits to IA/IJ

INSTRUCTIONS

- Please contact only the respondents who complete the SSV-3, 4, or 6 forms for editing purposes. The Project Manager, Greta Clark, will contact the SSV-1, 2, and 5 respondents if edit calls need to be made.
- If a form has blanks or answers that are unclear, please verify an edit call should be made.
- Please make multiple attempts (at least 3 times, calling about once a week) before referring the form to Greta.
- Make sure you ask ALL questions, even if they do not know the first few questions, as the respondent may know some of the questions, but not all. This will cut down on the burden to them and be more productive. Refer anything that can not be resolved or answered.

Trigger Questions for the SSV-3 & 4 Forms

Question #1a:

Ask the respondent “How many persons under your supervision were confined on December 31, «year»?” (In other words, a One Day Count)

- If they are unable to answer this question for this date, ask them how many persons are confined in their facility today?
- If they cannot give you an exact amount, ask for an estimate of males and females. When keying the form into Liger, make sure that you select “Estimate” from the drop down flag field for this question.
- If they cannot break out males and females, a total is fine too. When keying the form into Liger, make sure that you select “Total males and females” from the drop down flag field for this question for both responses.
- If they are still unable to give you a total, please enter in red, a “DK” into the field on the form and when keying the form into Liger, select “Don’t know” from the drop down flag field for this question. Also, attach a sticky note to refer and move onto the next question.

Question #1b:

Ask the respondent “How many persons were admitted to your facility on December 31, «year»?” (In other words, New Admissions during «year»)

- If they are unable to answer this question for this date, ask them how many persons are admitted to their facility for the week? Month? Whatever they can give you and write it on the form or calculate it out. If they give you a weekly total, multiply by 52 to get the yearly admissions, or if they give you a monthly total, multiply by 12 to get the yearly admissions.
- If they cannot give you an exact amount, ask for an estimate of males and females. When keying the form into Liger, make sure that you select “Estimate” from the drop down flag field for this question.
- If they cannot break out males and females, a total is fine too. When keying the form into Liger, make sure that you select “Total males and females” from the drop down flag field for this question.
- If they are still unable to give you a total, please enter in red, a “DK” into the field on the form and when keying the form into Liger, select “Don’t know” from the drop down flag field for this question. Also, attach a sticky note to refer and move onto the next question.

Question #2:

Ask the respondent “Between January 1st and December 31st «year», what was the average daily population for your facility?”

- If they cannot give you an exact amount, ask for an estimate of males and females. When keying the form into Liger, make sure that you select “Estimate” from the drop down flag field for this question.
- If they cannot break out males and females, a total is fine too. When keying the form into Liger, make sure that you select “Total males and females” from the drop down flag field for this question.
- If they are still unable to give you a total, please enter in red, a “DK” into the field on the form and when keying the form into Liger, select “Don’t know” from the drop down flag field for this question. Also, attach a sticky note to refer and move onto the next question.

Trigger Questions for the SSV-6 Form

Question #1:

Ask the respondent, “Is your facility owned by a...” and

Attachment 10 – Call specifications for data quality follow-up

- If they are unable to answer this question, please select “Other- Specify” as the response and enter “Unknown” in the field below. Attach a sticky note to refer and move onto the next question.

Question #2:

Ask the respondent, “Is your facility operated by a...” and

- If they are unable to answer this question, please select “Other- Specify” as the response and enter “Unknown” in the field below. Attach a sticky note to refer and move onto the next question.

Questions #3a, b, or c:

Ask the respondent “On December 31, «year», how many persons held in this facility were males and females?”

- If they are unable to answer this question for this date, ask them how many persons are being held today?
- If they cannot give you an exact amount, ask for an estimate of males and females. When keying the form into Liger, make sure that you select “Estimate” from the drop down flag field for this question.
- If they are still unable to give you a total, please enter in red, a “DK” into the field on the form and when keying the form into Liger, select “Don’t know” from the drop down flag field for this question. Also, attach a sticky note to refer and move onto the next question.

Questions #4a, b, c, or d:

Ask the respondent “On December 31, «year», how many persons held in this facility were 17 or younger, 18 to 20, 21 or older?”

- If they are unable to answer this question for this date, ask them how many persons are being held today?
- FYI, the total for this question should be the exact number for question #3 (Question #3c. TOTAL = 4d. TOTAL)
- If they cannot give you an exact amount, ask for an estimate. When keying the form into Liger, make sure that you select “Estimate” from the drop down flag field for this question.
- If they are still unable to give you a total, please enter in red, a “DK” into the field on the form and when keying the form into Liger, select “Don’t know” from the drop down flag

field for this question. Also, attach a sticky note to refer to Greta and move onto the next question.

Questions #5a or b:

Ask the respondent, “Between January 1st and December 31st «year», how many persons were admitted to or discharged from this facility?” (That is, Total # admitted and Total # discharged)

- If they cannot give you an exact amount, ask for an estimate. When keying the form into Liger, make sure that you select “Estimate” from the drop down flag field for this question.
- This is typically the hardest question for a facility. You can read them the definitions below the question on the form if they are trying to figure out who they should include or exclude in their numbers.
- If they are still unable to give you a total, please enter in red, a “DK” into the field on the form and when keying the form into Liger, select “Don’t know” from the drop down flag field for this question. Also, attach a sticky note to refer.

Edits for the SSV-IA and IJ Forms

Question #1:

If no date is given for the incident

- Key the date to be “01/01/«year»” and put a note in the Notes section at the end that no exact date was given.

Questions #2-37

Any blanks

- Key the form as is and put a note in the Analyst Notes, on the Status Page of the form for HQ staff to resolve.

No Incident forms or missing Incident forms

- Please reach out to the respondent if you notice they are missing incident forms or if data is missing from the Incident forms. You can leave a note in the Analyst Notes (on the Status Page) as to when you called and what they still owe. For example, “LM for respondent on xx/xx about missing 4 incident forms.” And then your initials.