

**Midway Rehabilitation Center Prison Rape Elimination Act  
2017 Annual Report**

Midway Rehabilitation Center has a zero tolerance policy for all acts of sexual abuse and harassment. The Agency has established the Elimination and Reporting of Sexual Abuse and Harassment Policy and Procedures pursuant to the Prison Rape Elimination Act (PREA) Community Corrections Facility Standards, to prohibit and prevent sexual abuse and harassment and to detect, report, investigate, and address any allegation of abuse or harassment involving any adult in the custody of the Bureau of Prisons and residing at Midway Rehabilitation Center.

In 2003, President Bush signed the Prison Rape Elimination Act (PREA) into law. The Department of Justice (DOJ) developed national standards for implementation by federal, state, and local correctional organizations. The intended purpose of these standards was to provide comprehensive guidelines for preventing, detecting, and eliminating incidents of sexual abuse and harassment involving adult inmates and youth in detention and residential facilities. After public review and comment, the DOJ published final PREA Adult Community Correction standards which became effective on August 20, 2012, which mandated all federal operated residential facilities to comply with these standards.

This agency is committed to providing safe and secure environments for youth. Extensive efforts are taken to comprehensively investigate all reported allegations of sexual abuse and harassment. Allegations are reported to the Federal Bureau of Prisons, Knoxville Police Department, and East Tennessee Sexual Assault Center of East Tennessee. Management teams are required to review all investigations to determine the need for corrective actions, which may include policy and procedure modifications, staff and/or adult discipline.

Pursuant to PREA Adult Community Confinement Standards §115.287 and §115.288, Midway Rehabilitation Center is mandated to collect data for each allegation of sexual abuse occurring in its facilities. This data must include, at a minimum, the data required to answer all questions from the most recent version of the Survey of Sexual Victimization conducted by the Department of Justice Bureau of Statistics. The agency has redacted specific material from publication such as personal identifying information and information that would present a clear and specific threat to the safety and security of the agency's facilities.

This report presents the DOJ Survey of Sexual Victimization data for calendar years 2016 Data is categorized in the following areas.

- Inmate –on- Inmate Nonconsensual Sexual Acts
- Inmate –on- Inmate Abusive Sexual Contact
- Inmate-on- Inmate Sexual Harassment
- Staff Sexual Misconduct
- Staff Sexual Harassment

The DOJ Survey of Sexual Victimization defines four investigation outcomes.

- **Substantiated** - the event was investigated and determined to have occurred, based on a preponderance of the evidence (28 C.F.R. §115.72).
- **Unsubstantiated** - the investigation concluded that evidence was insufficient to determine whether or not the event occurred.
- **Unfounded** - the investigation determined that the event did not occur.
- **Investigation Ongoing** - evidence is still being gathered, processed or evaluated, and a final determination has not yet been made yet.

Figure 1. Demographics

The following aggregate data depicts the basic demographics by total admissions and discharges, yearly census, gender, and age.

Referral Source	Male	Femal	Total	Percen
Bureau of Prisons	189	60	249	93%
Out-Patient/Self Pay/Probation	17	0	17	7%
*BOP - Home Confinement Status (BHC)	90	37	127	51%
*BOP - Furlough Status	5	2	7	3%
<b>Total Clients Served – 266</b>				
*These clients were awarded home confinement and furlough status. The figures are not included in the total admissions since they are initially considered a bureau of prisons referral.				

Figure 2. Aggregate data for calendar year 2017 by category.



## ACCOMPLISHMENTS

Midway Rehabilitation Center works to unceasingly reduce and eliminate sexual abuse and harassment within our facility. An integral part of eliminating sexual abuse and harassment is to implement each standard established by the Prison Elimination Act (PREA). The established PREA Coordinator's responsibility is to oversee and audit the agency's compliance with the PREA Standards.

Midway Rehabilitation Center has been working diligently on projects to enhance prevention planning, staff training, resident reporting and education, and auditing. An additional 47 video cameras have now been installed. The newly installed cameras and hardware will increase and support staff supervision to deter incidents of sexual abuse and harassment. In addition, the agency has installed an intercom system to make announcing individuals of the opposite gender entering floors easier. Also, Midway has installed a direct feed to the televisions so that PREA education material can be accessed by all residents 24 hours per day. PREA posters as well as the reporting phone numbers have been posted throughout the facility.

Ongoing efforts to enhance the admission and orientation process include the use of an education video to familiarize adult with preventing and reporting sexual abuse. Comprehensive education is ongoing during a resident's commitment beginning at the time of intake and continuing until their discharge.

# Midway

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On August 18, 2016, a PREA on-site audit was completed of Midway Rehabilitation Center by Rodney P. Bivens and Brian Bivens who are United States Department of Justice Certified PREA Auditors. In which, Midway Rehabilitation Center met every applicable standard required in the Prison Elimination Act. Attached is the Audit Finding