



PERSONNEL AND
READINESS

UNDER SECRETARY OF DEFENSE
4000 DEFENSE PENTAGON
WASHINGTON, D.C. 20301-4000

AUG 24 2022

MEMORANDUM FOR SECRETARIES OF THE MILITARY DEPARTMENTS
CHIEF OF THE NATIONAL GUARD BUREAU
DIRECTOR, SEXUAL ASSAULT PREVENTION AND RESPONSE
OFFICE

SUBJECT: Inclusion of Race and Ethnicity in Annual Reports on Sexual Assaults

As required by section 549G(b) of the National Defense Authorization Act (NDAA) for Fiscal Year (FY) 2022, information on the race and ethnicity of accused individuals will be included for unrestricted reports for sexual assaults, to the maximum extent practicable, in the Department of Defense Annual Report on Sexual Assault in the Military (SAPR Annual Report), among the other requirements under section 1631 of the Ike Skelton NDAA for FY 2011 (Public Law 111-383; 10 U.S.C. § 1561 note).

Pursuant to section 549G(b), the exclusion of such information will be based on privacy concerns, impacts on accountability, or other matters of importance. Information on race and ethnicity of the accused individuals that could reasonably lead to the identification of an individual accused or the adult sexual assault victim will not be requested in the SAPR Annual Report data call or be published in the SAPR Annual Report. Any exclusion criteria that are needed will be evaluated by the Under Secretary of Defense for Personnel and Readiness (USD(P&R)) when the relevant data call is submitted for Office of the Under Secretary of Defense for Personnel and Readiness signature, for purposes of collecting data for the SAPR Annual Report.

At the direction of USD(P&R), the Director, Sexual Assault Prevention and Response Office, will include a request for this information through the SAPR Annual Report data call used to meet the reporting requirements set forth in section 1631 of the NDAA for FY 2011, as amended. This data call will be reviewed and issued by USD(P&R). This data requirement should be addressed in the next reissuance of Department of Defense Instruction 6495.02, Volume 2, "Sexual Assault Prevention and Response (SAPR) Program Procedures."

Thank you for your continued efforts in combating sexual assault.

A handwritten signature in black ink, appearing to read "Gilbert R. Cisneros, Jr.", written in a cursive style.

Gilbert R. Cisneros, Jr.

cc:
Chairman of the Joint Chiefs of Staff
Chiefs of the Military Services