

Employee Statement

PREA Hiring and Promotion Prohibitions

The North Carolina Department of Public Safety must adhere to the United States Department of Justice Final Rule on the “National Standards to Prevent, Detect, and Respond to Prison Rape Under the Prison Rape Elimination Act (PREA) Standards” at 28 C.F.R. Part 115 Docket No. OAG-131 RIN 1105-AB34.

I understand that the NCDPS may not hire or promote anyone who may have contact with inmates, residents or offenders under supervision who has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution. Secondly, may not hire or promote anyone who has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, or coercion, or if the victim did not consent or was unable to consent or refuse, or; has been civilly or administratively adjudicated to have engaged in the activities described. I understand that failure to provide a truthful response to this statement can result in disciplinary action up to and including dismissal or disqualification for employment.

1. Have you ever engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution?
2. Have you been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, or coercion, or if the victim did not consent or was unable to consent or refuse?
3. Have you been civilly or administratively adjudicated to have engaged in the activities described?

I acknowledged and understand that, should I become subject to these prohibitions in my current position or any subsequent departmental position I may hold involve contact with persons in confinement or under supervision; I will notify departmental management within twenty-four hours of my involvement in any of the above. I understand the Department has the authority to conduct random criminal background checks to ensure compliance with these federal standards in relation to the Department’s employment practices. Further, I understand that if I am subject to these prohibitions, I may be subject to termination of employment. In addition if I falsely certify my eligibility for employment and it is subsequently discovered that I have a disqualifying conviction, I will be subject to termination or disqualification for employment for the falsification.

NOTE: *If you have any questions regarding whether you are subject to the National Standards to Prevent, Detect, and Respond to Prison Rape Under the Prison Rape Elimination Act (PREA) Standards” at 28 C.F.R. Part 115 Docket No. OAG-131 RIN 1105-AB34,” the PREA Office has additional information that can be provided to you upon request or you may seek legal counsel prior to signing this form.*