

FY 2017 List of Certification and Assurance Submissions for Audit Year 3 of Cycle 1

On September 9 2016, the Office of Justice Programs (OJP) Assistant Attorney General (AAG) and the Office on Violence Against Women (OVW) Principal Deputy Director sent letters to the nation's state and territorial governors and the Mayor of the District of Columbia on behalf of the U.S. Department of Justice (DOJ) explaining their FY 2017 PREA-related options.¹ State administering authorities for OJP and OVW grant programs, and governors' criminal justice policy advisors were copied on this letter. The deadline for certifications and assurances for Audit Year 3 of Cycle 1, which impact FY 2017 grant funds, was October 15, 2016.

Following the October 15 submission deadline, the Justice for All Reauthorization Act of 2016, which includes an amendment to the PREA statute, was enacted on December 16, 2016. This change to the PREA statute provides a second option regarding impacts to DOJ grant funds for states that are not able to certify full compliance with the National PREA Standards. For three years following the date of enactment, governors have the option to choose whether affected grant funds are reallocated to the state to use for PREA compliance purposes, or are held in abeyance by DOJ pending future action by the state. See 42 U.S.C. § 15607(e)(2)(E).²

Below is a list of states and territories that submitted certifications and assurances for Audit Year 3 of the first three-year PREA audit cycle. Also appended to this list is a compilation of all certification and assurance documents submitted by states, territories, and the District of Columbia.

Certifications (19 total)

- Arizona
- Connecticut
- Delaware
- Illinois
- Iowa
- Kentucky
- Missouri
- Montana
- New Hampshire
- New Jersey
- North Dakota
- Oklahoma
- Oregon
- Pennsylvania
- South Dakota
- Tennessee
- Vermont
- Virginia
- Wyoming

¹ Following the issuance of the September 9 letter, a PREA amendment under the Justice for All Reauthorization Act of 2016 was enacted on December 16, 2016, which exempts grant programs administered by OVW. Therefore, beginning in FY 2017, only OJP grant programs are impacted by PREA.

² Additional information regarding the PREA amendment under the Justice for All Reauthorization Act of 2016 can be found here: https://www.bja.gov/ProgramDetails.aspx?Program_ID=76.

Assurances (34 total)

- Alabama
- Alaska
- American Samoa
- California
- Colorado
- District of Columbia
- Florida
- Georgia*
- Guam
- Hawai'i
- Idaho
- Indiana
- Kansas
- Louisiana
- Maine
- Maryland*
- Massachusetts
- Michigan
- Minnesota
- Mississippi
- Nebraska
- Nevada
- New Mexico
- New York
- North Carolina
- Ohio
- Puerto Rico
- Rhode Island
- South Carolina
- Texas*
- U.S. Virgin Islands
- Washington
- West Virginia
- Wisconsin

* These states have chosen to have impacted DOJ funds held in abeyance pending future action by the state.

**FY 2017 Certification and Assurance
Submissions for Audit Year 3 of Cycle 1**

Alabama

**Assurance to Utilize Department of Justice Grants to Achieve Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Assurance for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I assure the U.S. Department of Justice (DOJ) that, subject to the exceptions checked below (if applicable), the state¹ named below will use not less than 5 percent of its covered DOJ grant funds for FY 2017 to enable the state to adopt, and achieve full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape (28 C.F.R. Part 115), so as to ensure that a certification of full compliance may be submitted in future years.

Check the boxes below **only** if they apply to your state. (Note: in many cases, neither box will apply)

1. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115, insofar as those standards implicate juvenile facilities, as defined in 28 C.F.R. Part 115, but was not in full compliance with one or more standards insofar as those standards implicate non-juvenile facilities. Accordingly, grants issued by the Office of Juvenile Justice and Delinquency Prevention are not subject to the required set aside of funds for PREA purposes and shall not be used for purposes of the above assurance.

2. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 CFR Part 115, except to the extent that full compliance would require new construction. Accordingly, grants issued by the Office on Violence Against Women are not subject to the required set aside of funds for PREA purposes and shall not be used for the purposes of the above assurance.

If the state has checked Box 1 and/or 2, and after the date of signature of this assurance, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of the information relied upon in checking Box 1 and/or 2, the same shall conduct a reassessment and determine whether this selection of such box(es) was accurate. If the selection of one or both boxes is determined not to have been accurate, the undersigned or a designee will:

1. Within 15 days, notify DOJ via the email address below of the existence of the inaccuracy; and
2. Within 15 days of providing such notice,
 - a. Submit a revised assurance, signed by the chief executive;
 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.


Signature of Chief Executive

Robert Bentley
Printed name of Chief Executive

Alabama
Name of State

10/13/16
Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

¹ In this document, "state" refers to states, U.S. territories, and the District of Columbia.

A false statement in this certification or in the grant application that it supports may be subject to criminal prosecution, including under 18 U.S.C. § 1001 and 42 U.S.C. § 3795a. DOJ grants, including certifications provided in connection with such grants, are subject to review by the DOJ component that issued the grant and/or by the DOJ Office of the Inspector General.

Alaska

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Signature of Chief Executive

Alaska

Name of State



Printed name of Chief Executive

October 28, 2016

Date

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American Samoa

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Lolo M. Mouliga
Signature of Chief Executive

Lolo M. Mouliga
Printed name of Chief Executive

AMERICAN SAMOA
Name of State

10/11/16
Date

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Arizona

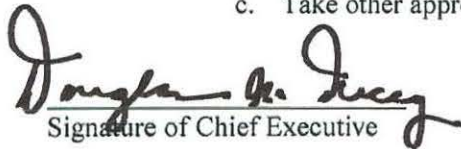
**Certification Regarding Adoption of and Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Certification for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I certify to the U.S. Department of Justice (DOJ):

As of August 19, 2016, the state¹ named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115.

If, after the date of signature of this certification, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of this certification, the same shall conduct a reassessment and determine whether this certification was accurate. If the certification is determined not to have been accurate, the undersigned or a designee will:

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 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.


Signature of Chief Executive

Douglas A. Ducey
Printed name of Chief Executive

Arizona
Name of State

October 13, 2016
Date

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California

**Assurance to Utilize Department of Justice Grants to Achieve Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Assurance for Audit Year 3 of Cycle 1**

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Signature of Chief Executive

California
Name of State

Edmund G. Brown Jr.
Printed name of Chief Executive

10/11/16
Date

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Colorado

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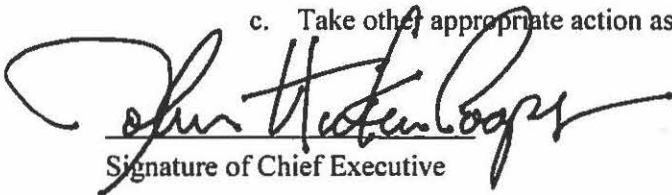
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Signature of Chief Executive

Colorado
Name of State

John Hickenlooper
Printed name of Chief Executive

October 14, 2016
Date

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Connecticut

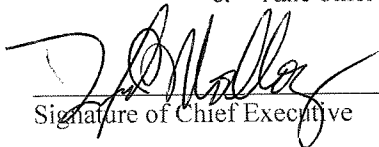
**Certification Regarding Adoption of and Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Certification for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I certify to the U.S. Department of Justice (DOJ):

As of August 19, 2016, the state¹ named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115.

If, after the date of signature of this certification, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of this certification, the same shall conduct a reassessment and determine whether this certification was accurate. If the certification is determined not to have been accurate, the undersigned or a designee will:

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Signature of Chief Executive

Dannel P. Malloy
Printed name of Chief Executive

Connecticut
Name of State

10/13/16
Date

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Delaware

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Signature of Chief Executive

Governor Jack Markell
Printed name of Chief Executive

Delaware
Name of State

October 14, 2016
Date

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District of Columbia

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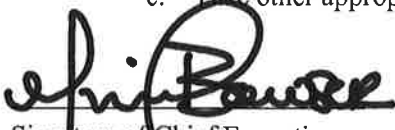
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Signature of Chief Executive
District of Columbia

Name of State

Muriel Bowser

Printed name of Chief Executive

October 31, 2016

Date

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Florida

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2016 Governor's Assurance for Audit Year 3 of Cycle 1**

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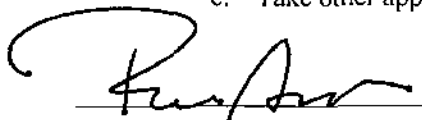
Check the boxes below **only** if they apply to your state. (Note: in many cases, neither box will apply)

1. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115, insofar as those standards implicate juvenile facilities, as defined in 28 C.F.R. Part 115, but was not in full compliance with one or more standards insofar as those standards implicate non-juvenile facilities. Accordingly, grants issued by the Office of Juvenile Justice and Delinquency Prevention are not subject to the required set aside of funds for PREA purposes and shall not be used for purposes of the above assurance.

2. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 CFR Part 115, except to the extent that full compliance would require new construction. Accordingly, grants issued by the Office on Violence Against Women are not subject to the required set aside of funds for PREA purposes and shall not be used for the purposes of the above assurance.

If the state has checked Box 1 and/or 2, and after the date of signature of this assurance, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of the information relied upon in checking Box 1 and/or 2, the same shall conduct a reassessment and determine whether this selection of such box(es) was accurate. If the selection of one or both boxes is determined not to have been accurate, the undersigned or a designee will:

1. Within 15 days, notify DOJ via the email address below of the existence of the inaccuracy; and
2. Within 15 days of providing such notice,
 - a. Submit a revised assurance, signed by the chief executive;
 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.


Signature of Chief Executive

RICK SCOTT
Printed name of Chief Executive

FLORIDA
Name of State

10/14/16
Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

¹ In this document, "state" refers to states, U.S. territories, and the District of Columbia.

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Georgia

**Assurance to Utilize Department of Justice Grants to Achieve Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Assurance for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I assure the U.S. Department of Justice (DOJ) that, subject to the exceptions checked below (if applicable), the state¹ named below will use not less than 5 percent of its covered DOJ grant funds for FY 2017 to enable the state to adopt, and achieve full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape (28 C.F.R. Part 115), so as to ensure that a certification of full compliance may be submitted in future years.

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1. ___ As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115, insofar as those standards implicate juvenile facilities, as defined in 28 C.F.R. Part 115, but was not in full compliance with one or more standards insofar as those standards implicate non-juvenile facilities. Accordingly, grants issued by the Office of Juvenile Justice and Delinquency Prevention are not subject to the required set aside of funds for PREA purposes and shall not be used for purposes of the above assurance.

2. ___ As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 CFR Part 115, except to the extent that full compliance would require new construction. Accordingly, grants issued by the Office on Violence Against Women are not subject to the required set aside of funds for PREA purposes and shall not be used for the purposes of the above assurance.

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 - a. Submit a revised assurance, signed by the chief executive;
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 - c. Take other appropriate action as instructed by the awarding agency.

Nathan Deal

Signature of Chief Executive

Georgia

Name of State

Nathan Deal

Printed name of Chief Executive

10/15/16

Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

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STATE OF GEORGIA
OFFICE OF THE GOVERNOR
ATLANTA 30334-0090

Nathan Deal
GOVERNOR

March 21, 2017

Mr. Thomas Talbot
Senior Policy Advisor
PREA Management Office
United States Department of Justice
Bureau of Justice Assistance
Office of Justice Programs
810 7th Street, NW
Washington, DC, 20531

[VIA EMAIL: PREACompliance@usdoj.gov]

Dear Mr. Talbot:

In October 2016, I provided an assurance that the State of Georgia would use not less than 5 percent of its covered U.S. Department of Justice grant funds for FY 2017 to enable our state to adopt and achieve full compliance with the National Standards to Prevent, Detect, and Respond to Prison Rape (28 C.F.R. Part 115). Due to recent changes to the Prison Rape Elimination Act (PREA), the State of Georgia respectfully requests to revise its election and have the affected FFY 2017 DOJ grant funds held in abeyance pursuant to 42 U.S.C. § 15607(e)(2)(A)(ii)(II).

Sincerely,

A handwritten signature in black ink that reads "Nathan Deal".

Governor Nathan Deal

Guam

**Assurance to Utilize Department of Justice Grants to Achieve Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Assurance for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I assure the U.S. Department of Justice (DOJ) that, subject to the exceptions checked below (if applicable), the state¹ named below will use not less than 5 percent of its covered DOJ grant funds for FY 2017 to enable the state to adopt, and achieve full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape (28 C.F.R. Part 115), so as to ensure that a certification of full compliance may be submitted in future years.

Check the boxes below **only** if they apply to your state. (Note: in many cases, neither box will apply)

1. ___ As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115, insofar as those standards implicate juvenile facilities, as defined in 28 C.F.R. Part 115, but was not in full compliance with one or more standards insofar as those standards implicate non-juvenile facilities. Accordingly, grants issued by the Office of Juvenile Justice and Delinquency Prevention are not subject to the required set aside of funds for PREA purposes and shall not be used for purposes of the above assurance.

2. ___ As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 CFR Part 115, except to the extent that full compliance would require new construction. Accordingly, grants issued by the Office on Violence Against Women are not subject to the required set aside of funds for PREA purposes and shall not be used for the purposes of the above assurance.

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 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.



Signature of Chief Executive

EDDIE BAZA CALVO

Printed name of Chief Executive

GUAM

Name of State

Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

¹ In this document, "state" refers to states, U.S. territories, and the District of Columbia.

A false statement in this certification or in the grant application that it supports may be subject to criminal prosecution, including under 18 U.S.C. § 1001 and 42 U.S.C. § 3795a. DOJ grants, including certifications provided in connection with such grants, are subject to review by the DOJ component that issued the grant and/or by the DOJ Office of the Inspector General.

Hawai'i

**Assurance to Utilize Department of Justice Grants to Achieve Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Assurance for Audit Year 3 of Cycle 1**

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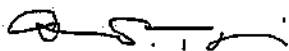
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1. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115, insofar as those standards implicate juvenile facilities, as defined in 28 C.F.R. Part 115, but was not in full compliance with one or more standards insofar as those standards implicate non-juvenile facilities. Accordingly, grants issued by the Office of Juvenile Justice and Delinquency Prevention are not subject to the required set aside of funds for PREA purposes and shall not be used for purposes of the above assurance.

2. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 CFR Part 115, except to the extent that full compliance would require new construction. Accordingly, grants issued by the Office on Violence Against Women are not subject to the required set aside of funds for PREA purposes and shall not be used for the purposes of the above assurance.

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 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.



for _____
Signature of Chief Executive

Hawaii

Name of State

David Y. Ige

Printed name of Chief Executive

Oct 26, 2016

Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

¹ In this document, "state" refers to states, U.S. territories, and the District of Columbia.

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Idaho

**Assurance to Utilize Department of Justice Grants to Achieve Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Assurance for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I assure the U.S. Department of Justice (DOJ) that, subject to the exceptions checked below (if applicable), the state¹ named below will use not less than 5 percent of its covered DOJ grant funds for FY 2017 to enable the state to adopt, and achieve full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape (28 C.F.R. Part 115), so as to ensure that a certification of full compliance may be submitted in future years.

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1. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115, insofar as those standards implicate juvenile facilities, as defined in 28 C.F.R. Part 115, but was not in full compliance with one or more standards insofar as those standards implicate non-juvenile facilities. Accordingly, grants issued by the Office of Juvenile Justice and Delinquency Prevention are not subject to the required set aside of funds for PREA purposes and shall not be used for purposes of the above assurance.

2. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 CFR Part 115, except to the extent that full compliance would require new construction. Accordingly, grants issued by the Office on Violence Against Women are not subject to the required set aside of funds for PREA purposes and shall not be used for the purposes of the above assurance.

If the state has checked Box 1 and/or 2, and after the date of signature of this assurance, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of the information relied upon in checking Box 1 and/or 2, the same shall conduct a reassessment and determine whether this selection of such box(es) was accurate. If the selection of one or both boxes is determined not to have been accurate, the undersigned or a designee will:

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 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.


Signature of Chief Executive

C. L. "Butch" Otter
Printed name of Chief Executive

Idaho
Name of State

Oct 4, 2016
Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

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Illinois

**Certification Regarding Adoption of and Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Certification for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I certify to the U.S. Department of Justice (DOJ):

As of August 19, 2016, the state¹ named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115.

If, after the date of signature of this certification, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of this certification, the same shall conduct a reassessment and determine whether this certification was accurate. If the certification is determined not to have been accurate, the undersigned or a designee will:

1. Within 15 days, notify DOJ via the email address below of the existence of the inaccuracy; and
2. Within 15 days of providing such notice,
 - a. Submit an assurance signed by the chief executive (using the form provided by DOJ) indicating that the state will expend not less than 5 percent of its covered DOJ grant funds for FY 2017 to adopt, and achieve full compliance with, the National Prison Rape Elimination Standards (28 C.F.R. Part 115), so as to ensure that a certification may be submitted in future years;
 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.

Trey Childress
Signature of Chief Executive

Trey Childress
Printed name of Chief Executive

Illinois
Name of State

10/11/16
Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

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Indiana

**Assurance to Utilize Department of Justice Grants to Achieve Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Assurance for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I assure the U.S. Department of Justice (DOJ) that, subject to the exceptions checked below (if applicable), the state¹ named below will use not less than 5 percent of its covered DOJ grant funds for FY 2017 to enable the state to adopt, and achieve full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape (28 C.F.R. Part 115), so as to ensure that a certification of full compliance may be submitted in future years.

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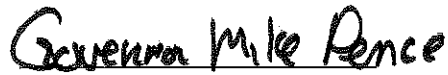
1. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115, insofar as those standards implicate juvenile facilities, as defined in 28 C.F.R. Part 115, but was not in full compliance with one or more standards insofar as those standards implicate non-juvenile facilities. Accordingly, grants issued by the Office of Juvenile Justice and Delinquency Prevention are not subject to the required set aside of funds for PREA purposes and shall not be used for purposes of the above assurance.

2. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 CFR Part 115, except to the extent that full compliance would require new construction. Accordingly, grants issued by the Office on Violence Against Women are not subject to the required set aside of funds for PREA purposes and shall not be used for the purposes of the above assurance.

If the state has checked Box 1 and/or 2, and after the date of signature of this assurance, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of the information relied upon in checking Box 1 and/or 2, the same shall conduct a reassessment and determine whether this selection of such box(es) was accurate. If the selection of one or both boxes is determined not to have been accurate, the undersigned or a designee will:

1. Within 15 days, notify DOJ via the email address below of the existence of the inaccuracy; and
2. Within 15 days of providing such notice,
 - a. Submit a revised assurance, signed by the chief executive;
 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.


Signature of Chief Executive


Printed name of Chief Executive


Name of State


Date

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Iowa

**Certification Regarding Adoption of and Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Certification for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I certify to the U.S. Department of Justice (DOJ):

As of August 19, 2016, the state¹ named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115.

If, after the date of signature of this certification, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of this certification, the same shall conduct a reassessment and determine whether this certification was accurate. If the certification is determined not to have been accurate, the undersigned or a designee will:

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 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.


Signature of Chief Executive


Printed name of Chief Executive

Iowa
Name of State

10-12-2016
Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

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Kansas

**Assurance to Utilize Department of Justice Grants to Achieve Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Assurance for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I assure the U.S. Department of Justice (DOJ) that, subject to the exceptions checked below (if applicable), the state¹ named below will use not less than 5 percent of its covered DOJ grant funds for FY 2017 to enable the state to adopt, and achieve full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape (28 C.F.R. Part 115), so as to ensure that a certification of full compliance may be submitted in future years.

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2. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 CFR Part 115, except to the extent that full compliance would require new construction. Accordingly, grants issued by the Office on Violence Against Women are not subject to the required set aside of funds for PREA purposes and shall not be used for the purposes of the above assurance.

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 - c. Take other appropriate action as instructed by the awarding agency.


Signature of Chief Executive

SAM BROWNBACK
Printed name of Chief Executive

KANSAS
Name of State

OCTOBER 13, 2016
Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

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Kentucky

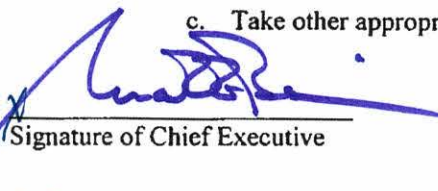
**Certification Regarding Adoption of and Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Certification for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I certify to the U.S. Department of Justice (DOJ):

As of August 19, 2016, the state¹ named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115.

If, after the date of signature of this certification, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of this certification, the same shall conduct a reassessment and determine whether this certification was accurate. If the certification is determined not to have been accurate, the undersigned or a designee will:

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 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
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Signature of Chief Executive

Matthew G. Bevin
Printed name of Chief Executive

Kentucky
Name of State

10/4/16
Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

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Louisiana

**Assurance to Utilize Department of Justice Grants to Achieve Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Assurance for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I assure the U.S. Department of Justice (DOJ) that, subject to the exceptions checked below (if applicable), the state¹ named below will use not less than 5 percent of its covered DOJ grant funds for FY 2017 to enable the state to adopt, and achieve full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape (28 C.F.R. Part 115), so as to ensure that a certification of full compliance may be submitted in future years.

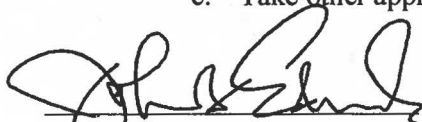
Check the boxes below **only** if they apply to your state. (Note: in many cases, neither box will apply)

1. ___ As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115, insofar as those standards implicate juvenile facilities, as defined in 28 C.F.R. Part 115, but was not in full compliance with one or more standards insofar as those standards implicate non-juvenile facilities. Accordingly, grants issued by the Office of Juvenile Justice and Delinquency Prevention are not subject to the required set aside of funds for PREA purposes and shall not be used for purposes of the above assurance.

2. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 CFR Part 115, except to the extent that full compliance would require new construction. Accordingly, grants issued by the Office on Violence Against Women are not subject to the required set aside of funds for PREA purposes and shall not be used for the purposes of the above assurance.

If the state has checked Box 1 and/or 2, and after the date of signature of this assurance, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of the information relied upon in checking Box 1 and/or 2, the same shall conduct a reassessment and determine whether this selection of such box(es) was accurate. If the selection of one or both boxes is determined not to have been accurate, the undersigned or a designee will:

1. Within 15 days, notify DOJ via the email address below of the existence of the inaccuracy; and
2. Within 15 days of providing such notice,
 - a. Submit a revised assurance, signed by the chief executive;
 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.


Signature of Chief Executive

Louisiana
Name of State

John Bel Edwards
Printed name of Chief Executive

10/13/16
Date

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Maine

Assurance to Utilize Department of Justice Grants to Achieve Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Assurance for Audit Year 3 of Cycle 1

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 - c. Take other appropriate action as instructed by the awarding agency.

Paul R. LePage
Signature of Chief Executive

PAUL R LePAGE
Printed name of Chief Executive

MAINE
Name of State

10.13.16
Date

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Maryland

**Assurance to Utilize Department of Justice Grants to Achieve Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Assurance for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I assure the U.S. Department of Justice (DOJ) that, subject to the exceptions checked below (if applicable), the state¹ named below will use not less than 5 percent of its covered DOJ grant funds for FY 2017 to enable the state to adopt, and achieve full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape (28 C.F.R. Part 115), so as to ensure that a certification of full compliance may be submitted in future years.

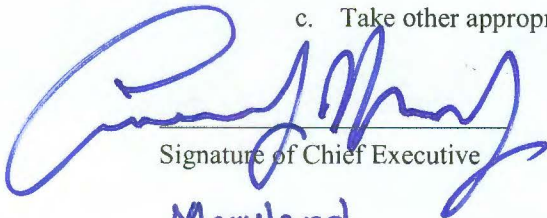
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Signature of Chief Executive

Maryland

Name of State

Larry Hogan
Printed name of Chief Executive

10/14/2016
Date

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LARRY HOGAN
GOVERNOR

STATE OF MARYLAND
OFFICE OF THE GOVERNOR

March 24, 2017

U.S. Department of Justice
Office of Justice Programs
Bureau of Justice Assistance
BJA PREA Management Office

Re: Prison Rape Elimination Act Abeyance

Dear Sir or Madam;

As the Governor of Maryland, I am informing you by this letter that the State of Maryland has selected the new option to have affected FY 2017 Prison Rape Elimination Act (PREA) funds held in abeyance rather than directed towards immediate PREA compliance purposes. The State of Maryland will submit a certification within three years following enactment of the Justice for All Reauthorization Act of 2016. Although the final certification isn't due until October 15, 2017, we anticipate being compliant and therefore would receive full access to the funds. Upon submission, Maryland will be able to reclaim the balance of funds held in abeyance to be used for the original purpose(s) of the affected DOJ grant program.

Sincerely,

Larry Hogan
Governor

Massachusetts

**Assurance to Utilize Department of Justice Grants to Achieve Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Assurance for Audit Year 3 of Cycle 1**

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Signature of Chief Executive

CHARLES D. BAKER
Printed name of Chief Executive

MASSACHUSETTS
Name of State

10-14-2016
Date

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Michigan

**Assurance to Utilize Department of Justice Grants to Achieve Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Assurance for Audit Year 3 of Cycle 1**

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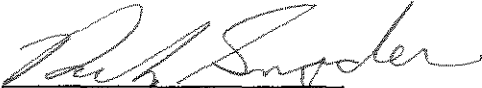
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Signature of Chief Executive

Rick Snyder

Printed name of Chief Executive

Michigan

Name of State

10/11/2016

Date

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Minnesota

**Assurance to Utilize Department of Justice Grants to Achieve Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Assurance for Audit Year 3 of Cycle 1**

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Signature of Chief Executive

Mark Dayton
Printed name of Chief Executive

Minnesota
Name of State

9/27/2016
Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

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Mississippi

**Assurance to Utilize Department of Justice Grants to Achieve Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Assurance for Audit Year 3 of Cycle 1**

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Signature of Chief Executive

Mississippi
Name of State


Printed name of Chief Executive

Oct. 19, 2016
Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

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Missouri

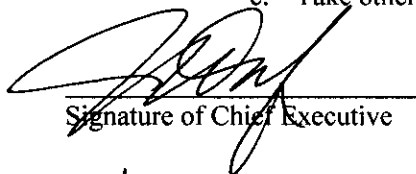
**Certification Regarding Adoption of and Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Certification for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I certify to the U.S. Department of Justice (DOJ):

As of August 19, 2016, the state¹ named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115.

If, after the date of signature of this certification, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of this certification, the same shall conduct a reassessment and determine whether this certification was accurate. If the certification is determined not to have been accurate, the undersigned or a designee will:

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 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.


Signature of Chief Executive

Jay Nixon
Printed name of Chief Executive

Missouri
Name of State

10/14/2016
Date

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Montana

**Certification Regarding Adoption of and Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Certification for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(c)(2), I certify to the U.S. Department of Justice (DOJ):

As of August 19, 2016, the state¹ named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115.

If, after the date of signature of this certification, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of this certification, the same shall conduct a reassessment and determine whether this certification was accurate. If the certification is determined not to have been accurate, the undersigned or a designee will:

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Signature of Chief Executive

STEVE BULLOCK
Printed name of Chief Executive

MONTANA

Name of State

OCTOBER 14, 2016

Date

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Nebraska



Pete Ricketts
Governor

STATE OF NEBRASKA

OFFICE OF THE GOVERNOR
P.O. Box 94848 • Lincoln, Nebraska 68509-4848
Phone: (402) 471-2244 • pete.ricketts@nebraska.gov

October 14, 2016

PREA Management Office
Bureau of Justice Assistance
U.S. Department of Justice
810 Seventh Street NW
Washington, D.C., 20531

E-mail: PREACompliance@usdoj.gov

To Whom It May Concern:

In order to become fully compliant with the Prison Rape Elimination Act (PREA), I hereby assure the U.S. Department of Justice that the State of Nebraska will use not less than five percent of its covered Department of Justice grant funds for federal Fiscal Year 2017 to enable the state to achieve full compliance with the National Standards to Prevent, Detect and Respond to Prison Rape (28 C.F.R. Part 115), so as to ensure that a certification of full compliance may be submitted in future years.

All juvenile facilities within Nebraska are fully compliant the PREA standards. Therefore, grants issued by the Office of Juvenile Justice and Delinquency Prevention are not subject to the requirement to set aside funds for PREA purpose.

Sincerely,

A handwritten signature in blue ink that reads "Pete Ricketts".

Pete Ricketts
Governor

PR/LK

cc: Scott Frakes, Director, NE Department of Correctional Services
Darrell Fisher, Executive Director, NE Crime Commission

Enclosure

Nevada

**Assurance to Utilize Department of Justice Grants to Achieve Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Assurance for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I assure the U.S. Department of Justice (DOJ) that, subject to the exceptions checked below (if applicable), the state¹ named below will use not less than 5 percent of its covered DOJ grant funds for FY 2017 to enable the state to adopt, and achieve full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape (28 C.F.R. Part 115), so as to ensure that a certification of full compliance may be submitted in future years.

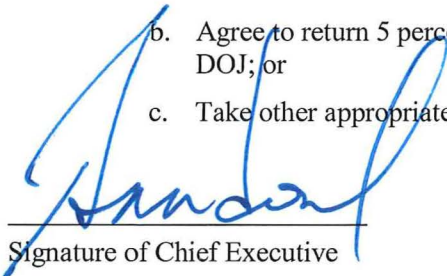
Check the boxes below **only** if they apply to your state. (Note: in many cases, neither box will apply)

1. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115, insofar as those standards implicate juvenile facilities, as defined in 28 C.F.R. Part 115, but was not in full compliance with one or more standards insofar as those standards implicate non-juvenile facilities. Accordingly, grants issued by the Office of Juvenile Justice and Delinquency Prevention are not subject to the required set aside of funds for PREA purposes and shall not be used for purposes of the above assurance.

2. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 CFR Part 115, except to the extent that full compliance would require new construction. Accordingly, grants issued by the Office on Violence Against Women are not subject to the required set aside of funds for PREA purposes and shall not be used for the purposes of the above assurance.

If the state has checked Box 1 and/or 2, and after the date of signature of this assurance, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of the information relied upon in checking Box 1 and/or 2, the same shall conduct a reassessment and determine whether this selection of such box(es) was accurate. If the selection of one or both boxes is determined not to have been accurate, the undersigned or a designee will:

1. Within 15 days, notify DOJ via the email address below of the existence of the inaccuracy; and
2. Within 15 days of providing such notice,
 - a. Submit a revised assurance, signed by the chief executive;
 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.


Signature of Chief Executive

Brian Sandoval
Printed name of Chief Executive

Nevada
Name of State

10-14-16
Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

¹ In this document, "state" refers to states, U.S. territories, and the District of Columbia.

A false statement in this certification or in the grant application that it supports may be subject to criminal prosecution, including under 18 U.S.C. § 1001 and 42 U.S.C. § 3795a. DOJ grants, including certifications provided in connection with such grants, are subject to review by the DOJ component that issued the grant and/or by the DOJ Office of the Inspector General.

New Hampshire

**Certification Regarding Adoption of and Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Certification for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I certify to the U.S. Department of Justice (DOJ):

As of August 19, 2016, the state¹ named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115.

If, after the date of signature of this certification, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of this certification, the same shall conduct a reassessment and determine whether this certification was accurate. If the certification is determined not to have been accurate, the undersigned or a designee will:

1. Within 15 days, notify DOJ via the email address below of the existence of the inaccuracy;
and
2. Within 15 days of providing such notice,
 - a. Submit an assurance signed by the chief executive (using the form provided by DOJ) indicating that the state will expend not less than 5 percent of its covered DOJ grant funds for FY 2017 to adopt, and achieve full compliance with, the National Prison Rape Elimination Standards (28 C.F.R. Part 115), so as to ensure that a certification may be submitted in future years;
 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.


Signature of Chief Executive

MARGARET WOOD HASSAN
Printed name of Chief Executive

NEW HAMPSHIRE
Name of State

October 12, 2016
Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

¹ In this document, "state" refers to states, U.S. territories, and the District of Columbia.

A false statement in this certification or in the grant application that it supports may be subject to criminal prosecution, including under 18 U.S.C. § 1001 and 42 U.S.C. § 3795a. DOJ grants, including certifications provided in connection with such grants, are subject to review by the DOJ component that issued the grant and/or by the DOJ Office of the Inspector General.

New Jersey

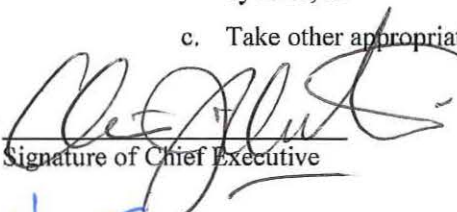
**Certification Regarding Adoption of and Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Certification for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I certify to the U.S. Department of Justice (DOJ):

As of August 19, 2016, the state¹ named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115.

If, after the date of signature of this certification, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of this certification, the same shall conduct a reassessment and determine whether this certification was accurate. If the certification is determined not to have been accurate, the undersigned or a designee will:

1. Within 15 days, notify DOJ via the email address below of the existence of the inaccuracy; and
2. Within 15 days of providing such notice,
 - a. Submit an assurance signed by the chief executive (using the form provided by DOJ) indicating that the state will expend not less than 5 percent of its covered DOJ grant funds for FY 2017 to adopt, and achieve full compliance with, the National Prison Rape Elimination Standards (28 C.F.R. Part 115), so as to ensure that a certification may be submitted in future years;
 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.


Signature of Chief Executive

Chris Christie
Printed name of Chief Executive

New Jersey
Name of State

October 7, 2016
Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

¹ In this document, "state" refers to states, U.S. territories, and the District of Columbia.

A false statement in this certification or in the grant application that it supports may be subject to criminal prosecution, including under 18 U.S.C. § 1001 and 42 U.S.C. § 3795a. DOJ grants, including certifications provided in connection with such grants, are subject to review by the DOJ component that issued the grant and/or by the DOJ Office of the Inspector General.

New Mexico

**Assurance to Utilize Department of Justice Grants to Achieve Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Assurance for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I assure the U.S. Department of Justice (DOJ) that, subject to the exceptions checked below (if applicable), the state¹ named below will use not less than 5 percent of its covered DOJ grant funds for FY 2017 to enable the state to adopt, and achieve full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape (28 C.F.R. Part 115), so as to ensure that a certification of full compliance may be submitted in future years.

Check the boxes below **only** if they apply to your state. (Note: in many cases, neither box will apply)

1. ___ As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115, insofar as those standards implicate juvenile facilities, as defined in 28 C.F.R. Part 115, but was not in full compliance with one or more standards insofar as those standards implicate non-juvenile facilities. Accordingly, grants issued by the Office of Juvenile Justice and Delinquency Prevention are not subject to the required set aside of funds for PREA purposes and shall not be used for purposes of the above assurance.

2. ___ As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 CFR Part 115, except to the extent that full compliance would require new construction. Accordingly, grants issued by the Office on Violence Against Women are not subject to the required set aside of funds for PREA purposes and shall not be used for the purposes of the above assurance.

If the state has checked Box 1 and/or 2, and after the date of signature of this assurance, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of the information relied upon in checking Box 1 and/or 2, the same shall conduct a reassessment and determine whether this selection of such box(es) was accurate. If the selection of one or both boxes is determined not to have been accurate, the undersigned or a designee will:

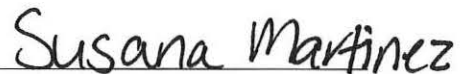
1. Within 15 days, notify DOJ via the email address below of the existence of the inaccuracy; and
2. Within 15 days of providing such notice,
 - a. Submit a revised assurance, signed by the chief executive;
 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.



Signature of Chief Executive

New Mexico

Name of State



Printed name of Chief Executive

10/21/16

Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

¹ In this document, "state" refers to states, U.S. territories, and the District of Columbia.

A false statement in this certification or in the grant application that it supports may be subject to criminal prosecution, including under 18 U.S.C. § 1001 and 42 U.S.C. § 3795a. DOJ grants, including certifications provided in connection with such grants, are subject to review by the DOJ component that issued the grant and/or by the DOJ Office of the Inspector General.

New York

**Assurance to Utilize Department of Justice Grants to Achieve Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Assurance for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I assure the U.S. Department of Justice (DOJ) that, subject to the exceptions checked below (if applicable), the state¹ named below will use not less than 5 percent of its covered DOJ grant funds for FY 2017 to enable the state to adopt, and achieve full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape (28 C.F.R. Part 115), so as to ensure that a certification of full compliance may be submitted in future years.

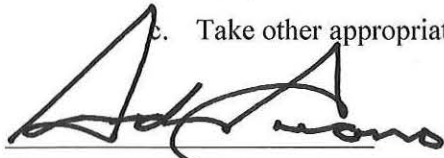
Check the boxes below **only** if they apply to your state. (Note: in many cases, neither box will apply)

1. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115, insofar as those standards implicate juvenile facilities, as defined in 28 C.F.R. Part 115, but was not in full compliance with one or more standards insofar as those standards implicate non-juvenile facilities. Accordingly, grants issued by the Office of Juvenile Justice and Delinquency Prevention are not subject to the required set aside of funds for PREA purposes and shall not be used for purposes of the above assurance.

2. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 CFR Part 115, except to the extent that full compliance would require new construction. Accordingly, grants issued by the Office on Violence Against Women are not subject to the required set aside of funds for PREA purposes and shall not be used for the purposes of the above assurance.

If the state has checked Box 1 and/or 2, and after the date of signature of this assurance, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of the information relied upon in checking Box 1 and/or 2, the same shall conduct a reassessment and determine whether this selection of such box(es) was accurate. If the selection of one or both boxes is determined not to have been accurate, the undersigned or a designee will:

1. Within 15 days, notify DOJ via the email address below of the existence of the inaccuracy; and
2. Within 15 days of providing such notice,
 - a. Submit a revised assurance, signed by the chief executive;
 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.



Signature of Chief Executive

Andrew M. Cuomo

Printed name of Chief Executive

New York

Name of State

10/13/16

Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

¹ In this document, "state" refers to states, U.S. territories, and the District of Columbia.

A false statement in this certification or in the grant application that it supports may be subject to criminal prosecution, including under 18 U.S.C. § 1001 and 42 U.S.C. § 3795a. DOJ grants, including certifications provided in connection with such grants, are subject to review by the DOJ component that issued the grant and/or by the DOJ Office of the Inspector General.

North Carolina

**Assurance to Utilize Department of Justice Grants to Achieve Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Assurance for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I assure the U.S. Department of Justice (DOJ) that, subject to the exceptions checked below (if applicable), the state¹ named below will use not less than 5 percent of its covered DOJ grant funds for FY 2017 to enable the state to adopt, and achieve full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape (28 C.F.R. Part 115), so as to ensure that a certification of full compliance may be submitted in future years.

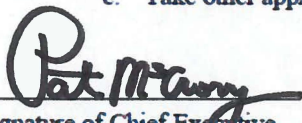
Check the boxes below only if they apply to your state. (Note: in many cases, neither box will apply)

1. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115, insofar as those standards implicate juvenile facilities, as defined in 28 C.F.R. Part 115, but was not in full compliance with one or more standards insofar as those standards implicate non-juvenile facilities. Accordingly, grants issued by the Office of Juvenile Justice and Delinquency Prevention are not subject to the required set aside of funds for PREA purposes and shall not be used for purposes of the above assurance.

2. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 CFR Part 115, except to the extent that full compliance would require new construction. Accordingly, grants issued by the Office on Violence Against Women are not subject to the required set aside of funds for PREA purposes and shall not be used for the purposes of the above assurance.

If the state has checked Box 1 and/or 2, and after the date of signature of this assurance, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of the information relied upon in checking Box 1 and/or 2, the same shall conduct a reassessment and determine whether this selection of such box(es) was accurate. If the selection of one or both boxes is determined not to have been accurate, the undersigned or a designee will:

1. Within 15 days, notify DOJ via the email address below of the existence of the inaccuracy; and
2. Within 15 days of providing such notice,
 - a. Submit a revised assurance, signed by the chief executive;
 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.


Signature of Chief Executive

Pat McCrory
Printed name of Chief Executive

North Carolina
Name of State

10/12/2016
Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

¹ In this document, "state" refers to states, U.S. territories, and the District of Columbia.

A false statement in this certification or in the grant application that it supports may be subject to criminal prosecution, including under 18 U.S.C. § 1001 and 42 U.S.C. § 3795a. DOJ grants, including certifications provided in connection with such grants, are subject to review by the DOJ component that issued the grant and/or by the DOJ Office of the Inspector General.

North Dakota

**Certification Regarding Adoption of and Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Certification for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I certify to the U.S. Department of Justice (DOJ):

As of August 19, 2016, the state¹ named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115.

If, after the date of signature of this certification, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of this certification, the same shall conduct a reassessment and determine whether this certification was accurate. If the certification is determined not to have been accurate, the undersigned or a designee will:

1. Within 15 days, notify DOJ via the email address below of the existence of the inaccuracy; and
2. Within 15 days of providing such notice,
 - a. Submit an assurance signed by the chief executive (using the form provided by DOJ) indicating that the state will expend not less than 5 percent of its covered DOJ grant funds for FY 2017 to adopt, and achieve full compliance with, the National Prison Rape Elimination Standards (28 C.F.R. Part 115), so as to ensure that a certification may be submitted in future years;
 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.


Signature of Chief Executive

Jack Dalrymple
Printed name of Chief Executive

North Dakota
Name of State

10.6.16
Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

¹ In this document, "state" refers to states, U.S. territories, and the District of Columbia.

A false statement in this certification or in the grant application that it supports may be subject to criminal prosecution, including under 18 U.S.C. § 1001 and 42 U.S.C. § 3795a. DOJ grants, including certifications provided in connection with such grants, are subject to review by the DOJ component that issued the grant and/or by the DOJ Office of the Inspector General.

Ohio

**Assurance to Utilize Department of Justice Grants to Achieve Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Assurance for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. § 15607(e)(2)(A)(ii), I assure the U.S. Department of Justice (DOJ) that, subject to the exception checked in Section B below (if applicable), the state¹ named below intends to adopt and achieve full compliance with the National Standards to Prevent, Detect, and Respond to Prison Rape (28 C.F.R. Part 115), so as to ensure that a certification of full compliance may be submitted in future years.

Section A. (Check **one** of the boxes below.)

1. The state named below will use not less than 5 percent of its covered DOJ grant funds for FY 2017 to enable the state to adopt, and achieve full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, so as to ensure that a certification of full compliance may be submitted in future years.

OR

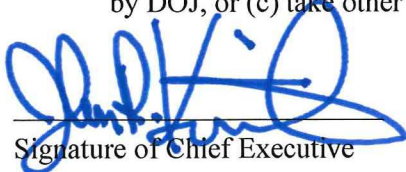
2. The state named below requests that 5 percent of its covered DOJ grant funds for FY 2017 be held in abeyance pursuant to 42 U.S.C. § 15607(e)(2)(A)(ii)(II).

Section B. (Check the box below **only** if it applies to your state.)

As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape insofar as those standards implicate *juvenile facilities*, as defined in 28 C.F.R. § 115.5, but was not in full compliance with one or more standards insofar as those standards implicate non-juvenile facilities. Accordingly, grants issued by the Office of Juvenile Justice and Delinquency Prevention are not subject to the required set aside of funds set forth in Section A.

If the state has checked the Section B box directly above, and after the date of signature of this assurance, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of the information relied upon in checking the Section B box, the same shall conduct a reassessment and determine whether this selection of such box was accurate. If the selection of the box is determined not to have been accurate, the undersigned or a designee will:

1. Within 15 days, notify DOJ, at PREACompliance@usdoj.gov of the existence of the inaccuracy; and
2. Within 15 days of providing such notice, (a) submit a revised assurance, signed by the chief executive, (b) agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ, or (c) take other appropriate action as instructed by the awarding agency.


Signature of Chief Executive

JOHN R. KASICH
Printed name of Chief Executive

OHIO
Name of State

3/27/2017
Date

¹ In this document, "state" refers to states, U.S. territories, and the District of Columbia.

A false statement in this certification or in the grant application that it supports may be subject to criminal prosecution, including under 18 U.S.C. § 1001 and 42 U.S.C. § 3795a. DOJ grants, including certifications provided in connection with such grants, are subject to review by the DOJ component that issued the grant and/or by the DOJ Office of the Inspector General.

Oklahoma

**Certification Regarding Adoption of and Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Certification for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I certify to the U.S. Department of Justice (DOJ):

As of August 19, 2016, the state¹ named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115.

If, after the date of signature of this certification, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of this certification, the same shall conduct a reassessment and determine whether this certification was accurate. If the certification is determined not to have been accurate, the undersigned or a designee will:

1. Within 15 days, notify DOJ via the email address below of the existence of the inaccuracy; and
2. Within 15 days of providing such notice,
 - a. Submit an assurance signed by the chief executive (using the form provided by DOJ) indicating that the state will expend not less than 5 percent of its covered DOJ grant funds for FY 2017 to adopt, and achieve full compliance with, the National Prison Rape Elimination Standards (28 C.F.R. Part 115), so as to ensure that a certification may be submitted in future years;
 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.


Signature of Chief Executive

Mary Fallin
Printed name of Chief Executive

Oklahoma
Name of State

October 14, 2016
Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

¹ In this document, "state" refers to states, U.S. territories, and the District of Columbia.

A false statement in this certification or in the grant application that it supports may be subject to criminal prosecution, including under 18 U.S.C. § 1001 and 42 U.S.C. § 3795a. DOJ grants, including certifications provided in connection with such grants, are subject to review by the DOJ component that issued the grant and/or by the DOJ Office of the Inspector General.

Oregon

**Certification Regarding Adoption of and Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Certification for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I certify to the U.S. Department of Justice (DOJ):


As of August 19, 2016, the state¹ named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115.

If, after the date of signature of this certification, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of this certification, the same shall conduct a reassessment and determine whether this certification was accurate. If the certification is determined not to have been accurate, the undersigned or a designee will:

1. Within 15 days, notify DOJ via the email address below of the existence of the inaccuracy; and
2. Within 15 days of providing such notice,
 - a. Submit an assurance signed by the chief executive (using the form provided by DOJ) indicating that the state will expend not less than 5 percent of its covered DOJ grant funds for FY 2017 to adopt, and achieve full compliance with, the National Prison Rape Elimination Standards (28 C.F.R. Part 115), so as to ensure that a certification may be submitted in future years;
 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.



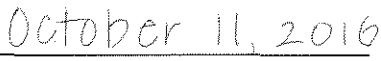
Signature of Chief Executive



Printed name of Chief Executive



Name of State



Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

¹ In this document, "state" refers to states, U.S. territories, and the District of Columbia.

A false statement in this certification or in the grant application that it supports may be subject to criminal prosecution, including under 18 U.S.C. § 1001 and 42 U.S.C. § 3795a. DOJ grants, including certifications provided in connection with such grants, are subject to review by the DOJ component that issued the grant and/or by the DOJ Office of the Inspector General.

Pennsylvania

**Certification Regarding Adoption of and Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Certification for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I certify to the U.S. Department of Justice (DOJ):

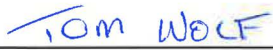
As of August 19, 2016, the state¹ named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115.

If, after the date of signature of this certification, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of this certification, the same shall conduct a reassessment and determine whether this certification was accurate. If the certification is determined not to have been accurate, the undersigned or a designee will:

1. Within 15 days, notify DOJ via the email address below of the existence of the inaccuracy; and
2. Within 15 days of providing such notice,
 - a. Submit an assurance signed by the chief executive (using the form provided by DOJ) indicating that the state will expend not less than 5 percent of its covered DOJ grant funds for FY 2017 to adopt, and achieve full compliance with, the National Prison Rape Elimination Standards (28 C.F.R. Part 115), so as to ensure that a certification may be submitted in future years;
 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.



Signature of Chief Executive



Printed name of Chief Executive



Name of State



Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

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Puerto Rico

**Assurance to Utilize Department of Justice Grants to Achieve Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Assurance for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I assure the U.S. Department of Justice (DOJ) that, subject to the exceptions checked below (if applicable), the state¹ named below will use not less than 5 percent of its covered DOJ grant funds for FY 2017 to enable the state to adopt, and achieve full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape (28 C.F.R. Part 115), so as to ensure that a certification of full compliance may be submitted in future years.

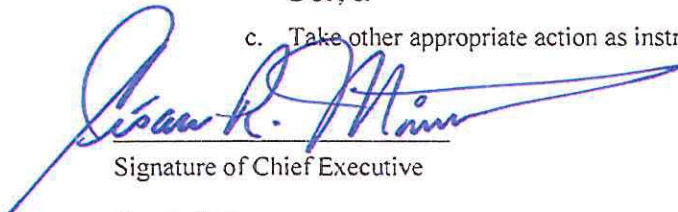
Check the boxes below **only** if they apply to your state. (Note: in many cases, neither box will apply)

1. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115, insofar as those standards implicate juvenile facilities, as defined in 28 C.F.R. Part 115, but was not in full compliance with one or more standards insofar as those standards implicate non-juvenile facilities. Accordingly, grants issued by the Office of Juvenile Justice and Delinquency Prevention are not subject to the required set aside of funds for PREA purposes and shall not be used for purposes of the above assurance.

2. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 CFR Part 115, except to the extent that full compliance would require new construction. Accordingly, grants issued by the Office on Violence Against Women are not subject to the required set aside of funds for PREA purposes and shall not be used for the purposes of the above assurance.

If the state has checked Box 1 and/or 2, and after the date of signature of this assurance, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of the information relied upon in checking Box 1 and/or 2, the same shall conduct a reassessment and determine whether this selection of such box(es) was accurate. If the selection of one or both boxes is determined not to have been accurate, the undersigned or a designee will:

1. Within 15 days, notify DOJ via the email address below of the existence of the inaccuracy; and
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 - a. Submit a revised assurance, signed by the chief executive;
 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.


Signature of Chief Executive

César R. Miranda Rodríguez

Printed name of Chief Executive

Puerto Rico

Name of State

October 14, 2016

Date

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Rhode Island

**Assurance to Utilize Department of Justice Grants to Achieve Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Assurance for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I assure the U.S. Department of Justice (DOJ) that, subject to the exceptions checked below (if applicable), the state¹ named below will use not less than 5 percent of its covered DOJ grant funds for FY 2017 to enable the state to adopt, and achieve full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape (28 C.F.R. Part 115), so as to ensure that a certification of full compliance may be submitted in future years.

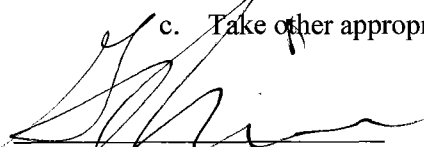
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1. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115, insofar as those standards implicate juvenile facilities, as defined in 28 C.F.R. Part 115, but was not in full compliance with one or more standards insofar as those standards implicate non-juvenile facilities. Accordingly, grants issued by the Office of Juvenile Justice and Delinquency Prevention are not subject to the required set aside of funds for PREA purposes and shall not be used for purposes of the above assurance.

2. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 CFR Part 115, except to the extent that full compliance would require new construction. Accordingly, grants issued by the Office on Violence Against Women are not subject to the required set aside of funds for PREA purposes and shall not be used for the purposes of the above assurance.

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 - c. Take other appropriate action as instructed by the awarding agency.



Signature of Chief Executive

GINA M. RAIMONDO

Printed name of Chief Executive

RHODE ISLAND

Name of State

10/18/16

Date

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South Carolina

**Assurance to Utilize Department of Justice Grants to Achieve Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Assurance for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I assure the U.S. Department of Justice (DOJ) that, subject to the exceptions checked below (if applicable), the state¹ named below will use not less than 5 percent of its covered DOJ grant funds for FY 2017 to enable the state to adopt, and achieve full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape (28 C.F.R. Part 115), so as to ensure that a certification of full compliance may be submitted in future years.

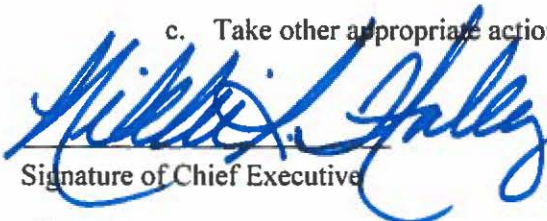
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1. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115, insofar as those standards implicate juvenile facilities, as defined in 28 C.F.R. Part 115, but was not in full compliance with one or more standards insofar as those standards implicate non-juvenile facilities. Accordingly, grants issued by the Office of Juvenile Justice and Delinquency Prevention are not subject to the required set aside of funds for PREA purposes and shall not be used for purposes of the above assurance.

2. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 CFR Part 115, except to the extent that full compliance would require new construction. Accordingly, grants issued by the Office on Violence Against Women are not subject to the required set aside of funds for PREA purposes and shall not be used for the purposes of the above assurance.

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 - c. Take other appropriate action as instructed by the awarding agency.


Signature of Chief Executive

Nikki R. Haley
Printed name of Chief Executive

South Carolina
Name of State

10-12-16
Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

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South Dakota

**Certification Regarding Adoption of and Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Certification for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I certify to the U.S. Department of Justice (DOJ):

As of August 19, 2016, the state¹ named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115.

If, after the date of signature of this certification, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of this certification, the same shall conduct a reassessment and determine whether this certification was accurate. If the certification is determined not to have been accurate, the undersigned or a designee will:

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and
2. Within 15 days of providing such notice,
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 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.


Signature of Chief Executive

Dennis Daugaard
Printed name of Chief Executive

South Dakota
Name of State

Sept. 28, 2016
Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

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Tennessee

**Certification Regarding Adoption of and Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Certification for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I certify to the U.S. Department of Justice (DOJ):

As of August 19, 2016, the state¹ named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115.

If, after the date of signature of this certification, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of this certification, the same shall conduct a reassessment and determine whether this certification was accurate. If the certification is determined not to have been accurate, the undersigned or a designee will:

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and
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 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.



Signature of Chief Executive

Bill Haslam

Printed name of Chief Executive

Tennessee

Name of State

10/13/16

Date

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Texas



GOVERNOR GREG ABBOTT

October 14, 2016

The Honorable Loretta E. Lynch
Attorney General
U.S. Department of Justice
950 Pennsylvania Avenue, NW
Washington, D.C. 20531-0001

Through: PREA Management Office
Bureau of Justice Assistance
810 Seventh Street NW
Washington, D.C., 20531

Dear Attorney General Lynch:

The State of Texas has taken significant steps to eliminate prison rape. In accordance with 42 U.S.C. § 15607(e), I can assure the Department of Justice ("DOJ") that the State of Texas will use not less than 5 percent of our DOJ grant funds¹ to enable the state to work toward achieving full compliance with the Prison Rape Elimination Act ("PREA") standards in future years. However, I cannot yet certify that the state is in full compliance with PREA because our PREA audits are still ongoing, though every facility that has completed the PREA audit process has been certified as fully compliant. Below is an overview of those Texas agencies that operate or that have operated facilities subject to PREA.

A. Texas Department of Criminal Justice ("TDCJ")

1. We have 110 state jails and prisons in Texas. Ninety-four (94) of them are owned and operated by the TDCJ; 13 are owned by TDCJ and privately operated; and 3 are privately owned and operated. As of October 10, 2016, the state has completed PREA audits for 83 of those units. Of those 83 audits, we have final reports for 78 units. And of the 78 units that have final audit reports, all of them have been certified as fully compliant with PREA. Moreover, TDCJ has scheduled audits for all of the remaining facilities that it owns and operates. TDCJ's audit schedule is attached.

TDCJ is continuing to address the confinement of offenders under 18 years old. PREA standards generally require States to segregate "youthful inmates" from prisoners who are 18 years of age or older. *See* 28 C.F.R. §§ 115.5 (defining "youthful inmate"), 115.14 (prohibiting the State from placing a "youthful inmate" "in a housing unit in which the youthful inmate will have sight, sound, or physical contact with any adult inmate through use of a shared dayroom or other common space, shower area, or sleeping quarters"). TDCJ has three units that house youthful inmates with older offenders: Clemens (males), Travis (males), and Hilltop (females). As of August 31, 2016, TDCJ has 45 youthful male inmates and 6 youthful female inmates in those three units. While TDCJ is confident it has taken adequate measures to segregate youthful inmates in accordance with PREA standards, we will not know

¹ This assurance applies to grant funds awarded under: (1) the Edward Byrne Memorial Justice Assistance Grant Program; (2) the Juvenile Justice and Delinquency Prevention Act Formula Grant Program; and (3) the Services, Training, officers, and Prosecutors Violence Against Women Formula Grant Program.

for sure until the year is over. Clemens has been certified as fully compliant with PREA, and it is our understanding that Hilltop will soon be as well, but the audit for Travis will not be completed until later this month.

2. TDCJ also manages 28 community residential facilities that are owned and operated by private third-parties. Those 28 facilities include 8 halfway houses and 20 transitional treatment centers. Because TDCJ does not own or operate those facilities, it does not control their PREA audit schedules. TDCJ has negotiated clauses in its contracts with these facilities that require PREA compliance or has plans to include these requirements in future contracts.

B. Texas Juvenile Justice Department (“TJJD”)

1. The TJJD owns and operates 14 residential facilities for juvenile offenders, all of which have been certified as fully compliant with PREA. TJJD’s audit schedule is attached.

2. TJJD also oversees 8 juvenile residential facilities that are owned and operated by private third-parties. Of those 8 facilities, PREA applies to only 6. Of those 6 facilities, 5 have completed audits and been certified as fully compliant, while the remaining facility is undergoing corrective measures to achieve full compliance.

C. Texas Department of Public Safety (“DPS”)

Previously, the DPS used 120 “lockup” (or temporary confinement) facilities across the state. Many of those facilities were in driver’s license offices and other places the Texas Highway Patrol may use to temporarily detain or confine individuals. The DPS previously reported that none of these lockup facilities were utilized to house detainees overnight, and therefore it need not conduct audits for those facilities. *See* 28 C.F.R. § 115.193. Earlier this year, the DPS determined that it should no longer operate “holding cells, cell blocks, or other secure enclosures that are ... primarily used for the temporary confinement of individuals who have been arrested, detained, or are being transferred to or from a court, jail, prison, or other agency.” Therefore, the DPS will not operate facilities that are subject to PREA.

Should you have any questions regarding this matter, please contact the executive director of the Governor’s Criminal Justice Division, Camille Cain, at 512-463-1919.

Sincerely,



Greg Abbott
Governor

Attachments



GOVERNOR GREG ABBOTT

March 22, 2017

Thomas Talbot
PREA Management Office
Bureau of Justice Assistance
810 Seventh Street NW
Washington, D.C., 20531

Dear Mr. Talbot:

The State of Texas continues to take the necessary steps to eliminate prison rape in accordance with the Prison Rape Elimination Act ("PREA"). However, I cannot yet certify that the state is in full compliance with PREA because our PREA audits are still ongoing, though every facility that has completed the audit process has been certified as fully compliant. Therefore, pursuant to 42 U.S.C. § 15607(e)(2)(A)(ii)(II), I request that the Attorney General hold 5 percent of our Department of Justice grant funds¹ in abeyance until such time when I can certify that the state is in full compliance with PREA.

Should you have any questions regarding this matter, please contact the executive director of the Governor's Criminal Justice Division, Camille Cain, at 512-463-1919.

Sincerely,

A handwritten signature in black ink that reads "Greg Abbott". The signature is fluid and cursive, with the first name "Greg" being larger and more prominent than the last name "Abbott".

Greg Abbott
Governor

¹ This request applies to grant funds awarded under: (1) the Edward Byrne Memorial Justice Assistance Grant Program; (2) the Juvenile Justice and Delinquency Prevention Act Formula Grant Program; and (3) the Services, Training, officers, and Prosecutors Violence Against Women Formula Grant Program.

U.S. Virgin Islands

**Assurance to Utilize Department of Justice Grants to Achieve Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Assurance for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I assure the U.S. Department of Justice (DOJ) that, subject to the exceptions checked below (if applicable), the state¹ named below will use not less than 5 percent of its covered DOJ grant funds for FY 2017 to enable the state to adopt, and achieve full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape (28 C.F.R. Part 115), so as to ensure that a certification of full compliance may be submitted in future years.

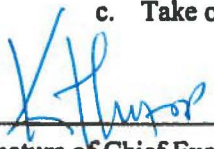
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1. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115, insofar as those standards implicate juvenile facilities, as defined in 28 C.F.R. Part 115, but was not in full compliance with one or more standards insofar as those standards implicate non-juvenile facilities. Accordingly, grants issued by the Office of Juvenile Justice and Delinquency Prevention are not subject to the required set aside of funds for PREA purposes and shall not be used for purposes of the above assurance.

2. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 CFR Part 115, except to the extent that full compliance would require new construction. Accordingly, grants issued by the Office on Violence Against Women are not subject to the required set aside of funds for PREA purposes and shall not be used for the purposes of the above assurance.

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2. Within 15 days of providing such notice,
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 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.



Signature of Chief Executive

KENNETH E. MAPP
Printed name of Chief Executive

U.S. VIRGIN ISLANDS
Name of State

10-07-16
Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

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Vermont

**Certification Regarding Adoption of and Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Certification for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I certify to the U.S. Department of Justice (DOJ):

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 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.



Signature of Chief Executive

Governor Peter Shumlin

Printed name of Chief Executive

Vermont

Name of State

October 13, 2016

Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov

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Virginia

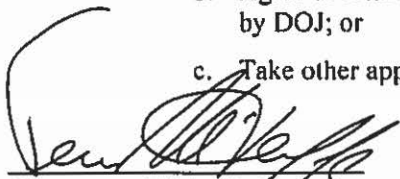
**Certification Regarding Adoption of and Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Certification for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I certify to the U.S. Department of Justice (DOJ):

As of August 19, 2016, the state¹ named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115.

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 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.


Signature of Chief Executive

Terence R. McAuliffe
Printed name of Chief Executive

Virginia
Name of State

10-11-16
Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

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Washington

**Assurance to Utilize Department of Justice Grants to Achieve
Full Compliance with the National Standards to Prevent, Detect,
and Respond to Prison Rape**
2016 Governor's Assurance for Audit Year 3 of Cycle 1

Pursuant to 42 U.S.C. § 15607(e)(2)(A)(ii), I assure the U.S. Department of Justice (DOJ) that, subject to the exception checked in Section B below (if applicable), the state¹ named below intends to adopt and achieve full compliance with the National Standards to Prevent, Detect, and Respond to Prison Rape (28 C.F.R. Part 115), so as to ensure that a certification of full compliance may be submitted in future years. **Section A.** (Check one of the boxes below.)

1. The state named below will use not less than 5 percent of its covered DOJ grant funds for FY 2017 to enable the state to adopt, and achieve full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, so as to ensure that a certification of full compliance may be submitted in future years.

OR

2. The state named below requests that 5 percent of its covered DOJ grant funds for FY 2017 be held in abeyance pursuant to 42 U.S.C. § 15607(e)(2)(A)(ii)(II).

Section B. (Check the box below **only** if it applies to your state.)

As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape insofar as those standards implicate *juvenile facilities*, as defined in 28 C.F.R. § 115.5, but was not in full compliance with one or more standards insofar as those standards implicate non-juvenile facilities. Accordingly, grants issued by the Office of Juvenile Justice and Delinquency Prevention are not subject to the required set aside of funds set forth in Section A.

If the state has checked the Section B box directly above, and after the date of signature of this assurance, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of the information relied upon in checking the Section B box, the same shall conduct a reassessment and determine whether this

¹ In this document, "state" refers to states, U.S. territories, and the District of Columbia.

A false statement in this certification or in the grant application that it supports may be subject to criminal prosecution, including under 18 U.S.C. § 1001 and 42 U.S.C. § 3795a. DOJ grants, including certifications provided in connection with such grants, are subject to review by the DOJ component that issued the grant and/or by the DOJ Office of the Inspector General.

selection of such box was accurate. If the selection of the box is determined not to have been accurate, the undersigned or a designee will:

1. Within 15 days, notify DOJ, at PREACompliance@usdoj.gov of the existence of the inaccuracy; and
2. Within 15 days of providing such notice, (a) submit a revised assurance, signed by the chief executive, (b) agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ, or (c) take other appropriate action as instructed by the awarding agency.



Signature of Chief Executive

JAY INSLEE

Printed name of Chief Executive

WASHINGTON

Name of State

3/14/2017

Date

West Virginia

**Assurance to Utilize Department of Justice Grants to Achieve Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Assurance for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I assure the U.S. Department of Justice (DOJ) that, subject to the exceptions checked below (if applicable), the state¹ named below will use not less than 5 percent of its covered DOJ grant funds for FY 2017 to enable the state to adopt, and achieve full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape (28 C.F.R. Part 115), so as to ensure that a certification of full compliance may be submitted in future years.

Check the boxes below **only** if they apply to your state. (Note: in many cases, neither box will apply)

1. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115, insofar as those standards implicate juvenile facilities, as defined in 28 C.F.R. Part 115, but was not in full compliance with one or more standards insofar as those standards implicate non-juvenile facilities. Accordingly, grants issued by the Office of Juvenile Justice and Delinquency Prevention are not subject to the required set aside of funds for PREA purposes and shall not be used for purposes of the above assurance.

2. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 CFR Part 115, except to the extent that full compliance would require new construction. Accordingly, grants issued by the Office on Violence Against Women are not subject to the required set aside of funds for PREA purposes and shall not be used for the purposes of the above assurance.

If the state has checked Box 1 and/or 2, and after the date of signature of this assurance, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of the information relied upon in checking Box 1 and/or 2, the same shall conduct a reassessment and determine whether this selection of such box(es) was accurate. If the selection of one or both boxes is determined not to have been accurate, the undersigned or a designee will:

1. Within 15 days, notify DOJ via the email address below of the existence of the inaccuracy; and
2. Within 15 days of providing such notice,
 - a. Submit a revised assurance, signed by the chief executive;
 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.


Signature of Chief Executive

West Virginia
Name of State

Earl Ray Tomblin
Printed name of Chief Executive

10/13/16
Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

¹ In this document, "state" refers to states, U.S. territories, and the District of Columbia.

A false statement in this certification or in the grant application that it supports may be subject to criminal prosecution, including under 18 U.S.C. § 1001 and 42 U.S.C. § 3795a. DOJ grants, including certifications provided in connection with such grants, are subject to review by the DOJ component that issued the grant and/or by the DOJ Office of the Inspector General.

Wisconsin

**Assurance to Utilize Department of Justice Grants to Achieve Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Assurance for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I assure the U.S. Department of Justice (DOJ) that, subject to the exceptions checked below (if applicable), the state¹ named below will use not less than 5 percent of its covered DOJ grant funds for FY 2017 to enable the state to adopt, and achieve full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape (28 C.F.R. Part 115), so as to ensure that a certification of full compliance may be submitted in future years.

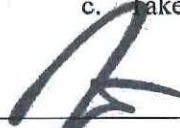
Check the boxes below **only** if they apply to your state. (Note: in many cases, neither box will apply)

1. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115, insofar as those standards implicate juvenile facilities, as defined in 28 C.F.R. Part 115, but was not in full compliance with one or more standards insofar as those standards implicate non-juvenile facilities. Accordingly, grants issued by the Office of Juvenile Justice and Delinquency Prevention are not subject to the required set aside of funds for PREA purposes and shall not be used for purposes of the above assurance.

2. As of August 19, 2016, the state named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 CFR Part 115, except to the extent that full compliance would require new construction. Accordingly, grants issued by the Office on Violence Against Women are not subject to the required set aside of funds for PREA purposes and shall not be used for the purposes of the above assurance.

If the state has checked Box 1 and/or 2, and after the date of signature of this assurance, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of the information relied upon in checking Box 1 and/or 2, the same shall conduct a reassessment and determine whether this selection of such box(es) was accurate. If the selection of one or both boxes is determined not to have been accurate, the undersigned or a designee will:

1. Within 15 days, notify DOJ via the email address below of the existence of the inaccuracy; and
2. Within 15 days of providing such notice,
 - a. Submit a revised assurance, signed by the chief executive;
 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.



Signature of Chief Executive

SCOTT WALKER
Printed name of Chief Executive

WISCONSIN
Name of State

OCTOBER 7, 2016
Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

¹ In this document, "state" refers to states, U.S. territories, and the District of Columbia.

A false statement in this certification or in the grant application that it supports may be subject to criminal prosecution, including under 18 U.S.C. § 1001 and 42 U.S.C. § 3795a. DOJ grants, including certifications provided in connection with such grants, are subject to review by the DOJ component that issued the grant and/or by the DOJ Office of the Inspector General.

Wyoming

**Certification Regarding Adoption of and Full Compliance with
the National Standards to Prevent, Detect, and Respond to Prison Rape
2016 Governor's Certification for Audit Year 3 of Cycle 1**

Pursuant to 42 U.S.C. §15607(e)(2), I certify to the U.S. Department of Justice (DOJ):

As of August 19, 2016, the state¹ named below had adopted, and was in full compliance with, the National Standards to Prevent, Detect, and Respond to Prison Rape, 28 C.F.R. Part 115.

If, after the date of signature of this certification, credible information should come to the attention of the undersigned (or his or her successor) that casts reasonable doubt on the accuracy of this certification, the same shall conduct a reassessment and determine whether this certification was accurate. If the certification is determined not to have been accurate, the undersigned or a designee will:

1. Within 15 days, notify DOJ via the email address below of the existence of the inaccuracy; and
2. Within 15 days of providing such notice,
 - a. Submit an assurance signed by the chief executive (using the form provided by DOJ) indicating that the state will expend not less than 5 percent of its covered DOJ grant funds for FY 2017 to adopt, and achieve full compliance with, the National Prison Rape Elimination Standards (28 C.F.R. Part 115), so as to ensure that a certification may be submitted in future years;
 - b. Agree to return 5 percent of its covered DOJ grant funds for FY 2017 as calculated by DOJ; or
 - c. Take other appropriate action as instructed by the awarding agency.



Signature of Chief Executive

Matthew H. MEAD

Printed name of Chief Executive

Wyoming

Name of State

10/13/16

Date

This form must be received by the Department of Justice, PREA Management Office, by October 15, 2016. A signed, electronic version of this form may be sent to PREACompliance@usdoj.gov.

¹ In this document, "state" refers to states, U.S. territories, and the District of Columbia.

A false statement in this certification or in the grant application that it supports may be subject to criminal prosecution, including under 18 U.S.C. § 1001 and 42 U.S.C. § 3795a. DOJ grants, including certifications provided in connection with such grants, are subject to review by the DOJ component that issued the grant and/or by the DOJ Office of the Inspector General.