

PREA Facility Audit Report: Final

Name of Facility: Kern County Sheriff's Office

Facility Type: Prison / Jail

Date Interim Report Submitted: NA

Date Final Report Submitted: 07/11/2017

Auditor Certification	
The contents of this report are accurate to the best of my knowledge.	<input checked="" type="checkbox"/>
No conflict of interest exists with respect to my ability to conduct an audit of the agency under review.	<input checked="" type="checkbox"/>
I have not included in the final report any personally identifiable information (PII) about any inmate/resident/detainee or staff member, except where the names of administrative personnel are specifically requested in the report template.	<input checked="" type="checkbox"/>
Auditor Full Name as Signed: Carrie Carone	Date of Signature: 07/11/2017

AUDITOR INFORMATION	
Auditor name:	Carone, Carrie
Address:	
Email:	littlemscarone@gmail.com
Telephone number:	
Start Date of On-Site Audit:	03/28/2017
End Date of On-Site Audit:	03/30/2017

FACILITY INFORMATION	
Facility name:	Kern County Sheriff's Office
Facility physical address:	1350 Norris Road, Bakersfield, California - 93308
Facility Phone	
Facility mailing address:	
The facility is:	<input checked="" type="radio"/> County <input type="radio"/> Federal <input type="radio"/> Municipal <input type="radio"/> State <input type="radio"/> Military <input type="radio"/> Private for profit <input type="radio"/> Private not for profit
Facility Type:	<input type="radio"/> Prison <input checked="" type="radio"/> Jail

Primary Contact			
Name:	Anthony Gordon	Title:	Lieutenant
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Warden/Superintendent			
Name:	Tim Posey	Title:	Commander
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Facility PREA Compliance Manager			
Name:		Email Address:	

Facility Health Service Administrator			
Name:	Margaret Johnson	Title:	Medical Supervisor
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Facility Characteristics		
Designed facility capacity:		
Current population of facility:		
Age Range	Adults:	Youthful Residents:
Facility security level/inmate custody levels:		
Number of staff currently employed at the facility who may have contact with inmates:		

AGENCY INFORMATION	
Name of agency:	Kern County Sheriff's Office
Governing authority or parent agency (if applicable):	
Physical Address:	1350 Norris Road, Bakersfield, California - 93308
Mailing Address:	
Telephone number:	

Agency Chief Executive Officer Information:			
Name:		Title:	
Email Address:		Telephone Number:	

Agency-Wide PREA Coordinator Information			
Name:	Wesley Embrey	Email Address:	embreyw@kernsheriff.com

AUDIT FINDINGS

Narrative:

The auditor's description of the audit methodology should include a detailed description of the following processes during the pre-audit, on-site audit, and post-audit phases: documents and files reviewed, discussions and types of interviews conducted, number of days spent on-site, observations made during the site-review, and a detailed description of any follow-up work conducted during the post-audit phase. The narrative should describe the techniques the auditor used to sample documentation and select interviewees, and the auditor's process for the site review.

On March 28th, 2017, I conducted an on-site audit with Kern County Sheriff's Office. Prior to the audit, I communicated with the PREA Coordinator and was given access to all the applicable and pertinent policies relevant to the Department of Justice PREA Standards. I spent several hours reviewing the documentation prior to the audit. After speaking with the agency, we determined three days would be needed to conduct the on-site audit of the county facility. Once on-site, I conducted a tour of the facility and grounds at the Max-Med Facility. This is the largest jail facility in the county and all arrestees in the area are brought to this jail for booking, then are transported to other facilities depending on their classification. This jail is multi-classification.

The Max-Med Facility is a facility which holds residents in a non-permanent/temporary status. This is also the main facility for court transfers.

I conducted several interviews with residents from the facility. I interviewed no less than 18 residents. I was given a list of residents currently residing in the facility and I randomly picked residents to interview. There were about 308 currently housed in the facility. During the interviews conducted, I asked them several questions about the agency's policies. I also asked questions specific to PREA. All the residents were aware of PREA. They were shown the PREA video several times during their incarceration. All the residents interviewed could tell me the toll-free number to call should they encounter any type of situation where they needed to notify staff or a third party of a PREA related incident.

I also conducted several random staff interviews within this facility as well. I interviewed no less than about 12 staff members. I was given a list of the line staff that were currently working and I randomly picked staff to interview.

AUDIT FINDINGS

Facility Characteristics:

The auditor's description of the audited facility should include details about the type of the facility, demographics and size of the inmate or resident population, numbers and type of staff positions, configuration and layout of the facility, numbers of housing units, description of housing units including any special housing units, a description of programs and services, including food service and recreation.

The Max-Med Facility is a medium size facility. It originally opened in 1978 and has a Board and State of Community Corrections rated bed capacity of 408. It is currently located in Bakersfield, California. Max-Med Facility houses only male inmates, and its design is square with the administration offices, inmate visiting, and primary duty office located at the front. There are eight triple bunk dorms on one side, one (9) bunk dorm in the back, along with a property storage area. The other side has two linier tiers with double bunk multiple man cells, two linier tiers with double bunk single cells, and a split fenced recreation yard. In the middle are eight medical clinic cells, a medical clinic, classroom, supervisor's office, a booking area, and miscellaneous offices. It also has a drive-in sally port leading to two holding cells.

Max-Med operates (2) areas with four open dorm style housing units, each with two Deputies staffing a central duty station with two dorms on each side. The Deputies have direct sight into the units through large 4'x3' windows and can also observe inmate activities through smaller (1) foot windows the length of the unit. The two linier multiple man tiers and the two single cell tiers are staffed by two Deputies who make regular rounds through the units for security checks, and daily activities such as passing of medication, mail, supplies or laundry.

The staffing levels are adequate for the number of residents housed at The Max-Med Facility. There is also a very sophisticated camera system and security check system that helps to add to the safety and security of the residents while in custody.

AUDIT FINDINGS

Summary of Audit Findings:
The summary should include the number of standards exceeded, number of standards met, and number of standards not met, along with a list of each of the standards in each category. If relevant, provide a summarized description of the corrective action plan, including deficiencies observed, recommendations made, actions taken by the agency, relevant timelines, and methods used by the auditor to reassess compliance.

Number of standards exceeded:	2
Number of standards met:	43
Number of standards not met:	0

Number of Standards Exceeded- 2
Number of Standards Met- 43
Number of Standards Not Met- 0

During a review of the agency’s policies and procedures they were in compliance with all the PREA standards.

General Observation Log Safety Check System

The Max-Med Facility has a new safety-check system throughout their jail. There are sensors permanently fixated to the walls all over the facility, including in all the “problem” areas of the jail that aren’t normally accessed or checked by staff. Every staff member is given a sensor check. This new system requires staff to pass through every area of the jail and touch a sensor one time an hour (or whenever the check is required) to be compliant in their observation checks. The deputy must physically access these sensors every time during their checks, and if they do not, a supervisor is notified of the failure to complete their observations as required by their policy.

This includes all closets, janitor closets, pipe closets, hallways, housing units, day room areas, etc. This is an amazing system and I commend the agency on spending the money on a system that mandates and documents all of the required general observation checks. This helps ensure that residents are being adequately supervised by the deputies as well as maintaining their safety while in custody.

There were no deficiencies observed as the agency improved on any past areas of corrective action. No new recommendations noted. The agency should be commended on their outstanding PREA compliance at this facility. The new safety-check system is excellent.

Standards
<p>Auditor Overall Determination Definitions</p> <ul style="list-style-type: none"> • Exceeds Standard (Substantially exceeds requirement of standard) • Meets Standard (substantial compliance; complies in all material ways with the stand for the relevant review period) • Does Not Meet Standard (requires corrective actions)
<p>Auditor Discussion Instructions</p> <p>Auditor discussion, including the evidence relied upon in making the compliance or non-compliance determination, the auditor’s analysis and reasoning, and the auditor’s conclusions. This discussion must also include corrective action recommendations where the facility does not meet standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.</p>

115.11	Zero tolerance of sexual abuse and sexual harassment; PREA coordinator
	<p>Auditor Overall Determination: Meets Standard</p>
	<p>Auditor Discussion</p> <p>Kern County’s Zero tolerance policy mandates the zero tolerance of sexual abuse and sexual harassment at all their confinement facilities. Their policy includes several definitions, including to prohibited behaviors regarding sexual abuse and sexual harassment. The policy includes a detailed description of agency strategies and responses to reduce and prevent sexual abuse and sexual harassment of residents.</p> <p>Per the PREA Policy P-350, the agency employs an upper-level PREA Coordinator. The Coordinator has sufficient time and authority to develop, implement, and oversee agency efforts to comply with the PREA standards in all its community confinement facilities. The PREA Coordinator is a Correctional Sergeant, and he is overseen by the facility’s Lieutenant.</p> <p>The position of the PREA Coordinator is in the agency’s organizational chart.</p>

115.12	Contracting with other entities for the confinement of inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	The agency holds contracts with the United States Marshalls service as well as other entities. The agency monitors its contracts to ensure they are in compliance with all PREA standards.

115.13	Supervision and monitoring
	<p data-bbox="252 170 928 203">Auditor Overall Determination: Exceeds Standard</p> <p data-bbox="252 248 523 282">Auditor Discussion</p> <p data-bbox="252 327 1485 528">The agency developed a staffing plan for the Max-Med Facility. It provides an adequate level of staffing and includes a newly upgraded video monitoring system. The Max-Med Facility is the largest jail facility in the county and has a large number of staff. The agency’s policy dictates that if the staffing plan falls below the minimum, they will document and justify the lack of staffing.</p> <p data-bbox="252 584 1477 875">The currently average daily number of residents is about 380 at the Max-Med Facility. The staffing plan was developed estimating that at normal operation, the minimum staffing level is approximately 11. The facility operates on four twelve hour shifts. It is managed by one Sheriff’s Lieutenant, 10 supervisory staff, 56 deputies, 4 Sheriff’s aides, and 6 civilian support staff. There are 1-2 medical staff on site at all times, and mental health staff responds from the larger facility next door to provide all necessary treatment. At maximum capacity, the Max-Med Facility would have a rated bed capacity of about 408 inmates.</p> <p data-bbox="252 931 1485 1301">The facility layout as well as the classification of the inmates at the Max-Med Facility were considered while the staffing plan was being written and implemented. The agency’s staffing plan takes into consideration the prevalence of substantiated and unsubstantiated claims at the facility. In the past 12 months, they have had three (3) allegations of inmate-on-inmate nonconsensual sexual acts. One allegation was unsubstantiated, while two of the other allegations were determined to be unfounded through investigations. In the past 12 months, there were no allegations of staff sexual misconduct. There were a total of eight (8) allegations of sexual abuse, sexual harassment, or sexual misconduct in total last year at this facility. All allegations were investigated.</p> <p data-bbox="252 1357 1485 1514">I spoke with the Lieutenant of the facility who is a part of the annual review for all staffing plans at the Max-Med Facility. He confirmed the Max-Med Facility conducts an annual review of its staffing plan as well as an annual PREA review. I was provided a P-0700 PREA Annual Facility Review Report as well as the 2016 Max-Med Facility Staffing Plan for review.</p> <p data-bbox="252 1570 1453 1693">It assesses, determines, and documents whether adjustments are needed based on the previous staffing plans, video monitoring systems, technological advancements, and staffing resources needed. The agency followed this standard.</p> <p data-bbox="252 1749 1477 2074">The Max-Medium Facility has a new safety-check system throughout their jail. There are sensors permanently fixated to the walls all over the facility, including in all the “problem” areas of the jail that aren’t normally accessed or checked by staff. Every staff member is given a sensor check. This new system requires staff to pass through every area of the jail and touch a sensor one time an hour (or whenever the check is required) to be compliant in their observation checks. The deputy must physically access these sensors every time during their checks, and if they do not, a supervisor is notified of the failure to complete their observations as required by their policy.</p> <p data-bbox="252 2130 1477 2163">This includes all closets, janitor closets, pipe closets, hallways, housing units, day room areas,</p>

etc. This is an amazing system and I commend the agency on spending the money on a system that mandates and documents all the general observation checks. This helps ensure that residents are being adequately supervised by the deputies as well as maintaining their safety while in custody.

115.14	Youthful inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	This agency does not house residents under the age of 18, therefore, the agency is in compliance with this standard.

115.15	Limits to cross-gender viewing and searches
	<p data-bbox="252 170 896 203">Auditor Overall Determination: Meets Standard</p> <p data-bbox="252 248 523 282">Auditor Discussion</p> <p data-bbox="252 327 1469 450">This facility has a policy prohibiting cross-gender pat searches except in exigent circumstances. There has not been any record of cross-gender pat searches occurring in this facility in the past 12 months.</p> <p data-bbox="252 499 1465 622">All instances of cross-gender pat searching will be documented per the policy. Since this is a male facility, if a female officer is required to pat search a male due to exigent circumstances, per the agency policy it will be documented as well.</p> <p data-bbox="252 672 1406 745">There was no record of incidents where women were restricted due to the lack of female officers available as this is a male facility.</p> <p data-bbox="252 795 1461 1048">A random sample of both residents and staff concluded that all staff are aware of this agency policy. Male staff members are aware that if there is a transgender resident who needs searching, and requests a female officer to search, they will call a female officer. Male residents confirmed they are not regularly searched by female staff members. On-going training for cross-gender pat searches are conducted at the agency's continued professional training.</p> <p data-bbox="252 1097 1477 1261">The agency has implemented a policy to enable residents to shower, perform bodily functions, and change clothing in privacy and without view from non-medical staff. Additionally, residents can keep private the visibility of all body parts except during routine cell checks and during exigent circumstances.</p> <p data-bbox="252 1310 1458 1429">The Max-Med Facility tour confirmed that all dorm areas, restroom and shower areas contained permanently fixed privacy screens and privacy curtains which helped maintain this standard.</p> <p data-bbox="252 1478 1485 1686">The facility requires all officers to announce their presence in dorms of the opposite gender- not only when residents are in the shower, or while changing but also during every shift change and routine cell check. Additionally, they also give residents time to cover up or get out of the shower to ensure compliance with this standard. This agency did an exceptional job with this standard.</p> <p data-bbox="252 1736 1430 1816">This was confirmed during random resident interviews. All residents interviewed confirmed that announcements were being made several times during the day to ensure compliance.</p> <p data-bbox="252 1865 1385 1989">The facility also has a policy prohibiting the search of any transgender inmate solely for determining their genital status. There have been no incidents described in the past 12 months.</p> <p data-bbox="252 2038 1434 2157">All staff is trained on how to conduct a search on transgender and intersex residents in a professional and respectful manner. This was confirmed by the random staff interviews conducted. They are initially trained in the academy and given additional training every two</p>

years during Continued Professional Training courses.

115.16	Inmates with disabilities and inmates who are limited English proficient
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The agency has several different ways in which a resident with disabilities could participate in or benefit from the agency's efforts to eliminate PREA in their facilities. There are notices posted throughout the Max-Med Facility in both English and Spanish outlining the PREA resources available. There are also pamphlets available almost everywhere which are also in English and in Spanish. When I say everywhere, I mean specifically- In booking, in the visiting areas, in the Max-Med Facility lobby, on vending machines, and even at the officer stations.</p> <p>If a resident with a disability is unable to read the posters or pamphlets, a non-resident interpreter is available by phone. There are also PREA videos shown on the resident television several times a week. Additionally, they even have the PREA pamphlet available via brail to help with residents who are visually impaired. The agency did well in this area.</p> <p>Through the random sample of staff interviews conducted, staff does not utilize other inmates for any type of interpretation where PREA is involved. The staff understands PREA is confidential and utilizing another inmate would violate the right for a victim to have confidentiality.</p>

115.17	Hiring and promotion decisions
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The agency has an employment policy “P-900 PREA Hiring, Promotions and Discipline” which prohibits the hiring or promoting of anyone who may have had contact with residents and has previously engaged in any type of sexual misconduct in a jail, prison, community confinement facility, or lockup. They also prohibit the hiring or promotion of anyone who had previously been convicted of engaging or attempting to engage in sexual misconduct in a community facility by force or fear, implied threats, force, or coercion.</p> <p>The agency policy requires consideration of any incident of sexual harassment when considering an employee for hire or promotion, or when considering a contractor for hire.</p> <p>The agency conducts annual background checks on all contractors who have contact with residents. I spent time reviewing their policy on conducting criminal background checks on current employees every five years. We discussed this at length with management, the PREA coordinator, and the backgrounds unit. The agency did an exceptional job on this policy. When an employee applies for promotion, there is a form they are required to fill out. It confirms that they have not been involved in any incident of sexual harassment or sexual abuse in a jail, prison, community confinement facility, or lockup. They also are required to disclose if they had previously been convicted of engaging or attempting to engage in sexual misconduct in a community facility by force or fear, implied threats, force, or coercion.</p> <p>All persons attempted to get hired with the agency are subject to the same requirements.</p> <p>The agency’s policy covers background checks for employees. It mandates any employee who has had contact (no matter the reason) with another law enforcement agency report it as soon as possible to the on-duty watch commander. This hopefully ensures the agency gains knowledge of any employee misconduct while off-duty.</p>

115.18	Upgrades to facilities and technologies
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The Max-Med Facility is an older facility. The facility's management recently spent a substantial amount of money on new video surveillance systems and a new security checks system to assist and improve upon their current staffing plan. The upgrade to newer technology and addition of new cameras since the previous audit specifically addressed the PREA standards allowing for the maximum safety of residents.</p> <p>A Deputy that controls access to the facility also monitors several camera views for the inmates and their safety. Additionally, the Supervisors conduct daily audits to ensure Deputies are conducting their general observation checks as per their policy.</p>

115.21	Evidence protocol and forensic medical examinations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The agency is responsible for conducting all administrative sexual abuse allegations. When investigating, the agency enlists the use of a uniform evidence protocol.</p> <p>Policy P-600 entitled “PREA- Criminal and Administrative Investigations” states that all investigations shall be conducted utilizing standard investigative methods in accordance with all laws. Policy P-500 entitled “Sexual Assault / Abuse – Security Response Plan” was reviewed regarding the agency's evidence protocol. Additionally, during random staff member interviews, I confirmed that staff members were aware of the policy and had received training on how to collect DNA evidence both in a custodial setting and at a crime scene.</p> <p>I confirmed this protocol is based on the most recent edition of the U.S. Department of Justice’s Office on Violence Against Women publication, “A National Protocol for Sexual Assault Medical Forensic Examinations, Adults/Adolescents.”</p> <p>Forensic medical examinations are offered to all victims at no cost. Per the agency policy, they have a contract with the local hospital to conduct all SAFE and SANE forensic medical examinations. Only qualified medical professionals can conduct forensic medical examinations on residents.</p> <p>The agency documents all allegations of sexual abuse and/or sexual harassment including any forensic medical examinations. They also have a contract with the local victim’s rights advocate center. They provide a counselor from the community-based advocate center to aid the victim. That staff member can accompany the victim through the forensic medical examination process.</p> <p>After conducting a large sample of random interviews with on-site medical staff, mental health staff, and after a thorough review of the applicable policies I believe the agency exceeds standards in this area. Inmates can call an “800” number on any phone at the facility at any time to reach an outside counselor/advocate. The inmate hotline is accessed by dialing “0#7777” from any resident phone in the facility. They can also notify a deputy and they are given the opportunity to speak with medical staff who can then summon the appropriate outside resource. Additionally, upon release, the victim is given pamphlets and information regards some outside resources for continued assistance.</p> <p>In the past 12 months, there have been approximately eight (8) allegations of sexual harassment or sexual abuse at this facility. There has also not been any need for any SAFE/SANE medical examinations in the past 12 months, nor any examinations by professional medical staff.</p> <p>The facility has a contract with “Kern Medical Center” which is the county hospital in the area. Kern Medical Center provides all the SART exams in the area. The rape crisis center in the immediate area is named “The Women’s Center”. Residents can dial an extension from any phone in their day room area to contact a rape counselor directly and with confidentiality. They</p>

are also available upon request for victim advocate purposes. Since this is a contract, there is always an advocate available from the center.

115.22	Policies to ensure referrals of allegations for investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>I spoke with several shift Sergeants during supervisor interviews. Sergeants and Senior Deputy Staff are responsible for conducting all initial investigations which allege sexual abuse or sexual misconduct in the facility. They conduct an initial investigation, and if the allegation is found to have any type of merit, they call out detectives to finish the investigation. They ensured that an administrative and criminal investigation is completed for all allegations of sexual abuse. I reviewed the PREA policy which includes an area regarding investigations. This policy is within the above standards.</p>

115.31	Employee training
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The agency trains all employees at the facility who may have contact with inmates on the following-</p> <ul style="list-style-type: none"> • On the agency's zero-tolerance policy for sexual abuse and sexual harassment • On how to fulfill their responsibilities under agency sexual abuse and sexual harassment prevention, detection, reporting, and response policies and procedures • On the right of residents to be free from sexual abuse and sexual harassment • On the right of residents and employees to be free from retaliation for reporting sexual abuse and sexual harassment • On the dynamics of sexual abuse and sexual harassment in confinement • On the common reactions of sexual abuse and sexual harassment victims • On how to detect and respond to signs of threatened and actual sexual abuse • On how to avoid inappropriate relationships with residents • On how to communicate effectively and professionally with residents, including lesbian, gay, bisexual, transgender, intersex, or gender-nonconforming residents • On how to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities <p>All training is tailored to the gender of the residents residing in the facility. Employees who are assigned in units opposite their own gender are given additional training. Employees receive PREA training on an annual basis. Between trainings, all employees receive refresher training in musters. PREA training is a constant topic during musters. This was confirmed by the various random staff interviews conducted during the audit.</p> <p>The agency also confirms that all employees have received training on PREA as well as the agency's most current PREA policies via the computer which requires an electronic signature.</p>

115.32	Volunteer and contractor training
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>All volunteers and contractors who have contact with residents are given PREA training. I conducted an interview with a contractor and not only did he receive the training, but he was also very aware of the agency's PREA policy. All volunteers and contractors receive a very similar version of the sworn staff PREA training.</p> <p>The agency maintains documentation of not only the training that all volunteers and contractors have been provided, but also that they acknowledge and understand the training that they have been provided.</p> <p>The agency is in compliance with this standard.</p>

115.33	Inmate education
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>All residents are given information at intake regarding PREA. All the residents I interviewed at this facility confirmed they received PREA information. Residents described the transfer process and acknowledged they receive additional information about PREA upon the transfer to another facility within Kern County.</p> <p>PREA education pamphlets are provided to all inmates regardless of their disability or if they are limited English proficient.</p> <p>The agency ensures that key information about the agency's PREA policies is continuously and readily available or visible through posters, resident handbooks, or other written formats. The agency does an excellent job with this. During random resident interviews, the residents basically aware of what PREA was. They stated PREA posters and pamphlets were everywhere, along with the PREA video that is continually showed on the television. All residents interviewed were also aware (to the point where they could recite from memory) the extension number which they could call if they wanted to speak to a confidential counselor regarding a PREA incident.</p> <p>The agency also provided to me several examples of signed acknowledgements. Upon intake into the facility, all residents are given the PREA information. They are then asked to sign an acknowledgement they received and understood all PREA laws.</p>

115.34	Specialized training: Investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>All agency investigators are trained in conducting sexual abuse investigations in confinement settings. I confirmed they have all taken the National Institute of Corrections courses for sexual assault investigations in confinement. Their training certificates were made available for my viewing.</p> <p>The specialized training includes techniques for interviewing sexual abuse victims, property Miranda and Garrity warnings, sexual abuse evidence collection in confinement settings, and criteria and evidence required to substantiate a case for administrative action or prosecution referral.</p> <p>The detectives have also received POST certified training courses which specialize in sexual abuse and sexual assault.</p>

115.35	Specialized training: Medical and mental health care
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The agency has a policy related to training of medical and mental health practitioners who work regularly in its facilities. There are 1-2 medical and mental health staff who work at the Max-Med Facility for this agency per shift. Medical and mental health staff are available 24 hours a day, if needed.</p> <p>All medical and mental health staff have received PREA training. During medical and mental health staff interviews, I was also provided a copy of their training certificates. The medical and mental health staff have also taken the National Institute of Corrections training for medical and mental health staff. This is not a required training, however, the agency felt that staff would benefit from the additional training.</p>

115.41	Screening for risk of victimization and abusiveness
	<p>Auditor Overall Determination: Meets Standard</p> <p>Auditor Discussion</p> <p>The agency’s policy K-300 “Classification Criteria” requires screening or re-screening of all residents upon admission or transfer to another facility. All residents screened or re-screened are asked questions to determine their risk of sexual abuse or sexual abusiveness toward other residents.</p> <p>Although the standard states that residents must be screened within 72 hours of intake, classification staff interviews determined that most residents are screened within 1-2 hours of intake.</p> <p>Random staff interviews determined all residents were initially screened at the Max-Med Facility before being transferred out to other facilities within the agency. Most residents stay that this facility until after arraignment, then are possibly transferred to alternate facilities. All PREA screening assessments were conducted using an objective screening instrument. The agency’s classification form contains all the above PREA criteria questions.</p> <p>I conducted random classification staff interviews which confirmed the facility thoroughly screens all residents and asks all above PREA criteria questions.</p> <p>Classification deputies walked me through their screening process and through our conversation it was determined most residents are reassessed often to determine their risk of victimization or abusiveness based upon either a request, or additional information received by the facility since the initial intake screening. Residents are reassessed within the 30-day required period. Classification confirmed that all screening forms are confidential. Only authorized staff can view screening forms.</p> <p>Residents are also reassessed when warranted due to a referral, request, incident of sexual abuse, another incident which requires an additional reassessment, or receipt of additional information that bears on the resident’s risk of sexual victimization or abusiveness.</p> <p>The agency’s policy regarding the classification of residents prohibit any type of discipline for residents who refuse to answer or disclose complete information relating or regarding the following-</p> <ul style="list-style-type: none"> *Whether the resident has a mental, physical, or developmental disability *Whether the resident is or is perceived to be gay, lesbian, bisexual, transgender, intersex, or gender non-conforming *Whether the resident has previously experienced sexual victimization *The residents own perception of vulnerability <p>The agency is in compliance with this standard.</p>

115.42	Use of screening information
	<p data-bbox="252 170 928 203">Auditor Overall Determination: Exceeds Standard</p> <p data-bbox="252 248 523 282">Auditor Discussion</p> <p data-bbox="252 327 1481 528">The agency’s classification unit confirmed they use all intake screening forms to assist in the goal of keeping separate those residents at high risk of being sexually victimized from those at high risk of being sexually abusive to inform housing assignments, bed assignments, work assignments, education assignments, and program assignments. The facility makes individualized determinations about how to ensure the safety of each resident.</p> <p data-bbox="252 584 1469 1088">When deciding whether to assign a transgender or intersex resident to a facility for male or female residents, the agency’s classification unit confirmed each resident is looked at on a case-by-case basis. An interview is conducted by classification and the transgender’s feelings and wishes are also utilized in the determination of placement. Additionally, classification strongly considers whether a placement would ensure the residents health and safety, and whether a placement would present management or security problems. I was very impressed with this agency’s classification screening. They have their own computer program which is geared specifically towards classification and PREA. They could add into the program, all the PREA questions and requirements. Therefore, they keep detailed reports of every resident in the facility, how they answered the PREA questions upon initial intake, and when and where their follow-ups were conducted. This is especially helpful for residents who are at risk for victimization. This ensures they get their follow-up interviews in a timely fashion.</p> <p data-bbox="252 1144 1469 1559">At the Max-Med Facility, they have had several transgender residents to date. I was able to interview two transgender residents at this facility. I confirmed both residents were given the PREA information, but were also asked all relevant questions by classification. Both transgender residents stated their preferences on their own classification were considered during the intake process and that the classification unit was open to their feelings and suggestions. Additionally, they both requested female undergarments be given to them instead of male garments. Although, there is no policy in place to accommodate their request, the PREA Coordinator approved their request and accommodated them. The PREA Coordinator also instructed the facility to accommodate them during weekly laundry exchange for the length of their incarceration.</p> <p data-bbox="252 1615 1401 1693">Their PREA policy confirms all transgender residents are given an opportunity to shower separately from other residents. The agency is in compliance with this standard.</p>

115.43	Protective Custody
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The facility refrains from placing inmates at high risk for sexual victimization in involuntary segregated housing unless an assessment of all available alternatives have been made, and a determination has been made that there was no other available alternative means of separation from likely abusers.</p> <p>This was confirmed by the random file review that was conducted in the classification unit as well as by the classification staff interviews. Each transgender inmate will be assessed on a case-by-case basis. Per the agency, the transgender' s wishes regarding classification placement will be considered, and then classification will determine the best route to take with the resident's safety in mind.</p> <p>The inmates who are placed in segregated housing because they are at high risk for sexual victimization have access to:</p> <ul style="list-style-type: none"> • Programs to the extent possible • Privileges to the extent possible • Education to the extent possible • Work opportunities to the extent possible • The opportunities that have been limited • The duration of the limitations • The reasons for such limitations <p>The facility assigns inmates at high risk of sexual victimization to involuntary segregated housing only until an alternative means of separation for likely abusers can be arranged. If required, such assignments do not ordinarily exceed a period of 30 days. If the involuntary segregated housing assignment is made, the facility clearly documents the basis for the concern for the inmate's safety as well as why no alternative means of separation could be arranged. This is reassessed by the agency every 30 days.</p> <p>I confirmed less than 3 residents were placed in segregated housing in the past 12 months because they were at high risk for sexual victimization. All incidents were documented by classification.</p> <p>The agency was in compliance with this standard.</p>

115.51	Inmate reporting
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The agency did an excellent job of finding several different ways for a resident to report confidentially about issues of sexual abuse or harassment, retaliation by other residents or staff, or regarding staff neglect or a violation of responsibilities that could contribute to such incidents.</p> <p>Policy P-500 titled “Sexual Assault/Abuse- Security Response Plan” is a response plan the agency developed while establishes the roles, responsibilities and actions of security staff first responders should an incident of sexual abuse, assault, harassment, or retaliation occur in one of the agency’s facilities.</p> <p>Random resident interviews confirmed inmates can utilize the phone in the day room area to contact a third-party crisis center by dialing the confidential PREA designated phone line 0#7777. They can call friends or family outside of the jail who can then report any incidents to staff. They can write a confidential note to the housing unit deputy. They can contact a deputy, medical, or mental health staff who can then report the incident for them. They can write confidentially, and through the mail to report the incident as well.</p> <p>Random line staff interviews confirmed the staff was very aware that inmates could report any allegation of sexual abuse or harassment and that staff was required to immediately notify their supervisor of the incident to initiate the investigative process. They also know they must accept all reports coming from third parties as well and can report confidentially themselves if they are in a situation where they feel they need to.</p>

115.52	Exhaustion of administrative remedies
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The agency has an administrative policy, or PREA policy regarding the adjudication of grievances regarding sexual abuse. There is no time limit for a resident to submit a grievance regarding an allegation of sexual abuse. The agency protects the resident alleging sexual abuse and does everything it can to allow the inmate to submit any allegations to another party, and not to the staff member who is the subject of the complaint.</p> <p>The agency policy requires that a decision on the merits of any allegation be made within 90 days of the filing of the grievance. In the past 12 months, there have not been any grievances alleging sexual abuse that did not reach a final decision within 90 days after being filed. In the past 12 months, there have not been grievance extensions on any allegations of sexual abuse. Policy P-600 Attachment A “PREA Incident Findings Notification” is the form used to notify residents of the outcome of the investigation.</p> <p>Agency policy and procedure permits third parties to assist residents in filing requests for administrative remedies relating to allegations of sexual abuse and to file such requests on behalf of residents. It also states if resident declines to have third-party assistance in filing a grievance alleging sexual abuse, the agency documents the resident’s decision to decline. There have been no allegations filed within the past 12 months in which the resident declined third-party assistance.</p> <p>The PREA policy also has an established procedure for filing an emergency grievance alleging that a resident is subject to a substantial risk of imminent sexual abuse. The initial response is well within the required 48-hour period. The policy also includes a final agency decision be issued within 5 calendar days. There were no emergency grievances alleging substantial risk of imminent sexual abuse that were filed within the last 12 months of the facility.</p> <p>Agency policy limits its ability to discipline a resident for filing a grievance alleging sexual abuse to occasions where the agency demonstrates that the resident filed the grievance only in bad faith. There have been no instances in the past 12 months at the facility where a resident alleging sexual abuse was disciplined due to making false allegations.</p>

115.53	Inmate access to outside confidential support services
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The Max-Med Facility provides residents with access to outside victim advocate support services related to sexual abuse. The residents can use a pre-designated direct line in the day room area of the jail with no charge. Random resident interviews confirmed that the facility enables reasonable communication between residents and with as much confidentiality as possible. The facility does inform residents prior to allowing them access, of the extent to which such communications will be monitored and the extent to which reports of abuse will be forwarded to authorities in accordance with mandatory reporting laws.</p> <p>The agency has an MOU with community service providers that can provide residents with confidential emotional support services related to sexual abuse. The agency has an understanding with “The Women’s Center” which is the rape crisis center in the area.</p> <p>I was provided the Memorandum of Understanding for my review. The agency is in compliance with this standard.</p>

115.54	Third-party reporting
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>As previously stated, the agency has several ways to accept third-party reporting of any allegations of sexual abuse or sexual harassment. The agency lists their PREA policy of zero tolerance on their agency website. There are also PREA brochures in the visiting lobby of each facility.</p> <p>The agency also posts a copy of their “zero-tolerance” policy on the agency website. I confirmed the agency publicly distributes information on how to report resident sexual abuse or sexual harassment on behalf of residents.</p>

115.61	Staff and agency reporting duties
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The agency requires all staff to report immediately the following-</p> <ul style="list-style-type: none"> • Any knowledge, suspicion, or information they receive regarding an incident of sexual abuse or sexual harassment that occurred in a facility, whether it is part of the facility. • Retaliation against residents or staff who reported an incident of sexual abuse or sexual harassment. • Any staff neglect or violation of responsibilities that may have contributed to an incident of sexual abuse or sexual harassment or retaliation. <p>During random staff interviews, I confirmed that staff is required to keep all matters of reporting sexual abuse or sexual harassment confidential. Staff always refrains from revealing any information related to a sexual abuse report to anyone other than to the extent necessary, as specified in agency policy, to make treatment, investigation, and other security and management decisions. The random staff interviews also confirmed that the facility reports all allegations of sexual abuse and sexual harassment, including third-party and anonymous reports, to the facility's designated investigators.</p> <p>During the random medical and mental health staff interviews, I confirmed all medical and mental health practitioners are required to report sexual abuse. They are also required to inform residents of the duty to report, and the limitations of confidentiality, at the initiation of services.</p> <p>The agency has policy P-550 entitled, "Victim Services Response Plan" which requires any staff member to immediately report any allegations of sexual abuse and harassment to their supervisors. It also ensures that the agency develops a plan for victim services and emergency and crisis intervention form medical, mental health, and victim advocates.</p> <p>If the alleged victim is under the age of 18 or considered a vulnerable adult, the agency reports the allegation to the designated state or local services agency under applicable mandatory reporting laws. This facility does not house residents under the age of 18, so this section is non-applicable.</p>

115.62	Agency protection duties
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Through my interviews with the classification unit, I could confirm that when a resident is subject to a substantial risk of imminent sexual abuse, it takes immediate action to protect the resident. The classification unit will immediately separate the resident from whatever potential harm they may be subject to.</p> <p>Then through extensive interviews with the resident, they will determine the best course of action to take to protect the inmate, including transfer to another facility where the resident can have better protection.</p> <p>The agency has policy P-550 entitled, "Victim Services Response Plan" establishes the roles and responsibilities of medical and mental health staff and contracted victim advocates, but also provides a victim services response plan to provide resident victims of sexual harassment, abuse, or assault with immediate intervention and/or prompt emergency and crisis intervention services.</p>

115.63	Reporting to other confinement facilities
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>During my interview with the PREA Coordinator, I confirmed that upon receiving an allegation to which a resident was sexually abused while confined at another facility, the head of the facility that received the allegation will notify the supervisor of the agency where the alleged abuse occurred. This is mandated to occur within 72 hours of being notified of the allegation. The agency shall document the report, and document that it has provided such notification.</p> <p>This is also mandated in the agency's policy P-450 "Reporting Sexual Abuse."</p>

115.64	Staff first responder duties
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Policy P-450 "Reporting Sexual Abuse" states upon learning an allegation that a resident was sexually abused, the first security staff member to respond to the report is required to-</p> <ul style="list-style-type: none"> • Separate the alleged victim and abuser • Preserve and protect any crime scene until appropriate steps can be taken to collect any evidence • Request that the alleged victim not take any actions that could destroy physical evidence, including, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating, if the abuse occurred within a period that still allows for the collection of physical evidence. • Ensure that the alleged abuser does not take any actions that could destroy physical evidence, including, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating, if the abuse occurred within a period that still allows or the collection of physical evidence. <p>Per the PREA policy, the first responding staff member is required to request that the alleged victim not take any actions that could destroy physical evidence, and then they are to immediately notify a supervisor so the investigation can be initiated.</p> <p>The first line staff did a great job during the interviews of outlining their agency's PREA policy as well as first responder investigative measures. They should be commended for their hard work at ensuring their staff not only have the required training but that they also thoroughly understand what they were learning about.</p> <p>Additionally, the PREA Coordinator made "PREA Quick Reference Guides" that were small enough to fit in every deputy's uniform pocket. They were laminated, and given to all jail staff members to utilize should there be a PREA incident. This ensured all staff could quickly reference the applicable PREA first responder duties should an emergency of that nature arise. This was a great idea by the PREA Coordinator.</p>

115.65	Coordinated response
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The agency has a written policy P-550 "Victim Services Response Plan" which outlines a plan to coordinate actions among staff members, medical and mental health practitioners, investigators and facility leadership taken in response to an incident of sexual abuse.</p> <p>The agency is in compliance with this standard.</p>

115.66	Preservation of ability to protect inmates from contact with abusers
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The agency and any other governmental entities responsible for collective bargaining on the agency's behalf are prohibited from entering into or renewing any collective bargaining agreement or other agreement that limits the agency's ability to remove alleged staff sexual abusers from contact with any residents pending the outcome of an investigation.</p> <p>The agency is in compliance with this standard.</p>

115.67	Agency protection against retaliation
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The agency’s “Zero Tolerance” policy protects all residents and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other residents or staff. The PREA Coordinator as well as the shift supervisors are responsible with monitoring retaliation.</p> <p>The agency employs multiple protection measures, such as housing changes or transfers for resident victims or abusers, removal of alleged staff or resident abusers from contact with victims, and emotional support services for residents or staff who fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigations.</p> <p>Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, I confirmed the agency does the following-</p> <ul style="list-style-type: none"> • Monitors the conduct and treatment of residents or staff who reported the sexual abuse to see if there are changes that may suggest possible retaliation by residents or staff • Monitor the conduct and treatment of residents who were reported to have suffered sexual abuse to see if there are changes that may suggest possible retaliation by residents or staff • Acts promptly to remedy any such retaliation • Monitor any resident disciplinary reports • Monitor any resident housing changes • Monitor resident program changes • Monitor negative performance reviews of staff • Monitor any reassignment of staff <p>Additionally, the agency will continue to monitor, if needed, past the 90 days of the initial monitoring indicates a continual need of the resident to be closely watched. He is monitoring also includes status checks. Most of the monitoring is done by the classification unit, but the shift supervisors also help with monitoring the resident daily. If anyone who is a part of the investigation expresses a fear of retaliation, the agency takes all appropriate measures to protect that party against retaliation.</p>

115.68	Post-allegation protective custody
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	All use of segregated housing which protects an inmate who is alleged to have suffered sexual abuse is subject to the requirements of standard 115.43. The agency is within standard for this requirement.

115.71	Criminal and administrative agency investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The agency conducts its own investigations into allegations of sexual abuse and sexual harassment and does so promptly, thoroughly, and objectively which includes or reporting by third parties or anonymous reports.</p> <p>The agency uses investigators from the Kern County Sheriff's Office Sexual Assault and Abuse Investigations Unit (SAAIU) unit. The investigators have all received specialized training in sexual abuse investigations. I conducted an interview with one of the detectives for the agency. He confirmed the investigators gather and preserve direct and circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data. They also interview all alleged victims, suspected perpetrators, and witnesses. They also review prior reports and complaints of sexual abuse involving the suspected perpetrator.</p> <p>When the investigators believe the quality of evidence appears to support criminal prosecution, the agency conducts compelled interviews only after consulting with prosecutors as to whether compelled interviews may be an obstacle for subsequent criminal prosecution.</p> <p>The agency assesses the credibility of an alleged victim suspect, or witness on an individual basis and not based on that individual's status as resident or staff. The agency investigates all allegations of sexual abuse without requiring a resident who alleges sexual abuse to submit to a polygraph examination or other truth-telling device as a condition of proceeding.</p> <p>When I interviewed the administrative management staff as well as a representative in the Internal Affairs division for the agency. They confirmed administrative investigations include an effort to determine whether staff actions or failures to act contributed to the abuse. There is a PREA Review Board which is comprised of several upper management officials. They review all PREA reports.</p> <p>Per agency policy P-600 PREA Criminal and Administrative Investigations, all administrative investigations documented in written reports include a description of the physical evidence and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings. All criminal investigations are documented in a written report that contains a thorough description of the physical, testimonial, and documentary evidence. All substantial allegations of conduct that appears to be criminal are referred to for prosecution.</p> <p>The agency will not conduct any compelled interviews until after all criminal proceedings are complete, or the District Attorney has declined to file the complaint.</p> <p>Additionally, the agency is required per their PREA policy to retain all written reports for as long as the alleged abuser is incarcerated or employed by the agency, plus five years. The agency ensures that the departure of an alleged abuser or victim from the employment or control of the facility or agency does not provide a basis for terminating an investigation. The PREA Coordinator holds all such reports in their office in a locked file cabinet.</p>

115.72	Evidentiary standard for administrative investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	The agency does not impose a standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated.

115.73	Reporting to inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>In speaking with the investigations detective, we discussed possible case outcomes. Following an investigation into a resident's allegation that he or she suffered sexual abuse in an agency facility, the agency informs the resident as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded.</p> <p>Policy P-0600 PREA- Criminal and Administrative Investigations states that when a resident alleges a staff member has committed sexual abuse against the resident, unless the agency has determined that the allegation is unfounded, or unless the resident has been released from custody, the agency subsequently informs the resident whenever:</p> <ul style="list-style-type: none"> • The staff member is no longer posted within the resident's unit. • The staff member is no longer employed at the facility. • The agency learns that the staff member has been indicted on a charge related to sexual abuse in the facility. • The agency learns that he staffs member has been convicted on a charge related to sexual abuse within the facility. <p>In our discussion regarding a resident's allegation that he/she has been sexually abused by another resident, I confirmed the agency subsequently informed the alleged victim whenever-</p> <ul style="list-style-type: none"> • The agency learns that the alleged abuser has been indicted on a charge related to sexual abuse within the facility • The agency learns that the alleged abuser has been convicted on a charge related to sexual abuse within the facility. <p>The agency documents all such notifications or attempted notifications via memo format to the resident. This is in accordance with their current PREA investigation policy.</p> <p>The agency is in compliance with this standard.</p>

115.76	Disciplinary sanctions for staff
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Per policy P-900 "PREA-Hiring, Promotions, and Discipline" staff are subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies. Additionally, disciplinary sanctions for violations of agency policies relations to sexual abuse or sexual harassment commensurate with the nature and circumstances of the acts committed, the staff member's disciplinary history, and the sanctions imposed for comparable offenses by other staff with similar histories.</p> <p>All terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation are reported to law enforcement agencies, and to relevant licensing bodies.</p> <p>The agency is in compliance with this standard.</p>

115.77	Corrective action for contractors and volunteers
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>I conducted interviews with agency contractors as well as volunteers. Per the agency's policy P-900 "PREA-Hiring, Promotions, and Discipline" any contractor or volunteer who engages in sexual abuse is prohibited from any contact with residents. They will then be reported to law enforcement agencies and relevant licensing bodies. The facility takes all appropriate remedial measures, and considers whether to prohibit further contact with residents.</p> <p>The agency is in compliance with this standard.</p>

115.78	Disciplinary sanctions for inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Per policy P-600 "PREA-Criminal and Administrative Investigations," following an investigation which finds a resident engaged in resident-on-resident sexual abuse, residents are subject to disciplinary sanctions pursuant to a formal disciplinary process. The sanctions commensurate with the nature and circumstances of the abuse committed, the resident's disciplinary history, and the sanctions imposed for comparable offenses by other residents with similar histories. Per the PREA policy, the disciplinary process shall consider whether a resident's mental disabilities or mental illness contributed to his or her behavior.</p> <p>If the resident conducts a crime which can be prosecuted, the investigation findings will be forwarded to the district attorney for review.</p> <p>The agency considers and offers both the offending resident as well as the victim therapy, counseling, or other interventions designed to address the reasons for the abuse.</p> <p>The agency can discipline a resident for sexual contact with staff only upon a finding that the staff member did not consent to such contact. Additionally, the agency has a policy prohibiting sexual contact of any kind between residents. However, it does not deem the activity sexual abuse subject to discipline if both parties are not coerced.</p>

115.81	Medical and mental health screenings; history of sexual abuse
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Per policy P-350 "PREA Intake and Screening" if the initial intake screening indicates that an inmate has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, so staff ensure that the inmate is offered a follow-up meeting with a medical or mental health practitioner within 5 days of the intake screening.</p> <p>Any information related to sexual victimization or abusiveness that occurred in an institutional setting strictly limited to medical and mental health practitioners and other staff as necessary to inform treatment plans and security management decisions, including housing, bed, work, education, and program assignments, or as otherwise required by Federal, State, or local law.</p> <p>The agency is in compliance with this standard.</p>

115.82	Access to emergency medical and mental health services
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>I conducted interviews with both a registered nurse and a member of the mental health staff. They confirmed victims of sexual abuse receive timely, unimpeded access to emergency medical treatment and crisis intervention services, the nature and scope of which are determined by medical and mental health practitioners according to their professional judgement. This is in accordance to policy P-550 "Victim Services Response Plan."</p> <p>There are medical and mental health staff on duty 24-hours a day at the Max-Med Facility. If qualified medial or mental health staff are needed, one is always made available. I confirmed first responders take preliminary steps to protect the victim and to notify the appropriate medical and mental health practitioners.</p> <p>I also confirmed victims of sexual abuse are offered timely information and timely access to emergency contraception and sexually transmitted infections prophylaxis, in accordance with professionally accepted standards of care, where medically appropriate per the agency's policy.</p> <p>Thee agency is in compliance with this standard.</p>

115.83	Ongoing medical and mental health care for sexual abuse victims and abusers
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Policy P-550 "Victim Services Response Plan" states the agency offers medical and mental health evaluation and, as appropriate, treatment to all residents who have been victimized by sexual abuse in any prison, jail, lockup, or juvenile facility. The evaluation and treatment of such victims include, follow-up services, treatment plans, and when necessary, referrals for continued care following their transfer to, or placement in, other facilities, or their release from custody. The agency provides such victims with medical and mental health services consistent with the community level of care.</p> <p>Resident victims of sexual abuse while incarcerated are offered tests for sexually transmitted infections as medically appropriate.</p> <p>Treatment services provided to the victim are without any financial cost and regardless of whether the victim names the abuser or cooperates any investigation arising out of the incident. The facility attempts to conduct a mental health evaluation of all known resident-on-resident abusers within 60 days of learning of such abuse history and offer treatment when deemed appropriate by mental health practitioners.</p>

115.86	Sexual abuse incident reviews
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The facility utilizes its supervisors and investigative staff to conduct a sexual abuse incident review at the end of every sexual abuse investigation. This includes investigations where the incident was not substantiated. This review is conducted within 30 days of the conclusion of the investigation. As previously stated, the review team includes a mixture of upper-level management officials, line supervisors, investigators, and medical and mental health staff.</p> <p>The review team considers the following-</p> <ul style="list-style-type: none"> • Whether the allegation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse. • Whether the incident or allegation was motivated by race, ethnicity, gender identity, lesbian, gay, bisexual, transgender, or intersex identification, status, or perceived status, gang affiliation, or other group dynamics at the facility. • Examination of the area in the facility where the incident allegedly occurred to assess whether physical barriers in the area may enable abuse. • Assessment of the adequacy of staffing levels in that area during different shifts. • Assessment whether monitoring technology should be deployed or augmented to supplement supervision by staff. • A preparation of the report of its findings, including but not limited to determinations made pursuant to 115.286(d) (1) - (d) (5) and any recommendations for improvement and submit such report to the facility head and PREA compliance manager. <p>The facility takes all the above factors into account after an investigation and usually implements the recommendations for improvement. If not, it documents the reason for doing so.</p>

115.87	Data collection
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Yes, the agency collects accurate, and uniform data for every allegation of sexual abuse at facilities under its direct control using a standardized instrument and set of definitions. This is in accordance with the agency’s policy P-0700 “PREA Data, Collection, Reviews, and Audits.” The data is usually kept with the PREA Coordinator. The information aggregates the incident-based data at least annually and the data contains all necessary information to answer all questions from the most recent version of the Survey of Sexual Violence conducted by the Department of Justice.</p> <p>The agency maintains, reviews, and collects all data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews.</p> <p>The agency, upon request, provides all such data from the previous calendar year to the Department of Justice no later than June 30th.</p>

115.88	Data review for corrective action
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The agency reviews data collected and aggregated pursuant to 115.287 to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by:</p> <ul style="list-style-type: none"> • Identifying problem areas • Taking corrective actions on an ongoing basis • Preparing an annual report of its findings and corrective actions for each facility, as well as the agency. <p>The agency does an exceptional job at compiling their annual data. The data is displayed on the agency website for the public to view. The agency’s annual report includes a comparison of the current year’s data and corrective actions.</p> <p>The agency did well with providing the public with its annual PREA reports. For the last three years, the annual report has been available via the agency website. In the annual reports, the agency indicated the nature of the material redacted when it redacts specific material from the report when publication would present a clear and specific threat to the safety and security of a facility. I did not see any personal or confidential information on any of their annual audit reports.</p>

115.89	Data storage, publication, and destruction
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Per policy P-0700 "PREA Data Collection Review and Audits" the agency confirmed that the data collected pursuant to 115.287 is securely maintained. It is kept in the PREA Coordinator's office which is considered a secure area of the facility.</p> <p>The agency maintains sexual abuse data collected pursuant to 115.287 for at least 10 years after the date of the initial collection, unless Federal, State, or local law requires otherwise.</p>

115.401	Frequency and scope of audits
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Per policy P-0700 "PREA Data Collection Revise and Audits" this is the agency's second PREA audit for Max-Med Facility. I was given full access to this facility and its staff members for interview. I also had the ability to observe all areas of the audited facility and its documents. I was also given the opportunity to observe the newest facility which is still currently under construction.</p> <p>I was permitted to request and receive copies of any relevant documents I asked for, including all electronically stored information. I was allowed access to the residents in the facility where I conducted several private interviews. The residents were also permitted to send me confidential information or correspondence in the same manner as if they were communicating with legal counsel. My information was provided to the residents of each facility about 45-60 days prior to the audit.</p> <p>I did receive two letters of correspondence from residents at this facility. I had the ability to interview one resident who was in custody, however, the other resident was out of custody. Both inmates were cell mates at the time the letter was written. Both residents complained about a strip search that was conducted. Both inmates complained of non-sexual comments that were made by staff members they felt were inappropriate.</p> <p>I requested the agency pull all documentation of the incident for my review. The agency, in fact, provided me with documentation of the incident as well as grievances that were previously written by the same two residents. Additionally, I was able to review the grievance and investigation findings. After review of all documents, I confirmed the facility acted within all PREA standards as the comments were not sexual in nature and therefore did not fall under PREA guidelines.</p> <p>I had the opportunity to speak with the resident confidentially and at length regarding his concerns.</p>

115.403	Audit contents and findings
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>This was a second cycle of auditing for Kern County Sheriff's Office. They did an excellent job in emphasizing the importance of PREA in their daily activities. In researching comparative data, the number of allegations of sexual harassment and sexual abuse in confinement has risen. However, the number of substantiated allegations have decreased.</p> <p>I reviewed the agency's previous audit, and the agency has significantly improved in all areas previously needing corrective action.</p>

Appendix: Provision Findings

115.11 (a)	Zero tolerance of sexual abuse and sexual harassment; PREA coordinator	
	Does the agency have a written policy mandating zero tolerance toward all forms of sexual abuse and sexual harassment?	yes
	Does the written policy outline the agency's approach to preventing, detecting, and responding to sexual abuse and sexual harassment?	yes

115.11 (b)	Zero tolerance of sexual abuse and sexual harassment; PREA coordinator	
	Has the agency employed or designated an agency-wide PREA Coordinator?	yes
	Is the PREA Coordinator position in the upper-level of the agency hierarchy?	yes
	Does the PREA Coordinator have sufficient time and authority to develop, implement, and oversee agency efforts to comply with the PREA standards in all of its facilities?	yes

115.11 (c)	Zero tolerance of sexual abuse and sexual harassment; PREA coordinator	
	If this agency operates more than one facility, has each facility designated a PREA compliance manager? (N/A if agency operates only one facility.)	yes
	Does the PREA compliance manager have sufficient time and authority to coordinate the facility's efforts to comply with the PREA standards? (N/A if agency operates only one facility.)	yes

115.12 (a)	Contracting with other entities for the confinement of inmates	
	If this agency is public and it contracts for the confinement of its inmates with private agencies or other entities including other government agencies, has the agency included the entity's obligation to comply with the PREA standards in any new contract or contract renewal signed on or after August 20, 2012? (N/A if the agency does not contract with private agencies or other entities for the confinement of inmates.)	yes

115.12 (b)	Contracting with other entities for the confinement of inmates	
	Does any new contract or contract renewal signed on or after August 20, 2012 provide for agency contract monitoring to ensure that the contractor is complying with the PREA standards? (N/A if the agency does not contract with private agencies or other entities for the confinement of inmates OR the response to 115.12(a)-1 is "NO".)	yes

115.13 (a)	Supervision and monitoring	
	Does the agency ensure that each facility has developed a staffing plan that provides for adequate levels of staffing and, where applicable, video monitoring, to protect inmates against sexual abuse?	yes
	Does the agency ensure that each facility has documented a staffing plan that provides for adequate levels of staffing and, where applicable, video monitoring, to protect inmates against sexual abuse?	yes
	Does the agency ensure that each facility's staffing plan takes into consideration the generally accepted detention and correctional practices in calculating adequate staffing levels and determining the need for video monitoring?	yes
	Does the agency ensure that each facility's staffing plan takes into consideration any judicial findings of inadequacy in calculating adequate staffing levels and determining the need for video monitoring?	yes
	Does the agency ensure that each facility's staffing plan takes into consideration any findings of inadequacy from Federal investigative agencies in calculating adequate staffing levels and determining the need for video monitoring?	yes
	Does the agency ensure that each facility's staffing plan takes into consideration any findings of inadequacy from internal or external oversight bodies in calculating adequate staffing levels and determining the need for video monitoring?	yes
	Does the agency ensure that each facility's staffing plan takes into consideration all components of the facility's physical plant (including "blind-spots" or areas where staff or inmates may be isolated) in calculating adequate staffing levels and determining the need for video monitoring?	yes
	Does the agency ensure that each facility's staffing plan takes into consideration the composition of the inmate population in calculating adequate staffing levels and determining the need for video monitoring?	yes
	Does the agency ensure that each facility's staffing plan takes into	yes

	consideration the number and placement of supervisory staff in calculating adequate staffing levels and determining the need for video monitoring?	
	Does the agency ensure that each facility's staffing plan takes into consideration the institution programs occurring on a particular shift in calculating adequate staffing levels and determining the need for video monitoring?	yes
	Does the agency ensure that each facility's staffing plan takes into consideration any applicable State or local laws, regulations, or standards in calculating adequate staffing levels and determining the need for video monitoring?	yes
	Does the agency ensure that each facility's staffing plan takes into consideration the prevalence of substantiated and unsubstantiated incidents of sexual abuse in calculating adequate staffing levels and determining the need for video monitoring?	yes
	Does the agency ensure that each facility's staffing plan takes into consideration any other relevant factors in calculating adequate staffing levels and determining the need for video monitoring ?	yes

115.13 (b)	Supervision and monitoring	
	In circumstances where the staffing plan is not complied with, does the facility document and justify all deviations from the plan? (N/A if no deviations from staffing plan.)	yes

115.13 (c)	Supervision and monitoring	
	In the past 12 months, has the facility, in consultation with the agency PREA Coordinator, assessed, determined, and documented whether adjustments are needed to: The staffing plan established pursuant to paragraph (a) of this section?	yes
	In the past 12 months, has the facility, in consultation with the agency PREA Coordinator, assessed, determined, and documented whether adjustments are needed to: The facility's deployment of video monitoring systems and other monitoring technologies?	yes
	In the past 12 months, has the facility, in consultation with the agency PREA Coordinator, assessed, determined, and documented whether adjustments are needed to: The resources the facility has available to commit to ensure adherence to the staffing plan?	yes

115.13 (d)	Supervision and monitoring	
	Has the facility/agency implemented a policy and practice of having intermediate-level or higher-level supervisors conduct and document unannounced rounds to identify and deter staff sexual abuse and sexual harassment?	yes
	Is this policy and practice implemented for night shifts as well as day shifts?	yes
	Does the facility/agency have a policy prohibiting staff from alerting other staff members that these supervisory rounds are occurring, unless such announcement is related to the legitimate operational functions of the facility?	yes

115.14 (a)	Youthful inmates	
	Does the facility place all youthful inmates in housing units that separate them from sight, sound, and physical contact with any adult inmates through use of a shared dayroom or other common space, shower area, or sleeping quarters? (N/A if facility does not have youthful inmates (inmates <18 years old).)	na

115.14 (b)	Youthful inmates	
	In areas outside of housing units does the agency maintain sight and sound separation between youthful inmates and adult inmates? (N/A if facility does not have youthful inmates (inmates <18 years old).)	na
	In areas outside of housing units does the agency provide direct staff supervision when youthful inmates and adult inmates have sight, sound, or physical contact? (N/A if facility does not have youthful inmates (inmates <18 years old).)	na

115.14 (c)	Youthful inmates	
	Does the agency make its best efforts to avoid placing youthful inmates in isolation to comply with this provision? (N/A if facility does not have youthful inmates (inmates <18 years old).)	na
	Does the agency, while complying with this provision, allow youthful inmates daily large-muscle exercise and legally required special education services, except in exigent circumstances? (N/A if facility does not have youthful inmates (inmates <18 years old).)	na
	Do youthful inmates have access to other programs and work opportunities to the extent possible? (N/A if facility does not have youthful inmates (inmates <18 years old).)	na

115.15 (a)	Limits to cross-gender viewing and searches	
	Does the facility always refrain from conducting any cross-gender strip or cross-gender visual body cavity searches, except in exigent circumstances or by medical practitioners?	yes

115.15 (b)	Limits to cross-gender viewing and searches	
	Does the facility always refrain from conducting cross-gender pat-down searches of female inmates in non-exigent circumstances? (N/A here for facilities with less than 50 inmates before August 20,2017.)	yes
	Does the facility always refrain from restricting female inmates' access to regularly available programming or other out-of-cell opportunities in order to comply with this provision? (N/A here for facilities with less than 50 inmates before August 20,2017.)	yes

115.15 (c)	Limits to cross-gender viewing and searches	
	Does the facility document all cross-gender strip searches and cross-gender visual body cavity searches?	yes
	Does the facility document all cross-gender pat-down searches of female inmates?	yes

115.15 (d)	Limits to cross-gender viewing and searches	
	Does the facility implement a policy and practice that enables inmates to shower, perform bodily functions, and change clothing without nonmedical staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks?	yes
	Does the facility require staff of the opposite gender to announce their presence when entering an inmate housing unit?	yes

115.15 (e)	Limits to cross-gender viewing and searches	
	Does the facility always refrain from searching or physically examining transgender or intersex inmates for the sole purpose of determining the inmate's genital status?	yes
	If an inmate's genital status is unknown, does the facility determine genital status during conversations with the inmate, by reviewing medical records, or, if necessary, by learning that information as part of a broader medical examination conducted in private by a medical practitioner?	yes

115.15 (f)	Limits to cross-gender viewing and searches	
	Does the facility/agency train security staff in how to conduct cross-gender pat down searches in a professional and respectful manner, and in the least intrusive manner possible, consistent with security needs?	yes
	Does the facility/agency train security staff in how to conduct searches of transgender and intersex inmates in a professional and respectful manner, and in the least intrusive manner possible, consistent with security needs?	yes

115.16 (a)	Inmates with disabilities and inmates who are limited English proficient	
	Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: inmates who are deaf or hard of hearing?	yes
	Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all	yes

	aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: inmates who are blind or have low vision?	
	Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: inmates who have intellectual disabilities?	yes
	Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: inmates who have psychiatric disabilities?	yes
	Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: inmates who have speech disabilities?	yes
	Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: Other (if "other," please explain in overall determination notes.)	yes
	Do such steps include, when necessary, ensuring effective communication with inmates who are deaf or hard of hearing?	yes
	Do such steps include, when necessary, providing access to interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary?	yes
	Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with inmates with disabilities including inmates who: Have intellectual disabilities?	yes
	Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with inmates with disabilities including inmates who: Have limited reading skills?	yes
	Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with inmates with disabilities including inmates who: are blind or have low vision?	yes

115.16 (b)	Inmates with disabilities and inmates who are limited English proficient	
	Does the agency take reasonable steps to ensure meaningful access to all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment to inmates who are limited English proficient?	yes
	Do these steps include providing interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary?	yes

115.16 (c)	Inmates with disabilities and inmates who are limited English proficient	
	Does the agency always refrain from relying on inmate interpreters, inmate readers, or other types of inmate assistance except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the inmate's safety, the performance of first-response duties under §115.64, or the investigation of the inmate's allegations?	yes

115.17 (a)	Hiring and promotion decisions	
	Does the agency prohibit the hiring or promotion of anyone who may have contact with inmates who has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. 1997)?	yes
	Does the agency prohibit the hiring or promotion of anyone who may have contact with inmates who has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse?	yes
	Does the agency prohibit the hiring or promotion of anyone who may have contact with inmates who has been civilly or administratively adjudicated to have engaged in the activity described in the two bullets immediately above?	yes
	Does the agency prohibit the enlistment of services of any contractor who may have contact with inmates who has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. 1997)?	yes
	Does the agency prohibit the enlistment of services of any contractor who may have contact with inmates who has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse?	yes
	Does the agency prohibit the enlistment of services of any contractor who may have contact with inmates who has been civilly or administratively adjudicated to have engaged in the activity described in the two bullets immediately above?	yes

115.17 (b)	Hiring and promotion decisions	
	Does the agency consider any incidents of sexual harassment in determining whether to hire or promote anyone, or to enlist the services of any contractor, who may have contact with inmates?	yes

115.17 (c)	Hiring and promotion decisions	
	Before hiring new employees who may have contact with inmates, does the agency: perform a criminal background records check?	yes
	Before hiring new employees who may have contact with inmates, does the agency: consistent with Federal, State, and local law, make its best efforts to contact all prior institutional employers for information on substantiated allegations of sexual abuse or any resignation during a pending investigation of an allegation of sexual abuse?	yes

115.17 (d)	Hiring and promotion decisions	
	Does the agency perform a criminal background records check before enlisting the services of any contractor who may have contact with inmates?	yes

115.17 (e)	Hiring and promotion decisions	
	Does the agency either conduct criminal background records checks at least every five years of current employees and contractors who may have contact with inmates or have in place a system for otherwise capturing such information for current employees?	yes

115.17 (f)	Hiring and promotion decisions	
	Does the agency ask all applicants and employees who may have contact with inmates directly about previous misconduct described in paragraph (a) of this section in written applications or interviews for hiring or promotions?	yes
	Does the agency ask all applicants and employees who may have contact with inmates directly about previous misconduct described in paragraph (a) of this section in any interviews or written self-evaluations conducted as part of reviews of current employees?	yes
	Does the agency impose upon employees a continuing affirmative duty to disclose any such misconduct?	yes

115.17 (g)	Hiring and promotion decisions	
	Does the agency consider material omissions regarding such misconduct, or the provision of materially false information, grounds for termination?	yes

115.17 (h)	Hiring and promotion decisions	
	Does the agency provide information on substantiated allegations of sexual abuse or sexual harassment involving a former employee upon receiving a request from an institutional employer for whom such employee has applied to work? (N/A if providing information on substantiated allegations of sexual abuse or sexual harassment involving a former employee is prohibited by law.)	yes

115.18 (a)	Upgrades to facilities and technologies	
	If the agency designed or acquired any new facility or planned any substantial expansion or modification of existing facilities, did the agency consider the effect of the design, acquisition, expansion, or modification upon the agency's ability to protect inmates from sexual abuse? (N/A if agency/facility has not acquired a new facility or made a substantial expansion to existing facilities since August 20, 2012, or since the last PREA audit, whichever is later.)	na

115.18 (b)	Upgrades to facilities and technologies	
	If the agency installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology, did the agency consider how such technology may enhance the agency's ability to protect inmates from sexual abuse? (N/A if agency/facility has not installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology since August 20, 2012, or since the last PREA audit, whichever is later.)	yes

115.21 (a)	Evidence protocol and forensic medical examinations	
	If the agency is responsible for investigating allegations of sexual abuse, does the agency follow a uniform evidence protocol that maximizes the potential for obtaining usable physical evidence for administrative proceedings and criminal prosecutions? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.)	yes

115.21 (b)	Evidence protocol and forensic medical examinations	
	Is this protocol developmentally appropriate for youth where applicable? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.)	yes
	Is this protocol, as appropriate, adapted from or otherwise based on the most recent edition of the U.S. Department of Justice’s Office on Violence Against Women publication, “A National Protocol for Sexual Assault Medical Forensic Examinations, Adults/Adolescents,” or similarly comprehensive and authoritative protocols developed after 2011? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.)	yes

115.21 (c)	Evidence protocol and forensic medical examinations	
	Does the agency offer all victims of sexual abuse access to forensic medical examinations, whether on-site or at an outside facility, without financial cost, where evidentiarily or medically appropriate?	yes
	Are such examinations performed by Sexual Assault Forensic Examiners (SAFEs) or Sexual Assault Nurse Examiners (SANEs) where possible?	yes
	If SAFEs or SANEs cannot be made available, is the examination performed by other qualified medical practitioners (they must have been specifically trained to conduct sexual assault forensic exams)?	yes
	Has the agency documented its efforts to provide SAFEs or SANEs?	yes

115.21 (d)	Evidence protocol and forensic medical examinations	
	Does the agency attempt to make available to the victim a victim advocate from a rape crisis center?	yes
	If a rape crisis center is not available to provide victim advocate services, does the agency make available to provide these services a qualified staff member from a community-based organization, or a qualified agency staff member?	yes
	Has the agency documented its efforts to secure services from rape crisis centers?	yes

115.21 (e)	Evidence protocol and forensic medical examinations	
	As requested by the victim, does the victim advocate, qualified agency staff member, or qualified community-based organization staff member accompany and support the victim through the forensic medical examination process and investigatory interviews?	yes
	As requested by the victim, does this person provide emotional support, crisis intervention, information, and referrals?	yes

115.21 (f)	Evidence protocol and forensic medical examinations	
	If the agency itself is not responsible for investigating allegations of sexual abuse, has the agency requested that the investigating entity follow the requirements of paragraphs (a) through (e) of this section? (N/A if the agency/facility is responsible for conducting criminal AND administrative sexual abuse investigations.)	na

115.21 (h)	Evidence protocol and forensic medical examinations	
	If the agency uses a qualified agency staff member or a qualified community-based staff member for the purposes of this section, has the individual been screened for appropriateness to serve in this role and received education concerning sexual assault and forensic examination issues in general? (N/A if agency attempts to make a victim advocate from a rape crisis center available to victims per 115.21(d) above.)	na

115.22 (a)	Policies to ensure referrals of allegations for investigations	
	Does the agency ensure an administrative or criminal investigation is completed for all allegations of sexual abuse?	yes
	Does the agency ensure an administrative or criminal investigation is completed for all allegations of sexual harassment?	yes

115.22 (b)	Policies to ensure referrals of allegations for investigations	
	Does the agency have a policy and practice in place to ensure that allegations of sexual abuse or sexual harassment are referred for investigation to an agency with the legal authority to conduct criminal investigations, unless the allegation does not involve potentially criminal behavior?	yes
	Has the agency published such policy on its website or, if it does not have one, made the policy available through other means?	yes
	Does the agency document all such referrals?	yes

115.22 (c)	Policies to ensure referrals of allegations for investigations	
	If a separate entity is responsible for conducting criminal investigations, does such publication describe the responsibilities of both the agency and the investigating entity? (N/A if the agency/facility is responsible for criminal investigations. See 115.21(a).)	na

115.31 (a)	Employee training	
	Does the agency train all employees who may have contact with inmates on its zero-tolerance policy for sexual abuse and sexual harassment?	yes
	Does the agency train all employees who may have contact with inmates on how to fulfill their responsibilities under agency sexual abuse and sexual harassment prevention, detection, reporting, and response policies and procedures?	yes
	Does the agency train all employees who may have contact with inmates on inmates' right to be free from sexual abuse and sexual harassment?	yes
	Does the agency train all employees who may have contact with inmates on the right of inmates and employees to be free from retaliation for reporting sexual abuse and sexual harassment?	yes
	Does the agency train all employees who may have contact with inmates on the dynamics of sexual abuse and sexual harassment in confinement?	yes
	Does the agency train all employees who may have contact with inmates on the common reactions of sexual abuse and sexual harassment victims?	yes
	Does the agency train all employees who may have contact with inmates on how to detect and respond to signs of threatened and actual sexual abuse?	yes
	Does the agency train all employees who may have contact with inmates on how to avoid inappropriate relationships with inmates?	yes
	Does the agency train all employees who may have contact with inmates on how to communicate effectively and professionally with inmates, including lesbian, gay, bisexual, transgender, intersex, or gender nonconforming inmates?	yes
	Does the agency train all employees who may have contact with inmates on how to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities?	yes

115.31 (b)	Employee training	
	Is such training tailored to the gender of the inmates at the employee's facility?	yes
	Have employees received additional training if reassigned from a facility that houses only male inmates to a facility that houses only female inmates, or vice versa?	yes

115.31 (c)	Employee training	
	Have all current employees who may have contact with inmates received such training?	yes
	Does the agency provide each employee with refresher training every two years to ensure that all employees know the agency's current sexual abuse and sexual harassment policies and procedures?	yes
	In years in which an employee does not receive refresher training, does the agency provide refresher information on current sexual abuse and sexual harassment policies?	yes

115.31 (d)	Employee training	
	Does the agency document, through employee signature or electronic verification, that employees understand the training they have received?	yes

115.32 (a)	Volunteer and contractor training	
	Has the agency ensured that all volunteers and contractors who have contact with inmates have been trained on their responsibilities under the agency's sexual abuse and sexual harassment prevention, detection, and response policies and procedures?	yes

115.32 (b)	Volunteer and contractor training	
	Have all volunteers and contractors who have contact with inmates been notified of the agency's zero-tolerance policy regarding sexual abuse and sexual harassment and informed how to report such incidents (the level and type of training provided to volunteers and contractors shall be based on the services they provide and level of contact they have with inmates)?	yes

115.32 (c)	Volunteer and contractor training	
	Does the agency maintain documentation confirming that volunteers and contractors understand the training they have received?	yes

115.33 (a)	Inmate education	
	During intake, do inmates receive information explaining the agency's zero-tolerance policy regarding sexual abuse and sexual harassment?	yes
	During intake, do inmates receive information explaining how to report incidents or suspicions of sexual abuse or sexual harassment?	yes

115.33 (b)	Inmate education	
	Within 30 days of intake, does the agency provide comprehensive education to inmates either in person or through video regarding: Their rights to be free from sexual abuse and sexual harassment?	yes
	Within 30 days of intake, does the agency provide comprehensive education to inmates either in person or through video regarding: Their rights to be free from retaliation for reporting such incidents?	yes
	Within 30 days of intake, does the agency provide comprehensive education to inmates either in person or through video regarding: Agency policies and procedures for responding to such incidents?	yes

115.33 (c)	Inmate education	
	Have all inmates received such education?	yes
	Do inmates receive education upon transfer to a different facility to the extent that the policies and procedures of the inmate's new facility differ from those of the previous facility?	yes

115.33 (d)	Inmate education	
	Does the agency provide inmate education in formats accessible to all inmates including those who are limited English proficient?	yes
	Does the agency provide inmate education in formats accessible to all inmates including those who are deaf?	yes
	Does the agency provide inmate education in formats accessible to all inmates including those who are visually impaired?	yes
	Does the agency provide inmate education in formats accessible to all inmates including those who are otherwise disabled?	yes
	Does the agency provide inmate education in formats accessible to all inmates including those who have limited reading skills?	yes

115.33 (e)	Inmate education	
	Does the agency maintain documentation of inmate participation in these education sessions?	yes

115.33 (f)	Inmate education	
	In addition to providing such education, does the agency ensure that key information is continuously and readily available or visible to inmates through posters, inmate handbooks, or other written formats?	yes

115.34 (a)	Specialized training: Investigations	
	In addition to the general training provided to all employees pursuant to §115.31, does the agency ensure that, to the extent the agency itself conducts sexual abuse investigations, its investigators have received training in conducting such investigations in confinement settings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)	yes

115.34 (b)	Specialized training: Investigations	
	Does this specialized training include techniques for interviewing sexual abuse victims? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)	yes
	Does this specialized training include proper use of Miranda and Garrity warnings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)	yes
	Does this specialized training include sexual abuse evidence collection in confinement settings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)	yes
	Does this specialized training include the criteria and evidence required to substantiate a case for administrative action or prosecution referral? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)	yes

115.34 (c)	Specialized training: Investigations	
	Does the agency maintain documentation that agency investigators have completed the required specialized training in conducting sexual abuse investigations? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)	yes

115.35 (a)	Specialized training: Medical and mental health care	
	Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in how to detect and assess signs of sexual abuse and sexual harassment?	yes
	Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in how to preserve physical evidence of sexual abuse?	yes
	Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in how to respond effectively and professionally to victims of sexual abuse and sexual harassment?	yes
	Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in how and to whom to report allegations or suspicions of sexual abuse and sexual harassment?	yes

115.35 (b)	Specialized training: Medical and mental health care	
	If medical staff employed by the agency conduct forensic examinations, do such medical staff receive appropriate training to conduct such examinations? (N/A if agency medical staff at the facility do not conduct forensic exams.)	na

115.35 (c)	Specialized training: Medical and mental health care	
	Does the agency maintain documentation that medical and mental health practitioners have received the training referenced in this standard either from the agency or elsewhere?	yes

115.35 (d)	Specialized training: Medical and mental health care	
	Do medical and mental health care practitioners employed by the agency also receive training mandated for employees by §115.31?	yes
	Do medical and mental health care practitioners contracted by and volunteering for the agency also receive training mandated for contractors and volunteers by §115.32?	yes

115.41 (a)	Screening for risk of victimization and abusiveness	
	Are all inmates assessed during an intake screening for their risk of being sexually abused by other inmates or sexually abusive toward other inmates?	yes
	Are all inmates assessed upon transfer to another facility for their risk of being sexually abused by other inmates or sexually abusive toward other inmates?	yes

115.41 (b)	Screening for risk of victimization and abusiveness	
	Do intake screenings ordinarily take place within 72 hours of arrival at the facility?	yes

115.41 (c)	Screening for risk of victimization and abusiveness	
	Are all PREA screening assessments conducted using an objective screening instrument?	yes

115.41 (d)	Screening for risk of victimization and abusiveness	
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (1) Whether the inmate has a mental, physical, or developmental disability?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (2) The age of the inmate?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (3) The physical build of the inmate?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (4) Whether the inmate has previously been incarcerated?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (5) Whether the inmate's criminal history is exclusively nonviolent?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (6) Whether the inmate has prior convictions for sex offenses against an adult or child?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (7) Whether the inmate is or is perceived to be gay, lesbian, bisexual, transgender, intersex, or gender nonconforming (the facility affirmatively asks the inmate about his/her sexual orientation and gender identity AND makes a subjective determination based on the screener's perception whether the inmate is gender non-conforming or otherwise may be perceived to be LGBTI)?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (8) Whether the inmate has previously experienced sexual victimization?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (9) The inmate's own perception of vulnerability?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (10) Whether the inmate is detained solely for civil immigration purposes?	yes

115.41 (e)	Screening for risk of victimization and abusiveness	
	In assessing inmates for risk of being sexually abusive, does the initial PREA risk screening consider, when known to the agency: prior acts of sexual abuse?	yes
	In assessing inmates for risk of being sexually abusive, does the initial PREA risk screening consider, when known to the agency: prior convictions for violent offenses?	yes
	In assessing inmates for risk of being sexually abusive, does the initial PREA risk screening consider, when known to the agency: history of prior institutional violence or sexual abuse?	yes

115.41 (f)	Screening for risk of victimization and abusiveness	
	Within a set time period not more than 30 days from the inmate's arrival at the facility, does the facility reassess the inmate's risk of victimization or abusiveness based upon any additional, relevant information received by the facility since the intake screening?	yes

115.41 (g)	Screening for risk of victimization and abusiveness	
	Does the facility reassess an inmate's risk level when warranted due to a: Referral?	yes
	Does the facility reassess an inmate's risk level when warranted due to a: Request?	yes
	Does the facility reassess an inmate's risk level when warranted due to a: Incident of sexual abuse?	yes
	Does the facility reassess an inmate's risk level when warranted due to a: Receipt of additional information that bears on the inmate's risk of sexual victimization or abusiveness?	yes

115.41 (h)	Screening for risk of victimization and abusiveness	
	Is it the case that inmates are not ever disciplined for refusing to answer, or for not disclosing complete information in response to, questions asked pursuant to paragraphs (d)(1), (d)(7), (d)(8), or (d)(9) of this section?	yes

115.41 (i)	Screening for risk of victimization and abusiveness	
	Has the agency implemented appropriate controls on the dissemination within the facility of responses to questions asked pursuant to this standard in order to ensure that sensitive information is not exploited to the inmate's detriment by staff or other inmates?	yes

115.42 (a)	Use of screening information	
	Does the agency use information from the risk screening required by § 115.41, with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Housing Assignments?	yes
	Does the agency use information from the risk screening required by § 115.41, with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Bed assignments?	yes
	Does the agency use information from the risk screening required by § 115.41, with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Work Assignments?	yes
	Does the agency use information from the risk screening required by § 115.41, with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Education Assignments?	yes
	Does the agency use information from the risk screening required by § 115.41, with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Program Assignments?	yes

115.42 (b)	Use of screening information	
	Does the agency make individualized determinations about how to ensure the safety of each inmate?	yes

115.42 (c)	Use of screening information	
	When deciding whether to assign a transgender or intersex inmate to a facility for male or female inmates, does the agency consider on a case-by-case basis whether a placement would ensure the inmate's health and safety, and whether a placement would present management or security problems (NOTE: if an agency by policy or practice assigns inmates to a male or female facility on the basis of anatomy alone, that agency is not in compliance with this standard)?	yes
	When making housing or other program assignments for transgender or intersex inmates, does the agency consider on a case-by-case basis whether a placement would ensure the inmate's health and safety, and whether a placement would present management or security problems?	yes

115.42 (d)	Use of screening information	
	Are placement and programming assignments for each transgender or intersex inmate reassessed at least twice each year to review any threats to safety experienced by the inmate?	yes

115.42 (e)	Use of screening information	
	Are each transgender or intersex inmate's own views with respect to his or her own safety given serious consideration when making facility and housing placement decisions and programming assignments?	yes

115.42 (f)	Use of screening information	
	Are transgender and intersex inmates given the opportunity to shower separately from other inmates?	yes

115.42 (g)	Use of screening information	
	Unless placement is in a dedicated facility, unit, or wing established in connection with a consent decree, legal settlement, or legal judgment for the purpose of protecting lesbian, gay, bisexual, transgender, or intersex inmates, does the agency always refrain from placing: lesbian, gay, and bisexual inmates in dedicated facilities, units, or wings solely on the basis of such identification or status?	yes
	Unless placement is in a dedicated facility, unit, or wing established in connection with a consent decree, legal settlement, or legal judgment for the purpose of protecting lesbian, gay, bisexual, transgender, or intersex inmates, does the agency always refrain from placing: transgender inmates in dedicated facilities, units, or wings solely on the basis of such identification or status?	yes
	Unless placement is in a dedicated facility, unit, or wing established in connection with a consent decree, legal settlement, or legal judgment for the purpose of protecting lesbian, gay, bisexual, transgender, or intersex inmates, does the agency always refrain from placing: intersex inmates in dedicated facilities, units, or wings solely on the basis of such identification or status?	yes

115.43 (a)	Protective Custody	
	Does the facility always refrain from placing inmates at high risk for sexual victimization in involuntary segregated housing unless an assessment of all available alternatives has been made, and a determination has been made that there is no available alternative means of separation from likely abusers?	yes
	If a facility cannot conduct such an assessment immediately, does the facility hold the inmate in involuntary segregated housing for less than 24 hours while completing the assessment?	yes

115.43 (b)	Protective Custody	
	Do inmates who are placed in segregated housing because they are at high risk of sexual victimization have access to: Programs to the extent possible?	yes
	Do inmates who are placed in segregated housing because they are at high risk of sexual victimization have access to: Privileges to the extent possible?	yes
	Do inmates who are placed in segregated housing because they are at high risk of sexual victimization have access to: Education to the extent possible?	yes
	Do inmates who are placed in segregated housing because they are at high risk of sexual victimization have access to: Work opportunities to the extent possible?	yes
	If the facility restricts access to programs, privileges, education, or work opportunities, does the facility document: The opportunities that have been limited?	yes
	If the facility restricts access to programs, privileges, education, or work opportunities, does the facility document: The duration of the limitation?	yes
	If the facility restricts access to programs, privileges, education, or work opportunities, does the facility document: The reasons for such limitations?	yes

115.43 (c)	Protective Custody	
	Does the facility assign inmates at high risk of sexual victimization to involuntary segregated housing only until an alternative means of separation from likely abusers can be arranged?	yes
	Does such an assignment not ordinarily exceed a period of 30 days?	yes

115.43 (d)	Protective Custody	
	If an involuntary segregated housing assignment is made pursuant to paragraph (a) of this section, does the facility clearly document: The basis for the facility's concern for the inmate's safety?	yes
	If an involuntary segregated housing assignment is made pursuant to paragraph (a) of this section, does the facility clearly document: The reason why no alternative means of separation can be arranged?	yes

115.43 (e)	Protective Custody	
	In the case of each inmate who is placed in involuntary segregation because he/she is at high risk of sexual victimization, does the facility afford a review to determine whether there is a continuing need for separation from the general population EVERY 30 DAYS?	yes

115.51 (a)	Inmate reporting	
	Does the agency provide multiple internal ways for inmates to privately report: Sexual abuse and sexual harassment?	yes
	Does the agency provide multiple internal ways for inmates to privately report: Retaliation by other inmates or staff for reporting sexual abuse and sexual harassment?	yes
	Does the agency provide multiple internal ways for inmates to privately report: Staff neglect or violation of responsibilities that may have contributed to such incidents?	yes

115.51 (b)	Inmate reporting	
	Does the agency also provide at least one way for inmates to report sexual abuse or sexual harassment to a public or private entity or office that is not part of the agency?	yes
	Is that private entity or office able to receive and immediately forward inmate reports of sexual abuse and sexual harassment to agency officials?	yes
	Does that private entity or office allow the inmate to remain anonymous upon request?	yes
	Are inmates detained solely for civil immigration purposes provided information on how to contact relevant consular officials and relevant officials at the Department of Homeland Security?	yes

115.51 (c)	Inmate reporting	
	Does staff accept reports of sexual abuse and sexual harassment made verbally, in writing, anonymously, and from third parties?	yes
	Does staff promptly document any verbal reports of sexual abuse and sexual harassment?	yes

115.51 (d)	Inmate reporting	
	Does the agency provide a method for staff to privately report sexual abuse and sexual harassment of inmates?	yes

115.52 (a)	Exhaustion of administrative remedies	
	Is the agency exempt from this standard? NOTE: The agency is exempt ONLY if it does not have administrative procedures to address inmate grievances regarding sexual abuse. This does not mean the agency is exempt simply because an inmate does not have to or is not ordinarily expected to submit a grievance to report sexual abuse. This means that as a matter of explicit policy, the agency does not have an administrative remedies process to address sexual abuse.	yes

115.52 (b)	Exhaustion of administrative remedies	
	Does the agency permit inmates to submit a grievance regarding an allegation of sexual abuse without any type of time limits? (The agency may apply otherwise-applicable time limits to any portion of a grievance that does not allege an incident of sexual abuse.) (N/A if agency is exempt from this standard.)	yes
	Does the agency always refrain from requiring an inmate to use any informal grievance process, or to otherwise attempt to resolve with staff, an alleged incident of sexual abuse? (N/A if agency is exempt from this standard.)	yes

115.52 (c)	Exhaustion of administrative remedies	
	Does the agency ensure that: An inmate who alleges sexual abuse may submit a grievance without submitting it to a staff member who is the subject of the complaint? (N/A if agency is exempt from this standard.)	yes
	Does the agency ensure that: Such grievance is not referred to a staff member who is the subject of the complaint? (N/A if agency is exempt from this standard.)	yes

115.52 (d)	Exhaustion of administrative remedies	
	Does the agency issue a final agency decision on the merits of any portion of a grievance alleging sexual abuse within 90 days of the initial filing of the grievance? (Computation of the 90-day time period does not include time consumed by inmates in preparing any administrative appeal.) (N/A if agency is exempt from this standard.)	yes
	If the agency claims the maximum allowable extension of time to respond of up to 70 days per 115.52(d)(3) when the normal time period for response is insufficient to make an appropriate decision, does the agency notify the inmate in writing of any such extension and provide a date by which a decision will be made? (N/A if agency is exempt from this standard.)	yes
	At any level of the administrative process, including the final level, if the inmate does not receive a response within the time allotted for reply, including any properly noticed extension, may an inmate consider the absence of a response to be a denial at that level? (N/A if agency is exempt from this standard.)	yes

115.52 (e)	Exhaustion of administrative remedies	
	Are third parties, including fellow inmates, staff members, family members, attorneys, and outside advocates, permitted to assist inmates in filing requests for administrative remedies relating to allegations of sexual abuse? (N/A if agency is exempt from this standard.)	yes
	Are those third parties also permitted to file such requests on behalf of inmates? (If a third party files such a request on behalf of an inmate, the facility may require as a condition of processing the request that the alleged victim agree to have the request filed on his or her behalf, and may also require the alleged victim to personally pursue any subsequent steps in the administrative remedy process.) (N/A if agency is exempt from this standard.)	yes
	If the inmate declines to have the request processed on his or her behalf, does the agency document the inmate's decision? (N/A if agency is exempt from this standard.)	yes

115.52 (f)	Exhaustion of administrative remedies	
	Has the agency established procedures for the filing of an emergency grievance alleging that an inmate is subject to a substantial risk of imminent sexual abuse? (N/A if agency is exempt from this standard.)	yes
	After receiving an emergency grievance alleging an inmate is subject to a substantial risk of imminent sexual abuse, does the agency immediately forward the grievance (or any portion thereof that alleges the substantial risk of imminent sexual abuse) to a level of review at which immediate corrective action may be taken? (N/A if agency is exempt from this standard.)	yes
	After receiving an emergency grievance described above, does the agency provide an initial response within 48 hours? (N/A if agency is exempt from this standard.)	yes
	After receiving an emergency grievance described above, does the agency issue a final agency decision within 5 calendar days? (N/A if agency is exempt from this standard.)	yes
	Does the initial response and final agency decision document the agency's determination whether the inmate is in substantial risk of imminent sexual abuse? (N/A if agency is exempt from this standard.)	yes
	Does the initial response document the agency's action(s) taken in response to the emergency grievance? (N/A if agency is exempt from this standard.)	yes
	Does the agency's final decision document the agency's action(s) taken in response to the emergency grievance? (N/A if agency is exempt from this standard.)	yes

115.52 (g)	Exhaustion of administrative remedies	
	If the agency disciplines an inmate for filing a grievance related to alleged sexual abuse, does it do so ONLY where the agency demonstrates that the inmate filed the grievance in bad faith? (N/A if agency is exempt from this standard.)	yes

115.53 (a)	Inmate access to outside confidential support services	
	Does the facility provide inmates with access to outside victim advocates for emotional support services related to sexual abuse by giving inmates mailing addresses and telephone numbers, including toll-free hotline numbers where available, of local, State, or national victim advocacy or rape crisis organizations?	yes
	Does the facility provide persons detained solely for civil immigration purposes mailing addresses and telephone numbers, including toll-free hotline numbers where available of local, State, or national immigrant services agencies?	yes
	Does the facility enable reasonable communication between inmates and these organizations and agencies, in as confidential a manner as possible?	yes

115.53 (b)	Inmate access to outside confidential support services	
	Does the facility inform inmates, prior to giving them access, of the extent to which such communications will be monitored and the extent to which reports of abuse will be forwarded to authorities in accordance with mandatory reporting laws?	yes

115.53 (c)	Inmate access to outside confidential support services	
	Does the agency maintain or attempt to enter into memoranda of understanding or other agreements with community service providers that are able to provide inmates with confidential emotional support services related to sexual abuse?	yes
	Does the agency maintain copies of agreements or documentation showing attempts to enter into such agreements?	yes

115.54 (a)	Third-party reporting	
	Has the agency established a method to receive third-party reports of sexual abuse and sexual harassment?	yes
	Has the agency distributed publicly information on how to report sexual abuse and sexual harassment on behalf of an inmate?	yes

115.61 (a)	Staff and agency reporting duties	
	Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding an incident of sexual abuse or sexual harassment that occurred in a facility, whether or not it is part of the agency?	yes
	Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding retaliation against inmates or staff who reported an incident of sexual abuse or sexual harassment?	yes
	Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding any staff neglect or violation of responsibilities that may have contributed to an incident of sexual abuse or sexual harassment or retaliation?	yes

115.61 (b)	Staff and agency reporting duties	
	Apart from reporting to designated supervisors or officials, does staff always refrain from revealing any information related to a sexual abuse report to anyone other than to the extent necessary, as specified in agency policy, to make treatment, investigation, and other security and management decisions?	yes

115.61 (c)	Staff and agency reporting duties	
	Unless otherwise precluded by Federal, State, or local law, are medical and mental health practitioners required to report sexual abuse pursuant to paragraph (a) of this section?	yes
	Are medical and mental health practitioners required to inform inmates of the practitioner's duty to report, and the limitations of confidentiality, at the initiation of services?	yes

115.61 (d)	Staff and agency reporting duties	
	If the alleged victim is under the age of 18 or considered a vulnerable adult under a State or local vulnerable persons statute, does the agency report the allegation to the designated State or local services agency under applicable mandatory reporting laws?	yes

115.61 (e)	Staff and agency reporting duties	
	Does the facility report all allegations of sexual abuse and sexual harassment, including third-party and anonymous reports, to the facility's designated investigators?	yes

115.62 (a)	Agency protection duties	
	When the agency learns that an inmate is subject to a substantial risk of imminent sexual abuse, does it take immediate action to protect the inmate?	yes

115.63 (a)	Reporting to other confinement facilities	
	Upon receiving an allegation that an inmate was sexually abused while confined at another facility, does the head of the facility that received the allegation notify the head of the facility or appropriate office of the agency where the alleged abuse occurred?	yes

115.63 (b)	Reporting to other confinement facilities	
	Is such notification provided as soon as possible, but no later than 72 hours after receiving the allegation?	yes

115.63 (c)	Reporting to other confinement facilities	
	Does the agency document that it has provided such notification?	yes

115.63 (d)	Reporting to other confinement facilities	
	Does the facility head or agency office that receives such notification ensure that the allegation is investigated in accordance with these standards?	yes

115.64 (a)	Staff first responder duties	
	Upon learning of an allegation that an inmate was sexually abused, is the first security staff member to respond to the report required to: Separate the alleged victim and abuser?	yes
	Upon learning of an allegation that an inmate was sexually abused, is the first security staff member to respond to the report required to: Preserve and protect any crime scene until appropriate steps can be taken to collect any evidence?	yes
	Upon learning of an allegation that an inmate was sexually abused, is the first security staff member to respond to the report required to: Request that the alleged victim not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating, if the abuse occurred within a time period that still allows for the collection of physical evidence?	yes
	Upon learning of an allegation that an inmate was sexually abused, is the first security staff member to respond to the report required to: Ensure that the alleged abuser does not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating, if the abuse occurred within a time period that still allows for the collection of physical evidence?	yes

115.64 (b)	Staff first responder duties	
	If the first staff responder is not a security staff member, is the responder required to request that the alleged victim not take any actions that could destroy physical evidence, and then notify security staff?	yes

115.65 (a)	Coordinated response	
	Has the facility developed a written institutional plan to coordinate actions among staff first responders, medical and mental health practitioners, investigators, and facility leadership taken in response to an incident of sexual abuse?	yes

115.66 (a)	Preservation of ability to protect inmates from contact with abusers	
	Are both the agency and any other governmental entities responsible for collective bargaining on the agency's behalf prohibited from entering into or renewing any collective bargaining agreement or other agreement that limit the agency's ability to remove alleged staff sexual abusers from contact with any inmates pending the outcome of an investigation or of a determination of whether and to what extent discipline is warranted?	yes

115.67 (a)	Agency protection against retaliation	
	Has the agency established a policy to protect all inmates and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other inmates or staff?	yes
	Has the agency designated which staff members or departments are charged with monitoring retaliation?	yes

115.67 (b)	Agency protection against retaliation	
	Does the agency employ multiple protection measures, such as housing changes or transfers for inmate victims or abusers, removal of alleged staff or inmate abusers from contact with victims, and emotional support services for inmates or staff who fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigations?	yes

115.67 (c)	Agency protection against retaliation	
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor the conduct and treatment of residents or staff who reported the sexual abuse to see if there are changes that may suggest possible retaliation by inmates or staff?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor the conduct and treatment of inmates who were reported to have suffered sexual abuse to see if there are changes that may suggest possible retaliation by inmates or staff?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Act promptly to remedy any such retaliation?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor any inmate disciplinary reports?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor inmate housing changes?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor inmate program changes?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor negative performance reviews of staff?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor reassignments of staff?	yes
	Does the agency continue such monitoring beyond 90 days if the initial monitoring indicates a continuing need?	yes

115.67 (d)	Agency protection against retaliation	
	In the case of inmates, does such monitoring also include periodic status checks?	yes

115.67 (e)	Agency protection against retaliation	
	If any other individual who cooperates with an investigation expresses a fear of retaliation, does the agency take appropriate measures to protect that individual against retaliation?	yes

115.68 (a)	Post-allegation protective custody	
	Is any and all use of segregated housing to protect an inmate who is alleged to have suffered sexual abuse subject to the requirements of § 115.43?	yes

115.71 (a)	Criminal and administrative agency investigations	
	When the agency conducts its own investigations into allegations of sexual abuse and sexual harassment, does it do so promptly, thoroughly, and objectively? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations. See 115.21(a).)	yes
	Does the agency conduct such investigations for all allegations, including third party and anonymous reports? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations. See 115.21(a).)	yes

115.71 (b)	Criminal and administrative agency investigations	
	Where sexual abuse is alleged, does the agency use investigators who have received specialized training in sexual abuse investigations as required by 115.34?	yes

115.71 (c)	Criminal and administrative agency investigations	
	Do investigators gather and preserve direct and circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data?	yes
	Do investigators interview alleged victims, suspected perpetrators, and witnesses?	yes
	Do investigators review prior reports and complaints of sexual abuse involving the suspected perpetrator?	yes

115.71 (d)	Criminal and administrative agency investigations	
	When the quality of evidence appears to support criminal prosecution, does the agency conduct compelled interviews only after consulting with prosecutors as to whether compelled interviews may be an obstacle for subsequent criminal prosecution?	yes

115.71 (e)	Criminal and administrative agency investigations	
	Do agency investigators assess the credibility of an alleged victim, suspect, or witness on an individual basis and not on the basis of that individual's status as inmate or staff?	yes
	Does the agency investigate allegations of sexual abuse without requiring an inmate who alleges sexual abuse to submit to a polygraph examination or other truth-telling device as a condition for proceeding?	yes

115.71 (f)	Criminal and administrative agency investigations	
	Do administrative investigations include an effort to determine whether staff actions or failures to act contributed to the abuse?	yes
	Are administrative investigations documented in written reports that include a description of the physical evidence and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings?	yes

115.71 (g)	Criminal and administrative agency investigations	
	Are criminal investigations documented in a written report that contains a thorough description of the physical, testimonial, and documentary evidence and attaches copies of all documentary evidence where feasible?	yes

115.71 (h)	Criminal and administrative agency investigations	
	Are all substantiated allegations of conduct that appears to be criminal referred for prosecution?	yes

115.71 (i)	Criminal and administrative agency investigations	
	Does the agency retain all written reports referenced in 115.71(f) and (g) for as long as the alleged abuser is incarcerated or employed by the agency, plus five years?	yes

115.71 (j)	Criminal and administrative agency investigations	
	Does the agency ensure that the departure of an alleged abuser or victim from the employment or control of the agency does not provide a basis for terminating an investigation?	yes

115.71 (l)	Criminal and administrative agency investigations	
	When an outside entity investigates sexual abuse, does the facility cooperate with outside investigators and endeavor to remain informed about the progress of the investigation? (N/A if an outside agency does not conduct administrative or criminal sexual abuse investigations. See 115.21(a).)	na

115.72 (a)	Evidentiary standard for administrative investigations	
	Is it true that the agency does not impose a standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated?	yes

115.73 (a)	Reporting to inmates	
	Following an investigation into an inmate's allegation that he or she suffered sexual abuse in an agency facility, does the agency inform the inmate as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded?	yes

115.73 (b)	Reporting to inmates	
	If the agency did not conduct the investigation into an inmate's allegation of sexual abuse in an agency facility, does the agency request the relevant information from the investigative agency in order to inform the inmate? (N/A if the agency/facility is responsible for conducting administrative and criminal investigations.)	na

115.73 (c)	Reporting to inmates	
	Following a inmate's allegation that a staff member has committed sexual abuse against the resident, unless the agency has determined that the allegation is unfounded, or unless the resident has been released from custody, does the agency subsequently inform the resident whenever: The staff member is no longer posted within the inmate's unit?	yes
	Following a inmate's allegation that a staff member has committed sexual abuse against the resident, unless the agency has determined that the allegation is unfounded, or unless the resident has been released from custody, does the agency subsequently inform the resident whenever: The staff member is no longer employed at the facility?	yes
	Following a inmate's allegation that a staff member has committed sexual abuse against the resident, unless the agency has determined that the allegation is unfounded, or unless the resident has been released from custody, does the agency subsequently inform the resident whenever: The agency learns that the staff member has been indicted on a charge related to sexual abuse in the facility?	yes
	Following a inmate's allegation that a staff member has committed sexual abuse against the resident, unless the agency has determined that the allegation is unfounded, or unless the resident has been released from custody, does the agency subsequently inform the resident whenever: The agency learns that the staff member has been convicted on a charge related to sexual abuse within the facility?	yes

115.73 (d)	Reporting to inmates	
	Following an inmate's allegation that he or she has been sexually abused by another inmate, does the agency subsequently inform the alleged victim whenever: The agency learns that the alleged abuser has been indicted on a charge related to sexual abuse within the facility?	yes
	Following an inmate's allegation that he or she has been sexually abused by another inmate, does the agency subsequently inform the alleged victim whenever: The agency learns that the alleged abuser has been convicted on a charge related to sexual abuse within the facility?	yes

115.73 (e)	Reporting to inmates	
	Does the agency document all such notifications or attempted notifications?	yes

115.76 (a)	Disciplinary sanctions for staff	
	Are staff subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies?	yes

115.76 (b)	Disciplinary sanctions for staff	
	Is termination the presumptive disciplinary sanction for staff who have engaged in sexual abuse?	yes

115.76 (c)	Disciplinary sanctions for staff	
	Are disciplinary sanctions for violations of agency policies relating to sexual abuse or sexual harassment (other than actually engaging in sexual abuse) commensurate with the nature and circumstances of the acts committed, the staff member's disciplinary history, and the sanctions imposed for comparable offenses by other staff with similar histories?	yes

115.76 (d)	Disciplinary sanctions for staff	
	Are all terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, reported to: Law enforcement agencies(unless the activity was clearly not criminal)?	yes
	Are all terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, reported to: Relevant licensing bodies?	yes

115.77 (a)	Corrective action for contractors and volunteers	
	Is any contractor or volunteer who engages in sexual abuse prohibited from contact with inmates?	yes
	Is any contractor or volunteer who engages in sexual abuse reported to: Law enforcement agencies (unless the activity was clearly not criminal)?	yes
	Is any contractor or volunteer who engages in sexual abuse reported to: Relevant licensing bodies?	yes

115.77 (b)	Corrective action for contractors and volunteers	
	In the case of any other violation of agency sexual abuse or sexual harassment policies by a contractor or volunteer, does the facility take appropriate remedial measures, and consider whether to prohibit further contact with inmates?	yes

115.78 (a)	Disciplinary sanctions for inmates	
	Following an administrative finding that an inmate engaged in inmate-on-inmate sexual abuse, or following a criminal finding of guilt for inmate-on-inmate sexual abuse, are inmates subject to disciplinary sanctions pursuant to a formal disciplinary process?	yes

115.78 (b)	Disciplinary sanctions for inmates	
	Are sanctions commensurate with the nature and circumstances of the abuse committed, the inmate's disciplinary history, and the sanctions imposed for comparable offenses by other inmates with similar histories?	yes

115.78 (c)	Disciplinary sanctions for inmates	
	When determining what types of sanction, if any, should be imposed, does the disciplinary process consider whether an inmate's mental disabilities or mental illness contributed to his or her behavior?	yes

115.78 (d)	Disciplinary sanctions for inmates	
	If the facility offers therapy, counseling, or other interventions designed to address and correct underlying reasons or motivations for the abuse, does the facility consider whether to require the offending inmate to participate in such interventions as a condition of access to programming and other benefits?	yes

115.78 (e)	Disciplinary sanctions for inmates	
	Does the agency discipline an inmate for sexual contact with staff only upon a finding that the staff member did not consent to such contact?	yes

115.78 (f)	Disciplinary sanctions for inmates	
	For the purpose of disciplinary action does a report of sexual abuse made in good faith based upon a reasonable belief that the alleged conduct occurred NOT constitute falsely reporting an incident or lying, even if an investigation does not establish evidence sufficient to substantiate the allegation?	yes

115.78 (g)	Disciplinary sanctions for inmates	
	Does the agency always refrain from considering non-coercive sexual activity between inmates to be sexual abuse? (N/A if the agency does not prohibit all sexual activity between inmates.)	yes

115.81 (a)	Medical and mental health screenings; history of sexual abuse	
	If the screening pursuant to § 115.41 indicates that a prison inmate has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, do staff ensure that the inmate is offered a follow-up meeting with a medical or mental health practitioner within 14 days of the intake screening?	yes

115.81 (b)	Medical and mental health screenings; history of sexual abuse	
	If the screening pursuant to § 115.41 indicates that a prison inmate has previously perpetrated sexual abuse, whether it occurred in an institutional setting or in the community, do staff ensure that the inmate is offered a follow-up meeting with a mental health practitioner within 14 days of the intake screening? (N/A if the facility is not a prison.)	na

115.81 (c)	Medical and mental health screenings; history of sexual abuse	
	If the screening pursuant to § 115.41 indicates that a jail inmate has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, do staff ensure that the inmate is offered a follow-up meeting with a medical or mental health practitioner within 14 days of the intake screening?	yes

115.81 (d)	Medical and mental health screenings; history of sexual abuse	
	Is any information related to sexual victimization or abusiveness that occurred in an institutional setting strictly limited to medical and mental health practitioners and other staff as necessary to inform treatment plans and security management decisions, including housing, bed, work, education, and program assignments, or as otherwise required by Federal, State, or local law?	yes

115.81 (e)	Medical and mental health screenings; history of sexual abuse	
	Do medical and mental health practitioners obtain informed consent from inmates before reporting information about prior sexual victimization that did not occur in an institutional setting, unless the inmate is under the age of 18?	yes

115.82 (a)	Access to emergency medical and mental health services	
	Do inmate victims of sexual abuse receive timely, unimpeded access to emergency medical treatment and crisis intervention services, the nature and scope of which are determined by medical and mental health practitioners according to their professional judgment?	yes

115.82 (b)	Access to emergency medical and mental health services	
	If no qualified medical or mental health practitioners are on duty at the time a report of recent sexual abuse is made, do security staff first responders take preliminary steps to protect the victim pursuant to § 115.62?	yes
	Do security staff first responders immediately notify the appropriate medical and mental health practitioners?	yes

115.82 (c)	Access to emergency medical and mental health services	
	Are inmate victims of sexual abuse offered timely information about and timely access to emergency contraception and sexually transmitted infections prophylaxis, in accordance with professionally accepted standards of care, where medically appropriate?	yes

115.82 (d)	Access to emergency medical and mental health services	
	Are treatment services provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident?	yes

115.83 (a)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Does the facility offer medical and mental health evaluation and, as appropriate, treatment to all inmates who have been victimized by sexual abuse in any prison, jail, lockup, or juvenile facility?	yes

115.83 (b)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Does the evaluation and treatment of such victims include, as appropriate, follow-up services, treatment plans, and, when necessary, referrals for continued care following their transfer to, or placement in, other facilities, or their release from custody?	yes

115.83 (c)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Does the facility provide such victims with medical and mental health services consistent with the community level of care?	yes

115.83 (d)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Are inmate victims of sexually abusive vaginal penetration while incarcerated offered pregnancy tests? (N/A if all-male facility.)	na

115.83 (e)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	If pregnancy results from the conduct described in paragraph § 115.83(d), do such victims receive timely and comprehensive information about and timely access to all lawful pregnancy-related medical services? (N/A if all-male facility.)	na

115.83 (f)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Are inmate victims of sexual abuse while incarcerated offered tests for sexually transmitted infections as medically appropriate?	yes

115.83 (g)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Are treatment services provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident?	yes

115.83 (h)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	If the facility is a prison, does it attempt to conduct a mental health evaluation of all known inmate-on-inmate abusers within 60 days of learning of such abuse history and offer treatment when deemed appropriate by mental health practitioners? (NA if the facility is a jail.)	na

115.86 (a)	Sexual abuse incident reviews	
	Does the facility conduct a sexual abuse incident review at the conclusion of every sexual abuse investigation, including where the allegation has not been substantiated, unless the allegation has been determined to be unfounded?	yes

115.86 (b)	Sexual abuse incident reviews	
	Does such review ordinarily occur within 30 days of the conclusion of the investigation?	yes

115.86 (c)	Sexual abuse incident reviews	
	Does the review team include upper-level management officials, with input from line supervisors, investigators, and medical or mental health practitioners?	yes

115.86 (d)	Sexual abuse incident reviews	
	Does the review team: Consider whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse?	yes
	Does the review team: Consider whether the incident or allegation was motivated by race; ethnicity; gender identity; lesbian, gay, bisexual, transgender, or intersex identification, status, or perceived status; gang affiliation; or other group dynamics at the facility?	yes
	Does the review team: Examine the area in the facility where the incident allegedly occurred to assess whether physical barriers in the area may enable abuse?	yes
	Does the review team: Assess the adequacy of staffing levels in that area during different shifts?	yes
	Does the review team: Assess whether monitoring technology should be deployed or augmented to supplement supervision by staff?	yes
	Does the review team: Prepare a report of its findings, including but not necessarily limited to determinations made pursuant to §§ 115.86(d)(1)-(d)(5), and any recommendations for improvement and submit such report to the facility head and PREA compliance manager?	yes

115.86 (e)	Sexual abuse incident reviews	
	Does the facility implement the recommendations for improvement, or document its reasons for not doing so?	yes

115.87 (a)	Data collection	
	Does the agency collect accurate, uniform data for every allegation of sexual abuse at facilities under its direct control using a standardized instrument and set of definitions?	yes

115.87 (b)	Data collection	
	Does the agency aggregate the incident-based sexual abuse data at least annually?	yes

115.87 (c)	Data collection	
	Does the incident-based data include, at a minimum, the data necessary to answer all questions from the most recent version of the Survey of Sexual Violence conducted by the Department of Justice?	yes

115.87 (d)	Data collection	
	Does the agency maintain, review, and collect data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews?	yes

115.87 (e)	Data collection	
	Does the agency also obtain incident-based and aggregated data from every private facility with which it contracts for the confinement of its inmates? (N/A if agency does not contract for the confinement of its inmates.)	yes

115.87 (f)	Data collection	
	Does the agency, upon request, provide all such data from the previous calendar year to the Department of Justice no later than June 30? (N/A if DOJ has not requested agency data.)	yes

115.88 (a)	Data review for corrective action	
	Does the agency review data collected and aggregated pursuant to § 115.87 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Identifying problem areas?	yes
	Does the agency review data collected and aggregated pursuant to § 115.87 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Taking corrective action on an ongoing basis?	yes
	Does the agency review data collected and aggregated pursuant to § 115.87 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Preparing an annual report of its findings and corrective actions for each facility, as well as the agency as a whole?	yes

115.88 (b)	Data review for corrective action	
	Does the agency's annual report include a comparison of the current year's data and corrective actions with those from prior years and provide an assessment of the agency's progress in addressing sexual abuse?	yes

115.88 (c)	Data review for corrective action	
	Is the agency's annual report approved by the agency head and made readily available to the public through its website or, if it does not have one, through other means?	yes

115.88 (d)	Data review for corrective action	
	Does the agency indicate the nature of the material redacted where it redacts specific material from the reports when publication would present a clear and specific threat to the safety and security of a facility?	yes

115.89 (a)	Data storage, publication, and destruction	
	Does the agency ensure that data collected pursuant to § 115.87 are securely retained?	yes

115.89 (b)	Data storage, publication, and destruction	
	Does the agency make all aggregated sexual abuse data, from facilities under its direct control and private facilities with which it contracts, readily available to the public at least annually through its website or, if it does not have one, through other means?	yes

115.89 (c)	Data storage, publication, and destruction	
	Does the agency remove all personal identifiers before making aggregated sexual abuse data publicly available?	yes

115.89 (d)	Data storage, publication, and destruction	
	Does the agency maintain sexual abuse data collected pursuant to § 115.87 for at least 10 years after the date of the initial collection, unless Federal, State, or local law requires otherwise?	yes

115.401 (a)	Frequency and scope of audits	
	During the three-year period starting on August 20, 2013, and during each three-year period thereafter, did the agency ensure that each facility operated by the agency, or by a private organization on behalf of the agency, was audited at least once.? (N/A before August 20, 2016.)	yes

115.401 (b)	Frequency and scope of audits	
	During each one-year period starting on August 20, 2013, did the agency ensure that at least one-third of each facility type operated by the agency, or by a private organization on behalf of the agency, was audited?	yes

115.401 (h)	Frequency and scope of audits	
	Did the auditor have access to, and the ability to observe, all areas of the audited facility?	yes

115.401 (i)	Frequency and scope of audits	
	Was the auditor permitted to request and receive copies of any relevant documents (including electronically stored information)?	yes

115.401 (m)	Frequency and scope of audits	
	Was the auditor permitted to conduct private interviews with inmates, residents, and detainees?	yes

115.401 (n)	Frequency and scope of audits	
	Were inmates permitted to send confidential information or correspondence to the auditor in the same manner as if they were communicating with legal counsel?	yes

115.403 (f)	Audit contents and findings	
	The agency has published on its agency website, if it has one, or has otherwise made publicly available, all Final Audit Reports within 90 days of issuance by auditor. The review period is for prior audits completed during the past three years PRECEDING THIS AGENCY AUDIT. In the case of single facility agencies, the auditor shall ensure that the facility's last audit report was published. The pendency of any agency appeal pursuant to 28 C.F.R. § 115.405 does not excuse noncompliance with this provision. (N/A if there have been no Final Audit Reports issued in the past three years, or in the case of single facility agencies that there has never been a Final Audit Report issued.)	yes