

*Father Flanagan's Boys' Home residential facilities and residential treatment centers and the services incidental thereto are not primarily used for (a) the confinement, detention or imprisonment of juvenile residents or others pursuant to the juvenile justice system or criminal justice system, (b) as a condition of pre-trial release or post-release supervision, or (c) the restriction of the movements and activities of juvenile residents or subject juvenile residents to control through the use of physical barriers or intensive supervision. Each resident placed in Service Provider's residential facilities pursuant to this Contract shall have access to the community to achieve treatment or correctional objectives through applicable educational or employment programs provided by Service Provider. Service Provider's facilities do not meet the definitions of "facility", "juvenile facility", "secure juvenile facility", or "lockup" pursuant to 28 C.F.R. 115.5. As such, PREA does not apply to Service Provider's residential facilities and residential treatment centers and related services.*