

NDAA Provisions Regarding the Collection and Reporting of Sexual Assault Case Data by DoD

FY 2005 (PL 108-375, Oct 28, 2004)			
FY05 §577(f)	ESTABLISHED DoD Annual Report on Sexual Assaults	<p>Initial requirement for DoD to provide an annual report to congress by Jan 15 of each year. Reporting required:</p> <ul style="list-style-type: none"> • number of reported sexual assaults by Service members during the year covered by report; • number of cases that were substantiated; • synopsis of, and disciplinary action taken in each substantiated case; and • policies, procedures and processes implemented for sexual assault response. 	First report due Jan 15, 2005; Annually thereafter
FY 2006 (PL 109-163, Jan 6, 2006)			
FY06 §596(c)	Additional Reporting Requirements for Annual DoD SAPRO report (amends FY05 §577(f)(2))	(a) Requirement to add to annual SAPRO reports 1) a description of the implementation of deployed unit accessibility and tracking plans; 2) information collected on cases where care was hindered due to lack of availability of a rape kit; 3) description of steps taken during that year to provide deployed units with accessibility to these resources; and 4) a description of the required supply inventory, location, accessibility and availability of resources to provide appropriate and timely response to reported sexual assaults in a deployed unit.	Annually reported beginning with January 15, 2007 SAPRO Report
FY 2007 (PL 109-364, Oct. 17, 2006)			
FY07 §583	Required Synopsis of Cases in Annual DoD SAPRO Report (amends FY05 §577(f)(2))	Amended reporting requirement to add a synopsis of each substantiated case and disciplinary action taken , including the type of disciplinary or administrative sanction imposed, if any.	Immediate (Oct 17, 2006)
FY07 §532	Revision and Clarification of Requirements Concerning Sexual Harassment and Sexual Violence at the Service Academies (Repeals and replaces FY04 §527)	Requirement for Academy Superintendents to prescribe policy and procedures on sexual harassment and sexual violence at the Service Academies; 1) an annual assessment that includes focus groups and biennial survey administered by DoD to determine effectiveness of such policies, training and procedures; 2) an annual report that includes number of reported sexual assaults, rapes and other sexual offenses by cadets or other academy personnel and number of substantiated cases; 3) policies, procedures and processes implemented in response to sexual harassment and sexual violence; and 4) a plan for actions to be taken in the following program year.	Immediate (Oct 17, 2006) Service Academy reports due annually
FY 2010 (PL 111-84, Oct 28, 2009)			
FY10 §567(c)(1)	Additional Reporting Requirements for SAPRO Annual Report Concerning Military Protective Orders (MPOs)	Requires data collection on whether a MPO was issued that involved either the victim or alleged perpetrator of a sexual assault and whether MPOs involving Service members were violated in the course of substantiated incidents of sexual assaults against Service members. Requires this data to be included in Annual SAPRO reports.	Annual SAPRO Report
FY 2011 (PL 111-383, Jan 7, 2011)			

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FY11 §1631(a),(b)	Annual SAPR Reporting Requirements for Services (Repeals FY05 §577(f))	Service Secretaries must submit report to SecDef. The report must contain: 1) number of reported sexual assaults against Service members and number substantiated; 2) number of sexual assaults committed by Service Members and number substantiated; 3) a synopsis of each substantiated case, organized by offense, including type of disciplinary or administrative sanction imposed including courts-martial sentences, NJP and administrative separations; 4) policies, procedures and processes implemented during the year; 5) number of substantiated sexual assault cases in which the victim is deployed Service member and assailant is a foreign national and policies and procedures to monitor the investigative processes and disposition of such cases; 6) description of the implementation of the accessibility plan implemented pursuant to section 596(b) including description of steps taken to ensure resources are accessible to deployed units.	First report due March 1, 2012 and each March 1 thereafter
FY11 §1631(d)	Annual SAPR Reporting Requirements for SecDef (Repeals FY05 §577(f))	SecDef must forward the Annual SAPR Reports from the Services to the HASC and SASC together with 1) the results of assessments conducted under the evaluation plan required by section 1602(c); and 2) such assessments on the reports as the SecDef considers appropriate.	First report due April 30, 2012 and each Apr 30 thereafter
FY 2013 (PL 112-239, Jan 2, 2013)			
FY13 §575	Modification of Annual DoD SAPRO Reporting Requirements Regarding Sexual Assaults (Amends FY 11 §1631)	Requirement for greater detail in the case synopses portion of the report to include: if the charges were dismissed after an Art 32 the reason for dismissal; whether accused previously accused of a substantiated sexual assault, or admitted to service with a moral waiver for sexual misconduct. Must include branch of service, alcohol involvement, and nature of punishment when non-judicial. Report must also include requests for transfer status, number denied with description of reason why, an analysis and assessment of trends in the incidence, disposition, and prosecution of sexual assaults by units, commands, and installations during the year covered by the report, including trends relating to prevalence of incidents, prosecution of incidents and avoidance of incidents.	Beginning with FY 14 SAPRO Report (March 1, 2014)
FY13 §579(b)(3)	Annual SAPRO Reporting Requirements for Substantiated Incidents of Sexual Harassment Involving Service Members	Requires SecDef to include the information and data collected on substantiated incidents of sexual harassment in the Annual SAPRO Report.	Annual SAPRO Report – No Date Specified
FY 2015 (PL 113-291, Dec 19, 2014)			

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FY15 §542	<p style="text-align: center;">Added SAPR Annual Reporting Requirement</p>	<ul style="list-style-type: none"> - Amends section 1631 of the FY11 NDAA by adding the following reporting requirements: - An analysis of the disposition of the most serious offenses occurring during sexual assaults committed by members of the Armed Force during the year covered by the report, as identified in unrestricted reports of sexual assault by any members of the Armed Forces, including the numbers of reports identifying offenses that were disposed of by each of the following: <ul style="list-style-type: none"> ▪ Conviction by court-martial, including a separate statement of the most serious charge preferred and the most serious charge for which convicted; ▪ Acquittal of all charges at court-martial ▪ Non-judicial punishment under Article 15 UCMJ ▪ Administrative Action, including by each type of administrative action imposed. ▪ Dismissal of all charges, including by reason for dismissal and by stage of the proceedings in which dismissal occurred. 	<p style="text-align: center;">Data must be included in Mar 15, 2015 SAPRO Report</p>
FY15 §544	<p style="text-align: center;">Improved DoD Reporting and Collection of Domestic Violence Incidents Data</p>	<ul style="list-style-type: none"> - SecDef shall develop a comprehensive management plan to address deficiencies in the reporting of information on incidents of domestic violence involving members of the Armed Forces for inclusion in the DoD database on domestic violence incidents required by section 1562 of 10 U.S.C. to ensure that the database provides an accurate count of domestic violence incidents and any consequent disciplinary action. 	<p style="text-align: center;">1 Year (Dec 19, 2015)</p>