OMB No. 1121-0292: Approval Expires 05/31/2014

FORM SSV-5 (4-6-2012)

SURVEY OF SEXUAL VIOLENCE, 2011
— State Juvenile Systems
Summary Form

U.S. DEPARTMENT OF JUSTICE
BUREAU OF JUSTICE STATISTICS
AND ACTING AS COLLECTION AGENT
U.S. DEPT. OF COMMERCE
Economics and Statistics Administration
U.S. CENSUS BUREAU

DATA SUPPLIED BY

Name	Title
Hasan Davis	Commissioner

OFFICIAL ADDRESS	Number and street or P.O. Box/Route Number: 1025 Capital Center Drive		City: Frankfort	State: KY	ZIP Code: 40601
TELEPHONE	Area code: 502	Number: 573-2738	**FAX NUMBER**	Area Code:	Number: -
E-MAIL ADDRESS					

KY001
C&z79579

18 0 000 000 05 00000 018 00
Kentucky Department of Juvenile Justice

(Please correct any error in name, mailing address, and ZIP Code)

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, 2011, and December 31, 2011.

- 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 ([X]) provided.
- When exact numeric answers are not available, provide estimates and mark ([X]) the box beside each figure.

Substantiated incidents of sexual violence:

- Please complete an Incident Form (Juvenile, SSV-IJ) 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 June 15, 2012.**
- **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 47199-5000
- **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 I – GENERAL INFORMATION

1. On December 31, 2011, how many facilities operated by your State held juveniles or youthful offenders CHARGED WITH or COURT-ADJUDICATED FOR AN OFFENSE?

Number of facilities 27 ☐

- Count all juvenile residential facilities where young persons who have committed offenses may be housed overnight.
- Count each facility with a separate physical location only once. Do not count separate living/sleeping units, wings, floors, dorms, barracks, or cottages within a single facility.

2. On December 31, 2011, how many persons held in the facilities reported in Item 1 were —

a. Males 512 ☐

b. Females 62 ☐

c. TOTAL *(Sum of Items 2a to 2b)* 574 ☐

- 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, 2011.

3. On December 31, 2011, how many persons held in the facilities reported in Item 1 were —

a. Age 17 or younger 520 ☐

b. Age 18 to 20 54 ☐

c. Age 21 or older 0 ☐

d. TOTAL *(Sum of Items 3a to 3c should equal Item 2c)* 574 ☐

- 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, 2011.

4. Between January 1, 2011, and December 31, 2011, how many persons were admitted to or discharged from the facilities reported in Item 1?

a. TOTAL number admitted 8168 ☐

b. TOTAL number discharged 8320 ☐

- 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, pretrial releases, transfers to adult jurisdictions or to other States, and deaths.
- Exclude admissions and discharges resulting from returns from escape, administrative transfers to other juvenile facilities operated by your State, or temporary release including work/school release, medical appointments, other treatment facilities, 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 exploit.

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

01 [X] Yes → **a. Do you record all reported occurrences, or only substantiated ones?**

01 [X] All

02 [ ] Substantiated only

b. Do you record attempted NONCONSENSUAL SEXUAL ACTS or only completed ones?

01 [ ] Both attempted and completed

02 [ ] Completed only

02 [ ] 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, 2011, and December 31, 2011, 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 _____ [ ] None

- The event was investigated and determined to have occurred.

b. Unsubstantiated 1 [ ] None

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

c. Unfounded _____ [ ] None

- The event was determined NOT to have occurred.

d. Investigation ongoing _____ [ ] None

- 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.)*

01 ☒ Yes → **Can these be counted separately from allegations of NONCONSENSUAL SEXUAL ACTS?**

01 ☒ Yes

02 ☐ No → *Skip to Item 11.*

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

9. Between January 1, 2011, and December 31, 2011, how many allegations of youth-on-youth ABUSIVE SEXUAL CONTACTS were reported?

Number reported 0 ☐ 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	_____	☐ None
b. Unsubstantiated	_____	☐ None
c. Unfounded	_____	☐ None
d. Investigation ongoing	_____	☐ None
e. TOTAL (Sum of Items 10a through 10d)	0	☐ 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?

01 ☒ Yes → **Do you record all reported occurrences, or only substantiated ones?**

01 ☒ All

02 ☐ Substantiated only

02 ☐ No → *Please provide an explanation in the space below and then skip to Item 14.*

12. Between January 1, 2011, and December 31, 2011, how many allegations of STAFF SEXUAL MISCONDUCT were reported?

Number reported 5 ☐ 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.)*

a. Substantiated ☐ None

b. Unsubstantiated 2 ☐ None

c. Unfounded 3 ☐ None

d. Investigation ongoing ☐ None

e. TOTAL (Sum of Items 13a through 13d) 5 ☐ None

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

01 ☒ Yes → **Can these allegations be counted separately from allegations of STAFF SEXUAL MISCONDUCT?**

01 ☒ Yes

02 ☐ No → *Skip to Item 17.*

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

15. Between January 1, 2011, and December 31, 2011, how many allegations of STAFF SEXUAL HARASSMENT were reported?

Number reported 2 ☐ None

- If an allegation involved multiple victims, or staff 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.)*

a. Substantiated 1 ☐ None

b. Unsubstantiated 1 ☐ None

c. Unfounded ☐ None

d. Investigation ongoing ☐ None

e. TOTAL (Sum of Items 16a through 16d) 2 ☐ None

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?

01 ☒ Yes

02 ☐ No

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

01 ☐ Yes

02 ☒ 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-IJ) for each substantiated incident of sexual violence.

NOTES

OMB No. 1121-0292: Approval Expires 05/31/2014

FORM SSV-IJ (3-14-2012)

SURVEY OF SEXUAL VIOLENCE, 2011

Incident Form (Juvenile)

U.S. DEPARTMENT OF JUSTICE
BUREAU OF JUSTICE STATISTICS
and ACTING AS COLLECTION AGENT
U.S. DEPT. OF COMMERCE
Economics and Statistics Admin.
U.S. CENSUS BUREAU

State _____ Incident Number ___ out of ___

1. On what date did the incident occur? *(If more than one date, report the most recent.)*

Month Day Year
09 22 2011

2. In what facility did the incident occur?

Name
Rivendell Behavioral Health

City/Place
Bowling Green, Kentucky

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 [ ] 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 [X] Male 02 [ ] Female

7. Victim #1: What was the victim's age at the time of the incident?

01 [ ] Under the age of 13 05 [ ] 20–24
02 [X] 13–15 06 [ ] 25 or older
03 [ ] 16–17
04 [ ] 18–19

8. Victim #1: What was the victim's race/ethnic origin? *(Mark (X) all that apply.)*

01 [X] White *(not of Hispanic origin)*
02 [ ] 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 [ ] Female

10. Victim #2: What was the victim's age at the time of the incident?

01 [ ] Under the age of 13 05 [ ] 20–24
02 [ ] 13–15 06 [ ] 25 or older
03 [ ] 16–17
04 [ ] 18–19

11. Victim #2: What was the victim's race/ethnic origin? *(Mark (X) all that apply.)*

01 [ ] White *(not of Hispanic origin)*
02 [ ] 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*

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