



2019 PREA Annual Wolverine Human Services

BACKGROUND: The Prison Rape Elimination Act (PREA) was passed by Congress and signed into law by President George W. Bush in 2003 to prevent, detect and respond to sexual abuse that occurs in confinement settings. The National Prison Rape Elimination Commission developed national standards for reducing prison rape, which became final on June 20, 2012, when they were published by the Department of Justice (DOJ) in the Federal Register. PREA applies to adult prisons and jails, juvenile residential treatment facilities, lockups, and community confinement facilities. Implementation of the PREA standards in combating sexual abuse in juvenile residential treatment facilities will be contingent upon effective agency and facility leadership, and the development of an agency's principles prioritizing efforts to combat sexual abuse. The prevention of rape, sexual assault, or sexual misconduct is a top priority for Wolverine Human Services. We have zero tolerance for any incidence of rape, sexual assault, or sexual misconduct; and make every effort to comply with applicable components of the Prison Rape Elimination Act (PREA) of 2003.

Pursuant to § 115.387 of the PREA standards (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 residents. (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.

Subsequently, these statistics are published in an annual report made public via the Wolverine Human Services website, the annual report covers the reporting period from January 1, 2019 to December 31, 2019.



DEFINITIONS: Once a report of sexual abuse has been accepted and investigated, the incident will be classified using one of the following findings:

SUBSTANTIATED - allegation is supported by preponderance of evidence (51%) indicating that it is more probable that the incident took place than it did not. A determination that an allegation is substantiated under PREA guidelines is not a determination of guilt. **UNSUBSTANTIATED** - insufficient evidence to either prove or disprove the allegation. **UNFOUNDED** - allegation is false or the agency that completes the investigation states that the allegation is unfounded.

Client on Client sexually abusive penetration: Any sexual penetration by a student of another student. The sexual acts included are; contact between the penis and the vagina or the anus; contact between the mouth and the penis, vagina or anus; or, penetration of the anal or genital opening of another person by hand, finger or other object. **Client on Client sexually abusive contact:** Non-penetrating touching (either directly or through the clothing) of the genitalia, anus, groin, breast, inner thigh or buttocks without penetration by a student of another student, with or without the latter's consent, or of a student who is coerced into sexual contact by threats of violence, or of a student who is unable to refuse.

Client on Client sexual harassment: Repeated and unwelcome sexual advances, requests for sexual favors, verbal comments, or gestures or actions of a derogatory or offensive sexual nature by one student directed towards another.

Staff on Client sexually abusive penetration: Sexual penetration by a staff member of a student, including contact between the penis and vagina or anus; contact between the mouth and the penis, vagina or anus, or, penetration of the anal or genital opening of a student by a hand, finger or other object.

Staff on Client sexually abusive contact: Includes non-penetrating touching (either directly or through the clothing) of the genitalia, anus, groin, breast, inner thigh, or buttocks by a staff member of a student that is unrelated to official duties.

Staff on Client sexual harassment: Repeated verbal comments or gestures of a sexual nature to a student by a staff member. Such statements include demeaning references to gender, sexually suggestive or derogatory comments about body or clothing, or profane or obscene language or gestures.

Staff on Client indecent exposure: The display by a staff member of his or her uncovered genitalia, buttocks, or breast in the presence of a student.

Staff on Client voyeurism: An invasion of a student's privacy by staff for reasons unrelated to official duties or when otherwise not necessary for safety and security reasons.

Staff sexual misconduct: Includes any behavior or act of a sexual nature directed toward a student by an employee, volunteer, contractor, official visitor, or other agency representative. Sexual relationships of a romantic nature between staff and student(s) are included in this definition.

Sexual Exploitation: Includes allowing, permitting, or engaging a child to engage in prostitution, or allowing, permitting, encouraging, or engaging in the photographing, filming, or depicting of a child engaged in a sexual act.

Staff on Client indecent exposure: The display by a staff member of his or her uncovered genitalia, buttocks, or breast in the presence of a student.

Staff on Client voyeurism: An invasion of a student’s privacy by staff for reasons unrelated to official duties or when otherwise not necessary for safety and security reasons.

Staff sexual misconduct: Includes any behavior or act of a sexual nature directed toward a student by an employee, volunteer, contractor, official visitor, or other agency representative. Sexual relationships of a romantic nature between staff and student(s) are included in this definition.

Sexual Exploitation: Includes allowing, permitting, or engaging a child to engage in prostitution, or allowing, permitting, encouraging, or engaging in the photographing, filming, or depicting of a child engaged in a sexual act.

Sexual Abuse Allegations January 1, 2019 – December 31, 2019 Data Reported

There were 20 allegations received, 14 of the allegations were of Client on Client misconduct and there were 6 allegations of Staff on Client t misconduct.

Client on Client

Of the 14 allegations, 2 were allegations of Client on Client sexually abusive contact; 1 were allegations of Client on Client sexually abusive penetration; 11 were allegations of Client on Client sexual harassment and 0 allegation of voyeurism

Staff on Client

There was 1 allegation of Staff on Client sexually abusive contact; 0 was an allegation of Staff on Client sexually abusive penetration; 0 allegations of Staff on Client voyeurism, and 5 sexual harassment.

Classification – refer to the chart below.

Sexual Abuse Allegations January 1, 2019 – December 31, 2019 Data

PWLC (4)

| Client on Client | Substantiated | Unsubstantiated | Unfounded |
|---------------------|---------------|-----------------|-----------|
| Abusive contact | | | |
| Abusive penetration | | | |
| Sexual Harassment | 1 | 1 | |
| Voyeurism | | | |
| TOTAL | 1 | 1 | |

| Staff on Client | Substantiated | Unsubstantiated | Unfounded |
|------------------------|----------------------|------------------------|------------------|
| Abusive contact | I | | |
| Abusive penetration | | | |
| Sexual Harassment | | I | |
| Voyeurism | | | |
| TOTAL | 1 | 1 | |

WGRC (4)

| Client on Client | Substantiated | Unsubstantiated | Unfounded |
|-------------------------|----------------------|------------------------|------------------|
| Abusive contact | I | | I |
| Abusive penetration | | | |
| Sexual Harassment | | I | |
| Voyeurism | | | |
| TOTAL | 1 | 1 | 1 |

| Staff on Client | Substantiated | Unsubstantiated | Unfounded |
|------------------------|----------------------|------------------------|------------------|
| Abusive contact | | | |
| Abusive penetration | | | |
| Sexual Harassment | | I | |
| Voyeurism | | | |
| TOTAL | | 1 | |

WSTC (9)

| Client on Client | Substantiated | Unsubstantiated | Unfounded |
|-------------------------|----------------------|------------------------|------------------|
| Abusive contact | | | |
| Abusive penetration | I | | |
| Sexual Harassment | II | II | II |
| Voyeurism | | | |
| TOTAL | 3 | 2 | 2 |

| Staff on Client | Substantiated | Unsubstantiated | Unfounded |
|------------------------|----------------------|------------------------|------------------|
| Abusive contact | | | |
| Abusive penetration | | | |
| Sexual Harassment | I | | I |
| Voyeurism | | | |

Vassar House (2)

| Client on Client | Substantiated | Unsubstantiated | Unfounded |
|-------------------------|----------------------|------------------------|------------------|
| Abusive contact | | | |

| | | | |
|------------------------|----------------------|------------------------|------------------|
| Abusive penetration | | | |
| Sexual Harassment | | | 1 |
| Voyeurism | | | |
| TOTAL | | | 1 |
| Staff on Client | Substantiated | Unsubstantiated | Unfounded |
| Abusive contact | | | |
| Abusive penetration | | | |
| Sexual Harassment | | | 1 |
| Voyeurism | | | |
| TOTAL | | | 1 |

CFC (1)

| | | | |
|-------------------------|----------------------|------------------------|------------------|
| Client on Client | Substantiated | Unsubstantiated | Unfounded |
| Abusive contact | | | |
| Abusive penetration | | | |
| Sexual Harassment | 1 | | |
| Voyeurism | | | |
| TOTAL | 1 | | |
| Staff on Client | Substantiated | Unsubstantiated | Unfounded |
| Abusive contact | | | |
| Abusive penetration | | | |
| Sexual Harassment | | | |
| Voyeurism | | | |
| TOTAL | | | |

Wolverine Center (0)

| | | | |
|-------------------------|----------------------|------------------------|------------------|
| Client on Client | Substantiated | Unsubstantiated | Unfounded |
| Abusive contact | | | |
| Abusive penetration | | | |
| Sexual Harassment | | | |
| Voyeurism | | | |
| TOTAL | 0 | 0 | 0 |
| Staff on Client | Substantiated | Unsubstantiated | Unfounded |
| Abusive contact | | | |
| Abusive penetration | | | |
| Sexual Harassment | | | |
| Voyeurism | | | |
| TOTAL | 0 | 0 | 0 |



PREA Compliance Activities and Investigations of Allegations

Wolverine Human Services has a zero-tolerance policy relating to sexual assault/rape of a student and will cooperate in the investigation and prosecution of anyone involved in a sexual assault/rape of a Wolverine Human Services student. The primary responsibility of all Wolverine Human Services employees is student safety. This policy shall be followed in conjunction with all Federal and State mandatory reporting requirements.

All sexual abuse allegations are reported to the proper authorities for investigation. WHS cooperates with the investigative agency and follows up with any findings or recommendations from the investigation.

WHS PREA Coordinator conducts internal Critical Incident Reviews on reported sexual abuse allegations. The review consists of environmental factors, human factors, system factors as well as any corrective actions items that need to be follow up on. If system issues are identified, these are shared with other WHS programs to ensure that each program has an effective process in place for the safety of our residents.

2019 PREA Monitoring PASS/Corrective Actions and Policy adoptions

On December 05, 2019 Wolverine Human Services Completed a PREA Monitoring. A PREA PASS was issued on January 08, 2020 to address the following infraction: corrective action plan that identified the following areas of improvement

- Wolverine Human Services has adopted and implemented the use of the following forms: MDHHS-5810-PREA (8-19) PREA Investigation Report, MDHHS-5809 (8-19) PREA Investigation Tool, MDHHS-5799-PREA (5-19) PREA Retaliation Monitoring Log, and MDHHS-5818-PREA (8-19) 30-Day Sexual Abuse Incident Review.

Training: Wolverine Human Services has adopted and implemented the following state issued training materials into our New Hire Orientation protocol:

- The following policies have been updated to include Prison Rape Elimination Act (PREA) requirements:
 - -JRM 170, Staff Development and Training
 - -JRM 173, Investigation Protocol
 - -JRM 511, Body Searches of Youth
 - -JRM 560, Sexual Abuse Prevention and Response
- 115.331 Employee Training -Wolverine Human Services has adopted the SOGIE training materials; including but not limited to, all material and outside workshop training and reinforcing the PREA juvenile standards

- 115.351 Resident Reporting: Wolverine Human Services clearly recognizes the client's right to make a private call to CPS. All clients will have unrestricted access to make a call to CPS to report abuse and/or neglect. During the intake/orientation process, each client will be provided a copy of their rights which provide the phone number to CPS.
The following changes have been made to comply with PREA standard 115.351 – Resident Reporting:
 1. Management will secure a private place for the client to make call.
 2. Management will dial CPS' number
 3. Management will ensure privacy by standing outside of the room; however, maintain LOS.
 4. Management will report incidents of retaliation by staff or peers
 5. Management will maintain the client's confidentiality
- 115.315(d) Limits to Cross-Gender Viewing.
- 115.313 Supervision and monitoring – Bathroom LOS re-training
- 15.318 Upgrades to facilities and technologies – New installation of cameras at the Vassar Camp and a camera upgrade at the Wolverine Secure Treatment Center.

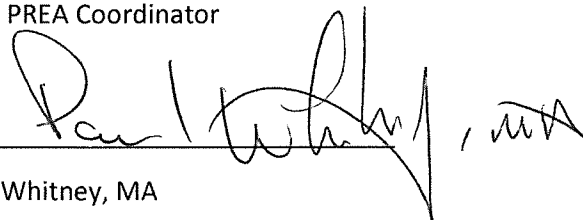
Wolverine Human Services collaborates with the State of Michigan PREA Analyst and the independent PREA auditor to assure complete PREA compliance for all of WHS' facilities.

Wolverine Human Services' PREA Coordinator will continue to collect data from all PREA programs and will compile and analyze our sexual abuse data for comparison for next year's PREA Annual report.

Wolverine Human Services will provide clarification that any published PREA data is redacted in compliance with federal privacy laws to provide for the safety and security for Wolverine Human Services youth and staff.

Dana Simmons, MSW

WHS PREA Coordinator



Paul Whitney, MA

VP of Residential Programs