

## INFORMATION PAPER

ARCR-CC

22 June 2023

SUBJECT: 2022 Army Corrections Command (ACC) Annual Prison Rape Elimination Act (PREA) Report

1. **PURPOSE.** To publish the annual report and aggregate incident-based sexual abuse data collected as per §115.87 of Title 28, Code of Federal Regulations (C.F.R.), Part 115 (U.S. Department of Justice National Standards to Prevent, Detect and Respond to Prison Rapes under the Prison Rape Elimination Act (Prisons and Jails Standards) occurring at Army correctional facilities within the United States.

### 2. DISCUSSION.

a. The Prison Rape Elimination Act of 2003 (PREA; Public Law 108-79), was enacted to address sexual abuse problems in confinement facilities. Major provisions of PREA include the development of standards for detection, prevention, reduction, and punishment for prison rape cases. PREA requires all confinement facilities to collect, and report detailed information regarding sexual victimization of prisoners. The Act applies to public, private and federal institutions that house adult or juvenile offenders. Presidential Memorandum "Implementing the Prison Rape Elimination Act," May 17, 2012, directed Department of Defense (DoD) to implement PREA.

b. The Army published ACC Policy Letter #14 as the primary guidance for Army correctional facilities to comply with PREA standards. ACC continues to enforce its zero-tolerance policy on sexual abuse and sexual harassment involving prisoners. ACC's goals remain having safer facilities and promoting a reporting culture, free from retaliation. Enforcement of the National PREA standards continues to assist ACC in upholding operational security. Continued training and awareness supports ACC's efforts in protecting potentially vulnerable prisoners from sexual abuse. This is accomplished by ACC facilities striving to identify those prisoners that are at risk of being sexual abusers or victims. All allegations of sexual abuse and sexual harassment, regardless of severity or merit, are investigated. All sexual abuse allegations are immediately reported to the U.S. Army Criminal Investigation Division (USACID) to be investigated. For the Department of the Army, USACIDC is the applicable Military Criminal Investigation Organization (MCIO) for investigating sexual infractions. Non-criminal (e.g., administrative) investigations within an Army correctional facility generally falls under the cognizance of the facility commander. After review of an allegation, if it doesn't fall under their authority, USACID may refer the allegation back to the correctional facility's investigative section.

c. ACC collects data from each facility on all allegations of sexual abuse and sexual harassment, reviews staffing plans, and works in conjunction with facilities to enhance and upgrade Closed Circuit Television surveillance. The data is utilized to assess and improve the effectiveness of its sexual abuse prevention, detection, training trends,

future budget requirements, and to modify or improve policies/procedures. The data is used to complete the U.S. Department of Justice Survey of Sexual Victimization, when requested.

d. ACC had 658 prisoners confined on December 31, 2022. There were 275 new admissions to ACC facilities, and 272 releases. The average daily population was 661.

e. ACC conducted several meetings with subject matter experts from the United States Disciplinary Barracks and the Midwest Joint Regional Correctional Facility (MWJRCF) to redesign the standardized PREA screening sheets (tool). The new screening tools eliminated confusing language and simplified the scoring. A PREA working group completed a review and updated ACC's PREA Policy #14. Notable areas that were addressed included timelines for rescreening prisoners after initial screening and after any PREA allegations as well as documentation of offers of immediate medical and mental health care after every allegation.

f. The Army's PREA Coordinator continued to reinforce PREA standards, update staff on DoD policies, conduct on site visits, train new Compliance Managers on Teams, and develop a collaborative channel for current policies, best practices, and helpful audit tools. Facility Compliance Managers reinforced PREA standards with staff and leadership, monitored watch mount training, and reviewed individual facility PREA policies.

g. In 2021, MWJRCF completed an upgrade of its camera systems. The upgrades included improved camera quality (low light and zoom ability) and enhanced camera coverage in areas where frisk searches were conducted. In 2022 there was review of the camera viewing area in relation to frisk search locations, and as a result some frisk search locations were moved to ensure those areas were covered by two camera views.

h. Based on the review of the data collected, the Army's efforts to have safer facilities, promote an improved reporting culture, and combat sexual abuse and sexual harassment in Army correctional facilities has been successful. The Army is committed to PREA and to ensuring its correctional facilities are safe for both prisoners and staff.

i. As required by §115.89 of 28 C.F.R. Part 115, this annual report is being made available to the public on the Office of the Provost Marshal General's (OPMG) website at <https://www.army.mil/opmg>.

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<b>2021</b>			
Facility	<b>Allegations of Staff on Prisoner Sexual Abuse</b>		
	Substantiated	Unsubstantiated	Unfounded
USDB	0	0	4
MWJRCF	0	1	7
NWJRCF	0	0	0

<b>2021</b>			
<b>Allegations of Prisoner on Prisoner Sexual Abuse</b>			
Substantiated	Unsubstantiated	Unfounded	
0	0	1	
2	1	2	
0	0	0	

<b>2022</b>			
Facility	<b>Allegations of Staff on Prisoner Sexual Abuse</b>		
	Substantiated	Unsubstantiated	Unfounded
USDB	1	0	7
MWJRCF	0	0	1
NWJRCF	0	0	0

<b>2022</b>			
<b>Allegations of Prisoner on Prisoner Sexual Abuse</b>			
Substantiated	Unsubstantiated	Unfounded	
0	0	0	
2	0	2	
0	0	0	

Key:  
 United States Disciplinary Barracks (USDB)  
 Midwest Joint Regional Correctional Facility (MWJRCF)  
 Northwestern Joint regional Correctional Facility-JBLM (NWJRCF)

		<b>2021</b>		
Facility	<b>Allegations of Staff on Prisoner Sexual Harassment</b>			
	Substantiated	Unsubstantiated	Unfounded	
USDB	0	0	5	
MWJRCF	0	0	0	
NWJRCF	0	0	0	

		<b>2021</b>		
Facility	<b>Allegations of Prisoner on Prisoner Sexual Harassment</b>			
	Substantiated	Unsubstantiated	Unfounded	
USDB	0	0	4	
MWJRCF	1	2	0	
NWJRCF	0	0	0	

		<b>2022</b>		
Facility	<b>Allegations of Staff on Prisoner Sexual Harassment</b>			
	Substantiated	Unsubstantiated	Unfounded	
USDB	0	0	0	
MWJRCF	1	0	4	
NWJRCF	0	0	0	

		<b>2022</b>		
Facility	<b>Allegations of Prisoner on Prisoner Sexual Harassment</b>			
	Substantiated	Unsubstantiated	Unfounded	
USDB	0	0	0	
MWJRCF	1	3	3	
NWJRCF	0	0	0	

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