

PREA Facility Audit Report: Final

Name of Facility: SCI Forest

Facility Type: Prison / Jail

Date Interim Report Submitted: NA

Date Final Report Submitted: 03/06/2019

Auditor Certification	
The contents of this report are accurate to the best of my knowledge.	<input checked="" type="checkbox"/>
No conflict of interest exists with respect to my ability to conduct an audit of the agency under review.	<input checked="" type="checkbox"/>
I have not included in the final report any personally identifiable information (PII) about any inmate/resident/detainee or staff member, except where the names of administrative personnel are specifically requested in the report template.	<input checked="" type="checkbox"/>
Auditor Full Name as Signed: Ernette Griggs	Date of Signature: 03/06/2019

AUDITOR INFORMATION	
Auditor name:	Griggs, Ernette
Address:	
Email:	Ernette.Griggs@wisconsin.gov
Telephone number:	
Start Date of On-Site Audit:	10/23/2018
End Date of On-Site Audit:	10/26/2018

FACILITY INFORMATION	
Facility name:	SCI Forest
Facility physical address:	1 Woodland Drive, Marienville, Pennsylvania - 16239
Facility Phone	814-621-2110
Facility mailing address:	
The facility is:	<input type="radio"/> County <input type="radio"/> Federal <input type="radio"/> Municipal <input checked="" type="radio"/> State <input type="radio"/> Military <input type="radio"/> Private for profit <input type="radio"/> Private not for profit
Facility Type:	<input checked="" type="radio"/> Prison <input type="radio"/> Jail

Primary Contact			
Name:	Ian Gustafson	Title:	CCPM/PCM
Email Address:	igustafson@pa.gov	Telephone Number:	814-621-2110 ext 121

Warden/Superintendent			
Name:	Michael Overmyer	Title:	Superintendent
Email Address:	movermyer@pa.gov	Telephone Number:	814-621-2110 ext 110

Facility PREA Compliance Manager			
Name:		Email Address:	
Name:	Ian Gustafson	Email Address:	igustafson@pa.gov

Facility Health Service Administrator			
Name:	Kimberly Smith	Title:	CHCA
Email Address:	kimbersmit@pa.gov	Telephone Number:	814-621-2210 ext 130

Facility Characteristics		
Designed facility capacity:	2309	
Current population of facility:	2409	
Age Range	Adults: 18-83	Youthful Residents: n/a
Facility security level/inmate custody levels:	2-5	
Number of staff currently employed at the facility who may have contact with inmates:	665	

AGENCY INFORMATION	
Name of agency:	Pennsylvania Department of Corrections
Governing authority or parent agency (if applicable):	
Physical Address:	1920 Technology Parkway, Mechanicsburg, Pennsylvania - 17050
Mailing Address:	
Telephone number:	(717) 728-2573

Agency Chief Executive Officer Information:			
Name:	John Wetzel	Title:	Secretary
Email Address:	██████████	Telephone Number:	██████████

Agency-Wide PREA Coordinator Information			
Name:	David Radziewicz	Email Address:	dradziewicz@pa.gov

AUDIT FINDINGS

Narrative:

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

The Prison Rape Elimination Act (PREA) audit of SCI Forest located at 153 Woodland Dr. Marienville, PA 16239; was conducted by Department of Justice (DOJ) certified PREA auditors Ernette Griggs and Paula Stoudt. The auditors are employees of the State of Wisconsin, Department of Corrections (DOC). The audit was conducted as part of a consortium between the states of Pennsylvania, Maryland, Michigan, and Wisconsin.

In preparation for the on-site audit scheduled for October 22, 2018, audit notices were sent to the PREA Compliance Manager (PCM) at SCI Forest on August 30, 2018. The notices were written in English and Spanish and included the purpose, the date of the on-site visit, confidentiality, and auditor contact information. As requested, photographs depicting notices displayed in various locations throughout the facility were emailed by the PCM to confirm timely placement. An email with attached photographs was received from York on September 27, 2018 indicating placement of the notices. The examples provided were from the various housing units. There were two (2) letters were received from inmates prior to the on-site visit and (2) two were received after. One letter from both the pre and post site visit was from the same inmate.

The Pre-Audit Questionnaire was completed and submitted via the PREA Online Audit System (OAS) by facility and Bureau staff. This auditor reviewed the Pre-Audit Questionnaire and attached documents. Attached documents included BCC-ADM 008 PREA Policy and Procedures Manual, Grievance Policies and Procedures, Legal Policy and Procedures, BCC Security Procedures, 11.2.1 Reception Classification, Human Resource Policies, examples of forms indicating facility procedures, training materials, training records, hiring documents, investigation documents, Collective Bargaining Agreements, and Letters of Agreement. Additionally this auditor reviewed the agency's website specific to SCI Forest and PREA, including the SCI Forest final 2017 PREA Audit Report. Further this auditor reviewed the facility layout, staff schedule, and SCI Forest's Master List Count Log provided by the PREA Compliance Manager. The documents and information submitted as part of the Pre-Audit Questionnaire were detailed, providing a picture of the policies, procedures, and operations of SCI Forest.

The on-site portion of the audit was conducted on October 23, 2018 through October 26, 2018. The day began with an entrance meeting with both auditors and key DOC staff. Present for Pennsylvania Department of Corrections were: PREA Coordinator David Radziewicz; Ian Gustafson CCPM, Michael Overmyer Superintendent, Derek Oberlander DSCS, J. Swatelle DSFM, John Blich Major, Ernest Mongelluzzo Major, Justin Davis Lieutenant, and Jamie Wilson PREA AO. The meeting consisted of introductions, a brief overview of the facility programming, and discussion of logistics and what is the purpose of the visit.

This auditor wishes to extend her appreciation to Superintendent Overmyer and his staff for the professionalism they demonstrated throughout the audit and their willingness to comply with all requests and recommendations made by this auditor.

The auditor would also like to recognize Director Carol Mattis, PREA Coordinator David Radziewicz, PCM Ian Gustafson and his PREA Assistant, Jamie Wilson for all of their hard work and dedication to ensure the facility is compliant with all PREA standards.

Following the entrance meeting, the auditors were provided private and secure areas to conduct staff interviews. Due to the size of the facility and the assistant to the auditors not being present, interviews were started a day earlier. Targeted and random staff were interviewed the first. A comprehensive tour of the facility took place on the second day. The facility covered 64-acres of land with 26 buildings including 11 housing units, 3 inmate dining halls, hospital, education and religious complex, warehouse, utility plant and administration building. Additionally, the officers station on each housing unit. The camera system for the facility is a gender specific post and only monitored by male staff in the facility. During the tour, audit notices and PREA information in both English and Spanish were visible throughout the facility. Camera and mirror placements were noted and visible throughout the facility to minimize blind spots and ensure the safety of staff and inmates.

This auditor asked inmates throughout the tour if the opposite gender of the inmates (all male) announced their presence before coming into the housing unit or doing rounds. Inmates stated the announcements are consistent and usually made by the officer monitoring the doors to the housing unit.

Following the facility tour, random and targeted inmate interviews were conducted. Interviews were conducted by the auditors in private settings. All inmates who were offered an interview did not accept the interview, 5 declined to speak to auditors. There were a total of 46 inmate interviews completed. Of the 46 interviews, 17 were targeted interviews. Interviews were conducted using the DOJ protocols that questions PREA knowledge, including knowledge of PREA protections for inmates and reporting mechanisms available to staff and inmates. Staff and inmates alike were aware of the zero tolerance policy and the rights of inmates to be free from sexual abuse and sexual harassment. Staff and inmates were aware of the various ways to report sexual abuse and sexual harassment. Staff was also well aware of their responsibilities in assuring these rights are being met, and should an incident occur, staff knew their role in responding and reporting.

PREA investigations are a centralized Bureau of Community Corrections-Management Operations Center (BCC-MOC) function. Investigative documents and reports are housed electronically and were accessible by a PREA investigator. There were 70 incidents of sexual abuse in the past year (12 months) at SCI Forest. This auditor reviewed two investigations that occurred in 2018. These investigations were timely and well documented.

A total of 35 staff interviews conducted including contractor/volunteer, community advocate and SANE interviews. All three shifts were represented in the staff interviews. Specialized Interviews were also conducted of staff and were chosen based on the required protocols in the PREA Auditor Handbook, the officers responsibilities and assigned duties at SCI Forest or within the Bureau of Community Corrections (BCC). In addition to the random interviews, some were asked the intake interview questions according to the DOJ recommended questions, but they were all assessed on their knowledge of first responder responsibilities. The following specialized interviews were conducted: Facility Superintendent, PREA Compliance Manager, Human Resources, staff who conduct investigations, staff on the incident review teams, intermediate or higher level staff, staff who perform intake, staff who perform risk screening assessments, staff who participate in incident review meetings for PREA investigations, and staff who monitor retaliation, staff who supervise inmates in segregated housing, medical and mental health staff. The following interviews were not conducted: Agency Contract Administrator, education and program staff who work with youthful inmates, and staff who conduct cross gender non-medical strip searches. SCI Forest does not house youthful offenders, and non-medical cross-gender strip searches do not

occur. The agency head was interviewed on 10/26/18 by PREA Auditor Paula Stoudt. This interview was referenced for this audit. The PREA Coordinator was interviewed on 10/23/18; the PREA Coordinator was available for questions and clarifications throughout the SCI Forest audit.

The following interviews were not conducted as SCI Forest does not house youthful inmates and there were no inmates identified who met the criteria for interview: youthful inmates. Inmates consistently answered that staff of the opposite gender of the inmate announce themselves when entering the living area, they are aware of their rights to be free from sexual abuse and sexual harassment, and have a right not to be punished for reporting. Inmates, consistently indicated they were asked questions about the sexual safety the day they arrived and the facility, and again shortly after they arrived. All inmates knew at least one manner in which to report sexual abuse or sexual harassment, and overwhelmingly, many of the inmates were comfortable they could tell staff. During the inmate interviews, this auditor had reason to utilize the PROPIO language line for interpretation services. This required the auditor to obtain the phone number and employee ID as a pin number from staff, who had it readily available. The process for obtaining this service was simple and according to staff, a service of which they are aware.

Many documents and file material were made available through the Pre-Audit Questionnaire. However, on-site the auditors reviewed investigative file material via the electronic investigation files and signed inmate forms acknowledging PREA education components. Additionally, the strip search log was reviewed indicating no cross gender strip searches had been completed. Human Resource functions are delegated to various offices and housed and tracked electronically. For instance, the hiring process, which includes the application, is completed electronically and stored in that program. The Office of Administration Public Safety HR Delivery Center is responsible for the processing of applications, conducting reference checks, background and PREA checks. The HR Analyst for the Office of Administration was interviewed by phone and further discussed the structure of the Bureau of Community Correction Human Resources. The Bureau of Community Corrections Security Administrative Officer assisted this auditor with obtaining training records for BCC staff. These records are stored electronically and were submitted during the post audit, as requested. Further, criminal background checks are completed within the Bureau of Investigations and Intelligence. Contact was made with this office by phone during the on-site audit phase.

At the conclusion of the on-site phase of the audit, an exit meeting was conducted with both auditors, PREA Coordinator David Radziewicz; Ian Gustafson CCPM, Michael Overmyer Superintendent, Derek Oberlander DSCS, J. Swatelle DSFM, John Blich Major, Ernest Mongelluzzo Major, Joe Soltis FHRO 3, Jamie Wilson PREA AO. It should be noted that facility staff were professional, accommodating, and attentive to detail throughout the audit process. It was evident that the sexual safety and well-being of inmates is taken seriously.

PREA audit methodology was used to determine compliance with the standards. There are no corrective action recommendations required for this audit.

AUDIT FINDINGS

Facility Characteristics:

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

SCI Forest operates under the authority of the Commonwealth of Pennsylvania, Pennsylvania Department of Corrections, sections 201, 206, 506, and 901B of The Administrative Code of 1929, 71 P.S ss.61, 66, 186 and 310-1, Act of April 9, 1929, P.L. 177, no. 175 as amended.

The staff consist of a team of dedicated corrections professionals working diligently to provide a safe, secure, clean and humane maximum security correctional facility.

At the time of this on site audit, 2371 inmates were housed at SCI Forest. The average daily population is 2245 inmates with a maximum capacity of 2300 inmates. The average length of stay at SCI Forest is 3.1 years. SCI Forest is a compound that rest on 202 total acres with 56.9 acres enclosed. The compound is comprised of 28 buildings and 11 housing units, 3 inmate dining halls, infirmary, education and religious complex, warehouse, utility plant and administration building. In additional there are two large recreational yards and individual recreations areas for each housing unit.

Cameras are strategically placed throughout the facility. SCI Forest utilizes Bosch video cameras and recording equipment (DIVARS). Video is stored on DIVARS in the electronic room beside control. DIVARS will store 30-45 days then it over rights the video. Camera footage is monitored real time. Cameras are placed in room to cover as much as possible. There is also a perimeter intrusion detection system (PIDS).

Additionally, PREA information is displayed throughout the facility in living and visitor areas. Upon entry into the facility, a PREA bulletin board with information on rights and how to report is displayed in the entrance of the facility and in the visiting room in which all staff, visitors, and inmates pass.

AUDIT FINDINGS

Summary of Audit Findings:

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

Auditor Note: No standard should be found to be "Not Applicable" or "NA". A compliance determination must be made for each standard.

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

There were 45 standards reviewed during this audit. Of the 45, forty-four (44) standards were met and one (1) exceeded standards. There was not any corrective action determined however there were suggested changes during the exit interview.

Standards

Auditor Overall Determination Definitions

- 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

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.

115.11	Zero tolerance of sexual abuse and sexual harassment; PREA coordinator
	<p data-bbox="252 170 928 203">Auditor Overall Determination: Exceeds Standard</p> <p data-bbox="252 248 523 282">Auditor Discussion</p> <p data-bbox="252 327 1477 573">The agency's policy BCC-ADM 008, which was effective 09/22/16 states: The Department will take appropriate actions to ensure zero tolerance toward all forms of sexual abuse and sexual harassment in order to promote the safety of inmates. The Department will implement federal Prison Rape Elimination Act (PREA) Standards to ensure that all aspects of operations work toward preventing, detecting, and responding to such conduct resulting in a safer environment. The policy further clarifies PREA Compliance Manager (PCM) Duties.</p> <p data-bbox="252 629 1461 741">The Corrections Classification and Program Manager (CCPM) has been designated as the PCM at each facility and shall be given sufficient time and authority to coordinate the facility's compliance with Department policy and federal PREA Standards.</p> <p data-bbox="252 797 1485 1088">When interviewing the PCM, he indicated he has time and authority to develop, implement and oversee the agency's effort to comply with PREA standards. He further explained in his interview that he has 36 PREA Coordinators under him to ensure the agency's compliance with PREA standards. He meets with them every 6 months and annually holds a meeting in May where they all come together to discuss any compliance issues with policy and address those issues to ensure continued compliance. The organizational chart attached in the pre-audit questionnaire confirms the organizational structure at SCI Forest.</p> <p data-bbox="252 1144 1445 1256">In review of the agency's policy that was included in the pre-audit questionnaire, as well as conducting an interviews with inmates, staff and with the agency's PREA Coordinator, it has been determined that the agency meets the standards in this provision.</p>

115.12	Contracting with other entities for the confinement of inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The agency's policy, BCC-ADM 008, Section 2 - Prevention and Training states:</p> <p>D. Contract Facility Coordinator (CFC) PREA-Related Duties</p> <ol style="list-style-type: none"> 1. Ensure each facility that contracts with the Department complies with the PREA standards and Department policy related to PREA. Document deficiencies and ensure corrective action is taken. 2. Participate on the PREA SAIR panel as outlined in Section 6 of this procedures manual. 3. Ensure recommendations as the result of investigations and/or SAIR are implemented in a timely manner. 4. Participate in the PREA administrative tour as outlined in Subsection G. 5. Serve as a resource to each facility during audits. Ensure a copy of the audit and responses are provided to the Bureau Administration, Regional Director, and CR, DOC PREA Reports resource account. 6. Remain up-to-date with PREA information as it becomes available through the PREA Coordinator, PREA Resource Center, DOJ, or other credible sources relating to PREA. <p>This writer was able to review 14 contracts and 3 MOU's that were attached to the pre-audit questionnaire. All contracts that were renewed expired 9/30/18 were extended until 12/30/2018. There were no new contracts noted.</p> <p>Also attached in the pre-audit questionnaire was policy BCC-ADM 008, Section 2 - Sexual Abuse/Sexual Harassment Prevention and Training it reads:</p> <ol style="list-style-type: none"> 3. Contracting with Other Entities for Housing Inmates <ol style="list-style-type: none"> a. The Department shall include in any new contract or contract renewal for the housing of an inmate (on or after the effective date of this procedure) with a private entity or other entities, including other government agencies, the entity's obligation to adopt and comply with the PREA Standards and the Department's policies related to PREA compliance. (28 C.F.R. §115.12[a]) b. The contracted entities shall undergo regular, mandated audits on a three-year basis, as required by the PREA Standards. c. All contracted entities are expected to have an official PREA audit by a Certified Department of Justice (DOJ) PREA Auditor once during every three year audit cycle as directed in PREA Standard (28 C.F.R. §115.401[a][b]).

d. The Department shall provide for contract monitoring to ensure that the contract service provider is complying with the PREA Standards with any new contract or contract renewal. (28 C.F.R. §115.12[b]).

There were 16 compliance monitoring reports attached to the pre-audit questionnaire to show the agency's efforts to monitor the agencies compliance with PREA standards that SCI Forest has contracts with. Annual monitoring is conducted between September and October.

In reviewing the agency's policy, current contracts in place with SCI Forest and the compliance monitoring reports it has been determined that the agency meets the provision within this standard.

115.13	Supervision and monitoring
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>According to policy 6.3.1. of the Facility Security Procedures Manual Section 15, subsection A . 6 reads The PREA Coordinator / designee shall :</p> <ul style="list-style-type: none"> a. serve as a liaison between Executive Staff and the facility PREA Compliance Manager; b. review all completed Corrections Officer Staffing Audits submitted by Central Office Staffing Audit Team; and c. when necessary, meet with the Central Office Security Division Staff who chaired the audit team to review the findings of the audit. <p>Subsection H. reads:</p> <ol style="list-style-type: none"> 1. The PREA Compliance Manager shall complete the Supervision and Monitoring worksheet documenting any concerns and/or suggestions he/she may have and submitting them to the facility manager for review prior to the audit being conducted. 2. Prior to the scheduled audit, management and the PREA Compliance Manager shall meet to discuss Correction Officer Staffing issues and may prepare a join plan for review by the Central Office Staffing Audit Team. 3. At the conclusion of the audit process, the Central Office Staffing Audit Team shall meet with the PREA Compliance Manager, review the PREA Supervision and Monitoring worksheet, and discuss any concerns, questions and / or suggestions of the PREA Compliance Manager in consultation with the department's PREA Coordinator. <p>Interviews were conducted with the PREA coordinator, and the Superintendent confirming there was not a deviation from the staffing plan in the last 12 months.</p> <p>Logs and schedules randomly selected for 8 of the 12 months were reviewed to confirm there was no deviation.</p> <p>In review of the documents submitted in the pre audit questionnaire, the agency policy and interviews it has been determined that the agency meets the standards in this provision.</p>

115.14	Youthful inmates
Auditor Overall Determination: Meets Standard	
Auditor Discussion	
<p>According to policy DC ADM-008 PREA Procedures Manual Section 2 Sexual Abuse / Sexual Harassment Prevention & Training, the policy regarding housing youthful inmates reads as follows:</p> <p>8. Housing of Youthful Inmates</p> <p>a. A youthful inmate (under the age of 18) shall not be placed in a housing unit in which the youthful inmate will have sight, sound, or physical contact with any adult inmate through the use of a shared dayroom or other common space, shower area, or sleeping quarters. (28 C.F.R. §115.14[a])</p> <p>b. In areas outside of housing units, the facility shall either:</p> <p>(1) maintain sight and sound separation between youthful inmates and adult inmates; or (28 C.F.R. §115.14[b][1])</p> <p>(2) provide direct security staff supervision when youthful inmates and adult inmates have sight, sound, or physical contact. (28 C.F.R. §115.14[b][2])</p> <p>c. Upon initial reception to the Department, youthful inmates shall enter into an expedited classification process as outlined in Department policy 11.2.1, "Reception and Classification."</p> <p>(1) Male youthful inmates shall be transferred to SCI Pine Grove within 24 hours of reception by the Department.</p> <p>(2) Female youthful inmates, under the age of 18, shall immediately be placed into the Youthful Inmate Unit at SCI Muncy.</p> <p>d. Due to the extremely low number of female youthful inmates that the Department houses at any given time, there are specific provisions that must be followed.</p> <p>(1) Youthful inmates shall have a separate housing unit, with sight and sound separation from adult inmates, where they are able to have a separate shower area, separate day room, and separate sleeping quarters from adult inmates.</p> <p>(2) Any time that the youthful inmate leaves the separate housing unit, they must be accompanied and supervised directly by a staff member.</p> <p>(3) The staff member is to ensure that there is no inappropriate contact, physical or verbal, between the youthful inmate(s) and an adult inmate.</p> <p>e. The Department shall make every effort to avoid placing youthful inmates in isolation to comply with this provision. Absent exigent circumstances, the Department shall not deny</p>	

youthful inmates daily large muscle exercise and any legally required special education services to comply with this provision. Youthful inmates shall have access to other programs and work opportunities to the greatest extent possible. (28 C.F.R. §115.14[c]).

The policy above does provide what steps are to be taken should a youthful inmate get processed through their reception.

This facility does not house any youthful inmates (below the age of 18) in their facility. Therefore, the interview guides for line staff who supervise youthful inmates was not applicable.

Random staff were asked what is the procedure should the facility house a youthful inmate and the selected staff indicated they were not sure as they have never seen any youthful inmates at the facility but they were aware that youthful inmates need to be separated by sight, sound and physical contact with adult inmates.

A daily population report dated 10/22/18 that was provided to the auditor on the first day of the on-site visit, it was confirmed that the population did not include any youthful inmates. According to the report, there were 0 inmates noted as being below the age of 18 years old.

In review of the agency's policy, random interview with staff and the daily population report, it has been determined that the agency meets the standards in this provision.

115.15	Limits to cross-gender viewing and searches
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>In the pre-audit questionnaire, policy DC-ADM 008 PREA Procedure Manual Section 2 Sexual Abuse/ Sexual Harassment Prevention & Training reads as follows:</p> <p>9. Limits to Cross-Gender Viewing and Searches</p> <p>a. Staff shall not conduct cross-gender strip searches except in exigent circumstances, in accordance with Department policy 6.3.1, Section 30. (28 C.F.R. §115.15 [a])</p> <p>(1) All cross-gender strip searches shall be documented on the Cross-Gender Search Validation Form (Attachment 2-D). (28 C.F.R. §115.15[c])</p> <p>(2) A copy of the Cross-Gender Search Validation Form shall be maintained by the Security Office in an annual file for audit verification purposes in accordance with Section 1 of this procedures manual.</p> <p>b. Cavity searches shall only be conducted when performed by a physician, in accordance with Department policy 6.3.1, Section 30. (28 C.F.R. §115.15[a])</p> <p>c. No facility shall permit cross-gender pat down searches of female inmates, absent exigent circumstances. Facilities shall not restrict female inmates' access to regularly available programming or other out-of-cell opportunities in order to comply with this provision. (28 C.F.R. §115.15[b])</p> <p>(1) In order to comply with the pat search requirement, the female facilities should continuously analyze staffing plans to make appropriate adjustments to ensure PREA compliance.</p> <p>(2) Areas of consideration should include search teams, work supervisors, staff that monitor 24 hour cameras and transportation staff.</p> <p>(3) All cross-gender pat searches of female inmates shall be documented on the Cross-Gender Search Validation Form. (28 C.F.R. §115.15[c])</p> <p>(4) A copy of the Cross-Gender Search Validation Form shall be maintained by the Security Office in an annual file for audit verification purposes in accordance with Section 1 of this procedures manual.</p> <p>d. Inmates shall be able 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. This limitation not only applies to in-person viewing, but also all forms of remote viewing as well. (28 C.F.R. §115.15[d])</p>

e. Staff of the opposite gender shall announce their presence when entering an inmate housing unit in accordance with the following: (28 C.F.R. §115.15[d])

(1) when the status quo of the gender supervision on a housing unit changes from exclusively same gender, to mixed- or cross-gender supervision, the opposite gender staff are required to verbally announce their arrival on the unit. The announcement is required for both custody and non-custody staff, and may include, for example, a clinician or case worker who spends time on the unit, or senior staff making supervisory rounds;

(2) when an opposite gender staff member is entering a housing unit and it is unknown to him/her whether any other opposite gender staff are present, the entering staff member shall announce their presence;

(3) this announcement may be made by the officer working the control desk via the intercom system; and

(4) this announcement may also be made via a specific tone system that is utilized only for the purpose of announcing a member of the opposite gender entering the housing unit. Inmates shall be educated on the tone system utilization.

f. Staff shall be trained in how to conduct cross-gender pat searches, and in searches of transgender and intersex inmates, in a professional and respectful manner, and in the least intrusive manner possible, consistent with security needs and Department policy 6.3.1, Section 30. (28 C.F.R. §115.15[f])

This auditor also review the agency's policy on security procedures and it reads:

All cross-gender strip searched shall be documented on the cross-gender strip search validation form. A copy of the cross-gender strip search validation form shall be maintained by the Security Office in an annual file for audit verification purposes. Non-medical staff are prohibited from performing visual body cavity searches. These searches shall only be conducted when performed by medical practitioners in accordance with 6.3.1., section 30.

Section F of the same policy reads:

Every inmate is subject to search at any time. They will be conducted in a professional manner with tact and proper attitude displayed. At no time will a search or physical examination be conducted for the sole purpose of determining an inmate's genital status.

b. Upon request, accommodations to search procedures for transgender and intersex inmates may be approved by the Facility's Gender Review committee.

During the pre-audit, a PowerPoint presentation of the facility's training for offender searches was provided to this writer. Absent exigent circumstances, female staff members shall search a female inmates and male staff shall search a male inmate.

There in-service training rosters provided during the pre-audit showing staff at SCI Forest completed the training on searches, crediting 2.5. hours.

While interviewing random staff, the majority were able to communicate that they could not conduct a strip search for the sole purpose of determining their genital status. Interviews with both random staff and inmates revealed that there is a consistent practice of an announcement of female staff entering the male housing units. This writer was in direct observation of the announcements being made during the on-site facility tour. Both random staff and inmates indicated that inmates are not naked in full view of female staff, if it does happen it is accidental. One practice the facility ensures to adhere to this standard is by assigning gender specific post, meaning the camera system is only operated by male staff.

In review of the policy, conducting random interviews and observations during the facility tour, it has been determined that the agency meets the standards in this provision.

115.16	Inmates with disabilities and inmates who are limited English proficient
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>According to policy DC ADM 008 PREA Procedures Manual Section 2 Sexual Abuse/ Sexual Harassment Prevention and Training, Supervision and Monitoring</p> <p>5. Access to Information for Special Populations</p> <p>a. Pursuant to Department policy DC-ADM 006, “Reasonable Accommodations for Inmates with Disabilities,” the Department shall ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the Department’s efforts to prevent, detect, and respond to sexual abuse and sexual harassment.</p> <p>b. Written materials shall either be delivered in alternative formats that accommodate the inmate’s disability or the information shall be delivered through alternative methods, such as reading it to the inmate or communicating through an interpreter, which ensures the understanding of the PREA-related material.</p> <p>c. The Department shall take reasonable steps to ensure meaningful access to all aspects of the Department’s efforts to prevent, detect, and respond to sexual abuse and sexual harassment to inmates who are limited English proficient, including step to provide qualified interpreters. The PCM shall ensure that only staff members or qualified contractors who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary, provide translation for inmates. If a multi-lingual staff member is not available, then the current contracted translation service must be utilized.</p> <p>d. The Department shall not rely on inmate interpreters, inmate readers, or other types of inmate assistants except in limited circumstances where an extended delay in obtaining an effective interpreter would compromise the inmate’s safety, the performance of first response duties under PREA Standard to provide qualified interpreters. The PCM shall ensure that only staff members or qualified contractors who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary, provide translation for inmates. If a multi-lingual staff member is not available, then the current contracted translation service must be utilized.</p> <p>d. The Department shall not rely on inmate interpreters, inmate readers, or other types of inmate assistants except in limited circumstances where an extended delay in obtaining an effective interpreter would compromise the inmate’s safety, the performance of first response duties under PREA Standard 28 C.F.R. §115.64, or the investigation of the inmate’s allegations. Justification for any use of an inmate interpreter shall be documented accordingly.</p> <p>Policy ADM 006 Reasonable Accommodation for Inmates with Disabilities Manual reads:</p> <p>Section 2 – Accommodations</p> <p>A. Request for Accommodation</p>

1. An inmate seeking an accommodation for a disability shall submit to the Corrections Health Care Administrator (CHCA) or to the person performing the functions of the CHCA if the facility does not have a CHCA, a request using the Inmate Disability Accommodation Request Form (Attachment 2-A).

2. The Inmate Disability Accommodation Request Form must describe the inmate's specific disability(ies), the specific activity(ies), and the specific action the inmate wishes the Department to take to allow him/her to perform the activities.

3. Any observing staff member can make a request for accommodation on behalf of an inmate.

Within the past 12 months there has not been any instances where inmate interpreters, readers, or other types of inmate assistants have been used. During the pre-audit, this writer was provided with a copy of an excel database that contains a list of current employees that work for the department that speak another language. This data also indicated who was fluent in a language other than English.

While onsite, this writer attempted to use the language line for an inmate who spoke Russian. There were issues with obtaining an outside line and getting through to the language line. After a few hours, a second attempt was made with an inmate who spoke Spanish. There was success in using the language line. This writer was able to communicate effectively with the Spanish speaking inmate.

During the on-site facility tour, this writer observed several signs and posters displayed in the housing units that contained information for inmates in both English and Spanish.

As apart of the pre-audit, a copy of the departments contract with Propio Language Services was submitted. Contract # 4400013680 shows to be valid from 9/1/14 to 6/30/18, with a extension to 12/31/18.

During interviews with random staff showed they were aware of the language line but admitted they have not had a need for it because they have several staff members that are multi-lingual. When conducting the interviews with inmates, they communicated that they feel information is presented in both Spanish and English. They also made reference to a TV channel provided by the department that runs information both in English and Spanish on how to report incidents of PREA.

In review of the pre-audit materials, interviews and on-site observations it has been determined that the agency exceeds the standards in this provision.

115.17	Hiring and promotion decisions
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>According to policy 4.1.1 Human Resources and Labor Relations Manual Section 41- Employment of Job Applicants Having Prior Adverse Contacts with Criminal Justice Agencies states:</p> <p>A. Guidelines The department will ensure that any job applicant who has had adverse contact with a criminal justice agency will be evaluated for his/her suitability for employment.</p> <p>Consistent with Public Law 108-79, 29 C.F.R. Part 115, the Prison Rape Elimination Act (PREA), the department shall not hire or promote anyone who:</p> <p>a. has engaged in sexual abuse in prison, jail, lockup, community confinement facility or juvenile facility or other institution (as defined in 42 U.S.C. 1997) to include state facilities for persons who are mentally ill, disabled, or intellectually disabled. or chronically ill or handicapped; residential care of treatment facilities for juveniles; and facilities that provide skilled nursing, intermediate or long-term care, or custodial or residential care;</p> <p>b. has been convicted or civilly or administratively adjudicated for 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; and/or</p> <p>c. has been convicted of any offense under the following (or equivalent out of state offense):</p> <p>(1) Title 18 pa. C.S.A. Chapter 31 Sexual Offenses; or</p> <p>(2) Title 18 Pa. C.S.A. Chapter 59 - Public Indecency.</p> <p>3. Also, consistent with the PREA, the Department will consider any incidents of sexual harassment in determining whether to hire or promote anyone.</p> <p>4. Consistent with the Child Protective Services Law, 23 Pa. C.S.A. s6301 et seq., the Department will not hire anyone who has been convicted of the enumerated offenses in 23 Pa. C.S.A. s6344 (c).</p> <p>5. Any applicant with an open case balance (without a payment plan); currently serving probation; or currently participating in or awaiting acceptance into an Accelerated Rehabilitative Disposition (ARD), Intermediate Punishment Program (IPP), or other diversion program will not be considered suitable for employment with the Department of Corrections.</p>

115.18	Upgrades to facilities and technologies
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM008 PREA Procedures Manual Section 2 states:</p> <p>1) When designing or acquiring any new facility and in planning any substantial expansion or modification of existing facilities, the Department shall consider the effect of the design, acquisition, expansion or modification upon the Department's ability to protect inmates from sexual abuse.</p> <p>2) When installing or updating a video monitoring system, electronic surveillance system, or other monitoring technology, the Department shall consider how such technology may enhance the Department's ability to protect inmates from sexual abuse.</p> <p>During the onsite audit, the auditor observed an area that was under new construction. This is not an expansion to the existing facility structure. This was a space that was not being utilized. There were no hard hats to wear for safety so the area was viewed through a window. The construction is for a new work/employment area for inmates; a wheel industry. The expectation is to have this area fully ready for operation within 2 years (2020). The agency is taking into consideration the type of video monitoring system and other monitoring technology that will assist the agency's ability to protect inmates from sexual abuse.</p> <p>three bathroom areas in one housing unit which is located inside a closed door in a dormitory style housing unit. It was stated to the auditor the door to the bathroom is left open but the concern is the door to the dormitory area is always closed. The recommendation was made to place a vent in the wall between the day room and the shower. This would allow for sound into other areas should an incident occur. The work order was completed and a copy provided to the auditor before leaving the facility.</p>

115.21	Evidence protocol and forensic medical examinations
	<p data-bbox="248 170 896 203">Auditor Overall Determination: Meets Standard</p> <p data-bbox="248 248 523 282">Auditor Discussion</p> <p data-bbox="248 327 1407 405">This agency is only responsible for conducting administrative investigations. The criminal investigations are conducted by Pennsylvania State Police.</p> <p data-bbox="248 454 1469 875">Policy DC ADM 008 PREA Procedure Manual Section 5 Investigation Allegations of Sexual Harassment and or Sexual Abuse states to the extent the Department is responsible for investigating allegations of sexual abuse, the Department shall follow a uniform evidence protocol that maximizes the potential for obtaining usable physical evidence for administrative proceedings and criminal prosecutions, in accordance with the Shift Commander Checklist (refer to Attachment 4-A); Initial Response Checklist – Alleged Victim (refer to Attachment 4-B); Initial Response Checklist – Alleged Abuser (refer to Attachment 4-C); Initial Response Checklist –Alleged Victim of Non-Contact Abuse (refer to Attachment 4-D), and the Instructions for PREA Evidence Retention (refer to Attachment 4-E); and as well as Department policy 6.3.1, “Facility Security,” Section 15.</p> <p data-bbox="248 925 1469 1088">Interviews with random staff showed evidence that the majority were familiar with the steps to take when preserving evidence after allegations of an alleged sexual assault has been reported. This auditor was also provided with a sample guideline that is provided to all staff to assist in the collection of physical evidence related to reports of sexual abuse.</p> <p data-bbox="248 1137 1430 1216">The protocol established for evidentiary purposes shall be developmentally appropriate for youth, where applicable, in accordance with PREA Standard 115.21.</p> <p data-bbox="248 1265 1477 1518">If the case is being investigated for criminal charges, the Department investigators shall suspend the administrative investigation and allow the criminal investigation to take precedence. The Security Office and/or Office of Special Investigations and Intelligence (OSII) shall coordinate with the criminal investigator/District Attorney’s Office (as applicable) to determine when to resume the administrative investigation so as to avoid interference with the criminal investigation.</p> <p data-bbox="248 1568 1477 1691">Within this same policy, Section 4 - Responding to Reports of Sexual Abuse - states 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 incident.</p> <p data-bbox="248 1740 1477 1944">The pre-audit included attachments of an MOU between the Secretary of Corrections and the Pennsylvania State Police (PSP), dated February 16, 2017 that they ensure that a mechanism exists for investigating alleged sexual crimes committed within state correctional facilities in compliance with the federal Prison Rape Elimination Act (42 USC 15601 et seq.)(PREA) and the regulations listed thereunder on the MOU.</p> <p data-bbox="248 1993 1465 2116">According to the pre-audit information, only 3 SANE/SAFE exams were completed in the past 12 months. This auditor was able to review the reports for two of the three. All exams were completed at Penn Highland Dubois Hospital.</p>

There is an attempted MOU attached, it was not signed at the time of the audit because everyone had not reviewed and examined it before making it to the chief nursing officer. However, the MOU did state that Penn Highlands Dubois (Hospital) is a licensed health care facility that may provide health care services to offenders housed in a state correctional institution, community corrections center or community corrections facility. An offender who is the victim of an alleged sexual abuse may be transported to the hospital for a sexual assault forensic examination. The hospital employs and /or has issued credentials to one or more certified sexual assault nurse examiners.

The pre-audit also included a letter of agreement made between the Secretary of the department and the Executive Director of "A Safe Place" that indicates in connection with a alleged sexual assault occurring at any department facility in Forest County advocacy services and confidential supportive services will be provided to the victim. That an advocate will accompany the victim to the hospital where a forensic examination is to be conducted. Provide supportive services to the victim either by telephone, mail or in person. Although the agreement indicates services will be provided to the victim, in a phone interview with the advocate/representative from A Safe Place, she confirmed that services are provided to the victim and the perpetrator. The services are available 24/7.

This auditor was also provided a copy of the sample guidelines that assist all staff in the collection of physical evidence for reports related to alleged allegations of sexual abuse or assault. Interviews with random staff revealed that the majority of staff were familiar with the process and were able to verbalize what steps to take when assisting in the collection of physical evidence for reports related to allegations of alleged sexual abuse. They were also able to verbalize to whom they need to forward reports of sexual abuse to.

In review of the agency's policy that was included in the pre-audit questionnaire, as well as conducting an interviews with staff and with the agency's victim advocacy services, it has been determined that the agency meets the standards in this provision.

115.22	Policies to ensure referrals of allegations for investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008 PREA Procedures Manual Section 5- Investigation Allegations of Sexual Harassment and/or Sexual Abuse states every report, complaint or allegation of sexual harassment/sexual abuse, including third party and anonymous reports, shall be investigated promptly, thoroughly, and objectively.</p> <p>According to pre-audit information the past 12 months, there have been 125 allegations of sexual abuse and sexual harassment. Of these, all 125 were investigated administratively and criminally.</p> <p>DC-ADM 008 PREA Procedures Manual Section 5- Investigation Allegations of Sexual Harassment and/or Sexual Abuse states sexual abuse/sexual harassment investigations are conducted by the Office of Special Intelligence and Investigations (OSII) and/or the Pennsylvania State Police (PSP).</p> <p>The agency documents all referrals of allegations of sexual abuse or sexual harassment for criminal investigation. This policy is located on the Agency website.</p> <p>The pre-audit materials included a compliance request letter addressed to the Commissioner of the Pennsylvania State Police (PSP) informing him the Governor of Pennsylvania has issued an assurance to the DOJ to achieve full compliance with the national standards for confinement facilities.</p> <p>Interviews indicate all Criminal Investigations are conducted by the Pennsylvania State Police (PSP). Administrative Interviews are conducted by trained facility staff and/or the Office of Special Investigation and Intelligence (OSII).</p> <p>When interviewing the HR Representative that criminal investigations are conducted by PSP. He also indicated that if an allegation is substantiated, it is noted in the record and the employees file.</p> <p>In review of the agency's policy that was included in the pre-audit questionnaire, as well as conducting an interviews with targeted staff. it has been determined that the agency meets the standards in this provision.</p>

115.31	Employee training
	<p data-bbox="252 168 901 201">Auditor Overall Determination: Meets Standard</p> <p data-bbox="252 246 526 280">Auditor Discussion</p> <p data-bbox="252 324 1452 571">DC-ADM 008 PREA Procedures Manual Section 2- Sexual Abuse/Sexual Harassment Prevention and Training states the PREA Compliance Manager, in conjunction with the Training Coordinator at each facility, shall ensure that all staff members are: informed that sexual contact with an inmate is prohibited and that an inmate has a right to report if sexual contact occurs, through the basic PREA training. This training will include, at a minimum, the following information:</p> <ol data-bbox="252 582 1484 1265" style="list-style-type: none"> 1) The zero tolerance policy against sexual abuse and sexual harassment within the Department; 2) How staff are to fulfill their responsibilities under the Department’s sexual abuse and sexual harassment prevention, detection, reporting and response policies and procedures as defined in this policy; 3) Inmates’ right to be free from sexual abuse and sexual harassment; 4) The right of inmates and employees to be free from retaliation for reporting sexual abuse and sexual harassment; 5) The dynamics of sexual abuse and sexual harassment in confinement; 6) The common reactions of sexual abuse and sexual harassment victims; 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 LGBTI or gender nonconforming inmates; and 10) How to comply with relevant laws of Pennsylvania related to mandatory reporting of sexual abuse to outside authorities. <p data-bbox="252 1310 1428 1388">A review of the 2017 Basic PREA training course performance objectives indicates that the above listed topics were covered during the training.</p> <p data-bbox="252 1444 1460 1556">A review of the 2018 Webbased Training record was reviewed to ensure all staff were trained on the agency's PREA Course Lesson Plan indicates all topics above are covered during training.</p> <p data-bbox="252 1612 1045 1646">Training is tailored to the gender of the inmates at the facility.</p> <p data-bbox="252 1702 1460 1859">The agency provides employees who may have contact with inmates with information about current policies regarding sexual abuse and sexual harassment. Policy updates are provided during odd numbered years and the basic refresher training is offered on even numbered years.</p> <p data-bbox="252 1915 1444 1993">At the end of the training all staff, contractors and volunteers are required to sign the PREA Training & Understanding Verification Form.</p> <p data-bbox="252 2049 1444 2161">Interviews held with random staff indicated they have a clear understanding of the agency's zero tolerance policy, how to response and address incidents of sexual abuse and sexual harassment.</p>

In review of the agency's policy that was included in the pre-audit questionnaire, as well as conducting an interviews with staff, it has been determined that the agency meets the standards in this provision.

115.32	Volunteer and contractor training
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008 PREA Procedures Manual Section 2- Sexual Abuse/Sexual Harassment Prevention and Training states contractors and volunteers (to include interns, contract service providers, public visitors, or Non-Department Employees) will receive training on their responsibilities under the Department's sexual abuse and sexual harassment prevention, detection, and response policies and procedures. They will be trained during orientation sessions and annual training reflective of the level of contact that they have with inmates.</p> <p>All contractors and volunteers are required to sign and acknowledge the PREA Training and Understanding Verification Form. During the pre-audit phase, there was signed agreements provided confirming that volunteers/contractors understand the training they have received. The pre-audit documents also included verification of existing volunteer and contractor refresher training</p> <p>Based on the training record documentation submitted during the pre-audit phase, in the past 12 months all volunteers and contractors have been trained in agency policies and procedures regarding sexual abuse / harassment prevention, detection, and response.</p> <p>Interviews were conducted with volunteers / contractors during the on-site phase revealed they were aware of the agency's policy and procedures regarding sexual abuse and sexual harassment prevention, detection and response.</p> <p>In review of the agency's policies, pre-audit documentation and onsite interviews it has been determined that the agency meets the standards in this provision.</p>

115.33	Inmate education
	Auditor Overall Determination: Exceeds Standard
	<p>Auditor Discussion</p> <p>DC-ADM 008 PREA Procedures Manual Section 2- Sexual Abuse/Sexual Harassment Prevention and Training states each facility shall provide inmate education explaining the zero tolerance policy regarding sexual abuse and sexual harassment, and how to report incidents or suspicions of sexual abuse, sexual harassment or retaliation, and what to do if he/she is the victim of such. This information shall be provided in formats accessible to all inmates, including those who are limited English proficient, deaf, visually impaired, or otherwise disabled, as well as to inmates who have limited reading skills.</p> <p>During the intake process, all inmates, including Parole Violators (PVs), shall receive information explaining the zero tolerance policy regarding sexual abuse and sexual harassment, and how to report incidents or suspicions of sexual abuse, sexual harassment or retaliation, and what to do if he/she is the victim of sexual abuse, sexual harassment, or retaliation. Medical will provide a copy of the Sexual Abuse Awareness Informational Brochure to the inmate immediately upon intake and document.</p> <p>Within the first 30 days of reception, additional information will be provided to all inmates, including Parole Violators, either during orientation at the Diagnostic and Classification Center (DCC) and reception sites or upon return to Department custody. All inmates will be shown a video regarding their rights to be free from sexual abuse, sexual harassment, and retaliation. They will also be provided information regarding Department policies and procedures for responding to such incidents. Inmate education may be provided to inmates individually or in groups. A staff member must be present at all times to facilitate discussion, in conjunction with the Facilitator’s Guide (Attachment 2-J) and to answer questions.</p> <p>The PREA video, “PREA: What You Need to Know” is available for use. Each facility shall have access to this video in Spanish and English, with subtitles.</p> <ol style="list-style-type: none"> 1) An Intake Counselor shall remain in the room during the playing of the video to observe inmates, looking for reactions. 2) Additionally, the Intake Counselor shall ask questions, as outlined in the Facilitator’s Guide, at the end of the video to determine comprehension on the materials. 3) As equally important, the Intake Counselor shall offer to meet privately with any of the inmates if they request, to discuss issues related to the video. <p>An inmate who did not receive the education at the DCC shall receive this training within one year of the effective date of the PREA standards. This education may be provided as a group presentation or individually during the inmate’s annual/semi-annual case review, as needed.</p> <p>Any inmate that is transferred must receive education upon transfer, only to the extent that the policies and procedures of the inmate’s new facility differ from those of the previous facility.</p> <ol style="list-style-type: none"> 1) The PREA video is to be played a minimum of two times each month over the inmate

television channel.

2) During the inmate's annual review, the Counselor will discuss issues related to sexual abuse in prison and offer the inmate an opportunity to discuss related concerns. The counselor will provide a Sexual Abuse Awareness Informational Brochure at the time of his/her annual review.

3) Sexual abuse, sexual harassment and retaliation training shall be documented by the inmate signing the PREA Inmate Education Verification Form (Attachment 2-K). This form will be filed in the DC-14. Provision of PREA Inmate Education shall be documented in an Inmate Cumulative Adjustment Record (ICAR) entry.

During the past 12 months, 704 inmates were admitted and 704 received such information at intake. All inmates 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.

Additional information about the agency's PREA policies is continuously and readily available or visible through posters, inmate handbooks, and other written formats. During the pre-audit, the auditor was provided with a copy of the inmate handbook, PREA inmate educational posters, and PREA staff educational posters.

During an interview with a member of the intake staff, it was discovered inmates receive PREA education as soon as they arrive at the facility, as part of their orientation. This education consists of a brochure containing information on their rights under PREA as well as how to report information related to sexual abuse. The intake staff member discusses this information with the inmates and answers any questions the inmates may have. Within a week, the new intakes for that week watch a PREA educational video. Inmates are required to sign an acknowledgement that they have received this education.

Through interviews with inmates it was confirmed all inmates are given a PREA brochure at intake. The inmates advised that every Friday, the new intakes receive comprehensive PREA education through a PREA educational video. The PREA educational video is also played on an inmate movie channel approximately once a week. In addition, the facility displays PREA information on the Inmate Channel, Channel 37, on a continuous basis.

It has been determined that the standards in this provision have been met.

115.34	Specialized training: Investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008 PREA Procedures Manual Section 2- Sexual Abuse/Sexual Harassment Prevention and Training states Investigations - In addition to the Basic PREA Training provided to all staff, any staff designated to conduct sexual abuse investigations shall receive additional training in accordance with PREA Standard 115.31 and Specialized training: Investigations.</p> <p>1) This specialized training will include, but is not limited to: interviewing sexual abuse victims, PREA Audit Report 23 proper use of Miranda warnings, the Garrity rule, sexual abuse evidence collection in confinement settings, and the criteria and evidence required to substantiate a case for administrative action or prosecutorial referral.</p> <p>2) This training will be facilitated by specially trained "PREA Specialized Security Training Teams." An updated list of these "PREA Specialized Security Training Teams" will be kept on file by the statewide PREA Coordinator/designee.</p> <p>3) Training will be offered to outside law enforcement through mutual agreements facilitated by the Department.</p> <p>4) Once all Security Office staff members and members of the Office of Special Investigations and Intelligence (OSII) have received this specialized training, it will take place on an annual basis unless it is deemed necessary to be held more frequently by the statewide PREA Coordinator or Facility Manager.</p> <p>5) Staff will be required to sign off that they have received the information and understand the included items on the PREA Training and Understanding Verification Form. This information will be kept in the staff member's official personnel file.</p> <p>6) The Training Coordinator at each facility shall ensure that all current security office staff receives this training within six months of the effective date of this policy.</p> <p>7) The Department, any state entity or Department of Justice component that investigates sexual abuse in confinement settings shall provide such training to its agents and investigators who conduct such investigations.</p> <p>During the pre-audit, the auditor was advised the facility has six staff who have received the required training in conducting sexual abuse investigations in confinement settings. The auditor was provided with documentation of this training.</p> <p>During interviews with facility investigators, the investigators acknowledged receiving the training specific to PREA requirements. Investigators were knowledgeable that any case that appeared to be criminal would be referred for criminal prosecution. Investigators also acknowledged using a preponderance of evidence as the standard of evidence used to substantiate allegations of sexual abuse and sexual harassment.</p> <p>In my of the training logs for investigative staff, interviews with investigative staff and the policy and documentation submitted in the pre-audit questionnaire it has been determined that the agency meets the standards in this provision.</p>

115.35	Specialized training: Medical and mental health care
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008 PREA Procedures Manual Section 2- Sexual Abuse/Sexual Harassment Prevention and Training states Medical/Mental Health Practitioners - In addition to the Basic PREA Training, any staff providing medical/mental health services, whether on a full or part-time status, shall receive additional training on working with victims of sexual abuse and sexual harassment. For the purposes of this training requirement, Medical staff will include all licensed medical staff, as well as non-licensed contact medical staff such as dental assistants, and contracted provider staff.</p> <p>1) This specialized training will include, but is not limited to: how to detect and assess signs of sexual abuse and sexual harassment, how to preserve physical evidence of sexual abuse, how to respond effectively and professionally to victims of sexual abuse and sexual harassment and how and to whom to report allegations or suspicions of sexual abuse and sexual harassment.</p> <p>2) This training will be coordinated by the statewide PREA Coordinator/designee.</p> <p>3) The PREA Compliance Manager, in coordination with the Training Coordinator at each facility, shall ensure that all current medical/mental health staff receives this training within six months of the effective date of this policy.</p> <p>4) All new medical/mental health staff shall receive this training within the first three months of employment with the Department.</p> <p>5) Staff will be required to sign off that they have received the information and understand the included items on the PREA Training and Understanding Verification Form. This information will be kept in the staff member's official personnel file in accordance with Section 1 of this procedures manual.</p> <p>During the pre-audit, the auditor was provided with a staff In-Service PREA Training roster for medical and mental health staff, documenting the understanding of the material. The auditor was also provided with a PowerPoint presentation, participant guide, and draft quiz for medical and mental health.</p> <p>During the pre-audit, the auditor was advised all medical and mental health care practitioners who work regularly within the facility have received the training required by agency policy. Training logs were also provided verifying training was received per the 2016 PREA training rosters.</p> <p>Agency medical staff at this facility do not conduct forensic medical examinations. Such examinations are conducted by an outside hospital.</p> <p>Interviews with the medical and mental health staff indicate they received PREA training.</p> <p>In review of the documents provided in the pre-audit questionnaire, interviews with medical and mental health staff and a spot check of the exam logs during the facility tour, it has been determined that the agency meets the standards in this provision.</p>

115.41	Screening for risk of victimization and abusiveness
	<p data-bbox="252 170 896 203">Auditor Overall Determination: Meets Standard</p> <p data-bbox="252 248 523 282">Auditor Discussion</p> <p data-bbox="252 327 1471 528">DC-ADM 008 PREA Procedures Manual Section 2- Sexual Abuse/Sexual Harassment Prevention and Training states all inmates shall be assessed during the intake screening process, upon receipt into another facility, whenever an inmate is involved in an incident of sexual abuse and at their annual review, for risk of being sexually abused by other inmates or sexually abusive toward other inmates.</p> <p data-bbox="252 584 1471 701">The initial assessment (within 72 hours of reception) shall consider prior acts of abuse, prior convictions for violent offenses, and history of prior facility violence or sexual abuse, as known to the Department, in order to assess inmates for the risk of being sexually abusive.</p> <p data-bbox="252 757 1455 873">During the past 12 months, all inmates entering the facility whose length of stay in the facility was 72 hours or more, 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 data-bbox="252 929 1423 1046">DC-ADM 008 PREA Procedures Manual Section 2- Sexual Abuse/Sexual Harassment Prevention and Training states the PREA risk assessments shall be conducted utilizing the PRAT.</p> <p data-bbox="252 1102 1471 1393">The PREA Risk Assessment Tool (PRAT) is an objective screening instrument. It utilizes a set of 22 questions designed to give an objective measurement of the reentrants risk as a potential victim and/or abuser. It covers any history of victimization, history of violence, incarceration history, types of disabilities, sexual orientation, etc. The process for screening begins with an orientation to what the screening tool is and then moves into specific questions. PRAT screenings are completed on Tuesdays and Thursdays during admission into the facility. The inmate's history is reviewed prior to conducting the screen.</p> <p data-bbox="252 1449 1471 1740">Additionally, the Counselor will reassess the inmate's risk of victimization or abusiveness based upon any additional, relevant information received by the facility staff since the intake screening. An inmate's risk level will be reassessed when warranted due to a referral, request, incident of sexual abuse, or receipt of additional information that bears on the inmate's risk of victimization or abusiveness utilizing the PRAT. Inmates shall not be disciplined for refusing to answer, or for not disclosing, complete information in response to the questions regarding prior victimization, disabilities, their perception of vulnerability or their sexual orientation.</p> <p data-bbox="252 1796 1423 1953">During the past 12 months, all inmates whose length of stay was 30 days or more, were reassessed for their risk of sexual victimization or of being sexually abusive within 30 days after their arrival. During the on-site visit, this auditor was able to observe a 30 day re-assessment of the PRAT being done. It was conducted according to policy.</p> <p data-bbox="252 2009 1455 2125">In review of the documents submitted in the pre-audit questionnaire, interview with the PREA Coordinator and staff responsible for risk screening as well as a direct observation of a PRAT reassessment it has been determined that the agency meets the standards in this provision.</p>

115.42	Use of screening information
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008 PREA Procedures Manual Section 2- Sexual Abuse/Sexual Harassment Prevention and Training states the information received through the administration of the PRAT questions shall be used to inform housing, bed placement, work, education, and program assignments with the goal of keeping separate those inmates at high risk for being sexually victimized from those at high risk of being sexually abusive. The sensitive information collected through these tools shall be kept as confidential as possible so as not to be used to the inmate's detriment by staff or other inmates. The Department shall make individualized determinations about how to ensure the safety of each inmate.</p> <p>DC-ADM 008 PREA Procedures Manual Section 9- Working with Transgender/Intersex Inmates states when deciding whether to assign a transgender/intersex inmate to a facility for male/female inmates, and in making other housing and programming assignments, the Department shall consider, 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. A transgender/intersex inmate's own views, with respect to his/her own safety shall be given serious consideration. All pertinent information regarding the transgender/intersex individual should be discussed on a need-to-know basis and shared only with the appropriate staff to provide necessary services.</p> <p>Interviews with staff indicate the screening instrument is being used to keep any inmate that scores to be a potential victim from inmates that score to be a potential predator. Transgender inmates would be housed in general population and would be afforded the opportunity to shower separately. A transgender inmate's views in respect to their own safety is given serious consideration in determining placement and program assignments. A transgender inmate's placement and programming assignments are reassessed every six months by the gender review committee.</p> <p>Showers consist of single showers with doors and curtains that help to ensure privacy. Interviews with targeted inmates confirms that they are given the opportunity to shower separately because the showers are single showers.</p> <p>In review of the documents submitted in the pre-audit questionnaire, interviews with staff who perform PRAT screenings and targeted inmates and observations of the showers in the facilities housing units it has been determined that the agency meets the standards in this provision.</p>

115.43	Protective Custody
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008 PREA Procedures Manual Section 2- Sexual Abuse/Sexual Harassment Prevention and Training states Inmates at a high risk for sexual victimization or inmates that have alleged abuse shall not be placed involuntarily in Administrative Custody (AC) as a means of protection unless an assessment of all available alternatives has been made by Psychology and Security staff in conjunction with the PREA Compliance Manager, and a determination has been made that there is no other available alternative means of separation from likely abusers. If the facility cannot conduct the assessment immediately, the facility may hold the inmate in involuntary AC for less than 24 hours while completing the assessment.</p> <p>Within the last 12 months, there have not been any inmates placed in involuntary segregated housing for risk of sexual victimization. Logs were reviewed to see the length placed in segregated housing. During the on-site tour this auditor also observed the search area when an inmates is placed in segregated housing. All searches are recorded and stored for review should any allegations of victimization be made.</p> <p>In accordance with Department policy DC-ADM 802, Administrative Custody Procedures, at least every 30 days, the Program Review Committee (PRC) shall ensure each inmate is reviewed to determine whether there is a continuing need for separation from the general population. This review shall be documented on the DC-141, Part 3, Employee Report of Incident.</p> <p>Through staff interviews it was determined inmates at high risk of sexual victimization are not placed in segregated housing. The auditor was advised these inmates would be placed in other housing units, if at all possible. In the event an inmate at high risk of sexual victimization was placed in segregated housing, the inmate would have access to privileges and programs when at all possible. If these privileges and programs had to be restricted, the facility would document the activities restricted and the reason for the restriction.</p> <p>After reviewing the documents submitted in the pre-audit questionnaire, staff and inmate interviews and observations during the onsite tour is has been determined that the agency meets the standards in this provision.</p>

115.51	Inmate reporting
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008 PREA Procedures Manual Section 3- Reporting Sexual Abuse and Sexual Harassment states any inmate who is the victim of any of the following should report the abuse to a staff member. PREA Audit Report 28 as soon as possible:</p> <ol style="list-style-type: none"> 1) Sexual abuse; 2) Sexual harassment; 3) Retaliation by other inmates or staff for reporting sexual abuse and sexual harassment; 4) Staff neglect or violation of responsibilities that may have contributed to such incidents. <p>Inmates may report abuse or harassment to the Bureau of Criminal Investigations (BCI), which is a Division of the Pennsylvania State Police and not part of the agency.</p> <p>Staff are required to document verbal reports as soon as possible or no later than the end of their shift.</p> <p>Reports are made to any staff member in the facility. Staff should document all reports made to them verbally, in writing, anonymously, and from third parties and promptly forward to the facility's designated investigators.</p> <p>The majority of inmates interviewed knew of the multiple ways to privately report sexual abuse and sexual harassment, retaliation by other inmates or staff. Posters explaining PREA and ways to report an incident was observed in both English and Spanish during the facility tour.</p> <p>In review of the documents submitted in the pre-audit questionnaire, interviews conducted with inmates and observations during the facility tour, it has been determined that the agency meets the standards in this provision.</p>

115.52	<p>Exhaustion of administrative remedies</p> <p>Auditor Overall Determination: Meets Standard</p> <p>Auditor Discussion</p> <p>DC-ADM 008 PREA Procedures Manual Section 3- Reporting Sexual Abuse and Sexual Harassment states inmates shall not utilize the inmate grievance system to report sexual abuse by a staff member or inmate-on-inmate sexual contact, as defined in the Glossary. However, if an inmate files a grievance related to sexual abuse, the Grievance Officer shall reject the grievance and forward to the facility Security Office for tracking and investigation. The inmate will be notified of this action. This would be considered an exhaustion of administrative remedies.</p> <p>DC-ADM 004 Inmate Grievance System Procedures Manual Section 1- Grievances and Initial Review states a grievance regarding an allegation of a sexual nature (abuse/harassment) against a staff member or inmate-on-inmate sexual contact will not be addressed through the Inmate Grievance System and must be addressed through Department policy DC-ADM 008. These allegations are taken seriously by the Department and must and will be investigated to make sure that inmates are safe in the facilities.</p> <p>When a grievance is filed regarding an allegation of a sexual nature (abuse/harassment) against a staff member or inmate-on-inmate sexual contact, while it will not be addressed through the inmate Grievance System, the grievance will be immediately forwarded to the Security Department as well as PREA Compliance Manager in accordance with Department policy DC-ADM 008 to start an investigation.</p> <p>In the past 12 months there were no grievances filed that alleged sexual abuse nor any grievances alleging sexual abuse filed by inmates. This auditor also reviewed the inmate handbook, pages 7-9 to determine that relevant information about how to file a grievance is provided.</p> <p>After review of the documents attach to the pre-audit questionnaire and the agency's policy it has been determined that the agency meets the standards in this provision.</p>
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115.53	Inmate access to outside confidential support services
	<p data-bbox="252 170 896 203">Auditor Overall Determination: Meets Standard</p> <p data-bbox="252 248 523 282">Auditor Discussion</p> <p data-bbox="252 327 1481 573">DC-ADM 008 PREA Procedures Manual Section 4- Responding to Reports of Sexual Abuse the Department works in collaboration with the Pennsylvania Coalition against Rape (PCAR) and its member centers. The facility PREA Compliance Manager, in conjunction with the statewide PREA Coordinator, has worked to establish mutual agreements with local rape crisis centers where all Department facilities are located. Copies of these agreements shall be maintained by the Department.</p> <p data-bbox="252 629 1477 875">The PREA Compliance Manager shall ensure that inmates are offered and provided with access to outside victim advocates for emotional supportive services related to sexual abuse which has occurred in a confinement setting. During non-working hours, the Shift Commander will be responsible to ensure the aforementioned support services. Supportive services may be provided via a variety of methods including in person, during a non-monitored phone call and/or in writing. The preferred service delivery method is in person in a confidential setting.</p> <p data-bbox="252 931 1458 1178">The PREA Compliance Manager shall 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. An inmate will be offered the opportunity to talk with a victim advocate and receive continued care when they have been a victim of facility sexual abuse, no matter if they reported the facility sexual abuse immediately or made a delayed disclosure.</p> <p data-bbox="252 1234 1477 1346">During the pre-audit, the auditor was provided with a advocacy consent forms signed by the inmate. The auditor was also provided with email documentation showing that victim advocate services are being provided to inmates that request such services.</p> <p data-bbox="252 1402 1481 1603">During the pre-audit, the auditor was provided with a documented MOU for victim advocate services; A Safe Place Advocacy Center. The auditor contacted A Safe Place and spoke with a representative who confirmed victim advocates would be provided to SCI Forest inmates who reported a sexual abuse. The auditor was advised these services would be available 24 hours a day, 7 days a week.</p> <p data-bbox="252 1659 1458 1861">Through random inmate interviews as well as interviews with inmates who reported a sexual abuse, it was determined that some of the inmates were familiar with the victim services that are available for victims of sexual abuse. These inmates acknowledged having access to mailing addresses through posters posted in the housing units, as well as through brochures that were given to them at intake.</p> <p data-bbox="252 1917 1449 2029">In review of the agency's policy, the documents attach to the pre audit questionnaire, interviews with inmates and a victim advocate representative from A Safe Place, it has been determined that the agency meets the standards in this provision.</p>

115.54	Third-party reporting
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008 PREA Procedures Manual Section 3- Reporting Sexual Abuse and Sexual Harassment states the Sexual Abuse Reporting Address is an option for the general public to report an allegation of sexual contact.</p> <p>Section 3 – Reporting Sexual Abuse and Sexual Harassment</p> <p>A. General</p> <p>1. A report, complaint, or allegation of sexual abuse, sexual harassment, or retaliation as defined in the glossary of terms for this procedures manual, staff neglect or violation of responsibilities that may have contributed to such incidents can be reported by several means, as outlined below.</p> <p>2. Anyone who reports sexual abuse, sexual harassment, or retaliation should provide as many details as possible regarding the incident(s), including the following information:</p> <ul style="list-style-type: none"> a. comprehensive description of incident(s); b. names of all parties involved; c. date(s); d. time(s); e. place(s) of alleged incidents; and f. witness(es), if any. <p>3. Staff shall accept and document reports made verbally, in writing, anonymously, and from third parties and promptly forward to the facility’s designated investigators.</p> <p>4. All reports received by the Sexual Abuse Reporting Address, established for the anonymous reporting of sexual abuse or sexual harassment to the Pennsylvania State Police (PSP), shall be handled as follows:</p> <ul style="list-style-type: none"> a. when the PSP receives Prison Rape Elimination Act (PREA)-related complaint correspondence at this address, the letter shall be scanned and emailed to the Department’s PREA Notification email address (CR, DOC PREA Notification) for tracking purposes and dissemination to the appropriate facility; b. the PREA Compliance Division (PCD) is responsible to check the email box daily (business days only) for follow-up and referral purposes; and

c. this information shall be maintained within the investigative file, in accordance with Section 1 of this procedures manual.

B. Methods of Reporting for Inmates

1. An inmate who is an alleged victim of any of the following shall report the abuse to a staff member as soon as possible:

a. sexual abuse;

b. sexual harassment;

c. retaliation by other inmates or staff for reporting sexual abuse and sexual harassment; and/or

d. staff neglect or violation of responsibilities that may have contributed to such incidents.

2. A report may be made to any staff member in the facility including, but not limited to, Medical staff, Psychology staff, Corrections Officers, and Counselors.

3. As soon as a staff member, contractor, or volunteer receives a report of sexual abuse or sexual harassment, either verbally or in writing, he/she is required to notify the Shift Commander immediately. The required process for making this report is outlined in Subsection C. below.

4. Methods of reporting include the following:

a. verbal report to a staff member;

b. submitting a DC-135A, Inmate Request to Staff Member; and/or

c. submitting a written report to the Sexual Abuse Reporting Address: BCI/PREA Coordinator, 1800 Elmerton Avenue, Harrisburg, PA 17110.

5. These written reports may be submitted, either as identified above, or through the facility grievance lock-boxes located on every housing unit within the facility. These lock-boxes are accessed only by an approved management staff, and reports shall be forwarded for review and action, as outlined within this policy. Inmates shall utilize the inmate grievance system in accordance with Department policy DC-ADM 804, "Inmate Grievance System," to report inmate-on-inmate sexual harassment allegations, which include repeated and unwelcome sexual advances, requests for sexual favors, verbal comments, gestures, or actions of a derogatory or offensive sexual nature.

6. Inmates shall not utilize the inmate grievance system to report sexual abuse or sexual harassment by a staff member or inmate-on-inmate sexual abuse, as defined in the Glossary of Terms for this procedures manual. However, if an inmate files a grievance related to staff on inmate sexual abuse/sexual harassment or inmate on inmate sexual abuse, the Facility

Grievance Coordinator shall reject the grievance and forward it to the facility Security Office and PREA Compliance Manager (PCM)/designee for tracking and investigation. The inmate shall be notified of this action.

NOTE: The Security Office/PCM/designee shall be responsible for notifying the Shift Commander for any allegations requiring the implementation of checklist procedures as outlined in Section 4 of this procedures manual.

7. Every inmate must be provided with immediate access to at least one of the methods indicated above through which he/she may privately report sexual abuse and sexual harassment, retaliation by other inmates or staff for reporting sexual abuse and sexual harassment, and staff neglect or violation of responsibilities that may have contributed to such incidents.

The information listed above is available on the agency website.

It has been determined that the agency meets the standards in this provision.

115.61	Staff and agency reporting duties
	Auditor Overall Determination: Meets Standard
	<p>Auditor Discussion</p> <p>DC-ADM 008 PREA Procedures Manual Section 3- Reporting Sexual Abuse and Sexual Harassment states</p> <p>Staff shall accept and document reports made verbally, in writing, anonymously, and from third parties and promptly forward to the facility’s designated investigators. If the alleged victim is under the age of 18, the Department shall refer the allegation to the designated State or local services agency under applicable mandatory reporting laws as outlined in Department policy 1.1.16, “Mandatory Reporting Guidelines.”</p> <p>Through interviews with a random sample of staff as well as interviews with medical and mental health staff, it was determined that all staff have a duty to report any knowledge, suspicion, or information related to sexual abuse or sexual harassment. Staff are also required to report any retaliation towards any inmate or staff for reporting and any staff neglect that may have contributed to an incident or retaliation.</p> <p>It has been determined that the agency meets the standards in this provision.</p>

115.62	Agency protection duties
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008 PREA Procedures Manual Section 2- Sexual Abuse/Sexual Harassment Prevention and Training ensures that when Department staff learn that an inmate is subject to a substantial risk of imminent sexual abuse, appropriate and immediate action will be taken to protect that inmate.</p> <p>In the past 12 months, there has been five instances where the agency has determined that an inmate was subject to a substantial risk of imminent sexual abuse.</p> <p>Through interviews with staff, it was determined staff knew to take immediate action to separate the alleged victim and abuser whenever it is determined an inmate may be at risk for imminent sexual abuse. The Shift Commander and Security Office would both be notified.</p> <p>Upon notification of a report of sexual abuse involving sexual contact, the Shift Commander/designated security staff shall initiate the Shift Commander Checklist (Attachment 4-A) and:</p> <ol style="list-style-type: none"> 1. ensure that the alleged victim and alleged abuser are separated. Determine the least traumatizing placement for the alleged victim, which may be the same or different general population unit; 2. secure any video, audio, or photographic evidence of the incident; 3. notify the Intelligence Gathering Captain, Deputy Superintendent for Internal Security (DSIS), or Security Lieutenant; 4. ensure that the alleged victim is immediately escorted to the Medical Department, if abuse involved physical contact; and 5. ensure completion of the Initial Response Checklist – Alleged Victim (Attachment 4-B), and Initial Response Checklist – Alleged Abuser (Attachment 4-C) as applicable. <p>C. Shift Commander Responsibilities Non-Contact Abuse Allegations</p> <p>Upon notification of a report of sexual abuse not involving sexual contact, the Shift Commander/designated security staff shall initiate the Shift Commander Checklist and:</p> <ol style="list-style-type: none"> 1. ensure that the alleged victim and alleged abuser do not have further direct contact Determine the least traumatizing placement for the alleged victim, which may be the same or different general population unit; 2. secure any video, audio, or photographic evidence of the incident; 3. notify the Intelligence Gathering Captain, DSIS, or Security Lieutenant; and

4. ensure completion of the Initial Response Checklist – Alleged Victim of Non-Contact Abuse (Attachment 4-D).

In review of the documents attached to the pre audit questionnaire, interviews with staff and agency head it has been determined that the agency meets the standards in this provision.

115.63	Reporting to other confinement facilities
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008 PREA Procedures Manual Section 3- Reporting Sexual Abuse and Sexual Harassment states:</p> <p>An inmate may file a report of sexual abuse, sexual harassment, or retaliation sustained while confined at another facility.</p> <p>It is the Facility Manager/designee’s responsibility to notify the head of the facility in which the reported abuse, harassment or retaliation occurred. Notification must be provided as soon as possible, but no later than within 72 hours after receipt of information and documented on the Notification of Sexual Abuse/Harassment Allegation to Another Facility (Attachment 3-B). This document shall be maintained by the PREA Compliance Manager in an annual file for audit verification purposes in accordance with Section 1 of this procedures manual.</p> <p>A copy of the notification must also be sent to the facility PREA Compliance Manager and the statewide PREA Coordinator/designee for tracking purposes.</p> <p>If the facility being notified is another facility within the Department, the PREA Compliance Managers for involved facilities shall coordinate the information flow as to ensure:</p> <ol style="list-style-type: none"> 1) All information is shared to ensure a thorough and expedient investigation is completed; and 2) The inmate receives information regarding the investigation in a confidential and timely manner as to comply with Section 8 of this procedures manual. <p>Upon receipt of an allegation from another facility that an inmate was sexually abused, harassed or retaliated against while confined at that location, the Facility Manager/designee at the receiving facility shall document the receipt of the allegation on the Notification of Sexual Abuse/Harassment Allegation to Another Facility.</p> <p>The Facility Manager/designee shall immediately notify the Security Office to initiate a PREA investigation as outlined in Section 5 of this procedures manual.</p> <p>The Facility Manager/designee shall send notification and supporting documentation to the facility PREA Compliance Manager and the statewide PREA Coordinator/designee within five working days of the receipt of the allegation.</p> <p>During the past 12 months, the facility received 15 allegations that an inmate was abused while confined at another facility. During the pre-audit, the auditor was provided with a sample of three notifications. All three notifications were provided, facility head to facility head, within 72 hours of receipt of the information.</p> <p>Within the past 12 months, the facility did not receive any allegations of sexual abuse the facility received from other facilities.</p> <p>Through staff interviews, it was determined when SCI Forest receives an allegation from another facility or agency that an incident of sexual abuse or sexual harassment occurred within their facility, the allegation would immediately be assigned to an investigator and would be investigated. SCI Forest would refer any allegations they receive for sexual abuse that occurred at other facilities, to the head of the outside facility. The notification would be made</p>

from the Superintendent at SCI Forest to the Facility Head where the abuse allegedly occurred, and the notification would occur within 72 hours after receiving the information.

It has been determined that the agency meets the standards in this provision.

115.64	Staff first responder duties
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008 PREA Procedures Manual Section 4- Responding to Reports of Sexual Abuse states:</p> <p>A. First Responder Duties</p> <p>Upon learning of an allegation that an inmate was sexually abused, the first staff member to respond shall follow the procedures below.</p> <p>1. Security staff shall:</p> <ul style="list-style-type: none"> a. notify the Shift Commander; b. immediately separate the alleged victim and alleged abuser; c. secure any reported crime scene until appropriate steps can be taken to collect evidence; and d. if the abuse occurred within the last 96 hours that still allows for the collection of physical evidence, request the alleged victim and ensure that the alleged abuser not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating. <p>2. Non-Security staff shall:</p> <ul style="list-style-type: none"> a. immediately notify the Shift Commander; and b. if the first staff responder is not a security staff member, the responder shall be required to request that the alleged victim not take any actions that could destroy physical evidence. <p>B. Shift Commander Responsibilities Involving Sexual Contact</p> <p>Upon notification of a report of sexual abuse involving sexual contact, the Shift Commander/designated security staff shall initiate the Shift Commander Checklist (Attachment 4-A) and:</p> <ul style="list-style-type: none"> 1. ensure that the alleged victim and alleged abuser are separated. Determine the least traumatizing placement for the alleged victim, which may be the same or different general population unit; 2. secure any video, audio, or photographic evidence of the incident; 3. notify the Intelligence Gathering Captain, Deputy Superintendent for Internal Security (DSIS), or Security Lieutenant;

4. ensure that the alleged victim is immediately escorted to the Medical Department, if abuse involved physical contact; and
5. ensure completion of the Initial Response Checklist – Alleged Victim (Attachment 4-B), and Initial Response Checklist – Alleged Abuser (Attachment 4-C) as applicable.

C. Shift Commander Responsibilities Non-Contact Abuse Allegations

Upon notification of a report of sexual abuse not involving sexual contact, the Shift Commander/designated security staff shall initiate the Shift Commander Checklist and:

1. ensure that the alleged victim and alleged abuser do not have further direct contact. Determine the least traumatizing placement for the alleged victim, which may be the same or different general population unit;
2. secure any video, audio, or photographic evidence of the incident;
3. notify the Intelligence Gathering Captain, DSIS, or Security Lieutenant; and
4. ensure completion of the Initial Response Checklist – Alleged Victim of Non-Contact Abuse (Attachment 4-D).

During the pre-audit, the auditor was provided with a copy of a pocket card containing immediate response procedures that was given to all employees.

Through interviews with inmates and staff, it was determined staff have responded promptly to outcries of sexual abuse. Staff know to separate the victim from the abuser as well as how to preserve evidence. Staff are aware to keep information related to sexual abuse investigations confidential.

In the past 12 months there were 89 allegations that an inmate was sexually abused.

In the past 12 months there were 10 of times the first security staff member responded to the report and separated the alleged victim and abuser.

In the past 12 months there were 4 times where staff were notified within a time period that still allowed for the collection of physical evidence, 4 times the first security staff member to respond to the report requested 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.

In review of the documents attached to the pre audit questionnaire, interviews with staff and agency head it has been determined that the agency meets the standards in this provision.

115.65	Coordinated response
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>According to the local PREA policy for SCI Forest, DC-ADM 008 FRS 01PREA states the purpose of this policy is to establish a consistent process for SCI-Forest to track, document, and monitor all reports of sexual abuse, sexual harassment and signs of retaliation following these reports.</p> <p>The sections of this local procedures manual appear in order as they refer to the sections of the DC-ADM 008 Prison Rape Elimination Act (PREA) Procedures Manual issued by the Secretary of the DOC.</p> <p>Through interviews with staff, it was determined the facility follows a statewide DOC coordinated response plan for allegations of sexual abuse that involves a checklist of responsibilities.</p> <p>After reviewing the documents attached in the pre audit and conducting interviews it has been determined that the agency meets the standards in this provision.</p>

115.66	Preservation of ability to protect inmates from contact with abusers
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The Department operates within the confines of collective bargaining agreements with eight (8) different unions, including but not limited to AFSCME, CIVEA, OPEIU, PDA, FOSCEP, PSCOA, SEIU AND PSSU. All of the agreements are valid through June 30, 2019. one of these collective bargaining agreements contain language that limit the ability to remove an alleged staff sexual abuser from contact with any inmates pending the outcome of an investigation or a determination of whether and to what extent discipline is warranted. In addition, the collective bargaining agreements are silent regarding suspensions pending investigation.</p> <p>During the Agency Head interview, the Agency Head confirmed the Department operates with collective bargaining agreements; however, these agreements do not restrict the Agency from removing staff abuser from contact with inmates under these terms.</p> <p>It has been determined that the agency meets the standards in this provision.</p>

115.67	Agency protection against retaliation
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008 PREA Procedures Manual Section 2- Sexual Abuse/Sexual Harassment Prevention and Training states the agency will ensure retaliation monitoring of the following inmates:</p> <ol style="list-style-type: none"> 1) Those that have reported institutional sexual abuse or sexual harassment allegations; 2) Those that have suffered sexual abuse; and/or 3) Those that have expressed a fear of retaliation due to cooperation with an investigation of an incident related to this procedures manual. <p>Specifically, the PREA Compliance Manager will ensure that such inmates are provided with the opportunity to meet with a corrections counselor, in accordance with Attachment 2-B, DOC Retaliation Monitoring form, who will then report to the PREA Compliance Manager.</p> <p>If the PREA Compliance Manager determines that the initial monitoring indicates a continuing need, the periodic status checks will be extended beyond 90 days by the corrections counselor.</p> <p>The PREA Compliance Manager will also notify the Deputy of Centralized Services (DSCS) when staff require monitoring due to report of sexual abuse, or because of an expressed fear of retaliation due to cooperation with an investigation of inmate sexual abuse or sexual harassment, per PREA Standard (§115.67 [a][c][e]) and in accordance with Section 3, Subsection F. of the procedures manual.</p> <p>Retaliation will be monitored for a minimum of 90 days for all allegations.</p> <p>During the past 12 months, there have been no incidents of retaliation reported.</p> <p>During the pre-audit, the auditor was provided with samples of documentation related to retaliation monitoring.</p> <p>Through various staff and inmate interviews, it was discovered multiple measures are taken to ensure against retaliation. In order to protect against retaliation, the PREA Compliance Manager would complete a monitoring form and have the unit counselors monitor for retaliation. This information would be logged in a spreadsheet. Counselors would check on the inmate sometime between the first 48-96 hours, 15 days, 30 days, 60 days, and 90 days.</p> <p>In review of the documents submitted in the pre-audit questionnaire and the interviews it has been determined that the agency meets the standards in this provision.</p>

115.68	Post-allegation protective custody
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008 PREA Procedures Manual Section 2- Sexual Abuse/Sexual Harassment Prevention and Training states inmates at a high risk for sexual victimization or inmates that have alleged abuse shall not be placed involuntarily in Administrative Custody (AC) as a means of protection unless an assessment of all available alternatives has been made by Psychology and Security staff in conjunction with the PREA Compliance Manager, and a determination has been made that there is no other available alternative means of separation from likely abusers. If the facility cannot conduct the assessment immediately, the facility may hold the inmate in involuntary AC for less than 24 hours while completing the assessment.</p> <p>Through interviews with staff, it was discovered inmates who allege to have suffered sexual abuse or are at risk of sexual victimization are rarely (if ever) placed in involuntary segregated housing. Alternative housing in another general population housing unit or protective custody would be found. If an inmate were to be placed in involuntary segregated housing for these reasons, they would still have access to programs, privileges, education, and work opportunities to the extent possible. If any activities are restricted, the staff would document the opportunities limited, the duration of the limitation, and the reason for the limitation.</p> <p>It has been determined that the agency meets the standards in this provision.</p>

115.71	Criminal and administrative agency investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008 PREA Procedures Manual Section 5- Investigating Allegations of Sexual Harassment and/or Sexual Abuse outlines both criminal and administrative agency investigations.</p> <p>Section 5 – Investigating Allegations of Sexual Abuse and/or Sexual Harassment</p> <p>Every report, complaint, or allegation of sexual abuse and sexual harassment, including third party and anonymous reports, shall be investigated promptly, thoroughly, and objectively.</p> <p>When the quality of evidence appears to support criminal prosecution, the Department shall conduct compelled interviews only after consulting with prosecutors as to whether compelled interviews may be an obstacle for subsequent criminal prosecution.</p> <p>Substantiated allegations of conduct that appear to be criminal are referred for prosecution.</p> <p>There are two allegations of conduct that appear to be criminal that were referred for prosecution since August 20, 2012.</p> <p>The agency retains all written reports pertaining to the administrative or criminal investigation of alleged sexual assault or sexual harassment for as long as the alleged abuser is incarcerated or employed by the agency, plus five years.</p> <p>Through interviews with inmates who allege to have suffered from sexual abuse, it was determined investigative staff do not require victims to take a polygraph examination as a condition for proceeding with the investigation.</p> <p>Through staff interviews, it was determined the Security Office would be informed on the progress of any investigations conducted by the Pennsylvania State Police. They would receive this information by regular correspondence. Investigators have received specialized training for conducting sexual abuse investigations in confinement settings. Training topics included techniques for interviewing sexual abuse victims, proper use of Miranda and Garrity warnings.</p> <p>If the sexual abuse occurred within 96 hours, the alleged victim would be transported to the local hospital for a SAFE/SANE exam. Criminal investigations would be forwarded to the Pennsylvania State Police for investigation. Investigations continue, even if the staff member terminates employment or the inmate transfers to another facility. Both administrative and criminal investigations would be documented in investigation reports.</p> <p>Governor's code of conduct for criminal investigations. There is required action when an employee is formally charged with criminal conduct related to his or her employment with the</p>

Commonwealth or which constitutes a felony; such employee shall be suspended without pay.

In review of the documents submitted in the pre audit questionnaire and with staff interviews, PCM, PREA Coordinator and HR Representative it has been determined that the agency meets the standards in this provision.

115.72	Evidentiary standard for administrative investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008 PREA Procedures Manual Section 5- Investigating Allegations of Sexual Harassment and/or Sexual Abuse states in administrative investigations, the Department shall impose no standard higher than a preponderance of the evidence in determining whether allegations of sexual harassment/sexual abuse are substantiated.</p> <p>Following the approval of the investigation, the facility Security Office shall notify the PREA Compliance Manager (PCM) of whether the investigation was substantiated, unsubstantiated, or unfounded.</p> <p>The PCM shall inform the alleged victim(s) as to whether the investigation is found to be substantiated, unsubstantiated, or unfounded. All notifications shall be made and documented in accordance with Section 8 of the procedures manual.</p> <p>Interviews conducted with investigative staff indicate a preponderance of evidence is used when determining whether to substantiate allegations of sexual abuse or sexual harassment.</p> <p>In review of the documents submitted in the pre audit questionnaire, interviews with investigative staff it has been determined that the agency meets the standards in this provision.</p>

115.73	Reporting to inmates
	<p data-bbox="252 170 895 203">Auditor Overall Determination: Meets Standard</p> <p data-bbox="252 248 523 282">Auditor Discussion</p> <p data-bbox="252 327 1469 573">DC-ADM 008 PREA Procedures Manual Section 8- Notification of Inmates states following the investigation into an inmate’s allegation that he/she suffered sexual abuse or sexual harassment in a facility within the Department, the Prison Rape Elimination Act (PREA) Compliance Manager at the facility where the inmate is housed shall inform the inmate, in writing on the PREA Investigation – Inmate Notification Form (Attachment 8-A) as to whether the allegation has been determined to be substantiated, unsubstantiated or unfounded.</p> <p data-bbox="252 629 1469 701">A review of notifications indicate inmates are being responded to, in writing, as to the outcome of the investigation.</p> <p data-bbox="252 712 1469 784">If another agency conducts the investigation, the PREA Compliance Manager shall request the relevant information from the investigative agency in order to inform the inmate.</p> <p data-bbox="252 840 1469 956">Following an inmate’s allegation that a staff member has committed sexual abuse or sexual harassment against an inmate, the PREA Compliance Manager shall subsequently inform the inmate when any of the following occurs:</p> <ol data-bbox="252 1012 1469 1384" style="list-style-type: none"> 1) The staff member is no longer posted within the inmate’s unit; 2) The staff member is no longer employed at the facility; 3) The Department learns that the staff member has been criminally charged related to sexual abuse within the facility; or 4) The Department learns that the staff member has been convicted on a charge related to sexual abuse within the facility. <p data-bbox="252 1440 1406 1601">During the past 12 months, there were 70 criminal and/or administrative investigations of alleged inmate sexual abuse that were completed by the agency/facility. Of these investigations, 60 inmates were notified, verbally or in writing, of the results of the investigation. There are currently two investigations still ongoing.</p> <p data-bbox="252 1657 1437 1774">Through interviews with various staff and inmates, it was determined the PREA Compliance Manager notifies the inmate, in writing, as to whether the allegation was substantiated, unsubstantiated, or unfounded.</p> <p data-bbox="252 1830 1358 1946">In review of the documents submitted in the pre audit questionnaire, interviews with investigative staff it has been determined that the agency meets the standards in this provision.</p>

115.76	Disciplinary sanctions for staff
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008 PREA Procedures Manual Section 7-Discipline Related to Sexual Abuse, Sexual Harassment, and Retaliation states any employee who violates Department sexual abuse or sexual harassment policies by engaging in, failing to report, or knowingly condoning sexual abuse or sexual harassment of an inmate shall be subject to appropriate disciplinary or administrative action up to and including termination.</p> <p>When an allegation is made involving a staff member, contract service provider or volunteer this person will be removed from contact with the alleged victim until the conclusion of this investigation.</p> <p>In the event that a staff member is terminated, or resigns in lieu of discharge, for violation of the this procedures manual, the Bureau of Human Resources (BHR) will notify the Office of Special Investigations and Intelligence (OSII) to determine if a potential criminal violation exists and notify any licensing bodies. If the violation meets criminal standards, OSII will refer the matter to the District Attorney’s Office that has jurisdiction over the affected facility for prosecution purposes.</p> <p>All terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, are reported to law enforcement agencies, unless the activity was clearly not criminal, and to any relevant licensing bodies.</p> <p>Within the past 12 months, there has been one staff from the facility who violated agency sexual abuse or sexual harassment policies. This staff member was terminated for violating these policies and was also reported to the PSP for criminal investigation.</p> <p>Disciplinary sanctions for violations of agency policies relating to sexual abuse or sexual harassment (other than actually engaging in sexual abuse) are commensurate with the nature and circumstances of the acts committed, the staff member’s disciplinary history, and the sanctions imposed for comparable offenses by other staff with similar histories.</p> <p>It has been determined that the agency meets the standards in this provision.</p>

115.77	Corrective action for contractors and volunteers
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008 PREA Procedures Manual Section 7-Discipline Related to Sexual Abuse, Sexual Harassment, and Retaliation states:</p> <p>Contractors and volunteers are subject to the following:</p> <ol style="list-style-type: none"> 1) When an allegation is made involving a contractor or volunteer, this person will be removed from contact with the alleged victim until the conclusion of this investigation; 2) If a contractor or volunteer violates this procedures manual, other than by engaging in sexual abuse, the facility shall take appropriate remedial measures and shall consider whether to prohibit further contact with inmates; 3) Any contractor or volunteer who engages in sexual abuse 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. <p>Within the past 12 months, there have not been any contractors or volunteers reported to law enforcement for engaging in sexual abuse of inmates.</p> <p>Staff interviews indicate that any contractor or volunteer suspected of sexual abuse or sexual harassment would be removed from the building and prohibited from contact with inmates. Remedial disciplinary measures, such as counseling and further monitoring, would be considered for minor policy violations, depending on the circumstances. Any contractor or volunteer found to have committed a major policy violation would be banned from the facility and criminal charges would be filed.</p> <p>It has been determined that the agency meets the standards in this provision.</p>

115.78	Disciplinary sanctions for inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008 PREA Procedures Manual Section 7-Discipline Related to Sexual Abuse, Sexual Harassment, and Retaliation states:</p> <ol style="list-style-type: none"> 1) Inmates shall be subject to disciplinary sanctions pursuant to the 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. 2) 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. 3) 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. 4) When an inmate is found guilty of a Class 1 Misconduct related to sexual abuse, the Unit Manager shall refer the inmate to the Sex Offender Treatment Program for evaluation to determine whether or not the inmate is appropriate for the program and if the inmate will be required to complete the program as part of the sanctions or as a condition to access programming or other benefits. 5) The facility may discipline an inmate for sexual contact with staff only if it is substantiated that the staff member did not consent to such contact. 6) For the purpose of disciplinary action, 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. 7) The Department prohibits all sexual activity between inmates and may discipline inmates for such activity. The Department will not deem such activity to constitute sexual abuse if the Department through the investigative process determines that the activity is not coerced or forced. <p>Within the past 12 months, there have been two administrative findings of inmate-on-inmate sexual abuse that has occurred at the facility.</p> <p>Staff interviews indicate inmates found to have engaged in sexual abuse or sexual harassment may face a misconduct hearing and/or criminal charges depending upon the circumstances.</p> <p>Staff interviews indicate inmate perpetrators of sexual abuse are referred for a mental health evaluation, and this evaluation is conducted within 14 days.</p>

Staff interviews indicate inmates who have violated the agency's sexual abuse and sexual harassment procedures would go through a disciplinary hearing. If the allegations were criminal in nature, the Pennsylvania State Police may pursue criminal charges.

It has been determined that the agency meets the standards in this provision.

115.81	Medical and mental health screenings; history of sexual abuse
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008 PREA Procedures Manual Section 2- Sexual Abuse/Sexual Harassment Prevention and Training states:</p> <p>If the screening pursuant to PREA Standard indicates that a prison or jail inmate has experienced prior sexual victimization, 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 or sooner, if clinically indicated.</p> <p>If the screening pursuant to PREA Standard indicates that a prison or jail inmate has previously perpetrated 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 mental health practitioner within 14 days of the intake screening, or sooner, if clinically indicated.</p> <p>Any information related to sexual victimization or abusiveness occurring 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 placement, work, education, and program assignments, or otherwise required by Federal, State, or local law.</p> <p>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. The DC-484, Mental Health Informed Consent Form shall be used for this purpose in accordance with Department policy 13.8.1, "Access to Mental Health Care. If the inmate refuses to sign, it shall be noted on the DC-484 and signed by the witness and maintained in the medical record.</p> <p>Within the past 12 months, 100% of inmates who disclosed prior victimization during screening were offered a follow-up meeting with a medical or mental health practitioner.</p> <p>During the past 12 months, 91% of inmates who have previously perpetrated sexual abuse were offered a follow-up meeting with a mental health practitioner.</p> <p>During the pre-audit, the auditor was provided with samples of medical/mental health logs and secondary materials.</p> <p>Alleged inmate victims of sexual abuse shall 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.</p> <p>If no qualified medical or mental health practitioners are on duty at the time a report of recent abuse is made, security staff first responders shall take preliminary steps to protect the</p>

alleged victim, in accordance with Prison Rape Elimination Act (PREA) Standard and shall immediately notify the appropriate medical and mental health practitioners.

Treatment services shall be provided to the alleged victim without financial cost and regardless of whether the alleged victim names the abuser or cooperates with any investigation arising out of the incident.

In review of the documents submitted during the pre audit questionnaire, interviews with inmates it has been determined that the agency meets the standards in this provision.

115.82	Access to emergency medical and mental health services
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008 PREA Procedures Manual Section 4- Responding to Reports of Sexual Abuse states</p> <p>Treatment services shall be provided to the alleged victim without financial cost and regardless of whether the alleged victim names the abuser or cooperates with any investigation arising out of the incident.</p> <p>All facilities shall provide alleged victims with medical and mental health services consistent with the community level of care.</p> <p>The Medical Department shall follow the appropriate procedures contained in the DC-586BB NET – Rape/Sexual Assault in accordance with Department policy 13.2.1, “Access to Health Care,” Section 6, Appendix 6-A, and the procedures listed below.</p> <p>The alleged victim shall be evaluated by facility medical personnel immediately, when there is an allegation of sexual abuse that involved physical contact, to ensure the absence of any injury requiring urgent treatment. The medical staff shall document any injuries on the DC-457, Medical Incident/Injury Report in accordance with Department policy 13.2.1, Section 6.</p> <p>If the inmate refuses to undergo the medical exam, he/she must sign the DC-462, Release from Responsibility for Medical Treatment in accordance with Department policy 13.1.1, “Management and Administration of Health Care.”</p> <p>The facility shall offer medical and mental health evaluation and, as appropriate, treatment to all inmates who have allegedly been victimized by sexual abuse in any prison, jail, lockup, or juvenile facility.</p> <p>The evaluation and treatment of alleged 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.</p> <p>All facilities shall provide alleged victims with medical and mental health services consistent with the community level of care.</p> <p>Alleged inmate victims of sexually abusive vaginal penetration while incarcerated shall be offered pregnancy tests.</p> <p>If pregnancy results from the alleged sexual abuse, alleged victims shall receive timely and comprehensive information about and timely access to all lawful pregnancy related services.</p> <p>Alleged inmate victims of sexual abuse while incarcerated shall be offered tests for sexually transmitted infections, as medically appropriate.</p>

It has been determined that the agency meets the standards in this provision.

115.83	Ongoing medical and mental health care for sexual abuse victims and abusers
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008 PREA Procedures Manual Section 4- Responding to Reports of Sexual Abuse states the facility shall 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.</p> <p>Inmate victims of sexual abuse while incarcerated shall be offered tests for sexually transmitted infections, as medically appropriate.</p> <p>DC-ADM 008 PREA Procedures Manual Section 2- Sexual Abuse/Sexual Harassment Prevention and training states for any identified facility sexual predators, refer to Department Policy 11.2.1 Section 5, for appropriate custody level and program code assignment.</p> <p>In addition, a mental health evaluation will be conducted on these abusers within 60 days of learning of such abuse history and offer treatment when deemed appropriate by mental health practitioners.</p> <p>Facility is an all-male facility; therefore, PREA Standard 115.83 (d)-1 and 115.83 (e) - 1 are not applicable.</p> <p>Through various staff and inmate interviews, it was determined medical treatment for sexual abuse victims would include a medical evaluation from one of the Registered Nurses working at the facility.</p> <p>It has been determined that the standards in the provision have been met.</p>

115.86	Sexual abuse incident reviews
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC ADM 008 Prison Rape Elimination Act (PREA) Procedures Manual Section 6 – Sexual Abuse Incident Review states:</p> <p>A. General</p> <p>Each facility shall conduct a Sexual Abuse Incident Review (SAIR) at the conclusion of every sexual abuse investigation where the allegation was substantiated or unsubstantiated whether the investigation was conducted by the facility Security Office or by the Office of Special Investigations and Intelligence (OSII). No review will be conducted if the allegation has been determined to be unfounded. The review shall occur within 15 working days of the receipt of the notification from OSII that the investigation was deemed satisfactory.</p> <p>The purpose of the incident review is to look retrospectively at the incident to ensure that the incident was managed in compliance with this procedures manual; to gather data relevant to enhancing understanding of prison rape; and to sensitize staff members to possible “red flags” associated with such incidents so that they may become better at detecting preventable incidents.</p> <p>Facility Sexual Abuse Incident Review Committee shall consist of:</p> <p>The Prison Rape Elimination Act (PREA) Compliance Manager (PCM) shall chair the SAIR Committee. The PCM, in collaboration with the Facility Manager, shall determine the exact composition of the committee based on the nature of the incident. At a minimum, the SAIR Committee shall consist of the following:</p> <ul style="list-style-type: none"> a. Deputy Superintendent for Centralized Services (DSCS); b. Deputy Superintendent for Facilities Management (DSFM); c. Licensed Psychology Manager (LPM)/designee; d. Corrections Health Care Administrator (CHCA)/designee; e. Security Office representative; and f. Major of Unit Management or Major of the Guard. <p>The PCM coordinates the availability of the DC-15, Inmate Records Jacket, DC-14, Counselor File, medical record, incident reports, Security Office Report, etc. The committee shall be advised in advance of the date, time, and place of the meeting.</p> <p>The committee shall carefully review the documentation surrounding the incident. The review shall focus upon the events associated with the incident. At a minimum, the committee shall</p>

consider the items outlined in the PREA Sexual Abuse Incident Review (Attachment 6-A) as well as the following information:

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

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 was motivated or otherwise caused by other group dynamics at the facility.

Examine the area in the facility where the incident allegedly occurred to assess whether physical barriers in the area may enable abuse.

Assess the adequacy of staffing levels in that area during different shifts.

Assess whether monitoring technology should be deployed or augmented to supplement supervision by staff.

In the past 12 months 53 criminal and/or administrative investigations of alleged sexual abuse were completed at the facility, excluding only "unfounded" incidents. Of these 53 allegations, all were reviewed by SAIR within 30 days.

In reviewing the documents submitted in the pre audit questionnaire, staff interviews and review of policy it has been determined that the standards in this provision have been met.

115.87	Data collection
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008 PREA Procedures Manual Section 1- Data Collection and Retention states:</p> <p>The Bureau of Planning, Research and Statistics shall collect accurate, uniform data for every allegation of sexual abuse at facilities under the Department’s direct control using a standardized instrument and set of definitions.</p> <p>The agency aggregates the incident-based sexual abuse data annually.</p> <p>The agency maintains, reviews, and collects data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews.</p> <p>The agency acknowledged they would provide the Department of Justice (DOJ) with data from the previous calendar year upon request; however, they had not received such request during the past calendar year.</p> <p>This auditor reviewed the past 5 years (2013-2017) of PREA Annual Reports for the agency to ensure the agency collects accurate, uniform data for every allegation of sexual abuse at facilities under its direct control using a standardized instrument and set of definitions.</p> <p>This auditor also reviewed the data collected from that contracted agencies GEO Adappt and Gaudenzia DRC.</p> <p>Upon review of the data collected, the agency's policy and the annual reports it has been determined that the standards in this provision have been met.</p>

115.88	Data review for corrective action
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008 PREA Procedures Manual Section 1- Data Collection and Retention states The Bureau of Planning, Research and Statistics shall review data collected and aggregated annually pursuant to PREA Auditing Standard in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices and training by:</p> <ol style="list-style-type: none"> 1) Identifying problem areas; 2) Taking corrective action on an ongoing basis; and 3) Preparing an annual report of its finding and corrective actions for each facility, as well as the Department as a whole. <p>During the pre-audit, the agency provided with the auditor with a copy of the annual report. This report included a comparison of the current year’s data and corrective actions taken to reduce the incident of sexual abuse, sexual harassment, and retaliation with those from prior years, and provided an assessment of the Department’s progress in addressing sexual abuse.</p> <p>The Annual PREA Reports provided were approved by the Secretary and were posted on the Department website by June 30 of each year. A link to the Department website can be found below:</p> <p>http://www.cor.pa.gov/Administration/PrisonRapeEliminationACT(PREA)/Pages/DOC-PREASStatistics.aspx#.VfSLPa1RHIU</p> <p>Specific identifying information collected for reporting purposes shall be redacted so that no individual is identifiable. In addition, the Department may redact specific material from the reports when publication would present a clear and specific danger to a facility, but must indicate the nature of the material redacted.</p> <p>The auditor was provided with the annual review for 2013 through 2017. Annual reports attempt to identify trends and areas of concern. Annual reports are typically broad and are intended to capture statistical numbers. In addition, the review consists of future plans of corrective action to advance its effort and solid commitment to eradicate sexual abuse, sexual harassment, and retaliation for reporting such incidents.</p> <p>It has been determined that the standards in this provision have been met.</p>

115.89	Data storage, publication, and destruction
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008 PREA Procedures Manual Section 1- Data Collection and Retention states the Department shall make all aggregated sexual abuse data from facilities under its direct control and contracted facilities, readily available to the public through the Department website, at least annually. The Department shall securely retain all aggregate PREA data, on the Department's secure servers, collected for a period of no less than ten years after the date of the initial collection unless federal, state or local law requires otherwise.</p> <p>Specific identifying information collected for reporting purposes shall be redacted so that no individual is identifiable. In addition, the Department may redact specific material from the reports when publication would present a clear and specific danger to a facility, but must indicate the nature of the material redacted.</p> <p>Through various staff interviews, it was determined sexual abuse data is submitted to the agency monthly. If a problem or trend is noticed, a plan of action would be drafted to rectify the problem. Data is retained on secure servers that are backed up.</p> <p>In reviewing the documents submitted in the pre audit questionnaire, interview with the PREA Coordinator and the agency website it has been determined that the standards in this provision have been met.</p>

115.401	Frequency and scope of audits
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>During this audit, specifically the pre-audit phase, two letters from inmates were received and reviewed. During the on-site phase of the audit, this auditor made sure both inmates were interviewed and their letters were addressed with them. The letters were complaints about the grievance process and how it takes so long to hear anything back. This was mentioned in the exit interview along with other complaints expressed by inmates during the interviews including but not limited to certain items being available for purchase through canteen, not being able to pick cell mates to installing longer shower doors for taller inmates.</p> <p>There were also two letter received during the post audit phase. Both of which was brought to the attention of the PREA Coordinator.</p>

115.403	Audit contents and findings
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	In reviewing the agency's website, all Final Audit reports are posted within 90 days of issuance from the auditor from 2013-2017. It has been determined the standards in this provision have been met.

Appendix: Provision Findings

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

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

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

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

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

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

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

115.13 (b)	Supervision and monitoring	
	In circumstances where the staffing plan is not complied with, does the facility document and justify all deviations from the plan? (N/A if no deviations from staffing plan.)	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 in non-exigent circumstances? (N/A here for facilities with less than 50 inmates before August 20,2017.)	yes
	Does the facility always refrain from restricting female inmates' access to regularly available programming or other out-of-cell opportunities in order to comply with this provision? (N/A here for facilities with less than 50 inmates before August 20,2017.)	yes

115.15 (c)	Limits to cross-gender viewing and searches	
	Does the facility document all cross-gender strip searches and cross-gender visual body cavity searches?	yes
	Does the facility document all cross-gender pat-down searches of female inmates?	no

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

115.22 (c)	Policies to ensure referrals of allegations for investigations	
	If a separate entity is responsible for conducting criminal investigations, does such publication describe the responsibilities of both the agency and the investigating entity? (N/A if the agency/facility is responsible for criminal investigations. See 115.21(a).)	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 such education?	yes
	Do inmates receive education upon transfer to a different facility to the extent that the policies and procedures of the inmate's new facility differ from those of the previous facility?	yes

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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 abused by another inmate, does the agency subsequently inform the alleged victim whenever: The agency learns that the alleged abuser has been convicted on a charge related to sexual abuse within the facility?	yes

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

115.401 (a)	Frequency and scope of audits	
	During the 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.)	yes

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