**Survey of Sexual Violence, 2012**

---

**DATA SUPPLIED BY**

<table>
<thead>
<tr>
<th>Name</th>
<th>Ines Nieves</th>
</tr>
</thead>
<tbody>
<tr>
<td>OFFICIAL ADDRESS</td>
<td>Number and street or P.O. Box/Route Number 52 Washington St, North Bldg</td>
</tr>
<tr>
<td>TELEPHONE</td>
<td>Area code 518 Number 473-8259</td>
</tr>
<tr>
<td>E-MAIL ADDRESS</td>
<td><a href="mailto:ines.nieves@ocfs.state.ny.us">ines.nieves@ocfs.state.ny.us</a></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Title</th>
<th>Associate Deputy Commissioner</th>
</tr>
</thead>
<tbody>
<tr>
<td>City</td>
<td>Rensselaer</td>
</tr>
<tr>
<td>State</td>
<td>NY</td>
</tr>
<tr>
<td>ZIP Code</td>
<td>12144</td>
</tr>
<tr>
<td>FAX NUMBER</td>
<td>Area Code 518 Number 408-3682</td>
</tr>
</tbody>
</table>

NY001
M&J37407
33 0 000 000 05 00000 033 00
NY Office of Children and Family Services

---

**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 violence.)

---

**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, 2012, and December 31, 2012.

- **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.
- If the answer to a question is "none" or "zero," mark the box (☑) provided.
- When exact numeric answers are not available, provide estimates and mark (☑) the box beside each figure.

**Substantiated incidents of sexual violence:**

Please complete an Incident Form (Juvenile, SSV-1J) for each substantiated incident of sexual violence.

**Returning forms:**

- If you need assistance, please call Greta Clark at the U.S. Census Bureau toll-free at 1-800-253-2078 or email govs.ssv@census.gov
- Please return your completed questionnaire and substantiated incident forms by July 1, 2013.
- If you prefer, you may also return these forms by mail or fax.
- **MAIL TO:** U.S. Census Bureau, P.O. Box 5000, Jeffersonville, IN 47169-5000
- **FAX (TOLL FREE):** 1-888-891-2099

---

**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 1 - GENERAL INFORMATION

**1. On December 31, 2012, how many facilities operated by your State held juveniles or youthful offenders CHARGED WITH or COURT-ADJUDICATED FOR AN OFFENSE?**

- **Number of facilities**
  - **18**

2. **On December 31, 2012, how many persons held in the facilities reported in Item 1 were —**

<table>
<thead>
<tr>
<th>Males</th>
<th>427</th>
</tr>
</thead>
<tbody>
<tr>
<td>Females</td>
<td>57</td>
</tr>
<tr>
<td>TOTAL (Sum of Items 2a to 2b)</td>
<td>484</td>
</tr>
</tbody>
</table>

- 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, 2012.

3. **On December 31, 2012, how many persons held in the facilities reported in Item 1 were —**

| Age 17 or younger | 406 |
| Age 18 to 20 | 78 |
| Age 21 or older | 0 |
| TOTAL (Sum of Items 3a to 3c should equal Item 2c) | 484 |

- 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, 2012.

4. **Between January 1, 2012, and December 31, 2012, how many persons were admitted to or discharged from the facilities reported in Item 1?**

| TOTAL number admitted | 408 |
| TOTAL number discharged | 260 |

- 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, prerelease transfers to adult jurisdictions or to other States, and deaths.
- Exclude admissions and discharges resulting from transfers from escape, administrative transfers to other juvenile facilities operated by your State, or temporary release including work/school release, medical appointments, or court appearances.
Section II - YOUTH-ON-YOUTH SEXUAL VIOLENCE

DEFINITIONS OF SEXUAL VIOLENCE

The definition of "rape" as required under the Prison Rape Elimination Act of 2003 will be operationalized by disaggregating sexual assault into two categories of youth-on-youth SEXUAL VIOLENCE. These categories reflect uniform definitions formulated by the National Center for Injury Prevention and Control, in "Sexual Violence Surveillance: Uniform Definitions and Recommended Data Elements," Centers for Disease Control and Prevention. The categories of youth-on-youth SEXUAL VIOLENCE are:

NONCONSENSUAL SEXUAL ACTS:

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 vagina or the penis and the anus including penetration, however slight;

OR

• Contact between the mouth and the penis, vagina, or anus;

OR

• Penetration of the anal or genital opening of another person by a hand, finger, or other object

ABUSIVE SEXUAL CONTACTS:

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 intent of the sexual contact is to harm or debilitate rather than sexually explicit.

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

- Yes → a. Do you record all reported occurrences, or only substantiated ones?
  - All
  - Substantiated only

- No → 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, 2012, and December 31, 2012, how many allegations of youth-on-youth NONCONSENSUAL SEXUAL ACTS were reported?

Number reported

1

□ None

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

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

a. Substantiated

- The event was investigated and determined to have occurred.

b. Unsubstantiated

- Evidence was insufficient to make a final determination that the event occurred.

c. Unfounded

- The event was determined NOT to have occurred.

d. Investigation ongoing

- A final determination has not yet been made as to whether the event occurred.

e. TOTAL (Sum of Items 7a through 7d)

1

□ None
8. Does your State juvenile system record allegations of youth-on-youth ABUSIVE SEXUAL CONTACTS? (See definitions on page 3)

☐ X Yes → Can these be counted separately from allegations of NONCONSENSUAL SEXUAL ACTS?

☐ X Yes

☐ No → Skip to Item 11.

☐ No → Please provide an explanation in the space below and then skip to Item 11.

9. Between January 1, 2012, and December 31, 2012, how many allegations of youth-on-youth ABUSIVE SEXUAL CONTACTS were reported?

Number reported  3  □ None

• If an allegation involved multiple victims, count only once.

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

a. Substantiated  1  □ None

b. Unsubstantiated  2  □ None

c. Unfounded  □ None

d. Investigation ongoing  □ None

e. TOTAL (Sum of Items 10a through 10d)  3  □ None

Section III - STAFF SEXUAL MISCONDUCT AND HARASSMENT

DEFINITION OF STAFF SEXUAL MISCONDUCT

The definition of STAFF SEXUAL MISCONDUCT is based on "Training for Investigators of Staff Sexual Misconduct," prepared by the National Institute of Corrections. STAFF SEXUAL MISCONDUCT includes any behavior or act of a sexual nature directed toward a juvenile or youthful offender by an employee, volunteer, contractor, official visitor, or other agency representative (exclude youth family, friends, or other visitors). Sexual relationships of a romantic nature between staff and youth are included in this definition.

Consensual or nonconsensual sexual acts including:

• Intentional touching of the genitalia, anus, groin, breast, inner thigh, or buttocks 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 sexual gratification.

DEFINITION OF STAFF SEXUAL HARASSMENT

The definition of STAFF SEXUAL HARASSMENT was also developed by the National Institute of Corrections. STAFF SEXUAL HARASSMENT includes repeated verbal statements or comments of a sexual nature to a juvenile or youthful offender by an employee, volunteer, contractor, official visitor, or other agency representative (exclude youth family, friends, or other visitors).

• Demeaning references to gender or derogatory comments about body or clothing;

OR

• Repeated profane or obscene language or gestures.

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

☐ X Yes → Do you record all reported occurrences, or only substantiated ones?

☐ X All

☐ X Substantiated only

☐ No → Please provide an explanation in the space below and then skip to Item 14.
12. Between January 1, 2012, and December 31, 2012, how many allegations of STAFF SEXUAL MISCONDUCT were reported?

| Number reported | 2 | □ None |

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

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

<table>
<thead>
<tr>
<th>Type of Allegation</th>
<th></th>
<th>□ None</th>
</tr>
</thead>
<tbody>
<tr>
<td>a. Substantiated</td>
<td></td>
<td>□ None</td>
</tr>
<tr>
<td>b. Unsubstantiated</td>
<td>1</td>
<td>□ None</td>
</tr>
<tr>
<td>c. Unfounded</td>
<td></td>
<td>□ None</td>
</tr>
<tr>
<td>d. Investigation ongoing</td>
<td>1</td>
<td>□ None</td>
</tr>
<tr>
<td>e. TOTAL (Sum of Items 13a through 13d)</td>
<td>2</td>
<td>□ None</td>
</tr>
</tbody>
</table>

14. Does your State juvenile system record allegations of STAFF SEXUAL HARRASSMENT? (See definitions on page 4.)

- Yes → Can these allegations be counted separately from allegations of STAFF SEXUAL MISCONDUCT?
  - Yes
  - No → Skip to Item 17.

- No → Please provide an explanation in the space below and then skip to Item 17.

15. Between January 1, 2012, and December 31, 2012, how many allegations of STAFF SEXUAL HARASSMENT were reported?

| Number reported |   | □ None |

- If an allegation involved multiple victims, 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 violence in order to fully complete this form.)

<table>
<thead>
<tr>
<th>Type of Allegation</th>
<th>□ None</th>
</tr>
</thead>
<tbody>
<tr>
<td>a. Substantiated</td>
<td>□</td>
</tr>
<tr>
<td>b. Unsubstantiated</td>
<td>□</td>
</tr>
<tr>
<td>c. Unfounded</td>
<td>□</td>
</tr>
<tr>
<td>d. Investigation ongoing</td>
<td>□</td>
</tr>
<tr>
<td>e. TOTAL (Sum of Items 15a through 15d)</td>
<td>□</td>
</tr>
</tbody>
</table>

Section IV - PRIVATE AND LOCAL ALLEGATIONS

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

- Yes
- No → Please complete an Incident Form (Juvenile, SSV-lJ) for each substantiated incident of sexual violence.

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

- Yes
- No

Section V - TOTAL SUBSTANTIATED INCIDENTS OF SEXUAL VIOLENCE

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

| Total substantiated incidents | 1 | □ None |

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

NOTES
SURVEY OF SEXUAL VIOLENCE, 2012
- Incident Form (Juvenile)

State __________________________

1. On what date did the incident occur? (If more than one date, report the most recent.)
   - Month Day Year
   - 05 14 2012

2. In what facility did the incident occur?
   - Name: Taberg Residential Center
   - City/Place: Taberg, New York 13471

3. Where did the incident occur? (Mark [X] all that apply.)
   - 01 [X] In the victim’s cell/room (if the victim and perpetrator share a cell/room, count as the victim’s cell)
   - 02 [ ] In the perpetrator’s cell/room
   - 03 [ ] In a dormitory or other multiple housing unit
   - 04 [X] In a common area within a cell block (shower, dayroom)
   - 05 [ ] In a temporary holding cell within the facility
   - 06 [ ] In a program service area (commissary, kitchen, storage, laundry, cafeteria, workshop, or hallway)
   - 07 [ ] Outside the facility
   - 08 [ ] While in transit
   - 09 [ ] Other – Specify

4. What time did the incident occur? (Mark [X] all that apply.)
   - 01 [ ] Morning (6 a.m. to noon)
   - 02 [X] Afternoon (noon to 6 p.m.)
   - 03 [ ] Evening (6 p.m. to midnight)
   - 04 [ ] Overnight (midnight to 6 a.m.)

5. How many victims were involved in the incident?
   - Number of victims: 1
   - If no victims (only perpetrators) were involved, report "0" above, and go to item 13.
   - If more than two victims were involved, report these characteristics in Notes.

6. Victim #1: What was the victim’s gender?
   - 01 [ ] Male
   - 02 [X] Female

7. Victim #1: What was the victim’s age at the time of the incident?
   - 01 [ ] Under the age of 13
   - 02 [X] 13–15
   - 03 [X] 16–17
   - 04 [ ] 18–19
   - 05 [ ] 20–24
   - 06 [ ] 25 or older

8. Victim #1: What was the victim’s race/ethnic origin? (Mark [X] all that apply.)
   - 01 [ ] White (not of Hispanic origin)
   - 02 [X] 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

9. Victim #2: What was the victim’s gender?
   - 01 [ ] Male
   - 02 [X] Female

10. Victim #2: What was the victim’s age at the time of the incident?
    - 01 [ ] Under the age of 13
    - 02 [X] 13–15
    - 03 [X] 16–17
    - 04 [ ] 18–19
    - 05 [ ] 20–24
    - 06 [ ] 25 or older

11. Victim #2: What was the victim’s race/ethnic origin? (Mark [X] all that apply.)
    - 01 [ ] White (not of Hispanic origin)
    - 02 [X] 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

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 15 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. Did the victim(s) sustain any physical injury during the incident?
   01 ☐ Yes ➔ a. What injuries occurred?
     (Mark [☒] 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 (No injury sustained)

13. Who reported the incident?
    (Mark [☒] all that apply.)
    01 ☐ Victim
    02 ☒ Another youth (non-victim)
    03 ☒ Family of victim
    04 ☒ Correctional officer/front line staff
    05 ☒ Administrative staff
    06 ☒ Medical/healthcare staff
    07 ☒ Instructor/teacher
    08 ☒ Counselor
    09 ☒ Chaplain or other religious official
    10 ☒ Other – Specify ☒

14. After the incident was reported, was the victim(s) – (Mark [☒] 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 ☒ None of the above
    07 ☒ No victim (voluntary sexual contact)

15. After the incident was reported, was the victim(s) – (Mark [☒] all that apply for all victims.)
    01 ☒ Placed in administrative segregation/protective custody
    02 ☒ Placed in a medical unit, ward, or hospital
    03 ☒ Confined to own cell/room
    04 ☒ Given a higher custody level within the facility
    05 ☒ Transferred to another facility
    06 ☒ Other – Specify ☒

    07 ☒ None of the above
    08 ☒ No victim (voluntary sexual contact)

16. What type of sexual violence was involved in the incident? (See definitions below)
    01 ☒ Youth–on–youth nonconsensual sexual act ➔ Complete Section A
    02 ☒ Youth–on–youth abusive sexual contact ➔ Complete Section A
    03 ☒ Voluntary sexual contact between youth ➔ Complete Section A
    04 ☒ Staff sexual misconduct ➔ Complete Section B
    05 ☒ Staff sexual harassment ➔ Complete Section B

**Definitions of Sexual Violence**

**Nonconsensual Sexual Acts:** 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 vagina or the penis and the anus including penetration, however slight; OR
   Contact between the mouth and the penis, vagina, or anus;

   OR

   Penetration of the anal or genital opening of another person by the hand, finger, or other object.

**Abusive Sexual Contact: (less severe)** 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.

**EXCLUDES**

Incidents in which the intent of the sexual contact is to harm or debilitate rather than to sexually exploit.

**Staff Sexual Misconduct:** Any behavior or act of a sexual nature directed toward a juvenile or youthful offender by an employee, volunteer, contractor, official visitor, or other agency representative (exclude youth family, friends, or other visitors).

   Sexual relationships of a romantic nature between staff and youth are included in this definition. Consensual or nonconsensual sexual acts including: Intentional touching of the genitalia, anus, groin, breast, inner thigh, or buttocks 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 sexual gratification.

**Staff Sexual Harassment:** Repeated verbal statements or comments of a sexual nature to a juvenile or youthful offender by an employee, volunteer, contractor, official visitor, or other agency representative (exclude youth family, friends, or other visitors). Demeaning references to gender or derogatory comments about body or clothing;

OR

Repeated profane or obscene language or gestures.

Section A – YOUTH-ON-YOUTH SEXUAL VIOLENCE

17. How many perpetrators were involved in the incident?
    Number of perpetrators...

   ➔ If more than two perpetrators were involved, report these characteristics in Notes.
18. Perpetrator #1: What was the perpetrator's gender?
   - Male
   - Female

19. Perpetrator #1: What was the perpetrator's age at the time of the incident?
   - Under the age of 13
   - 13–15
   - 16–17
   - 18–19
   - 20–24
   - 25 or older

20. Perpetrator #1: What was the perpetrator's race/ethnic origin? (Mark [X] all that apply.)
   - White (not of Hispanic origin)
   - Black (not of Hispanic origin)
   - Hispanic or Latino
   - American Indian/Alaska Native (not of Hispanic origin)
   - Asian (not of Hispanic origin)
   - Native Hawaiian or Other Pacific Islander (not of Hispanic Origin)
   - Other racial category in your information system – Specify

21. Perpetrator #2: What was the perpetrator's gender?
   - Male
   - Female

22. Perpetrator #2: What was the perpetrator's age at the time of the incident?
   - Under the age of 13
   - 13–15
   - 16–17
   - 18–19
   - 20–24
   - 25 or older

23. Perpetrator #2: What was the perpetrator's race/ethnic origin? (Mark [X] all that apply.)
   - White (not of Hispanic origin)
   - Black (not of Hispanic origin)
   - Hispanic or Latino
   - American Indian/Alaska Native (not of Hispanic origin)
   - Asian (not of Hispanic origin)
   - Native Hawaiian or Other Pacific Islander (not of Hispanic Origin)
   - Other racial category in your information system – Specify

24. What was the nature of the incident? (Mark [X] all that apply.)
   - Voluntary sexual contact between youths
   - Unwanted touching for sexual gratification
   - Pressure/coercion (without force) resulting in a nonconsensual sexual act
   - Physical force (or the threat of force) resulting in a nonconsensual sexual act
   - Other – Specify

25. What type of pressure or physical force was used by the perpetrator on the victim? (Mark [X] all that apply for all perpetrators.)
   - Persuasion or talked into sexual activity
   - Bribery or blackmail
   - Gave victim drugs or alcohol
   - Offered protection from other youth
   - Threatened with physical harm
   - Physically held victim down or restrained in some way
   - Physically harmed or injured
   - Threatened with a weapon
   - Other – Specify

26. What sanction was imposed on the perpetrator(s)? (Mark [X] all that apply for all perpetrators.)
   - Placed in solitary confinement or disciplinary segregation
   - Confined to own cell/room
   - Placed in higher custody level within same facility
   - Transferred to another facility
   - Loss of "good/gain" time or increase in "bad" time
   - Given extra work
   - Loss of privileges
   - Arrested
   - Referred for prosecution
   - Given new sentence
   - Other – Specify

   Separated from all peer contact; Major Rule Violation

Section B – STAFF SEXUAL MISCONDUCT AND HARASSMENT

27. What was the nature of the incident? (Mark [X] all that apply.)
   - Physical force resulting in a nonconsensual sexual act
   - Pressure or abuse of power resulting in a nonconsensual sexual act
   - Indecent exposure, invasion of privacy, or voyeurism for sexual gratification
   - Unwanted touching for sexual gratification
   - Sexual harassment or repeated verbal statements of a sexual nature by staff
   - Sexual relationship between youth and staff that appeared to be willing
   - Other – Specify

   Level of coercion unknown

28. How many staff were involved in the incident?
   Number of staff

   If more than two staff were involved, report these characteristics in Notes.
29. Staff #1: What was the gender of the staff?

|   |   
|---|---
| 01 | Male |
| 02 | Female |

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

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>01</td>
<td>24 or younger</td>
</tr>
<tr>
<td>02</td>
<td>25 – 29</td>
</tr>
<tr>
<td>03</td>
<td>30 – 34</td>
</tr>
<tr>
<td>04</td>
<td>35 – 39</td>
</tr>
<tr>
<td>05</td>
<td>40 – 44</td>
</tr>
<tr>
<td>06</td>
<td>45 – 54</td>
</tr>
<tr>
<td>07</td>
<td>55 or older</td>
</tr>
</tbody>
</table>

31. Staff #1: What was the race/ethnic origin of the staff involved in the incident? (Mark (X) all that apply.)

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>01</td>
<td>White (not of Hispanic origin)</td>
</tr>
<tr>
<td>02</td>
<td>Black (not of Hispanic origin)</td>
</tr>
<tr>
<td>03</td>
<td>Hispanic or Latino</td>
</tr>
<tr>
<td>04</td>
<td>American Indian/Alaska Native (not of Hispanic origin)</td>
</tr>
<tr>
<td>05</td>
<td>Asian (not of Hispanic origin)</td>
</tr>
<tr>
<td>06</td>
<td>Native Hawaiian or Other Pacific Islander (not of Hispanic origin)</td>
</tr>
<tr>
<td>07</td>
<td>Other racial category in your information system – Specify</td>
</tr>
</tbody>
</table>

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

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>01</td>
<td>Male</td>
</tr>
<tr>
<td>02</td>
<td>Female</td>
</tr>
</tbody>
</table>

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

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>01</td>
<td>24 or younger</td>
</tr>
<tr>
<td>02</td>
<td>25 – 29</td>
</tr>
<tr>
<td>03</td>
<td>30 – 34</td>
</tr>
<tr>
<td>04</td>
<td>35 – 39</td>
</tr>
<tr>
<td>05</td>
<td>40 – 44</td>
</tr>
<tr>
<td>06</td>
<td>45 – 54</td>
</tr>
<tr>
<td>07</td>
<td>55 or older</td>
</tr>
</tbody>
</table>

34. Staff #2: What was the race/ethnic origin of the staff involved in the incident? (Mark (X) all that apply.)

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>01</td>
<td>White (not of Hispanic origin)</td>
</tr>
<tr>
<td>02</td>
<td>Black (not of Hispanic origin)</td>
</tr>
<tr>
<td>03</td>
<td>Hispanic or Latino</td>
</tr>
<tr>
<td>04</td>
<td>American Indian/Alaska Native (not of Hispanic origin)</td>
</tr>
<tr>
<td>05</td>
<td>Asian (not of Hispanic origin)</td>
</tr>
<tr>
<td>06</td>
<td>Native Hawaiian or Other Pacific Islander (not of Hispanic origin)</td>
</tr>
<tr>
<td>07</td>
<td>Other racial category in your information system – Specify</td>
</tr>
</tbody>
</table>

35. 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.)

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>01</td>
<td>Full or part-time paid employee</td>
</tr>
<tr>
<td>02</td>
<td>Contract employee or vendor</td>
</tr>
<tr>
<td>03</td>
<td>Volunteer or intern</td>
</tr>
<tr>
<td>04</td>
<td>Other – Specify</td>
</tr>
</tbody>
</table>

36. What was the primary position description of the staff involved in the incident? (Mark (X) all that apply for all staff involved.)

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>01</td>
<td>Administrator, including wardens, superintendents, assistants and others in administrative positions</td>
</tr>
<tr>
<td>02</td>
<td>Correctional officer/supervision staff</td>
</tr>
<tr>
<td>03</td>
<td>Clerical including secretaries, clerks, receptionists, and other administrative support</td>
</tr>
<tr>
<td>04</td>
<td>Maintenance and other facility support staff, including groundskeepers, janitors, cooks, and drivers</td>
</tr>
<tr>
<td>05</td>
<td>Medical or health care staff, including counselors, doctors, dentists, psychologists, psychiatrists, social workers, nurses, and medical assistants</td>
</tr>
<tr>
<td>06</td>
<td>Education staff, including instructors, teachers, librarians, and education assistants</td>
</tr>
<tr>
<td>07</td>
<td>Other program staff</td>
</tr>
<tr>
<td>08</td>
<td>Other staff – Specify</td>
</tr>
</tbody>
</table>

37. What sanction was imposed on the staff? (Mark (X) all that apply for all staff involved.)

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>01</td>
<td>Reprimanded or disciplined</td>
</tr>
<tr>
<td>02</td>
<td>Demoted or diminished responsibilities</td>
</tr>
<tr>
<td>03</td>
<td>Transferred to another facility</td>
</tr>
<tr>
<td>04</td>
<td>Arrested</td>
</tr>
<tr>
<td>05</td>
<td>Referred for prosecution</td>
</tr>
<tr>
<td>06</td>
<td>Discharged</td>
</tr>
<tr>
<td>07</td>
<td>Staff resigned (prior to completion of investigation)</td>
</tr>
<tr>
<td>08</td>
<td>Staff resigned (after investigation was completed)</td>
</tr>
<tr>
<td>09</td>
<td>Other – Specify</td>
</tr>
</tbody>
</table>

Incident Description:
Two female residents were sitting very close together in group counseling. Staff directed the two residents to move apart and stop the "touchy feely" contact. One resident stood up spontaneously and said this is "touchy feely" as she grabbed the other residents' breast.