

PREA Facility Audit Report: Final

Name of Facility: Cloud County Law Enforcement Center

Facility Type: Prison / Jail

Date Interim Report Submitted: NA

Date Final Report Submitted: 01/13/2024

Auditor Certification	
The contents of this report are accurate to the best of my knowledge.	<input type="checkbox"/>
No conflict of interest exists with respect to my ability to conduct an audit of the agency under review.	<input 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 type="checkbox"/>
Auditor Full Name as Signed: Amy J Fairbanks	Date of Signature: 01/13/ 2024

AUDITOR INFORMATION	
Auditor name:	Fairbanks, Amy
Email:	fairbaa@comcast.net
Start Date of On-Site Audit:	11/20/2023
End Date of On-Site Audit:	11/21/2023

FACILITY INFORMATION	
Facility name:	Cloud County Law Enforcement Center
Facility physical address:	2090 Fort Kearney Road , Concordia, Kansas - 66901
Facility mailing address:	

Primary Contact	
Name:	Matthew Nevins
Email Address:	mnevins@cloudcountyks.org
Telephone Number:	785-243-3636

Warden/Jail Administrator/Sheriff/Director	
Name:	Matthew Nevins
Email Address:	MNEVINS@CLOUDCOUNTYKS.ORG
Telephone Number:	785-243-3636

Facility PREA Compliance Manager	
Name:	Leeann James
Email Address:	ljames@cloudcounyks.org
Telephone Number:	O: 785-243-8164

Facility Characteristics	
Designed facility capacity:	85
Current population of facility:	44
Average daily population for the past 12 months:	48
Has the facility been over capacity at any point in the past 12 months?	No
Which population(s) does the facility hold?	Both females and males
Age range of population:	19-68
Facility security levels/inmate custody levels:	All
Does the facility hold youthful inmates?	No

Number of staff currently employed at the facility who may have contact with inmates:	14
Number of individual contractors who have contact with inmates, currently authorized to enter the facility:	3
Number of volunteers who have contact with inmates, currently authorized to enter the facility:	2

AGENCY INFORMATION	
Name of agency:	Cloud County Sheriff's Office
Governing authority or parent agency (if applicable):	
Physical Address:	2090 Fort Kearney Road, Concordia, Kansas - 66901
Mailing Address:	
Telephone number:	

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

Agency-Wide PREA Coordinator Information			
Name:	Matthew Nevins	Email Address:	MNEVINS@CLOUDCOUNTYKS.ORG

Facility AUDIT FINDINGS
Summary of Audit Findings
The OAS automatically populates the number and list of Standards exceeded, the number of

Standards met, and the number and list of Standards not met.

Auditor Note: In general, no standards should be found to be "Not Applicable" or "NA." A compliance determination must be made for each standard. In rare instances where an auditor determines that a standard is not applicable, the auditor should select "Meets Standard" and include a comprehensive discussion as to why the standard is not applicable to the facility being audited.

Number of standards exceeded:

0

Number of standards met:

45

Number of standards not met:

0

POST-AUDIT REPORTING INFORMATION

GENERAL AUDIT INFORMATION

On-site Audit Dates

1. Start date of the onsite portion of the audit:	2023-11-20
2. End date of the onsite portion of the audit:	2023-11-21

Outreach

10. Did you attempt to communicate with community-based organization(s) or victim advocates who provide services to this facility and/or who may have insight into relevant conditions in the facility?	<input checked="" type="radio"/> Yes <input type="radio"/> No
a. Identify the community-based organization(s) or victim advocates with whom you communicated:	DVACK

AUDITED FACILITY INFORMATION

14. Designated facility capacity:	85
15. Average daily population for the past 12 months:	49
16. Number of inmate/resident/detainee housing units:	7
17. Does the facility ever hold youthful inmates or youthful/juvenile detainees?	<input type="radio"/> Yes <input checked="" type="radio"/> No <input type="radio"/> Not Applicable for the facility type audited (i.e., Community Confinement Facility or Juvenile Facility)

Audited Facility Population Characteristics on Day One of the Onsite Portion of the Audit

Inmates/Residents/Detainees Population Characteristics on Day One of the Onsite Portion of the Audit

36. Enter the total number of inmates/residents/detainees in the facility as of the first day of onsite portion of the audit:	36
38. Enter the total number of inmates/residents/detainees with a physical disability in the facility as of the first day of the onsite portion of the audit:	1
39. Enter the total number of inmates/residents/detainees with a cognitive or functional disability (including intellectual disability, psychiatric disability, or speech disability) in the facility as of the first day of the onsite portion of the audit:	1
40. Enter the total number of inmates/residents/detainees who are Blind or have low vision (visually impaired) in the facility as of the first day of the onsite portion of the audit:	0
41. Enter the total number of inmates/residents/detainees who are Deaf or hard-of-hearing in the facility as of the first day of the onsite portion of the audit:	0
42. Enter the total number of inmates/residents/detainees who are Limited English Proficient (LEP) in the facility as of the first day of the onsite portion of the audit:	1
43. Enter the total number of inmates/residents/detainees who identify as lesbian, gay, or bisexual in the facility as of the first day of the onsite portion of the audit:	0

<p>44. Enter the total number of inmates/residents/detainees who identify as transgender or intersex in the facility as of the first day of the onsite portion of the audit:</p>	<p>0</p>
<p>45. Enter the total number of inmates/residents/detainees who reported sexual abuse in the facility as of the first day of the onsite portion of the audit:</p>	<p>0</p>
<p>46. Enter the total number of inmates/residents/detainees who disclosed prior sexual victimization during risk screening in the facility as of the first day of the onsite portion of the audit:</p>	<p>4</p>
<p>47. Enter the total number of inmates/residents/detainees who were ever placed in segregated housing/isolation for risk of sexual victimization in the facility as of the first day of the onsite portion of the audit:</p>	<p>0</p>
<p>48. Provide any additional comments regarding the population characteristics of inmates/residents/detainees in the facility as of the first day of the onsite portion of the audit (e.g., groups not tracked, issues with identifying certain populations):</p>	<p>No text provided.</p>
<p>Staff, Volunteers, and Contractors Population Characteristics on Day One of the Onsite Portion of the Audit</p>	
<p>49. Enter the total number of STAFF, including both full- and part-time staff, employed by the facility as of the first day of the onsite portion of the audit:</p>	<p>16</p>
<p>50. Enter the total number of VOLUNTEERS assigned to the facility as of the first day of the onsite portion of the audit who have contact with inmates/residents/detainees:</p>	<p>1</p>

<p>51. Enter the total number of CONTRACTORS assigned to the facility as of the first day of the onsite portion of the audit who have contact with inmates/residents/detainees:</p>	<p>2</p>
<p>52. Provide any additional comments regarding the population characteristics of staff, volunteers, and contractors who were in the facility as of the first day of the onsite portion of the audit:</p>	<p>No text provided.</p>
<p>INTERVIEWS</p>	
<p>Inmate/Resident/Detainee Interviews</p>	
<p>Random Inmate/Resident/Detainee Interviews</p>	
<p>53. Enter the total number of RANDOM INMATES/RESIDENTS/DETAINEES who were interviewed:</p>	<p>5</p>
<p>54. Select which characteristics you considered when you selected RANDOM INMATE/RESIDENT/DETAINEE interviewees: (select all that apply)</p>	<p> <input checked="" type="checkbox"/> Age <input checked="" type="checkbox"/> Race <input checked="" type="checkbox"/> Ethnicity (e.g., Hispanic, Non-Hispanic) <input checked="" type="checkbox"/> Length of time in the facility <input checked="" type="checkbox"/> Housing assignment <input checked="" type="checkbox"/> Gender <input type="checkbox"/> Other <input type="checkbox"/> None </p>
<p>55. How did you ensure your sample of RANDOM INMATE/RESIDENT/DETAINEE interviewees was geographically diverse?</p>	<p>I interview all targeted category inmates in addition to oldest, youngest, longest, newest as well as ensuring at least one from each housing pod. I additionally received information on the racial/ethnic makeup and attempted to reflect those ratios.</p>

56. Were you able to conduct the minimum number of random inmate/resident/detainee interviews?	<input checked="" type="radio"/> Yes <input type="radio"/> No
57. Provide any additional comments regarding selecting or interviewing random inmates/residents/detainees (e.g., any populations you oversampled, barriers to completing interviews, barriers to ensuring representation):	No text provided.
Targeted Inmate/Resident/Detainee Interviews	
58. Enter the total number of TARGETED INMATES/RESIDENTS/DETAINEES who were interviewed:	5
<p>As stated in the PREA Auditor Handbook, the breakdown of targeted interviews is intended to guide auditors in interviewing the appropriate cross-section of inmates/residents/detainees who are the most vulnerable to sexual abuse and sexual harassment. When completing questions regarding targeted inmate/resident/detainee interviews below, remember that an interview with one inmate/resident/detainee may satisfy multiple targeted interview requirements. These questions are asking about the number of interviews conducted using the targeted inmate/resident/detainee protocols. For example, if an auditor interviews an inmate who has a physical disability, is being held in segregated housing due to risk of sexual victimization, and disclosed prior sexual victimization, that interview would be included in the totals for each of those questions. Therefore, in most cases, the sum of all the following responses to the targeted inmate/resident/detainee interview categories will exceed the total number of targeted inmates/residents/detainees who were interviewed. If a particular targeted population is not applicable in the audited facility, enter "0".</p>	
60. Enter the total number of interviews conducted with inmates/residents/detainees with a physical disability using the "Disabled and Limited English Proficient Inmates" protocol:	1
61. Enter the total number of interviews conducted with inmates/residents/detainees with a cognitive or functional disability (including intellectual disability, psychiatric disability, or speech disability) using the "Disabled and Limited English Proficient Inmates" protocol:	1

<p>62. Enter the total number of interviews conducted with inmates/residents/detainees who are Blind or have low vision (i.e., visually impaired) using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>0</p>
<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>There are thirty-six inmates at this facility, the auditor during the tour was able to interact with the majority of them. Observations supported that there were no inmates who were blind or had low vision.</p>
<p>63. Enter the total number of interviews conducted with inmates/residents/detainees who are Deaf or hard-of-hearing using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>0</p>
<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>There are thirty-six inmates at this facility, the auditor during the tour was able to interact with the majority of them. Observations supported that there were no inmates who were blind or had low vision.</p>

<p>64. Enter the total number of interviews conducted with inmates/residents/detainees who are Limited English Proficient (LEP) using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>1</p>
<p>65. Enter the total number of interviews conducted with inmates/residents/detainees who identify as lesbian, gay, or bisexual using the "Transgender and Intersex Inmates; Gay, Lesbian, and Bisexual Inmates" protocol:</p>	<p>0</p>
<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>There are thirty-six inmates at this facility, the auditor during the tour was able to interact with the majority of them. Observations supported that there were no inmates who were blind or had low vision.</p>
<p>66. Enter the total number of interviews conducted with inmates/residents/detainees who identify as transgender or intersex using the "Transgender and Intersex Inmates; Gay, Lesbian, and Bisexual Inmates" protocol:</p>	<p>0</p>
<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>

<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>There are thirty-six inmates at this facility, the auditor during the tour was able to interact with the majority of them. Observations supported that there were no inmates who were blind or had low vision.</p>
<p>67. Enter the total number of interviews conducted with inmates/residents/detainees who reported sexual abuse in this facility using the "Inmates who Reported a Sexual Abuse" protocol:</p>	<p>0</p>
<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>Overall observations and interactions during the course of the audit did not produce any evidence to indicate that there have been no sexual abuse or sexual harassment allegations in the previous twelve months.</p>
<p>68. Enter the total number of interviews conducted with inmates/residents/detainees who disclosed prior sexual victimization during risk screening using the "Inmates who Disclosed Sexual Victimization during Risk Screening" protocol:</p>	<p>4</p>

<p>69. Enter the total number of interviews conducted with inmates/residents/detainees who are or were ever placed in segregated housing/isolation for risk of sexual victimization using the "Inmates Placed in Segregated Housing (for Risk of Sexual Victimization/Who Allege to have Suffered Sexual Abuse)" protocol:</p>	<p>0</p>
<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>There is no segregation in this facility.</p>
<p>70. Provide any additional comments regarding selecting or interviewing targeted inmates/residents/detainees (e.g., any populations you oversampled, barriers to completing interviews):</p>	<p>No text provided.</p>
<p>Staff, Volunteer, and Contractor Interviews</p>	
<p>Random Staff Interviews</p>	
<p>71. Enter the total number of RANDOM STAFF who were interviewed:</p>	<p>12</p>

<p>72. Select which characteristics you considered when you selected RANDOM STAFF interviewees: (select all that apply)</p>	<p><input type="checkbox"/> Length of tenure in the facility</p> <p><input type="checkbox"/> Shift assignment</p> <p><input type="checkbox"/> Work assignment</p> <p><input type="checkbox"/> Rank (or equivalent)</p> <p><input type="checkbox"/> Other (e.g., gender, race, ethnicity, languages spoken)</p> <p><input type="checkbox"/> None</p>
<p>If "Other," describe:</p>	<p>All staff who could be present were interviewed, this resulted in twelve interviews out of a potential sixteen staff (fourteen security,two contractual food service staff).</p>
<p>73. Were you able to conduct the minimum number of RANDOM STAFF interviews?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
<p>74. Provide any additional comments regarding selecting or interviewing random staff (e.g., any populations you oversampled, barriers to completing interviews, barriers to ensuring representation):</p>	<p>No text provided.</p>
<p>Specialized Staff, Volunteers, and Contractor Interviews</p>	
<p>Staff in some facilities may be responsible for more than one of the specialized staff duties. Therefore, more than one interview protocol may apply to an interview with a single staff member and that information would satisfy multiple specialized staff interview requirements.</p>	
<p>75. Enter the total number of staff in a SPECIALIZED STAFF role who were interviewed (excluding volunteers and contractors):</p>	<p>7</p>
<p>76. Were you able to interview the Agency Head?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>

77. Were you able to interview the Warden/Facility Director/Superintendent or their designee?	<input checked="" type="radio"/> Yes <input type="radio"/> No
78. Were you able to interview the PREA Coordinator?	<input checked="" type="radio"/> Yes <input type="radio"/> No
79. Were you able to interview the PREA Compliance Manager?	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> NA (NA if the agency is a single facility agency or is otherwise not required to have a PREA Compliance Manager per the Standards)

80. Select which SPECIALIZED STAFF roles were interviewed as part of this audit from the list below: (select all that apply)

- Agency contract administrator
- Intermediate or higher-level facility staff responsible for conducting and documenting unannounced rounds to identify and deter staff sexual abuse and sexual harassment
- Line staff who supervise youthful inmates (if applicable)
- Education and program staff who work with youthful inmates (if applicable)
- Medical staff
- Mental health staff
- Non-medical staff involved in cross-gender strip or visual searches
- Administrative (human resources) staff
- Sexual Assault Forensic Examiner (SAFE) or Sexual Assault Nurse Examiner (SANE) staff
- Investigative staff responsible for conducting administrative investigations
- Investigative staff responsible for conducting criminal investigations
- Staff who perform screening for risk of victimization and abusiveness
- Staff who supervise inmates in segregated housing/residents in isolation
- Staff on the sexual abuse incident review team
- Designated staff member charged with monitoring retaliation
- First responders, both security and non-security staff
- Intake staff

	<input type="checkbox"/> Other
81. Did you interview VOLUNTEERS who may have contact with inmates/residents/detainees in this facility?	<input type="radio"/> Yes <input checked="" type="radio"/> No
82. Did you interview CONTRACTORS who may have contact with inmates/residents/detainees in this facility?	<input checked="" type="radio"/> Yes <input type="radio"/> No
a. Enter the total number of CONTRACTORS who were interviewed:	3
b. Select which specialized CONTRACTOR role(s) were interviewed as part of this audit from the list below: (select all that apply)	<input type="checkbox"/> Security/detention <input type="checkbox"/> Education/programming <input checked="" type="checkbox"/> Medical/dental <input checked="" type="checkbox"/> Food service <input type="checkbox"/> Maintenance/construction <input type="checkbox"/> Other
83. Provide any additional comments regarding selecting or interviewing specialized staff.	Many staff have multiple responsibilities.

SITE REVIEW AND DOCUMENTATION SAMPLING

Site Review

PREA Standard 115.401 (h) states, "The auditor shall have access to, and shall observe, all areas of the audited facilities." In order to meet the requirements in this Standard, the site review portion of the onsite audit must include a thorough examination of the entire facility. The site review is not a casual tour of the facility. It is an active, inquiring process that includes talking with staff and inmates to determine whether, and the extent to which, the audited facility's practices demonstrate compliance with the Standards. Note: As you are conducting the site review, you must document your tests of critical functions, important information gathered through observations, and any issues identified with facility practices. The information you collect through the site review is a crucial part of the evidence you will analyze as part of your compliance determinations and will be needed to complete your audit report, including the Post-Audit Reporting Information.

84. Did you have access to all areas of the facility?	<input checked="" type="radio"/> Yes <input type="radio"/> No
Was the site review an active, inquiring process that included the following:	
85. Observations of all facility practices in accordance with the site review component of the audit instrument (e.g., signage, supervision practices, cross-gender viewing and searches)?	<input checked="" type="radio"/> Yes <input type="radio"/> No
86. Tests of all critical functions in the facility in accordance with the site review component of the audit instrument (e.g., risk screening process, access to outside emotional support services, interpretation services)?	<input checked="" type="radio"/> Yes <input type="radio"/> No
87. Informal conversations with inmates/residents/detainees during the site review (encouraged, not required)?	<input checked="" type="radio"/> Yes <input type="radio"/> No
88. Informal conversations with staff during the site review (encouraged, not required)?	<input checked="" type="radio"/> Yes <input type="radio"/> No

<p>89. Provide any additional comments regarding the site review (e.g., access to areas in the facility, observations, tests of critical functions, or informal conversations).</p>	<p>No text provided.</p>
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Documentation Sampling

Where there is a collection of records to review-such as staff, contractor, and volunteer training records; background check records; supervisory rounds logs; risk screening and intake processing records; inmate education records; medical files; and investigative files-auditors must self-select for review a representative sample of each type of record.

<p>90. In addition to the proof documentation selected by the agency or facility and provided to you, did you also conduct an auditor-selected sampling of documentation?</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>
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<p>91. Provide any additional comments regarding selecting additional documentation (e.g., any documentation you oversampled, barriers to selecting additional documentation, etc.).</p>	<p>No text provided.</p>
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SEXUAL ABUSE AND SEXUAL HARASSMENT ALLEGATIONS AND INVESTIGATIONS IN THIS FACILITY

Sexual Abuse and Sexual Harassment Allegations and Investigations Overview

Remember the number of allegations should be based on a review of all sources of allegations (e.g., hotline, third-party, grievances) and should not be based solely on the number of investigations conducted. Note: For question brevity, we use the term “inmate” in the following questions. Auditors should provide information on inmate, resident, or detainee sexual abuse allegations and investigations, as applicable to the facility type being audited.

92. Total number of SEXUAL ABUSE allegations and investigations overview during the 12 months preceding the audit, by incident type:

	# of sexual abuse allegations	# of criminal investigations	# of administrative investigations	# of allegations that had both criminal and administrative investigations
Inmate-on-inmate sexual abuse	0	0	0	0
Staff-on-inmate sexual abuse	0	0	0	0
Total	0	0	0	0

93. Total number of SEXUAL HARASSMENT allegations and investigations overview during the 12 months preceding the audit, by incident type:

	# of sexual harassment allegations	# of criminal investigations	# of administrative investigations	# of allegations that had both criminal and administrative investigations
Inmate-on-inmate sexual harassment	0	0	0	0
Staff-on-inmate sexual harassment	0	0	0	0
Total	0	0	0	0

Sexual Abuse and Sexual Harassment Investigation Outcomes

Sexual Abuse Investigation Outcomes

Note: these counts should reflect where the investigation is currently (i.e., if a criminal investigation was referred for prosecution and resulted in a conviction, that investigation outcome should only appear in the count for “convicted.”) Do not double count. Additionally, for question brevity, we use the term “inmate” in the following questions. Auditors should provide information on inmate, resident, and detainee sexual abuse investigation files, as applicable to the facility type being audited.

94. Criminal SEXUAL ABUSE investigation outcomes during the 12 months preceding the audit:

	Ongoing	Referred for Prosecution	Indicted/ Court Case Filed	Convicted/ Adjudicated	Acquitted
Inmate-on-inmate sexual abuse	0	0	0	0	0
Staff-on-inmate sexual abuse	0	0	0	0	0
Total	0	0	0	0	0

95. Administrative SEXUAL ABUSE investigation outcomes during the 12 months preceding the audit:

	Ongoing	Unfounded	Unsubstantiated	Substantiated
Inmate-on-inmate sexual abuse	0	0	0	0
Staff-on-inmate sexual abuse	0	0	0	0
Total	0	0	0	0

Sexual Harassment Investigation Outcomes

Note: these counts should reflect where the investigation is currently. Do not double count. Additionally, for question brevity, we use the term “inmate” in the following questions. Auditors should provide information on inmate, resident, and detainee sexual harassment investigation files, as applicable to the facility type being audited.

96. Criminal SEXUAL HARASSMENT investigation outcomes during the 12 months preceding the audit:

	Ongoing	Referred for Prosecution	Indicted/ Court Case Filed	Convicted/ Adjudicated	Acquitted
Inmate-on-inmate sexual harassment	0	0	0	0	0
Staff-on-inmate sexual harassment	0	0	0	0	0
Total	0	0	0	0	0

97. Administrative SEXUAL HARASSMENT investigation outcomes during the 12 months preceding the audit:

	Ongoing	Unfounded	Unsubstantiated	Substantiated
Inmate-on-inmate sexual harassment	0	0	0	0
Staff-on-inmate sexual harassment	0	0	0	0
Total	0	0	0	0

Sexual Abuse and Sexual Harassment Investigation Files Selected for Review

Sexual Abuse Investigation Files Selected for Review

98. Enter the total number of SEXUAL ABUSE investigation files reviewed/ sampled:	0
a. Explain why you were unable to review any sexual abuse investigation files:	There were no sexual abuse allegations.

<p>99. Did your selection of SEXUAL ABUSE investigation files include a cross-section of criminal and/or administrative investigations by findings/outcomes?</p>	<p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" type="radio"/> NA (NA if you were unable to review any sexual abuse investigation files)</p>
<p>Inmate-on-inmate sexual abuse investigation files</p>	
<p>100. Enter the total number of INMATE-ON-INMATE SEXUAL ABUSE investigation files reviewed/sampled:</p>	<p>0</p>
<p>101. Did your sample of INMATE-ON-INMATE SEXUAL ABUSE investigation files include criminal investigations?</p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual abuse investigation files)</p>
<p>102. Did your sample of INMATE-ON-INMATE SEXUAL ABUSE investigation files include administrative investigations?</p>	<p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual abuse investigation files)</p>
<p>Staff-on-inmate sexual abuse investigation files</p>	
<p>103. Enter the total number of STAFF-ON-INMATE SEXUAL ABUSE investigation files reviewed/sampled:</p>	<p>0</p>
<p>104. Did your sample of STAFF-ON-INMATE SEXUAL ABUSE investigation files include criminal investigations?</p>	<p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual abuse investigation files)</p>

<p>105. Did your sample of STAFF-ON-INMATE SEXUAL ABUSE investigation files include administrative investigations?</p>	<p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual abuse investigation files)</p>
<p>Sexual Harassment Investigation Files Selected for Review</p>	
<p>106. Enter the total number of SEXUAL HARASSMENT investigation files reviewed/sampled:</p>	<p>0</p>
<p>a. Explain why you were unable to review any sexual harassment investigation files:</p>	<p>There were no sexual harassment allegations.</p>
<p>107. Did your selection of SEXUAL HARASSMENT investigation files include a cross-section of criminal and/or administrative investigations by findings/outcomes?</p>	<p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" type="radio"/> NA (NA if you were unable to review any sexual harassment investigation files)</p>
<p>Inmate-on-inmate sexual harassment investigation files</p>	
<p>108. Enter the total number of INMATE-ON-INMATE SEXUAL HARASSMENT investigation files reviewed/sampled:</p>	<p>0</p>
<p>109. Did your sample of INMATE-ON-INMATE SEXUAL HARASSMENT files include criminal investigations?</p>	<p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual harassment investigation files)</p>

<p>110. Did your sample of INMATE-ON-INMATE SEXUAL HARASSMENT investigation files include administrative investigations?</p>	<p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual harassment investigation files)</p>
<p>Staff-on-inmate sexual harassment investigation files</p>	
<p>111. Enter the total number of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files reviewed/sampled:</p>	<p>0</p>
<p>112. Did your sample of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files include criminal investigations?</p>	<p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual harassment investigation files)</p>
<p>113. Did your sample of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files include administrative investigations?</p>	<p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual harassment investigation files)</p>
<p>114. Provide any additional comments regarding selecting and reviewing sexual abuse and sexual harassment investigation files.</p>	<p>No text provided.</p>

SUPPORT STAFF INFORMATION

DOJ-certified PREA Auditors Support Staff

115. Did you receive assistance from any DOJ-CERTIFIED PREA AUDITORS at any point during this audit? REMEMBER: the audit includes all activities from the pre-onsite through the post-onsite phases to the submission of the final report. Make sure you respond accordingly.

- Yes
 No

Non-certified Support Staff

116. Did you receive assistance from any NON-CERTIFIED SUPPORT STAFF at any point during this audit? REMEMBER: the audit includes all activities from the pre-onsite through the post-onsite phases to the submission of the final report. Make sure you respond accordingly.

- Yes
 No

AUDITING ARRANGEMENTS AND COMPENSATION

121. Who paid you to conduct this audit?

- The audited facility or its parent agency
- My state/territory or county government employer (if you audit as part of a consortium or circular auditing arrangement, select this option)
- A third-party auditing entity (e.g., accreditation body, consulting firm)
- Other

Standards	
Auditor Overall Determination Definitions	
<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) 	
Auditor Discussion Instructions	
<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
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Organization Chart · Interview with the PREA Coordinator · Interview with the Sheriff · Interview with the PREA Compliance Manager (PCM) (staff who assists the PREA Coordinator) · Observations during the audit · FAQ

The following policy excerpts demonstrate the facility's commitment to the requirements of zero tolerance for sexual abuse and harassment as well as an outline for preventing, detecting, and responding to allegations of sexual harassment and abuse.

Sexual Harassment/Assault Response Prevention Policy 4.1 states, The purpose of this policy is to provide clear, concise, and comprehensive procedures relative to the CCSD's commitment of adhering to a zero tolerance to any form of sexual harassment and/or sexually abusive behaviors of any form within the facility it operates. This policy also provides for the procedural guidelines in the Prevention, Detection, and Response to any and all allegations of sexual harassment and/or sexually abusive behaviors by any employee, contractor, vendor, volunteer, advocate, interns, or visitors toward an inmate and/or inmate confined at the CCSD facility.

This policy applies to all employees, contractors, vendors, volunteers, student interns, advocates, visitors, and inmates of the CCSD.

The CCSD shall be in compliance with the Prison Rape Elimination Act (PREA) of 2003. CCSD is committed to a zero-tolerance policy regarding sexual assaults and sexual harassment, whether it be inmate on inmate, staff on inmate, or any other third party on inmate allegation. All intentional acts of a sexual harassment, sexually abusive behavior, or intimacy (as defined by this policy) between an inmate and a CCSD's employee, vendor, volunteer, or between an inmate and another inmate regardless of consent, are prohibited and the perpetrator shall be subject to administrative, criminal, and/or disciplinary sanctions. The CCSD is committed to investigating, disciplining, and referring for prosecution the Sheriff's Department employees, vendors, contractors, volunteers, advocates, visitor, and inmates who engage in sexual harassment or sexually abusive behaviors. Additionally, this policy will outline the department's approach to preventing, detecting, and responding to such conduct.

SHARPP's Intent:

- Prevent, Detect and Respond to all allegations of sexual harassment and/or sexually abusive behaviors.*
- Increase the timely reporting of incidents of any and all allegations relating to SHARPP.*
- Develop and maintain a process to identify and manage inmates classified as potential victims and/or predators in accordance with the PREA standards and SHARPP.*
- Provide training to employees, vendors, contractors, interns, advocates, and volunteers outlining their reporting responsibilities relative to this policy.*
- Provide effective and ongoing orientation to inmates to avoid being victimized and how to report incidents of sexual harassment and/or sexually abusive behaviors.*
- Provide treatment for victims and/or perpetrators.*

· *Discipline and/or refer for criminal prosecution any perpetrators.*

The CCSD shall designate an upper-level, agency wide PREA Coordinator with sufficient time and authority to develop, implement, and oversee CCSD's efforts to comply with the PREA standards in all of its facilities. This position shall be noted on the CCSD's organizational chart. The CCSD shall also designate a PREA Manager, with sufficient time and authority, at its facility (Cloud County Law Enforcement Center or CCLEC) to coordinate its efforts to comply with the PREA standards and SHARPP.

Policy as illustrated addresses the requirements of the standard provisions, responsibilities and the means to enforce them.

Evidence reviewed/analyzed by provision:

(a) Policy as indicated, supports that the agency/facility has a plan which outlines prevention, detection and response to ensure compliance with the Prison Rape Elimination Act (PREA). It includes detailed definitions to ensure consistent application of the requirements.

(b) The Jail Administrator (Captain) has been designated as the PREA Coordinator. Through interaction and observations during the onsite audit, in addition to actions taken to ensure compliance, it is clear to the auditor that he has the time and influence necessary to effectuate compliance with the standards and any changes needed. The interview with the Sheriff provided assurances to the auditor of his support for all efforts towards compliance with preventing, detecting and responding to sexual abuse or sexual harassment. As this is a small operation, the Captain is actively involved daily with all operations for the facility, further ensuring that he has the time, influence and knowledge to ensure compliance with the PREA standards. The facility organization chart reflects that he is the facility head and reports directly to the Sheriff.

(c) The agency operates one facility. Per policy, they have a designated PREA Compliance Manager (PCM) as the Cloud County Law Enforcement Center, whereby this staff who works for the Law Enforcement aspect does assist him with efforts needed to demonstrate compliance for the detention center. Her office is located adjacent to the entrance to the detention center. This was observed during the onsite audit. However, as the agency only operates one facility, a designated person is not required for this role. The auditor additionally interviewed this person; the interview supported her knowledge and understanding of the requirements of PREA. She has prior experience as a sexual abuse counselor from her previous assignment (law enforcement). She is knowledgeable about staffing level needs and does assist with the staffing plan review. She indicated in her interview that she additionally assisted by checking on posters, making rounds and participating in the intake process as needed.

Summary of evidence to support findings: Policy address the PREA standards, clarifying how they will be applied. The interview with the Sheriff and Captain (facility head)/PREA Coordinator confirm commitment to ensuring prevention, detection and prevention of sexual abuse and sexual harassment at this facility. The organization chart and interview confirmed the PREA Coordinator has the time and influence

	<p>required to effectuate changes needed to ensure compliance with the standards. This was demonstrated to the auditor throughout the audit process. The auditor concludes that the PREA Coordinator/Captain has the influence and ability to meet the expectations as clarified in the FAQ issued December 2015. As such, the auditor finds the facility compliant with the standard provisions.</p>
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115.12	Contracting with other entities for the confinement of inmates
	<p>Auditor Overall Determination: Meets Standard</p> <p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Interview with the PREA Coordinator · Review of contracts <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p><i>Sexual Harassment/Assault Response Prevention Policy states, 4.106 Contracting for the Confinement of Inmates</i></p> <p><i>In the event the CCSD should contract for the confinement of its inmates with private agencies, other entities, or other government agencies, any new contract or contract renewal shall include that entities obligation to adopt and comply with the PREA standards.</i></p> <p><i>Any new contract or contract renewal shall provide contract monitoring to ensure the contractor is complying with the PREA standards.</i></p> <p>Evidence reviewed/analyzed by provision:</p> <p>(a)(b) The following contracts were reviewed: Sedgwick County; Washington County; Republic County</p> <p>Clay County; Jewell County; and Mitchell County. These contracts/agreements were implemented when the facility closed its operation for major renovations which resulted in not housing any inmates. They resumed operations in July 2022. They no longer contract to house their inmates. At this point, the standard is compliant - not applicable. Policy is in place should the circumstances change.</p> <p>Summary of evidence to support findings: Policy addresses the requirements of the standard. Relative to the audit, the facility does not confine its inmates at another operation. If this changes, the policy is in place. MOUs/contracts are in place should</p>

	an incident requirement this. The auditor finds the facility compliant with the standard provisions.
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115.13	Supervision and monitoring
	<p>Auditor Overall Determination: Meets Standard</p> <p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Interview with the Sheriff · Interview with the PREA Coordinator/Captain · Interview with the Cloud County Law Enforcement Center staff (PCM) · Randomly requested staffing rosters · Interviews with supervisors · Documentation of unannounced rounds · Random staff interviews · Annual Staffing Review · Observations · PAQ <p>The PAQ indicates that the average daily population since the last PREA audit is forty-nine (49). However, the staffing plan is predicated on an inmate population of eighty-five (85), the facility capacity. The facility reports there have been no deviations.</p> <p>The following policy excerpt supports compliance with the requirements of this standard:</p> <p><i>Sexual Harassment/Assault Response Prevention Policy 4.108 Supervision and Monitoring</i></p> <p><i>The CCSD shall conduct an annual staff analysis that shall provide adequate levels of staffing and where applicable, video monitoring to protect inmates against sexual harassment or sexually abusive behaviors. Any deviations shall be documented by the Shift Supervisor. In calculating adequate staffing levels and determining needs for video monitoring the following, along with any other relevant factors, shall be taken into consideration:</i></p>

- *Generally accepted correctional practices.*
- *Any judicial findings of inadequacy.*
- *Any findings of inadequacy from federal investigative agencies.*
- *Any findings of inadequacy from internal or external oversight bodies.*
- *All components of the physical plant.*
- *Composition of the inmate population*
- *Number and placement of supervisory staff.*
- *Institutional programs occurring on a particular shift.*
- *Applicable state or local laws, regulations, or standards.*
- *The prevalence of substantiated, unsubstantiated, or unfounded incidents of sexual misconduct.*
- *Any other relevant factors.*

The facility PREA Manager will, on an annual basis, conduct a thorough, comprehensive PREA Safety Assessment and forward it to the CCSD's PREA Coordinator no later than the last business day in January each year. This assessment will determine and document at a minimum the following:

- *Changes, modifications or adjustments to the facility staffing plans are needed.*
- *Additions, changes, and adjustments to any facility video monitoring systems and other monitoring technologies as needed.*
- *Number of PREA allegations reported, investigated, and the outcomes of those investigations.*
- *A review of any and all corrective action plans as a result of any PREA related investigation.*
- *Assessment of the resources that the CCSD has available to meet or exceed the DOJ PREA standards.*

Intermediate-level or higher-level supervisors (Sergeants or above) shall conduct and document unannounced rounds (in Control Center Logs) in an effort to Prevent, Detect and Respond staff sexual abuse and sexual harassment. This practice shall be implemented on all shifts. Furthermore, employees shall be prohibited from alerting other employees that these supervisory rounds are occurring, unless such announcement is related to the legitimate operational functions of the facility. This requirement is posted on each door to an inmate housing unit.

Policy as illustrated addresses the requirements of the standard provisions, responsibilities and the means to enforce them.

Evidence reviewed/analyzed by provision:

(a) The auditor interviewed the Sheriff, PREA Coordinator and Cloud County Law Enforcement Center staff (PCM) regarding the staffing plan review. The following conclusions are based on these interviews and review of the staffing plan and annual review:

(1) Generally accepted detention and correctional practices; the agency utilized the assistance of a "Detention Specialist" to assess staffing plan levels. This review included support based on American Correctional Association (ACA) standards. Additionally, the requirements as set forth in this provision were reviewed.

(2) Any judicial findings of inadequacy; it was reported there are none.

(3) Any findings of inadequacy from Federal investigative agencies; it was reported there are none.

(4) Any findings of inadequacy from internal or external oversight bodies; upon return of inmates from the Kansas Department of Corrections (KDOC), they will receive external oversight from them.

(5) All components of the facility's physical plant (including "blind-spots" or areas where staff or inmates may be isolated); the staffing plan contained a review of the design and operational needs.

(6) The composition of the inmate population; this facility houses pretrial detainees and plan to house KDOC inmates upon certification of compliance with PREA standards.

(7) The number and placement of supervisory staff; The staffing plan assessed the need for three levels of supervision. With the low inmate count, they currently have the captain, a supervisor per shift, and corrections officers.

(8) Institution programs occurring on a particular shift; at this point programming occurs in the pod or in an activity room adjacent to the pod in full view of corrections staff assigned to the control room. As such, this was assessed in the staffing plan.

(9) Any applicable State or local laws, regulations, or standards;

(10) The prevalence of substantiated and unsubstantiated incidents of sexual abuse; and

(11) Any other relevant factors. There were no allegations of sexual abuse or sexual harassment since the facility re-opened.

(b) The PAQ indicates that the facility does not deviate from the staffing plan. During formal and informal conversations, the auditor did not reveal any evidence to the contrary. The minimum staff per shift is three; they are on 12-hour shifts. Staff indicated to the auditor that from time to time they work on their day off. This provided the auditor with evidence to confirm that they do not deviate from the staffing plan.

	<p>(c) Review of the Annual Staffing Plan revealed an assessment of staff and supervisory levels, analysis of blinds spots (medical area) the use of body cameras, review of the video monitoring and acknowledgment of resources available.</p> <p>(d) The auditor asked all random staff if they are alerted when the Sheriff or Captain or Sergeant makes rounds. The indicated no, but based on the design of the facility, staff will know when the captain or sergeant is making rounds based on the extensive camera coverage. Policy supports the requirements of the standard but for this operation, the requirement is less significant.</p> <p>Summary of evidence to support findings: Policy addresses the requirements of the standard. The PAQ indicates the facility does not deviate from the staffing plan. The auditor found this credible. The staffing plan provides for sufficient coverage of the operation and addresses the provisions noted. It is completed annually. The Sheriff and Captain do make unannounced rounds, supervisors work directly with line staff during the shift. The interview with the Sheriff, PREA Coordinator and PCM affirmed compliance with the standard revisions. Random staff interviews confirmed the occurrence of unannounced rounds. As such, the auditor finds the facility compliant with the standard provisions.</p>
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115.14	Youthful inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Interview with the PREA Coordinator · Internet research · PAQ <p>The PAQ indicates that this facility does not house youthful inmates.</p> <p>The following policy excerpts supports compliance with the requirements of this standard: Sexual Harassment/Assault Response Prevention Policy</p> <p><i>4.109 Youthful Inmates In accordance with Kansas Statutes Chapter 38. Minors § 38-2332, CCSD does not house youth inmates at their facility.</i></p> <p>Evidence reviewed/analyzed by provision:</p> <p>(a)(b)(c) As indicated, the facility does not house youthful inmates per Kansas state law. Research on the internet supported this to be true. The auditor did not find any</p>

	evidence to dispute this during the onsite audit. Therefore, the auditor finds the standard not applicable – compliant.
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115.15	Limits to cross-gender viewing and searches
	<p>Auditor Overall Determination: Meets Standard</p> <p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Interview with the PREA Coordinator/Captain · Interviews with random staff (males and females) · Observations of living areas · Observations of strip search areas · Review of video monitoring · Demonstration of an inmate intake search process · Posters on housing unit entrances cross gender supervision · Training curriculum · Documentation of receipt of training · PAQ · Frequently Asked Questions - Clarification of Application to PREA Standards Provisions (FAQ) <p>The PAQ indicates that there has been no cross-gender strip or cross-gender visual body cavity searches of inmates no cross-gender strip or cross-gender visual body cavity searches of inmates.</p> <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p><i>Sexual Harassment/Assault Response Prevention Policy 4.110 Cross-gender Searches and Viewing</i></p> <p><i>Inmate cross-gender strip searches and cross-gender visual body cavity searches shall NOT be conducted except in exigent circumstances or by a medical practitioner and only then by authorization from the PREA Coordinator and/or Sheriff. The facility</i></p>

shall document all cross-gender strip searches, cross-gender visual body cavity searches, and cross-gender pat-down searches of female inmates.

No transgender or intersex inmates shall be searched for the sole purpose of determining the inmate's/inmate's genital status. If an inmate's genital status is unknown, it may be determined by conversation with the inmate, review of medical records, or by learning that information as part of a broader medical examination conducted in private by a medical practitioner.

All staff of the opposite gender are required to verbally announce, or have verbally announced for them, their presence before entering an inmate housing unit. This requirement is posted on the outside of the housing unit door. Announcements shall be made before staff member enter the unit.

All inmates shall 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 security rounds. Inmates assigned to live in a dormitory setting shall be informed that there is no expectation of privacy, and that opposite gender staff are, at times, required to walk thru these types of housing units. As such, inmates shall be required to change clothing in the unit's bathroom or shower and shall be required to be appropriately dressed at all times.

The CCSD supervisory staff shall be responsible for the development, implementation, and training of correctional staff in how to conduct cross-gender pat-down searches, and searches of transgender and intersex inmates. This training shall ensure that such searches are conducted in a professional and respectful manner, in the least intrusive manner possible, and consistent with security needs of the facility housing such inmates. This training shall be documented and kept on file by the CCSD's Jail Administrator.

Policy mirrors the standard requirements as applicable to this operation.

Evidence reviewed/analyzed by provision:

(a) (b) (c) Although the female population is less than 50, they do not conduct cross-gender searches of female inmates. The auditor confirmed this by asking inmates randomly when interviewed about their experiences with being searched. There were no complaints, most indicated they were respectful. The facility does have female officers and ensures that a female is assigned each shift every day as they receive inmates anytime during the twenty-four-hour day. As a backup, the Cloud County Law Enforcement Center staff (PCM) is female and can assist with searches, if required.

(d) The auditor reviewed the intake search area, each housing unit pod and video monitoring. There are sixty-nine (69) cameras, to include cameras in each housing pod and cell. The auditor meticulously reviewed the monitoring and found that it does not show breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks. Some cells have showers in the cell. The camera limits the view to just up to the shower/toilet area. For the female pod,

	<p>dormitory setting, there are curtains to provide privacy to the shower and toilet area. There is a shower area for the cells designated for isolation cells which provides appropriate coverage so that whether a male or female is using the shower, opposite gender staff cannot view breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks. All random staff and inmate interviews confirmed to the auditor that they can shower, perform bodily functions, and change clothing without nonmedical staff of the opposite gender viewing their breasts, buttocks, or genitalia. All confirmed that opposite gender announcements are being made when entering an opposite gender housing pod.</p> <p>(e) Policy supports this requirement, and without hesitation all random staff interviewed confirmed to the auditor their awareness of the requirement to not physically examine a transgender or intersex inmate for the sole purpose of determining the inmate’s genital status.</p> <p>(f) The facility has adopted additional training for staff, “PREA Cross Gender and Transgender Pat Search” training video, available through the PREA Resource Center website. The auditor viewed the video and found it to provide detailed instruction and illustration for searching transgender/intersex incarcerated individuals. The auditor confirmed this with random staff interviews and was provided with copies of training acknowledgements for all staff. There were no inmates who self-identified as transgender or/intersex inmates at the time of the audit. The facility recalls having two (one transgender male, one transgender female) in the past year. Searches are determined on a case-by-case basis, noting that the auditor was assured the understanding of the option for the inmate to indicate a gender preference, or only have female staff conduct the pat searches, meeting the clarification provided in the FAQ.</p> <p>Summary of evidence to support findings: Policy, interviews, training records, training curriculum and observations all provided the auditor with sufficient evidence to support a finding of compliance with all provisions of the standard.</p>
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115.16	Inmates with disabilities and inmates who are limited English proficient
	<p>Auditor Overall Determination: Meets Standard</p> <p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Americans with Disabilities · Observations during the tour, PREA information

- Interview with the Sheriff
- Random staff interviews
- PAQ

The PAQ indicates that the number of instances where incarcerated individual interpreters, readers, or other types of incarcerated individual assistants have been used and it was not the case that an extended delay in obtaining another interpreter could compromise the inmate's safety, the performance of first-response duties under § 115.64, or the investigation of the inmate's allegations is zero.

The following policy excerpts supports compliance with the requirements of this standard:

Sexual Harassment/Assault Response Prevention Policy states, *4.111 Inmates with Disabilities or Limited English Proficiency*

The CCSD supervisory staff shall take appropriate steps to ensure that inmate with disabilities (including deaf, hard of hearing, blind or who have impaired vision or those who intellectual, psychiatric or speech disabilities) have an equal opportunity to participate in or benefit from all aspects of the CCSD's efforts to prevent, detect, and respond to sexual abuse and sexual harassment allegations. Such steps shall include providing access to interpreters (who can interpret effectively, accurately, and impartially using any necessary specialized vocabulary). The CCSD supervisory staff shall 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, limited reading skills, who are blind, or have impaired vision. The CCSD is not required to take actions which it can demonstrate would result in a fundamental alteration in the nature of any services, programs, activities, or would add an undue financial and administrative burdens. (Or any other such terms as used in regulations promulgated under Title II of the Americans with Disabilities Act, 28 CFR 35.164.)

The CCSD staff shall not rely on inmate interpreters, readers, and/or other types of inmate assistants, except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the inmate's safety, delay, or interfere with the performance of a first-responder's duties. In such cases, the CCSD staff must clearly document the extent the inmate was used and what efforts were made to utilize internal or external resources to assist, rather than utilizing another inmate.

Americans with Disabilities

II. Policy: It is the policy of this jail to provide services in an equal and impartial manner. This policy includes providing services to those prisoners who have disabilities that employees either observe or become aware of based upon the circumstances presented or information obtained. This jail shall take steps to protect persons with disabilities from inequitable treatment based on their disability and to

avoid furthering any injury or disability based on the contact with the jail staff where such accommodation can occur without jeopardizing the safety of all persons involved in the event.

III. Definitions: A. ADA (Americans with Disabilities Act): Federal Civil Rights Law protecting individuals with disability. B. Recognized Disability/Protected Person under ADA: Any person who has a physical or mental impairment that substantially limits one or more major life activities such as walking, seeing, hearing, speaking, breathing, learning and working. A person who associates with a disabled person is also protected under the act. C. Other Disabilities: Injury, Illness, Mental or Emotional state that would render a person more vulnerable to police actions such as use of force, incarceration or restraint. These are disabilities that should be determined by the intake screening process. C. In cases where an employee becomes aware, through information or observations, of a disability, the employee should take steps to accommodate that disability where they are able to do so without jeopardizing the prisoner, the staff member or any other person present. The recognition of a disability shall be reported in writing to the medical authority. Mobility: Standard transport procedures may be dangerous for many people with mobility disabilities. Employees should use caution not to injure the person or damage their wheelchair or other mobility device. The best approach when possible is to ask the prisoner what type of transportation he or she can use, and how to lift or assist him or her in transferring them in or out of the vehicle. E. Visually Impaired: When dealing with a person who is visually impaired it is important for employees to identify themselves verbally and state clearly and completely any directions or instructions including any information that is posted visually which cannot be seen by the person who is visually impaired. a. Intake officers and other employees should read out loud and fully any document that a visually impaired person is required to sign as the result of a jail action. b. Visually impaired persons shall also be assisted in submitting grievances. c. Before taking photos or fingerprints of a visually impaired person, jail personnel shall describe the activity to the visually impaired person so that they know what to expect. 3 F. Hearing Impaired: The jail is required by the ADA to ensure effective communication with the deaf or hearing impaired. a. The jail shall have one person capable of using sign language on call. In accordance with recommendations by the United States Department of Justice this may be accomplished by contracting with a sign language interpreter for response on an as needed basis. b. In jails, hearing impaired prisoners must have access to a TDD phone, or text messaging phone in the same manner as other persons in custody have access to telephone privileges. c. Texting from mobile devices can provide the hearing impaired with the ability to effectively communicate with those outside the jail. G. Other Disability: In any case where an employee becomes aware of an injury, illness or disability which may render the activity, tactic or restraint to be undertaken more dangerous to the individual, the employee shall notify a supervisor and in conjunction with supervisory support and consultation with the medical authority if feasible, take reasonable steps to accommodate the injury or disability.

Evidence reviewed/analyzed by provision:

(a) As indicated, policies above provide written authority and direction on how to

	<p>address inmates who are deaf, hard of hearing, blind or who have impaired vision or those who intellectual, psychiatric or speech disabilities) have an equal opportunity to participate in or benefit from all aspects of the CCSD’s efforts to prevent, detect, and respond to sexual abuse and sexual harassment allegations. There are directions to staff for identification and accommodation for inmates to include extra measures for visually impaired persons and access to someone who can provide American Sign Language if required. PREA information is available in Spanish. Anecdotal information was shared regarding how they have ensured accommodation for inmates needing this. Both the Sheriff and the PREA Coordinator/Captain provided assurances that all efforts will be made to ensure effective communication and accommodations.</p> <p>(b) Policy supports that the facility will provide access to interpreters (who can interpret effectively, accurately, and impartially using any necessary specialized vocabulary. In discussing this with staff and the PREA Coordinator, it was noted that they will use google translate to identify a language need until such time that an interpreter can be sought. The County Court has qualified interpreters that can be consulted for assistance with communication for LEP inmates. PREA information throughout the facility is posted in English and Spanish.</p> <p>(c) All interviewers confirmed that they would only use another inmate if exigent circumstances dictated this. The PAQ confirms that this has not occurred.</p> <p>Summary of evidence to support findings: Policies highlighted above, interviews with the Sheriff, PREA Coordinator/Captain, random staff interviews, inmate interviews and observations provided the auditor with sufficient evidence to support a finding of compliance with the standard provisions.</p>
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115.17	Hiring and promotion decisions
	<p>Auditor Overall Determination: Meets Standard</p> <p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Documentation of background check · Interviews with the Human Resources staff (PREA Coordinator/Captain) · Review of personnel files - newly hired, status, promotions, contractors · PREA Questionnaire · PAQ

The PAQ indicates that eighteen (18) staff have been hired who may have contact with inmates in the previous twelve months, one contractual staff.

The following policy excerpts supports compliance with the requirements of this standard:

Sexual Harassment/Assault Response Prevention Policy 4.112 Hiring and Promotion

The CCSD shall not hire or promote anyone who may have contact with inmates, and shall not enlist the services of any contractor, intern, advocate, or volunteer who may have contact with inmates who has:

- Engaged in sexual misconduct in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution*
- Been convicted of engaging or attempting to engage in sexual misconduct 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, or*
- Been civilly or administratively adjudicated to have engaged in sexual misconduct.*

The CCSD shall consider any incidents of sexual harassment before hiring, promoting, and before enlisting the services of any contractor who may have contact with inmates.

Before hiring any new employees and as part of any promotional process, the CCSD shall conduct appropriate background checks on all applicants and employees. A criminal background records check shall be conducted before enlisting the services of any contractor who may have contact with inmates.

Consistent with governing law, the CCSD shall contact all former institutional employers for information on substantiated allegations of sexual abuse or any resignation during a pending investigation of an allegation of sexual abuse.

At least every five years, the CCSD's Administrative Assistant shall conduct criminal background checks of current employees, contractors, volunteers, advocates, interns, or any other person who may have contact with an inmate. The PREA Coordinator shall maintain up-to-date information noting that such checks were completed within the time period stipulated.

The CCSD shall ask all employees and applicants who may have contact with inmates about previous sexual misconduct, as described above, in written applications, interviews for hiring, promotions, and in any interviews or written self-evaluations conducted as part of reviews of current employees. The CCSD shall also require all staff to disclose any such misconduct. Any material omissions regarding such misconduct shall be grounds for disciplinary action, up to and including termination.

Unless prohibited by law, the CCSD shall provide such information on substantiated allegations of sexual abuse or sexual harassment involving a former employee, upon receiving a request from an employer for whom such employee has applied to work.

	<p>Policy mirrors the standard requirements.</p> <p>Evidence reviewed/analyzed by provision:</p> <p>(a)(b) (f) (g) PREA Pre Service Questions were reviewed by the auditor for all newly hired staff and one promotional candidate. It addresses the questions in provision (a) and requires the applicant to sign noting that answers provided are accurate and truthful, noting that material omissions regarding such misconduct or providing materially false information shall result in dismissal. Additionally, candidates sign noting they understand they have a continuing duty to disclose such information. The interview with the PREA Coordinator notes that incidents of sexual harassment are considered, but he has not encountered this.</p> <p>(c) (d) (e) Background checks were observed for several contractual staff (food service, pastor, fire fighter/EMT, and Fire system inspector – 8 total). Background checks from the past year for all new and status employees were observed during the onsite audit. One newly hired staff had previous correctional experience. The interview with the PREA Coordinator confirmed that he was able to check references for him.</p> <p>(h)The facility is not prohibited by law, to 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. The PREA Coordinator stated that the agency has never had a substantiated allegation of sexual abuse or sexual harassment but would provide this information upon a signed release from the prior employee.</p> <p>Summary of evidence to support findings: Policy, review of all personnel files, review of the hiring process, interview with the hiring authority (Captain)and interviews with newly hired staff provided sufficient evidence to support a finding of compliance.</p>
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115.18	Upgrades to facilities and technologies
	<p>Auditor Overall Determination: Meets Standard</p> <p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Observations of camera monitoring, modifications · Interviews Sheriff · Interview PREA Coordinator/Captain

	<p>· PAQ</p> <p>The PAQ indicates the facility has acquired any new facilities or made any substantial expansions or modifications of existing facilities since the last PREA audit and has installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology since the last PREA audit.</p> <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p>Sexual Harassment/Assault Response Prevention Policy <i>4.113 Upgrades to Facilities and Technologies</i></p> <p><i>The CCSD shall consider the effect of the design, acquisition, expansion, or modification upon the ability to protect inmates from harm including sexual harassment and/or sexually abusive behaviors when designing or acquiring any new facility or in planning any substantial expansion or modification (including electronic monitoring systems) of the existing facility.</i></p> <p><i>Additionally, the CCSD shall consider how such technology may enhance its ability to protect inmates from sexual harassment and/or sexually abusive behaviors when installing or updating a video monitoring system, electronic surveillance system, or other monitoring technology in any or their facilities.</i></p> <p>Policy mirrors the standard requirements.</p> <p>Evidence reviewed/analyzed by provision:</p> <p>(a) (b) Observations during the tour guided by the PREA Coordinator demonstrated to the auditor that the facility was closed and modified due to system problems. He provided information about one wall that was added to accommodate air handling. Cameras were added at that time. Based on the conversation, analysis of the one change in the physical plant structure, and the video monitoring, the auditor finds that the facility did consider protection of inmates from sexual abuse. The auditor finds the facility compliant with the standard provisions.</p>
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115.21	Evidence protocol and forensic medical examinations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Evidence Collection, Control and Storage 4.09 - Uniform evidence protocol

- Verification of SANE exams available Sexual Assault Nurse Examiners | Kansas Coalition Against Sexual and Domestic Violence (KCSDV)
- MOU with Domestic Violence Association of Central Kansas (DVACK)
- Interview with investigator
- Interview with PCM
- Observations
- PAQ

The PAQ indicates there have been no forensic medical exams, no SANE/SAFE exams nor exams performed by a qualified medical practitioner during the previous twelve months. The auditor found no evidence to dispute this during the audit process.

The following policy excerpts supports compliance with the requirements of this standard:

Sexual Harassment/Assault Response Prevention Policy 4.114 Evidence Protocol and Forensic Medical Examinations

The CCSD shall follow a uniform evidence protocol which maximizes the potential for obtaining usable physical evidence for administrative proceedings and criminal prosecutions. To this end, the CCSD will use as a reference the National Protocol for Sexual Assault Medical Forensic Examinations (Adults/Adolescents, 2nd Edition) and the National Training Standards for Sexual Medial Forensic Examiners (June 2006) manuals to:

- *Supplement the CCSD's SHARPP and to meet the PREA Standards*
- *Provide guidance to the CCSD's investigation and medical staff*
- *Ensure complete, comprehensive, and thorough sexual assault medical examinations and investigations are completed*
- *Ensure the needs of victims are being met*
- *Aid in the development in the CCSD response to victims of sexually abusive behaviors and ensure the accountability and/or persecution of predators*

The CCSD shall offer any inmate who experiences sexual abuse access to forensic medical examinations whether on-site or at an outside facility, without financial cost. Examinations shall be performed by Sexual Assault Forensic Examiners (SAFE) or Sexual Assault Nurse Examiners (SANE) where possible. If such professionals cannot be made available, the examination can be performed by other qualified medical practitioners. The CCSD staff will document its efforts to conduct such examinations.

It should be noted that the CCSD medical staff does not conduct forensic examinations of any inmate victims of an alleged sexual assault. Sexual assault

forensic examinations are undertaken at the local hospital which is staffed with or has access to sexual assault nurse examiners (SANE), if a SANE cannot be made available, the examination can be performed by other qualified medical practitioners. The agency will document its efforts to conduct appropriate examinations. Alleged inmate victims from the CCLEC will be transported to North Central Kansas Medical Center for such examinations, without financial cost.

The CCSD shall investigate all allegations of sexual harassment and/or sexually abusive behaviors involving inmate-on-inmate or an inmate-on-employee, contractor, vendor, volunteer, intern, advocate, or a visitor. The CCSD will triage all in-coming allegations and forward them to the CCSD's PREA Coordinator who shall determine the appropriate investigation avenue in which to address the reported allegation. The PREA Coordinator can either turn the allegation to the Investigator for investigation, retain the allegation and investigate it themselves, or defer the allegation to the Cloud County District Attorney's office for investigation.

After notification of an allegation in which an inmate was the victim of a sexual assault or other sexually abusive behaviors, staff shall immediately take the following actions:

- 1. Separate and secure the alleged victim from the alleged perpetrator;*
- 2. Notify the Shift Commander, who will then notify the PREA Coordinator, and they will call the investigator;*
- 3. Secure the crime scene;*
- 4. Ensure both the alleged victim and alleged predator do not take any of the following actions which could destroy any potential evidence:*
 - a. Shower, wash-up or clean-up;*
 - b. Brush his/her teeth;*
 - c. Used the toilet;*
 - d. Drink any liquids; or,*
 - e. Change clothing.*
- 5. If appropriate or ordered to do so, escort the alleged victim to the facility medical unit for evaluation and immediate first aid.*
- 6. Complete an Incident Report, prior to the end of shift, detailing his/her involvement/interaction with the alleged victim and/or alleged perpetrator.*

Any inmate who reports being a victim of sexual assault, whether at the time of intake, or at any time during his confinement, will be evaluated by a health professional trained in evidence collection and referred to North Central Kansas Medical Center for evidence gathering and treatment, if necessary. The medical and psychological trauma of a sexual assault are minimized as much as possible by

prompt and appropriate health evaluation. All such evaluations will be provided free of cost to the client.

The CCSD has entered into a Memorandum of Understanding (MOU) which makes available to the victim an advocate from Domestic Violence Association of Central Kansas (DVACK). DVACK will provide an advocate to accompany and support any victim through medical forensic exams and/or investigation interviews. DVACK will also provide confidential advocacy services including, but not limited to, emotional support, crisis intervention, information, and referrals to victims of sexual assault of all ages.

As requested by the victim, the victim advocate, qualified staff member, or qualified community-based organization staff member shall accompany and support the victim through the forensic medical examination process, investigatory interviews, shall provide emotional support, crisis intervention, information, and referrals.

To the extent the department itself is not responsible for investigating allegations of sexual abuse, the department shall request the investigating agency follow the requirements of paragraphs (1) through (5) of this section.

The assigned trained sexual assault investigator shall ensure that all evidence collected at the facility or at any hospital (Sexual Assault Evidence Collection Kit/Rape Kit, etc.) is transported to the CCSD and put into the evidence room as soon as possible. Any evidence needing tested for DNA or other will be sent to the KBI Laboratory as soon as possible. Evidence retained in excess of twenty-four (24) hours (weekends/holidays), shall be properly refrigerated.

Potential witnesses shall be interviewed, in an attempt to gather information, corroborate the victim's statements, and/or to identify any suspect(s). Care should be taken to ensure the safety and security of potential witnesses from retribution or retaliation, and, if necessary and warranted, potential inmate witnesses shall be afforded opportunities for changes in housing assignment, more secure housing, and/or accelerated classification for transfer.

Policy as illustrated addresses the requirements of the standard provisions, responsibilities and the means to enforce them.

Evidence reviewed/analyzed by provision:

(a) (b) The policy noted reflects that the agency is responsible for conducting all allegations of sexual harassment and sexually abusive behaviors. Through collaboration with the PREA Coordinator, based on the response plan, the assigned trained sexual assault investigator shall ensure that all evidence collected at the facility or at any hospital (Sexual Assault Evidence Collection Kit/Rape Kit, etc.) is transported to the CCSD and put into the evidence room as soon as possible. Any evidence needing testing for DNA or other will be sent to the KBI Laboratory as soon as possible. Evidence retained in excess of twenty-four (24) hours (weekends/holidays), shall be properly refrigerated. Potential witnesses shall be interviewed, in an attempt to gather information, corroborate the victim's statements, and/or to

identify any suspect(s). Care should be taken to ensure the safety and security of potential witnesses from retribution or retaliation, and, if necessary and warranted, potential inmate witnesses shall be afforded opportunities for changes in housing assignment, more secure housing, and/or accelerated classification for transfer. The interview with the investigator confirmed this process.

(c) (d) (e) Policy and the MOU with D confirms that the facility will offer all victims of sexual abuse access to forensic medical examinations, at an outside facility, without financial cost, where evidentiary or medically appropriate. Such examinations shall be performed by Sexual Assault Nurse Examiners (SANEs) where possible. If SANEs or SANEs cannot be made available, the examination can be performed by other qualified medical practitioners. The agency shall document its efforts to provide SANEs or SANEs. The MOU establishes that this organization is available 24-hours a day and will provide an advocate who will accompany and support any victim through the medical exam, investigator interviews, provide emotional support, crisis intervention, information, and referrals They collaborate with the local hospital for a SANE exam. The MOU confirms that they provide sexual assault training to the jail a minimum of once a year. The auditor reviewed documentation of receipt of the training for one staff person.

Summary of evidence to support findings: Review of the policy, MOU, availability of SANE exams and community victim advocates, and interviews with the investigator and PCM provided sufficient evidence; the auditor finds the facility compliant with the standard provisions.

115.22	Policies to ensure referrals of allegations for investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Observations · Interviews Sheriff · Interviews Investigative staff · PAQ <p>The PAQ indicates there have been zero allegations resulting in administrative investigations and zero resulting in criminal investigations in the past 12 months.</p> <p>The following policy excerpts supports compliance with the requirements of this</p>

standard:

Sexual Harassment/Assault Response Prevention Policy 4.115 Allegations Referred for Investigations

The CCSD shall investigate all allegations of sexual harassment and/or sexually abusive behaviors involving inmate-on-inmate or an inmate-on-employee, contractor, vendor, volunteer, intern, advocate, or a visitor. The CCSD will triage all in-coming allegations and forward them to the CCSD's PREA Coordinator shall determine the appropriate investigation avenue in which to address the reported allegation. The PREA Coordinator can either turn the allegation to the Investigator for investigation, retain the allegation and investigate it themselves, or defer the allegation to the Cloud County District Attorney's office for investigation. If sufficient information or evidence is obtained during the investigation, a disciplinary report shall be issued or referral for criminal prosecution shall be made.

The CCSD shall ensure that an administrative or criminal investigation is completed for all allegations of sexual harassment/abuse utilizing those staff members who have received specialized training in sexually harassment and/or sexually abusive behaviors.

The assigned trained sexual assault investigator shall ensure that all evidence collected at the facility or at any hospital (Sexual Assault Evidence Collection Kit/Rape Kit, etc.) is transported to the CCSD and put into the evidence room as soon as possible. Any evidence needing tested for DNA or other will be sent to the KBI Laboratory as soon as possible. Evidence retained in excess of twenty-four (24) hours (weekends/holidays), shall be properly refrigerated.

Potential witnesses shall be interviewed, in an attempt to gather information, corroborate the victim's statements, and/or to identify any suspect(s). Care should be taken to ensure the safety and security of potential witnesses from retribution or retaliation, and, if necessary and warranted, potential inmate witnesses shall be afforded opportunities for changes in housing assignment, more secure housing, and/or accelerated classification for transfer.

The PREA Coordinator shall ensure that an inmate's risk level is reassessed upon a referral or request for a reported incident of sexual abuse, receipt of additional information that bears on the inmate's risk of sexual victimization, or abusiveness. A new Housing Risk Assessment is to be completed on the inmate predator and/or inmate victim. The new Housing Risk Assessment will be utilized to inform housing, work assignment, education, and program assignments with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive.

The CCSD shall request periodic updates on any allegation for investigation referred to an agency, not affiliated, with the CCSD. The PREA Manager and/or the supervisory staff making such referrals shall document such referrals, updates, and the final disposition from the agency conducting the investigation. This information shall be maintained in by PREA Coordinator.

	<p>Policy as illustrated addresses the requirements of the standard provisions, responsibilities and the means to enforce them.</p> <p>Evidence reviewed/analyzed by provision:</p> <p>(a) (b) (c) Policy referenced specifies in detail the process and responsibilities for ensuring that an investigation is completed for all allegations for sexual harassment and/ or sexually abusiveness behaviors. It is available for review on the agency website. The facility reports it has not received any allegations of sexual abuse or sexual harassment in the previous twelve months; the auditor found this credible after conducting the onsite audit. The interview with the Sheriff and the investigator further reinforced the requirements as spelled out by policy. The auditor finds the facility compliant with the standard provisions.</p>
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115.31	Employee training
	<p>Auditor Overall Determination: Meets Standard</p> <hr/> <p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Training curriculum - NIC Your Role in Responding to sexual abuse · FTO Module performance checklist · Staff training records/acknowledgment of comprehension · Interviews random staff · Review of PREA Video - JDI · Observations · PAQ · FAQ <p>The PAQ indicates that all employees who have contact with inmates were trained on PREA requirements as outlined in the provision.</p> <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p>Sexual Harassment/Assault Response Prevention Policy <i>4.116 Employees, Contractors, Advocates, Volunteers, and Intern Training & Education</i></p>

The CCSD's PREA Compliance Manager, in consultation with the CCSD's PREA Coordinator, shall develop a comprehensive training curriculum and shall provide ongoing training and education to ensure employees, contractors, advocates, volunteers, and interns are trained and educated regarding their responsibilities to prevent, detect, and respond to reported allegations of sexual harassment or sexually abusive behaviors. In addition, specialized training shall be provided for those employees who respond to and investigate PREA incidents (investigative staff, medical and mental health staff). All training participants shall document, through signature or electronic verification that they have received and understand the training presented. Refresher training for all shall take place every two years to ensure they remain current with the CCSD's SHARPP and PREA standards.

The CCSD Supervisory staff shall ensure anyone who may have contact with inmates receive the following training:

1) Zero tolerance of any form of sexual harassment or sexually abusive behaviors towards any inmate, by another inmate or by a staff member, contractor, volunteer, advocate, or intern toward an inmate and their responsibilities and obligations with.

2) Responsibilities of ALL relative to the CCSD's SHARPP (in the prevention, detection, and response to all allegations of sexual harassment and sexually abusive behaviors).

3) Inmates/inmate's rights to be free from sexual abuse and sexual harassment

4) The rights of inmates, employees, and contractors to be free from retaliation for reporting any allegations of sexual harassment and/or sexually abusive behaviors.

5) The dynamics of sexual abuse and sexual harassment in confinement facility

6) The common reactions/signs of sexual abuse and sexual harassment victims/survivors

7) How to detect and respond to signs of threatened and actual sexual abuse.

8) How to avoid inappropriate relationships with inmates.

9) How to communicate effectively and professionally with inmates, including lesbian, gay, bisexual, transgender, intersex (LGBTI) or gender nonconforming inmates.

10) How to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities.

Policy demonstrates compliance with each standard provision.

Evidence reviewed/analyzed by provision:

(a) (b) (d) Review of the PREA Training Power Point:

- The CDSO's zero tolerance policy for sexual abuse and sexual harassment;
- Detection, prevention, reporting, and response to sexual abuse or sexual

harassment;

- Inmates' rights to be free from sexual abuse and sexual harassment;
- The rights of staff and inmates to be free from retaliation for reporting sexual abuse and/or sexual harassment;
- The dynamics of sexual abuse and sexual harassment in confinement; (males and females).
- The common reactions of victims of sexual abuse and sexual harassment; (males and females)
- How to detect and respond to signs of threatened and actual sexual abuse;
- How to avoid inappropriate relationships with inmates;
- How to communicate effectively and professionally with inmates including LGBTQI inmates; and
- How to comply with laws related to mandatory reporting of sexual abuse to outside authorities.

Staff view, sign and acknowledge viewing the JDI PREA video. Acknowledgements for all staff were provided to the auditor as confirmation. The training curriculum addresses all provisions required by the standard. It addresses both male and female inmates. Additional documentation provided the following (fifteen total): signed acknowledgement noting, "I have been informed of and understand each of the following specific items about the Prison Rape Elimination Act":

- Review of the law
- Zero tolerance
- Federal and state law relating to sexual contact by an employee volunteer or contractor.
- Disciplinary action including termination and a description of examples of forbidden behavior
- Duty to report any sexual misconduct by anyone to the Shift commander.

Staff also complete the NIC Course PREA: Your Role Responding to sexual Abuse. They are encouraged and many have completed additionally the following NIC courses (certifications of completion provided):

Communicating Effectively and Professionally with LGBTI Inmates

PREA for Community Confinement

PREA: Behavioral Health Care for Sexual Assault victims in a Confinement Setting

	<p>PREA: Medical Health Care for Sexual Assault Victims in a Confinement Setting</p> <p>Inmate Suicide Prevention</p> <p>Assigning Inmates to Housing</p> <p>Objective Jail Classification: Assessing Risk and Needs</p> <p>(c) All current employees have received the training as verified by documentation and random interviews. Newly hired staff confirmed they received the training before being assigned to supervise inmates, meeting the clarification as noted in the FAQ. The facility utilizes FTO Modules performance checklists to regularly review information with staff. Those relative to PREA are the following:</p> <ul style="list-style-type: none"> • What is PREA, • What to do as a First Responder • What to do with an anonymous report • What to do if an inmate wishes to speak to someone regarding past sexual abuse, • What to do with a report of a previous incident in another facility • What to do with a report of an at-risk individual <p>This FTO reviews demonstrate refresher information during the year.</p> <p>Summary of evidence to support findings: Policy, ample evidence of completion of training, interviews with staff provided to the auditor sufficient evidence. The auditor finds the facility compliant with the standard provisions.</p>
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115.32	Volunteer and contractor training
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Interview contractor · Review contractor / volunteer training records · Observations

· PAQ

The PAQ indicates there are three volunteers and contractors who have been trained in agency policies and procedures regarding sexual abuse/harassment prevention, detection, and response.

The following policy excerpts supports compliance with the requirements of this standard:

Sexual Harassment/Assault Response Prevention Policy 4.116 Employees, Contractors, Advocates, Volunteers, and Intern Training & Education

The CCSD's PREA Compliance Manager, in consultation with the CCSD's PREA Coordinator, shall develop a comprehensive training curriculum and shall provide ongoing training and education to ensure employees, contractors, advocates, volunteers, and interns are trained and educated regarding their responsibilities to prevent, detect, and respond to reported allegations of sexual harassment or sexually abusive behaviors. All training participants shall document, through signature or electronic verification, that they have received and understand the training presented.

Policy mirrors the standard language.

Evidence reviewed/analyzed by provision:

(a)(b)(c) The auditor was provided with documentation demonstrating training for contractors /volunteers and signed acknowledgement that Indicate, "I have been informed of and understand each of the following specific items about the Prison Rape Elimination Act":

- Review of the law
- Zero tolerance
- Federal and state law relating to sexual contact by an employee volunteer or contractor.
- Disciplinary action including termination and a description of examples of forbidden behavior
- Duty to report any sexual misconduct by anyone to the Shift commander.

Documentation was received for the food service staff, community nurse, pastor and fire department staff, and fire equipment inspector. Additionally, documentation was provided by the agency who provides food services to demonstrate that their agency addresses PREA training with their staff. The auditor interviewed the two food service staff and the community nurse who all verified knowledge and understanding of their obligation under this law.

Summary of evidence to support findings: Policy, evidence of completion of training, interviews with contractors provided to the auditor sufficient evidence. The auditor finds the facility compliant with the standard provisions.

115.33

Inmate education

Auditor Overall Determination: Meets Standard

Auditor Discussion

The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:

- Sexual Harassment/Assault Response Prevention Policy
- Review of PREA Video - JDI
- Observations posters
- Demonstration of the intake process
- Interviews Intake staff
- Interviews with staff who conduct Orientation
- Interviews with random and targeted inmates
- Randomly requested documentation of receipt of PREA information
- PAQ

The PAQ indicates that 560 inmates were admitted that were given information at intake, 560 stayed who received comprehensive education on their rights to be free from both sexual abuse/harassment and retaliation for reporting such incidents and on agency policies and procedures for responding to such incidents within 30 days of intake. Comprehensive information is provided within a reasonable time period one or two days when they arrive.

The following policy excerpts supports compliance with the requirements of this standard:

Sexual Harassment/Assault Response Prevention Policy *4.117 Inmate Education*

During the Intake process, inmates shall receive information explaining the CCSD's zero tolerance policy regarding sexual harassment and/or sexually abusive behaviors and how to report any such allegations and their rights to be free from any such incidents or retaliation for reporting them.

Furthermore, within 30 days of intake, the CCSD shall provide comprehensive education to inmates (normally done during Orientation) either in person or through video regarding their rights to be free from sexual abuse, sexual harassment, and retaliation for reporting such incidents, and regarding the department's policies and procedures for responding to such incidents.

The CCSD provides inmate education in formats accessible to all, including those who are limited English proficient, deaf, visually impaired, or otherwise disabled, as well

those inmates who have limited reading skills. These inmates shall be identified during the Intake process and shall meet with Supervisory Staff to address their individual needs.

ALL inmate participation in the aforementioned educational trainings (to include Inmate Orientation) shall be documented in each inmate respective case folder.

The CCSD's facility PREA Manager shall ensure educational information regarding the prevention, detection, and response to sexual harassment and/or sexually abusive behaviors (as well as sexual trauma support services) are readily available or visible to inmates (posters, inmate handbooks, or other written formats) within the facility and/or assigned Housing Unit.

Policy as illustrated addresses the requirements of the standard provisions, responsibilities and the means to enforce them.

Evidence reviewed/analyzed by provision:

PREA: What You Need to Know, produced by JDI; it is approximately sixteen minutes long and discusses the following: confined persons right to be free from sexual abuse and sexual harassment, there is a zero tolerance to any form of sexual abuse or sexual harassment, right to report privately and safely, free medical, mental health and trained sexual abuse counseling, definitions of sexual harassment, sexual abuse, avoiding behaviors that will help maintain safety, third party reports, the facility's requirement to continually provide information on how to report, including outside the facility; and reasonable communication with sexual abuse advocacy groups.

(a) (b) (e) During intake and shortly thereafter, inmates are provided with information pertaining to PREA that includes, review of zero tolerance, confidentiality when disclosing any incidents of sexual misconduct, how to report (verbally, inmate request system, 24-hour DVACK hot line, or Crime Stoppers). Inmates sign noting receipt of this information. The auditor requested and received documentation demonstrating this for the first inmate to arrive each month who remained at the jail for the previous twelve months, nine examples were provided. They are then shown the video, PREA: What You Need to Know, produced by JDI; it is approximately sixteen minutes long and discusses the following: confined persons right to be free from sexual abuse and sexual harassment, there is a zero tolerance to any form of sexual abuse or sexual harassment, right to report privately and safely, free medical, mental health and trained sexual abuse counseling, definitions of sexual harassment, sexual abuse, avoiding behaviors that will help maintain safety, third party reports, the facility's requirement to continually provide information on how to report, including outside the facility; and reasonable communication with sexual abuse advocacy groups. Nine randomly requested documents demonstrating receipt of this education were received and reviewed, demonstrating that this practice has occurred since the jail reopened in July 2022. Inmate interviews confirmed this process, describing it to the auditor as an individual education session.

(c) (d) All inmates have received education. The auditor confirmed this by interviewing an inmate who arrived August 2022, when the facility re-opened. See

	<p>comments to 115.16.</p> <p>(f) Numerous posters were observed during the audit. Information was provided in English and Spanish. One provided information about DVACK, one provided information about Crime Stoppers, one provided information about PREA (zero tolerance). They were located by the phones and kiosk, 8 ½ x 11 inches, eye level, large black font on white background. One also included information about opposite gender announcing their presence,</p> <p>Summary of evidence to support findings: Policy, review of educational materials, observations, interviews with the inmates and review of documentation for nine randomly requested acknowledgements all provided sufficient evidence of the education provided to the inmates. The auditor finds the facility compliant with the standard provisions.</p>
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115.34	Specialized training: Investigations
	<p>Auditor Overall Determination: Meets Standard</p> <p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · PREA Specialized Training curriculum · NIC training – PREA: Investigating Sexual Abuse in Confinement Settings outline · Training records regular PREA training and NIC training · Observations · Interviews Investigative staff · PAQ # of investigators agency <p>The PAQ indicates there are currently one investigator trained to handle and respond to sexual abuse allegations.</p> <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p><i>Sexual Harassment/Assault Response Prevention Policy 4.118 Investigator’s Specialized Training</i></p> <p><i>In addition to the general training provided to ALL staff, in accordance with, the CCSD requires sexual abuse investigators to receive general training at the Kansas Law</i></p>

Enforcement Training Center and specialized training thru the PREA website in the following:

1) A comprehensive overview of sexual harassment and sexually abusive investigations in a confinement facility DOJ Prison and Jails and Communitary Confinement Standards, 2013);

2) Understanding the DOJ PREA definitions

3) Working knowledge and demonstrated competency of evidence protocol and forensic medical examinations (overview of the DOJ's National Protocol for Sexual Assault Medical Forensic Examinations;

4) Interviewing alleged victims and alleged perpetrators;

5) Miranda and Garrity Warnings';

6) Investigation outcomes;

7) Administrative investigations and criminal investigations;

8) Documentation - forms and process; and,

9) Post allegation tracking and monitoring.

The CCSD's PREA Coordinator shall maintain documentation that the investigative staff have completed the required specialized training.

Policy as illustrated addresses the requirements of the standard provisions, and addresses added training requirements.

Evidence reviewed/analyzed by provision:

(a) (b) (c) The auditor confirmed through documentation and interview that the investigator receives regular PREA training and specialized investigator training. The auditor reviewed the training curriculum. NIC PREA: Investigation Sexual Abuse in a Confinement Setting. The training curriculum addressed the following topics over a course of three days:

- Introduction to Sexual Assault Investigation
- Defining PREA
- Evidence Protocol
- Interviewing, including Miranda and Garrity
- Investigative Outcomes
- Documentation
- Post Allegation

	<p>Additionally, five staff have completed the NIC training course on Investigating Sexual Abuse in a Confinement Setting.</p> <p>Finding of compliance is based on the following: Policy, interview, review of training curriculum and acknowledgement of such provided sufficient evidence for the auditor to finds the facility compliant with the standard provisions.</p>
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115.35	Specialized training: Medical and mental health care
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	<p>Auditor Overall Determination: Meets Standard</p>
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	<p>Auditor Discussion</p>
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	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy – Sexual Misconduct · Specialized medical and mental health training curriculum · Training records · Observations · Interviews medical staff (contractor) · PAQ <p>The PAQ indicates that the facility has no medical and mental health staff.</p> <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p><i>Sexual Harassment/Assault Response Prevention Policy 4.119 Medical and Mental Health Care Specialized Training</i></p> <p><i>All full and part-time medical and mental health care practitioners who work regularly in the CCSD facility, in addition to the general training provided to ALL staff (in accordance with 115.31/.231), shall receive specialized training in the following, at a minimum:</i></p> <ul style="list-style-type: none"> · <i>How to detect and assess signs of sexual abuse and sexual harassment;</i> · <i>How to preserve physical evidence of sexual abuse (this is not inclusive of any evidence obtain through a forensic examination);</i> · <i>How to respond effectively and professionally to victims of sexual abuse and sexual harassment; and,</i> · <i>How and to whom to report allegations or suspicions of sexual abuse and sexual</i>
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	<p><i>harassment - through the CCSD SHARPP Response Plan.</i></p> <p><i>The CCSD's PREA Coordinator shall maintain documentation that medical and mental health practitioners have received the specialized training as required.</i></p> <p>Policy mirrors the standard requirement.</p> <p>Evidence reviewed/analyzed by provision:</p> <p>(a)(b) (c) (d) The facility does not have medical or mental health staff on site as a part of the staffing for this operation. Forensic exams are provided by the outside hospital. Medical and mental health needs are addressed with community providers. As indicated in 115.32, these community contractual staff have received training regarding. PREA in accordance with the requirements for contractual staff. Policy is in place to address this should this change. Additionally, six staff have completed the NIC courses on PREA: Behavioral Health Care for Sexual Assault victims in a Confinement Setting and PREA: Medical Health Care for Sexual Assault Victims in a confinement Setting to include the PREA Coordinator. Therefore, the auditor finds the standard is not applicable - compliant.</p>
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115.41	Screening for risk of victimization and abusiveness
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Risk Assessment tool · Interviews Staff who perform risk screens · Risk assessments · Random review risk assessments - nine total · Interview PREA Coordinator/Captain · PAQ · FAQ <p>The PAQ indicates that 416 inmates were screened for risk of sexual victimization or risk of sexually abusing other inmates within 72 hours of their entry into the facility.</p> <p>The following policy excerpts supports compliance with the requirements of this</p>

standard:

Sexual Harassment/Assault Response Prevention Policy 4.120 Screening for Risk Victimization and Abusiveness

The CCSD shall assess all inmates during their intake screening for their risk of victimization or predatory behaviors. Intake screening shall ordinarily take place within 72 hours of arrival at the facility. Such assessments shall be conducted using an objective screening instrument developed by the Jail Administrator and Sheriff. The intake screening shall consider, at a minimum, the following criteria to assess inmates at risk for sexual victimization:

- Whether the inmate has a mental, physical, or developmental disability;*
- The age of the inmate;*
- The physical build of the inmate;*
- Whether the inmate has previously been incarcerated;*
- Whether the inmate's criminal history is exclusively nonviolent;*
- Whether the inmate has prior convictions for sex offenses against an adult or child;*
- Whether the inmate is or is perceived to be gay, lesbian, bisexual, transgender, intersex (LGBTI), or gender nonconforming;*
- Whether the inmate has previously experienced sexual victimization;*

The inmate's own perception of vulnerability; and,

- Whether the inmate is detained solely for civil immigration purposes.*

Furthermore, the initial screening shall consider prior acts of sexual abuse, prior convictions for violent offenses, and history of prior institutional violence of sexual abuse, as known to the CCSD, in assessing inmates for the risk of being sexually abusive.

Within 30 days from the arrival at the facility, the inmate will be reassessed for their risk of victimization or abusiveness based upon any additional, relevant information received since the intake screening or when warranted due to a referral, request, incident of sexual abuse, or receipt of additional information that bears on the inmate's risk of sexual victimization or abusiveness. Inmates shall not be disciplined for refusing to answer, or for not disclosing complete information in response to questions asked above.

The CCSD shall control the dissemination within the facility of responses to questions asked during this screening in order to ensure that sensitive information is not exploited to the inmate's detriment by staff or other inmates. Such information is on a need-to-know basis only.

Policy mirrors the standard requirements.

Evidence reviewed/analyzed by provision:

(a)(b) Policy, interviews with Intake staff and demonstration of intake support that an initial intake screen is completed immediately upon arrival to assess risk of sexual abuse or risk of being sexually abused.

(c)(d) (e)An example of the Intake Risk Assessment was provided with the pre-audit documentation. The objective screening tool used considers the following information:

Risk of being sexual victimization

- mental, physical, development disability
- age
- physical build
- first incarceration
- convictions for sex offense against an adult or child
- perception of or self identifies as gay, lesbian, bisexual, transgender, intersex or gender nonconforming, subjective assessment by the screener
- crimes exclusively nonviolent
- previous experience as a victim of sexual abuse community and while incarcerated
- inmate's perception of vulnerability

The risk screen developed and used at this facility addresses all of these requirements of the provision. The facility does not hold inmates who are detained solely for civil immigration. The screen is completed upon arrival by the intake officers. It did not meet the requirements of the FAQ in that staff can should make a subjective opinion of whether the inmate is perceived as gay, lesbian, bisexual, transgender, intersex or gender nonconforming. The process was updated; evidence of inclusion in the risk assessment was sent to the auditor providing evidence of this update. The form allows for a subjective opinion to be entered by the screener.

(e) The screening tools addresses the following:

Risk of being Sexually Abusive

- conviction for a crime related to sexual offense against a child or adult
- history of committing institutional sexual abuse,
- history of institutional violence

· Prior convictions for violent crimes

The questions are asked verbally and in private according to the interview with the person who conducts risk assessments, demonstration of the intake process and randomly asked inmates.

The screening form provides an objective assessment; a score is initiated and directions for housing consideration are noted. It prompts the screener to inquire about a referral if the scores identify them as a potential or known victim. See comments to 115.81. Nine randomly requested risk assessments were received and reviewed, demonstrating that this practice has occurred since the jail reopened in July 2022. Inmate interviews confirmed to the auditor that they were asked questions pertaining to this risk screen when they arrived at the jail. All correctional staff are trained to complete this risk assessment.

(f) A reassessment conducted within 30 days was not being completed in person. This practice does meet the expectations clarified in the FAQ that requires that the 30-day reviewed be conducted in person with the inmate. The process was updated, and evidence of completed 30-day reviews were provided to the auditor as evidence of completion.

(g) Policy and interview with the random staff assured the auditor that staff are observant and would communicate any information to the PREA Coordinator/Captain that may initiate an updated (when warranted referral, receipt of additional information or request) risk assessment would be completed. And, the PREA Coordinator and policy assured the auditor that an updated risk assessment would be completed upon conclusion of a sexual abuse investigation. No examples were available to support this as they have not had any sexual abuse or sexual harassment investigations for the previous twelve months. The auditor found this credible after conducting that pre audit and onsite audit.

(h) The interview with the intake staff/staff who conduct risk assessments confirmed to the auditor that they would not require an inmate to answer sensitive questions - (d)(1), (d)(7), (d)(8), or (d)(9) if they did not want to respond. Inmate interviews confirmed this as well.

(i) Per the interview with the PCM and observation of the inmate record storage area, any paper versions of the risk assessments are maintained in an area which has appropriate controls on which staff can access the area (the control area). However, it is also a computerized assessment.

Summary of evidence to support findings: Policy, the updated risk assessment form and process, interviews with inmates and staff who perform risk assessments all provided evidence to the auditor that they are now in compliance with the requirements of the provisions of the standard. The auditor finds the facility compliant with the standard provisions.

Auditor Overall Determination: Meets Standard

Auditor Discussion

The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:

- Sexual Harassment/Assault Response Prevention Policy
- Interviews PREA Coordinator/Captain
- Interview with staff who conduct the risk screen
- Housing roster
- Observations

The following policy excerpts supports compliance with the requirements of this standard:

Sexual Harassment/Assault Response Prevention Policy *4.121 Use of Screening Information*

The CCSD shall use information from the risk screening for consideration in the type of facility (male/female), housing, bed, work, education, and program assignments 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 the extent possible. The CCSD Classification process shall make individualized determinations about how to ensure the safety of each inmate.

In deciding whether to assign a transgender or intersex inmate to a male/female housing unit and in making other housing and programming assignments. The CCSD shall also consider, on a case-by- case basis, whether such placement would ensure the inmate's health and safety, and whether the placement would present management or security problems within the unit of assignment and/or the facility overall. A transgender or intersex inmate's personal view with respect to his/her own safety shall be given serious consideration in the decision-making process as well.

The PREA Manager shall ensure the Supervisory staff reassess housing and programming assignments at least twice each year to review any potential threats to safety of any inmate identified as transgender or intersex. These shall be documented and kept in the inmate's respective case folder.

Transgender and intersex inmates shall be given the opportunity shower separately from other inmates within the housing unit of assignment. This information shall be documented by using the appropriate form and shall be maintained in the inmates/ inmate's case folder.

The CCSD shall not place LGBTI inmates in dedicated units solely on the basis of such identification or status, unless such placement is in a dedicated unit established in connection with a consent decree, legal settlement, or legal judgment for the purpose

	<p><i>of protecting such inmates.</i></p> <p>Policy mirrors the standard requirements.</p> <p>Evidence reviewed/analyzed by provision:</p> <p>(a)(b) As indicated in policy the facility uses information from the risk assessment to determine housing and bed assignment, on a case-by-case basis. The housing roster for each day notes the result of the risk assessment ensuring that staff continuously are able to ensure placement of those inmates at high risk of being sexually victimized from those at high risk of being sexual abusive. This roster as provided to the auditor to support this process. Once assigned to a pod, all activities occur with those same individuals. Two inmates are assigned to food service operations.</p> <p>(c) (d)(e) (f) No inmate identified as transgender or intersex at the time of the audit. Policy supports that when deciding whether to assign a transgender or intersex inmate to a facility for male or female inmates, and in making other housing and programming assignments, the facility considers on a case-by-case basis whether a placement would ensure the inmate’s health and safety, and whether the placement would present management or security problems. Placement for each transgender or intersex inmate would be reassess at least twice each year to review any threats to safety experienced by the inmate.</p> <p>(g) Policy and observation confirmed that the facility does not place lesbian, gay, bisexual, transgender, or intersex inmates in dedicated units, or wings solely on the basis of such identification or status.</p> <p>Summary of evidence to support findings: Policy, interview with the Captain/PREA Coordinator, interview with staff who conduct the risk assessment and make bed assignments, review of the housing roster and observations all provided sufficient evidence to the auditor to support a finding of compliance with the standard provisions.</p>
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115.43	Protective Custody
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Observations of isolation cells · Interviews PREA Coordinator/Captain

- Interviews staff who supervise isolation (all security staff)

- PAQ

The PAQ states that no inmate has been placed in involuntary protective custody due to their high risk of sexual victimization. The auditor found no evidence to dispute this during the audit process.

The following policy excerpts supports compliance with the requirements of this standard:

Sexual Harassment/Assault Response Prevention Policy 4.122 *Protective Custody*

CCSD inmates at high risk for sexual victimization shall not be involuntarily placed in Restrictive Housing (RH) (formally known a segregation) unless all available housing alternatives has been explored and there are no available and/or alternative means of separation from likely abusers. The CCSD shall conduct such assessments immediately and may hold an inmate involuntarily in RH for less than 24 hours while completing the assessment as a means of ensuring the inmate's safety.

Inmates placed in involuntarily in RH for this purpose shall have access to programs, privileges, education, and work opportunities to the extent possible. If restrictions to programs, privileges, education, or work opportunities are imposed, the following shall be document:

- *Which opportunities have been limited;*
- *The duration of those limitations; and,*
- *The reasons for such limitations.*

Inmates placed involuntary Restrictive Housing until an alternative means of separation from likely abusers can be arranged, shall not ordinarily exceed a period of 30 days and shall be reviewed every 30 days thereafter to determine if there is a need to continue the current housing assignment and separation from the general population. Furthermore, any such housing assignment shall be documented to include the following at a minimum:

- *The basis for the departments concerns for the inmate's safety, and*
- *The reason why no alternative means of separation can be arranged.*

Policy mirrors the standard requirements.

Evidence reviewed/analyzed by provision:

(a) (b) (c) (d) (e) Policy supports all aspects of the standard requirements. The auditor observed the isolation cells, there is no restricted housing. The auditor interviewed one inmate from the area who confirmed she received the same activities she had when housed in the general population pod. She confirmed that placement was voluntary. All staff supervise this area. Additionally, there is direct supervision by the

	<p>staff who are assigned to the control room in addition to cameras.</p> <p>The auditor finds the facility compliant with the standard provisions.</p>
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115.51	Inmate reporting
	<p>Auditor Overall Determination: Meets Standard</p> <hr/> <p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · PREA Intake Information · Interviews random staff · Interviews random inmates · Inmate tablets · Inmate “Chirps” · Posters · Test of telephone for reporting · Observations <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p>Sexual Harassment/Assault Response Prevention Policy <i>4.123 Inmate Reporting</i></p> <p><i>The CCSD provides multiple internal ways for inmates to confidentially report sexual harassment, sexually abusive behaviors, and/or retaliation for reporting such allegations, by way of; other inmates or staff, and staff neglect or violation of responsibilities that may have contributed to such.</i></p> <p><i>1. CCSD Internal Report Process:</i></p> <p><i>Inmates may report sexual abuse or sexual harassment allegations to any CCSD staff member, contractor, volunteer, intern, and/or advocate. All reports, whether verbally, in writing, anonymously, and from third parties, shall be documented in writing and forwarded as soon as possible to the facility Shift Supervisor, PREA Manager, or PREA Coordinator by the end of the staff member’s shift. The reports shall then be reviewed and forwarded through the CCSD’s Investigator.</i></p>

Inmates may confidentially report any sexual abuse or sexual harassment allegations using the Kiosk in the housing unit using the PREA inquiry tab.

2. CCSD External Reporting Process:

Inmates may confidentially report sexual abuse or sexual harassment allegations using the DVACK or Crime Stoppers Hotline. Using an inmate authorized telephone, the inmate must first choose a language when asked. The inmate will then choose Option 1 for direct pay and then enter 74 to speak with DVACK or 75 to speak with Crime Stoppers.

Additionally, inmates may also report sexual abuse or sexual harassment by writing to:

Jail Administrator: Captain Matthew Nevins

Address: 2090 Fort Kearney St, Concordia, KS 66901

Telephone Number: (785)243-8164

Email Address: MNEVINS@CLOUDCOUNTYKS.ORG

CCSD staff members may also privately report sexual abuse and sexual harassment of inmates to the Crime Stoppers Hotline by dialing 1-800-794-4512 or DVACK by dialing (785)827-5862 or 1-800-874-1499.

Policy as illustrated addresses the requirements of the standard provisions, responsibilities and the means to enforce them.

Evidence reviewed/analyzed by provision:

(a)(b) As indicated by policy, inmates can report to any staff verbally, in writing, anonymously and third party. Posters provide continuous information regarding these options. Posters inform the inmate on how to report outside the facility either through Crime Stoppers or DVACK. The auditor tested the phone from an inmate housing pod and was able to leave a message with Crime Stoppers, no inmate PIN was required, allowing the call to be anonymously. The auditor was able to reach staff from DVACK who confirmed they will accept a report anonymously and will inform the Captain (PREA Coordinator) immediately of the information received, or just provide emotional support. Again, no inmate PIN was required. Inmate interviews confirmed knowledge of how to report. Most indicated they will tell staff, informing the auditor that they trusted they would handle the report appropriately. Two indicated they were not aware they could report third-party but stated, "I know now". Inmates are issued a "chirp" device which allows them to text family/friends while incarcerated.

(c) (d) All staff interviews confirmed that they will accept reports made verbally, in writing, anonymously, and from third parties and shall promptly document any verbal reports. They confirmed awareness that they can call Crime Stoppers, the police or make a report through DVACK if they believed the situation warranted it.

Summary of evidence to support findings: Policy supports the requirements of the

	<p>provisions of this standard. As analyzed and illustrated, there are multiple reporting mechanisms available to the inmates and private reporting options for the staff. Both staff and inmate interviews confirmed to the auditor that this information has been posted consistently and they are aware of the options. Both staff and inmates are aware of the option to report privately, anonymously and as a third party. The auditor finds the facility compliant with the standard provisions.</p>
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115.52	Exhaustion of administrative remedies
	<p>Auditor Overall Determination: Meets Standard</p>
	<p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Interview Captain/PREA Coordinator · Interview with inmates · Access to grievances · PAQ <p>The PAQ provided the following information:</p> <p>zero grievances regarding sexual abuse</p> <p>zero emergency grievances</p> <p>zero grievances written in bad faith</p> <p>zero third party grievances</p> <p>zero grievances alleging imminent sexual abuse</p> <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p><i>Sexual Harassment/Assault Response Prevention Policy 4.124 Exhaustion of Administrative Remedies</i></p> <p><i>The CCSD does not impose a time limit on when an inmate may submit a grievance regarding an allegation of sexual harassment and/or sexual abuse. However, applicable time limits shall be applied to any portion of a grievance which does not allege an incident(s) of sexual harassment or sexual abuse.</i></p> <p><i>The department shall not require an inmate to use any informal grievance process, or</i></p>

to otherwise attempt to resolve with staff, an alleged incident of sexual abuse.

Nothing in this section shall restrict the CCSD's ability to defend against an inmate lawsuit on the grounds that the applicable statute of limitations has expired. The CCSD shall ensure:

- An inmate who alleges sexual abuse may submit a grievance without submitting it to a staff member who is the subject of the complaint, and*
- No grievance shall be referred to a staff member who is the subject of the /grievance/complaint.*

A final decision on the merits of any portion of a grievance alleging sexual harassment or sexual abuse shall be issued within 90 days of the initial filing of the grievance. Computation of the 90-day time period shall not include time consumed by inmates in preparing any administrative appeal.

The CCSD may impose an extension of time to respond, of up to 70 days, if the normal time-period for response is insufficient to make an appropriate decision. The CCSD shall notify the inmate in writing of any such extension and provide a date by which a decision will be made.

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, the inmate may consider the absence of a response to be a denial at that level.

Third parties, including fellow inmates, staff members, family members, attorneys, and outside advocates, shall be permitted to assist inmates in filing requests for administrative remedies relating to allegations of sexual abuse, and shall also be permitted to file such requests on behalf of inmates.

If a third-party file such a request on behalf of an inmate, the department 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. If the inmate declines to have the request processed on his/her behalf, the CCSD shall document the inmate's decision.

Any inmate who believe he/she is subject to a substantial risk of imminent sexual abuse may file an Emergency Grievance alleging. All such Emergency Grievances shall be provided with an initial response within 48 hours, and a final decision shall be issued within 5 calendar days. The initial response and final decision shall document and what, if any, appropriate measures were taken to address the inmate's concerns of being at risk of imminent sexual abuse.

The CCSD shall discipline inmates who knowingly filing a grievance, in bad faith, related to an allegation of sexual harassment and/or sexual abuse, when it can be clearly demonstrated through an investigation that inmate knowingly filed in bad faith.

	<p>Policy mirrors the standard requirements.</p> <p>Evidence reviewed/analyzed by provision:</p> <p>(a) (b) (c)(d) (e) (f) (g) Policy mirrors the requirements of all provisions of the standard. The interview with the Captain/PREA Coordinator confirmed that he receives and responds to grievances. He has not received any grievances in the previous twelve months. He and the inmates confirmed access to grievances via the kiosk in the housing pods. The captain would then receive an email notification.</p> <p>Based on the summary above, the auditor finds the facility compliant with the standard provisions.</p>
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115.53	Inmate access to outside confidential support services
	<p>Auditor Overall Determination: Meets Standard</p>
	<p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · MOU with DVACK · Interview with advocate for DVACK · PREA Postings · Interviews random inmates · Review of access to mail and telephones · Testing of phone access from inmate telephone · Observations <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p><i>Sexual Harassment/Assault Response Prevention Policy 4.125 Inmate Access to Outside Confidential Support Services</i></p> <p><i>The CCSD inmates with access to outside victim advocates for emotional support services related to sexual abuse. The CCSD has entered into a Memorandum of Understanding (MOU) with Domestic Violence Association of Central Kansas (DVACK). Inmates may confidentially contact, DVACK located in Concordia at 336 W. 5th St. Concordia, KS 66901 or Salina, KS at 148 N Oakdale Ave, Salina, KS 67401. This</i></p>

service is for sexual assault victims/survivors and anyone affected by it of all ages - this may or may not be as an avenue for inmates to report an allegation for investigative purposes.

Policy as illustrated addresses the requirements of the standard provisions, responsibilities and the means to enforce them.

Evidence reviewed/analyzed by provision:

(a) (b) (c) Policy confirms that the facility shall 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 to DVACK. The MOU with DVACK confirms that it agrees to provide confidential advocacy services to include emotional support. This occurs by responding to calls to the crisis hotline mailing address and in person visits as arranged with the facility administrator. The MOU confirms that it will maintain confidentiality in accordance with applicable law; they may not release any personally identifying information without informed, specific, written, time-limited consent from the victim. Inmates interviewed were aware of the services, half fully understanding their role. They were aware that the call would be confidential, no Pin required. Additionally, the jail agrees to ensure reasonable communication and respect the confidential nature of communication with them. The organization can provide services through a TDDY and/or language line which would accommodate up to 150 languages.

One inmate confirmed to the auditor that he had met with them individually in person. Confirmation was received demonstrating that they have visited the jail for in person meetings twice in the previous 12 months. The auditor interviewed an advocate from this operation. She confirmed that their organization will allow inmates to remain anonymous if they report an incident of sexual abuse or sexual harassment. Advocates are trained in accordance with Kansas Academy for Victims Assistant (KAVA) which is under the Kansas Crime Victims Department. She described the training as rigorous and continuous.

Summary of evidence to support findings: Policy, MOU with DVACK, research of the organization, interview with an advocate, testing of the line on the inmate phone, evidence of personal visits, knowledge of the organization availability as supported by inmate interviews, observations of posters announcing the availability of this organization and provided ample evidence. Reasonable communication is provided through in person visits or use of the phones in each housing pod. A mailing address is available. The auditor finds the facility compliant with the standard provisions.

115.54	Third-party reporting
	Auditor Overall Determination: Meets Standard
	Auditor Discussion

The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:

- Sexual Harassment/Assault Response Prevention Policy
- Agency website - Cloud County, KS (cloudcountyks.org)
- Visitor brochure
- Interview with the PREA Coordinator/Captain
- Testing of third-party reporting
- Observations
- FAQ – specific method

The following policy excerpts demonstrate compliance with the provisions of the standards.

Sexual Harassment/Assault Response Prevention Policy 4.126 *Third Party Reporting:*

The CCSD shall accept any report of an allegation of sexual harassment and/or sexual abuse to any department staff or via a call into the facility. The CCSD's Main Number (785)243-8164. All allegations will be forwarded to the CCSD's PREA Coordinator.

Policy as illustrated addresses the requirements of the standard provisions, responsibilities and the means to enforce them.

The auditor observed a PREA pamphlet in the waiting area for visitors. It provides information on PREA, the law, zero tolerance, reporting options (Law Enforcement Center, DVACK, Crime Stoppers) and additional information. It was available in English and Spanish.

The webpage provides the following information:

PREA REPORTS CAN BE MADE ANONYMOUSLY AND BY THIRD PARTIES THROUGH THE FOLLOWING WAYS:

Call the Jail Captain Matt Nevins 785-243-8164

Call DVACK HOTLINE at 1-800-874-1499 (24 hours, TDD, Language Line) or 785-827-5862—Can call collect/24 hours/7 days a week

Call Crime stoppers: 1-800-794-4512

Link to the PREA Brochure

Policy supports the requirement of the standard. The auditor tested the reporting line, left a message with staff to talk to the captain and received a return call within an hour of leaving the message. The website provides specific information on reporting via third-party, supporting compliance with the clarifications made in the FAQ. Based on the information summarized above, the auditor finds the facility compliant with

	the standard provisions.
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115.61	Staff and agency reporting duties
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Interview with the PREA Coordinator · Interview with investigator · Interviews random staff · Facility information to inmates · Training curriculum · Mandatory reporting laws · Observations <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p>Sexual Harassment/Assault Response Prevention Policy <i>4.127 Staff and CCSD Reporting Duties</i></p> <p><i>The CCSD requires all staff to immediately report to the Shift Supervisor, 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 this agency; retaliation against inmates or staff who reported such an incident, and any staff neglect or violation of responsibilities that may have contributed to an incident or retaliation. Any such reports shall be documented in writing prior to the reporting party leaving at the end of their respective shift.</i></p> <p><i>Staff shall not reveal any information related to any reported allegations of sexual harassment and/or sexually abusive behaviors to anyone other than when necessary to make treatment, investigation, and other security and management decisions.</i></p> <p><i>Unless otherwise precluded by Federal, State, or local laws, medical and mental health practitioners shall be required to report sexual abuse pursuant to paragraph (1) of this section and to inform inmates of the practitioner's duty to report, and the limitations of confidentiality, at the initiation of services.</i></p>

If the alleged victim is under the age of 18 or considered a vulnerable adult under a State or local vulnerable person's statute, the CCSD shall report the allegation to the designated State or local services agency under applicable mandatory reporting laws. Reported allegations of sexual abuse and sexual harassment, including third party and anonymous reports, shall be forwarded to PREA Coordinator.

Evidence reviewed/analyzed by provision:

(a) Policy supports that the facility shall require all staff to report immediately and according to Sexual Harassment/Assault Response Prevention 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; retaliation against inmates or staff who reported such an incident; and any staff neglect or violation of responsibilities that may have contributed to an incident or retaliation. All random staff interviews confirmed that staff are aware of this policy.

(b) Policy supports that apart from reporting to designated supervisors or officials, staff shall not reveal any information related to a sexual abuse report to anyone other than to the extent necessary, as specified in Sexual Harassment/Assault Response Prevention Policy, to make treatment, investigation, and other security and management decisions. All staff interviews assured the auditor their awareness of the policy and their obligation to maintain confidentiality. The facility does not employ medical or mental health staff; however, they have posted a sign notifying inmates of this requirement in the medical examination room.

(c) Policy confirms that medical and mental health practitioners shall be required to report sexual abuse pursuant to paragraph (a) of this section and to inform inmates of the practitioner's duty to report, and the limitations of confidentiality, at the initiation of services. A poster is located in the medical exam area to support this requirement and notification.

(d) Kansas Prevention and Protection Services states, Adult Protective Services (APS) responds to reports of abuse, neglect or exploitation of adults. Intervention is available to adults age 18 and older who are unable to protect themselves. This includes individuals who have physical, emotional or mental impairments. These impairments may limit their ability to manage their homes or their personal or financial affairs. Intervention actions are taken to safeguard the safety, wellbeing and general welfare of adults in need of protection. The interview with the investigator confirmed that he will be responsible for notifying the agency regarding any allegations of sexual abuse relating to a person who meets this definition. The facility does not house inmates under the age of 18 years old.

(e) Policy supports that the facility shall report all allegations of sexual abuse and sexual harassment, including third-party and anonymous reports, to the facility's designated investigators. The interview with the investigator / PREA Coordinator confirmed this and indicated they have not had any allegations received and not reported to the investigator.

Summary of evidence to support findings: Policy, interviews, training curriculum, and review of mandatory reporting laws provided sufficient evidence. The auditor finds

the facility compliant with the standard provisions.

115.62 Agency protection duties

Auditor Overall Determination: Meets Standard

Auditor Discussion

The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:

- Sexual Harassment/Assault Response Prevention Policy
- Interviews Sheriff
- Interview PREA Coordinator/Captain
- Interview random staff
- Observations
- PAQ

The PAQ indicates there have been no times the facility determined that a inmate was at risk of imminent sexual abuse. The auditor found no reason to dispute this during the audit process.

The following policy excerpts demonstrate compliance with the provisions of the standards.

Sexual Harassment/Assault Response Prevention Policy 4.128 CCSD Protection Duties

Upon notification, the CCSD staff shall take the necessary and immediate action to protect any inmate from substantial risk of imminent sexual abuse shall take immediate action to protect the inmate. The Shift Supervisor shall be notified of any such action taken relative to any allegation made, as well as, complete a written report being made by staff documenting the actions taken prior to staff leaving shift.

FTO training curriculum

What to do with a report of an at risk individual:

- 1. Staff who receive a report of an individual who is at risk or knows of someone who is at risk of becoming a victim of sexual abuse will take immediate action to remove the individual at risk from the current pod and or cell that he/she is being housed in and moved to a holding cell.*
- 2. Once in holding, if they did not make the report, the individual will be given an explanation of why they were moved.*

3. They will be asked if they had any knowledge of being at risk and if anyone else might be at risk as well.

4. If individual reporting was not the one at risk, the staff will ask them if they feel at risk for abuse as well or retaliated for reporting.

5. The staff member, with any needed help from other staff, will then decide on an alternative location for housing and move the individual(s) to that location.

The interview with the PREA Coordinator/Captain and the Sheriff confirmed that an inmate at imminent risk of sexual abuse or any imminent risk of harm shall have immediate action taken to ensure his/her safety. All staff interviews confirmed to the auditor that they would take immediate action if they believed an inmate was at imminent risk of sexual abuse. Staff confirmed that this request to intervene before something has occurred would be supported, and action would be taken to protect the inmate before the suspected event occurred. Observation of the physical plant allowed the auditor to conclude that it does afford the Captain options for housing in different pods that would ensure there is no contact with a likely abuser. Based on policy, interviews and observations, the auditor finds the facility compliant with the standard provisions.

115.63	Reporting to other confinement facilities
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Interview with Sheriff · Interview with the PREA Coordinator/Captain · FTO training curriculum · Notification form · PAQ <p>The PAQ indicates that zero allegations were received that a inmate was abused while confined at another facility, zero allegations of sexual abuse were received from another facility.</p> <p>The following policy excerpts supports compliance with the requirements of this standard:</p>

Sexual Harassment/Assault Response Prevention Policy 4.129 Reporting to Other Confinement Facilities

Upon receiving an allegation that an inmate was sexually abused while confined at another facility, the PREA Coordinator or designee shall notify the head of that facility or appropriate office where the alleged abuse occurred. Such notification shall be provided as soon as possible, but no later than 72 hours after receiving the allegation. The PREA Coordinator or designee shall document that notification was provided.

Upon receiving an allegation that an inmate was sexually abused while confined at this facility, the PREA Coordinator or designee shall ensure, to the extent possible, that the allegation is investigated. Request for periodic updates shall be made and documented by the CCSD's PREA Coordinator, and upon completion of the investigation, a request shall be made for the final report.

Evidence reviewed/analyzed by provision:

(a), (b) (c) (d) Policy as noted above supports all requirements of the standard. The facility notification form ensures that information received from inmates at this facility, regarding sexual abuse that occurred at another facility will be reported by him (the facility head) to the facility head within 72 hours of receipt of the notification. Policy and the interview with the PREA Coordinator/Captain confirms that any information received about sexual abuse that occurred at this facility will be immediately referred for investigation.

The FTO training review reinforces the following the correctional staff:

What to do with a report from an individual or facility, inmates no longer incarcerated here:

1. If you are informed about an alleged PREA incident that involves inmates that are no longer incarcerated in our facility and the PREA Coordinator is not available, you will need to get all pertinent information (dates, times, location, persons involved, etc.) you can. Collect all the information they

give you, no matter how insignificant it may seem.

2. Once they have given you all the information about the alleged PREA incident, you will turn over the information to the PREA coordinator. Those are the only steps you will need to take as a Level 1 CO in regard to an incident involving inmates that are no longer incarcerated in our facility.

3. If the PREA Coordinator is available, refer the individual or whatever means the information is to be transferred on to PREA Coordinator.

What to do with a report of a previous incident in another facility:

1. If you are informed about an alleged PREA incident that involves inmates in another facility, you will get all pertinent information (dates, times, location, persons

	<p>involved, etc.) you can from the individual, phone call, or letter. Collect all the information they give you, no matter how insignificant.</p> <p>it may seem.</p> <p>2. Once they have given you all the information about the alleged PREA incident, you will type up a report and turn it over to the PREA coordinator within 72 hours of receiving the initial reporting. The information that you have received is to be kept confidential, except on a need-to-know basis.</p> <p>The PREA coordinator will then contact the facility the incident took place in and inform them of the report and pass on information.</p> <p>3. If the individual reporting is in the facility, ask them if they feel they are at risk of abuse here or retaliation for reporting. If they feel they are, protection from further abuse or retaliation of reporting will need to be obtained. Speak with your shift supervisor for input if needed.</p> <p>4. Those are the only steps you will need to take as a Level 1 CO in regard to an incident involving inmates while at a different facility.</p> <p>Summary of evidence to support findings: Policy, interviews, training curriculum, FTO training review, and notification form provide evidence to demonstrate knowledge, review and a process for reporting which gives the auditor confidence of compliance with the requirements of the standard.</p>
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115.64	Staff first responder duties
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · FTO Training curriculum · Random staff interviews · Observations · PAQ <p>The PAQ indicates there were zero allegations of sexual abuse that allowed for time to collect evidence. The auditor found no reason to dispute this during the audit process.</p>

The following policy excerpts supports compliance with the requirements of this standard:

Sexual Harassment/Assault Response Prevention Policy 4.130 Staff First Responder Duties

Upon learning of an allegation that an inmate was sexually assaulted, the first responding staff member shall:

1) Responding Staff:

- Notify the Shift Commander;*
- Separate the alleged victim from the alleged perpetrator;*
- Assess the needs for immediate care or potentially life-threatening or serious injuries;*
- Instruct the alleged victim and perpetrator not to wash, drink, shower, brush their teeth, or use restroom;*
- Secure the scene;*
- Notify PREA Coordinator who will contact investigator;*
- Notify a nurse or other health care provider;*
- Get the victim seen by medical to determine if a trip to outside hospital for SANE exam; and,*
- Ensure all appropriate Incident Reports are written prior to the end of shift.*

Evidence reviewed/analyzed by provision:

(a)(b) The FTO training reviews reinforces the following the officers:

What to do as a First Responder, Level 1 CO:

1. If an inmate gives you a note or asks to talk to you privately and informs you that they want to report that a PREA incident happened to them, immediately separate the alleged victim and abuser. Escort the victim to a holding cell and remain with the victim until you can be properly relieved.
2. Preserve and protect the crime scene. If it is a cell, remove any inmates from the cell and lock it down to keep from evidence being destroyed or altered.
3. Request that the alleged victim does not take any action that could destroy physical evidence, including washing themselves, brushing teeth, changing clothes, urinating, defecating, drinking or eating. Document all actions that are taken with the alleged victim.
4. Request that the alleged abuser does not take any action that could destroy

	<p>physical evidence, including washing themselves, brushing teeth, changing clothes, urinating, defecating, drinking or eating. Document all actions that are taken with the alleged abuser.</p> <p>The FTO training reviews reinforces the following the officers:</p> <p>What to do as a First Responder, Level 1 CO:</p> <ol style="list-style-type: none"> 1. If an inmate gives you a note or asks to talk to you privately and informs you that they want to report that a PREA incident happened to them, immediately separate the alleged victim and abuser. Escort the victim to a holding cell and remain with the victim until you can be properly relieved. 2. Preserve and protect the crime scene. If it is a cell, remove any inmates from the cell and lock it down to keep from evidence being destroyed or altered. 3. Request that the alleged victim does not take any action that could destroy physical evidence, including washing themselves, brushing teeth, changing clothes, urinating, defecating, drinking or eating. Document all actions that are taken with the alleged victim. 4. Request that the alleged abuser does not take any action that could destroy physical evidence, including washing themselves, brushing teeth, changing clothes, urinating, defecating, drinking or eating. Document all actions that are taken with the alleged abuser. <p>Summary of evidence to support findings: Policy, training and the PREA Response Plan reinforce the required actions. All staff interviews confirmed knowledge of the actions needed to preserve evidence. The food service staff affirmed to the auditor that they will notify the officer immediately and keep the inmate in their presence. This notification is to the staff in the control room, located immediately adjacent and who view the food service operation, who would then notify the officer making rounds to secure the inmate(s) in the proper area. The physical plant affords secure areas where this separation can occur (strip search holding area and activity area). The auditor finds the facility compliant with the standard provisions.</p>
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115.65	Coordinated response
	Auditor Overall Determination: Meets Standard
	<p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Sexual Abuse Response Checklist

- Random staff interviews
- Interview PREA Coordinator/Captain

The following policy excerpts supports compliance with the requirements of this standard:

Sexual Harassment/Assault Response Prevention Policy 4.131 Staff First Responder Duties

Upon learning of an allegation that an inmate was sexually assaulted, the first responding staff member shall:

1) Responding Staff:

- *Notify the Shift Commander;*
- *Separate the alleged victim from the alleged perpetrator;*
- *Assess the needs for immediate care or potentially life-threatening or serious injuries;*
- *Instruct the alleged victim and perpetrator not to wash, drink, shower, brush their teeth, or use restroom;*
- *Secure the scene;*
- *Notify PREA Coordinator who will contact investigator;*
- *Notify a nurse or other health care provider;*
- *Get the victim seen by medical to determine if a trip to outside hospital for SANE exam; and,*
- *Ensure all appropriate Incident Reports are written prior to the end of shift.*

2) Sexual Assault Investigator:

- *Confirm the crime scene is secured;*
- *Ensure the alleged victim is taken to be seen by medical staff to determine if transportation to outside hospital is needed;*
- *Collect any evidence, if applicable;*
- *Interview any witnesses;*
- *Issue Miranda and Garrity warnings;*
- *Manage and coordinate all interviews;*
- *Prepare final investigation report;*

- Notify PREA coordinator/manager of outcome of case; and,
- Conduct 90-day retaliation review of victim.

If the First Responder is not a security staff member, the First Responder shall be required to request the alleged victim/perpetrator not take any actions that could destroy physical evidence, and then notify security staff.

The fundamental objective of the CCSD is to ensure the safety of all persons, whether it be employees, contractors, volunteers, inmates, or third parties. To this end, it is an integral part of everyone's role with the CCSD to immediately report and respond to all allegations of sexual harassment/sexually abusive behavior in accordance with the assigned duties of each person's respective assigned responsibilities. This institution shall maintain an Emergency Response Plan and sexual assault response kits containing the items necessary to facilitate their response to sexual assault allegations. Response plans shall be maintained in the Control Room, PREA Coordinator's office, the Investigator's office, and Medical Room, and shall contain the following actions:

1. Immediate Response to Sexually Abusive Behavior Allegation:

- a. Immediately notify the Shift supervisor;*
- b. Secure the scene, if warranted, for subsequent crime scene processing;*
- c. Separate alleged victim and perpetrator;*
- d. Ensure that the victim and/or perpetrator do not take any action that would destroy physical evidence (e.g., using restroom, washing, eating, drinking, brushing teeth, changing clothes, etc.);*
- e. Immediately escort the inmate victim to the Medical Room for emergency medical care/mental health treatment;*
- f. Investigator will receive the reporter's information on what took place. Make note of the behavior and appearance of the inmate(s) involved and identify any witness(es) to the incident; and,*
- g. Enter detailed information on an Incident Report before the end of the shift.*

2. Medical Response to Sexually Abusive Behavior Allegation:

- a. Inmate victims of sexual abuse shall receive timely, unimpeded access to emergency medical treatment and crisis intervention services. A qualified health care professional shall evaluate and document the extent of the physical injury and provide emergency medical treatment as needed;*
- b. An emergency mental health referral to a mental health professional shall be made following the completion of the medical evaluation;*
- c. Upon completion of the medical and mental health evaluation, the PREA*

Coordinator/designee, in consultation with medical and mental health personnel, shall determine whether a referral to an outside hospital with a rape crisis unit and SANE program services is warranted. Factors to be considered include, but are not limited to, the time frame between the alleged assault and complaint, as well as the extent and nature of the allegation;

d. If the determination is made that the inmate victim should be sent to an outside hospital, and if the inmate victim consents, the inmate victim shall be transported to an outside hospital with a SANE program where he/she shall receive essential medical intervention, including preventative treatment for HIV, sexually transmitted diseases, and pregnancy, if appropriate (at no cost to the alleged victim).

e. In the event that the inmate has injuries warranting immediate medical treatment, the inmate will be taken to the local hospital for stabilization before being seen by a SANE nurse for an examination;

f. Upon return from the outside hospital, the inmate victim shall be brought to the Medical Room for appropriate follow-up care, including a mental health screening by qualified contractual health care personnel. If, during this screening, there are any indications that the inmate victim is at risk to hurt him/herself or others, a mental health professional shall be immediately notified. Otherwise, the inmate victim shall be seen by a mental health professional within 24 hours, or no later than the next business day, to assess the need for crisis intervention and long-term counseling;

g. An inmate victim may be allowed to refuse facility and/or rape crisis intervention treatment at an outside hospital. Before the refusal is accepted, the CCSD's medical and mental health provider shall attempt to encourage the inmate to go to the outside hospital for treatment;

h. In cases where the inmate victim continues to refuse treatment, the inmate victim shall sign a Refusal of Treatment form. Provisions shall be made for testing sexually transmitted diseases (e.g., HIV, gonorrhea, hepatitis) as well as prophylactic treatment, follow-up care and counseling (at no cost to the alleged victim);

i. Once cleared by medical and mental health staff, the PREA Coordinator/designee shall determine an appropriate housing assignment for the inmate victim;

j. Community based victim advocacy services shall be offered to the inmate as part of the SANE examination at the local hospital. The CCSD has entered into a Memorandum of Understanding (MOU) with DVACK to provide these services. Any contracted advocate or community-based advocate assigned shall be coordinated by the PREA Coordinator. The advocate assigned shall accompany and support any victim through medical forensic exams and/or investigatory interviews, informational meetings, and referrals.

k. DVACK services shall be provided at no cost to the alleged victim unless the allegation of being sexually assaulted was done in bad faith and only when determined through the CCSD criminal investigation process.

3. Security Response to Sexual Abusive Behavior Allegations:

a. All reports of sexual activity are to be considered PREA until a full investigation indicates otherwise;

b. Whenever possible, evidence collection shall be conducted by a trained Sexual Assault Investigator prior to the inmate's transport to an outside hospital;

c. Evidence collected at an outside hospital involving allegations of inmate-on-inmate sexually abusive behavior shall be retained by the transporting officer or Investigator. In instances where the alleged perpetrator is a staff member, the local hospital staff shall notify the PREA Coordinator who shall transport any evidence collected to the Investigator.

d. Any staff member receiving such a complaint shall follow CCSD's notification procedures, including the filing of an incident report prior to the end of shift; and,

e. As appropriate, the PREA Coordinator or Investigator shall be notified during normal business hours (Monday-Friday 8:00am - 4:00pm) by telephone. After hours notifications shall be made to the Shift Supervisor.

f. If the PREA Coordinator and/or designee believes a felony may have been committed, he/she in consultation with the Investigator, shall notify the appropriate District Attorney's Office and shall ensure that the CCSD seek assistance and begin a cooperative investigation with that agency. If an inmate's involvement in the alleged sexually abusive behavior is suspected, he/she shall be placed in a secure setting pending investigation.

g. The PREA Coordinator or designee shall ensure that a PREA database case is opened for all investigations and that all appropriate documentation is recorded.

3. Security Response to Sexual Abusive Behavior Allegations:

a. All reports of sexual activity are to be considered PREA until a full investigation indicates otherwise;

b. Whenever possible, evidence collection shall be conducted by a trained Sexual Assault Investigator prior to the inmate's transport to an outside hospital;

c. Evidence collected at an outside hospital involving allegations of inmate-on-inmate sexually abusive behavior shall be retained by the transporting officer or Investigator. In instances where the alleged perpetrator is a staff member, the local hospital staff shall notify the PREA Coordinator who shall transport any evidence collected to the Investigator.

d. Any staff member receiving such a complaint shall follow CCSD's notification procedures, including the filing of an incident report prior to the end of shift; and,

e. As appropriate, the PREA Coordinator or Investigator shall be notified during normal business hours (Monday-Friday 8:00am - 4:00pm) by telephone. After hours notifications shall be made to the Shift Supervisor.

f. If the PREA Coordinator and/or designee believes a felony may have been committed, he/she in consultation with the Investigator, shall notify the appropriate District Attorney's Office and shall ensure that the CCSD seek assistance and begin a cooperative investigation with that agency. If an inmate/resident's involvement in the alleged sexually abusive behavior is suspected, he/she shall be placed in a secure setting pending investigation.

g. The PREA Coordinator or designee shall ensure that a PREA database case is opened for all investigations and that all appropriate documentation is recorded.

4. Investigation Response to Sexual Harassment/Sexually Abusive Behavior Allegations:

a. The CCSD shall ensure that an administrative or criminal investigation is completed for all allegations of sexual harassment/abuse utilizing those staff members who have received specialized training as it relates to a PREA investigation;

b. The assigned trained sexual assault investigator shall ensure that all evidence collected at the facility or at any hospital (Sexual Assault Evidence Collection Kit/Rape Kit, etc.) is transported to the CCSD as soon as possible. Evidence retained more than 24 hours (weekends/holidays), shall be properly refrigerated;

c. Potential witnesses shall be interviewed to gather information, corroborate the victim's statements, and/or to identify any suspect(s). Care should be taken to ensure the safety and security of potential witnesses from retribution or retaliation, and, if necessary and warranted, potential inmate witnesses shall be afforded opportunities for changes in housing placement, more secure housing, and/or accelerated classification for transfer; and,

d. If sufficient information or evidence is obtained during the investigation, a disciplinary report shall be issued.

5. Classification Response to Sexual Harassment/ Sexually Abusive Behavior Allegations:

The PREA Coordinator and/or designee shall ensure that an inmate's risk level is reassessed upon a referral, request, incident of sexual abuse, or receipt of additional information that bears on the inmate's risk of sexual victimization or abusiveness. A new Inmate Housing Risk Assessment is to be completed on the inmate predator and/or inmate victim. The new Inmate Housing Risk Assessment will be utilized to inform housing, bed, work, education, and program assignments with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive.

Evidence reviewed/analyzed by provision:

The policy, quoted above, provides the detailed response to allegations of sexual abuse to include first responders, security response, investigator, medical and mental health response, DVACK notification, and follow up classification requirements. A checklist has been developed for staff use in the event of a report to assist with

	<p>maintaining details as reported.</p> <p>Summary of evidence to support findings: As illustrated and analyzed, the auditor finds the facility compliant with the standard provisions.</p>
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115.66	Preservation of ability to protect inmates from contact with abusers
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Interview Sheriff · Interview with the PREA Coordinator/Captain · Observations · PAQ <p>The PAQ indicates that the facility has not entered into a collective bargaining on the agency's behalf. The interview with the Sheriff confirmed that he has no restrictions from removing a potential abuser from assignment pending an investigation.</p> <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p><i>Sexual Harassment/Assault Response Prevention Policy 4.132 Protecting Inmates from Contact with Abusers</i></p> <p><i>The CCSD's supervisory staff shall remove alleged staff sexual abusers from contact with any inmates/inmate's pending the outcome of an investigation or if a determination of whether and to what extent discipline is warranted.</i></p> <p><i>Nothing shall restrict the creation or the modification of policies which govern:</i></p> <ul style="list-style-type: none"> · <i>The conduct of the disciplinary process, as long as such policies are not inconsistent with the provisions of 115.72/.272 or 115.76/.276.</i> · <i>Whether a no-contact assignment that is imposed pending the outcome of an investigation shall be expunged from or retained in the staff member's personnel file following a determination that the allegation of sexual abuse is not substantiated.</i> <p>Evidence reviewed/analyzed by provision:</p>

	<p>(a)(b) There is no union. This was supported by informal interviews during the onsite audit. Policy, the interview with the Sheriff, and the PREA Coordinator/Captain, the PAQ and observations provided the auditor with sufficient evidence to support that the facility/agency is not restricted from removing 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.</p> <p>The auditor finds the facility compliant with the standard provisions.</p>
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115.67	Agency protection against retaliation
	<p>Auditor Overall Determination: Meets Standard</p> <p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Interviews Sheriff · Interview with designated staff members charged with monitoring for retaliation – PREA Coordinator/Captain · Retaliation Monitoring forms · PAQ <p>The PAQ indicates that there were no reported incidents of retaliation occurred. The auditor found no reason to dispute this during the audit process.</p> <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p><i>Sexual Harassment/Assault Response Prevention Policy 4.133 Protection Against Retaliation</i></p> <p><i>The CCSD protects 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. The PREA Coordinator or designee are responsible for monitoring and/or investigating any allegations of reports of retaliation.</i></p> <p><i>The CCSD employs 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 that fear retaliation for reporting sexual abuse, sexual harassment, or for cooperating with investigations.</i></p>

For at least 90 days following a report of sexual abuse, the PREA Coordinator or designee shall monitor the conduct and treatment of inmates or staff who reported the sexual abuse and of inmates/inmate who reported to have suffered sexual abuse to see if there are changes that may suggest possible retaliation by inmates or staff and shall act promptly to remedy any such retaliation. Items to be monitored include, but not limited to any inmate disciplinary reports, housing, or program changes, or negative performance reviews or reassignments by staff. Monitoring will continue beyond 90 days if the initial monitoring indicates a continuing need. The documentation of monitoring for retaliation (inmate and or staff) must be recorded and must be kept in the investigative file.

If any other individual who cooperates with an investigation expresses a fear of retaliation, the department shall take appropriate measures to protect that individual against retaliation and shall document its efforts to do so.

The obligation to monitor for retaliation shall terminate if the department determines, through the investigation process, the allegation is Unfounded.

Evidence reviewed/analyzed by provision:

(a) (b) The facility has 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 and shall designate which staff members or departments are charged with monitoring retaliation. They will 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. This was confirmed by the interview with the PREA Coordinator/Captain. Either he would complete the monitoring or seek the assistance of the PCM or others. As the facility is small, it is believable that any indicators of retaliation would be immediately reported to him. He would be aware of any housing changes, transfers or staff reassignments based on his role at the facility.

(c)(d) (e)(f) Policy addresses these requirements. Two forms have been developed for use, one for staff and one for inmates, which additionally ensures all requirements are met. The interview with the PREA Coordinator confirmed that different measures for protection can be used, based on the circumstances (housing change, staff reassignment, additional training). Monitoring would occur for at least 90 days for those relevant to a sexual abuse allegation. It can continue longer if deemed necessary. It would include periodic checks with the individual(s) monitored and would cease if the investigation was unfound. The PAQ supports that no incidents of retaliation occurred; the auditor found this credible based on all observations and interactions during the onsite audit.

As illustrated and analyzed, the auditor finds the facility compliant with the standard provisions.

115.68	Post-allegation protective custody
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Interview Sheriff · Interview staff who supervise isolation - all security officers · PAQ <p>The PAQ indicates there has been no incident where inmates who suffered sexual abuse was held in involuntary segregated housing in the past twelve months. The auditor found no reason to dispute this during the audit process.</p> <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p><i>Sexual Harassment/Assault Response Prevention Policy 4.134 Post-allegation Protective Custody</i></p> <p><i>Any use of Restrictive Housing to protect an inmate who is alleged to have suffered sexual abuse shall be subject to the requirements of 115.43.</i></p> <p>Technically, the facility does not have restricted housing. There are four cells designated for isolation. However, status in these beds would not eliminate any privileges. All interviews, to include the Sheriff, PREA Coordinator/Captain, sergeants and corrections officers confirmed that an inmate who alleged sexual abuse has not been placed in these cells. The jail, even though small, has various options for placement of an inmate in another housing unit in which they would not be interacting with inmates in other pods.</p> <p>Summary of evidence to support findings: Based on policy, observations informal interview with an inmate and formal interviews with the Sheriff and PREA Coordinator/Captain, the auditor finds the facility compliant with the standard provisions.</p>

115.71	Criminal and administrative agency investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	The auditor reviewed, gathered, analyzed and/or retained the following evidence

related to this standard:

- Sexual Harassment/Assault Response Prevention Policy
- Interview with the investigator
- Interview with the PREA Coordinator/Captain
- Interview with the Sheriff
- Observations

PAQ indicates no substantiated allegations of conduct that appeared criminal were referred for prosecution since the last PREA audit. The auditor found no reason to dispute this during the audit process.

The following policy excerpts supports compliance with the requirements of this standard:

Sexual Harassment/Assault Response Prevention Policy 4.135 Criminal and Administrative Investigations

The CCSD shall conduct its own investigations into all allegations of sexual abuse and sexual harassment and shall ensure that such investigations are done so promptly, thoroughly, and objectively, including third party and anonymous reports.

Where inmate-on-inmate or staff-on-inmate sexual abuse is alleged, CCSD shall only use investigators who have received specialized training in sexual abuse investigations pursuant to 115.34, or when warranted, by the Cloud County District Attorney's Office. The PREA Coordinator, in consultation with the Investigator will review the allegations and make the appropriate referral for investigation.

Investigator shall gather and preserve direct and circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data, shall interview alleged victims, suspected perpetrators, and witnesses, and shall review prior complaints and reports of sexual abuse involving the suspected perpetrator.

When the quality of evidence appears to support criminal prosecution, the investigator shall conduct compelled interviews, only after consulting with prosecutors as to whether compelled interviews may be an obstacle for subsequent criminal prosecution.

The credibility of an alleged victim, suspect, or witness shall be assessed on an individual basis and shall not be determined by the person's status as inmate or staff. No agency shall require an inmate who alleges sexual abuse to submit to a polygraph examination or other truth-telling device as a condition for proceeding with the investigation of such an allegation.

Investigations:

· Shall include an effort to determine whether staff actions or failures to act contributed to the abuse; and,

· Shall be documented in written reports that include a description of the physical and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings.

Criminal Investigations:

· Shall be documented in a written report that contains a thorough description of evidence and attaches copies of all documentary evidence where feasible.

· Substantiated allegations of conduct that appears to be criminal shall be referred for prosecution.

The CCSD shall retain all written reports referenced in paragraphs (6) and (7) of this section for as long as the alleged abuser is incarcerated or employed by the department, plus five years.

The departure of the alleged abuser or victim from the employment or control of the CCSD shall not provide a basis for initiating or terminating an investigation.

Any State entity or Department of Justice component that conducts such investigations shall do so pursuant to the above requirements.

When outside agencies investigate sexual abuse, the CCSD shall cooperate with outside investigators and shall endeavor to remain informed about the progress and final determination of the investigation. All efforts in this regard shall be documented and maintained by the PREA Coordinator or designee. The inmate shall remain updated on the progress and final conclusion of any such investigation and these updates shall be documented as well.

Policy mirrors the requirements of all standard provisions.

Evidence reviewed/analyzed by provision:

(a) The facility uses the agency investigator, who conducts investigations inside and outside the Jail. Interviews with the Sheriff (who previously held the investigator position), PREA Coordinator/investigator supported that all allegations will be reported to the investigation and investigations will be initiated promptly, thoroughly and objectively, including that received via a third-party allegation or anonymous complaint. The PREA Coordinator/Captain is also able to conduct sexual abuse investigations as he has completed the training.

(b) The investigator has received training see comments to 115.34.

(c) The investigator indicated he would collect all direct and circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data; shall interview alleged victims, suspected perpetrators, and witnesses; and shall review prior complaints and reports of sexual abuse involving the suspected perpetrator. The facility would ensure the scene is secured in addition to

	<p>other protective measures as required in the Response Plan.</p> <p>(d) (e) The investigator indicates he works closely with the prosecutor and would only conduct compelled interviews after consulting with prosecutors as to whether compelled interviews may be an obstacle for subsequent criminal prosecution and would make referrals. Additionally, polygraph tests are prohibited in accordance with the Kansas state law, and therefore not used in any aspect of the investigation for sexual abuse or sexual harassment. The credibility of each witness would be assessed based on how it aligns with the evidence.</p> <p>(f) (g) The interview with the investigators did confirm that staff actions are reviewed in every case. Although there are no PREA investigations to review, he indicated that the investigations would be standardized, written reports that include a description of the physical and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings. Criminal investigations shall be documented in a written report that contains a thorough description of physical, testimonial, and documentary evidence and attaches copies of all documentary evidence where feasible. He conducts both criminal and administrative investigations.</p> <p>(i) Substantiated allegations of conduct that appears to be criminal shall be referred for prosecution. This is supported in policy and through the interview with the investigator.</p> <p>(j) The departure of an alleged abuser or victim from employment or control of the agency does not provide a basis for terminating an investigation, as confirmed by the interview and policy. If an alleged abuser or perpetrator leaves as a result of commitment to the state corrections, the investigator indicates he is in contact with the Kansas Department of Corrections PREA Coordinator who can assist with continuation of the investigation.</p> <p>(k) Auditor is not required to audit this provision.</p> <p>(l) The investigator assured the auditor that he, and the Sheriff and the Captain (PREA Coordinator) would remain informed of any investigations conducted by the Kansas State Police.</p> <p>Summary of evidence to support findings: Policy supports all aspects of the provisions. The interview with the investigator, PREA Coordinator and Sheriff all provided further assurances of knowledge of and compliance with the requirements. Observation of the camera system afforded the auditor the ability to conclude that they have a high likelihood of being able to align the allegations with video evidence. Based on these factors, the auditor finds the facility is compliant with the standard provisions.</p>
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115.72	Evidentiary standard for administrative investigations
	Auditor Overall Determination: Meets Standard

	<p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Observations · Interviews Investigative staff · Review of investigations using preponderance of evidence (administrative) <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p><i>Sexual Harassment/Assault Response Prevention Policy 4.136 Evidentiary Standard Administrative Investigations</i></p> <p><i>The CCSD shall not impose no standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated.</i></p> <p>The interview with the investigator supports that for administrative investigations, a preponderance of evidence would be used to make determinations. This is defined as substantiated – evidence to support it occurred, unsubstantiated, insufficient evidence to support it occurred or didn't occur and unfounded, evidence to support it did not occur. Evidence would be measured by anything resulting in greater than 50%. As there were no investigations to review to determine compliance, the auditor has relied on the interview with the investigator and policy. The auditor finds the facility compliant with the standard provisions.</p>
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115.73	Reporting to inmates
	<p>Auditor Overall Determination: Meets Standard</p> <p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy – Inmate Education · Interview PREA Coordinator/Captain · Inmate Notification form · PAQ

The PAQ indicates the following:

zero investigations of alleged sexual abuse completed

zero investigations of alleged sexual abuse completed where inmate was notified of the results (verbally or in writing)

zero sexual abuse investigations completed by an outside agency

zero notifications of the results of an investigation completed by an outside agency

zero substantiated cases of staff sexual abuse

zero notifications made pursuant to those

zero notifications provide to inmates

zero those that are documented

The following policy excerpts supports compliance with the requirements of this standard:

Sexual Harassment/Assault Response Prevention Policy 4.137 Reporting to Inmates

Following an investigation into an inmate's allegation that he/she suffered sexual abuse at a facility, the CCSD shall inform the inmate as to whether the allegation has been determined to be Substantiated, Unsubstantiated or Unfounded

If the CCSD did not conduct the investigation, it shall request the relevant information from the investigative agency to inform the inmate and shall documented the efforts made to do so.

Following an inmate's allegation that a staff member has committed sexual abuse against the inmate, the agency shall subsequently inform the inmate whenever

- The staff member is no longer allowed within the inmate unit;*
- The staff member is no longer employed by the CCSD;*
- The CCSD learns that the staff member has been indicted on a charge related to sexual abuse within the facility; and,*
- The CCSD learns that the staff member has been convicted on a charge related to sexual abuse within the facility.*

Following an inmate's allegation that he/she was sexually abused by another inmate, the agency shall subsequently inform the alleged victim whenever

- The CCSD learns that the alleged abuser has been indicted on a charge related to sexual abuse within the facility; and,*
- The CCSD learns that the alleged abuser has been convicted on a charge related to sexual abuse within the facility.*

	<p><i>The obligation to report shall terminate if the inmate is released from the CCSD's custody.</i></p> <p>Evidence reviewed/analyzed by provision:</p> <p>(a) (b)(c)(d) (e) (f) Policy, interview with the PREA Coordinator (Captain) confirm that if an incident of sexual abuse occurred, the inmate would be notified of the outcome of the investigation if still housed at the facility. If the investigation was conducted by the Kansas State Police, the PREA Coordinator, Sheriff and agency investigator would be informed of the findings and ensure the inmate was informed.</p> <p>Summary of evidence to support findings: Policy, PAQ, notification form, and interview with the investigator provided the auditor with sufficient evidence to support a finding of compliance.</p>
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115.76	Disciplinary sanctions for staff
	<p>Auditor Overall Determination: Meets Standard</p> <hr/> <p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Interview with the PREA Coordinator (Captain) · PAQ <p>The PAQ notes that no staff has been disciplined for violation of agency sexual abuse or sexual harassment policies. No staff have been reported to law enforcement or licensing bodies following termination or resignation for violating agency sexual abuse or sexual harassment policies. The auditor found no evidence to dispute this statement during the audit process.</p> <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p><i>Sexual Harassment/Assault Response Prevention Policy 4.138 Disciplinary Sanctions for Staff</i></p> <p><i>Staff shall be subject to disciplinary sanctions up to and including termination for violating the CCSD's zero tolerance towards sexual harassment and/or sexually abusive behavior (SHARPP) involving any of the inmates in the custody of the CCSD. Termination shall be the presumptive disciplinary sanction for staff who engaged in sexual abuse.</i></p> <p><i>Disciplinary sanctions for violating CCSD's SHARPP relating to sexual abuse or sexual</i></p>

	<p><i>harassment shall be commensurate with the nature and circumstance of the acts committed, the staff member's disciplinary history and the sanctions imposed for comparable offenses by other staff with similar history.</i></p> <p><i>All terminations for violation of department sexual abuse of sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, shall be reported to law enforcement agencies, unless the activity was clearly not criminal, and to any relevant licensing bodies.</i></p> <p>Evidence reviewed/analyzed by provision:</p> <p>(a) (b) (c)(d) Policy and the interview with the PREA Coordinator/Captain in addition to all observations and conversations during the onsite audit provided sufficient evidence to find the facility compliant with the standard provisions.</p> <p>Summary of evidence to support findings: Policy, interviews and observations demonstrated evidence of compliance. The auditor finds the facility compliant with the standard provisions.</p>
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115.77	Corrective action for contractors and volunteers
	<p>Auditor Overall Determination: Meets Standard</p> <p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Interviews Sheriff · Interview with the PREA Coordinator (Captain) · Interviews with contractual staff/volunteers · PAQ <p>The PAQ notes that no contractor or volunteer has been involved in an investigation regarding sexual abuse or sexual harassment towards an inmate. The auditor found no evidence to dispute this statement during the audit process.</p> <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p>Sexual Harassment/Assault Response Prevention Policy <i>4.139 Corrective Action for Contractors, Interns, Volunteers and or Advocates</i></p> <p><i>Any contractor, intern, volunteer and/or advocate who engages in sexual harassment</i></p>

and or sexually abusive behaviors towards inmates in the care, custody and control of the CCSD shall be prohibited from contact with inmates and shall be reported to law enforcement agencies, unless the activity was clearly not criminal, and to relevant licensing bodies.

The CCSD shall take appropriate remedial measures and shall consider whether to prohibit further contact with inmates, in the case of any other violation of CCSD SHARPP by contractors, interns, volunteers, and or advocates.

Evidence reviewed/analyzed by provision:

(a) (b) Policy mirrors the standard requirements. The interview with the contractual staff (Nurse) revealed to the auditor that she is aware of the obligation to follow the law and can be subjected to criminal charges. The interview with the PREA Coordinator confirmed compliance noting that contractors/volunteers are provided information regarding this before being allowed to enter the detention area and the Sheriff confirmed that he can stop any volunteer or contractual staff from entering the jail if there are allegations of sexual harassment or sexual abuse. The PAQ indicates there have been no allegations of sexual abuse or sexual harassment by a contractual staff. The auditor found this credible. The auditor finds there is sufficient evidence to find the facility compliant with the standard provisions.

115.78	Disciplinary sanctions for inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Interview Sheriff · Interviews with staff who conduct disciplinary hearings · Facility Rulebook · Observations · PAQ <p>The PAQ indicates there have been no administrative findings or criminal findings of inmate-on-inmate sexual abuse. The auditor found no reason to dispute this during the audit process.</p> <p>The following policy excerpts supports compliance with the requirements of this standard:</p>

Sexual Harassment/Assault Response Prevention Policy 4.140 *Disciplinary Sanctions for Inmates*

Inmates shall be formally disciplined following an administrative finding that the inmate engaged in inmate-on-inmate sexual abuse or following a criminal finding of guilt for inmate-on-inmate sexual abuse.

Sanctions shall be 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. The disciplinary process shall consider whether an inmate's mental disabilities or mental illness contributed to his/her behavior when determining what type of sanction, if any, should be imposed.

The CCSD may discipline an inmate for sexual contact with staff only upon a finding that the staff member did not consent to such contact. As such, allegations shall be considered for referral to the Cloud County District Attorney's Office for possible prosecution.

For the purpose of disciplinary action, a report of alleged sexual abuse made in good faith based upon a reasonable belief that the alleged conduct occurred, shall not constitute falsely reporting an incident or lying, even if an investigation does not establish evidence sufficient to substantiate the allegation.

However, any inmate who knowingly makes a false allegation of sexual harassment and or sexually abusive behaviors shall be subject to disciplinary actions.

The CCSD prohibits all sexual activity between inmates and shall discipline inmates for such activity ("Consensual, but Unauthorized"). The department may not, however, deem such activity to constitute sexual abuse if it determines that the activity was consensual between the two inmates.

Evidence reviewed/analyzed by provision:

(a) Policy supports that Inmates are subject to disciplinary sanctions pursuant to a formal disciplinary process following an administrative finding that the inmate engaged in inmate-on-inmate sexual abuse or following a criminal finding of guilt for inmate-on-inmate sexual abuse. Inmates are made aware of that sexual misconduct is a violation of the rules in the inmate handbook, which is provided to inmates at intake. Additionally, they sign acknowledging they are made aware of the rules pertaining to zero tolerance and the methods for reporting at intake.

(b) (c) Policy addresses this requirement and supports the requirement that sanctions shall be 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. The disciplinary process shall consider whether an inmate's mental disabilities or mental illness contributed to his/her behavior when determining what type of sanction, if any, should be imposed. The facility has a contract with a community provider to provide mental health services as needed. and was confirmed by the interview with staff who conduct disciplinary

	<p>hearings.</p> <p>(d) As indicated in policy, the facility does not offer programming such as therapy, counseling, or other interventions designed to address and correct underlying reasons or motivations for the abuse.</p> <p>(e) The facility may discipline an inmate for sexual contact with staff only upon a finding that the staff member did not consent to such contact is supported in policy and was confirmed by the interview with staff who conduct disciplinary hearings.</p> <p>(f) Policy confirms that a report of sexual abuse made in good faith based upon a reasonable belief that the alleged conduct occurred shall not constitute falsely reporting an incident or lying, even if an investigation does not establish evidence sufficient to substantiate the allegation.</p> <p>(g) The facility does prohibit all sexual activity between inmates and does discipline inmates for such activity. It does not deem such activity to constitute sexual abuse if it determines that the activity is not coerced. This is discussed with the inmate at intake education.</p> <p>Summary of evidence to support findings: The PAQ indicates there have been no administrative findings or criminal findings of inmate-on-inmate sexual abuse. Policy, the interview with staff who conduct disciplinary hearings support compliance with the provisions of the standard. The auditor finds the facility compliant with the standard provisions.</p>
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115.81	Medical and mental health screenings; history of sexual abuse
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Floor officer FTO checklist · Demonstration of the intake process · Interviews inmates who disclose sexual victimization at risk screening · Interview staff responsible for risk screening · Random request for intake documents (nine examples) · PAQ

The PAQ indicates that 100% of inmates who disclosed prior victimization during screening who were offered a follow up meeting with medical/mental health practitioner.

The following policy excerpts supports compliance with the requirements of this standard:

Sexual Harassment/Assault Response Prevention Policy 4.141 Medical and Mental Health Screenings: History of Sexual Abuse

If during an Intake screening process, staff determine that an inmate has experienced prior sexual victimization or was a perpetrator of sexual abuse, whether it occurred in an institutional setting or in the community, staff shall ensure that the inmate is offered a follow-up meeting with a medical or mental health practitioner within 14 days of the Intake screening. All Intake screening and any follow-up meetings shall be documented. Additionally, PREA or designee shall be notified and shall maintain an up-to-date list of victims and perpetrators, by facility, and continue to monitor both groups throughout their respective stays.

Any information related to sexual victimization or abusiveness which occurred in an institutional setting shall be strictly limited to medical and mental health practitioners and other staff, as necessary, to inform treatment plans, security, and management decisions, including housing, bed, work, education, and program assignments, or as otherwise required by Federal, State or local law.

Medical and mental health practitioners shall 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.

Floor Officer FTO checklist:

What to do if an inmate wishes to speak to someone regarding past sexual abuse: 1. If an inmate states on being booked into our jail that they have been a victim of sexual abuse in the past, we will ask them if they wish to speak to someone about the abuse. 2. If they wish to speak to someone about the abuse from their past, we will call DVACK. We have a Memorandum of Understanding (MOU) with them in regard to people that have been victimized. We will call DVACK immediately and inform them that we have an inmate that wishes to speak to someone about sexual abuse that has previously happened to them. 3. DVACK will set up a time to speak with the inmate. It is possible that they do it over the phone, on a computer or that someone will come here in person. We will accommodate DVACK in any way that we can to help them speak with the inmate about the abuse. 4. At this point, we have done our part on following PREA standard. DVACK may set up future appointments with the inmate. Again, we will accommodate them as best we can.

Evidence reviewed/analyzed by provision:

(a) (b) This is not applicable to this facility as it is a jail.

(c) The medical questionnaire/PREA Risk assessment prompts staff to request if the

	<p>inmate wants a follow up meeting with a medical provider or the victim advocacy agency based on acknowledgement of prior sexual abuse in an institution or outside an institution. The auditor received verification that the victim advocate was contacted and visited an inmate personally to discuss this. The facility has a private room for visits where this meeting would take place. Interviews with inmates confirmed they were offered the service but declined.</p> <p>(d) Any information related to sexual victimization or abusiveness that occurred in an institutional setting shall be strictly limited to staff, as necessary, to inform treatment plans and security and management decisions, including housing, bed, work, education, and program assignments, or as otherwise required by Federal, State, or local law. Staff interviews confirmed to the auditor their understanding and compliance with confidentiality. As they all complete the risk assessment, they would provide the information to the supervisor and PREA Coordinator to make necessary housing assignments.</p> <p>(e) A consent form has been developed should the staff receive information about sexual victimization that did not occur in an institutional setting. They report they have not had this situation occur.</p> <p>Summary of evidence to support findings: Policy, interviews, evidence of mental health follow up and overall observations provided evidence of compliance. The auditor finds the facility compliant with the standard provisions.</p>
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115.82	Access to emergency medical and mental health services
	<p>Auditor Overall Determination: Meets Standard</p> <p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Sexual Abuse Response Plan · Interview with the Captain/PREA Coordinator · Observations made during the tour <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p>Sexual Harassment/Assault Response Prevention Policy <i>4.142 Access to Emergency Medical and Mental Health Services</i></p> <p><i>Inmate victims of sexual abuse shall receive timely, unimpeded access to emergency</i></p>

	<p><i>medical treatment and crisis intervention services, the nature and scope of which are determined by medical and mental health practitioners according to the professional judgment.</i></p> <p><i>If no qualified medical or mental health practitioners are available at the time a report of recent abuse is made, security staff first responders shall take preliminary steps to protect the victim pursuant to §115.62 and shall immediately notify the appropriate medical and mental health practitioners.</i></p> <p><i>Inmate victims of sexual abuse while incarcerated shall be offered timely information and time access to emergency contraception and sexually transmitted infections prophylaxis, in accordance with professionally accepted standards of care, when medically appropriate. Treatment services shall be 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 alleged incident.</i></p> <p>Evidence reviewed/analyzed by provision:</p> <p>(a) (b)(c)(d) Policy noted above addresses all aspects of the standard provisions. The facility has not had any reported sexual abuse allegations, the auditor found this credible. Based on policy and the PAQ, the auditor finds the facility compliant with the standard provisions.</p>
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115.83	Ongoing medical and mental health care for sexual abuse victims and abusers
	Auditor Overall Determination: Meets Standard
	<p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Observations made during the tour <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p><i>Sexual Harassment/Assault Response Prevention Policy 4.143 Ongoing Medical and Mental Health Care for Sexual Abuse Victims and Abusers</i></p> <p><i>The CCSD offers medical and mental health evaluations and, as appropriate, treatment to all inmates/residents who have been victimized by sexual abuse or inmates/residents of who have perpetrated sexual abuse in any prison, jail, lockup or juvenile facility. Each inmate/resident victim or perpetrator shall be individually assessed. All such assessments shall be documented.</i></p>

	<p><i>The evaluation and treatment of such victims shall 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. Medical and mental health services provided shall be consistent with the community level of care. All such care shall be documented. Inmate/resident victims/perpetrators of sexual abuse, while incarcerated, shall be offered tests for sexually transmitted diseases, at no cost, and as medically appropriate.</i></p> <p><i>The CCSD shall conduct a mental health evaluation of all known inmate/resident-on-inmate/resident abusers within 60 days of learning of such abuse history and offer treatment when deemed appropriate by mental health practitioners. All such treatment shall be documented.</i></p> <p>Evidence reviewed/analyzed by provision:</p> <p>(a) (b) (c)(d)(e) (f) (g) Policy noted above addresses all aspects of the standard provisions. The facility has not had any reported sexual abuse allegations, the auditor found this credible.</p> <p>(h) This is not applicable as this is jail.</p> <p>Based on policy and the PAQ, and interview with the Captain/PREA Coordinator the auditor finds the facility compliant with the standard provisions.</p>
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115.86	Sexual abuse incident reviews
	<p>Auditor Overall Determination: Meets Standard</p> <hr/> <p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Interview with the Sheriff · Sexual Abuse Incident Review Form · Interview with the PREA Coordinator · PAQ <p>The PAQ indicates that there were no criminal and/or administrative investigations of alleged sexual abuse completed at the facility, excluding only “unfounded” incidents.</p> <p>The following policy excerpts supports compliance with the requirements of this standard:</p>

Sexual Harassment/Assault Response Prevention Policy 4.144 Sexual Abuse Incident Reviews

The CCSD has established a PREA committee comprised of the PREA Coordinator, PREA Manager, Investigator, medical, and/or mental health practitioners. The PREA committee shall conduct monthly, documented meetings to assess site specific sexual harassment/abuse issues and ensure compliance with DOJ PREA standards and SHARPP. The committee's activities are to be overseen by the PREA Coordinator, in conjunction with input from the PREA Manager.

This committee shall also include a sexual harassment /abuse incident review at the conclusion of all substantiated and unsubstantiated investigations. Investigations which result in a determination of "unfounded" do not need to be formally reviewed as part of the aforementioned incident review meeting. These Incident reviews shall ordinarily occur within 30 days of the conclusion of the investigation. The date of the conclusion of an investigation is the date the PREA Coordinator/designee enters the official outcome of the investigation.

Review Team Responsibilities:

a. Consider whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual harassment/abuse;

b. Consider whether the incident or allegation was motivated by race, ethnicity, gender identity, sexual orientation, transgender, or intersex (LGBTI) identification status or perceived status, gang affiliation, or whether the incident was motivated or otherwise caused by other group dynamics at the institution;

c. Examine where the incident allegedly occurred to assess whether physical barriers in the area may have enabled the incident;

d. Assess the adequacy of staffing levels where the incident allegedly occurred during various shifts;

e. Assess whether monitoring technology should be deployed or enhanced to supplement supervision by staff; and,

f. Document the review process. The committee shall document its findings, including, but not limited to, determinations made pursuant to the above and any recommendations for improvement. The facility shall implement the recommendations for improvement or shall document its reasons for not doing so.

Evidence reviewed/analyzed by provision:

(a) (b) (c) (d)(e) Policy, the interview with the PREA Coordinator and the Sexual Abuse Incident Review form address the requirements of the standard provisions. There were no completed incident reviews to review as they have not had a PREA allegation in the previous twelve months. The auditor found this credible after talking to the majority of staff and thirty percent of the inmate population.

The auditor finds the facility compliant with the standard provisions.

115.87 Data collection

Auditor Overall Determination: Meets Standard

Auditor Discussion

The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:

- Sexual Harassment/Assault Response Prevention Policy
- Webpage https://www.cloudcountyks.org/elected/sheriff/cloud_county_sheriff_s_office_public_information_policy_related_to_prea.php
- Interview PREA Coordinator
- Annual Report
- Observations
- SSV 2021

The following policy excerpts supports compliance with the requirements of this standard:

Sexual Harassment/Assault Response Prevention Policy 4.145 Data Collection

The CCSD collects accurate, uniform data for every allegation of sexual harassment/abuse at its facility. The CCSD's PREA Coordinator shall aggregate the incident-based sexual abuse data at least annually and submit a report to the DOJ as required using the uniform data collected. The incident-based data collected shall include, at a minimum, the data necessary to answer all inquiries and or surveys by the DOJ.

The CCSD maintains, reviews, and collects data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews. Upon request, the PREA Coordinator shall provide all such data from the previous calendar year to the DOJ.

It provides the following definitions to standardized collection of data. Definitions are consistent with those provided with the PREA law.

41.07 Definitions

Agency: Also referred as the Cloud County Sheriff's Department (CCSD). The unit of a State, local, corporate, nonprofit authority, or the Department of Justice, with direct responsibility for the operation of any facility that confines inmates, detainees, or inmates, including the implementation of policy as set by the governing, corporate, or nonprofit authority.

Agency Head: Principal official of the Cloud County Sheriff's Department - the Sheriff.

Allegation: Any incident reported to, or by, a department staff person, contractor, volunteer, third party, or inmate, involving an inmate victim of sexual harassment/ sexually abusive behavior, which incident may lead to, or is pending the outcome of, an investigation.

At Risk: Inmates who exhibit characteristics consistent with potential victims or perpetrators of sexual harassment or sexually abusive behavior.

Body Cavity Search: An intrusive search of an inmate's body cavities to determine if contraband is being concealed. Such searches shall only be conducted by medical staff of the same gender, except in exigent circumstances and only when authorized by the Jail Administrator and/or Sheriff.

Community Confinement Facility: Any community treatment center, halfway house, restitution center, mental health facility, alcohol or drug rehab center, or other community correctional facility in which individuals reside as part of a term of imprisonment or as a condition of pre-trial release or post-release while participating in gainful employment.

Consent: The cooperation in an act or attitude pursuant to an exercise of free will and with the full understanding of the nature of the act. Inmates cannot consent to any sexual and/or intimate acts with any employee, contractor, volunteer, intern, advocate, or third party.

Contractor: Any person who provides services on a recurring basis pursuant to a contractual agreement with the CCSD.

Direct Staff Supervision: Requires security staff to be in the same room with and within reasonable hearing distance of the inmate.

Employee: Any person who works directly for the Cloud County Sheriff's Department.

Exigent Circumstances: Any set of temporary and unforeseen circumstances that require immediate action in order to combat a threat to the life/safety of individuals and/or to the security or overall orderly operation of a facility.

Facility: A place, institution, building, set of buildings, structure, or area that is used by the Cloud County Sheriff's Department for care, custody, and control of individuals.

Facility Head: The principal official, typically the Jail Administrator, appointed by the Sheriff to oversee the day-to-day operations of a confinement facility.

Full Compliance: Compliance with all material requirements of each standard except for de minimis violations, or discrete and temporary violations during otherwise sustained periods of compliance.

Gender Dysphoria (GD): The formal diagnosis used by psychologists and physicians to describe individuals who experience significant distress over the sex and gender they were assigned at birth.

Gender Nonconforming: A person whose appearance or manner does not conform to traditional societal gender expectations.

Inmate: Any person incarcerated or detained in a jail or community confinement facility.

Intern: Any individual, usually a student in a formal program, who works for the CCSD (without pay) to gain work experience.

Intersex: Any person whose sexual or reproductive anatomy or chromosomal pattern does not seem to fit typical definitions of a male or female. Intersex medical conditions are sometimes referred to as disorders of sex development.

Intimacy: Any behavior between individuals which does not rise to the level of sexual abuse or harassment, but which is close, personal, and creates/maintains an emotional and/or sexual connection, including, but not limited to, kissing, touching parts of the body (not included under the definition of sexual abuse), sending/receiving personal letters/cards/gifts, or engaging in unauthorized phone calls. Intimacy and intimate relationships between staff members and inmates are expressly prohibited.

Investigator: The Investigator is charged with investigating allegations of (or failing to report) allegations of sexual harassment and/or sexually abusive behavior by employees, contractors, volunteers and interns towards any inmate and/or inmates under the care, custody, and control of the CCSD.

Jail: A confinement facility within the CCSD administered by the Sheriff and or Jail Administrator which confines adults who are pending adjudication of criminal charges or adults committed to confinement after adjudication of criminal charges for sentences.

LGBTI: A common acronym for a lesbian, gay, bisexual, transgender or intersex person.

Kansas Staff Sexual Misconduct: K.S.A. 21-3520 prohibits "unlawful sexual relations" between staff and inmates. Unlawful sexual relations include, "engaging in consensual sexual intercourse, lewd fondling or touching, or sodomy." Unlawful sexual relations are a level 5 felony offense.

Medical Practitioner: Any health professional who by virtue of education, credentials, and experience, is permitted to evaluate and care for patients within the scope of his/her professional practice. A qualified medical practitioner refers to such a professional who has also successfully completed specialized training for treating sexual abuse victims.

Mental Health Practitioner: Any mental health professional who, by virtue of education, credentials, and experience is permitted by law to evaluate and care for patients within the scope of his/her professional practice. A professional who has also successfully completed specialized training for treating sexual abuse victims.

Pat-down Search: The correctional practice of the running of the hands over the clothed body of an inmate, detainee, or inmate by correctional staff to determine whether the individual possesses contraband.

Physical Assault: Any intentional or reckless action taken by an individual which causes injury or creates potential injury to another individual, including, but not limited to, physical contact, contact by means of an object, or contact by means of bodily fluids (e.g., spitting, throwing urine, etc.).

Prison Rape Elimination Act (PREA): Federal legislation (Public Law No. 108-79), enacted in 2003 to provide for the analysis of the incidence and effects of prison rape in federal, state and local institutions, and to provide information, resources, recommendations, and funding, to protect individuals from prison rape.

PREA Annual Safety Assessment: A yearly assessment designed to ensure that an institution's physical plant and operational system are assessed in relation to the National Prison Rape Elimination Commission standards and the Department performance measures and policies.

PREA Committee: A facility level, staff committee comprised of individuals deemed integral to the successful implementation of the PREA process. The committee, led by the CCSD's PREA Coordinator shall meet at least monthly to review, assess, and/or facility. This committee is also responsible for reviewing all sexual harassment/abuse investigations (substantiated, unsubstantiated, and unfounded allegations), which have been closed within the last 30 days.

PREA Coordinator: An upper level CCSD staff person responsible for developing, implementing, and overseeing, the CCSD's efforts to comply with the Department of Justice (DOJ) PREA standards and with all CCSD SHARPP related policies within the CCSD's facility.

PREA Manager: A staff member of the CCSD responsible for implementing and monitoring the Sexual Harassment/Abuse Response Prevention Policy (SHARPP) and coordinating the facility's compliance with the SHARPP standards.

Inmate: Means any person confined or detained in a community confinement facility.

Security Staff: Means employees primarily responsible for the care, custody and control of inmates, detainees or inmates within the CCSD.

Sexual Assault Nurse Examiner (SANE): Provides necessary medical care and ensures medical intervention to victims of assault who are examined at designated emergency hospital.

Sexual Abuse, Inmate-on-Inmate: Sexual abuse of an inmate by another inmate includes any of the following acts if the inmate victim does not consent, is coerced into such act by overt or implied threats, or is unable to consent or refuse:

1) Contact between the penis and the vulva or the penis and the anus, including penetration, however slight;

2) *Contact between the mouth and the penis, vulva, or anus;*

3) *Penetration of the anal or genital opening of another person, however slight, by a hand, finger, object, or other instrument; and*

4) *Any other intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh, or the buttocks of another person, excluding contact incidental to a physical altercation.*

Sexual Abuse, Staff-on-Inmate: Sexual abuse of an inmate by a staff member includes any of the following acts, with or without consent of the inmate:

1) *Contact between the penis and the vulva or the penis and the anus, including penetration, however slight;*

2) *Contact between the mouth and the penis, vulva, or anus;*

3) *Contact between the mouth and any body part where the staff member has the intent to abuse, arouse, or gratify sexual desire;*

4) *Penetration of the anal or genital opening, however slight, by a hand, finger, object, or other instrument, that is unrelated to official duties or where the staff member has the intent to abuse, arouse, or gratify sexual desire;*

5) *Any other intentional contact, either directly or through the clothing, of, or with, the genitalia, anus, groin, breast, inner thigh, or the buttocks, which contact is unrelated to official duties or where the staff member has the intent to abuse, arouse, or gratify sexual desire;*

6) *Any attempt, threat, or request, by a staff member to engage in the activities described in paragraphs (1)-(5) of this section;*

7) *Any display by a staff member of his or her uncovered genitalia, buttocks, or breast, in the presence of an inmate, and*

8) *Voyeurism by a staff member, which is defined as an invasion of the privacy of an inmate by a staff member for reasons unrelated to official duties (e.g., peering at an inmate who is using a toilet in his/her cell to perform bodily functions, requiring an inmate to expose his/her buttocks, genitals, or breasts, or taking images of all or part of an inmate's naked body or of an inmate performing bodily functions).*

SHARPP: The acronym used to refer to the CCSD 918.00 Sexual Harassment/Assault Response Prevention Policy (SHARPP).

Strip Search: Requiring an inmate or inmate to remove their clothing in an effort to determine if the inmate or inmate is attempting to conceal contraband on their person or clothing. Strip searches shall be conducted by security staff or medical staff of the same gender as the inmate being searched (except in an exigent circumstance and only when authorized by the Shift Commander).

Voyeurism: The purposeful invasion of privacy of an inmate, detainee, or inmate by

an employee, contractor, volunteer, advocate, intern or visitor for reasons unrelated to official duties, such as peering at an inmate who is using a toilet in his or her cell to perform bodily functions; requiring an inmate to expose his or her buttocks, genitals, or breasts; or taking images of all or part of an inmate's naked body or of an inmate performing bodily functions.

Youthful Inmate: Any person under the age of 18 who is under adult court supervision and incarcerated or detained in a prison or jail.

Evidence reviewed/analyzed by provision:

(a)(b)(c)(d) (f) Policy supports the requirements of the standard. The PREA Coordinator is aware of the requirements and is preparing to complete the first annual report since the jail re-opened. The facility has completed the SSV annually; the last one submitted was in 2021 - a copy was provided to the auditor. The Annual Review PREA template addresses all provisions of the standard to include problem areas, ongoing corrective action, and report of findings and corrective action. The interview with the Sheriff confirmed that he will approve the report and that it will be placed on the agency website.

(e)This does not apply to this facility as they do not contract with private facilities for the confinement of its inmates.

Summary of evidence to support findings: Policy, definitions consistent with the PREA law, availability of Annual reports on the web page, interview with the PREA Coordinator, the 2021 SSV, observations and the completed 2023 Annual Report all provided sufficient evidence to support a finding of compliance with the standard provisions.

115.88	Data review for corrective action
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Sexual Harassment/Assault Response Prevention Policy · Interview with the Sheriff · Interview PREA Coordinator · Link to website · Annual Report on the Prison Rape Elimination Act - template · Observations

	<p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p>Sexual Harassment/Assault Response Prevention Policy 4.146 <i>Data Collection for Corrective Action</i></p> <p><i>On an annual basis, the PREA Coordinator and Manager shall review data collected and aggregated pursuant to 115.87 in order to assess and improve the effectiveness of SHARPP, training in its efforts in the prevention, detection, and response to all allegations of sexual harassment and sexually abusive behaviors to include:</i></p> <ul style="list-style-type: none"> <i>· Identifying problem areas;</i> <i>· Initiating ongoing corrective action, if needed; and,</i> <i>· Preparing an annual report of its findings and corrective actions for each facility, as well as the CCSD as a whole.</i> <p><i>Additionally, the PREA Coordinator shall prepare an Annual PREA Report, which shall include a comparison to the previous year and an assessment of progress in addressing sexual misconduct in its facility. This report shall be approved by the Sheriff and made readily available to the public via the CCSD's website. Any redactions to the public report shall be limited to specific materials where publication would present a clear and specific threat to the safety and security to any CCSD facility, and/or the confidentiality of the alleged victims and/or perpetrators.</i></p> <p>Evidence reviewed/analyzed by provision:</p> <p>(a) (b) (c) (d) The facility was audited for the first time since reopening the jail last July; it was closed for over eight months. During the audit, corrective action measures were identified and completed. The Sheriff assured the auditor he will be approving the report, and it will be posted on the agency website. He is confident it will not require any information to be redacted, supporting transparency in operations. Since this interview, the report has been completed, approved and posted.</p> <p>Summary of evidence to support findings: Policy, availability of Annual reports on the web page, interview with the PREA Coordinator, observations and the completed 2023 Annual Report all provided sufficient evidence to support a finding of compliance with the standard provisions.</p>
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115.89	Data storage, publication, and destruction
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:

- Sexual Harassment/Assault Response Prevention Policy
- Interviews PREA Coordinator
- Observations

The following policy excerpts supports compliance with the requirements of this standard:

Sexual Harassment/Assault Response Prevention Policy 4.147 Data Storage

The CCSD shall ensure any data collected before, during, and after any investigation into an allegation of sexual harassment and/or sexual abusive behaviors is securely retained and only shared with individuals, facilities, and/or agencies, on a “need to know basis.”

The CCSD shall make all aggregated sexual harassment/abuse data from the facility and any private facilities with which it contracts with to house CCSD inmates, readily available to the public at least annually through the CCSD’s website. Before making aggregated sexual harassment/abuse data publicly available, the Department shall remove all personal identifiers.

The CCSD shall maintain collected sexual harassment/abuse for at least ten (10) years after the date of the initial collection. Destruction of any records shall be done in accordance with the latest Kansas Statewide Records Retention Schedule.

Evidence reviewed/analyzed by provision:

(a) Observation made during the onsite audit revealed that risk assessments are securely retained in the jail management program, hard copies in a file cabinet in the control room and investigations are maintained in the investigators office outside the secure area of the jail, in a secure office.

(b) (c) Although not yet completed, the auditor was assured by the PREA Coordinator that the Annual PREA Report will be completed as required using an established template established for the facility. He does not anticipate having to remove any personal identifiers but is aware of the requirement.

(d)the PREA Coordinator confirms understanding of the retention requirement for ten years, noting that it is established in the policy.

Summary of evidence to support findings: Policy (retention), availability of Annual reports on the web page, interview with the PREA Coordinator, observations and the completed 2023 Annual Report all provided sufficient evidence to support a finding of compliance with the standard provisions. The auditor finds the facility compliant with the standard provisions.

	<p>Auditor Overall Determination: Meets Standard</p> <hr/> <p>Auditor Discussion</p> <p>The auditor was provided access to all areas of the facility, and access to ay records requested.</p> <p>Posters announcing the audit were visible throughout the facility. They had the following information:</p> <p>The Cloud County Sheriff’s Office will be undergoing an audit for compliance with the United States Department of Justice’s National Standards to Prevent, Detect, and Respond to Prison Rape under the Prison Rape Elimination Act (PREA) for the Jail on November 20-21, 2023.</p> <p>Any person with information relevant to this compliance audit may confidentially* correspond with the auditor via the following address:</p> <p>Amy Fairbanks</p> <p>3105 S. Martin Luther King, Jr. Blvd. #236</p> <p>Lansing, MI 48910</p> <p>*CONFIDENTIALITY – All correspondence and disclosures during interviews with the designated auditor are confidential and will not be disclosed unless required by law. There are exceptions when confidentiality must be legally broken. Exceptions include, but are not limited to the following:</p> <ul style="list-style-type: none"> · if the person is an immediate danger to her/himself or others (e.g. suicide or homicide); · allegations of suspected of child abuse, neglect or maltreatment; · in legal proceedings where information has been subpoenaed by a court of appropriate jurisdiction. <p>See comments supporting compliance throughout the report.</p>
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115.403	Audit contents and findings
	<p>Auditor Overall Determination: Meets Standard</p> <hr/> <p>Auditor Discussion</p> <p>The previous PREA Audit report from 2016 and 2019 are located on the agency website at https://www.cloudcountyks.org/elected/sheriff/cloud_county_sheriff_s_office_public_information_policy_related_to_prea.php</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.)	na
	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.)	na
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.)	na
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	na

	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.)	
115.13 (a)	Supervision and monitoring	
	Does the facility have a documented staffing plan that provides for adequate levels of staffing and, where applicable, video monitoring, to protect inmates against sexual abuse?	yes
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Generally accepted detention and correctional practices?	yes
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Any judicial findings of inadequacy?	yes
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Any findings of inadequacy from Federal investigative agencies?	yes
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Any findings of inadequacy from internal or external oversight bodies?	yes
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: All components of the facility's physical plant (including "blind-spots" or areas where staff or inmates may be isolated)?	yes
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: The composition of the inmate population?	yes
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: The number and placement of supervisory staff?	yes
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: The institution programs occurring on a particular shift?	yes
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into	yes

	consideration: Any applicable State or local laws, regulations, or standards?	
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: The prevalence of substantiated and unsubstantiated incidents of sexual abuse?	yes
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Any other relevant factors?	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.)	na
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, except in exigent circumstances? (N/A if the facility does not have female inmates.)	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 if the	yes

	facility does not have female inmates.)	
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 (N/A if the facility does not have female inmates)?	yes
115.15 (d)	Limits to cross-gender viewing and searches	
	Does the facility have policies 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 have procedures 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 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?	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 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	yes

	with inmates with disabilities including inmates who: Have intellectual disabilities?	
	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	yes

	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?	
	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 who may have contact with inmates?	yes
	Does the agency consider any incidents of sexual harassment in determining whether 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.)	yes
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? (N/A if the agency always makes a victim advocate from a rape crisis center available to victims.)	na
	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 agency 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 always makes a victim advocate from a rape crisis center available to victims.)	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 the policy 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).)	yes
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 the comprehensive education referenced in 115.33(b)?	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 receive 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	yes

	Garrity warnings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)	
	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? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	na
	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? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	na
	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? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	na
	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	na

	suspicious of sexual abuse and sexual harassment? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	
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 or the agency does not employ medical staff.)	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? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	na
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? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners employed by the agency.)	na
	Do medical and mental health care practitioners contracted by or volunteering for the agency also receive training mandated for contractors and volunteers by §115.32? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners contracted by or volunteering for the agency.)	na
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	yes

	screening instrument?	
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)	yes

	Whether the inmate is detained solely for civil immigration purposes?	
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, as 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, as 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, as 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 an incident of sexual abuse?	yes
	Does the facility reassess an inmate's risk level when warranted due to 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	yes

	information is not exploited to the inmate's detriment by staff or other inmates?	
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	yes

	present management or security problems?	
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? (N/A if the agency has a dedicated facility, unit, or wing solely for the placement of LGBT or I inmates pursuant to a consent decree, legal settlement, or legal judgement.)	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? (N/A if the agency has a dedicated facility, unit, or wing solely for the placement of LGBT or I inmates pursuant to a consent decree, legal settlement, or legal judgement.)	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? (N/A if the agency has a dedicated facility, unit, or wing	yes

	solely for the placement of LGBT or I inmates pursuant to a consent degree, legal settlement, or legal judgement.)	
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 any access to programs, privileges, education, or work opportunities, does the facility document the opportunities that have been limited? (N/A if the facility never restricts access to programs, privileges, education, or work opportunities.)	na
	If the facility restricts access to programs, privileges, education, or work opportunities, does the facility document the duration of the limitation? (N/A if the facility never restricts access to programs, privileges, education, or work opportunities.)	na
	If the facility restricts access to programs, privileges, education, or work opportunities, does the facility document the reasons for such limitations? (N/A if the facility never restricts access to programs, privileges, education, or work opportunities.)	na
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	yes

	anonymous upon request?	
	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? (N/A if the facility never houses inmates detained solely for civil immigration purposes.)	na
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.	no
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	yes

	this standard.)	
	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,	na

	including toll-free hotline numbers where available of local, State, or national immigrant services agencies? (N/A if the facility never has persons detained solely for civil immigration purposes.)	
	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	yes

	abuse or sexual harassment or retaliation?	
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	yes

	response to an incident of sexual abuse?	
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 inmates 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	yes

	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?	
	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	yes

	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).)	
	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).)	yes
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 an 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 inmate 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 an 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 an 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 an 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	yes

	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?	
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	yes

	evidence sufficient to substantiate the allegation?	
115.78 (g)	Disciplinary sanctions for inmates	
	If the agency prohibits all sexual activity between 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? (N/A if the facility is not a prison).	na
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? (N/A if the facility is not a jail).	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	yes

	sexual victimization that did not occur in an institutional setting, unless the inmate is under the age of 18?	
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. Note: in "all male" facilities there may be inmates who identify as transgender men who may have female genitalia. Auditors should be sure to know whether such individuals may be in the population and whether this provision may apply in specific circumstances.)	yes
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. Note: in "all male" facilities there may be inmates who identify as transgender men who may have female genitalia. Auditors should be sure to know whether such individuals may be in the population and whether this provision may apply in specific circumstances.)	yes
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.)	yes

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.)	na
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	yes

	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?	
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 prior three-year audit period, 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? (Note: The response here is purely informational. A "no" response does not impact overall compliance with this standard.)	no
115.401 (b)	Frequency and scope of audits	
	Is this the first year of the current audit cycle? (Note: a "no" response does not impact overall compliance with this standard.)	yes
	If this is the second year of the current audit cycle, 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 during the first year of the current audit cycle? (N/A if this is not the second year of the current audit cycle.)	na
	If this is the third year of the current audit cycle, did the agency ensure that at least two-thirds of each facility type operated by the agency, or by a private organization on behalf of the agency, were audited during the first two years of the current audit cycle? (N/A if this is not the third year of the current audit cycle.)	na
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	Audit contents and findings	

(f)		
	The agency has published on its agency website, if it has one, or has otherwise made publicly available, all Final Audit Reports. The review period is for prior audits completed during the past three years PRECEDING THIS AUDIT. 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, there has never been a Final Audit Report issued.)	yes