Department of State Police

Massachusetts State Police
Prison Rape Elimination Act (PREA)
Annual Report 2017

PREA was established in 2003 to address sexual abuse and sexual harassment of persons in the custody of U.S. correctional prisons. Major provisions of PREA included the development of standards for detections, prevention, reduction and punishment of sexual abuse and sexual harassment in confinement settings. The Act applies to all public and private institutions that house adult or juvenile offenders. On August 20, 2012, the PREA standards final rule became effective. The Massachusetts State Police has a zero tolerance policy on issues pertaining to sexual abuse and sexual harassment involving detainees and is working continuously to develop and implement policies to prevent, detect, and respond to sexual misconduct allegations. Whenever an agency employee is alleged to have engaged in criminal conduct, the matter will be investigated by State Police Detective Unit assigned to the District Attorney's Office of jurisdiction. It is the policy of Massachusetts State Police to thoroughly investigate all complaints of alleged employee misconduct to properly determine whether or not the allegations are substantiated or unfounded and to take appropriate follow up action.

PREA further requires the Massachusetts State Police to aggregate and review that data in order to assess and improve the Department's effectiveness as an agency at preventing, detecting and responding to PREA. Standards related to the collection of data include §115.87 & § 115.287 Data Collection, § 115.88 & § 115.288 Data Review for Corrective Action, § 115.89 & § 115.289 Data Storage, Publication, and Destruction. For reference purposes, they are included within this report.

The Department policy (PRI-07A) mandates that the Department shall annually review data collected and aggregated in order to assess and improve the effectiveness of its sexual abuse prevention, detection, response policies, and training, including: identifying problem areas; taking corrective action on an on-going basis; and preparing an annual report of its findings from its data review and any corrective actions for each lockup, as well as the agency as a whole. The PREA coordinator's annual report shall include a comparison of the current year's data and corrective actions with those from prior years and provide an assessment of the agency's progress in addressing sexual abuse. Upon approval of the Colonel, said report shall be made publically available upon request subject to redaction if appropriate.

For purposes of this report, the following definitions apply:

Unfounded- Complaint or incident is false and not factual.
Exonerated - Incident occurred, but employee's action was lawful and proper.
Not Sustained - Insufficient evidence to prove or disprove the complaint.
Sustained - The complaint or incident is supported by sufficient evidence to prove employee misconduct.

Statistics

2017	2016
Inmate on Inmate: Reported: 0 Sustained: 0 Unfounded: 0 Not Sustained: 0 Exonerated: 0	Staff on Inmate: Reported: 0 Sustained: 0 Unfounded: 0 Not Sustained: 0 Exonerated: 0

APPROVED:



Colonel Kerry A. Gilpin
Superintendent
Massachusetts State Police