

PREA Facility Audit Report: Final

Name of Facility: State Correctional Institution at Pine Grove

Facility Type: Prison / Jail

Date Interim Report Submitted: NA

Date Final Report Submitted: 07/06/2019

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: Emil Toney	Date of Signature: 07/06/2019

AUDITOR INFORMATION	
Auditor name:	Toney, Emil
Address:	
Email:	Emil.Toney@wisconsin.gov
Telephone number:	
Start Date of On-Site Audit:	05/09/2019
End Date of On-Site Audit:	05/09/2019

FACILITY INFORMATION	
Facility name:	State Correctional Institution at Pine Grove
Facility physical address:	189 Fyock Rd., Indiana, Pennsylvania - 15701
Facility Phone	7244659630
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:	Daniel Yingling	Title:	Acting Corrections Classification Program Manager
Email Address:	dayingling@pa.gov	Telephone Number:	7244659630

Warden/Superintendent			
Name:	Lee Estock	Title:	Superintendent
Email Address:	lestock@pa.gov	Telephone Number:	7244659630

Facility PREA Compliance Manager			
Name:		Email Address:	
Name:	Cheryl Henigin	Email Address:	chenigin@pa.gov

Facility Health Service Administrator			
Name:	Susan Bergey	Title:	Corrections Health Care Administrator
Email Address:	sbergey@pa.gov	Telephone Number:	7244659630

Facility Characteristics			
Designed facility capacity:	1329		
Current population of facility:	1046		
Age Range	Adults: 18-75	Youthful Residents: 16-17	
Facility security level/inmate custody levels:	4		
Number of staff currently employed at the facility who may have contact with inmates:	470		

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			
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Name:	David Radzewicz	Email Address:	dradzewicz@pa.gov
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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.

An entrance meeting was held the morning of May 09, 2019 and included key personnel from the facility.

During the on-site portion of the audit, the auditors split not two groups to cover the facility. Notes were taken and shared between the auditors.

Following this entrance meeting a tour of the facility was conducted in which all areas of the facility were accessible to the auditors. The auditors divided into two groups to cover the facility.

The staff present were able to answer all questions and had the authority to make any required changes. An example being the dorm in the health services unit. During the tour, it was determined by the auditor and facility to post a sign making the bathroom area the designated area to change clothes. This allowed the inmates to change clothing without being viewed on camera.

A total of 30 staff were interviewed with at least one staff member interviewed from each interview category relevant to the facility. Staff representing all three shifts were interviewed.

The inmate population at the start of the on-site audit was 1004, of these a total of 39 inmates were interviewed with at least one inmate interviewed from each relevant category.

The PCM was new to the position, but did an outstanding job preparing the facility for the audit.

I found the staff at all levels to overall be friendly, accommodating and professional.

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.

Ground breaking for SCI Pine Grove occurred May 11, 1998, as part of an administrative initiative to provide the Young Adult Offender population their own Institution. The entire Young Adult Offender Program (YAOP) is run as a therapeutic community providing this unique population the opportunity to mature in a nurturing environment. SCI Pine Grove was officially dedicated on February 23, 2001. The first inmates began arriving January 9, 2001.

Number of Acres Inside Perimeter: 29.5

Number of Acres Outside Perimeter: 82.5

Number of Operational Structures (inside and outside of perimeter): 19

Number of Housing Units: 8

Two of our Housing Units consist of both cell and dormitory-style housing.

Inmate Information:

Inmate Average Age: 38.3 (39% of our population is under the age of 20)

Total Number of Full-Time Employees: 448 (as of 9/20/13)

Academic and Vocational Education:

Academic Education through GED Level

Program List:

Adult Basic Education (ABE)

Literacy (ESL/LEP)

Money Smart/Pre-Vocational

Federal Title 1 Program

Building Custodial Maintenance

Construction Building Trades (Carpentry)

Computer Aided Drafting

Business Education

HAVC

Special Education

Inmate Programs:

Young Adult Offender's Program

Batterer's Intervention

Thinking for a Change

Violence Prevention Moderate Intensity

Violence Prevention High Intensity

Sex Offender Treatment Program

Long Term Offenders

Hepatitis C

Medication Education
Act 143 Victims Education
Therapeutic Community (TC)
AOD Dual Diagnosis
AOD Outpatient
PV Group
Self Help Groups

Community Work Program:

The prison's community work program completes community work projects throughout each year, and in 2012 completed 7,771 hours of service.

- Indiana County Community Action Program (ICCAP) Packaging and distributing food for low income families in Indiana County (monthly throughout the year)
- Indiana County Volunteer Fire Departments - Painting and cleaning of fire halls and garages throughout Indiana County, roof project at Clymer VFD,
- Lions Health Camp - Refinishing tables, painting of buildings, and lawn care, and general cleaning of facility for a non-profit health camp for handicapped citizens of Indiana county and surrounding areas
- Homer City Rec - Lawn care, brush removal, and field maintenance for community ball fields
- AYSO – Lawn care, brush clearing and removal, and soccer field maintenance
- Young Township – brush clearing and removal from township area
- Beulah Baptist Church – interior and exterior painting
- Church of Good Shepherd – general cleaning of church
- Christ Temple Church – interior and exterior painting and general cleaning
- Penn Run Church – painting of interior and exterior
- Homer Center School District – painting of exterior building on activity grounds
- Mack Park – Removal of trash and general lawn care after holiday activities, preparing grounds and buildings for end of year closure
- Rural Valley Cemetery – trim trees and remove brush
- Clymer Borough – built deck
- White Township Recreation Complex – painting of building
- Regular trash pick-up during appropriate weather months
- Regular lawn care, interior and exterior painting, general house maintenance at the Superintendent's and Deputies' houses

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:	1
Number of standards met:	44
Number of standards not met:	0

After a review of documents, interviews of staff, inmates, and providers, along with the on-site visit, this auditor has determined the following for SCI Pine Grove:

Exceeds Standards: 1
Meets Standards: 44
Does Not Meet Standards: 0

- 115.11 Meets Standards
- 115.12 Meets Standards
- 115.13 Meets Standards
- 115.14 Meets Standards
- 115.15 Meets Standards
- 115.16 Meets Standards
- 115.17 Meets Standards
- 115.18 Meets Standards
- 115.21 Meets Standards
- 115.22 Meets Standards
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115.72 Meets Standards
115.73 Meets Standards
115.76 Meets Standards
115.77 Meets Standards
115.78 Meets Standards
115.81 Meets Standards
115.82 Meets Standards
115.83 Meets Standards
115.86 Exceeds Standards
115.87 Meets Standards
115.88 Meets Standards
115.89 Meets Standards
115.401 Meets Standards
115.403 Meets Standards

This audit did not require a corrective action period.

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
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>SCI Pine Grove operates under DC-ADM 008 Prison Rape Elimination Act (PREA). This is a department-wide policy that has been updated since the last audit (effective September 22, 2016). It is a well written policy that covers all aspects of the Prison Rape Elimination Act and establishes how the Department - and its subordinate facilities - will detect, respond to and prevent sexual abuse and sexual harassment of those under its supervision.</p> <p>DC-ADM 008 states "It is the policy of the Department to prohibit any form of sexual abuse and/or sexual harassment of an inmate. The Department has zero tolerance for sexual abuse or sexual harassment of any individual under the supervision of the Department. (28 C.F.R. §115.11[a]) Anyone who engages in, fails to report, or knowingly condones sexual abuse or sexual harassment of an inmate shall be subject to disciplinary action, up to and including termination, and may be subject to criminal prosecution."</p> <p>DC-ADM 008 includes definitions for sexual abuse and sexual harassment.</p> <p>DC-ADM 801 Inmate Discipline outlines prohibited behavior by inmates. These prohibited behaviors are divided into three levels: Class I (formal resolution only), class I (eligible for informal resolution) and Class II (eligible for informal resolution). Rape and Sexual Harassment are categorized as class I (formal resolution only).</p> <p>The facility Corrections Classification and Program Manager (CCPM) has been designated as the PREA Compliance Manager (PCM). I reviewed the provided organization chart and observed the PREA Compliance Manager (PCM) is positioned directly under the supervision of the Deputy Superintendent for Centralized Services. An interview was conducted with the PCM and he stated that he has sufficient time and authority to organize the facilities PREA efforts.</p>

115.12	Contracting with other entities for the confinement of inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	The responsibility for compliance with this standard rests with the agency, not the facility.

115.13	Supervision and monitoring
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008 states the Department shall ensure that each facility develops, documents, and makes its best efforts to comply on a regular basis with a staffing plan as found in Department policy 6.3.1, Section 15 that provides for adequate levels of staffing, and, where applicable, video monitoring, to protect inmates against sexual abuse. (28 C.F.R. §115.13[a])</p> <p>a. In calculating adequate staffing levels and determining the need for video monitoring, facilities shall take into consideration: (1) generally accepted detention and correctional practices;</p> <p>(2) any judicial findings of inadequacy; (3) any findings of inadequacy from Federal investigative agencies; (4) any findings of inadequacy from internal or external oversight bodies;</p> <p>(5) all components of the facility’s physical plant (including “blind-spots” or areas where staff or inmates may be isolated); (6) the composition of the inmate population;</p> <p>(7) the number and placement of supervisory staff; (8) facility programs occurring on a particular shift; (9) any applicable State or local laws, regulations, or standards; (10) the prevalence of substantiated and unsubstantiated incidents of sexual abuse; and (11) any other relevant factors.</p> <p>Department policy 6.3.1 also states that a staffing audit be conducted once a year and include the PREA Compliance Manager. If the in-house audit indicates a need for addition staffing, an interim audit can be conducted by Central Office. The facility provided an Interim Staffing Survey Request dated 08/18/2016 and another dated 01/11/2107.</p> <p>SCI Pine Grove does not deviate from the staffing plan as vacant posts are filled with mandatory overtime. This was confirmed through a review of the mandatory overtime lists during the on-site visit.</p> <p>PREA Prison and Jails standards state “Each agency operating a facility shall implement 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. Such policy and practice shall be implemented for night shifts as well as day shifts. Each agency shall have a policy to prohibit 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.”</p> <p>Security rounds are supplemented by monthly PREA Tours. The responsibility of conducting these tours is dictated by a Monthly PREA Tour Schedule. These tours are documented on a PREA Administrative Tour Documentation Form and submitted monthly to the Departments PREA Coordinator. Compliance with this was confirmed through a review of the above-mentioned documents as well as interviews with the PCM and management staff.</p>

115.14	Youthful inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	SCI Pine Grove has one living unit which is exclusive to youthful offenders. When off-unit for meals, recreation, etc. The youthful inmates are under direct supervision. During the onsite portion of the audit, the auditors were able to tour all areas in which youthful offenders may be present and found them to be in compliance. This was further confirmed with a random sampling of youthful offenders.

115.15	Limits to cross-gender viewing and searches
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>SCI Pine Grove is an all-male facility which does not house any female inmates therefore, compliance in those areas is not applicable.</p> <p>DC-ADM 008 states “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>A memo, authored by the Executive Deputy Secretary Shirley R. Moore Smeal, designated select officer posts to be gender specific. This has provided the facility with available staff to perform these searches when necessary. Gender specific posts also include those with the ability to view in-cell cameras. During the on-site visit, we were able to visit all areas of the facility and observe that the direction for gender specific posts has been adhered to. Interviews conducted with inmates randomly selected by the auditors confirm that they are able shower, perform bodily functions, and change clothing without non-medical staff of the opposite gender viewing their buttocks, or genitalia.</p> <p>In the event that a cross-gender search should be necessary, DC-ADM 008 states "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>DC-ADM 008 states “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])” and further describes the procedure for this announcement as: “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”</p> <p>SCI Pine Grove uses a verbal announcement when the first female enters a housing unit. During the tour of the facility, the auditors were able to observe that the announcements were being made when appropriate. Interviews with random staff and inmates further substantiated that the facility announces the presence of cross-gender staff members routinely.</p> <p>DC-ADM 008 states “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</p>

115.16	Inmates with disabilities and inmates who are limited English proficient
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 006 Reasonable Accommodations for Inmates with Disabilities Manual Section 1- General Procedures, DC-ADM 006 Reasonable Accommodations for Inmates with Disabilities Manual Section 2- Accommodations, DC-ADM 818 Automated Inmate Telephone System, and DC-ADM 006 Reasonable Accommodations for Inmates with Disabilities Manual Section 3- Specific Disabilities outlines the agencies approach to providing services to inmates.</p> <p>DC-ADM 008 states 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>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>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 steps to provide qualified interpreters.</p> <p>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>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 for any use of an inmate interpreter shall be documented accordingly.</p> <p>During the pre-audit, the auditor was provided with a copy of a contract with Propio Language Services. The auditor was also provided with examples of the language services being utilized.</p> <p>During the on-site audit, the auditor observed PREA posters throughout the facility as well as handouts in both English and Spanish.</p> <p>Interviews conducted with inmates who are disabled or who are limited English proficient indicated the facility provides information about sexual abuse and sexual harassment that they can understand as well as help them understand their rights related to sexual abuse and how to report incidents of sexual abuse and sexual harassment.</p> <p>Staff that were interviewed were all knowledgeable of the language line as well as the department policy against using inmates as interpreters.</p>



115.17	Hiring and promotion decisions
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Human Resources and Labor Relations Manual Section 41- Employment of Job Applicants Having Prior Adverse Contacts with Criminal Justice Agencies states that: Consistent with Public Law 108-79, 28 C.F.R. Part 115, the Prison Rape Elimination Act (PREA), the Department shall not hire or promote anyone who:</p> <p>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) to include state facilities for persons who are mentally ill, disabled, or retarded or chronically ill or handicapped; residential care or treatment facilities for juveniles; and facilities that provide skilled nursing, intermediate or long-term care, or custodial or residential care;</p> <p>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 has been convicted of any offense under the following (or equivalent out of state offense): (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>Also, consistent with the PREA, the Department will consider any incidents of sexual harassment in determining whether to hire or promote anyone.</p> <p>The DC-96E Application For Employment includes an Oath and Signature that must be signed in the presence of a Notary Public.</p> <p>Volunteers, contractors and other members of the public wishing to gain access to a facility are required to undergo a clearance check in accordance with Department Policy 1.4.4 Centralized Clearance Check Procedures. A clearance is valid for a maximum of 24 months before the individual must reapply. This policy includes PREA specific language to include: Consistent with the Prison Rape Elimination Act (PREA)</p> <p>1. Prior to the engagement of any contractors, the contractor and all of the contractor’s employees and/or subcontractors that may have contact with inmates will be investigated to ensure that the Department does not enlist the services of any person(s) who: a. has engaged in sexual abuse in a prison, jail, lockup, community facility, juvenile facility, or other institution, as defined in 42 U.S.C. §1997 (28 C.F.R. §115.17 [a][1]);</p> <p>and/or</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. (28 C.F.R. §115.17 [a][2] and [3])</p> <p>2. The Department shall also consider any incidents of sexual harassment when determining whether to enlist the services of any contractor who may have contact with inmates. (28 C.F.R. §115.17 [b])</p> <p>The Human Resources (HR) Personnel were interviewed during the on-site audit and we learned that current employees are continuously monitored using the Pennsylvania Justice Network (JNET). This system provides real-time notification of employee arrests and therefore, five year background checks are not required for current employees. Background checks for applicants the DOC are conducted centrally by the Office of Special Investigations and Intelligence (OSI-I).</p>

115.18	Upgrades to facilities and technologies
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008, Section 2 states 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>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>SCI Pine Grove has a more than adequate amount of active cameras with the ability to record and store footage. These cameras have been thoughtfully placed to cover blind spots or other areas of concern. The facility provided several months' worth of minutes from meetings in which they discuss and analyze their electronic assets.</p> <p>Interviews conducted indicate camera technology is not used to replace staff and has enhanced the facilities ability to protect inmates from sexual abuse.</p>

115.21	Evidence protocol and forensic medical examinations
	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 that “Every report, complaint, or allegation of sexual abuse and sexual harassment, including third party and anonymous reports, shall be investigated promptly, thoroughly, and objectively.” SCI Pine Grove is responsible for conducting administrative investigations. Criminal investigations are conducted by the Pennsylvania State Police. During the audit, I was provided a MOU between the DOC and PSP. This agreement contains PREA specific language in relation to the conduct of criminal investigations.</p> <p>DC-ADM 008 PREA Procedures Manual Section 4, subsection E states: “ Inmate Access to Outside Supportive Services 1. The Department works in collaboration with the Pennsylvania Coalition Against Rape (PCAR) and its member centers. The facility PCM, in conjunction with the statewide PREA Coordinator/designee has worked to establish mutual agreements with local rape crisis centers where all Department facilities are located. (28 C.F.R. §115.53[c]) 2. The PCM 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 shall 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. (28 C.F.R. §115.53[a]).</p> <p>Victim Services at SCI Pine Grove are provided by The Alice Paul House. A signed Letter of Agreement, dated November 19, 2018, was provided detailing the services provided. These services are in accordance with the PREA Standards.</p> <p>SCI Pine Grove provided a letter of agreement with the Indiana Regional Medical Center in which the following language is present “Indiana Regional Medical Center (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 Hospital for a sexual assault forensic examination”.</p>

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 Abuse and/or Sexual Harassment states “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>Specially trained staff at SCI Pine Grove is responsible for conducting administrative investigations, while criminal investigation are referred to and conducted by the Pennsylvania State Police. A MOU between the DOC and PSP was provided. This document had PREA specific language.</p> <p>A review of the documentation provided by the institution during the pre-audit portion showed there had been 47 allegations of sexual abuse and/or sexual harassment within the 12 months preceding the audit. All allegations resulted in an administrative investigation and 47 were referred to the PSP for a criminal investigation. During the on-site portion of the audit, I was able to review a sampling of the investigative files, randomly selected by the auditor. I was also able to conduct an interview with the Lieutenant responsible for conducting investigation and maintain files. During the interview, he stated that he had received specialized training in conducting sexual abuse investigations. An item of note is that, in addition to being reviewed at the local level, all administrative investigations are sent to the OSI-I for an additional review.</p> <p>I reviewed the Pennsylvania Department of Corrections public website and observed there was information related to reporting sexual abuse/harassment, statistics and previous audit reports. In addition, there is a FAQ page that provides the general public with additional information regarding PREA.</p> <p>Interviews were conducted with randomly selected inmates including those that identify as LGBTI, Limited English, handicapped and those that had reported a sexual abuse and/or sexual harassment. It was evident from the interview that the inmates feel they are safe from sexual abuse/harassment and that the institution responds appropriately to incidents.</p>

115.31	Employee training
	<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 1453 488">DC-ADM 008, Prison Rape Elimination Act (PREA) Procedures Manual Section 2 – Sexual Abuse/Sexual Harassment Prevention and Training states “The PCM, in conjunction with the Training Coordinator at each facility, shall ensure that all employees who have contact with inmates receive the following training: (28 C.F.R. §115.31[a])</p> <p data-bbox="252 499 1474 1088">(1) the zero tolerance policy against sexual abuse and sexual harassment within the Department; (28 C.F.R. §115.31[a][1]) (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; (28 C.F.R. §115.31[a][2]) (3) inmates’ right to be free from sexual abuse and sexual harassment; (28 C.F.R. §115.31[a] [3]) (4) the right of inmates and employees to be free from retaliation for reporting sexual abuse and sexual harassment; (28 C.F.R. §115.31[a][4]) (5) the dynamics of sexual abuse and sexual harassment in confinement; (28 C.F.R. §115.31[a][5]) (6) the common reactions of sexual abuse and sexual harassment victims; (28 C.F.R. §115.31[a][6]) (7) how to detect and respond to signs of threatened and actual sexual abuse; (28 C.F.R. §115.31[a][7]) (8) how to avoid inappropriate relationships with inmates; (28 C.F.R. §115.31[a][8]) (9) how to communicate effectively and professionally with inmates, including LGBTI or gender nonconforming inmates; and (28 C.F.R. §115.31[a][9]) (10) how to comply with relevant laws of Pennsylvania related to mandatory reporting.</p> <p data-bbox="252 1099 1474 1429">The procedure manual further describes that employees will receive PREA training annually, beginning at the Training Academy. * Newly hired staff members shall receive this training as part of basic training at the Training Academy. * Beginning in 2016, and every even numbered year thereafter, the annual PREA education shall be provided in the form of a refresher of the initial basic staff training information for all staff members. Staff shall be required to verify that they have received the updates and understand the included items on the PREA Training and Understanding Verification Form (Attachment 2-F) to be kept in the staff member’s training file in accordance with Section 1 of this procedures manual. (28 C.F.R. §115.31[c][d])</p> <p data-bbox="252 1440 1445 1688">* Beginning in 2017 and every odd numbered year thereafter, the annual PREA education shall be provided in the form of an update to this procedures manual for all staff members. Staff shall be required to verify that they have received the information and understand the included items on the PREA Training and Understanding Verification Form. This information shall be kept in the employee’s training file in accordance with Section 1 of this procedures manual. (28 C.F.R. §115.31[c][d]).</p> <p data-bbox="252 1700 1469 1861">Documentation provided included a copy of the powerpoint presentation during basic training, cover sheets, class outlines and resources. PREA Essentials refresher training and policy updates used for continuing education were also provided. All employees interviewed were knowledgeable about PREA and their responsibilities.</p> <p data-bbox="252 1872 1347 1906">SCI Pine Grove provided class rosters showing that all employees had been trained.</p> <p data-bbox="252 1917 1482 2029">Each staff member, employee or volunteer are required to complete and sign a PREA Training and understanding Verification Form upon the completion of their training. Several examples of this form were provided.</p>

115.32	Volunteer and contractor training
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008, Prison Rape Elimination Act (PREA) Procedures Manual Section 2 – Sexual Abuse/Sexual Harassment Prevention and Training, Subsection C Contractors and Volunteers states: Contractors and volunteers (to include contract service providers, public visitors, or Non-Department Employees) shall receive training on their responsibilities under the Department’s sexual abuse and sexual harassment prevention, detection, and response policies and procedures. They shall be trained during orientation sessions and annual training reflective of the level of contact that they have with inmates. (28 C.F.R. §115.32[a])</p> <p>(a) Level 1 – For contractors and volunteers who have a high level of contact (five hours or more per week on average) with inmates, the training shall be the same as regular staff members receiving both pre-service and annual training. (28 C.F.R. §115.32[b]) (b) Level 2 – For volunteers who have a sporadic level of contact (less than five hours per week on average) with inmates, they shall receive a brief orientation by the volunteer coordinator/designee to include information on the Department’s zero tolerance policy, how to make a report, and to whom to make a report. The Contractors/Volunteers PREA Training (Attachment 2-G) shall be utilized for training with Level 2. The Volunteer Coordinator/designee shall be responsible for providing the Contractors/Volunteers PREA Training to all Level 2 volunteers. Once this information is reviewed, the trainee shall keep a copy of the Contractors/Volunteers PREA Training.</p> <p>(c) Level 2 – For contractors who have a sporadic level of contact (less than five hours per week on average) with inmates, they shall receive a brief orientation by the Security Office in conjunction with the Security Briefing required by Department policy 6.3.1 to include information on the Department’s zero tolerance policy, how to make a report, and to whom to make a report. The Contractors/Volunteers PREA Training shall be utilized for training with Level 2. The Security Office in conjunction with the Security Briefing required by Department policy 6.3.1 will be responsible for providing this outline to all Level 2 contractors. Once this information is reviewed, the trainee shall keep a copy of the Contractors/Volunteers PREA Training.</p> <p>During an interview with the PCM, I was informed that all volunteers and contractors are required to attend PREA training based on their level of contact as per the procedure manual. Each volunteer/contractor is required to complete and sign the PREA Training and Understanding Verification Form. Training is coordinated by the institutions Volunteer coordinator, who is also responsible for maintaining the completed forms. A volunteer was interviewed and confirmed they receive this training.</p>

115.33	<p data-bbox="245 91 517 129">Inmate education</p> <p data-bbox="245 170 896 203">Auditor Overall Determination: Meets Standard</p> <p data-bbox="245 248 523 282">Auditor Discussion</p> <p data-bbox="245 327 1474 658">DC-ADM 008, Prison Rape Elimination Act (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. (28 C.F.R. §115.33[d])”</p> <p data-bbox="245 669 1474 831">During the audit, a tour was conducted of intake and informal interviews were conducted with staff on duty. These staff confirmed the intake process included the distribution of a pamphlet containing information on inmates rights, reporting procedures and victim services. This pamphlet is in both English and Spanish.</p> <p data-bbox="245 842 1485 1256">Inmate education materials were provided during the pre-audit. Since I was unable to view the training, questions regarding the training were asked of inmates both informally during the tour and more formally with those randomly selected. The interviews included inmates that are disabled and speak limited English. All inmates stated they had received PREA training several times throughout their incarceration, including within the first week of arriving at SCI Pine Grove. Inmates complete a “PREA Inmate Education Form” after receiving this training. Inmates with disabilities are provide PREA education in a format that meets their disability. During orientation, inmates are shown video “PREA: What you need to know”. This video is in English, Spanish and contains subtitles. These videos are also regularly scheduled on the institutions television station.</p> <p data-bbox="245 1267 1481 1473">Also provided during the pre-audit were “Medical Progress Notes” in which the medical provider discussed PREA with the inmate. Any PREA documentation delivered to the inmate is documented and read to the inmate, if necessary. Posters with information related to PREA were posted throughout the facility. These posters were placed in areas, such as housing units, medical facilities, visiting room and other areas that inmates utilize.</p>
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115.34	Specialized training: Investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>C-ADM 008, Prison Rape Elimination Act (PREA) Procedures Manual Section 2 – Sexual Abuse/Sexual Harassment Prevention and Training states: (1) Any staff designated to conduct sexual abuse investigations shall receive training in accordance with 28 C.F.R. §115.34[a]. (a) This specialized training shall include, but is not limited to: interviewing sexual abuse victims, 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. (28 C.F.R. §115.34[b])</p> <p>(b) This training shall be developed by the PCD and standardized for Department wide training purposes.</p> <p>(2) This specialized training shall occur on an annual basis unless it is deemed necessary to be held more frequently by the statewide PREA Coordinator or Facility Manager." Specialized training consists of a 12 hours of education titled "PREA Training for Correctional Investigators". This training consists of modules produced by the National PREA Resource Center.</p> <p>The Supervisor primary responsible for conducting these investigation was interviewed and was knowledgeable about conducting sexual abuse and harassment investigations. I was informed that any investigation including conduct that could be criminal in nature was referred to the Pennsylvania State Police. He also stated the burden of proof for administrative investigations was Preponderance of the Evidence.</p> <p>Investigative packets were reviewed and appeared to be thorough and necessary referrals had been made. All investigations are submitted to, and reviewed by OSI-I.</p>

115.35	Specialized training: Medical and mental health care
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DDC-ADM 008, Prison Rape Elimination Act (PREA) Procedures Manual Section 2 – Sexual Abuse/Sexual Harassment Prevention and Training</p> <p>b. Medical/MentalHealthPractitioners (1) 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. (28 C.F.R. §115.35[d]) For the purposes of this training requirement, medical staff shall include all licensed medical staff, as well as non-licensed contact medical staff such as dental assistants, Correctional Health Care Administrators (CHCAs), and contracted provider staff. (a) This specialized training shall 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. (28 C.F.R. §115.35[a][1][2][3][4]) .</p> <p>SCI Pine Grove provided materials used for training of medical/mental health staff, including contractors. This training includes the topics of screening, reporting, dynamics of sexual abuse, responding to reports of sexual abuse and the medical forensic examination and protecting forensic evidence. Training rosters were provided as evidence that all medical/mental health staff have attended this training. Several medical/mental health staff members were interviewed and confirmed that they had received this training. They were knowledgeable of their duties related to PREA.</p> <p>Forensic Medical Exams are not performed at SCI Pine Grove. MOU's with the medical facilities that provide these services were furnished by SCI Pine Grove during the PREA audit.</p>

115.41	Screening for risk of victimization and abusiveness
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008, Prison Rape Elimination Act (PREA) Procedures Manual Section 2 – Sexual Abuse/Sexual Harassment Prevention and Training</p> <p>B. Screening for Risk of Victimization and Abusiveness¹</p> <p>1. 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 his/her annual review, for risk of being sexually abused by other inmates or sexually abusive toward other inmates. (28 C.F.R. §115.41[a])</p> <p>2. Inmates currently in Department custody, not assessed through the above means, shall be administered the PREA Risk Assessment Tool at the semi-annual or annual review, to ensure that all inmates are assigned a risk level within the first six months of implementation. Assigned counselors shall be responsible for administering the PREA Risk Assessment Tool (PRAT) (Attachment 2-E) during the annual review as directed by Department policy 11.2.1.</p> <p>3. 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. (28 C.F.R. §115.42[a]) 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. (28 C.F.R. §115.41[i])</p> <p>4. The PREA Risk Assessments shall be conducted utilizing the PRAT. The tool will be an objective instrument that shall consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization or abusiveness: (28 C.F.R. §115.41[c][d])</p> <p>a. whether the inmate has a mental, physical, or developmental disability; (28 C.F.R. §115.41[d][1])</p> <p>b. the age of the inmate; (28 C.F.R. §115.41[d][2])</p> <p>c. the physical build of the inmate; (28 C.F.R. §115.41[d][3])</p> <p>d. whether the inmate has previously been incarcerated; (28 C.F.R. §115.41[d][4])</p> <p>e. whether the inmate’s criminal history is exclusively nonviolent;(28C.F.R. §115.41[d][5])</p> <p>f. whether the inmate has prior convictions for sex offenses against a child or an adult; (28 C.F.R. §115.41[d][6])</p> <p>g. whether the inmate is or is perceived to be gay, lesbian, bisexual, transgender, intersex, or gender nonconforming; (28 C.F.R. §115.41[d][7])</p> <p>h. whether the inmate has previously experienced sexual victimization;(28C.F.R. §115.41[d][8])</p> <p>i. the inmate’s own perception of vulnerability; (28 C.F.R. §115.41[d][9])</p> <p>j. whether the inmate is detained solely for civil immigration purposes; and (28 C.F.R. §115.41[d][10])</p> <p>k. the initial assessment, which is conducted 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. (28 C.F.R. §115.41[b][e])</p> <p>In addition to the initial assessment, DC-ADM 008 required a reassessment to be conducted between 20 and 30 days of every inmates arrival.</p> <p>Screenings are conducted using the PRAT, which is accessible through the WebTAS system. PRAT information will be displayed on the DOCInfo Inmate Banner as a “Housing Concern”. I reviewed the “PREA Risk Assessment Tool User Guide” which stated “The PRAT score must be considered when making decisions regarding housing, bed, work, education, and program assignments with the goal of keeping those inmates at high risk for being sexually victimized</p> <p>26</p> <p>from those at high risk of being sexually abusive (115.42 National PREA Standards – Use of</p>

Screening Information). Staff must use results from the PRAT screening instrument to make individualized determinations about how to ensure the safety of each inmate, but this does not take the place of good operational practices. The PRAT score is used to inform and complement other necessary safety precautions such as supervision and monitoring, staff training, inmate orientation, and a zero tolerance policy for sexual abuse. Interviews conducted with staff and inmates confirm that these screenings are being conducted. This was also confirmed by viewing random inmates in the WebTAS system.

115.42	Use of screening information
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Screenings are conducted using the PRAT, which is accessible through the WebTAS system. PRAT information will be displayed on the DOCInfo Inmate Banner as a “Housing Concern”. I reviewed the “PREA Risk Assessment Tool User Guide” which stated “The PRAT score must be considered when making decisions regarding housing, bed, work, education, and program assignments with the goal of keeping those inmates at high risk for being sexually victimized from those at high risk of being sexually abusive (115.42 National PREA Standards – Use of Screening Information). Staff must use results from the PRAT screening instrument to make individualized determinations about how to ensure the safety of each inmate, but this does not take the place of good operational practices. The PRAT score is used to inform and complement other necessary safety precautions such as supervision and monitoring, staff training, inmate orientation, and a zero tolerance policy for sexual abuse.</p> <p>I reviewed the “PREA Risk Assessment Tool User Guide” and observed the following information related to housing: “An inmate at high risk of abusing others shall never be placed in a two-person cell with an inmate who is at high risk for victimization. A high-risk abuser may be placed in a two-person cell with another high risk abuser; or, following careful consideration for safety, with an inmate at moderate risk of victimization if the moderate risk inmate expresses confidence for personal safety and appears to staff as being capable of safely sharing a cell with the higher risk inmate. An inmate at high-risk for victimization may be placed in a two-person cell with another inmate having a similar risk; or, following careful consideration for safety, with an inmate who has an acceptable lower moderate risk of being a potential abuser. A single cell may be considered for an extremely high risk potential victim/abuser, in accordance with 11.2.1, Section 5.</p> <p>In accordance with DC ADM 802, inmates at high risk for sexual victimization shall not be placed in involuntary segregation such as Administrative Custody (AC status) to “keep them safe” from sexual victimization unless an assessment of all available alternatives determines that there is no available alternative means of separation from likely abusers. When an inmate is placed in Administrative Custody specifically to ensure safety, processes in DC-ADM 008, Section 2 will be followed and all applicable documentation will be completed. Examples of alternatives include (but are not limited to) SNU/RTU, temporary single cell, a cell close to the Officer work station, or a housing unit that provides greater safety than other housing units. If such an assessment cannot be conducted immediately, the inmate may be held in AC status for less than 24 hours while the assessment of alternatives is completed. The Department or facility has no more than 30 days to make the arrangements for the alternate placement.”</p> <p>The user guide also provides guidance for decision making related to work, education and programming.</p> <p>DC-ADM 008, Prison Rape Elimination Act (PREA) Procedures Manual Section 9 – Working with Transgender and Intersex Inmates states “In deciding whether to assign a transgender or intersex inmate to a facility that is consistent with his/her gender identity, and in making other housing and programming assignments, the Department shall consider, on a case-by-case basis, whether a placement would ensure the health and safety of all impacted inmates and whether the placement could potentially present management or security problems. (28 C.F.R. §115.42[c]).</p>



115.43	Protective Custody
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008, Prison Rape Elimination Act (PREA) Procedures Manual Section 2 – Sexual Abuse/Sexual Harassment Prevention and Training states “Inmates at a high risk for sexual victimization or inmates who have allegedly suffered sexual 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 Facility Manager/designee, 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. (28 C.F.R. §115.43[a]) (28 C.F.R. §115.68)” DC-ADM 008 further states “The facility may assign inmates to involuntary AC only until an alternative means of separation from likely abusers can be arranged and such assignment shall not ordinarily exceed 30 days. (28 C.F.R. §115.43[c]. 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 1, (Other) Report. (28 C.F.R. §115.43[e])”</p> <p>The PREA Compliance Manager and the Investigative Captain informed me there have not been any inmates placed in a segregated status due to being at risk for sexual victimization. Inmate interviewed that had a risk of sexual victimization confirmed that this practice has not occurred.</p> <p>The PREA Compliance Manager as well as the Superintendent stated that, if it became necessary to place an inmate in a segregated status due to risk of victimization, they would have access to any applicable work and/or programming.</p>

115.51	Inmate reporting
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008, Prison Rape Elimination Act (PREA) Procedures Manual Section 3 – Reporting Sexual Abuse and Sexual Harassment.</p> <p>B. Methods of Reporting for Inmates1 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:</p> <p>a. sexual abuse; b. sexual harassment; c. retaliation by other inmates or staff for reporting sexual abuse and sexual harassment; and/or</p> <p>d. staff neglect or violation of responsibilities that may have contributed to such incidents. (28 C.F.R. §115.51[a]) 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. (28 C.F.R. §115.51[c]) 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. (28 C.F.R. §115.51[c])</p> <p>4. Methods of reporting include the following:(28C.F.R.§115.51[a]) a. verbal report to a staff member;</p> <p>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.</p> <p>In addition to the methods described above for inmates reporting, civilians can report alleged incidents of sexual abuse, sexual harassment and retaliation in writing by sending correspondence via U.S. mail to the BCI/PREA Coordinator at 1800 Elmerton Avenue, Harrisburg, PA 17110. This information is available on the departments public website.</p> <p>During the audit, interviews were conducted with a random selection of staff and inmates. Through these interviews it was determined inmates and staff may make a private report to any supervisor aware and make a verbal, written, anonymous, or third-party report and feel that it would be investigated. Inmates can also make a report directly to the Pennsylvania State Police and are provided with their mailing address.</p>

115.52	Exhaustion of administrative remedies
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008, Prison Rape Elimination Act (PREA) Procedures Manual Section 3 – Reporting Sexual Abuse and Sexual Harassment states “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.”</p> <p>DC-ADM 804, Inmate Grievance System Procedures Manual Section 1 – Grievances & Initial Review states “The Inmate Grievance System is intended to deal with a wide range of issues, procedures, or events that may be of concern to an inmate. It is not meant to address incidents of an urgent or emergency nature including allegations of sexual abuse. Any allegation of a sexual nature (abuse/harassment) against a staff member or inmate-on-inmate sexual abuse must be addressed through Department policy DC-ADM 008, “Prison Rape Elimination Act (PREA).” When faced with an incident of an urgent or emergency nature, the inmate shall contact the nearest staff member for immediate assistance.”</p> <p>SCI Pine Grove provided several “Grievance Rejections” and it was confirmed during the on-site audit that the information had been referred to the security department for tracking and investigation.</p>

115.53	Inmate access to outside confidential support services
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008, Prison Rape Elimination Act (PREA) Procedures Manual Section 4 – Responding to Reports of Sexual Abuse states “ The Department works in collaboration with the Pennsylvania Coalition Against Rape (PCAR) and its member centers. The facility PCM, in conjunction with the statewide PREA Coordinator/designee has worked to establish mutual agreements with local rape crisis centers where all Department facilities are located. (28 C.F.R. §115.53[c])”</p> <p>SCI Pine Grove provided a Letter of Agreement (MOU) with Passages, inc. to provide confidential support services. Also provided were copies of Counseling Memos. These memos provide information about the date, time and location that the inmate is to meet with a representative from Passages. The informational handout provided to all inmates includes an address for the Pennsylvania Coalition Against Rape. The pamphlet explicitly states that these services are Free of Charge.</p> <p>Interviews with random staff and inmates showed that they were aware of these services and how to contact them.</p> <p>11.5.1 Records Office Operations Section 1 - Processing of Receptions states “The Department does not accept or house inmates that are detained solely for civil immigration purposes.”</p>

115.54	Third-party reporting
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Civilians can report alleged incidents of sexual abuse, sexual harassment and retaliation in writing by sending correspondence via U.S. mail to the BCI/PREA Coordinator at 1800 Elmerton Avenue, Harrisburg, PA 17110. This information is available on the departments public website.</p> <p>The civilian can make this report anonymously as stated in DC-ADM 008, Prison Rape Elimination Act (PREA) Procedures Manual Section 3 – Reporting Sexual Abuse and Sexual Harassment: “A writer may choose to include his/her name and contact information, but it is not necessary in making a report; complaints can be made anonymously. Reports can also be submitted online at www.tipsubmit.com. (28 C.F.R. §115.54) ”</p>

115.61	Staff and agency reporting duties
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008, Prison Rape Elimination Act (PREA) Procedures Manual Section 3 – Reporting Sexual Abuse and Sexual Harassment states “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. (28 C.F.R. §115.51[c])”</p> <p>DC-ADM 008 Section 3 further states: Any staff member, contract service provider, and volunteer shall immediately report to the Shift Commander if he/she has knowledge, suspicion, or information regarding any of the following: a. sexual abuse of an inmate; b. sexual harassment of an inmate that occurred in a facility; c. retaliation against inmates or staff who reported such an incident; and/or</p> <p>d. staff neglect or violation of responsibilities that may have contributed to an incident or retaliation</p> <p>NOTE: The incidents listed above may have occurred in any confinement facility, whether or not it is affiliated with the Department. (28 C.F.R. §115.61[a]) Upon receipt of an allegation, the Shift Commanders responsibilities are as follows:</p> <p>DC-ADM 008, Prison Rape Elimination Act (PREA) Procedures Manual Section 4 – Responding to Reports of Sexual Abuse states that, when an allegation is received, their responsibilities are: Shift Commander Responsibilities Involving Sexual Contact 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.(28C.F.R. §115.64[a][1]). 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.

115.62	Agency protection duties
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008, Prison Rape Elimination Act (PREA) Procedures Manual Section 2 – Sexual Abuse/Sexual Harassment Prevention and Training states “Ensure that when Department staff learn that an inmate is subject to a substantial risk of imminent sexual abuse, appropriate and immediate action shall be taken to protect that inmate. (28 C.F.R. §115.62)”</p> <p>In the past 12 months, there have not been any instances where the facility determined an inmate was subject to substantial risk of imminent sexual abuse.</p>

115.63	Reporting to other confinement facilities
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008, Prison Rape Elimination Act (PREA) Procedures Manual Section 3 – Reporting Sexual Abuse and Sexual Harassment states: Inter-Facility Reports 1. Reporting to Other Confinement Facilities a. An inmate may file a report of sexual abuse sustained while confined at another facility. (28 C.F.R. §115.63[a]) b. It is the Facility Manager/designee’s responsibility to notify the head of the facility in which the reported abuse occurred. (28 C.F.R. §115.63[a]) Notification must be provided as soon as possible, but no later than 72 hours after receipt of information and documented on the Notification of Sexual Abuse Allegation to Another Facility (Attachment 3- B). This document shall be maintained by the PCM in an annual file for audit verification purposes in accordance with Section 1 of this procedures manual. (28 C.F.R. §115.63[b][c]) c. A copy of the notification must also be sent to the facility PCM for audit verification purposes.</p> <p>During the past 12 months, SCI Pine Grove did not receive any allegations of an inmate being sexually abused at another facility.</p>

115.64	Staff first responder duties
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008, Prison Rape Elimination Act (PREA) Procedures Manual Section 4 – Responding to Reports of Sexual Abuse states: First Responder Duties Upon learning of an allegation that an inmate was sexually abused, the first staff member to respond shall follow the procedures below. 1. Security staff shall: a. notify the Shift Commander; b. immediately separate the alleged victim and alleged abuser; (28 C.F.R. §115.64[a][1]) c. secure any reported crime scene until appropriate steps can be taken to collect evidence; and (28 C.F.R. §115.64[a][2]) 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. (28 C.F.R. §115.64[a][3] [4])</p> <p>2. Non-Security staff shall: a. immediately notify the Shift Commander; and (28 C.F.R. §115.64[b])</p> <p>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. A “PREA Response Card” used by SCI Pine Grove provided medical personnel with the steps taken based on whether the allegation was made within, or outside of, 96 hours. Interviews conducted with security and medical staff showed they were aware of their responsibilities based on their position within the institution. Interviews with inmates who had reported sexual abuse confirmed that SCI Pine Grove responds to allegations in a manner that is in compliance with this standard.</p>

115.65	Coordinated response
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>SCI Pine Grove provided the auditor with policy Local Institution Plan with an effective date of January 25, 2019. This local Procedure provides specific information on how each department is to respond to allegations of sexual abuse and sexual harassment.</p>

115.66	Preservation of ability to protect inmates from contact with abusers
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	This standard was audited at the agency level.

115.67	Agency protection against retaliation
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008, Prison Rape Elimination Act (PREA) Procedures Manual Section 2 – Sexual Abuse/Sexual Harassment Prevention and Training states: a. Ensure retaliation monitoring of the following inmates: (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 of sexual abuse or sexual harassment related to this procedures manual.</p> <p>b. NOTE: Specifically, the PCM shall ensure that such inmates are provided with the opportunity to meet with a corrections counselor, in accordance with the Department Retaliation Monitoring Form (Attachment 2-B), who shall then report to the PCM. If the PCM determines that the initial monitoring indicates a continuing need, the periodic status checks shall be extended beyond 90 days by the corrections counselor. (28 C.F.R. §115.67[c][d])</p> <p>DC-ADM 008, Prison Rape Elimination Act (PREA) Procedures Manual Section 3 – Reporting Sexual Abuse and Sexual Harassment states: 1. The Deputy Superintendent for Centralized Services (DSCS) shall meet with any staff that require retaliation monitoring due to report of sexual abuse or sexual harassment, or because of an expressed fear of retaliation due to cooperation with an investigation of inmate sexual abuse or sexual harassment, per PREA Standard (28 C.F.R. §115.67[a][c][e]) and in accordance with Section 3 of this procedures manual. Contact shall be made with the identified staff for at least 90 days and documented on the Department Retaliation Monitoring Form (refer to Section 2, Attachment 2-B).</p> <p>SCI Pine Grove did not have any reports of retaliation within the past 12 months. Interviews were conducted with inmates who had reported sexual abuse and/or sexual harassment and none stated they had experienced retaliation as a result of their report.</p>

115.68	Post-allegation protective custody
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008, Prison Rape Elimination Act (PREA) Procedures Manual Section 2 – Sexual Abuse/Sexual Harassment Prevention and Training states “inmates at a high risk for sexual victimization or inmates who have allegedly suffered sexual 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 Facility Manager/designee, 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. (28 C.F.R. §115.43[a]) (28 C.F.R. §115.68)”</p> <p>During the audit, the auditor interviewed several inmates who had made an allegation. They confirmed that he had not been placed Administrative Custody.</p>

115.71	Criminal and administrative agency investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008, Prison Rape Elimination Act (PREA) Procedures Manual Section 5 – Investigating Allegations of Sexual Abuse and/or Sexual Harassment states “Every report, complaint, or allegation of sexual abuse and sexual harassment, including third party and anonymous reports, shall be investigated promptly, thoroughly, and objectively. (28 C.F.R. §115.22[a][d]) (28 C.F.R. §115.61[e]) (28 C.F.R. §115.71[a])”</p> <p>DC-AMD-008 also states “The credibility of an alleged victim, suspect, or witness shall be assessed on an individual basis and shall not be determined by the person’s status as an inmate or staff. The Department shall NOT require an inmate who alleges unwanted or forced sexual abuse to submit to a polygraph examination or other truth telling device as a condition of proceeding with the investigation of such an allegation. (28 C.F.R. §115.71[e]).</p> <p>SCI Pine Grove conducts administrative investigations. Criminal investigations are referred to and conducted by the Pennsylvania State Police. SCI Pine Grove provided a MOU with the Pennsylvania State Police confirming this.</p> <p>I conducted an interview with the Captain responsible for these investigations and he stated that he had received specialized training. He also stated that polygraphs, etc. were not used as a condition of proceeding with an investigation. A review of his training certificate confirmed he had received specialized training in accordance with this standard.</p> <p>I randomly selected several investigations to review. These investigations were in written/typed form and included any evidence used in determining whether the allegation was unsubstantiated, unsubstantiated or unfounded. Communications with the Pennsylvania State Police, where applicable were also included.</p> <p>During the on-site visit, I was able to interview inmates that had reported a sexual abuse. The interviews with the inmates confirmed that the response to the allegations was in accordance with the localized plan. These allegations were investigated administratively and criminally.</p>

115.72	Evidentiary standard for administrative investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008, Prison Rape Elimination Act (PREA) Procedures Manual Section 5 – Investigating Allegations of Sexual Abuse and/or Sexual Harassment states “In administrative investigations, the Department shall impose no standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated. (28 C.F.R. §115.72)”</p> <p>The Investigative Captain confirmed that preponderance of the evidence is the standard used when when determining whether to substantiate allegations of sexual abuse or sexual harassment.</p>

115.73	Reporting to inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008, Prison Rape Elimination Act (PREA) Procedures Manual Section 8 – Notification of Inmates contains the following language: A. Notification to Inmates</p> <ol style="list-style-type: none"> 1. Following the investigation into an inmate’s allegation of sexual abuse in a facility within the Department, the Prison Rape Elimination Act (PREA) Compliance Manager (PCM) at the facility where the inmate is housed shall inform the inmate, in writing within five business days of the closure of the investigation on the PREA Investigation – Inmate Notification Form (Attachment 8-A) as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded. (28 C.F.R. §115.73[a]) 2. If another agency conducts the investigation, the PCM shall request the relevant information from the investigative agency in order to inform the inmate within ten business days of receipt of this information. (28 C.F.R. §115.73[b]) 3. Following an inmate’s allegation that a staff member has committed sexual abuse against the inmate, the PCM shall subsequently inform the inmate when any of the following occurs: (28 C.F.R. §115.73[c]) <ol style="list-style-type: none"> a. the staff member is no longer posted within the inmate’s unit; (28 C.F.R. §115.73[c][1]) b. the staff member is no longer employed at the facility; (28 C.F.R. §115.73[c][2]) c. the Department learns that the staff member has been criminally charged related to sexual abuse within the facility; or (28 C.F.R. §115.73[c][3]) d. the Department learns that the staff member has been convicted on a charge related to sexual abuse within the facility. (28 C.F.R. §115.73[c][4]) 4. Following an inmate’s allegation that he/she has been sexually abused by another inmate, the PCM shall subsequently inform the alleged victim whenever: (28 C.F.R. §115.73[d]) <ol style="list-style-type: none"> a. the Department learns that the alleged abuser has been criminally charged related to sexual abuse within the facility; or (28 C.F.R. §115.73[d][1]) b. the Department learns that the abuser has been convicted on a charge related to sexual abuse within the facility. (§28 C.F.R. §115.73[d][2]) <p>SCI Pine Grove notifies inmates using a “PREA Investigation - Inmate Notification”. This form is used to notify the alleged victim of the investigative result, the status of an involved staff member (if applicable) and any criminal actions. Several of these documents were provided and reviewed.</p>

115.76	Disciplinary sanctions for staff
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008, Prison Rape Elimination Act (PREA) Procedures Manual Section 7 – Discipline Related to Sexual Abuse, Sexual Harassment, and Retaliation states: A. Staff Discipline</p> <p>1. Any employee who violates the Department’s zero tolerance policy 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. (28 C.F.R. §115.76[a])</p> <p>2. 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, shall be reported to law enforcement agencies, unless the activity was not clearly criminal, and to any relevant licensing bodies. (28 C.F.R. §115.76[d])</p> <p>A Human Resources and Labor Relations Bulletin, dated January 22, 2015 modifies Section 7 – Standardization of Pre-Disciplinary Conferences modified the policy to read: 10. Inmate Sexual Abuse: In accordance with the Prison Rape Elimination Act of 2003, Standard §115.76 (b), termination shall be the presumptive disciplinary sanction for staff who have engaged in sexual abuse. 11. In accordance with the Prison Rape Elimination Act of 1993, Standard §115.76 (c), disciplinary sanctions for violations of agency policies related to sexual abuse or sexual harassment (other than actually engaging in sexual abuse) shall be 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>An interview with the HR Director indicated she was aware of these policies and they were being adhered to.</p> <p>During the past 12 months, SCI Pine Grove has not had any staff who have violated agency sexual abuse or sexual harassment policies.</p>

115.77	Corrective action for contractors and volunteers
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008, Prison Rape Elimination Act (PREA) Procedures Manual Section 7 – Discipline Related to Sexual Abuse, Sexual Harassment, and Retaliation Contractors and volunteers are subject to the following: 1. when an allegation is made involving a contractor or volunteer, this person shall be removed from contact with the alleged victim until the conclusion of this investigation;</p> <p>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 (28 C.F.R. §115.77[b]); and</p> <p>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. (28 C.F.R. §115.77[a])</p> <p>Through staff interviews, it was determined that any contractor or volunteer suspected of sexual abuse or sexual harassment would be removed from the facility pending the outcome of the investigation and would be reported to the Pennsylvania State Police, unless the conduct was clearly not criminal .</p> <p>During the past 12 months, there have not been any contractors or volunteers at SCI Pine Grove who have reported to law enforcement for engaging in sexual abuse of inmates.</p>

115.78	Disciplinary sanctions for inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008, Prison Rape Elimination Act (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. (28 C.F.R. §115.78[b]) 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. (28 C.F.R. §115.78[c]) 4. When an inmate is found guilty of a Class1 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. (28 C.F.R. §115.78[d]) 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. (28 C.F.R. §115.78[e]) <p>During the past 12 months, there was three administrative findings of sexual abuse and 0 criminal findings.</p>

115.81	Medical and mental health screenings; history of sexual abuse
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008, Prison Rape Elimination Act (PREA) Procedures Manual Section 2 – Sexual Abuse/Sexual Harassment Prevention and Training states: 1. If the screening pursuant to PREA Standard 28C.F.R.§115.41 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. (28 C.F.R. §115.81[a][c]) 2. If the screening pursuant to PREA Standard 28C.F.R.§115.41 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. (28 C.F.R. §115.81[b]) In addition, when information becomes available relating to perpetration of inmate-on-inmate sexual abuse history, a mental health evaluation shall be conducted on these abusers within 60 days of learning of such abuse history and offer treatment when deemed appropriate by mental health practitioners. (28 C.F.R. §115.83[h]) 3. If the screening pursuant to PREA Standard 28C.F.R.§115.41 indicates that a prisoner 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. (28 C.F.R. §115.81[b]) In addition, when information becomes available relating to perpetration of inmate-on-inmate sexual abuse history, a mental health evaluation shall be conducted on these abusers within 60 days of learning of such abuse history and offer treatment when deemed appropriate by mental health practitioners. (28 C.F.R. §115.83[h]) 4. 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. (28 C.F.R. §115.81[d]) 5. 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. (28 C.F.R. §115.81[e]). 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>Staff interviewed, including medical and mental health, displayed an impressive amount of knowledge in regards to PREA.</p>

115.82	Access to emergency medical and mental health services
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>DC-ADM 008, Prison Rape Elimination Act (PREA) Procedures Manual Section 4 – Responding to Reports of Sexual Abuse states: Emergency Medical and Mental Health Treatment Services 1. General</p> <p>a. 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. (28 C.F.R. §115.82[a])</p> <p>b. 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 alleged victim, in accordance with Prison Rape Elimination Act (PREA) Standard 28 C.F.R. §115.62 and shall immediately notify the appropriate medical and mental health practitioners. (28 C.F.R. §115.82[b])</p> <p>c. 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. (28 C.F.R. §115.83[g]) (28 C.F.R. §115.21[c]) (28 C.F.R. §115.82[d])</p> <p>d. All facilities shall provide alleged victims with medical and mental health services consistent with the community level of care. (28 C.F.R. §115.83[c])</p> <p>SANE services are provided by medical facilities within the community. MOU's were provided by SCI Pine Grove as stated earlier in this report. Interviews conducted with medical and mental health staff confirmed that inmates who are alleged victims of sexual abuse receive medical and mental health care.</p> <p>Several examples of the various documentation used by SCI Pine Grove was provided to the auditor.</p>

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, Prison Rape Elimination Act (PREA) Procedures Manual Section 4 – Responding to Reports of Sexual Abuse states “Ongoing medical and mental health treatment shall be available for inmates who have been victimized by sexual abuse. This includes appropriate follow-up services and, when necessary, referrals for continued care following their transfer to other facilities and/or their release from the Department.” All facilities shall provide alleged victims with medical and mental health services consistent with the community level of care. (28 C.F.R. §115.83[c])” Regardless of when an allegation of vaginal/oral/anal penetration occurred, the facility physician shall ensure that testing of the alleged victim for sexually transmitted infections is completed. At a minimum, this testing shall include the following:</p> <p>(a) HIV; (b) Gonorrhea; (c) Hepatitis C; (d) Hepatitis B; (e) Chlamydia trachomatis; (f) Syphilis; (g) Bacterial Vaginosis and Trichomoniasis; (h) pregnancy test (females only); and (i) other diseases as per the physician order.</p> <p>PREA standards related to female inmates are not applicable as SCI Pine Grove is a male only institution.</p> <p>Medical and mental health staff were interviewed and they were knowledgeable regarding their requirements and confirmed that these services are provided. Examples of documentation maintained by the institution was provided to the auditors. Mental health staff monitor the inmate on a monthly basis for a minimum of 90 days. If it is determined that additional services are needed, the service period will extend beyond 90 days.</p>

115.86	Sexual abuse incident reviews
	Auditor Overall Determination: Exceeds Standard
	Auditor Discussion
	<p>DC-ADM 008 Prison Rape Elimination act (PREA) Procedures Manual Section 6 - Sexual Abuse Incident Review states “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. (28 C.F.R. §115.86[a]) The review shall occur within 15 working days of the receipt of the notification from OSII that the investigation was deemed satisfactory. (28 C.F.R. §115.86[b])</p> <p>A “PREA Sexual Abuse Incident Review” completed in 2017 was provided. this document was provided that had been completed in 2017. This document listed the staff present at the review including: Superintendent, Deputy Superintendent, Security Captain, Corrections Health Care Administrator, Deputy Superintendent for Centralized Services, PREA Compliance Manager and Psychological Services Associate were present. This is in accordance with DCM-008, which states “the SAIR committee shall consist of the following”</p> <p>* Deputy Superintendent for Centralized Services(DSCS); * Deputy Superintendent for Facilities Management(DSFM); * Licensed Psychology Manager (LPM)/designee; * Corrections HealthCare Administrator(CHCA)/designee; * Security Office representative; and * Major of Unit Management or Major of the Guard.</p> <p>The SAIR process detailed in DC-ADM 008 goes beyond the requirements specified by the PREA Standards and considers additional information that could affect SCI Pine Grove's approach to preventing, detecting and responding to sexual abuse and harassment. DC-ADM-008 also requires that the review be conducted within 15 days of being notified by OSI-I. In addition to the SAIR conducted at the institution, five randomly selected SAIR are selected by the Central Office Review Committee (ARC).</p>

115.87	Data collection
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	Audited at the agency level.

115.88	Data review for corrective action
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	Audited at the agency level.

115.89	Data storage, publication, and destruction
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	Audited at the agency level.

115.401	Frequency and scope of audits
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	During the on-site visit. The auditors were provided access to, and toured all areas of the facility, including the structures outside the secure perimeter. Prior to the visit, the auditor received correspondence from three inmates, all of which were interviewed. All documentation requested was provided by the facility including all investigation files, which the auditor was able to review during the on-site visit..

115.403	Audit contents and findings
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	Audited at Agency Level

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).)	yes

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).)	yes
	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).)	yes

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).)	yes
	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).)	yes
	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).)	yes

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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.)	yes

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.)	na
	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.)	na

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.)	na
	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.)	na

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.)	na
	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.)	na
	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.)	na

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.)	na
	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.)	na
	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.)	na

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.)	na
	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.)	na
	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.)	na
	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.)	na
	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.)	na
	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.)	na
	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.)	na

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.)	na

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.)	na

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

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

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

115.83 (h)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	If the facility is a prison, does it attempt to conduct a mental health evaluation of all known inmate-on-inmate abusers within 60 days of learning of such abuse history and offer treatment when deemed appropriate by mental health practitioners? (NA if the facility is a jail.)	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.)	yes
	If this is the second year of the current audit cycle, did the agency ensure that at least one-third of each facility type operated by the agency, or by a private organization on behalf of the agency, was audited during the first year of the current audit cycle? (N/A if this is not the second year of the current audit cycle.)	na
	If this is the third year of the current audit cycle, did the agency ensure that at least two-thirds of each facility type operated by the agency, or by a private organization on behalf of the agency, were audited during the first two years of the current audit cycle? (N/A if this is not the third year of the current audit cycle.)	na

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

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

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

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

115.403 (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