

# PREA Facility Audit Report: Final

**Name of Facility:** Oliver J. Bell Unit

**Facility Type:** Prison / Jail

**Date Interim Report Submitted:** NA

**Date Final Report Submitted:** 02/22/2023

Auditor Certification	
The contents of this report are accurate to the best of my knowledge.	<input type="checkbox"/>
No conflict of interest exists with respect to my ability to conduct an audit of the agency under review.	<input type="checkbox"/>
I have not included in the final report any personally identifiable information (PII) about any inmate/resident/detainee or staff member, except where the names of administrative personnel are specifically requested in the report template.	<input type="checkbox"/>
<b>Auditor Full Name as Signed:</b> Robert Manville	<b>Date of Signature:</b> 02/22/2023

AUDITOR INFORMATION	
<b>Auditor name:</b>	Manville, Robert
<b>Email:</b>	robertmanville9@gmail.com
<b>Start Date of On-Site Audit:</b>	12/12/2022
<b>End Date of On-Site Audit:</b>	12/13/2022

FACILITY INFORMATION	
<b>Facility name:</b>	Oliver J. Bell Unit
<b>Facility physical address:</b>	901 East 5th Street, Cleveland, Texas - 77327
<b>Facility mailing address:</b>	

<b>Primary Contact</b>	
<b>Name:</b>	Pete Coffin
<b>Email Address:</b>	pete.coffin@mtctrains.com
<b>Telephone Number:</b>	281-592-9559

<b>Warden/Jail Administrator/Sheriff/Director</b>	
<b>Name:</b>	Pete Coffin
<b>Email Address:</b>	pete.coffin@mtctrains.com
<b>Telephone Number:</b>	281-595-9559

<b>Facility PREA Compliance Manager</b>	
<b>Name:</b>	Kristin Burnett
<b>Email Address:</b>	kristin.burnett@mtctrains.com
<b>Telephone Number:</b>	O: (281) 592-9559
<b>Name:</b>	Veronica Patton
<b>Email Address:</b>	veronica.patton@mtctrains.com
<b>Telephone Number:</b>	O: (281) 592-9559

<b>Facility Health Service Administrator On-site</b>	
<b>Name:</b>	James Hyland
<b>Email Address:</b>	jehyland@UTMB.EDU
<b>Telephone Number:</b>	2815929559

<b>Facility Characteristics</b>	
<b>Designed facility capacity:</b>	529
<b>Current population of facility:</b>	506
<b>Average daily population for the past 12 months:</b>	495
<b>Has the facility been over capacity at any point in the past 12 months?</b>	No
<b>Which population(s) does the facility hold?</b>	Males
<b>Age range of population:</b>	18-90
<b>Facility security levels/inmate custody levels:</b>	Medium/Minimum
<b>Does the facility hold youthful inmates?</b>	No
<b>Number of staff currently employed at the facility who may have contact with inmates:</b>	128
<b>Number of individual contractors who have contact with inmates, currently authorized to enter the facility:</b>	16
<b>Number of volunteers who have contact with inmates, currently authorized to enter the facility:</b>	105

<b>AGENCY INFORMATION</b>	
<b>Name of agency:</b>	Management & Training Corporation, Inc.
<b>Governing authority or parent agency (if applicable):</b>	
<b>Physical Address:</b>	500 North Marketplace Drive, Centerville, Utah - 84014
<b>Mailing Address:</b>	
<b>Telephone number:</b>	8016932600

<b>Agency Chief Executive Officer Information:</b>	
<b>Name:</b>	Scott Marquardt
<b>Email Address:</b>	
<b>Telephone Number:</b>	

<b>Agency-Wide PREA Coordinator Information</b>			
<b>Name:</b>	Heather Manuz	<b>Email Address:</b>	heather.manuz@mtctrains.com

## SUMMARY OF AUDIT FINDINGS

The OAS automatically populates the number and list of Standards exceeded, the number of Standards met, and the number and list of Standards not met.

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

### Number of standards exceeded:

6

- 115.11 - Zero tolerance of sexual abuse and sexual harassment; PREA coordinator
- 115.35 - Specialized training: Medical and mental health care
- 115.67 - Agency protection against retaliation
- 115.71 - Criminal and administrative agency investigations
- 115.86 - Sexual abuse incident reviews
- 115.87 - Data collection

### Number of standards met:

39

### Number of standards not met:

0

## POST-AUDIT REPORTING INFORMATION

# GENERAL AUDIT INFORMATION

### On-site Audit Dates

1. Start date of the onsite portion of the audit:	2022-12-12
2. End date of the onsite portion of the audit:	2022-12-13

### Outreach

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

# AUDITED FACILITY INFORMATION

14. Designated facility capacity:	529
15. Average daily population for the past 12 months:	506
16. Number of inmate/resident/detainee housing units:	12
17. Does the facility ever hold youthful inmates or youthful/juvenile detainees?	<input type="radio"/> Yes <input checked="" type="radio"/> No <input type="radio"/> Not Applicable for the facility type audited (i.e., Community Confinement Facility or Juvenile Facility)

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

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

<b>36. Enter the total number of inmates/residents/detainees in the facility as of the first day of onsite portion of the audit:</b>	494
<b>38. Enter the total number of inmates/residents/detainees with a physical disability in the facility as of the first day of the onsite portion of the audit:</b>	0
<b>39. Enter the total number of inmates/residents/detainees with a cognitive or functional disability (including intellectual disability, psychiatric disability, or speech disability) in the facility as of the first day of the onsite portion of the audit:</b>	1
<b>40. Enter the total number of inmates/residents/detainees who are Blind or have low vision (visually impaired) in the facility as of the first day of the onsite portion of the audit:</b>	0
<b>41. Enter the total number of inmates/residents/detainees who are Deaf or hard-of-hearing in the facility as of the first day of the onsite portion of the audit:</b>	0
<b>42. Enter the total number of inmates/residents/detainees who are Limited English Proficient (LEP) in the facility as of the first day of the onsite portion of the audit:</b>	16

<p><b>43. Enter the total number of inmates/residents/detainees who identify as lesbian, gay, or bisexual in the facility as of the first day of the onsite portion of the audit:</b></p>	<p>6</p>
<p><b>44. Enter the total number of inmates/residents/detainees who identify as transgender or intersex in the facility as of the first day of the onsite portion of the audit:</b></p>	<p>0</p>
<p><b>45. Enter the total number of inmates/residents/detainees who reported sexual abuse in the facility as of the first day of the onsite portion of the audit:</b></p>	<p>0</p>
<p><b>46. Enter the total number of inmates/residents/detainees who disclosed prior sexual victimization during risk screening in the facility as of the first day of the onsite portion of the audit:</b></p>	<p>3</p>
<p><b>47. Enter the total number of inmates/residents/detainees who were ever placed in segregated housing/isolation for risk of sexual victimization in the facility as of the first day of the onsite portion of the audit:</b></p>	<p>0</p>
<p><b>48. Provide any additional comments regarding the population characteristics of inmates/residents/detainees in the facility as of the first day of the onsite portion of the audit (e.g., groups not tracked, issues with identifying certain populations):</b></p>	<p>No text provided.</p>
<p><b>Staff, Volunteers, and Contractors Population Characteristics on Day One of the Onsite Portion of the Audit</b></p>	
<p><b>49. Enter the total number of STAFF, including both full- and part-time staff, employed by the facility as of the first day of the onsite portion of the audit:</b></p>	<p>128</p>



<p><b>50. Enter the total number of VOLUNTEERS assigned to the facility as of the first day of the onsite portion of the audit who have contact with inmates/residents/detainees:</b></p>	<p>105</p>
<p><b>51. Enter the total number of CONTRACTORS assigned to the facility as of the first day of the onsite portion of the audit who have contact with inmates/residents/detainees:</b></p>	<p>16</p>
<p><b>52. Provide any additional comments regarding the population characteristics of staff, volunteers, and contractors who were in the facility as of the first day of the onsite portion of the audit:</b></p>	<p>No text provided.</p>

## INTERVIEWS

### Inmate/Resident/Detainee Interviews

#### Random Inmate/Resident/Detainee Interviews

<p><b>53. Enter the total number of RANDOM INMATES/RESIDENTS/DETAINEES who were interviewed:</b></p>	<p>18</p>
<p><b>54. Select which characteristics you considered when you selected RANDOM INMATE/RESIDENT/DETAINEE interviewees: (select all that apply)</b></p>	<p> <input type="checkbox"/> Age  <input type="checkbox"/> Race  <input type="checkbox"/> Ethnicity (e.g., Hispanic, Non-Hispanic)  <input type="checkbox"/> Length of time in the facility  <input checked="" type="checkbox"/> Housing assignment  <input type="checkbox"/> Gender  <input type="checkbox"/> Other  <input type="checkbox"/> None </p>

<b>55. How did you ensure your sample of RANDOM INMATE/RESIDENT/DETAINEE interviewees was geographically diverse?</b>	I interviewed offenders from each housing unit.
<b>56. Were you able to conduct the minimum number of random inmate/resident/detainee interviews?</b>	<input checked="" type="radio"/> Yes <input type="radio"/> No
<b>57. Provide any additional comments regarding selecting or interviewing random inmates/residents/detainees (e.g., any populations you oversampled, barriers to completing interviews, barriers to ensuring representation):</b>	No text provided.
<b>Targeted Inmate/Resident/Detainee Interviews</b>	
<b>58. Enter the total number of TARGETED INMATES/RESIDENTS/DETAINEES who were interviewed:</b>	10
<p>As stated in the PREA Auditor Handbook, the breakdown of targeted interviews is intended to guide auditors in interviewing the appropriate cross-section of inmates/residents/detainees who are the most vulnerable to sexual abuse and sexual harassment. When completing questions regarding targeted inmate/resident/detainee interviews below, remember that an interview with one inmate/resident/detainee may satisfy multiple targeted interview requirements. These questions are asking about the number of interviews conducted using the targeted inmate/resident/detainee protocols. For example, if an auditor interviews an inmate who has a physical disability, is being held in segregated housing due to risk of sexual victimization, and disclosed prior sexual victimization, that interview would be included in the totals for each of those questions. Therefore, in most cases, the sum of all the following responses to the targeted inmate/resident/detainee interview categories will exceed the total number of targeted inmates/residents/detainees who were interviewed. If a particular targeted population is not applicable in the audited facility, enter "0".</p>	
<b>60. Enter the total number of interviews conducted with inmates/residents/detainees with a physical disability using the "Disabled and Limited English Proficient Inmates" protocol:</b>	1

<p><b>61. Enter the total number of interviews conducted with inmates/residents/detainees with a cognitive or functional disability (including intellectual disability, psychiatric disability, or speech disability) using the "Disabled and Limited English Proficient Inmates" protocol:</b></p>	<p>1</p>
<p><b>62. Enter the total number of interviews conducted with inmates/residents/detainees who are Blind or have low vision (i.e., visually impaired) using the "Disabled and Limited English Proficient Inmates" protocol:</b></p>	<p>0</p>
<p><b>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</b></p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p><b>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</b></p>	<p>Texas Department of Criminal Justice has developed and implemented an offender tracking system that provides demographic information on all offenders. The medical staff at the facility maintains a log of all ADA offenders that includes blind or low vision offenders. The medical staff interviewed indicated they had no offenders that were low vision or blind.</p>
<p><b>63. Enter the total number of interviews conducted with inmates/residents/detainees who are Deaf or hard-of-hearing using the "Disabled and Limited English Proficient Inmates" protocol:</b></p>	<p>0</p>

<p><b>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</b></p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p><b>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</b></p>	<p>Texas Department of Criminal Justice has developed and implemented an offender tracking system that provides demographic information on all offenders. The medical staff at the facility maintains a log of all ADA offenders that includes deaf or hard of hearing offenders. The medical staff interviewed indicated they had no offenders that were deaf or hard of hearing. There was one elderly offender that was interviewed that had hearing aids and stated he is losing his hearing due to his age.</p>
<p><b>64. Enter the total number of interviews conducted with inmates/residents/detainees who are Limited English Proficient (LEP) using the "Disabled and Limited English Proficient Inmates" protocol:</b></p>	<p>4</p>
<p><b>65. Enter the total number of interviews conducted with inmates/residents/detainees who identify as lesbian, gay, or bisexual using the "Transgender and Intersex Inmates; Gay, Lesbian, and Bisexual Inmates" protocol:</b></p>	<p>3</p>
<p><b>66. Enter the total number of interviews conducted with inmates/residents/detainees who identify as transgender or intersex using the "Transgender and Intersex Inmates; Gay, Lesbian, and Bisexual Inmates" protocol:</b></p>	<p>0</p>

<p><b>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</b></p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p><b>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</b></p>	<p>Texas Department of Criminal Justice has developed and implemented an offender tracking system that provides demographic information on all offenders. The classification supervisor maintains an at-risk log that is generated through the offender tracking system and includes reason for at risk classification. Interviews with her confirmed they had no transgender or intersex offenders at this time.</p>
<p><b>67. Enter the total number of interviews conducted with inmates/residents/detainees who reported sexual abuse in this facility using the "Inmates who Reported a Sexual Abuse" protocol:</b></p>	<p>0</p>
<p><b>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</b></p>	<p><input type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input checked="" type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p><b>68. Enter the total number of interviews conducted with inmates/residents/detainees who disclosed prior sexual victimization during risk screening using the "Inmates who Disclosed Sexual Victimization during Risk Screening" protocol:</b></p>	<p>3</p>

<p><b>69. Enter the total number of interviews conducted with inmates/residents/detainees who are or were ever placed in segregated housing/isolation for risk of sexual victimization using the "Inmates Placed in Segregated Housing (for Risk of Sexual Victimization/Who Allege to have Suffered Sexual Abuse)" protocol:</b></p>	<p>0</p>
<p><b>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</b></p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p><b>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</b></p>	<p>Texas Department of Criminal Justice has developed and implemented an offender tracking system that provides demographic information on all offenders. The classification supervisor maintains an at-risk log that is generated through the offender tracking system and includes reason for at risk classification. The staff that supervises segregation confirmed that were not offenders in restrictive housing due to being at risk of sexual victimization or allege to have suffered sexual abuse.</p>
<p><b>70. Provide any additional comments regarding selecting or interviewing targeted inmates/residents/detainees (e.g., any populations you oversampled, barriers to completing interviews):</b></p>	<p>The one offender that had made an allegation of sexual abuse was on the mental health case load and his allegation was unfounded. He had made allegation that someone or something had placed electrodes in his body. He declined to be interviewed.</p>
<p><b>Staff, Volunteer, and Contractor Interviews</b></p>	
<p><b>Random Staff Interviews</b></p>	
<p><b>71. Enter the total number of RANDOM STAFF who were interviewed:</b></p>	<p>14</p>

<p><b>72. Select which characteristics you considered when you selected RANDOM STAFF interviewees: (select all that apply)</b></p>	<p><input type="checkbox"/> Length of tenure in the facility</p> <p><input checked="" type="checkbox"/> Shift assignment</p> <p><input type="checkbox"/> Work assignment</p> <p><input type="checkbox"/> Rank (or equivalent)</p> <p><input checked="" type="checkbox"/> Other (e.g., gender, race, ethnicity, languages spoken)</p> <p><input type="checkbox"/> None</p>
<p><b>If "Other," describe:</b></p>	<p>I interviewed staff that had been certified as interpreters to determine the certification process.</p>
<p><b>73. Were you able to conduct the minimum number of RANDOM STAFF interviews?</b></p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
<p><b>74. Provide any additional comments regarding selecting or interviewing random staff (e.g., any populations you oversampled, barriers to completing interviews, barriers to ensuring representation):</b></p>	<p>No text provided.</p>
<p><b>Specialized Staff, Volunteers, and Contractor Interviews</b></p>	
<p>Staff in some facilities may be responsible for more than one of the specialized staff duties. Therefore, more than one interview protocol may apply to an interview with a single staff member and that information would satisfy multiple specialized staff interview requirements.</p>	
<p><b>75. Enter the total number of staff in a SPECIALIZED STAFF role who were interviewed (excluding volunteers and contractors):</b></p>	<p>12</p>
<p><b>76. Were you able to interview the Agency Head?</b></p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>

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



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

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

	<input checked="" type="checkbox"/> Intake staff  <input checked="" type="checkbox"/> Other
<b>If "Other," provide additional specialized staff roles interviewed:</b>	Texas Department of Criminal Justice Safe Prison office.
<b>81. Did you interview VOLUNTEERS who may have contact with inmates/residents/detainees in this facility?</b>	<input checked="" type="radio"/> Yes  <input type="radio"/> No
<b>a. Enter the total number of VOLUNTEERS who were interviewed:</b>	1
<b>b. Select which specialized VOLUNTEER role(s) were interviewed as part of this audit from the list below: (select all that apply)</b>	<input type="checkbox"/> Education/programming  <input type="checkbox"/> Medical/dental  <input type="checkbox"/> Mental health/counseling  <input checked="" type="checkbox"/> Religious  <input type="checkbox"/> Other
<b>82. Did you interview CONTRACTORS who may have contact with inmates/residents/detainees in this facility?</b>	<input checked="" type="radio"/> Yes  <input type="radio"/> No
<b>a. Enter the total number of CONTRACTORS who were interviewed:</b>	3

<p><b>b. Select which specialized CONTRACTOR role(s) were interviewed as part of this audit from the list below: (select all that apply)</b></p>	<p><input type="checkbox"/> Security/detention</p> <p><input type="checkbox"/> Education/programming</p> <p><input checked="" type="checkbox"/> Medical/dental</p> <p><input type="checkbox"/> Food service</p> <p><input type="checkbox"/> Maintenance/construction</p> <p><input type="checkbox"/> Other</p>
<p><b>83. Provide any additional comments regarding selecting or interviewing specialized staff.</b></p>	<p>I interview the volunteer coordinator and the contracting supervisor for University of Texas Medical Branch.</p>

# SITE REVIEW AND DOCUMENTATION SAMPLING

## Site Review

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

<p><b>84. Did you have access to all areas of the facility?</b></p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
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**Was the site review an active, inquiring process that included the following:**

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

**89. Provide any additional comments regarding the site review (e.g., access to areas in the facility, observations, tests of critical functions, or informal conversations).**

The Oliver J. Bell Unit is a 529-bed all cellblock construction housed in a single two-story building built in 1989. Then population on the first day of the audit was 514. The secure part of the facility includes 12.57 acres and is enclosed by a 12-foot wire mesh fence with posts embedded in concrete and reinforced with two strands of razor wire barrier on top. The main building is 124,087 sq. ft. and beyond the administration area is laid out at a 90-degree angle of two main hallways. The building has five cellblocks housing 56 inmates, six cellblocks housing 40 inmates, nine pre-hearing detention (PHD/Transient cells, a dining hall that seats 180 offenders, twelve day rooms and an inside gym. Each day room has two televisions, tables seating four and games.

During the site review the locations of cameras and mirrors, room layout, restrooms and the placement of PREA posters and information was observed. Cameras are placed throughout the facility in common areas to include the outside of the buildings. All DVR sets have recording capability and are set to over sixteen days of recording time. There were no blind areas of the facility that didn't include cameras or mirrors except the bathroom areas that had appropriate curtains and partitions. During the tour the auditor spent time listening to a peer instructor provide the comprehensive PREA education program for new offenders. The peer offender indicated that the program is part of the Prison Entrepreneurship Program and training was provided to peer offenders is a five-week training program. The training included several videos that included PREA basics, Victim Support program, Extortion or bullying, PREA Ombudsman Program and Safe Prison programs.

Staff were noted being on posts and actively involved in conversations with offenders. All staff were able to talk about PREA program and training they had received during the last year. Offenders were able to articulate how to report and the training they received. All

offenders stated that female staff announce their presence when they enter the living units. Several of the offenders indicated that during showers, the female staff tend to stay on the other side of the dormitory to allow them additional privacy. All of the offenders knew the Warden, PREA compliance manager and indicated they are usually in the living or work area several times a day. They indicated that all administrative staff were approachable and would try to assist in day-to-day problems that offender encounter. There is a bulletin board in each housing unit that includes posters on Break the Silence of Abuse, Extortion, Do Not Live in Darkness. Shine the Light on Sexual Abuse and Sexual Harassment, Sexual Abuse Is an Act of Violence, Family Time Crisis and Counseling Center, Notice of the audit, and MTC PREA Information Poster. Offender stated there is a private office that is utilized for offenders to call and speak with the victim advocate or emotional support staff. The offenders can tell staff they wish to make the call. Staff will escort offender to the phone, make the call and step outside the office during the call. Staff were not sure how the system works, and the facility implemented a training program for staff during the onsite audit to provide them further guidance. The auditor made a call from the telephone and was able to talk to the victim advocate. They are mailboxes located in each housing unit. The mail clerk stated she picks up mail on a daily basis and mails all mail on the same day. She indicated that mail to the Ombudsman, OIG, Safe Prison, MTC cooperate office and mail to the auditor is managed as legal mail and is stamped noting that it has not been opened. The facility has a Prison Entrepreneurship Program (PEP) is a multi-phase long term comprehensive program designed to build up, teach and enable adult male offenders how to be successful upon release from prison. The program components include Program Components · Leadership Academy - three months of character development and

computer skills. · Business Plan Competition - Six months of college-level training developing a full business plan. · Business Plan Advising - 400 or more volunteers review and research business plans for participants · Public Events - Over 90 hours of in prison events · Family Reunification - Staff helps rebuild relationships with loved ones and children · Reentry - Housing, job placement assistance, and 12 months of case management · Entrepreneurship School - Weekly classes for graduates in the 'Free World' · Mentoring - Life coaching delivered by executives · Business Support - Loans, consulting, and customer referrals for graduates in support of their businesses.

The facility also has the following programs.

#### Adult Basic Education

- Aztec Learning
- General Education Development/Pre-GED

#### GED

- Life Skills
- Pre-Release Classes
- Peer Education
- Counseling and Pre-Employment

#### Curriculum

#### Vocation

- NCCER Core
- NCCER Building Maintenance
- NCCER Electrical
- Prison Entrepreneurship Program (PEP)

#### Substance Abuse

- Celebrate Recovery Life Skills
- Anger Management
- Changes II
- Financial Peace University
- Inside Out Dad
- Men of Distinction
- SAMHSA Anger Management
- Toastmasters

#### Religious

- Deliverance
- Experiencing God
- Bible Study
- Religious Mentors
- Voyager
- Faith-based Pod

## Documentation Sampling

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

**90. In addition to the proof documentation selected by the agency or facility and provided to you, did you also conduct an auditor-selected sampling of documentation?**

Yes

No



**91. Provide any additional comments regarding selecting additional documentation (e.g., any documentation you oversampled, barriers to selecting additional documentation, etc.).**

Offender Files Reviewed: Twenty-four (24) resident records were reviewed. These records included the following information. • Identification Number • Date of Birth • Date of Arrival • Date of Screening • Date of Follow-up Screening • Date of Initial PREA notification • Date of PREA orientation/ education: Employee Background Checks: Fifteen (15) background clearance files including five (5) newly hired staff, five (5) staff that had been promoted and five (5) employees that had over five years tenure at the facility. (Live scan) Five (5) background checks for contractors were reviewed. Three volunteer file was reviewed. All background checks had been completed for staff and contractors prior to contact with offenders or prior to promotion or over 5 years tenure at the facility: Employee Training Records: Reviewed Fifteen (15) employee training records were reviewed. Included in the employee training records were random monitors (direct care staff), supervisors, Investigator, PREA Compliance manager. All training has been completed in the last 12 months: Interviews with random staff indicated they had received refresher training during the last six (6) months. The correctional staff indicated during the tour they are provided weekly briefings about PREA. This was confirmed by interviews with shift supervisors and daily briefing logs. Most staff interviewed stated they had received the questionnaire for their specific duties prior to the audit and were prepared for the audit. Investigations: There were a total of six reported allegations of sexual abuse/sexual harassment. All investigative files were reviewed. Unannounced Rounds: The logbooks and computerized unannounced rounds were reviewed in each housing unit and the control room. The Grievance Logbook was reviewed. The auditor was provided a tutorial on the TDCJ Data Base system that includes all of the offender information, all of the investigative information and a system to alert staff of any timely information

requirements that includes PREA information such as screening, monitoring, notifications and after-action report to include some of the information found on the data base program.

# SEXUAL ABUSE AND SEXUAL HARASSMENT ALLEGATIONS AND INVESTIGATIONS IN THIS FACILITY

## Sexual Abuse and Sexual Harassment Allegations and Investigations Overview

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

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

	# of sexual abuse allegations	# of criminal investigations	# of administrative investigations	# of allegations that had both criminal and administrative investigations
<b>Inmate-on-inmate sexual abuse</b>	4	0	4	0
<b>Staff-on-inmate sexual abuse</b>	1	0	1	0
<b>Total</b>	5	0	5	0

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

	<b># of sexual harassment allegations</b>	<b># of criminal investigations</b>	<b># of administrative investigations</b>	<b># of allegations that had both criminal and administrative investigations</b>
<b>Inmate-on-inmate sexual harassment</b>	2	0	2	0
<b>Staff-on-inmate sexual harassment</b>	0	0	0	0
<b>Total</b>	2	0	2	0

## **Sexual Abuse and Sexual Harassment Investigation Outcomes**

### **Sexual Abuse Investigation Outcomes**

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

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

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

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

	Ongoing	Unfounded	Unsubstantiated	Substantiated
<b>Inmate-on-inmate sexual abuse</b>	0	2	2	0
<b>Staff-on-inmate sexual abuse</b>	0	0	1	0
<b>Total</b>	0	2	3	0

**Sexual Harassment Investigation Outcomes**

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

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

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

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

	Ongoing	Unfounded	Unsubstantiated	Substantiated
<b>Inmate-on-inmate sexual harassment</b>	0	1	1	0
<b>Staff-on-inmate sexual harassment</b>	0	0	0	0
<b>Total</b>	0	1	1	0

**Sexual Abuse and Sexual Harassment Investigation Files Selected for Review**

**Sexual Abuse Investigation Files Selected for Review**

**98. Enter the total number of SEXUAL ABUSE investigation files reviewed/ sampled:**

4

<p><b>99. Did your selection of SEXUAL ABUSE investigation files include a cross-section of criminal and/or administrative investigations by findings/outcomes?</b></p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any sexual abuse investigation files)</p>
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**Inmate-on-inmate sexual abuse investigation files**

<p><b>100. Enter the total number of INMATE-ON-INMATE SEXUAL ABUSE investigation files reviewed/sampled:</b></p>	<p>3</p>
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<p><b>101. Did your sample of INMATE-ON-INMATE SEXUAL ABUSE investigation files include criminal investigations?</b></p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual abuse investigation files)</p>
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<p><b>102. Did your sample of INMATE-ON-INMATE SEXUAL ABUSE investigation files include administrative investigations?</b></p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual abuse investigation files)</p>
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**Staff-on-inmate sexual abuse investigation files**

<p><b>103. Enter the total number of STAFF-ON-INMATE SEXUAL ABUSE investigation files reviewed/sampled:</b></p>	<p>1</p>
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<p><b>104. Did your sample of STAFF-ON-INMATE SEXUAL ABUSE investigation files include criminal investigations?</b></p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual abuse investigation files)</p>
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<p><b>105. Did your sample of STAFF-ON-INMATE SEXUAL ABUSE investigation files include administrative investigations?</b></p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual abuse investigation files)</p>
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**Sexual Harassment Investigation Files Selected for Review**

<p><b>106. Enter the total number of SEXUAL HARASSMENT investigation files reviewed/sampled:</b></p>	<p>2</p>
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<p><b>107. Did your selection of SEXUAL HARASSMENT investigation files include a cross-section of criminal and/or administrative investigations by findings/outcomes?</b></p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any sexual harassment investigation files)</p>
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**Inmate-on-inmate sexual harassment investigation files**

<p><b>108. Enter the total number of INMATE-ON-INMATE SEXUAL HARASSMENT investigation files reviewed/sampled:</b></p>	<p>1</p>
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<p><b>109. Did your sample of INMATE-ON-INMATE SEXUAL HARASSMENT files include criminal investigations?</b></p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual harassment investigation files)</p>
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<p><b>110. Did your sample of INMATE-ON-INMATE SEXUAL HARASSMENT investigation files include administrative investigations?</b></p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual harassment investigation files)</p>
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## Staff-on-inmate sexual harassment investigation files

<b>111. Enter the total number of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files reviewed/sampled:</b>	1
<b>112. Did your sample of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files include criminal investigations?</b>	<input type="radio"/> Yes <input checked="" type="radio"/> No <input type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual harassment investigation files)
<b>113. Did your sample of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files include administrative investigations?</b>	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual harassment investigation files)
<b>114. Provide any additional comments regarding selecting and reviewing sexual abuse and sexual harassment investigation files.</b>	The information on shows four offenders on offender sexual abuse. One of the allegations was that someone or something had placed electrodes in the offender's body while sleeping. Naturally, it did not happen and since no one was in the room except another offender it was determined that it would have been an offender.

## SUPPORT STAFF INFORMATION

### DOJ-certified PREA Auditors Support Staff

<b>115. Did you receive assistance from any DOJ-CERTIFIED PREA AUDITORS at any point during this audit? REMEMBER: the audit includes all activities from the pre-onsite through the post-onsite phases to the submission of the final report. Make sure you respond accordingly.</b>	<input type="radio"/> Yes <input checked="" type="radio"/> No
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## Non-certified Support Staff

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

Yes

No

## AUDITING ARRANGEMENTS AND COMPENSATION

**121. Who paid you to conduct this audit?**

The audited facility or its parent agency

My state/territory or county government employer (if you audit as part of a consortium or circular auditing arrangement, select this option)

A third-party auditing entity (e.g., accreditation body, consulting firm)

Other

**Identify the name of the third-party auditing entity**

Correctional Management and Communications Group

## 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	<p><b>Zero tolerance of sexual abuse and sexual harassment; PREA coordinator</b></p> <p><b>Auditor Overall Determination:</b> Exceeds Standard</p> <p><b>Auditor Discussion</b></p> <p>The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p>Management &amp; Training Corporation (MTC) Policy 903E.02 Sexual Safety in Prisons (PREA)</p> <p>Texas Department of Criminal Justice (TDCJ) Safe Prisons Plan</p> <p>Zero Tolerance Poster</p> <p>MTC Memo: Corporate PREA Coordinator</p> <p>Oliver J. Bell Unit (OJBU) Memo: PREA Compliance Manager</p> <p>OJBU Organizational Chart</p> <p>PREA Ombudsman Brochure</p> <p>PREA first responder duties card</p> <p>Safe Prisons/PREA Operational Manual 0601</p> <p>Administrative Directive PD-29 Sexual Misconduct with Inmates</p> <p>MTC Policy 203.1 Rules on Conduct</p> <p>MTC Policy 201.10 Employee Discipline</p> <p>Training Resource Library</p> <p>Pre-Audit Questionnaire/Adult Prisons &amp; Jail</p> <p>115.11 (a): Texas Department of Criminal Justice (TDCJ) Safe Prisons Plan and Management &amp; Training Corporation (MTC) Policy 903E.02 Sexual Safety in Prisons (PREA) and the agency and facility’s emphasis on PREA exceeds the requirements of this standard. The agency's zero tolerance against sexual abuse is clearly established and the policy outlines the agency's approach to preventing, detecting, and responding to sexual abuse and sexual harassment allegations. Definitions are provided to make clear the agency and facilities mandates for all staff, volunteers, contractor, and visitors to comply with PREA standards. When you enter the front entrance of the facility there are the agency and institution policies outline a zero-tolerance policy for all forms of sexual abuse and sexual harassment. Offenders are informed orally about the zero-tolerance policy and the PREA program during in-processing and additional admission and orientation presentations. The orientation is offered in English and in Spanish. Additional program information is contained in the</p>
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Offender manual, and postings distributed throughout the facility (observed during the tour). All written documents are available in English and Spanish. Additional interpretive services are available for offenders who do not speak or read English. Both institution staff and offenders are provided with a wealth of opportunities to become aware of PREA policies and procedures. All employees receive initial training and annual training, as well as updates throughout the year. In reviewing the facility for this standard, the facility provided a wealth of information on innovative ways PREA is part of the culture at the facility. Training programs are provided for staff and offenders on a continuous basis. Offenders interviewed felt safe and new how to contact the facility warden or the facility PREA compliance managers as they are in the living units daily. The offenders are assigned to this facility to prepare offender for release into the community. The offenders random during the tour and in formal interviews were involved in programs to prepare for release.

Yearly MTC conducts a PREA review of the facility to determine level of compliance and to identify concerns that need to be addressed by the PREA compliance manager and the facility Warden.

115.11 (b): MTC employs an upper-level, agency-wide PREA Coordinator at the corporate level. The agency's organizational chart depicts her position within the agency. The PREA Coordinator oversee the agency's efforts to comply with the PREA standards in all of MTC's facilities. MTC has a team of staff that support the PREA coordinator efforts in meeting all PREA standards. The administrative team meets on a regular basis to develop strategies to establish a culture that provides a safe environment for staff and offenders. The PREA Coordinator and her team or very knowledgeable about PREA and best practices to carry out the Agency's approach to prevent, detect, and respond to sexual abuse or sexual allegations.

115.11 (c): MTC ensures that all its facilities have a PREA Compliance Manager with sufficient time and authority to coordinate the facilities PREA efforts. The facility's organizational chart illustrates the PREA Compliance Manager's position within the facility. OJBU provides support staff for assisting the PREA compliance manager with her task in carrying out the PREA mandates from MTC. The administrative team meets on a regular basis to develop strategies to establish a culture that provides a safe environment for staff and offenders. Though out the tour, staff, and offenders new the PREA compliance managers name and role at the facility. Both the MTC PREA Coordinator and Facility Compliance Manager advised they have sufficient time and authority to coordinate efforts to comply with PREA standards. The facility provides additional support for PREA related investigations, policy reviews, mock audits and follow up to cooperate office PREA coordinator's office questions or concerns.

The Texas Department of Criminal Justice has a Safe Prison/ PREA Manager that provides resource staff to assist the facility in complying with all PREA related standards. This includes the development and implementation of the Safe Prison/ PREA Automated Network System (SPPANS) that assist in managing all areas of PREA information.

MTC provides a regional quality assurance staff to assist facilities in compliance with

PREA standards. This includes providing resources and conducting mock PREA audits.

Exceed compliance was determined by review of agency organization chart, agency, and facility policies, both staff and offender training orientation power point presentations, posters, offender manual and interviews with staff, and offenders further provided exceed compliance with this standard.

<b>115.12</b>	<b>Contracting with other entities for the confinement of inmates</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p>Contract for Service</p> <p>Statement of Fact</p> <p>MTC is a private provider and does not contract for the confinement of their offenders; therefore, this standard is not applicable to this facility.</p>

<b>115.13</b>	<b>Supervision and monitoring</b>
	<p data-bbox="256 188 983 221"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="256 264 557 297"><b>Auditor Discussion</b></p> <p data-bbox="256 340 1422 416">The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p data-bbox="256 454 847 488">MTC Policy 903E.02 Ensuring Safe Prisons</p> <p data-bbox="256 526 1398 602">Texas Department of Criminal Justice (TDCJ) Administrative Directive (AD) 11.52- Security Staffing</p> <p data-bbox="256 640 1390 716">TDCJ Security Memorandum – SM- 01.14- Operating and Monitoring Surveillance Systems</p> <p data-bbox="256 754 764 788">Oliver J. Bell Unit Staffing Plan 2022</p> <p data-bbox="256 826 512 860">Statement of Fact</p> <p data-bbox="256 898 539 931">Unannounced PREA</p> <p data-bbox="256 969 836 1003">Documentation of Unannounced Rounds.</p> <p data-bbox="256 1041 643 1075">Annual Facility Assessment</p> <p data-bbox="256 1113 657 1146">Camera Inventory/Locations</p> <p data-bbox="256 1184 424 1218">Shift Roster</p> <p data-bbox="256 1256 1477 1749">115.13 (a)(b): MTC and TDCJ requires the facility to review the staffing plans on an annual basis. Interviews with the facility warden and executive staff revealed compliance with the PREA, and that other safety and security issues are always a primary focus when they consider and reviewing their respective staffing plans. The facility has a Staffing Report that is developed for each pay period. The Prison provides the bimonthly reports that includes mandatory post and hold over staffing to meet the mandatory posts. This report also includes the number of positions authorized, the number filled, the number vacant, recruitment efforts and any staffing concerns during the pay period. The Warden meets weekly with his executive staff, including Chief of Security, Lieutenant, and the Human Resource Manager (HRM) to address staffing issues as they relate to the PREA. The staffing plan is based on a population 500 offenders.</p> <p data-bbox="256 1787 975 1821">The staffing plan is based on the following criteria:</p> <ul data-bbox="256 1859 1150 2040" style="list-style-type: none"> <li>- Generally accepted detention and correctional practices.</li> <li>- Judicial findings of inadequacy.</li> <li>- Findings of inadequacy from Federal investigative agencies.</li> </ul>

- Findings of inadequacy from internal or external oversight bodies.
- All components of the facility's physical plant.
- The composition of the offender population.
- The number and placement of supervisory staff.
- Institution programs occurring on a particular shift.
- Applicable State or local laws, regulations, or standards.
- The prevalence of substantiated and unsubstantiated incidents of sexual abuse; and - Other relevant factors.

The institution has been provided with all necessary resources to support the programs and procedures to ensure compliance with the PREA standards. The audit included staff interviews, and rosters. Supervisory and Administrative staff members routinely make unannounced rounds. These rounds are documented in Unit Logs located in each housing unit.

There have been no judicial findings of inadequacy from federal investigative agencies or findings of inadequacy from internal or external oversight bodies relevant to this standard. All essential posts are filled each shift and no essential posts are kept open for salary savings. When programs are offered, staffing is increased to provide additional supervision. There has been no deviation from the staffing plan based on interviews with facility warden and PAQ. The facility is presently fulfilling the contracting compliance through overtime, incentive pay and an exerted attempt to hire more staff.

115.13 (c): MTC Policy mandates that whenever necessary and no less than annually, the staffing plan is reviewed and documented on the Annual PREA Facility Assessment. This completed form is submitted to the Corporate PREA Coordinator and the Corporate Divisional Vice President for signature and approval of any recommendations made to the established staffing plan to include the deployment of video monitoring systems and other monitoring technologies or the allocations of additional resources to maintain compliance to the plan. In interview with MTC's PREA Coordinator, she reported being consulted regarding assessments or adjustments to the staffing plan through incident reviews of substantiated and unsubstantiated allegations and through the Annual PREA Facility Assessments she reviews and approves for each of the agency facilities annually.

13 (d): According to MTC policy and facility document practice requiring department heads, facility executive staff and intermediate and higher-level custody supervisors conduct and document unannounced rounds on all shifts within their respective areas to identify and deter employee sexual abuse and sexual harassment. Policy also mandates that other staff are prohibited from telling other staff when supervisors are making unannounced rounds. The review of Institution Duty Officer (IDO) unannounced PREA rounds logs confirmed that intermediate-level or higher-level supervisors, including shift supervisors and department heads, conduct and



document such visits throughout the institution, during the day, at night and on the weekends. Additionally, the IDO was interviewed. IDO visits areas of the facility during days, evenings, and weekend. The IDO document the visits on logbooks located in housing unit control room. Staff members are prohibited from alerting other employees regarding unannounced rounds. Interviews with offenders and housing unit officers also confirmed that random, unannounced rounds are conducted by Institution Duty Officers daily, including nights and weekends. The administrative Lt. for each shift was interviewed. Each indicated that they visit each living unit a minimum of once per shift. The control room staff document these visit on the unit log. The auditor reviewed logbooks during the tour and found multiple signs in documentation on each shift. While touring the control room, the control room officers showed her PREA rounds documentation. The facility provided a page on one of the logbooks that documented that a supervisors visited the unit on each shift.

An examination of policy and supporting documentation and all interviews confirms compliance with this standard

<b>115.14</b>	<b>Youthful inmates</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p>Management &amp; Training Corporation (MTC) Policy 903E.02 Sexual Safety in Prisons (PREA)</p> <p>TDCJ Safe Prison/PREA Plan</p> <p>Contract for Service</p> <p>Statement of Fact</p> <p>Oliver J. Bell Unit does not house youthful offenders. Compliance was determined by review of contract for services, policy and interviews with Intake staff, medical administrator and facility warden. This standard is not applicable for Oliver J. Bell Unit</p>

<b>115.15</b>	<b>Limits to cross-gender viewing and searches</b>
	<p data-bbox="256 188 983 224"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="256 264 557 300"><b>Auditor Discussion</b></p> <p data-bbox="256 340 1422 416">The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p data-bbox="256 456 667 492">TDCJ - Safe Prison/PREA Plan</p> <p data-bbox="256 528 995 564">MTC Corporate Policy 903E.02 Ensuring Safe Prisons</p> <p data-bbox="256 600 571 636">Cross Gender logbook</p> <p data-bbox="256 672 826 707">Training Presentation (Pat Down Search)</p> <p data-bbox="256 743 1426 819">Training records- Cross Gender Pat Searches &amp; Searches of Transgender &amp; Intersex Strip Search Log</p> <p data-bbox="256 855 820 891">Shift Logs- Announced gender presence</p> <p data-bbox="256 927 512 963">Statement of Fact</p> <p data-bbox="256 999 320 1034">PAQ</p> <p data-bbox="256 1070 1461 1688">115.15 (a): TDCJ - Safe Prison/PREA Plan mandates that cross-gender strip or cross-gender body cavity searches are prohibited, except in emergency situations or when performed and documented by a medical practitioner. Officers are required to document all cross-gender strip searches and cross-gender visual body cavity searches. All security staff of the OJBU receive training on how to conduct cross-gender pat searches and searches of transgender and intersex offenders in a professional and respectful manner. training on how to conduct cross-gender pat searches and searches of transgender and intersex offenders in a professional and respectful manner. Staff receive Limits to Cross Gender Viewing &amp; Searches training. The lesson plan of this training was provided for review. Staff sign a PREA Basic Acknowledgement form acknowledging receipt and understand of the training received. Review of random staff training records and in interview with security staff, revealed staff are receiving this training at pre-service and annually. Interviews with staff confirmed that they were aware of the prohibition of visual body cavity or strip searches of the offenders of the opposite sex except in exigent circumstances</p> <p data-bbox="256 1724 1466 1841">115.15 (b): The facility houses male offenders. Each transgender meets with the Unit Classification Committee and are allowed to provide staff preference for pat down searches.</p> <p data-bbox="256 1877 1466 2042">115.15 (c): Officers are required to document all cross-gender strip searches and cross-gender visual body cavity searches. The facility also maintains a log of all strip searches. This log indicates date, time, purpose and offender's gender and gender of persons conducting the strip searches.</p>

115.15 (d): MTC Policy 903E.02 enables offenders 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. The living areas showers have curtains that provides for offender privacy while showering. Toilet areas have partitions with door to allow offenders to use the restroom without being viewed by staff. The medical area has a wraparound curtain for privacy during examinations. All toilets in the living units have partitions and a wall in front of the toile to provide privacy. All other areas that were reviewed during the tour had partitioned or single toilets with a door to provide privacy. All offenders stated they can shower, use the toilet and change clothes without being seen by staff members. During the tour it was noted that in one dormitory shower curtains were not high enough to provide privacy. A corrective plan was completed within 24 hours of the tour.

The facility has implemented a policy that all opposite gender staff working the units will announce themselves prior to walking the range to allow offenders the opportunity to prepare themselves from a privacy perspective. Offenders interviewed acknowledged they were allowed to shower, dress and use the toilet without being viewed by staff of the opposite gender. Postings are located throughout the living units that female staff are assigned to work in housing units. The facility maintains a log for staff of the other gender to announce their presence when entering housing units. Offender interviewed and communicated with during the facility tour noted that female staff and other offender announce the presents of female staff. Female staff working the units indicated they always announce their presents and even though the showers have curtains that provide privacy, usually position themselves so they don't have views of the shower area when offenders are showering.

115.15 (e): MTC Policy 903E.02 and Safe Prison/PREA Plan addresses the searches of transgender and intersex offenders. Facilities shall not search or physically examine a transgender or intersex offender solely to determine their genital status. If the genital status is unknown, it may be determined during private conversation with the individual, by reviewing medical records or by learning this information as part of a broader medical examination conducted in private by a medical practitioner. At the time of the onsite audit, there were no offenders who disclosed being transgender or intersex.

115.15 (f): All staff at OJBU receive training on how to conduct cross-gender pat searches and searches of transgender and intersex offenders in a professional and respectful manner. The lesson plan of this training was provided for review. Staff sign a PREA Basic Acknowledgement form acknowledging receipt and understand of the training received. Review of random staff training records and in interview with security staff, revealed staff are receiving this training at pre-service and annually. Interviews with staff confirmed that they were aware of the prohibition of visual body cavity or strip searches of the offender s of the opposite sex except in exigent circumstances.

Based on the review of policies and notices regarding the presence of female staff in the units, observation of the showering/dressing areas and interviews with staff and offenders it has been determined that OJBU is in compliance with this standard.

<p><b>115.16</b></p>	<p><b>Inmates with disabilities and inmates who are limited English proficient</b></p>
<p><b>Auditor Overall Determination:</b> Meets Standard</p>	
<p><b>Auditor Discussion</b></p>	
<p>The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p>MTC Policy 903E.02 Ensuring Safe Prisons</p> <p>Safe Prisons/PREA Plan</p> <p>PREA Training (English/Spanish)</p> <p>Offender Handbook (English/Spanish)</p> <p>PREA Brochures English/Spanish/ Posters</p> <p>Statement of Fact</p> <p>Language Line Solutions</p> <p>TDCJ Certified Interpreters List</p> <p>115.16 (a): TDCJ mandates that the facility shall not discriminate against offenders with known disabilities and shall provide reasonable accommodations to ensure access to programs, activities, and services in accordance with the Americans with Disabilities Act. OJBU has established a procedure to medically classify offenders including ADA target offenders. The intake staff indicated that when an offender arrives at the facility, intake first responsibility is to interview the offender to determine if he meets the ADA targeted population. If they are not certain they notify medical to access the offender before beginning the intake process. OJBU provided a memo of fact that the facility has limited medical hours that limits the facility with some disabilities. At the time of the audit there were no offenders that were blind or deaf. There were four offenders that were LEP and required a translator to be interviewed by the auditor. All indicated that all written material was in Spanish. All indicated they had received the initial orientation in Spanish and the comprehensive education was provided by a Spanish speaking staff member.</p> <p>Through policy and practice, the facility staff ensures that offenders with all disabilities listed in 115.16a have an equal opportunity to participate in and benefit from all aspects of the agency’s efforts to prevent, detect and respond to sexual abuse and sexual harassment. The facility has TTY machines for hard or hearing offenders and access to sign language contracted staff. At the time of the audit there were no offenders that had any ADA communications that could not be addressed by the facility.</p> <p>115.16 (b)(c): All PREA related information (written information), including postings, brochures and handouts are available in English, and Spanish. The facility has access</p>	

to translation services and written access in other languages through Language Line Contact. Staff also may read information to inmates when necessary. Agency and facility policies prohibit offenders to be relied on as readers or any types of assistants, except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the offender's safety. The facility maintains a list of bilingual staff that are certified by TDCJ.

Compliance of this standard was confirmed by review of agency policy, contracting services for language interpretation services and interviews with PCM, Case Manager, Medical Administrator and facility Warden.

<b>115.17</b>	<b>Hiring and promotion decisions</b>
	<p data-bbox="256 188 983 224"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="256 264 557 300"><b>Auditor Discussion</b></p> <p data-bbox="256 340 1430 416">The following policies, directives and documentation were reviewed in determining compliance with this standard:</p> <p data-bbox="256 456 786 492">MTC Policy 201.3 Background Checks</p> <p data-bbox="256 528 746 564">MTC Policy 203.1 Rules of Conduct</p> <p data-bbox="256 600 676 636">TDCJ - Safe Prisons/PREA Plan</p> <p data-bbox="256 672 895 707">Employee Handbook and background checks</p> <p data-bbox="256 743 1323 819">Background Promotion Letter and PREA Promotion Disclosure Waiver Pre - Employment records Request</p> <p data-bbox="256 855 863 891">MTC website for employees and applicants</p> <p data-bbox="256 972 525 1008">TDCJ NCIC Division</p> <p data-bbox="256 1088 517 1124">Personnel Records</p> <p data-bbox="256 1200 1465 1608">115.17 (a): TDCJ and MTC policies for Background Investigation does not allow hiring or promotions of anyone who has been convicted of sexual abuse in prison/jail or in community. Background checks are done on all employees, contractors and volunteers. Background checks (NCIC) are conducted on all new hires. In interviews with the Human Resources any perspective employee or contractor completes and application that includes PREA questions. This is the forwarded to TDCJ NCIC division to conduct the background checks and employment history checks. TDCJ will notify the human resources that the NCIC and history has been completed that the outcomes of their investigations. At that time the facility is authorized to offer employment to perspective employees.</p> <p data-bbox="256 1644 1422 1760">115.17 (b): Prior to a transfer to the facility or promotions, employees background reviewed utilizing the TDCJ contracting instant background check "Live Scan" and answers the following questions.</p> <ol data-bbox="256 1796 1422 2074" style="list-style-type: none"> <li data-bbox="256 1796 1422 1957">1. Have you engaged in sexual abuse in a prison, jail, lock up, community confinement facility, Juvenile facility, or other institution? (Please note that sexual abuse in this setting includes sexual acts with or without the consent of inmate, detainee, resident etc.).</li> <li data-bbox="256 1993 1422 2074">2. Have you ever been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or</li> </ol>

coercion or if the victim did not consent or was unable to consent or refuse?

3. Have you ever been civilly or administratively adjudicated 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?

115.17 (c): The agency requires that all applicants and employees who may have contact with offenders have a criminal background check. Criminal background checks for all potential employees are completed through the TDCJ background division. For those considered for promotions or who transfer from another facility, an internal MTC PREA verification and a background check are completed. If an applicant answers on their application they are a prior institutional employee, information from prior institutional employers shall be requested.

115.17 (d): The facility performs criminal background checks through the TDCJ NCIC division before enlisting the services of any contractor or volunteer. The auditor reviewed random contractors background and found all had background checks completed prior to employment.

115.17 (e): A review of random staff and contractor verified that TDCJ NCIC background checks for the information required to conduct 5-year background checks.

115.17 (f): OJBU asks all applicants and employees who have contact with offenders directly about previous sexual misconduct. Applicants are asked these questions on the MTC application. Employees and contractors complete a PREA Disclosure and Authorization Form – Annual Performance Evaluation annually. For consideration for promotions or transfers, employees complete a PREA Disclosure and Authorization Form Promotions as well as a MTC internal PREA verification.

115.17 (g): Employees and contractors have a duty to disclose such misconduct referenced in this standard. Material omissions regarding this type of misconduct would be grounds for termination. The submission of false information by any applicant is grounds for not hiring the applicant.

115.17 (h): Unless prohibited by law, MTC will 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 the individual has applied for work.

Compliance was determined by pre audit documentation, the PAQ, interviews with the human resources director and review of 20 random staff files including new hires, promotions and five-year tenure and five contractor files. All required information was noted utilizing the PREA Employee/Contractor worksheet.



<b>115.18</b>	<b>Upgrades to facilities and technologies</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p>MTC Policy 903E.02 Sexual Safety in Prison (PREA)</p> <p>TDCJ- Safe Prison/PREA Plan</p> <p>Statement of Fact</p> <p>MTC Policy 903E.02 mandates the company will consider the effect of new or upgraded design, acquisition, expansion, or modification of physical plant or monitoring technology might have on the facility's ability to protect offenders from sexual abuse. Based on statement of fact, there have been no additional modifications or expansions to OJBU during the last audit period. If new facilities are designed or there are modifications to existing facilities, the agency's PREA Coordinator works closely with the project development team to ensure the safety of offenders. The facility has not request upgrades to the camera systems. All cameras were reviewed, and all were in good working order. The facility provide recording for 30 days.</p> <p>Compliance was determined by review of facility camera coverage and interviews with Agency Head Designee, MTC PREA coordinator, facility administrator and Major.</p>

<b>115.21</b>	<b>Evidence protocol and forensic medical examinations</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p>TDCJ AD- 16.04 Forensic Evidence Collection</p> <p>TDCJ AD 16.20 Reporting Incidents/Crimes to the Office of the Inspector General</p> <p>Management and Training Corporation (MTC) Policy 903E.02 Sexual Safety in Prisons</p> <p>Conversation with Family Time Crisis and Counseling Center</p> <p>Investigator Certifications</p> <p>TDCJ- Safe Prison/PREA Plan</p> <p>TDCJ- Safe Prison/PREA Operational Plan</p> <p>Sexual Safe Investigative Checklist</p> <p>Interview with Memorial Hermann</p> <p>MOU with Family Time Crisis and Counseling Center</p> <p>Statement of Fact</p> <p>Victim Advocate Certification</p> <p>Family Time Crisis and Counseling Center Poster</p> <p>115.21 (a): Administrative and criminal investigations are completed on all allegations of sexual abuse/sexual harassment. Facility investigators and the Office of Inspector General staff are trained in conducting sexual assault investigations in confined settings/prisons. A review of documentation and staff interviews confirmed compliance with this standard. A review of training documents confirmed that all investigators received instruction in conducting sexual assault investigations in confined spaces/prisons. Interviews with staff, as well as an examination of policy/ supporting documentation, confirm compliance with this standard.</p> <p>MTC Policy 903E.02 Sexual Safety in Prisons and Texas Reporting Incident/Crimes to the office of the Inspector General meet the requirements of this standard. When required, the facility investigators refer sexual abuse investigations (criminal violations) to the TDCJ Office of Inspector General who follow the requirements of the standard. All Sexual Harassment must be investigated by the facility trained Investigator. There have been 6 referrals to OIG in the past 12 months regarding sexual abuse allegations. All allegations were reviewed by OIG and returned to the facility for investigations. No allegation met the criminal in nature threshold that is</p>

required for OIG to conduct investigations. All allegations were referred to the victim emotional support services, however all declined these services. All were seen by medical and mental health within 48 hours of reporting an allegation. TDCJ- Safe Prison/PREA Operational Plan Includes a checklist that must be completed by the senior staff on duty and forwarded to OIG.

115.21 (b): The agency and the facility follow a protocol developmentally appropriate for youth where applicable and adapted from or otherwise based on the U.S. Department of Justice's office on Violence Against Women Publication,

115.21 (c): The facility offers all victims of sexual abuse access to forensic medical examinations at an outside facility, the facility has a memorandum of understanding that Memorial Hermann maintains a SANE staff and would conduct SANE examination without financial cost to the victim.

115.21 (d-e): The facility makes available to the victim a victim advocate. If not available to provide victim advocate services, the facility makes available (to provide services) a qualified staff member. The facility has a MOU with Family Time Crisis and Counseling Center to provide advocate to accompany victims of sexual abuse for SANE examination. Family Time Crisis and Counseling Center indicated they had staff trained to accompany victims for examinations and victim emotional support following a sexual abuse. In interview with the victim advocate it was determined they have received appropriate training, have licensed professional counselor to provide victim emotional support.

15.21 (f): Based on statement if OIG conducts the investigation the facility provides whatever support that is requested and request updates weekly during the investigative process.

Compliance of this standard were confirmed by review of the policies, MOUs, Statement of Fact, PAQ, investigative files. Interviews included OIG staff, Family Time Crisis and Counseling Center, staff at Memorial Hermann Medical Center, facility investigator and facility warden.

<b>115.22</b>	<b>Policies to ensure referrals of allegations for investigations</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p>Management and Training Corporation (MTC) Policy 903E.02 Sexual Safety in Prisons  TDCJ Safe Prison/PREA Plan  TDCJ- Safe Prison/PREA Operational Plan  TDCJ PREA Ombudsman website</p> <p>115.22 (a): TDCJ- Safe Prison/PREA Operational Plan mandates reporting to the Office of the Inspector General investigator all to the TDCJ Inspector General who follow the requirements of the standard. All Sexual Harassment must be investigated by the facility trained Investigator. There have been six referrals in the past 12 months. All of the allegations were referred back to the facility to conduct an administrative investigation. Administrative and criminal investigations are completed on all allegations of sexual abuse/sexual harassment. Facility investigators and the Office of Inspector General staff are trained in conducting sexual assault investigations in confined settings/prisons. A review of documentation and staff interviews confirmed compliance with this standard. A review of training documents confirmed that all investigators received instruction in conducting sexual assault investigations in confined spaces/prisons. Interviews with staff, as well as an examination of policy/ supporting documentation, confirm compliance with this standard.</p> <p>115.22 (b): Information published on the MTC website describes the responsibilities of the agency and the investigating agency in the investigation of allegations of sexual abuse and sexual harassment. The agency policy regarding the administrative investigation of allegations of sexual abuse or sexual harassment and referrals for criminal investigations is published on the agency website and can be accessed at <a href="https://www.mtctrains.com/prea/">https://www.mtctrains.com/prea/</a> or TDCJ PREA Ombudsman Website, <a href="mailto:prea.ombudsman@tdcj.gov">prea.ombudsman@tdcj.gov</a>.</p> <p>Compliance was determined by review of investigations, policy, statement of fact, MTC website.</p>

<b>115.31</b>	<b>Employee training</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p>MTC Policy 903E.02 Sexual safety in Prison</p> <p>MTC Policy 901D.02 (A1, D1) Training Requirements</p> <p>TDCJ- Safe Prison/PREA Plan</p> <p>Annual Refresher Training Packet</p> <p>TDCJ PD 29 Sexual Misconduct with offenders</p> <p>TDCJ- Safe Prison/PREA Operational Plan</p> <p>In-service and Staff Supervisory Training.</p> <p>Training Resource Library</p> <p>PREA Training Curriculum</p> <p>Pre-Service/In-Service Orientation Training Schedule &amp; Roster re: PREA Training</p> <p>Prison Rape Elimination Act - Training Acknowledgement In-service Pre-Service Summary Review Test re: PREA Knowledge</p> <p>115.31 (a): All staff are provided training that includes all areas of PREA training and protocol for sexual abuse prevention, intervention, reporting, and protecting the offenders and preserving the possible crime scene. The facility receives training developed for TDCJ and includes films, power point presentations, and lectures.</p> <p>Training includes:</p> <ul style="list-style-type: none"> <li>■ Zero-tolerance policy for sexual abuse and sexual harassment</li> <li>■ How to fulfill staff responsibilities under agency sexual abuse and sexual harassment prevention, detection, reporting, and response policies and procedures. <ul style="list-style-type: none"> <li>■ Offenders' right to be free from sexual abuse and sexual harassment.</li> <li>■ Offenders on the right of offenders and employees to be free from retaliation for reporting sexual abuse and sexual harassment.</li> <li>■ Dynamics of sexual abuse and sexual harassment in confinement.</li> <li>■ Common reactions of sexual abuse and sexual harassment victims.</li> </ul> </li> </ul>

- How to detect and respond to signs of threatened and actual sexual abuse.
- How to avoid inappropriate relationships with offenders.
- How to communicate effectively and professionally with offenders, including lesbian, gay, bisexual, transgender, intersex, or gender nonconforming offenders.
- How to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities.
- How to conduct cross gender pat searches:

Newly hired employees receive training relative to PREA standards during their initial training in a classroom setting. The facility conducts training on a quarterly. The training is conducted in classroom and computer-based training.

115.31 (b): MTC Policy 901D.02 (A1, D1) Training Requirements recognizes that the facility houses male offenders. Policy mandates that the facility will be required to modify training to meet needs of a different population. Staff assigned to specialized Post such as transportation officers, supervisors, and investigators receive additional training.

115.31 (c): According to the computer data base for training, all staff have received training in the last 12 months. Staff interviewed indicated they had received additional refresher training during the last six months. At OJBU staff received annual in-service training. According to the PAQ all staff received initial or annual in-service training in the last 12 months. Between trainings, the facility shifts briefings and staff meetings, and employees receive emails regarding PREA updates and information. Third Party Reporting Posters are displayed in various locations throughout the facility.

115.31 (d): Upon completion of PREA pre-service and annual in-service training, staff sign a an TDCJ Acknowledgement of Receipt of Training and Brochures Sexual Assault Prevention form and a Preservice Training Record and an In-service Training Record form acknowledging receipt and understanding of all training received, including PREA. They also sign a PREA Basic Acknowledgment Training form upon completion of general PREA training and a Cross Gender Pat Searches & Searches of Transgender and Intersex acknowledgment form. Documentation of annual PREA training for employees is maintained recorded on individual training records maintained by the Training Coordinator.

While the staff were aware of the victim emotional support program and were aware of the offenders' rights to contact the center in a private office, over 50% of the staff were not sure how they would provide the service to the offender population. It was recommended that the facility develop a "How to" document and provide the training to staff.

A review of the training curriculum, training sign-in sheets and other related documentation, as well as staff interviews, confirmed staff are required to acknowledge, in writing, not only that they received PREA training, but that they understood it. A review of documentation and staff interviews confirmed that the

	<p>facility is compliant with this standard. The auditor reviewed 15 staff training records including the facility warden, PCM, shift supervisor, investigator, medical and 10 random staff.</p>
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<b>115.32</b>	<b>Volunteer and contractor training</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p>MTC Policy 901D.02 (A1, D1) Training Requirements</p> <p>Volunteer Training</p> <p>Approved Volunteer Roster</p> <p>Documentation of Volunteer Training</p> <p>Acknowledgment of Receipt of Training and Brochures</p> <p>Volunteer Training Facilitator Guide</p> <p>SPPOM 02.03 Safe Prison PREA Program Posting the brochures.</p> <p>TDCJ Safe Prison/PREA Plan</p> <p>TDCJ PD 29 Sexual Misconduct with inmates</p> <p>115.32 (a): TDCJ Safe Prison Plan mandates 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. The facility has 102 volunteer or contractors that have received volunteer training in the last 12 months.</p> <p>115.32 (b)(c): All contractors receive the same PREA training as employees prior to assignment and sign a PREA Basic Acknowledgement Form and an Acknowledgement of Receipt of Training and Brochures Sexual Assault Prevention form.</p> <p>The volunteer training curriculum was provided for review. The training included 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 offenders Volunteers receive this training annually and sign a Documentation of Volunteer Training Form. Volunteer training is maintained in the volunteer files, while contractor documentation of training is maintained by the training coordinator.</p> <p>Compliance with this standard was determined through review of procedure, TDCJ PREA lesson plan, contractor and volunteer information, signed PREA acknowledgements and interviews.</p>



<b>115.33</b>	<b>Inmate education</b>
	<p data-bbox="256 188 983 224"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="256 264 558 300"><b>Auditor Discussion</b></p> <p data-bbox="256 340 1425 416">The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p data-bbox="256 456 644 492">TDCJ Safe Prison/PREA Plan</p> <p data-bbox="256 528 882 564">TDCJ PD 29 Sexual Misconduct with inmates</p> <p data-bbox="256 600 766 636">Offender Handbook English Spanish</p> <p data-bbox="256 672 748 707">Receipt of training for new arrivals</p> <p data-bbox="256 743 702 779">Receipt of training for transfers</p> <p data-bbox="256 815 753 851">Offender Receipt of PREA Brochure</p> <p data-bbox="256 887 992 922">Offender Receipt of PREA Comprehensive Education</p> <p data-bbox="256 958 718 994">Offender Orientation PowerPoint</p> <p data-bbox="256 1030 1090 1066">OJBU Offender Sexual Abuse Awareness Education Posters:</p> <ul style="list-style-type: none"> <li data-bbox="256 1102 834 1137">a. Break the Silence of Abuse</li> <li data-bbox="256 1173 584 1209">b. Extortion</li> <li data-bbox="256 1245 1433 1321">c. Do Not Live in Darkness. Shine the Light on Sexual Abuse and Sexual Harassment</li> <li data-bbox="256 1357 941 1393">d. Sexual Abuse Is an Act of Violence</li> <li data-bbox="1315 1406 1342 1442">e.</li> </ul> <p data-bbox="256 1442 855 1478">Family Time Crisis and Counseling Center</p> <p data-bbox="256 1514 587 1550">Offender files reviewed</p> <p data-bbox="256 1585 1469 2078">115.33 (a): TDCJ Safe Prison/PREA Plan mandates all inmates receive information at time of intake and if transferred from another facility about the zero-tolerance policy and how to report incidents of sexual abuse or sexual harassment, their rights to be free from retaliation for reporting such incidents and are informed of the agency/facility policies and procedures for responding to such incidents. In interview with intake staff, on the day of arrival, inmates receive an Inmate Handbook, and a Sexual Assault Prevention and Reporting Inmate/Student Information Brochure and sign a Receipt for Adult Inmate Handbook and Adult Disciplinary Procedures form. Each Wednesday the Education Department provide a comprehensive Training Program for new arrived inmates about the facilities programs including PREA Education. The PREA Education program is led by a Peer trainer and additional staff. On the day of the tour there was not a staff member supervising the Peer Training as required. The</p>

facility major indicated staff had been pulled to assist in count and the facility would implement a corrective action plan that this is a mandatory post and staff are not to leave this area without being relieved by trained PEER supervising staff. The Peer offenders go through a five-week program prior to being allowed to participate in the Peer educational program. The training was conducted by two offenders and included conversations about PREA, videos that included PREA, extortion, victim emotional support programs, and agency's zero tolerance policy.

115.33 (b): Offenders receive comprehensive PREA education as part of the orientation process usually on the same day of their arrival, however by policy at a minimum within the first seven days of arrival to the facility. Offenders sign an acknowledgement form acknowledging receipt of PREA education. The curriculum provided include

- a. Break the Silence of Abuse
- b. Extortion
- c. Do Not Live in Darkness.
- d. Shine the Light on Sexual Abuse and Sexual Harassment
- d. Sexual Abuse Is an Act of Violence
- e. Family Time Crisis and Counseling Centers

During the intake process all offender are shown a PREA video that includes zero tolerance, how to report and rights not to be sexual abused or harassed.

115.33 (c): The intake staff and PREA compliance manager stated that all inmates have received the training with the exception of the inmates that arrived during the audit. They had received the PREA intake orientation and were scheduled to receive the additional comprehensive training after I completed my onsite audit. According to the PAQ 606 inmates received the information at intake and 866 received the comprehensive PREA training. The PAQ indicated there were 606 offenders admitted into the facility and 606 that received the intake orientation and comprehensive education. I interview with the PREA compliance manager it was explained that anytime an offender leaves the facility for court, medical, passes, when they return, they are counted as new arrivals in the Data Base. There were 606 new arrival or transfer to the facility during the last 12 months.

115.33 (d): All PREA education provided to inmates is in formats accessible to all inmates, including those who are limited English proficient, deaf, visually impaired, otherwise disabled, or have limited reading skills. The Inmate Handbook, the PREA brochure and all verbal information given is provided in both English and Spanish. A contract for interpretive services to provide translation of any other languages. The facility has a TTY for deaf or hard of hearing offenders. Four nonspeaking offenders were interviewed and indicated they received all information in Spanish and their education was provided by a Spanish speaking staff member.

115.33 (e): The facility maintains documentation of inmates' participation in PREA

education. In review of 24 random offender files, were complete with proper documentation of receipt of written PREA education material.

115.33 (f): Throughout the facility were posters including Sexual Assault Prevention and Reporting Posters; Zero Tolerance Posters, End the Silence Posters. and Victim Advocacy Services. These posters were informative and included telephone numbers and addresses. Also Notice of Audit was posted throughout the facility.

Based on review of the training curriculum, interviews with offenders and staff it was determined that the facility meet the standards for training offenders.

<b>115.34</b>	<b>Specialized training: Investigations</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p>MTC Policy 903E.02 Sexual Safety in Prisons</p> <p>TDCJ Safe Prison/PREA Plan</p> <p>TDCJ Investigator Trainee Position Description</p> <p>TDCJ Board Policy O1.07 Inspector General Policy Statement</p> <p>Investigative Training Curriculum</p> <p>OJBU Specialized Training Certificates</p> <p>Training Rosters</p> <p>Statement of Fact</p> <p>115.34 (a): MTC Policy 901D.02 mandates that in addition to the general training provided to all employees pursuant to §115.31, the agency ensure that, to the extent the agency itself conducts or assist in conducting investigation they will have been trained to conduct sexual abuse investigation in a correction setting.</p> <p>115.34 (b): The facility Investigators have completed investigating sexual abuse in a confinement setting and additional online training on investigating sexual abuse. The training curriculum was reviewed and included interviewing sexual abuse victims, proper use of the Miranda and Garrity warnings, sexual abuse evidence collection in confinement settings and the criteria and evidence required to substantiate a case for administrative action or prosecution referral.</p> <p>115.34 (d): The facility has three trained investigators. The agency maintains documentation that investigators have received specialized training on conducting sexual abuse investigations in confinement settings. Upon completion of the training, investigators receive a certificate of completion. In review of investigators' training files, investigators have completed this specialized training, as well as general training provided to all employees and documentation is maintained by the facility. In interview of the facility investigators, they confirmed receiving specialized training and general PREA education provided to all employees and were able to confirm the topics included in the specialized training they received. At OJBU trained investigators conduct administrative investigations. All allegations are forwarded to OIG. If OIG feels a criminal investigation is warranted, one will be completed.</p> <p>Compliance was determined by review of the training curriculum, investigator training records, investigators certificate of completion, investigative reports, and interviews with PREA Coordinator, Agency Head, investigators, and facility warden.</p>

115.35	Specialized training: Medical and mental health care
	<b>Auditor Overall Determination:</b> Exceeds Standard
	<p data-bbox="256 262 558 293"><b>Auditor Discussion</b></p> <p data-bbox="256 338 1425 414">The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p data-bbox="256 454 1345 530">MTC Policy 903E.02 Ensuring Safe Prisons Certificates of Completion of PREA Specialized Training</p> <p data-bbox="256 566 644 598">TDCJ Safe Prison/PREA Plan</p> <p data-bbox="256 638 839 669">Signed PREA training acknowledgements</p> <p data-bbox="256 710 831 741">OJBU Medical Safe Prisons/PREA Training</p> <p data-bbox="256 781 635 813">PREA Training Certification</p> <p data-bbox="256 853 810 884">Mandatory Pre-Service PREA Questions</p> <p data-bbox="256 925 991 956">Acknowledgment of Receipt of Training &amp; Brochures</p> <p data-bbox="256 996 1481 1364">115.35 (a): The medical staff at OJBU received the generalized training and specialized training through UTMB and TDCJ. The training curriculum includes 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, how and to whom to report allegations or suspicions of sexual abuse and sexual harassment as well of many other medical and mental health topics such as clinical interventions, and local policies. There were 16 which is 100% of medical and mental health staff received the basic and specialized training during the last 12 months.</p> <p data-bbox="256 1404 1278 1480">115.35 (b): The medical and mental health staff do not conduct forensic examinations.</p> <p data-bbox="256 1520 1449 1673">115.35 (c): Staff received a certification on completion for specialized training. They sign an acknowledge to training for the generalized PREA training. Both documents were provided in the pre audit documentation and verified through interviews with contracting nurse.</p> <p data-bbox="256 1713 1473 2000">115.35 (d): All medical staff assigned to the facility attend the same training as required mandated for employees by §115.31. They sign and acknowledge statement that they received this training. In addition to this training the staff that were assigned to the facility through a contractor received specialized training. Staff that are full-time employees receive specialized training for mental health and medical staff through TDCJ Safe Prison. UTMB also provides training for medical and mental health staff.</p> <p data-bbox="256 2040 1422 2116">Exceed compliance was determined by review of the training curriculums, copy of certificates and acknowledgement statement and interviews with the nurse and</p>

	mental health staff.
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<b>115.41</b>	<b>Screening for risk of victimization and abusiveness</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>The following policies, directives and documentation was reviewed in formulating compliance with this standard:</p> <p>MTC 903E.02 Sexual Safety in Prisons</p> <p>Risk Assessment Process</p> <p>PREA Assessment Instrument</p> <p>PREA Assessment 30 Day Review</p> <p>PREA Assessment Process – 30 Days Review Screen</p> <p>TDCJ Safe Prison/PREA</p> <p>SPPOM AD 03.01 Offender Assessment Screening</p> <p>115.41 (a): TDCJ Safe Prison establishes policies and procedures governing this standard. All offenders are assessed during the intake screening process for their risk of being sexually abused by other inmates or being sexually abusive toward other offenders. The screening is conducted by the PREA compliance manager and director of classification staff. The screening normally occurs within twenty-four hours, but no more than seventy-two hours, after the offender's arrival.</p> <p>115.41 (b): Intake screening takes place within 24 hours of offenders' arrival to the facility. The process that is utilized includes part of the initial intake. Once the offender is searched, they receive PREA pamphlets and handbook. During that time the classification staff or staff assigned to conduct the screening review the offender's file and meets with the offender. During this meeting staff introduce PREA to the offender and explains the purpose of the screening with the offender. If a resident is referred to the mental health staff, the resident signs acknowledgement of the referral. If the offender has past history of victimization or predator behavior the screening staff completes a referral that is sent to the medical staff to refer to the mental health staff to set up an interview with the offender. Medical and mental health staff are available during the screening process conducting a medical review and suicide screening. All screenings are referral to mental health staff for follow up if the inmate claims history of sexual victimization, history of predator sexual actions or if inmate self admits to being transgender.</p> <p>115.41 (c): The Assessment Screening Instrument is an objective and standardized screening instrument that is conducted by a trained staff member.</p> <p>115.41 (d)(e): The screening includes the screener's thorough review of any available records available to assist with determining the resident's risk assessment. The Intake Sexual Violence Assessment Tool was reviewed.</p>

It contains:

- Whether the inmate has a mental, physical, or developmental disability?
- The age of the inmate?
- The physical build of the inmate?
- Whether the inmate has previously been incarcerated?
- Whether the inmates' criminal history is exclusively nonviolent?
- Whether the inmate has prior convictions for sex offenses against an adult or child?
- Whether the inmate is or is perceived to be gay, lesbian, bisexual, transgender, intersex, or gender nonconforming?
- Whether the inmate has previously experienced sexual victimization?
- The inmate's own perception of vulnerability?
- Perpetrators of sexual abuse during incarceration?
- Prior conviction of violent offenses?
- History of Assaultive Conduct in DOC in the past 5 years?

115.41 (f): Within a set time, not to exceed 30 days of offenders' arrival to the facility, inmates are reassessed by trained PREA staff for their risk for victimization and abusiveness using the Follow-up, Annual & Reassessment Sexual Violence Assessment Tool. In information provided on the Pre-Audit Questionnaire, 606 offenders were reassessed within 30 days of arrival.

115.41 (g): An Offender's risk level will also be reassessed when warranted due to a referral, request, incident of sexual abuse, or receipt of additional information. Annually during annual classification review assessments, offenders are reassessed for risk of victimization or abusiveness using the Annual & Reassessment Sexual Violence Assessment Tool. Transgender offenders are reassessed a minimum of every six months.

115.41 (h): Policy mandates that offenders are not disciplined for refusing to answer any questions or for not disclosing complete information. Interviews with screening staff confirmed they would not discipline or coerce an offender to answer Screening questions.

115.41 (i): OJBU implemented appropriate controls on dissemination of responses to questions asked related to sexual victimization or abusiveness in order to ensure sensitive information is not exploited by employees or other individuals. Sensitive information is limited to need-to-know employees only for the purpose of treatment,



programming, housing and security and management decisions.

All offenders are screened when the transfer into the facility including residents that leave the facility for court appearance or other administrative transfer from the facility. The PAQ indicated there were 606 offenders admitted into the facility that remained for more than thirty days and 606 that received the rescreening. The PREA Compliance Manager provided the auditor with a review of the TDCJ SPPANS with the appropriate information.

Compliance was determined by interview with Case Managers and the PREA Compliance Manager and in review of random offender records the screening process is in place. In interview with offenders, they confirmed they were screened upon arrival to the facility and remembered being asked PREA questions again by their Case Manager or the PREA compliance manager.

<b>115.42</b>	<b>Use of screening information</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p>MTC Policy 903E.02 Sexual Safety in Prisons</p> <p>SPPOM 03.01 Offender Assessment Screening</p> <p>UCPM 4.01 Offender Job Assignment</p> <p>UCPM 4.00 Offender Housing Assignment</p> <p>SPPOM 03.02 Special Population Processing and Review</p> <p>UCPM 01.02 Unit Classification Placement Form</p> <p>Safe Prison/PREA Manual</p> <p>115.42 (a): Procedures state screening information shall be used to determine housing, bed, work, education, and programming assignments within the Facility in order to keep potential victims away from potential abusers. The computerized management system will initiate a code for identified predator, potential predator, high aggression risk, moderate aggression risk, identified prey, potential prey, high victimization risk, moderate victimization risk. All bed assignments made at OJBU are processed through the Unit Classification Committee. The count room maintains a list of at-risk residents and utilizes this list to not allow the cell change with residents that are at risk and predator residents.</p> <p>115.42 (b): Individualized determinations are made about how to ensure the safety of each offender. Offenders who score at risk of victimization or abusiveness are referred for further evaluation with the Mental Health provider. Offenders have an option of refusing these services.</p> <p>115.42 (c): Policy and practice mandates that making housing and programming assignments for transgender or intersex offenders, the facility will consider on a case-by-case basis whether the placement would present management or security problems. Offenders who self-disclose being gay, bisexual, transgender or intersex are tracked on a LGBTI List that is maintained by the TDCJ SPPANS. Transgender and intersex offenders are housed based on their interviews with classification staff and assessments in order to provide them with a safe environment to complete the facility programing. At the time of the on-site audit visit, there were no offenders who self-disclosed being transgender or intersex assigned to the facility. One resident that disclosed as gay indicated he had previously claimed to be transgender, at another prison during a previous incarceration, however he was in transitional period while in prison and determined he was gay when he was released.</p>

115.42 (d) - (f) A transgender or intersex offender's housing and program assignments will be reassessed every six months to review any threats to safety experienced by the offender. Transgender and intersex offenders' placement and programming are reviewed as needed, but at least every six months. A transgender or intersex offenders' own views of their safety is taken into consideration. When the UCC meets with transgender or intersex offenders meet with the UCC they are given an opportunity to express their views.

Transgender and intersex offenders are offered the opportunity to shower separately from other offenders as indicated in their Statement of Search/Shower/Pronoun Preference Form.

OJBU does not place lesbian, gay, bisexual, transgender or intersex offenders in dedicated units or wings solely based on such identification. In interview with three offenders who self-disclosed as being gay, they did not feel they were housed any differently because of their sexual orientation.

Three Offenders that claim prior victimization. Each was referred to the mental health staff and facility emotional support provider. Interviews with residents with prior victimization indicated they were seen by mental health staff within two days of arriving at the facility.

During the onsite audit 3 gay detainees and 3 offenders that claim victimization were interviewed. There were no transgender or intersex offenders housed at the facility during the onsite audit. According to interviews with medical, mental health and offenders, transgender offenders are seen by the mental health and medical staff a minimum of once a month.

Compliance was determined by review of policy and forms and interviews with the PREA coordinator, PREA compliance manager, agency head, review of the offender data base, and facility warden.

<b>115.43</b>	<b>Protective Custody</b>
	<p data-bbox="256 188 983 224"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="256 264 557 300"><b>Auditor Discussion</b></p> <p data-bbox="256 340 1422 416">The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p data-bbox="256 456 879 492">MTC Policy 903E.02 Sexual Safety in Prisons</p> <p data-bbox="256 533 828 568">TDCJ- Safe Prison/PREA Operational Plan</p> <p data-bbox="256 609 655 645">TDCJ- Safe Prison/PREA Plan</p> <p data-bbox="256 685 512 721">Statement of Fact</p> <p data-bbox="256 761 320 797">PAQ</p> <p data-bbox="256 837 1477 1016">115.43 (a): The facility does not place offenders at high risk for 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. Based on the PAQ and Statement of Fact, no offender has been involuntarily placed housed in segregation due to offender being at high risk of being sexually victimized.</p> <p data-bbox="256 1057 1437 1173">115.43 (b): Offenders placed in segregated housing for this purpose have access to programs, privileges, education and work opportunities to the extent possible. The facility will document and justify any restrictions imposed.</p> <p data-bbox="256 1214 1477 1330">115.43 (c): The facility will assign such offenders to involuntary segregated housing only until an alternative means of separation from likely abusers can be arranged, not to exceed a period of 30 days.</p> <p data-bbox="256 1370 1461 1487">115.43 (d): If involuntary segregated housing assignment is made, the facility will document the basis for the facility's concern for the offender's safety and the reason no alternate means of separation can be arranged.</p> <p data-bbox="256 1527 1477 1644">115.43 (e): In cases where involuntary segregated housing is used for longer than the initial 30 days, the facility will review the status every 30 days to determine if ongoing involuntary housing is needed.</p> <p data-bbox="256 1684 1477 1921">According to information provided on the Pre-Audit Questionnaire and in interview with the facility warden and security staff who supervise offenders in RHU, in the past 12 months there has not been a time that an offender found at high risk of victimization or an offender who alleged sexual abuse was placed in involuntary segregated housing. Based on the investigative files, three offenders that made allegations of sexual abuse requested they be placed in restrictive housing.</p> <p data-bbox="256 1962 1358 2033">Compliance with this standard was determined through review of procedures, observation during tour and interviews.</p>

<b>115.51</b>	<b>Inmate reporting</b>
	<p data-bbox="256 188 983 221"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="256 264 557 297"><b>Auditor Discussion</b></p> <p data-bbox="256 340 1422 418">The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p data-bbox="256 454 1390 488">TDCJ Executive Directive 02.10 Prison Rape Elimination Act Complaint or Inquiry</p> <p data-bbox="256 524 1054 557">ED 2.10 attachment PREA Ombudsman notification form</p> <p data-bbox="256 593 703 627">Offender Orientation Handbook</p> <p data-bbox="256 663 699 696">PREA Brochure English/Spanish</p> <p data-bbox="256 732 443 766">PREA Posters</p> <p data-bbox="256 801 954 835">Family Time Crisis and Counseling Center Posters</p> <p data-bbox="256 871 552 904">Employee Handbook</p> <p data-bbox="256 940 735 974">Documentation of Verbal Reports.</p> <p data-bbox="256 1010 592 1043">Safe Prisons/ PREA Plan</p> <p data-bbox="256 1079 879 1113">MTC Policy 903E.02 Sexual Safety in Prisons</p> <p data-bbox="256 1149 1469 1574">115.51 (a): Safe Prison Manual mandate that facilities provide multiple internal ways for offenders to privately report sexual abuse and sexual harassment, provide multiple internal ways for offenders to privately report retaliation by other offenders or staff for reporting sexual abuse and sexual harassment, provide multiple internal ways for offenders to privately report staff neglect or violation of responsibilities that may have contributed to such incidents. Policies also mandate that a private entity or office able to receive and immediately forward offender reports of sexual abuse and sexual harassment to agency officials and that the private entity or office allow the offender to remain anonymous upon request. Offenders are informed in the Offender Handbook and on poster located throughout the facility.</p> <p data-bbox="256 1610 1453 1688">The handbook and PREA Posters specifically provide the following ways for offenders to report:</p> <p data-bbox="256 1724 730 1758">The following are reporting ways:</p> <ul data-bbox="256 1794 1110 2051" style="list-style-type: none"> <li data-bbox="256 1794 544 1827">• Grievance System</li> <li data-bbox="256 1863 639 1897">• Telling the Case Manager</li> <li data-bbox="256 1933 408 1966">• Chaplain</li> <li data-bbox="256 2002 1110 2051">• Reporting to any staff member either verbally or in writing</li> </ul>

- PREA Ombudsman Office (Third party reporting)
- OIG
- Writing an offender request
- Family Time Crisis and Counseling Center Hotline
- Writing an anonymous note

Offenders interviewed new of the multiple way to report. Most stated they would tell a staff member the trusted. The auditor called the Victim Center during the tour and spoke with a victim advocate from a private office.

115.51 (b): The facility also provides multiple external ways for offenders to report allegations to a public or private agency that is not part of MTC. Offenders are informed on posted information they can write the PREA Ombudsman Office or have family member or friend call the PREA Ombudsman Office. The mail room staff were interviewed and indicated that letters to the PREA Ombudsman, TDCJ, Family Time Counseling Services, and OIG are handled as legal mail and are not open or inspected.

There are Mail and Grievance Boxes located in each of the housing units. There forms located next to these locked boxes that include Grievances and PREA Ombudsman forms.

115.51 (c): Staff interviewed were aware of the requirement to accept reports made verbally, anonymously and from third parties. All staff interviewed indicated they would document verbal reports immediately and notify the shift supervisor by phone or in person. When asked how offenders can access the private phone to call the Family Time Crisis and Counseling Center Hotline not all staff were sure of the correct procedure. The facility has agreed to update the training and provide training to staff on how to assist offenders in accessing the hotline.

115.51 (d): Staff have access to private reporting by calling the Employee Hotline (866-568-5425) or the Corporate PREA Coordinator (561-999-5827). Information for offender and staff reporting was found on the MTC website (<https://www.MTCgroup.com/PREA>. Third Party Reporting posters and the Employee Handbook informs employees of their responsibility of reporting sexual abuse and sexual harassment and their reporting options. Staff carry with them a Sexual Abuse First Responder Card, which has the employee hotline number and the website address for anonymous reporting.

Staff interviewed knew how to privately report sexual abuse and sexual harassment of offenders.

Compliance was determined by testing the telephone system, reviewing policies and procedure, posters, and the offender handbook. Compliance was also determined by interviews with offenders, staff, shift supervisors, PCM, and facility warden.

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<b>115.52</b>	<b>Exhaustion of administrative remedies</b>
	<p data-bbox="256 188 983 224"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="256 264 557 300"><b>Auditor Discussion</b></p> <p data-bbox="256 340 1425 416">The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p data-bbox="256 456 703 488">Offender Orientation Handbook</p> <p data-bbox="256 528 1054 560">ED 2.10 attachment PREA Ombudsman notification form</p> <p data-bbox="256 600 995 631">TDCJ AD 03.82 Management of Offender Grievances</p> <p data-bbox="256 672 884 703">TDCJ Offender Grievance Operations Manual</p> <p data-bbox="256 743 847 775">MTC Policy 903E.02 Ensuring Safe Prisons</p> <p data-bbox="256 815 584 846">Safe Prisons/PREA Plan</p> <p data-bbox="256 887 1469 1169">115.52 (a) TDCJ Offender Grievance Operations Manual provides a procedure in place for offenders to submit grievances regarding sexual abuse and the agency has procedures for dealing with these grievances. Poster located throughout the facility advise offenders that they may file a grievance. The offender handbook explains the process for filing a grievance. Any grievance that alleges sexual abuse, sexual harassment, retaliation for reporting an allegation or for cooperating in an investigation will be immediately forwarded to OIG Investigators..</p> <p data-bbox="256 1209 1481 1617">15.52 (b): There is no time limit when an offender can submit a grievance regarding sexual abuse. MTC does not impose a time limit to any portion of a grievance that does not allege an incident of sexual abuse. Offenders are not required to use any informal grievance process or attempt to resolve with staff an alleged incident of sexual abuse. Agency policy does not restrict MTC's ability to defend against a lawsuit filed by an offender on the ground that the applicable statute of limitations has expired. The PREA Compliance Manager receives all copies of grievances related to sexual abuse or sexual harassment for monitoring purposes. In interview with the PREA Compliance Manager and information provided on the Pre-Audit Questionnaire, in the past 12 months there were one PREA related grievances filed.</p> <p data-bbox="256 1657 1449 1854">115.52 (c): Policy provides that offenders have a right to submit grievances alleging sexual abuse to someone other than the staff member who is the subject of the complaint and the grievance will not be referred to the subject of the complaint. If a third-party file a grievance on an offender's behalf, the alleged victim must agree to have the grievance filed on his behalf.</p> <p data-bbox="256 1895 1433 2056">115.52 (d): A final decision shall be issued on the merits of any portion of the grievance alleging sexual abuse within 90 days of the initial filing of the grievance. Computation of the 90-day time period shall not include time consumed by individuals in the facility in preparing any administrative appeal. If the 90-day time</p>



period is insufficient to make an appropriate decision, an extension of up to 70 days may be granted. The offender shall be notified in writing of the extension and a date by which the decision will be made.

115.52 (e): Third parties such as fellow offenders, family members, attorneys or outside advocates may assist offenders in filing requests for administrative remedies relating to allegations of sexual abuse and may file on behalf of offenders. The alleged victim must agree to have the request filed on his or her behalf; however, he/she is not required to personally pursue any subsequent steps in the administrative remedy process. If the offender declines to have the request processed on his or her behalf, the agency shall document the offender's decision. In interview with the PREA Compliance Manager and on information provided in the Pre-Audit Questionnaire, in the past 12 months, there were no grievances filed by a third party.

115.52 (f): Policy provides offenders may file an emergency grievance if he/she is subject to substantial risk of imminent sexual abuse. After receiving an emergency grievance of this nature, the facility warden or designee will ensure that immediate corrective action is taken to protect the alleged victim. An initial response to the emergency grievance to the individual is required within 48 hours and a final decision will be provided within five calendar days. In interview with the PREA Compliance Manager and on information provided on the Pre-Audit Questionnaire, in the past 12 months, there were no emergency grievances alleging sexual abuse filed.

115.52 (g): An offenders can be disciplined for filing a grievance related to alleged sexual abuse if it is determined that the offender filed the grievance in bad faith. There were no offenders disciplined for filing a grievance in bad faith.

Compliance was determined by review of the policies, grievance, and by interviews with MTC PREA coordinator, PREA compliance managers, and facility warden.

<b>115.53</b>	<b>Inmate access to outside confidential support services</b>
	<p><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p><b>Auditor Discussion</b></p> <p>The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p>Acknowledgement of Receipt of Orientation</p> <p>Offenders PREA Handbook</p> <p>Acknowledgement of Receipt of Handbook</p> <p>MTC Policy 903E.02 Sexual Safety in Prisons</p> <p>MOU with Family Time Crisis and Counseling Center</p> <p>Family Time Crisis and Counseling Center PREA posters (English and Spanish)</p> <p>Victim Advocate Certificate (staff)</p> <p>ED 2.10 attachment PREA Ombudsman notification form</p> <p>PREA Postings including PREA Ombudsman contact information.</p> <p>115.53 (a): TDCJ Safe Prisons and MTC policy addresses the agency/facility’s policy 903E.02 Ensuring Safe Prisons provides inmates with access to outside victim advocates for emotional support services related to sexual abuse. The facility enables reasonable communication between the offenders and these agencies in a confidential manner. The offenders are informed by the facility and according to interviews with Family Time Crisis and Counseling Center staff of the extent to which communications will be monitored. According to the PREA compliance manager and Family Time Crisis and Counseling Center the facility would monitor only to the extent to which reports of abuse will be forwarded to authorities in accordance with mandatory reporting laws.</p> <p>115.53 (b): Offenders PREA Handbook provides a phone number and address of Family Time Crisis and Counseling Center and poster located throughout the facility. The auditor called the phone number and spoke with a counselor with the Family Time Crisis and Counseling Center.</p> <p>All offenders that made allegations of sexual abuse or claimed past history of sexual assault or abuse were offered an opportunity to call the Crisis Center.</p> <p>115.253 (c): The facility has a MOU with Family Time Crisis and Counseling Center to provide emotional support. Interviews with the center indicated their staff are trained prior to providing any victim advocacy or emotions support services. The center indicated that offenders that call or write their office are provided with emotional support during the call and the center would work with the facility to set up a time for</p>

a victim emotional support staff member to visit with the offender or talked to the offender in a private office. Not all staff were sure of the correct procedure to assist in offenders calling the emotional support program. The facility has agreed to update the training and provide training to staff on how to assist offenders in accessing the hotline.

Compliance was determined by review of handbook, poster located throughout the center and interviews with the Family Time Crisis and Counseling Center.

<b>115.54</b>	<p data-bbox="240 91 1503 1673"><b>Third-party reporting</b></p> <p data-bbox="240 165 1503 241"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="240 241 1503 318"><b>Auditor Discussion</b></p> <p data-bbox="240 318 1503 414">The following policies, directives and documentation was reviewed in formulating compliance with this standard:</p> <p data-bbox="240 414 1503 490">MTC Policy 903E.02 Sexual Safety in Prisons</p> <p data-bbox="240 490 1503 566">MTC PREA Website</p> <p data-bbox="240 566 1503 642">PREA Ombudsman Poster and Brochures</p> <p data-bbox="240 642 1503 719">Third Party reporting posters</p> <p data-bbox="240 719 1503 1048">115.54 (a): Third party information is being provided to all visitors regarding their family members that are incarcerated at OJBU by an agency website. If at any time an offender makes an allegation of being a victim of a sexual assault or sexual harassment and does not feel comfortable telling, writing, or using the posted hotline, the family member can make an official report on the offender's behalf by contacting assigned staff. All sexual abuse or sexual harassment reports are done discreetly to not compromise the offender.</p> <p data-bbox="240 1048 1503 1323">Family and friends can contact the facility administrator or PREA compliance managers. This information is posted in areas visible to staff and visitor Poster include anyone needed to report abuse/ sexual harassment or to report an allegation of Sexual Abuse/ Sexual Harassment on behalf of an individual who is or was housed in any MTC facility or program, may contact the Facility Administrator's Office in the facility where the alleged incident occurred or where the individual is housed.</p> <p data-bbox="240 1323 1503 1547">The offender's family can contact the PREA Ombudsman by telephone, by mail or through PREA Ombudsman website to make the third-party report or an inquiry about PREA. There are posters located in the visitation room and the lobby providing information to third party reporting. The posters include the address, telephone number and website for the PREA Ombudsman and MTC cooperate office.</p> <p data-bbox="240 1547 1503 1673">Compliance was determined by review of the postings, reviewing the websites and interviews with PREA coordinator, PREA compliance manager and facility warden.</p>
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<b>115.61</b>	<b>Staff and agency reporting duties</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p>MTC Policy 903E.02 Sexual Safety in Prisons</p> <p>MTC Policy 203.2 Anti-Harassment</p> <p>PREA Lesson Plan</p> <p>SPP Reporting Allegations</p> <p>TDCJ-AD 16.20 Reporting of Incidents/Crimes to the Office of the Inspector General</p> <p>SPPOM 05.01 Sexual Abuse Response and Investigations</p> <p>Correctional Managed Health Care Policy G-57.1 Sexual Assault/Abuse</p> <p>Statement of Fact</p> <p>Staff Report</p> <p>115.61 (a): SAFE Prison/PREA reporting allegations mandates staff, volunteers and contractors must take all allegations of sexual abuse and sexual harassment seriously and are required to report immediately any knowledge, suspicion or information regarding an incident of sexual abuse or sexual harassment and any retaliation against offenders or staff who reported such an incident, and any staff neglect or violation of responsibilities that may have contributed to an incident or retaliation. This information is to be reported the Shift Supervisor, the PREA Compliance Manager, facility executive staff or directly to OIG. In interview with random staff, volunteer, and contractors, they knew their reporting duties. Staff receive training on reporting. MTC and TDCJ have implemented a specialized training program for medical and mental health professionals that includes duties to report, State's vulnerable persons reporting duties and confidential reporting duties. The facility provided a statement of fact that there have been no allegations by vulnerable persons in the last 12 months.</p> <p>115.61 (b): Policy and training mandates that apart from reporting to designated supervisors, staff are not to reveal any information related to a sexual abuse report to anyone. Staff, volunteers and contractors interviewed knew this information is to be kept confidential and knew whom to report allegations.</p> <p>115.61 (c)(d): Medical specialized medical training includes medical staff are required to report sexual abuse and to inform offenders of their duty to report and the limitations of confidentiality at the initiation of services. The training also provides reporting of a vulnerable adult under a State or local vulnerable persons statute,</p>

under applicable mandatory reporting laws. Correctional Managed Health Care Policy G-57.1 Sexual Assault/Abuse mandates that medical and mental health staff will report all allegations that occurred in a correctional setting regardless of age and medical and mental health staff will report allegations of sexual abuse in a non-correctional setting upon approval by the offender if he is 18 years or older.

The facility does not house offenders under the age of 18. Medical and mental health staff interviewed confirmed this practice.

115.61 (e): In interview with the facility administrator and his executive team, OJBU reports all allegations of sexual abuse and sexual harassment, including third party and anonymous reports to the facility investigators, OIG, MTC PREA coordinator or regional supervisor. There are staff reporting posters located facility. Staff carry a PREA card with this information for easy reference in making reports.

According to statement of fact there have been no reports from third parties, contractors or volunteers in the last 12 months. Compliance was determined by review of the policies, training curriculum and interviews with random staff, medical staff, and facility warden. Interviews with the Agency PREA coordinator and agency head confirmed that MTC mandates staff, volunteers, and contracts report all sections of this standard.

<b>115.62</b>	<b>Agency protection duties</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p>PREA Lesson Plan</p> <p>SPP Reporting Allegations</p> <p>TDCJ-AD 16.20 Reporting of Incidents/Crimes to the Office of the Inspector General</p> <p>Safe Prisons/PREA Operational Manual (SPPOM) 05.01 Sexual Abuse Response and Investigations</p> <p>SPPOM 05.03 Timeframes Associated with OPI Investigations</p> <p>Staff Report</p> <p>MTC Policy 903E.02 Sexual Safety in Prisons</p> <p>TDCJ PREA lesson plan</p> <p>Statement of Fact</p> <p>115.62 (a SPPOM 05.01 Sexual Abuse Response and Investigations and MTC Policy 903E.02 Safety in Prisons mandates when the facility learns that an offender is subject to a substantial risk of imminent sexual abuse, it takes immediate action to protect the alleged victim. All allegations of sexual abuse are to be handled in a confidential manner and conversations with the victim sensitive, supportive, and nonjudgmental.</p> <p>The PAQ indicated in the past 12 months there were no times it was necessary for the facility to take immediate action regarding an offender's being in substantial risk of sexual abuse. The facility administrator stated that if it was suspected an offender was at substantial risk of sexual abuse, he would immediately move the offender to safe area and investigate. Staff interviewed was aware of their responsibilities if they felt an inmate was at risk for sexual abuse. Random staff and shift supervisor indicated the offender that was in imminent danger would be separated from the accuser and would be moved to a safe location until it could be investigated and determine if the inmate can be placed in another dormitory, if the staff needed to be placed on administrative leave, if the predator needed to be moved off the campus or if the victim needed to be moved pending the investigation. SPPOM 05.03 set a time frame of 12 hours from the date and time staff became aware of the offenders need for protection to have an Offender Protection Investigation. If the staff investigators require additional time beyond 12 hours, the investigator shall request an extension and if granted, allows another 72 hours to complete the investigations and the offender will be placement in transient status. Following the OPI the SPPANS will</p>

automatically forward the OPI to the unit chief of classification for committee review. The Warden provided a memo of fact that the facility has not required to take immediate action regarding an offender being in substantial risk of sexual abuse.

Compliance was determined by review of policy and interviews with the MTC agency head, PREA coordinator, facility administrator, random staff, and SHU Lt.



<b>115.63</b>	<b>Reporting to other confinement facilities</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p>SPPOM 04.01 Reporting Allegation of Abuse to Other Confinement Agencies</p> <p>MTC Policy 903E.02 Sexual Safety in Prisons</p> <p>Safe Prisons/PREA Operational Manual</p> <p>Safe Prisons/PREA Plan</p> <p>Statement of Fact</p> <p>115.63 (a)-(c): SPPOM 04.01 Reporting Allegation of Abuse to Other Confinement Agencies mandates on receiving an allegation that an offender was sexually abused while confined at another facility, the incident will be reported to the PREA Compliance Manager. The Facility administrator will notify the agency or facility head where the abuse is alleged to have occurred. but no later than 72 hours of receiving the allegation. The PREA Compliance Manager will maintain documentation that notification was made and include all actions taken regarding the incident. Copies of this documentation will be forwarded to the OIG.</p> <p>115.63 (d): Interview with the facility administrator and PREA compliance manager they indicated along with notification to the sending facility director the facility administrator will notify OIG and will document notification of an allegation of sexual abuse or sexual harassment and offer to provide whatever services needed by the facility investigator during the investigative process.</p> <p>According to the PAQ and statement of fact there have been no allegations of offender being sexually abused while confined at another facility and no allegations that an offender was sexually abused at OJBU.</p> <p>Compliance was determined by review of the policy and interviews with intake staff, PREA compliance manager, agency head, PREA coordinator and facility warden.</p>

<b>115.64</b>	<b>Staff first responder duties</b>
	<p data-bbox="256 188 983 221"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="256 264 558 297"><b>Auditor Discussion</b></p> <p data-bbox="256 340 1423 416">The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p data-bbox="256 454 1059 488">SPPOM 05.01 Sexual Abuse Response and Investigations</p> <p data-bbox="256 526 421 560">SPP 115.64</p> <p data-bbox="256 598 880 631">MTC Policy 903E.02 Sexual Safety in Prisons</p> <p data-bbox="256 669 636 703">PREA First Responder Card</p> <p data-bbox="256 741 445 775">Staff Training</p> <p data-bbox="256 813 515 846">Volunteer Training</p> <p data-bbox="256 884 529 918">Contractor Training</p> <p data-bbox="256 956 319 990">PAQ</p> <p data-bbox="256 1028 512 1061">Statement of Fact</p> <p data-bbox="256 1171 1324 1247">SPP 115.64 and staff training requires that correction staff that are the first responders of a sexual assault shall:</p> <ul data-bbox="256 1285 1452 1910" style="list-style-type: none"> <li data-bbox="256 1285 925 1319">· Separate the alleged victim and abuser,</li> <li data-bbox="256 1357 1452 1556">· Preserve and protect any crime scene until appropriate steps can be taken to collect any evidence, request that the alleged victim not take any actions that could destroy physical evidence, including, 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,</li> <li data-bbox="256 1594 1423 1753">· 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.</li> <li data-bbox="256 1792 1452 1910">· Notify the closest correctional staff and the shift supervisor by telephone or in person and tell only those staff need to know in assisting you in carrying out these responsibilities.</li> </ul> <p data-bbox="256 1948 1410 2067">Staff are issued a card that includes steps to take as first responders. All random staff were able to articulate their responsibilities and have received training on preserving and protecting the crime scene.</p>

115.64 (b): Staff training requires that non correctional staff that are first responders are required to request that the alleged victim not take any actions that could destroy physical evidence, and then notify security staff.

All non-contact staff interviewed that were interviewed knew their duties and reported they received the training during yearly in service and on reminder training that is sent out by the PREA compliance managers from time to time. During the last 12 months there were 6 allegations of sexual abuse or sexual harassment at the facility. Five were made to security staff or by security staff conducting camera surveillance. One was made to mental health staff. The mental health staff was interviewed and indicated they were in the medical area at the time of the allegation and she called the PCM and carried the offender to the medical director. They had the offender to stay in the examination room and not let him shower or change clothing until staff arrived. She indicated that the medical staff talked to the offender and conducted a preliminary examination. The offender allegation was that someone or something had placed wires in a body including anal.

Compliance was determined by review of the policies and training and by interviewing non-contact staff during the onsite audit. As an auditor I randomly tour the administrative, classification area and educational areas and ask staff if I could ask them a question. After reminding them that they don't have the answer the questions I ask them, "what would you do if an offender came to you and said it was sexual assaulted". All staff were able to articulate they would follow the above requirements.

<b>115.65</b>	<b>Coordinated response</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p>Safe Prisons/PREA Operational Manual</p> <p>Safe Prisons/PREA Plan</p> <p>SPPOM 05.01 Sexual Abuse Response and Investigations</p> <p>MTC Policy 903E.02 Sexual Safety in Prisons</p> <p>PREA Coordinated Response Plan Checklist</p> <p>115.65 (a): The facility has a coordinated response plan. OJBU Coordinated Response Plan provides written guidance to staff and administration regarding actions to take and notifications to be made. A PREA Incident Checklist for Incidents of Sexual Abuse and Harassment is completed to ensure that all steps of the plan are carried out and proper notifications are made. The Coordinated Response Plan includes:</p> <p>Action required after report of sexual abuse.</p> <p>Initial response</p> <p>Shift supervisors Responsibility</p> <p>Facility Crime Scene</p> <p>Notification required when a sexual abuse is alleged.</p> <p>Evidence Protocol</p> <p>Medical Response</p> <p>Mental Health Response</p> <p>Investigative Responsibilities</p> <p>Responsibilities when sexual harassment is alleged.</p> <p>Responsibilities when sexual activity is alleged.</p> <p>Each of the above responses includes but not limited to staff, contractors, victim advocates, OIG, and MTC PREA coordinator.</p> <p>A PREA Incident Checklist for Incidents of Sexual Abuse and Harassment is completed to ensure that all steps of the plan are carried out and proper notifications are made. This information is uploaded in the TDCJ PREA SPPANS and reviewed as part of the after-action report. The Chief of Security, Lieutenants, the PREA</p>

<p>Compliance Manager, the Lead Investigator, and members of the administrative staff are responsible to ensure compliance to the plan. Staff interviewed confirmed that they are knowledgeable of the plan and the necessary actions to be taken in response to an allegation of sexual abuse.</p>
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<b>115.66</b>	<b>Preservation of ability to protect inmates from contact with abusers</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p>MTC Policy 903E.02 Sexual Safety in Prisons</p> <p>Statement of Fact</p> <p>MTC and the facility did not enter into a collective bargaining agreement or other agreements that would limit the agency’s ability to remove an alleged staff sexual abuser from contact with any offende pending the outcome of an investigation. Per the statement of fact, OJBU does not participate in collective bargaining agreements.</p>

**115.67 Agency protection against retaliation**

**Auditor Overall Determination:** Exceeds Standard

**Auditor Discussion**

The following policies, directives and documentation were reviewed in formulating compliance with this standard:

MTC Policy 903E.02 Sexual Safety in Prisons

Safe PRISON/PREA Manual

Documentation of Monitoring

Protection from Retaliation Logs

SPPOM 05.08 90-day Monitoring for Retaliation

Statement of Fact

115.67 (a): TDCJ and OJBU have policies, logs and computer data based (SPPANS) to ensure that offenders and staff receive monitoring to protect offenders or staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other offenders or staff. The policy provides procedures to protect individual in OJBU. OJBU designated a retaliation monitor.

115.67 (b): The procedure states the agency has multiple protection measures, such as housing changes or transfers for offenders, victims or abusers, removal of alleged staff or offender abusers from contact with victims and emotional support services for offenders or staff that fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigations. If any other individual who cooperates with an investigation expresses a fear of retaliation, appropriate measures to protect that individual against retaliation are put in place.

115.67 (c): Offenders who allege sexual abuse will be monitored by the PREA Compliance Manager who will meet weekly with the alleged victim beginning the week following the incident and continue monitoring for at least 90 days or longer if there is a continuing need. The Human Resource Manager, Major and Warden will monitor conduct and treatment of employees who reported staff misconduct or employee witness who cooperate with these investigations every 30 days for 90 days. Retaliation monitoring of offenders is documented with the investigative files.

115.67 (d): Procedure also requires Monitoring of offenders includes periodic status checks. The Retaliation monitor was interview and indicted she would review the monitoring logs on the data base on an ongoing basis and randomly will see the offender during tour to check on his/her status.

115.67 (e): Retaliation monitoring may be terminated if it is determined that the allegation was unfounded. The Retaliation monitor indicated while the official

monitoring will end unless the PCM or Offender feels there is sufficient reason to continue monitoring. However, the PREA compliance manager indicated the facility would continue to check on the offender for retaliation for making a report even if it is unfounded.

In interview with Retaliation Monitor, the PREA Compliance Manager and the Human Resource Manager and information provided on the Pre-Audit Questionnaire, in the past 12 months there were no incidents of retaliation that occurred. A review of the TDCJ SPPANS and documentation provided by the PCM indicated that all allegations included monitoring as appropriate by this standard.

Compliance was determined by review of the monitoring logs, agency policy and procedures, investigative files and interviews with the retaliation monitor, agency head, and facility warden.



115.68	Post-allegation protective custody
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p>MTC Policy 903E.02 Sexual Safety in Prisons</p> <p>TDCJ Safe Prison/PREA Plan</p> <p>Statement of Fact</p> <p>PAQ</p> <p>115.68 (a): MTC Policy 903E.02 Sexual Safety in Prisons and TDCJ Safe Prison/PREA Plan requires involuntary segregated housing may be used only after an assessment of available housing alternatives has shown there is no other means of protecting the offender. Any and all use of segregated housing to protect an offender who is alleged to have suffered sexual abuse subject to the requirements of § 115.43. The facility has not utilized involuntary restrictive housing for a PREA related incident or for protection of offenders for sexual abuse in the last 12 months. This was verified by statement of fact, PAQ, and Restrictive Housing Unit LT.</p> <p>A review of the logs for offenders in the Restrictive Housing Unit did not reveal any PREA related segregation.</p> <p>Compliance was determined by review of the PAQ and interviews with Segregation supervisor and facility warden.</p>

115.71	Criminal and administrative agency investigations
	<b>Auditor Overall Determination:</b> Exceeds Standard
	<b>Auditor Discussion</b>
	<p>The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p>MTC Policy 903E.02 Sexual Safety in Prisons</p> <p>Safe Prison/PREA Plan</p> <p>Safe Prison/PREA Operational Manual (SPPOM)</p> <p>SPPOM Policy - 05.01 Sexual Abuse Response and Investigation</p> <p>TDCJ Administrative Directive (AD)-16.20 Reporting Incidents/Crimes to the Office of the Inspector General (rev. 4)</p> <p>TDCJ AD- 16.03 Evidence Handling</p> <p>TBCJ Board Policy 01.07 Inspector General Policy Statement</p> <p>PREA Allegation Tracking log</p> <p>Administrative Investigative Reports</p> <p>PAQ</p> <p>115.71 (a): MTC Policy 903E.02 Sexual Safety in Prisons and Safe Prisons/PREA Operational Manual requires an administrative or criminal investigation is completed for all allegations of sexual abuse and sexual harassment at the OJBU, promptly, thoroughly, and objectively, including third party and anonymous reports. The facility is responsible for conducting administrative sexual abuse investigations. OIG is responsible for conducting investigation when the allegation is criminal in nature. OIG has the refer the investigation back to the facility for investigation when it is determined that it is not criminal in nature.</p> <p>115.71 (b): The facility has three (3) trained investigators and facility investigators have completed specialized training in the investigation of sexual abuse allegations. The facility provided documentation of completion of specialized investigative training completed by facility investigators. The investigators were interviewed and were extremely knowledgeable regarding conduct investigations in a confinement setting.</p> <p>115.71 (c): It is the responsibility of Investigators or OIG, with the assistance of the facility investigators to gather and preserve circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data. Investigator will interview alleged victims, suspected perpetrators and witnesses and review prior reports of sexual abuse involving the suspected perpetrator.</p>

115.71 (d): When the quality of evidence supports criminal prosecution, OIG may conduct compelled interviews only after consulting with prosecutors.

115.71 (e): 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 offender or staff. An offender who alleges sexual abuse is not required to submit to a polygraph examination.

115.71 (f): In interviews with the investigators, they indicated that investigator review an effort to determine whether staff actions or failures to act contributed to the abuse. The administrative investigation shall be documented in a written report and include a description of the physical and testimonial evidence, the reasoning behind credibility assessments and investigative facts and findings.

115.71 (g): A criminal investigation shall be documented in a written report that contains a thorough description of physical, testimonial and documentary evidence. The facility shall request a copy of completed investigative reports from OIG. Allegations will be tracked on the PREA Tracking Log.

115.71 (h): Substantiated allegations of conduct that appears to be criminal shall be referred for criminal prosecution. On information reported on the Pre-Audit Questionnaire there were no allegations that were referred for prosecution. Criminal investigations are conducted by the OIG Investigator. There were not allegations that were determined to be criminal in nature by OIG during the last 12 months. There were no allegations referred for prosecution since the last PREA audit.

115.71 (i): The agency will retain all written reports as long as the alleged abuser is incarcerated or employed by the agency, plus five years. At OJBU, completed investigations are loaded into the TDCJ investigation computer system. The system is password and limited access is allowed to review the information in the system.

115.71 (j): The departure of an alleged abuser or victim from employment or control of the facility or agency, shall not provide a basis for terminating an investigation

115.71 (k): All criminal investigations are conducted by the OIG which is an independent agency and not part of TDCJ. OIG policies, administrative directives and procedures mirror the requirements of this standard. All allegations of sexual abuse or sexual harassment or forwarded to OIG. The OIG will accept the report and advise the facility that OIG will conduct the investigation or will refer the matter to the appropriate facility staff and monitor the investigation. All OIG staff are trained in investigating sexual abuse in a confinement setting.

115.71 (l): When outside agencies investigate sexual abuse allegations, the facility will cooperate with investigators and will try to remain informed about the progress of the investigation. In interview with the PREA Coordinator, she reported that facilities are required to check in with outside investigators at a minimum of every 30 days and document that contact was made to ensure that requirements such as retaliation monitoring and notices of outcome of investigations are completed as required. The facility will notify the Emergency Action Center of allegations of sexual abuse. This

information is uploaded in the SPPANS which is a computer-based system .

In interview with facility investigators, the facility utilizes the SPAANS to upload all information that is part of the facility's investigations. The facility conducts administrative investigation. OIG will review the report and determine if OIG will conduct an additional criminal investigation. The facility investigators were knowledgeable of their responsibilities of conducting administrative investigations of all allegations received and knew when to refer allegations that appear to be criminal for criminal investigation.

Compliance was determined by review of the agency policy and procedures, training curriculum, PAQ, investigative reports and interviews with facility investigator and agency head designee, PREA coordinator and facility warden.

115.72	Evidentiary standard for administrative investigations
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p>MTC Policy 903E.02 Sexual Safety in Prisons</p> <p>TDCJ Safe Prison/PREA Plan - Investigator and Investigation Criteria</p> <p>Administrative report of investigation</p> <p>Investigator training curriculum</p> <p>115.72 (a): Based on Investigator and Investigation criteria and Investigator training the facility shall impose no standard higher than the preponderance of evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated. In interview with facility investigators, they confirmed this practice.</p> <p>Compliance was determined by review of policy, training curriculum, and interview with trained investigators and review of investigative findings. .</p>

<b>115.73</b>	<b>Reporting to inmates</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p>Safe Prison/PREA Plan</p> <p>Safe Prisons/PREA Operational Manual</p> <p>SPPOM Policy 05.10 Reporting Sexual Abuse Criminal Case Status to Offenders. Administrative</p> <p>MTC Policy 903E.02 Sexual Safety in Prisons</p> <p>Investigative files</p> <p>PAQ</p> <p>Notice of Outcome of Investigations</p> <p>115.73 (a): SPPOM Policy 05.10 Reporting Sexual Abuse Criminal Case Status to Offenders and MTC Policy 903E.02 Ensuring Safe Prisons indicate that following an investigation of sexual abuse of an offender, the offender shall be informed in writing as to whether the allegation has been determined to be substantiated, unsubstantiated or unfounded. SPPANS generates a notification form for staff to provide to residents. The offender receives a copy of the form, and a copy is forwarded to the PREA Coordinator office.</p> <p>115.73 (b): According to policy and PREA compliance manager if the facility did not conduct the investigation, the facility shall request the relevant information from the investigative agency in order to inform the offender. In interview with OIG, she indicated that OIG completes a notice of outcome of the investigations and forwards to the facility to provides offender.</p> <p>115.73 (c): Per the procedures, every allegation is investigated, and every investigated allegation outcome was reported to the offender with a finding as to whether it was substantiated, unsubstantiated or unfounded. if the allegation is against a staff member, the facility shall inform the offender whenever the staff member is no longer posted within the offender's unit, no longer employed at the facility, has been indicted on a charge related to sexual abuse within the institution, or has been convicted on a charge related to sexual abuse within the institution; if the offender allegation is against an offender, the facility shall inform the offender whenever the alleged abuser has been indicted on a charge related to sexual abuse within the facility, or has been convicted on a charge related to sexual abuse within the facility.</p> <p>115.73 (d): Policy and procedure requires following an offender's allegation that he</p>

has been sexually abused by another offender, the agency will inform the alleged victim if the alleged abuser has been indicated on a charge related to sexual abuse within the facility or if the alleged abuser has been convicted on a charge related to sexual abuse within the facility.

115.73 (e): All Notification of Outcome of Allegation or attempted notifications are documented and filed in the corresponding investigative file. There were 5 notifications during the last 12 months.

Compliance was determined by review of the agency and facility policy and interviews with PREA compliance managers, investigators, and facility administrator and review of investigative files and notice of outcome memos.

<b>115.76</b>	<b>Disciplinary sanctions for staff</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p>PD 29 Sexual Misconduct with offenders</p> <p>MTC Policy 903E.02 Sexual Safety in Prisons</p> <p>Safe Prison/PREA Plan</p> <p>MTC Policy 203 .1 Rules of Conduct</p> <p>115.76 (a): MTC Policy 203 .1 Rules of Conduct and Safe Prison/PREA Plan establishes the standard that employees shall be subject to disciplinary sanctions up to and including termination for violating agency sexual abuse policy.</p> <p>115.76 (b): Based on policy termination shall be the presumptive disciplinary sanction for staff who have engaged in sexual abuse.</p> <p>115.76 (c): Based on policy, facility warden and human resources staff 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 act committed, the staff member's disciplinary history and the sanctions imposed for comparable offenses by other staff with similar histories.</p> <p>115.76 (d): All terminations for violations of the agency's policies on sexual abuse and sexual harassment, or resignations, shall be reported to law enforcement and licensing agencies unless the activity was clearly not criminal.</p> <p>In interview with the facility administrator and in information provided on the Pre-Audit Questionnaire, in the past 12 months, no staff member was terminated or received any adverse action due regarding a PREA violation. Staff training includes personnel policies involving violation of PREA standards or having any sexual activity with offenders.</p> <p>Compliance was determined by interviews with Warden, PREA compliance manager, Human Resources Director, and review of the investigative reports.</p>



115.77	Corrective action for contractors and volunteers
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>The following policies, directives and documentation was reviewed in formulating compliance with this standard:</p> <p>MTC Policy 203 .1 Rules of Conduct</p> <p>MTC Policy 903E.02 Sexual Safety in Prisons</p> <p>Safe Prison/PREA Plan</p> <p>PREA training curriculum</p> <p>PAQ</p> <p>Statement of Fact</p> <p>115.77 (a): Any contractor or volunteer who engages in sexual abuse/sexual harassment would be prohibited from contact with offenders and would be reported to the appropriate investigator and law enforcement or relevant professional licensing/certifying bodies unless the activity was clearly not criminal in nature.</p> <p>Any contractor or volunteer who engages in sexual abuse even though it was not criminal will be reported to professional licensing/certifying bodies.</p> <p>115.77 (b): In cases that were not criminal in nature, the facility would take appropriate remedial measures and consider whether to prohibit further contact with offenders.</p> <p>During the previous year, there no incident where a contractor or volunteer was accused of, suspected, or found guilty of sexual abuse or sexual harassment at OJBU. Compliance was determined by review of the volunteer and contractor training and statement acknowledging violation of PREA standards. Also interviews with contractors and one volunteer, PREA compliance manger and facility warden confirm compliance with this standard.</p>

<b>115.78</b>	<b>Disciplinary sanctions for inmates</b>
	<p data-bbox="256 188 983 224"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="256 264 557 300"><b>Auditor Discussion</b></p> <p data-bbox="256 340 1410 416">The following policies, directives and documentation was reviewed in formulating compliance with this standard:</p> <p data-bbox="256 456 879 488">MTC Policy 903E.02 Sexual Safety in Prisons</p> <p data-bbox="256 528 568 560">Safe Prison/PREA Plan</p> <p data-bbox="256 600 512 631">Statement of Fact</p> <p data-bbox="256 672 536 703">Offender Handbook</p> <p data-bbox="256 743 611 775">TDCJ Disciplinary Manual</p> <p data-bbox="256 815 799 846">Posters located throughout the facility</p> <p data-bbox="256 887 1477 1084">115.78 (a): According to TDCJ rules and sanctions, if a offender is found guilty of engaging in sexual abuse involving another offender, either through administrative or criminal investigations, the offender will be subject to formal disciplinary sanctions. The Offender Program Handbook outlines violations a offender will be disciplined for and the sanctions to be imposed.</p> <p data-bbox="256 1124 1477 1240">115.78 (b): Sanctions will be commensurate with the nature and circumstances of the abuse committed, the offender's disciplinary history and the sanctions imposed for comparable offenses by other offenders with similar histories.</p> <p data-bbox="256 1281 1453 1397">115.78 (c): Based on TDCJ Offender Discipline the disciplinary process may consider whether an individual's mental disabilities or mental illness contributed to his or her behavior when determining what type of sanction, if any, should be imposed.</p> <p data-bbox="256 1438 1465 1635">115.78 (d): If the facility offers counseling or other interventions designed to address the reasons or motivations for the abuse, the facility shall consider requiring the offending individual to participate. The TDCJ will determine if the offender will be required to participate in counseling or other interventions designed to address the reasons or motivations for the abuse.</p> <p data-bbox="256 1675 1469 1751">115.78 (e): Disciplining an offender for sexual contact with an employee is prohibited unless it is found that the employee did not consent to the contact.</p> <p data-bbox="256 1792 1417 1948">115.78 (f): A report of sexual abuse made in good faith based upon a reasonable belief that the alleged conduct occurred shall not constitute falsely reporting an incident or lying, even if an investigation does not establish evidence sufficient to substantiate the allegation.</p> <p data-bbox="256 1989 1461 2065">115.78 (g): The agency prohibits all sexual activity between offenders. Facilities may not deem that sexual activity between offenders is sexual abuse unless it is</p>

determined that the activity was coerced. In information provided on the Pre-Audit Questionnaire and in interview with the Facility Director, in the past 12 months there were no disciplinary sanctions imposed for offenders violating the sexual abuse policies.

Compliance was determined by review of the policy, review of an incident report and interviews with the investigator, PREA compliance manager and facility warden.

<b>115.81</b>	<b>Medical and mental health screenings; history of sexual abuse</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p>MTC Policy 903E.02 Sexual Safety in Prisons</p> <p>Safe Prison/PREA Plan</p> <p>Screening Instrument</p> <p>SPPANN notification to Mental Health for referral</p> <p>Mental Health evaluation notes</p> <p>115.81 (a): If during initial PREA screening, the offender reports prior sexual victimization, whether in an institutional setting or in the community, staff will ensure the offender will be referred to mental health for further evaluation within 14 days. In review of the 30-day follow-up assessments the offender discloses prior victimization not reported during initial screening, the</p> <p>PREA Compliance Manager will refer the offender to mental health for further evaluation. Medical and the Mental Health Provider, according to their professional judgement, determine the nature and scope of these services. In information reported on the Pre-Audit Questionnaire, 100% of the offenders assigned to the facility in the past 12 months who disclosed prior victimization were offered a follow-up meeting with the Mental Health Provider.</p> <p>115.81 (b): Any offender who reports during initial PREA screening or in follow-up screenings he has previously perpetrated sexual abuse in an institutional setting or in the community will offered a follow meeting with medical or mental health within 14 days of the screening. There was no offender that claims he perpetrated a sexual abuse.</p> <p>115.81 (d): Information related to sexual victimization or abusiveness in an institutional setting is limited only to medical and mental health practitioners and other employees as necessary to inform treatment plans, security and management decisions or otherwise federal, state or local law.</p> <p>115.81 (e): Medical and mental health providers obtain consent from offenders before reporting information about prior sexual victimization that did not occur in an institutional setting. Offenders have a right to refuse these services.</p> <p>Based on interview with medical provider that coordinates for mental health services offenders who report prior sexual victimization and those who disclose previously perpetrating sexual abuse are being referred for evaluation and consent forms or refusals are being obtained. The mental health staff are available during the intake</p>

process and conduct suicide screening and interviews with transgender offenders. In interview with the mental health provider, typically the mental health staff will interview offenders with history of victimization during their intake process. However, the facility is required to forward a referral in order to comply with the Offender data base.

Compliance with this standard was based on policies, mental health referrals, interview with the medical administrator, intake staff and PREA compliance manager.

<b>115.82</b>	<b>Access to emergency medical and mental health services</b>
	<p data-bbox="256 188 983 221"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="256 264 557 297"><b>Auditor Discussion</b></p> <p data-bbox="256 340 1422 416">The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p data-bbox="256 454 890 488">MTC Policy 903E.02 Sexual Safety in Prisons</p> <p data-bbox="256 526 568 560">Safe Prison/PREA Plan</p> <p data-bbox="256 598 1246 631">Correctional Managed Health Care Policy G-57.1 Sexual abuse/Assault</p> <p data-bbox="256 669 512 703">Statement of Fact</p> <p data-bbox="256 741 1445 981">115.82 (a): Correctional Managed Health Care Policy G-57.1 Sexual abuse/Assault - Immediate Response and the coordinated response plan provide a procedure for victims of sexual abuse to receive timely, unimpeded access to emergency medical treatment and crisis intervention services. Medical and mental health providers, according to their professional judgement, determine the nature and scope of these services.</p> <p data-bbox="256 1019 1477 1258">115.82 (b): All staff first responders are trained to take preliminary steps to protect the victim. Security staff first responders are to take preliminary steps to protect the victim and notify facility medical and mental health staff immediately. The Mental Health Provider would present a Consent to Evaluate: Sexual Abuse Allegation form to the alleged victim prior seeking their consent to conduct a mental health evaluation of an alleged victim of sexual abuse.</p> <p data-bbox="256 1296 1425 1458">115.82 (c): Offender victims are offered prophylactics for sexually transmitted infections in accordance with professionally accepted standards of care, where medically appropriate. Medical staff indicated that is part of the SANE process and she would follow up when the offender returns to the facility.</p> <p data-bbox="256 1496 1477 1655">115.82 (d): Based on review of policy and in interviews with PREA compliance manager all services are provided without financial cost to the victim, regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident.</p> <p data-bbox="256 1693 1445 1933">Compliance was determined by review of the coordinated response plan, MOU with Family Time Crisis and Counseling Center and agreement with Memorial Hermann Medical Center. Compliance was also determined by interviews with nurse, first responders, random staff, PREA compliance manager and facility administrator. The facility provided a statement of fact that there has been no request for emergency and mental health services related to a PREA incident.</p>

<b>115.83</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p>MTC Policy 903E.02 Sexual Safety in Prisons</p> <p>Safe Prison/PREA Plan</p> <p>Offender Handbook</p> <p>Correctional Managed Health Care Policy G-57.1 Sexual abuse/Assault</p> <p>115.83 (a): The facility offers ongoing medical and mental health care to all offenders who have been victimized by sexual abuse.</p> <p>115.83 (b): According Correctional Managed Health Care Policy G-57.1 Sexual abuse/ Assault treatment services would include the evaluation and treatment would include follow-up services, treatment plans and referrals for continued care upon transfer or release. According to the mental health and medical administrator medical and mental health care provided is consistent with the community level of care.</p> <p>115.83 (d): The facility houses males currently.</p> <p>115.83 (e): The facility house males currently.</p> <p>115.83 (f): Offender victims of sexual abuse while incarcerated will be offered tests for sexually transmitted infections as medically appropriate.</p> <p>115.83 (g): All services will be provided without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident.</p> <p>115.83 (h): The facility attempts to conduct a mental health evaluation of all known abusers within 60 days of learning of such abuse history and offers treatment when deemed appropriate.</p> <p>On information provided by the PREA Compliance Manager, in the past 12 months, there were no offender who required ongoing medical or mental health treatment due to being victimized by sexual abuse.</p> <p>Compliance was determined by review of the MTC and Correctional Managed Health Care Policies, interviews with medical and mental health staff and review of investigative folder.</p>

<b>115.86</b>	<b>Sexual abuse incident reviews</b>
	<b>Auditor Overall Determination:</b> Exceeds Standard
	<b>Auditor Discussion</b>
	<p>The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p>Administrative Investigative Report</p> <p>Report of Investigation</p> <p>After Action Review (Incident Team Meeting</p> <p>MTC Policy 903E.02 Sexual Safety in Prisons</p> <p>Safe Prison/PREA Plan</p> <p>TDCJ AD 02.17 Serious Incident Reviews</p> <p>115.86 (a-b MTC Policy 903E.02 Sexual Safety in Prisons and Safe Prison/PREA Plan requires facility to conduct a sexual abuse incident review at the conclusion of every sexual abuse investigation in which the allegation has been determined to be substantiated or unsubstantiated within 30 days of the conclusion of the investigation. At the time of the PAQ there were 3 allegations of sexual abuse in the last twelve month that required an incident review team meeting at the time of the audit. An incident team meeting was completed on all substantiated and unsubstantiated investigations.</p> <p>115.86 (c): The Incident Review Committee consists of the facility warden, Major, PREA Compliance Manager, Lead Investigator, Classification Supervisor and the medical administrator. The PREA Coordinator may attend via telephone or in person.</p> <p>115.86 (d): The team considers whether the incident was motivated by race, ethnicity, gender identity, perceived status or gang affiliation. The team examines the area where the incident was alleged to have occurred and assesses whether physical barriers in the area may have contributed to the abuse, whether monitoring technology should be deployed or augmented and whether the staffing levels at the time of the incident were adequate.</p> <p>115.86 (e): The facility will implement the recommendations for improvement or documents the reasons for not doing so. When interviewed, the members of the incident review team knew their responsibilities as they relate to the review of sexual abuse incidents.</p> <p>TDCJ incorporate the incident team report in the investigative data base. The uploaded form requires each area of the standard be reviewed and documented on the after-action report. The PREA compliance manager serves as a liaison with other team members to gather the documentation required to document all areas of the after-action report that is uploaded into the TDCJ data base.</p>



<p>Exceed compliance was determined by agency and facility policies, TDCJ investigative data base which mandates after action reports on all allegations of sexual abuse or sexual harassment except when they are unfounded and review of the three incident review team meetings.</p>
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<b>115.87</b>	<b>Data collection</b>
	<p data-bbox="256 188 1015 224"><b>Auditor Overall Determination:</b> Exceeds Standard</p> <hr/> <p data-bbox="256 264 557 300"><b>Auditor Discussion</b></p> <hr/> <p data-bbox="256 340 520 376">Auditor Discussion</p> <p data-bbox="256 383 1410 459">The following policies, directives and documentation was reviewed in formulating compliance with this standard:</p> <p data-bbox="256 499 679 535">MTC Corporate Annual Report</p> <p data-bbox="256 568 517 604">PREA Tracking Log</p> <p data-bbox="256 638 847 674">MTC Policy 903E.02 Ensuring Safe Prisons</p> <p data-bbox="256 707 735 743">SPPOM 07.01 Visual Tracking Grid</p> <p data-bbox="256 781 1477 1151">115.87 (a): MTC Policy 903E.02 mandates that all facilities under the MTC umbrella collects uniform data for every allegation of sexual abuse at all facilities under their control. MTC requires facilities to utilize a standardized instrument that includes clearly defined definitions. The incident-based data collected shall include, at 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. The Unit Safe Prison/PREA Manager has the responsibility to complete statistics regarding areas of increased activity related to offender aggression or other similar incidents in or to identify problem areas on the facility.</p> <p data-bbox="256 1189 1461 1391">TDCJ has developed and implemented a Unit Safe Prison/ PREA Plan and Manual. The Manual includes Visual Tracking Grid to pinpoint location of Safe Prison/PREA related incidents occurring on all correctional units. This grid includes date and time of incidents; type of incidents; location of incidents, name and TDCJ Serial Number of offender(s) involved and demographics of offender(s).</p> <p data-bbox="256 1429 1477 1711">115.87 (b): The PREA Compliance Manager ensures that the data is compiled and forwarded to the PREA Coordinator monthly on the Monthly PREA Incident Tracking Log. In addition to submitting the Monthly PREA Incident Tracking Log, the PREA Compliance Manager ensures that a PREA Survey is created, updated, and submitted for review and approval in the PREA Portal for every allegation of sexual abuse, sexual harassment and sexual activity. At least annually, the PREA Coordinator aggregates this data.</p> <p data-bbox="256 1749 1477 1868">115.87 (c): The data collected, will be at a minimum, the data necessary to answer all questions from the most recent version of the Survey of Sexual Violence conducted by the Bureau of Justice Statistics (BJS).</p> <p data-bbox="256 1906 1461 2024">115.87 (d): The agency shall maintain, review, and collect data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews.</p>

115.87 (e): This provision of this standard is not applicable to this facility. The agency does not contract for the confinement of offenders.

115.87 (f): Upon request, MTC shall provide such data from the previous calendar year to the Department of Justice no later than June 30.

The facility provided a copy of the annual log for review. The PREA compliance manager also shared the TDCJ tracking system information for review. The logs contained all elements required by policy. The review of the logs and interview with PREA compliance manager, PREA coordinator and TDCJ Safe Prison office confirmed exceed compliance with this standard.

<b>115.88</b>	<b>Data review for corrective action</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p>MTC Policy 903E.02 Sexual Safety in Prison</p> <p>MTC Annual PREA Data Report</p> <p>MTC 2020 annual report including investigation analysis from 2015 until 2020.</p> <p>Management Year by Site Data Collection</p> <p>TDCJ Annual PREA Data Report</p> <p>115.88 (a): MTC reviews all of the data collected from all of its facilities and aggregates that data annually to assess and improve the effectiveness of its sexual abuse prevention, detection and response policies, practices and training by identifying problem areas, taking corrective action on an ongoing basis and preparing an annual report of its findings. This information is provided in the annual report.</p> <p>115.88 (b): The PREA Coordinator reviews the data collected and the annual report includes a comparison of the current year's data and corrective actions with those from prior years and provides an assessment of the agency's progress in addressing sexual abuse.</p> <p>115.88 (c): The PREA Coordinator forwards the annual report to the Senior Vice President of MTC Care and to President for approval. The report is made public on the MTC website at <a href="https://www.mtctrain.com/prea">https://www.mtctrain.com/prea</a>.</p> <p>115.88 (d): Before making aggregated sexual abuse data public, all personal identifiers are redacted as stated on the last page of MTC's annual report.</p> <p>Compliance of this standards was determined by reviewing annual reports for MDOC and MTC, review the facility policy and interviews with the PREA coordinator and PREA compliance manager. The MTC annual report provides more information than is required and at the same time provides the person reviewing the report a detailed look at PREA in action in MTC facilities.</p>

<b>115.89</b>	<b>Data storage, publication, and destruction</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p>MTC Policy 903E.02 Sexual Safety in Prison</p> <p>MTC 2021 Annual PREA Data Report</p> <p>Management Year by Site Data Collection</p> <p>TDCJ Annual PREA Data Report</p> <p>TDCJ-Data Management</p> <p>115.89 (a): MTC Policy 903E.02 Sexual Safety in Prisons and Safe Prisons/PREA -data collection ensures that data collected are securely retained for at least 10 years according to MTC policy.</p> <p>115.89 (b): MTC makes all aggregated sexual abuse data from all its facilities made public annually on their website at <a href="https://www.mtctrain.com/prea">https://www.mtctrain.com/prea</a>. A review of the website confirmed that the agency has PREA reports from 2015 until 2021 uploaded in the above website.</p> <p>115.89 (c): Before making aggregated sexual abuse data public, MTC removes all personal identifiers.</p> <p>115.89 (d): MTC Policy 903E.02 and TDCJ ensures that data collected are securely retained for at least 10 years.</p> <p>Compliance was determined by review of three (3) annual report, corporate policy and interview with the Agency PREA Coordinator.</p>

<b>115.401</b>	<b>Frequency and scope of audits</b>
	<p data-bbox="280 188 1007 224"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="280 264 580 300"><b>Auditor Discussion</b></p> <p data-bbox="280 340 1445 416">The following policies, directives and documentation were reviewed in formulating compliance with this standard:</p> <p data-bbox="288 456 911 488">MTC Policy 903E.02 Sexual Safety in Prisons</p> <p data-bbox="280 528 592 560">Safe Prison/PREA Plan</p> <p data-bbox="280 600 564 631">PREA Audit Postings</p> <p data-bbox="280 672 1477 1120">115.401 (a): MTC Policy 903E.02 require during the three-year period starting on August 20, 2013, and each three-year period thereafter, MTC’s Contract Compliance Department ensures that a PREA auditor who has been certified through the Department of Justice audits each facility at least once. The initial PREA audit of OJBU which was previously named the Cleveland Correctional Center was conducted June 2016 by a DOJ certified PREA auditor. The second audit was conducted in December 2019 by a DOJ Certified auditor. The third audit of this facility conducted in December 2022 by a certified PREA auditor. The facility original name was Cleveland Correctional Center. In 2020 the name was again changed to the present name of Oliver J. Bell Unit. This auditor’s recertification was effective January 1, 2022. This is the third certification or recertification of this auditor.</p> <p data-bbox="280 1160 1461 1442">115.401 (b): According to MTC’s PREA Coordinator and the annual PREA report, during the three-year period beginning on August 20, 2013, MTC ensured that each of its facilities were audited at least once and continues to ensure that its facilities are audited every three years. During the last cycle many audits were scheduled, rescheduled, and postponed due to the pandemic. However, each facility was audited during the last 3-year cycle. This is the first year of this cycle. According to MTC coordinator all facilities are scheduled to be audited during this cycle.</p> <p data-bbox="280 1482 1437 1639">115.401 (h): During the audit, I was allowed access to all areas of Facility. I was allowed to visit areas throughout the facility during the official tour and additional visits to different areas of the facility while interviewing and observing camera locations.</p> <p data-bbox="280 1680 1477 1796">115.401 (i): I requested personnel files, offender files, training records, investigation files, logbooks, and pertinent forms utilized to carry out the requirement of the audit process. Each document was provided in a timely basis.</p> <p data-bbox="280 1836 1461 2038">115.401 (m): I interviewed random staff on duty for the for the first 24 hours of the audit and random sample of offender during the onsite audit. Three offenders declined to be interviewed and the facility did not prohibit me from interviewing offenders selected for interview. Interviews were conducted in a private area of the facility.</p> <p data-bbox="280 2078 1390 2110">115.401 (n): Posting were displayed throughout the facility with the name and</p>

<p>address of the PREA auditor. The auditor did not receive any correspondences from offenders. The information was posted on November 3, 2022. The auditor interviewed the mail room staff and asked if offenders were allowed to send mail to auditor in the same manner as to the PREA ombudsman and legal mail system. She indicated they were and provided how you stamps legal mail that it has not been opened or censored and mail same date as she takes from the mailboxes located throughout the facility.</p>
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<b>115.403</b>	<b>Audit contents and findings</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>Per agency policy and standard requirements, MTC ensures me that this final report will be published on their website and be available to the public.</p> <p>The initial PREA audit of OJBU which was previously named the Cleveland Correctional Center. The reports from June 2016 and June 2019 audits were located on the MTC website and reviewed by the auditor.</p>



<b>Appendix: Provision Findings</b>		
<b>115.11 (a)</b>	<b>Zero tolerance of sexual abuse and sexual harassment; PREA coordinator</b>	
	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
<b>115.11 (b)</b>	<b>Zero tolerance of sexual abuse and sexual harassment; PREA coordinator</b>	
	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
<b>115.11 (c)</b>	<b>Zero tolerance of sexual abuse and sexual harassment; PREA coordinator</b>	
	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
<b>115.12 (a)</b>	<b>Contracting with other entities for the confinement of inmates</b>	
	If this agency is public and it contracts for the confinement of its inmates with private agencies or other entities including other government agencies, has the agency included the entity's obligation to comply with the PREA standards in any new contract or contract renewal signed on or after August 20, 2012? (N/A if the agency does not contract with private agencies or other entities for the confinement of inmates.)	na

<b>115.12 (b)</b>	<b>Contracting with other entities for the confinement of inmates</b>	
	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.)	na

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

	for video monitoring, does the staffing plan take into consideration: The prevalence of substantiated and unsubstantiated incidents of sexual abuse?	
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Any other relevant factors?	yes
<b>115.13 (b)</b>	<b>Supervision and monitoring</b>	
	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
<b>115.13 (c)</b>	<b>Supervision and monitoring</b>	
	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
<b>115.13 (d)</b>	<b>Supervision and monitoring</b>	
	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

<b>115.14 (a)</b>	<b>Youthful inmates</b>	
	Does the facility place all youthful inmates in housing units that separate them from sight, sound, and physical contact with any adult inmates through use of a shared dayroom or other common space, shower area, or sleeping quarters? (N/A if facility does not have youthful inmates (inmates <18 years old).)	na
<b>115.14 (b)</b>	<b>Youthful inmates</b>	
	In areas outside of housing units does the agency maintain sight and sound separation between youthful inmates and adult inmates? (N/A if facility does not have youthful inmates (inmates <18 years old).)	na
	In areas outside of housing units does the agency provide direct staff supervision when youthful inmates and adult inmates have sight, sound, or physical contact? (N/A if facility does not have youthful inmates (inmates <18 years old).)	na
<b>115.14 (c)</b>	<b>Youthful inmates</b>	
	Does the agency make its best efforts to avoid placing youthful inmates in isolation to comply with this provision? (N/A if facility does not have youthful inmates (inmates <18 years old).)	na
	Does the agency, while complying with this provision, allow youthful inmates daily large-muscle exercise and legally required special education services, except in exigent circumstances? (N/A if facility does not have youthful inmates (inmates <18 years old).)	na
	Do youthful inmates have access to other programs and work opportunities to the extent possible? (N/A if facility does not have youthful inmates (inmates <18 years old).)	na
<b>115.15 (a)</b>	<b>Limits to cross-gender viewing and searches</b>	
	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

<b>115.15 (b)</b>	<b>Limits to cross-gender viewing and searches</b>	
	Does the facility always refrain from conducting cross-gender pat-down searches of female inmates, except in exigent circumstances? (N/A if the facility does not have female inmates.)	na
	Does the facility always refrain from restricting female inmates' access to regularly available programming or other out-of-cell opportunities in order to comply with this provision? (N/A if the facility does not have female inmates.)	na
<b>115.15 (c)</b>	<b>Limits to cross-gender viewing and searches</b>	
	Does the facility document all cross-gender strip searches and cross-gender visual body cavity searches?	yes
	Does the facility document all cross-gender pat-down searches of female inmates (N/A if the facility does not have female inmates)?	na
<b>115.15 (d)</b>	<b>Limits to cross-gender viewing and searches</b>	
	Does the facility have policies that enables inmates to shower, perform bodily functions, and change clothing without nonmedical staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks?	yes
	Does the facility have procedures that enables inmates to shower, perform bodily functions, and change clothing without nonmedical staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks?	yes
	Does the facility require staff of the opposite gender to announce their presence when entering an inmate housing unit?	yes
<b>115.15 (e)</b>	<b>Limits to cross-gender viewing and searches</b>	
	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

<b>115.15 (f)</b>	<b>Limits to cross-gender viewing and searches</b>	
	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

<b>115.16 (a)</b>	<b>Inmates with disabilities and inmates who are limited English proficient</b>	
	Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: inmates who are deaf or hard of hearing?	yes
	Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: inmates who are blind or have low vision?	yes
	Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: inmates who have intellectual disabilities?	yes
	Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: inmates who have psychiatric disabilities?	yes
	Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: inmates who have speech disabilities?	yes
	Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: Other (if "other," please explain in overall determination notes.)	yes
	Do such steps include, when necessary, ensuring effective communication with inmates who are deaf or hard of hearing?	yes
	Do such steps include, when necessary, providing access to interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary?	yes
	Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication	yes



	with inmates with disabilities including inmates who: Have intellectual disabilities?	
	Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with inmates with disabilities including inmates who: Have limited reading skills?	yes
	Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with inmates with disabilities including inmates who: are blind or have low vision?	yes
<b>115.16 (b)</b>	<b>Inmates with disabilities and inmates who are limited English proficient</b>	
	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
<b>115.16 (c)</b>	<b>Inmates with disabilities and inmates who are limited English proficient</b>	
	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

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

<b>115.17 (c)</b>	<b>Hiring and promotion decisions</b>	
	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
<b>115.17 (d)</b>	<b>Hiring and promotion decisions</b>	
	Does the agency perform a criminal background records check before enlisting the services of any contractor who may have contact with inmates?	yes
<b>115.17 (e)</b>	<b>Hiring and promotion decisions</b>	
	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
<b>115.17 (f)</b>	<b>Hiring and promotion decisions</b>	
	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
<b>115.17 (g)</b>	<b>Hiring and promotion decisions</b>	
	Does the agency consider material omissions regarding such misconduct, or the provision of materially false information, grounds for termination?	yes

<b>115.17 (h)</b>	<b>Hiring and promotion decisions</b>	
	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
<b>115.18 (a)</b>	<b>Upgrades to facilities and technologies</b>	
	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
<b>115.18 (b)</b>	<b>Upgrades to facilities and technologies</b>	
	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
<b>115.21 (a)</b>	<b>Evidence protocol and forensic medical examinations</b>	
	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

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

<b>115.21 (e)</b>	<b>Evidence protocol and forensic medical examinations</b>	
	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
<b>115.21 (f)</b>	<b>Evidence protocol and forensic medical examinations</b>	
	If the agency itself is not responsible for investigating allegations of sexual abuse, has the agency requested that the investigating agency follow the requirements of paragraphs (a) through (e) of this section? (N/A if the agency/facility is responsible for conducting criminal AND administrative sexual abuse investigations.)	yes
<b>115.21 (h)</b>	<b>Evidence protocol and forensic medical examinations</b>	
	If the agency uses a qualified agency staff member or a qualified community-based staff member for the purposes of this section, has the individual been screened for appropriateness to serve in this role and received education concerning sexual assault and forensic examination issues in general? (N/A if agency always makes a victim advocate from a rape crisis center available to victims.)	yes
<b>115.22 (a)</b>	<b>Policies to ensure referrals of allegations for investigations</b>	
	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
<b>115.22 (b)</b>	<b>Policies to ensure referrals of allegations for investigations</b>	
	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)	<b>Policies to ensure referrals of allegations for investigations</b>	
	If a separate entity is responsible for conducting criminal investigations, does the policy describe the responsibilities of both the agency and the investigating entity? (N/A if the agency/facility is responsible for criminal investigations. See 115.21(a).)	yes
115.31 (a)	<b>Employee training</b>	
	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

<b>115.31 (b)</b>	<b>Employee training</b>	
	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
<b>115.31 (c)</b>	<b>Employee training</b>	
	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
<b>115.31 (d)</b>	<b>Employee training</b>	
	Does the agency document, through employee signature or electronic verification, that employees understand the training they have received?	yes
<b>115.32 (a)</b>	<b>Volunteer and contractor training</b>	
	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
<b>115.32 (b)</b>	<b>Volunteer and contractor training</b>	
	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
<b>115.32 (c)</b>	<b>Volunteer and contractor training</b>	
	Does the agency maintain documentation confirming that volunteers and contractors understand the training they have received?	yes



<b>115.33 (a) Inmate education</b>		
	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
<b>115.33 (b) Inmate education</b>		
	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
<b>115.33 (c) Inmate education</b>		
	Have all inmates received the comprehensive education referenced in 115.33(b)?	yes
	Do inmates receive education upon transfer to a different facility to the extent that the policies and procedures of the inmate's new facility differ from those of the previous facility?	yes
<b>115.33 (d) Inmate education</b>		
	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

<b>115.33 (e)</b>	<b>Inmate education</b>	
	Does the agency maintain documentation of inmate participation in these education sessions?	yes
<b>115.33 (f)</b>	<b>Inmate education</b>	
	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
<b>115.34 (a)</b>	<b>Specialized training: Investigations</b>	
	In addition to the general training provided to all employees pursuant to §115.31, does the agency ensure that, to the extent the agency itself conducts sexual abuse investigations, its investigators receive training in conducting such investigations in confinement settings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)	yes
<b>115.34 (b)</b>	<b>Specialized training: Investigations</b>	
	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

<b>115.34 (c)</b>	<b>Specialized training: Investigations</b>	
	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
<b>115.35 (a)</b>	<b>Specialized training: Medical and mental health care</b>	
	Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in how to detect and assess signs of sexual abuse and sexual harassment? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	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? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	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? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	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? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	yes
<b>115.35 (b)</b>	<b>Specialized training: Medical and mental health care</b>	
	If medical staff employed by the agency conduct forensic examinations, do such medical staff receive appropriate training to conduct such examinations? (N/A if agency medical staff at the facility do not conduct forensic exams or the agency does not employ medical staff.)	na

<b>115.35 (c)</b>	<b>Specialized training: Medical and mental health care</b>	
	Does the agency maintain documentation that medical and mental health practitioners have received the training referenced in this standard either from the agency or elsewhere? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	yes
<b>115.35 (d)</b>	<b>Specialized training: Medical and mental health care</b>	
	Do medical and mental health care practitioners employed by the agency also receive training mandated for employees by §115.31? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners employed by the agency.)	yes
	Do medical and mental health care practitioners contracted by or volunteering for the agency also receive training mandated for contractors and volunteers by §115.32? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners contracted by or volunteering for the agency.)	yes
<b>115.41 (a)</b>	<b>Screening for risk of victimization and abusiveness</b>	
	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
<b>115.41 (b)</b>	<b>Screening for risk of victimization and abusiveness</b>	
	Do intake screenings ordinarily take place within 72 hours of arrival at the facility?	yes
<b>115.41 (c)</b>	<b>Screening for risk of victimization and abusiveness</b>	
	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?	no

<b>115.41 (e)</b>	<b>Screening for risk of victimization and abusiveness</b>	
	In assessing inmates for risk of being sexually abusive, does the initial PREA risk screening consider, as known to the agency: prior acts of sexual abuse?	yes
	In assessing inmates for risk of being sexually abusive, does the initial PREA risk screening consider, as known to the agency: prior convictions for violent offenses?	yes
	In assessing inmates for risk of being sexually abusive, does the initial PREA risk screening consider, as known to the agency: history of prior institutional violence or sexual abuse?	yes
<b>115.41 (f)</b>	<b>Screening for risk of victimization and abusiveness</b>	
	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
<b>115.41 (g)</b>	<b>Screening for risk of victimization and abusiveness</b>	
	Does the facility reassess an inmate's risk level when warranted due to a referral?	yes
	Does the facility reassess an inmate's risk level when warranted due to a request?	yes
	Does the facility reassess an inmate's risk level when warranted due to an incident of sexual abuse?	yes
	Does the facility reassess an inmate's risk level when warranted due to receipt of additional information that bears on the inmate's risk of sexual victimization or abusiveness?	yes
<b>115.41 (h)</b>	<b>Screening for risk of victimization and abusiveness</b>	
	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
<b>115.41 (i)</b>	<b>Screening for risk of victimization and abusiveness</b>	
	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

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

<b>115.42 (d)</b>	<b>Use of screening information</b>	
	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
<b>115.42 (e)</b>	<b>Use of screening information</b>	
	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
<b>115.42 (f)</b>	<b>Use of screening information</b>	
	Are transgender and intersex inmates given the opportunity to shower separately from other inmates?	yes
<b>115.42 (g)</b>	<b>Use of screening information</b>	
	Unless placement is in a dedicated facility, unit, or wing established in connection with a consent decree, legal settlement, or legal judgment for the purpose of protecting lesbian, gay, bisexual, transgender, or intersex inmates, does the agency always refrain from placing: lesbian, gay, and bisexual inmates in dedicated facilities, units, or wings solely on the basis of such identification or status? (N/A if the agency has a dedicated facility, unit, or wing solely for the placement of LGBT or I inmates pursuant to a consent decree, legal settlement, or legal judgement.)	yes
	Unless placement is in a dedicated facility, unit, or wing established in connection with a consent decree, legal settlement, or legal judgment for the purpose of protecting lesbian, gay, bisexual, transgender, or intersex inmates, does the agency always refrain from placing: transgender inmates in dedicated facilities, units, or wings solely on the basis of such identification or status? (N/A if the agency has a dedicated facility, unit, or wing solely for the placement of LGBT or I inmates pursuant to a consent decree, legal settlement, or legal judgement.)	yes
	Unless placement is in a dedicated facility, unit, or wing established in connection with a consent decree, legal settlement, or legal judgment for the purpose of protecting lesbian, gay, bisexual, transgender, or intersex inmates, does the agency always refrain from placing: intersex inmates in dedicated facilities, units, or wings solely on the basis of such identification or status? (N/A if the agency has a dedicated facility, unit, or wing solely for the placement of LGBT or I inmates pursuant to a consent decree, legal settlement, or legal judgement.)	yes



<b>115.43 (a)</b>	<b>Protective Custody</b>	
	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
<b>115.43 (b)</b>	<b>Protective Custody</b>	
	Do inmates who are placed in segregated housing because they are at high risk of sexual victimization have access to: Programs to the extent possible?	yes
	Do inmates who are placed in segregated housing because they are at high risk of sexual victimization have access to: Privileges to the extent possible?	yes
	Do inmates who are placed in segregated housing because they are at high risk of sexual victimization have access to: Education to the extent possible?	yes
	Do inmates who are placed in segregated housing because they are at high risk of sexual victimization have access to: Work opportunities to the extent possible?	yes
	If the facility restricts any access to programs, privileges, education, or work opportunities, does the facility document the opportunities that have been limited? (N/A if the facility never restricts access to programs, privileges, education, or work opportunities.)	yes
	If the facility restricts access to programs, privileges, education, or work opportunities, does the facility document the duration of the limitation? (N/A if the facility never restricts access to programs, privileges, education, or work opportunities.)	yes
	If the facility restricts access to programs, privileges, education, or work opportunities, does the facility document the reasons for such limitations? (N/A if the facility never restricts access to programs, privileges, education, or work opportunities.)	yes

<b>115.43 (c)</b>	<b>Protective Custody</b>	
	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
<b>115.43 (d)</b>	<b>Protective Custody</b>	
	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
<b>115.43 (e)</b>	<b>Protective Custody</b>	
	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
<b>115.51 (a)</b>	<b>Inmate reporting</b>	
	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

<b>115.51 (b)</b>	<b>Inmate reporting</b>	
	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? (N/A if the facility never houses inmates detained solely for civil immigration purposes.)	na
<b>115.51 (c)</b>	<b>Inmate reporting</b>	
	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
<b>115.51 (d)</b>	<b>Inmate reporting</b>	
	Does the agency provide a method for staff to privately report sexual abuse and sexual harassment of inmates?	yes
<b>115.52 (a)</b>	<b>Exhaustion of administrative remedies</b>	
	Is the agency exempt from this standard? NOTE: The agency is exempt ONLY if it does not have administrative procedures to address inmate grievances regarding sexual abuse. This does not mean the agency is exempt simply because an inmate does not have to or is not ordinarily expected to submit a grievance to report sexual abuse. This means that as a matter of explicit policy, the agency does not have an administrative remedies process to address sexual abuse.	no

<b>115.52 (b)</b>	<b>Exhaustion of administrative remedies</b>	
	Does the agency permit inmates to submit a grievance regarding an allegation of sexual abuse without any type of time limits? (The agency may apply otherwise-applicable time limits to any portion of a grievance that does not allege an incident of sexual abuse.) (N/A if agency is exempt from this standard.)	yes
	Does the agency always refrain from requiring an inmate to use any informal grievance process, or to otherwise attempt to resolve with staff, an alleged incident of sexual abuse? (N/A if agency is exempt from this standard.)	yes
<b>115.52 (c)</b>	<b>Exhaustion of administrative remedies</b>	
	Does the agency ensure that: An inmate who alleges sexual abuse may submit a grievance without submitting it to a staff member who is the subject of the complaint? (N/A if agency is exempt from this standard.)	yes
	Does the agency ensure that: Such grievance is not referred to a staff member who is the subject of the complaint? (N/A if agency is exempt from this standard.)	yes
<b>115.52 (d)</b>	<b>Exhaustion of administrative remedies</b>	
	Does the agency issue a final agency decision on the merits of any portion of a grievance alleging sexual abuse within 90 days of the initial filing of the grievance? (Computation of the 90-day time period does not include time consumed by inmates in preparing any administrative appeal.) (N/A if agency is exempt from this standard.)	yes
	If the agency claims the maximum allowable extension of time to respond of up to 70 days per 115.52(d)(3) when the normal time period for response is insufficient to make an appropriate decision, does the agency notify the inmate in writing of any such extension and provide a date by which a decision will be made? (N/A if agency is exempt from this standard.)	yes
	At any level of the administrative process, including the final level, if the inmate does not receive a response within the time allotted for reply, including any properly noticed extension, may an inmate consider the absence of a response to be a denial at that level? (N/A if agency is exempt from this standard.)	yes

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

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

<b>115.53 (a)</b>	<b>Inmate access to outside confidential support services</b>	
	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? (N/A if the facility never has persons detained solely for civil immigration purposes.)	na
	Does the facility enable reasonable communication between inmates and these organizations and agencies, in as confidential a manner as possible?	yes
<b>115.53 (b)</b>	<b>Inmate access to outside confidential support services</b>	
	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
<b>115.53 (c)</b>	<b>Inmate access to outside confidential support services</b>	
	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
<b>115.54 (a)</b>	<b>Third-party reporting</b>	
	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

<b>115.61 (a)</b>	<b>Staff and agency reporting duties</b>	
	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
<b>115.61 (b)</b>	<b>Staff and agency reporting duties</b>	
	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
<b>115.61 (c)</b>	<b>Staff and agency reporting duties</b>	
	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
<b>115.61 (d)</b>	<b>Staff and agency reporting duties</b>	
	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
<b>115.61 (e)</b>	<b>Staff and agency reporting duties</b>	
	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



<b>115.62 (a)</b>	<b>Agency protection duties</b>	
	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
<b>115.63 (a)</b>	<b>Reporting to other confinement facilities</b>	
	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
<b>115.63 (b)</b>	<b>Reporting to other confinement facilities</b>	
	Is such notification provided as soon as possible, but no later than 72 hours after receiving the allegation?	yes
<b>115.63 (c)</b>	<b>Reporting to other confinement facilities</b>	
	Does the agency document that it has provided such notification?	yes
<b>115.63 (d)</b>	<b>Reporting to other confinement facilities</b>	
	Does the facility head or agency office that receives such notification ensure that the allegation is investigated in accordance with these standards?	yes

<b>115.64 (a)</b>	<b>Staff first responder duties</b>	
	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
<b>115.64 (b)</b>	<b>Staff first responder duties</b>	
	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
<b>115.65 (a)</b>	<b>Coordinated response</b>	
	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

<b>115.66 (a)</b>	<b>Preservation of ability to protect inmates from contact with abusers</b>	
	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
<b>115.67 (a)</b>	<b>Agency protection against retaliation</b>	
	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
<b>115.67 (b)</b>	<b>Agency protection against retaliation</b>	
	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

<b>115.67 (d)</b>	<b>Agency protection against retaliation</b>	
	In the case of inmates, does such monitoring also include periodic status checks?	yes
<b>115.67 (e)</b>	<b>Agency protection against retaliation</b>	
	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
<b>115.68 (a)</b>	<b>Post-allegation protective custody</b>	
	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
<b>115.71 (a)</b>	<b>Criminal and administrative agency investigations</b>	
	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
<b>115.71 (b)</b>	<b>Criminal and administrative agency investigations</b>	
	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
<b>115.71 (c)</b>	<b>Criminal and administrative agency investigations</b>	
	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

<b>115.71 (d)</b>	<b>Criminal and administrative agency investigations</b>	
	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
<b>115.71 (e)</b>	<b>Criminal and administrative agency investigations</b>	
	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
<b>115.71 (f)</b>	<b>Criminal and administrative agency investigations</b>	
	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
<b>115.71 (g)</b>	<b>Criminal and administrative agency investigations</b>	
	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
<b>115.71 (h)</b>	<b>Criminal and administrative agency investigations</b>	
	Are all substantiated allegations of conduct that appears to be criminal referred for prosecution?	yes
<b>115.71 (i)</b>	<b>Criminal and administrative agency investigations</b>	
	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

<b>115.71 (j)</b>	<b>Criminal and administrative agency investigations</b>	
	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
<b>115.71 (l)</b>	<b>Criminal and administrative agency investigations</b>	
	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
<b>115.72 (a)</b>	<b>Evidentiary standard for administrative investigations</b>	
	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
<b>115.73 (a)</b>	<b>Reporting to inmates</b>	
	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
<b>115.73 (b)</b>	<b>Reporting to inmates</b>	
	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

<b>115.73 (c)</b>	<b>Reporting to inmates</b>	
	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
<b>115.73 (d)</b>	<b>Reporting to inmates</b>	
	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
<b>115.73 (e)</b>	<b>Reporting to inmates</b>	
	Does the agency document all such notifications or attempted notifications?	yes



<b>115.76 (a)</b>	<b>Disciplinary sanctions for staff</b>	
	Are staff subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies?	yes
<b>115.76 (b)</b>	<b>Disciplinary sanctions for staff</b>	
	Is termination the presumptive disciplinary sanction for staff who have engaged in sexual abuse?	yes
<b>115.76 (c)</b>	<b>Disciplinary sanctions for staff</b>	
	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
<b>115.76 (d)</b>	<b>Disciplinary sanctions for staff</b>	
	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
<b>115.77 (a)</b>	<b>Corrective action for contractors and volunteers</b>	
	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
<b>115.77 (b)</b>	<b>Corrective action for contractors and volunteers</b>	
	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

<b>115.78 (a)</b>	<b>Disciplinary sanctions for inmates</b>	
	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
<b>115.78 (b)</b>	<b>Disciplinary sanctions for inmates</b>	
	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
<b>115.78 (c)</b>	<b>Disciplinary sanctions for inmates</b>	
	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
<b>115.78 (d)</b>	<b>Disciplinary sanctions for inmates</b>	
	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
<b>115.78 (e)</b>	<b>Disciplinary sanctions for inmates</b>	
	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
<b>115.78 (f)</b>	<b>Disciplinary sanctions for inmates</b>	
	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
<b>115.78 (g)</b>	<b>Disciplinary sanctions for inmates</b>	
	If the agency prohibits all sexual activity between inmates, does the agency always refrain from considering non-coercive sexual activity between inmates to be sexual abuse? (N/A if the agency does not prohibit all sexual activity between inmates.)	yes

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

<b>115.82 (a)</b>	<b>Access to emergency medical and mental health services</b>	
	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
<b>115.82 (b)</b>	<b>Access to emergency medical and mental health services</b>	
	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
<b>115.82 (c)</b>	<b>Access to emergency medical and mental health services</b>	
	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
<b>115.82 (d)</b>	<b>Access to emergency medical and mental health services</b>	
	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
<b>115.83 (a)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	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
<b>115.83 (b)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	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

<b>115.83 (c)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	Does the facility provide such victims with medical and mental health services consistent with the community level of care?	yes
<b>115.83 (d)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	Are inmate victims of sexually abusive vaginal penetration while incarcerated offered pregnancy tests? (N/A if "all male" facility. Note: in "all male" facilities there may be inmates who identify as transgender men who may have female genitalia. Auditors should be sure to know whether such individuals may be in the population and whether this provision may apply in specific circumstances.)	na
<b>115.83 (e)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	If pregnancy results from the conduct described in paragraph § 115.83(d), do such victims receive timely and comprehensive information about and timely access to all lawful pregnancy-related medical services? (N/A if "all male" facility. Note: in "all male" facilities there may be inmates who identify as transgender men who may have female genitalia. Auditors should be sure to know whether such individuals may be in the population and whether this provision may apply in specific circumstances.)	na
<b>115.83 (f)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	Are inmate victims of sexual abuse while incarcerated offered tests for sexually transmitted infections as medically appropriate?	yes
<b>115.83 (g)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	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

<b>115.83 (h)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	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
<b>115.86 (a)</b>	<b>Sexual abuse incident reviews</b>	
	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
<b>115.86 (b)</b>	<b>Sexual abuse incident reviews</b>	
	Does such review ordinarily occur within 30 days of the conclusion of the investigation?	yes
<b>115.86 (c)</b>	<b>Sexual abuse incident reviews</b>	
	Does the review team include upper-level management officials, with input from line supervisors, investigators, and medical or mental health practitioners?	yes

<b>115.86 (d)</b>	<b>Sexual abuse incident reviews</b>	
	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
<b>115.86 (e)</b>	<b>Sexual abuse incident reviews</b>	
	Does the facility implement the recommendations for improvement, or document its reasons for not doing so?	yes
<b>115.87 (a)</b>	<b>Data collection</b>	
	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
<b>115.87 (b)</b>	<b>Data collection</b>	
	Does the agency aggregate the incident-based sexual abuse data at least annually?	yes
<b>115.87 (c)</b>	<b>Data collection</b>	
	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

<b>115.87 (d)</b>	<b>Data collection</b>	
	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
<b>115.87 (e)</b>	<b>Data collection</b>	
	Does the agency also obtain incident-based and aggregated data from every private facility with which it contracts for the confinement of its inmates? (N/A if agency does not contract for the confinement of its inmates.)	na
<b>115.87 (f)</b>	<b>Data collection</b>	
	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
<b>115.88 (a)</b>	<b>Data review for corrective action</b>	
	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
<b>115.88 (b)</b>	<b>Data review for corrective action</b>	
	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
<b>115.88 (c)</b>	<b>Data review for corrective action</b>	
	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



<b>115.88 (d)</b>	<b>Data review for corrective action</b>	
	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
<b>115.89 (a)</b>	<b>Data storage, publication, and destruction</b>	
	Does the agency ensure that data collected pursuant to § 115.87 are securely retained?	yes
<b>115.89 (b)</b>	<b>Data storage, publication, and destruction</b>	
	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
<b>115.89 (c)</b>	<b>Data storage, publication, and destruction</b>	
	Does the agency remove all personal identifiers before making aggregated sexual abuse data publicly available?	yes
<b>115.89 (d)</b>	<b>Data storage, publication, and destruction</b>	
	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
<b>115.401 (a)</b>	<b>Frequency and scope of audits</b>	
	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

<b>115.401 (b)</b>	<b>Frequency and scope of audits</b>	
	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
<b>115.401 (h)</b>	<b>Frequency and scope of audits</b>	
	Did the auditor have access to, and the ability to observe, all areas of the audited facility?	yes
<b>115.401 (i)</b>	<b>Frequency and scope of audits</b>	
	Was the auditor permitted to request and receive copies of any relevant documents (including electronically stored information)?	yes
<b>115.401 (m)</b>	<b>Frequency and scope of audits</b>	
	Was the auditor permitted to conduct private interviews with inmates, residents, and detainees?	yes
<b>115.401 (n)</b>	<b>Frequency and scope of audits</b>	
	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

<b>115.403 (f)</b>	<b>Audit contents and findings</b>	
	<p>The agency has published on its agency website, if it has one, or has otherwise made publicly available, all Final Audit Reports. The review period is for prior audits completed during the past three years PRECEDING THIS AUDIT. The pendency of any agency appeal pursuant to 28 C.F.R. § 115.405 does not excuse noncompliance with this provision. (N/A if there have been no Final Audit Reports issued in the past three years, or, in the case of single facility agencies, there has never been a Final Audit Report issued.)</p>	yes