



ELIMINATING SEXUAL ABUSE OF OREGON YOUTH IN CUSTODY

COMPLIANCE WITH THE 2003 NATIONAL PRISON RAPE ELIMINATION ACT

2017 PREA COMPLIANCE STATUS REPORT

This report by the Oregon Youth Authority reaffirms the agency's commitment to meeting all requirements of the 2003 National Prison Rape Elimination Act. Included in this report are past data about reported sexual abuse incidents within the agency's close-custody facilities. Previous versions of this report included information on steps the agency has taken to reach compliance with each provision listed in the Juvenile Standards. This portion of the report has been removed as the agency began completing PREA audits in 2014. The final audit reports are posted on the agency's website in compliance with PREA Standard § 115.403.

CERTIFICATION AND APPROVAL

I certify that the information contained in this report is accurate and complete.



Approved by:

Joe O'Leary, Director
Oregon Youth Authority

Date: April 8, 2019

2017 PREA COMPLIANCE STATUS REPORT
Annual Report
Oregon Youth Authority

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HISTORY

In 2003, Congress voted unanimously to pass the Prison Rape Elimination Act (PREA) and create the National Prison Rape Elimination Commission. PREA required the U.S. Attorney General to promulgate regulations that adopt national standards for the detection, prevention, reduction, and punishment of prison rape. The Commission was tasked with conducting a legal and factual study of the penological, physical, mental, medical, social, and economic impacts of prison rape and to provide to the U.S. Attorney General and U.S. Secretary of Health and Human Services standards for the detection, prevention, reduction, and punishment of prison rape. PREA applies to all public and private facilities that house adult or juvenile offenders.

Final PREA rules took effect in August 2012 for the prevention, detection, and response to sexual abuse in confinement facilities. These rules set national standards for four categories of facilities: adult prisons and jails, lockups, community confinement facilities, and juvenile facilities. Adherence to the standards assists in protecting residents in all such facilities at the federal, state, and local levels. Oregon Youth Authority (OYA) continues to take steps to ensure compliance with all PREA standards for its juvenile facilities, including contracting with Department of Justice certified PREA auditors to conduct PREA audits of the facilities.

The Oregon Youth Authority's mission is to protect the public and reduce crime by holding youth offenders accountable and providing opportunities for reformation in safe environments.

AGENCY WIDE STATISTICS

The following table shows the number of reports of sexual abuse incidents received by OYA during the past 10 years and the number of substantiated reports. It is important to recognize the agency made efforts to enhance the investigative process beginning in 2008, which impacted the number of substantiated incidents compared with the number reported. Efforts were also made by the Professional Standards Office and Human Resources Office to ensure all cases receive due process. The agency began reporting on incidents of youth-to-youth sexual harassment in 2014 although not required by the PREA Standards.

Reports of sexual abuse within OYA facilities										
Year	Youth-to-youth non-consensual sexual acts		Youth-to-youth abusive sexual contacts		Staff-to-youth sexual misconduct		Staff-to-youth sexual harassment		Youth-to-youth sexual harassment	
	All*	Sub**	All	Sub	All	Sub	All	Sub	All	Sub
2007	4	2	9	7	4	1	6	0		
2008	9	4	28	16	17	3	5	3		
2009	6	4	19	13	2	1	2	2		
2010	3	1	20	7	16	1	10	2		
2011	10	3	24	10	15	1	11	1		
2012	3	2	18	9	9	1	12	6		
2013	3	2	13	9	6	1	3	3		
2014	6	3	15	10	10	1	2	0	8	7
2015	4	2	15	5	8	1	1	0	17	13
2016	6	2	26	15	10	1	1	1	42	27
2017	4	1	19	12	6	1	5	2	20	12

*All = All allegations

**Sub = Substantiated; allegations that were investigated and determined to have occurred.

AGENCY COMPLIANCE STATUS

OYA operates five close-custody youth correctional facilities and four close-custody youth transitional facilities throughout Oregon:

Correctional facilities:

- Eastern Oregon Youth Correctional Facility
- Hillcrest Youth Correctional Facility (Closed Sept 1, 2017)
- MacLaren Youth Correctional Facility
- North Coast Youth Correctional Facility (Closed Oct 1, 2017)
- Oak Creek Youth Correctional Facility
- Rogue Valley Youth Correctional Facility
- Tillamook Youth Correctional Facility

OYA facilities serve youth between the ages of 12 and 24 who committed crimes before they turned 18. Youth include those committed to OYA's legal and physical custody by county juvenile courts, as well as youth committed to the Department of Corrections by adult courts. The latter group may remain in OYA's physical custody up to age 25.

Transitional facilities:

- Camp Florence Youth Transitional Facility
- Camp Riverbend Youth Transitional Facility
- Camp Tillamook Youth Transitional Facility
- Young Women's Transition Program (Opened 2016 as a pilot)

Transition programs provide a bridge from the secure facilities to a community placement. They provide youth the opportunity to continue treatment, attend school, and build vocational skills. Youth work on community service projects, supervised work crews, and town jobs to instill a work ethic, accountability, and responsibility through payment of restitution to both victims and the community.

During 2017, OYA accomplished the following in regard to PREA implementation and process improvement:

- Three facilities were audited by Department of Justice certified auditors in accordance with PREA Standard § 115.401. Individual facility results are listed in this report under their respective facilities.
- Increased efforts were made regarding training staff to identify sexual harassment, which impacted the number of reported and investigated allegations of sexual harassment.

The following report contains the PREA compliance status for each OYA facility, and facility-specific data regarding allegations of sexual abuse. The data includes incidents of youth-to-youth non-consensual sexual acts and youth-to-youth abusive sexual contact; and incidents of staff-to-youth sexual misconduct, staff-to-youth sexual harassment, and — beginning in 2014 — youth-to-youth sexual harassment.

Eastern Oregon Youth Correctional Facility (EOYCF)

EOYCF is a 50-bed secure facility for male residents governed by Oregon Youth Authority (OYA) located in Burns, Oregon. The facility was opened in 1997 and is considered a single-story building centered around a courtyard. The program provides evidence-based programming and treatment i.e. ART (Aggression Replacement Training), COB (Changing Offender Behavior), skill building, AOD (Alcohol and other Drugs), and sexual offense specific groups in addition to vocational and educational opportunities. The resident’s average length of stay is twelve (12) months and can be extended if necessary. The average age of the residents is between 15 and 23 years old. Residents under the age of 13 could also potentially be detained if ordered by the court.

During 2017, a PREA compliance manager assigned at the facility continued to oversee and institute a facility safety plan and staffing plan in collaboration with the agency PREA coordinator. The PREA coordinator visited the facility to provide an ongoing assessment of physical plant design as related to sexual abuse prevention and to identify potential blind spots or other supervision issues.

No significant upgrades or physical plant changes occurred at the facility in 2017.

Reports of sexual abuse within Eastern Oregon Youth Correctional Facility										
Year	Youth-to-youth non-consensual sexual acts		Youth-to-youth abusive sexual contacts		Staff-to-youth sexual misconduct		Staff-to-youth sexual harassment		Youth-to-youth sexual harassment	
	All	Sub	All	Sub	All	Sub	All	Sub	All	Sub
2011	0	-	2	1	0	-	0	-		
2012	2	2	1	1	0	-	0	-		
2013	2	2	1	1	1	1	0	-		
2014	1	0	3	2	0	-	0	-	0	-
2015	1	1	1	0	0	-	0	-	3	1
2016	0	-	1	1	0	-	0	-	0	-
2017	0	-	0	-	0	-	0	-	0	-

Hillcrest Youth Correctional Facility (HYCF)

HYCF consolidated with the MacLaren facility and all youth and staff were transferred to the MacLaren campus. Hillcrest Youth Correctional Facility was officially closed Sept. 1, 2017.

HYCF was an all-male 136-bed residential facility located in Salem, Oregon. HYCF had seventeen (17) buildings, most of the buildings within a fenced, secure area that composed the primary community for the residents and two (2) buildings outside of the fenced area that served as maintenance and administration buildings. HYCF provided the statewide intake services for all male youth offenders. The facility specialized in serving youth under age 18, and those with mental health issues and/or alcohol and drug dependency, youth who committed violent offenses, and youth who presented behavioral management challenges. A resident’s average stay was 12 to 36 months and could be extended if necessary. The average age of youth was between 13 and 18 years old. Residents under the age of 13 could potentially be detained if ordered by the court.

During 2017, a PREA compliance manager assigned at the facility continued to oversee and institute a facility safety plan and staffing plan in collaboration with the agency PREA coordinator. The PREA coordinator visited the facility to provide an ongoing assessment of physical plant design as related to sexual abuse prevention and to identify potential blind spots or other supervision issues.

No significant upgrades or physical plant changes occurred at the facility in 2017.

Reports of sexual abuse within Hillcrest Youth Correctional Facility										
Year	Youth-to-youth non-consensual sexual acts		Youth-to-youth abusive sexual contacts		Staff-to-youth sexual misconduct		Staff-to-youth sexual harassment		Youth-to-youth sexual harassment	
	All	Sub	All	Sub	All	Sub	All	Sub	All	Sub
2011	0	-	5	1	1	0	2	0		
2012	1	0	2	1	1	0	3	2		
2013	0	-	0	-	2	0	1	1		
2014	1	1	7	7	0	-	2	0	1	1
2015	0	-	5	2	2	0	0	-	3	3
2016	1	0	5	3	0	-	0	-	15	10
2017	1	1	5	1	1	0	2	1	4	3

MacLaren Youth Correctional Facility (MYCF)

MYCF is a 271-bed secure facility for male residents governed by Oregon Youth Authority (OYA) located in Woodburn, Oregon. It was established in 1891. MYCF serves newly committed youth, youth who have returned on parole violations, and the majority of older Department of Corrections (DOC) youth. MYCF serves emotionally reactive, mentally ill youth and long-term residents. The facility provides an array of services to meet the needs of the youth, including education, vocational services, and certified drug and alcohol programming. The resident's average length of stay is nine (9) months and can be extended if necessary. The average age of the residents is between 14 and 23 years old. Residents under the age of 13 could also potentially be detained if ordered by the court.

During 2017, a PREA compliance manager assigned at the facility continued to oversee and institute a facility safety plan and staffing plan in collaboration with the agency PREA coordinator. The PREA coordinator visited the facility to provide an ongoing assessment of physical plant design as related to sexual abuse prevention and to identify potential blind spots or other supervision issues.

In 2017, significant upgrades and modifications were made to various areas of the campus for the consolidation of the Hillcrest and MacLaren facilities, including the expansion of an additional six new living units. The PREA coordinator was involved in the planning process to ensure the design allowed for increased line-of-sight supervision and enhanced ability to protect residents from sexual abuse.

Reports of sexual abuse within MacLaren Youth Correctional Facility										
Year	Youth-to-youth non-consensual sexual acts		Youth-to-youth abusive sexual contacts		Staff-to-youth sexual misconduct		Staff-to-youth sexual harassment		Youth-to-youth sexual harassment	
	All	Sub	All	Sub	All	Sub	All	Sub	All	Sub
2011	6	2	10	5	5	0	5	0		
2012	0	-	4	1	1	0	3	1		
2013	1	0	5	3	1	0	1	1		
2014	1	0	2	2	2	1	0	-	2	1
2015	1	1	1	1	1	0	1	0	4	2
2016	2	2	7	3	3	0	0	-	14	6
2017	3	0	3	1	3	1	2	1	10	5

North Coast Youth Correctional Facility (NCYCF)

In December 2016, Oregon’s governor presented her budget proposal for the 2017-19 biennium, which called for the closing of the NCYCF. NCYCF officially closed Oct. 1, 2017.

NCYCF was a 50-bed secure facility for male residents governed by Oregon Youth Authority (OYA) located in Warrenton, Oregon. The facility was opened in 1997 and is considered a single-story building centered around a courtyard. NCYCF specialized in serving youth with substance abuse issues. The resident’s average length of stay was nine (9) months and could be extended if necessary. The average age of the residents was between 14 and 23 years old. Residents under the age of 13 could also potentially be detained if ordered by the court.

During 2017, a PREA compliance manager assigned at the facility continued to oversee and institute a facility safety plan and staffing plan in collaboration with the agency PREA coordinator. The PREA coordinator visited the facility to provide an ongoing assessment of physical plant design as related to sexual abuse prevention and to identify potential blind spots or other supervision issues.

No significant upgrades or physical plant changes occurred at the facility in 2017.

Reports of sexual abuse within North Coast Youth Correctional Facility										
Year	Youth-to-youth non-consensual sexual acts		Youth-to-youth abusive sexual contacts		Staff-to-youth sexual misconduct		Staff-to-youth sexual harassment		Youth-to-youth sexual harassment	
	All	Sub	All	Sub	All	Sub	All	Sub	All	Sub
2011	0	-	1	1	1	0	2	1		
2012	0	-	0	-	1	1	1	0		
2013	0	-	0	-	0	-	1	1		
2014	0	-	0	-	5	0	0	-	4	4
2015	0	-	0	-	1	0	0	-	2	2
2016	0	-	0	-	1	0	0	-	3	3
2017	0	-	0	-	0	-	0	-	0	-

Oak Creek Youth Correctional Facility (OCYCF)

OCYCF is a 50-bed secure facility for female residents governed by Oregon Youth Authority (OYA) located in Albany, Oregon. The facility was opened in 2008 and is considered a single-story building centered around a courtyard. The facility was specifically dedicated for females. This program is the sole facility in OYA that engages in the functions of intake, long term care, mental health, behavior management, and transition as an ongoing practice. The resident’s average length of stay is six (6) to nine (9) months and can be extended if necessary. The average age of the residents is between 13 and 23 years old. Residents under the age of 13 could also potentially be detained if ordered by the court.

During 2016, a PREA compliance manager assigned at the facility continued to oversee and institute a facility safety plan and staffing plan in collaboration with the agency PREA coordinator. The PREA coordinator visited the facility to provide an ongoing assessment of physical plant design as related to sexual abuse prevention and to identify potential blind spots or other supervision issues.

No significant upgrades or physical plant changes occurred at the facility in 2017.

Reports of sexual abuse within Oak Creek Youth Correctional Facility										
Year	Youth-to-youth non-consensual sexual acts		Youth-to-youth abusive sexual contacts		Staff-to-youth sexual misconduct		Staff-to-youth sexual harassment		Youth-to-youth sexual harassment	
	All	Sub	All	Sub	All	Sub	All	Sub	All	Sub
2011	0	-	5	2	7	1	2	0		
2012	0	-	4	1	2	0	5	2		
2013	0	-	3	2	1	0	0	-		
2014	0	-	1	1	2	0	0	-	0	-
2015	0	-	2	0	3	1	0	-	0	-
2016	0	-	6	4	5	1	1	1	1	1
2017	1	0	4	4	1	0	1	0	0	0

Rogue Valley Youth Correctional Facility (RVYCF)

RVYCF is a 100-bed secure facility for male residents governed by Oregon Youth Authority (OYA) located in Grants Pass, Oregon. The facility is considered a single-story building centered around a courtyard. The program provides support for residents to gain the necessary skills to change their lives. Residents engage in restorative justice practices to take accountability and repair harm. The goal is to empower residents to effectively manage their relationships and to positively contribute to their communities. The resident’s average length of stay is nine (9) months and can be extended if necessary. The average age of the residents is between 14 and 23 years old. Residents under the age of 13 could also potentially be detained if ordered by the court.

During 2017, a PREA compliance manager assigned at the facility continued to oversee and institute a facility safety plan and staffing plan in collaboration with the agency PREA coordinator. The PREA coordinator visited the facility to provide an ongoing assessment of physical plant design as related to sexual abuse prevention and identify potential blind spots or other supervision issues.

Plans for a new education building, New Bridge High School, were finalized and reviewed with the PREA coordinator to ensure the layout and design of the building enhanced the ability to protect residents from sexual abuse. Construction began in the fall of 2016 and is expected to be completed in 2018.

Reports of sexual abuse within Rogue Valley Youth Correctional Facility										
Year	Youth-to-youth non-consensual sexual acts		Youth-to-youth abusive sexual contacts		Staff-to-youth sexual misconduct		Staff-to-youth sexual harassment		Youth-to-youth sexual harassment	
	All	Sub	All	Sub	All	Sub	All	Sub	All	Sub
2011	2	0	1	0	1	0	0	-		
2012	0	-	4	3	3	1	0	-		
2013	0	-	1	1	1	0	0	-		
2014	1	0	1	0	0	-	0	-	1	1
2015	1	0	3	0	1	0	0	-	5	5
2016	0	-	3	2	1	0	0	-	8	6
2017	0	-	1	1	1	0	0	-	6	4

Tillamook Youth Correctional Facility (TYCF)

TYCF is a 50-bed correctional facility with specialized services for youth that have a sexual offense history. Located a few miles outside of Tillamook, Oregon, its goal is to assist each youth to successfully address their specific education and treatment needs in an age-appropriate manner as determined by their Multi-Disciplinary Team (MDT), which meets quarterly and includes the youth and approved family members. The resident's average length of stay is nine (9) months and can be extended if necessary. The average age of the residents is between 14 and 23 years old. Residents under the age of 13 could also potentially be detained if ordered by the court.

During 2017, a PREA compliance manager assigned at the facility continued to oversee and institute a facility safety plan and staffing plan in collaboration with the agency PREA coordinator. The PREA coordinator visited the facility to provide an ongoing assessment of physical plant design as related to sexual abuse prevention and to identify potential blind spots or other supervision issues.

Tillamook Youth Correctional Facility was audited by a Department of Justice certified PREA auditor in March 2017. A final audit report was issued on April 22, 2017 and documented findings of the facility being fully compliant in all applicable areas and exceeding the standards in the following areas: residents with disabilities, hiring and promotion, employee training, and resident reporting.

Reports of sexual abuse within Tillamook Youth Correctional Facility										
Year	Youth-to-youth non-consensual sexual acts		Youth-to-youth abusive sexual contacts		Staff-to-youth sexual misconduct		Staff-to-youth sexual harassment		Youth-to-youth sexual harassment	
	All	Sub	All	Sub	All	Sub	All	Sub	All	Sub
2011	1	1	0	-	0	-	0	-		
2012	0	-	1	1	0	-	0	-		
2013	0	-	1	0	0	-	0	-		
2014	2	2	0	-	0	-	0	-	0	-
2015	1	0	2	2	0	-	0	-	0	-
2016	1	0	2	1	0	-	0	-	0	-
2017	0	-	4	3	0	-	0	-	0	-

Camp Florence Youth Transitional Facility (CFYTF)

CFYTF provides education, treatment, and occupational opportunities for the 25 male youth it can house. It is located on the central Oregon coast in Florence, Oregon. The goal of Camp Florence is to assist each youth in their specific areas of need through accountability and exposure to new concepts, treatment, education, and experiences. Employment is offered that includes real jobs that teach skills to enhance the employability of a youth, as well as job shadowing and internship opportunities. While the length of placement can vary, a youth may typically stay an average of one year. Residents are typically 16 to 24 years of age.

Camp Florence Youth Transitional Facility was audited by a Department of Justice certified PREA auditor in March 2017. A final audit report was issued on April 22, 2017 and documented findings of the facility being fully compliant in all applicable areas and exceeding the standards in the following areas: limits to cross-gender viewing, residents with disabilities, hiring and promotion, employee training, resident reporting, and third-party reporting.

No significant upgrades or physical plant changes occurred at the facility in 2017.

Reports of sexual abuse within Camp Florence Youth Transitional Facility										
Year	Youth-to-youth non-consensual sexual acts		Youth-to-youth abusive sexual contacts		Staff-to-youth sexual misconduct		Staff-to-youth sexual harassment		Youth-to-youth sexual harassment	
	All	Sub	All	Sub	All	Sub	All	Sub	All	Sub
2011	1	0	0	-	0	-	0	-		
2012	0	-	0	-	0	-	0	-		
2013	0	-	0	-	0	-	0	-		
2014	0	-	1	1	0	-	0	-	0	-
2015	0	-	0	-	0	-	0	-	0	-
2016	0	-	0	-	0	-	0	-	0	-
2017	0	-	0	-	0	-	0	-	0	-

Camp Riverbend Youth Transitional Facility (CRYTF)

CRYTF provides education, treatment, and occupational opportunities for the 25 male youth it can house. It is located in eastern Oregon just a few miles outside La Grande, Oregon. The goal of Camp Riverbend is to assist each youth in their specific areas of need through accountability and exposure to new concepts, treatment, education, and experiences. Employment is offered that includes real jobs that teach skills to enhance the employability of a youth, as well as job shadowing and internship opportunities. While the length of placement can vary, a youth may typically stay an average of one year. Residents are typically 16 to 24 years of age.

During 2017, a PREA compliance manager assigned at the facility continued to oversee and institute a facility safety plan and staffing plan in collaboration with the agency PREA coordinator. The PREA coordinator visited the facility to provide an ongoing assessment of physical plant design as related to sexual abuse prevention and to identify potential blind spots or other supervision issues.

No significant upgrades or physical plant changes occurred at the facility in 2017.

Reports of sexual abuse within Camp Riverbend Youth Transitional Facility										
Year	Youth-to-youth non-consensual sexual acts		Youth-to-youth abusive sexual contacts		Staff-to-youth sexual misconduct		Staff-to-youth sexual harassment		Youth-to-youth sexual harassment	
	All	Sub	All	Sub	All	Sub	All	Sub	All	Sub
2011	0	-	0	-	0	-	0	-		
2012	0	-	0	-	1	1	0	-		
2013	0	-	0	-	0	-	0	-		
2014	0	-	0	-	0	-	0	-	0	-
2015	0	-	1	0	0	-	0	-	0	-
2016	0	-	0	-	0	-	0	-	0	-
2017	0	-	0	-	0	-	0	-	0	-

Camp Tillamook Youth Transitional Facility (CTYTF)

CTYTF provides education, treatment, and occupational opportunities for the 25 male youth it can house. It is located a few miles outside Tillamook, Oregon. The goal of Camp Tillamook is to assist each youth in their specific areas of need through accountability and exposure to new concepts, treatment, education, and experiences. Employment is offered that includes real jobs that teach skills to enhance the employability of a youth, as well as job shadowing and internship opportunities. While the length of placement can vary, a youth may typically stay an average of one year. Residents are typically 16 to 24 years of age.

During 2017, a PREA compliance manager assigned at the facility continued to oversee and institute a facility safety plan and staffing plan in collaboration with the agency PREA coordinator. The PREA coordinator visited the facility to provide an ongoing assessment of physical plant design as related to sexual abuse prevention and to identify potential blind spots or other supervision issues.

Camp Tillamook Youth Transitional Facility was audited by a Department of Justice certified PREA auditor in March 2017. A final audit report was issued on April 27, 2017 and documented findings of the facility being fully compliant in all applicable areas and exceeding the standards in the following areas: residents with disabilities, hiring and promotion, employee training, and resident reporting.

Reports of sexual abuse within Camp Tillamook Youth Transitional Facility										
Year	Youth-to-youth non-consensual sexual acts		Youth-to-youth abusive sexual contacts		Staff-to-youth sexual misconduct		Staff-to-youth sexual harassment		Youth-to-youth sexual harassment	
	All	Sub	All	Sub	All	Sub	All	Sub	All	Sub
2011	0	-	0	-	0	-	0	-		
2012	0	-	2	1	0	-	0	-		
2013	0	-	2	2	0	-	0	-		
2014	0	-	0	-	1	0	0	-	0	-
2015	0	-	0	-	0	-	0	-	0	-
2016	2	0	2	1	0	-	0	-	1	1
2017	0	-	0	-	0	-	0	-	0	-

Young Women’s Transition Program (YWTP)

As of November 2015, YWTP was funded as a “pilot” stand alone program separate from Oak Creek Youth Correctional Facility. Prior to the agency funded pilot, YWTP operated as an “inside out” program where young women were housed in Oak Creek but engaged in community-based transition programming in the community. Permanent funding of YWTP was provided by the legislature in July of 2017 as an independent program. Residents of the 14-bed program average length of stay is four (4) to six (6) months, however, the length of stay can be extended based on a particular youth’s need (e.g. completion of college courses/vocation training or transition plan). The average age of residents is between 16 and 19 years old.

No significant upgrades or physical plant changes occurred at the facility in 2017.

Reports of sexual abuse within Young Woman’s Transition Program										
Year	Youth-to-youth non-consensual sexual acts		Youth-to-youth abusive sexual contacts		Staff-to-youth sexual misconduct		Staff-to-youth sexual harassment		Youth-to-youth sexual harassment	
	All	Sub	All	Sub	All	Sub	All	Sub	All	Sub
2011										
2012										
2013										
2014										
2015										
2016										
2017	0	-	0	-	0	-	0	-	0	-

DEFINITIONS

Youth-on-Youth Sexual Abuse

NON-CONSENSUAL SEXUAL ACTS

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

AND

- Sexual 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 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.
- EXCLUDES 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.

Staff-on-Youth Sexual Abuse

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 (excludes family, friend, or other visitors).

Sexual relationships of a romantic nature between staff and youth are included in this definition. Consensual or non-consensual acts include:

- Intentional touching, either by direct contact or through 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 gratifications.

STAFF SEXUAL HARASSMENT

Repeated and unwelcome sexual advances, requests for sexual favors, or verbal comments, gestures, or actions of a derogatory or offensive sexual nature to a youth by an employee, volunteer, contractor, official visitor, or other agency representative (excludes family, friends, or other visitors). Includes:

- Demeaning references to gender; or other sexually suggestive or derogatory comments about body or clothing;
OR
- Repeated profane or obscene language or gestures.



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