

TWO YEARS AFTER EARLIER NDAA REFORMS, STATUS QUO UNCHANGED

Chairman of the Joint Chiefs of Staff, General Martin Dempsey, March 8, 2014: “A majority of the Senate of the United States expressed a lack of confidence in our ability to solve this ourselves...we are currently on the clock if you will...the President of the United States said to us in December, you know what, you’ve got about a year to review this thing and show me you can make a difference... we understand that just because Senator Gillibrand’s vote was defeated yesterday doesn’t mean that a year from now it may not be reintroduced and if we haven’t been able to demonstrate we’re making a difference, you know, then we deserve to be held to the scrutiny and standard.”

DOD’S OWN NUMBERS: ZERO PROGRESS ON RETALIATION, DISTRUST OF SYSTEM PERSIST¹

52

52 UNWANTED SEXUAL CONTACTS occur every day on average across the military – the rate identical to 2010 levels

42%

42% of service members survivors who reported retaliation were encouraged to drop the issue by their supervisor, or someone else in their chain of command.²

75%

3 out of 4 survivors lack sufficient confidence in the military justice system to report the crime

55%

55% of service member survivors indicated that they were NOT satisfied with the official actions taken against the alleged perpetrator.³

OVERALL DECREASE in the percentage of survivors willing to make an unrestricted report of sexual assault

IAVA’s 2016 Member Survey found that among its members:

- ✓ 92% of women and 81% of men would not have a different view of the commander’s authority if the decision to send someone to court martial was taken away from the commander
- ✓ 47% of female survivors and 40% of male survivors said they would be more likely to report if a trained military prosecutor made the decision to move forward with their case instead of their commander. A mere 2% of female survivors and no male survivors said they would be less likely to report

ADDITIONAL STUDIES: ZERO DISCIPLINE FOR RETALIATION; SCOPE OF VIOLENCE UNDERREPORTED

- ✓ Service members who report assault are 12 TIMES more likely to suffer from retaliation for doing so than seeing their offender convicted of a sex crime.⁴
- ✓ No one is being held accountable for retaliation; DoD cannot provide a single example of serious disciplinary action taken against those who retaliate.⁴

¹ DOD FY 2014 Annual Report on Sexual Assault in the Military, May 2015; DOD FY 2015 Annual Report on Sexual Assault in the Military, May 2016.

² DMDC 2015 Military Investigation and Justice Experience Survey, March 2016.

³ *Id.*

⁴ Human Rights Watch Report, May 2015.