

# PREA Facility Audit Report: Final

**Name of Facility:** Edinburgh Correctional Facility

**Facility Type:** Prison / Jail

**Date Interim Report Submitted:** 07/29/2021

**Date Final Report Submitted:** 08/10/2021

Auditor Certification	
The contents of this report are accurate to the best of my knowledge.	<input checked="" type="checkbox"/>
No conflict of interest exists with respect to my ability to conduct an audit of the agency under review.	<input checked="" type="checkbox"/>
I have not included in the final report any personally identifiable information (PII) about any inmate/resident/detainee or staff member, except where the names of administrative personnel are specifically requested in the report template.	<input checked="" type="checkbox"/>
<b>Auditor Full Name as Signed:</b> `SONYA LOVE	<b>Date of Signature:</b> 08/10/2021

AUDITOR INFORMATION	
<b>Auditor name:</b>	Love, Sonya
<b>Email:</b>	sonya.love57@outlook.com
<b>Start Date of On-Site Audit:</b>	05/10/2021
<b>End Date of On-Site Audit:</b>	05/11/2021

FACILITY INFORMATION	
<b>Facility name:</b>	Edinburgh Correctional Facility
<b>Facility physical address:</b>	703 23rd Street, Edinburgh, Indiana - 46124
<b>Facility Phone</b>	
<b>Facility mailing address:</b>	

Primary Contact	
<b>Name:</b>	Kathy Goen
<b>Email Address:</b>	kgoen@idoc.in.gov
<b>Telephone Number:</b>	8125268434

Warden/Jail Administrator/Sheriff/Director	
<b>Name:</b>	Byran Dobbs
<b>Email Address:</b>	BDobbs@idoc.in.gov
<b>Telephone Number:</b>	812-526-8434

Facility PREA Compliance Manager	
<b>Name:</b>	Kathy Goen
<b>Email Address:</b>	kgoen@idoc.in.gov
<b>Telephone Number:</b>	O: 812-526-8434

Facility Health Service Administrator On-site	
<b>Name:</b>	Dawn Sholders
<b>Email Address:</b>	DSholders@idoc.in.gov
<b>Telephone Number:</b>	218-526-8434

Facility Characteristics	
<b>Designed facility capacity:</b>	344
<b>Current population of facility:</b>	277
<b>Average daily population for the past 12 months:</b>	277
<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>	20-67
<b>Facility security levels/inmate custody levels:</b>	Level 1
<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>	76
<b>Number of individual contractors who have contact with inmates, currently authorized to enter the facility:</b>	12
<b>Number of volunteers who have contact with inmates, currently authorized to enter the facility:</b>	0

AGENCY INFORMATION	
<b>Name of agency:</b>	Indiana Department of Correction
<b>Governing authority or parent agency (if applicable):</b>	State of Indiana
<b>Physical Address:</b>	302 W Washington St., IGCS, RM E334, Indianapolis, Indiana - 46204
<b>Mailing Address:</b>	
<b>Telephone number:</b>	317-232-5711

Agency Chief Executive Officer Information:	
<b>Name:</b>	Robert Carter
<b>Email Address:</b>	rocarter1@idoc.in.gov
<b>Telephone Number:</b>	317-232-5711

Agency-Wide PREA Coordinator Information			
<b>Name:</b>	Bryan Pearson	<b>Email Address:</b>	bpearson@idoc.in.gov

## AUDIT FINDINGS

### **Narrative:**

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

The Auditor used a data triangulated model to confirm PREA compliance with each standard and substandard. The triangulation model compares, and contrast two or more data points obtained from different sources to confirm PREA compliance. Using a data triangulation or cross examination model provides the Auditor with a dual method or in some cases a three-way method to confirm data obtained from multiple sources regarding a standard. Ideally, the triangulated model enhances reliability of data collected and analyzed about a specific facility or agency's overall compliance with the Prison Rape Elimination Act (PREA).

To gain compliance a facility was required to meet each standard. To meet each standard. The Auditor relied upon several factors to determine compliance such as: Resident interviews (random and targeted), the facility tour, staff interviews (random and specialized) (contractor and agency staff) and documented evidence of compliance with an applicable standard. The number of residents interviewed was determined by the required inmate interviews, Table 1.

## AUDIT FINDINGS

### Facility Characteristics:

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

Edinburgh Correctional Facility is a minimum security-level one adult male facility established in 1991. The inmate's average length of stay is approximately 111 days. Edinburgh Correctional Facility is located on the Camp Atterbury Joint Maneuver Training Center, it is one of only seven state correctional facilities on a military base in the country. Edinburgh Correctional Facility has 22 building on the premises, 5 housing units, zero multiple occupancy cells and as mentioned 5 open bay dorms. Edinburgh is a work camp with zero segregation cells. Inmates requiring greater restrictions are transferred to a more secure correctional setting. The facility has a designated population of 344 with an average daily population of 277. Total staff with contact with inmates total 76 with 22 employees hired in the past 12 months. Volunteerism has been suspended for the better than 18 months due to the Corvid-19 pandemic. Edinburgh Correctional Facility is comprised of five open bay living units. These two-level housing units are appointed and a shower/restroom area on the bottom floor located near the officer's station. The showers and restrooms are row-style showers. Edinburgh Correctional Facility has both an indoor and outdoor recreation area available to inmates during leisure time.

### Programs

During normal operations, the below list of programs is offered to offenders who meet participation criteria. For the health and safety of all, some programs may be restricted or suspended. The Indiana Department of Correction offers a wide selection of programming, courses, and activities based on both facility and offender need, as well as available resources. Listed below are several current programming opportunities available at each facility. While some are led by staff, many are volunteer driven. If you are interested in learning more about volunteer opportunities, please visit our Volunteer page. For more information on these programs and/or a complete listing of the programs the IDOC offers, please visit the IDOC Programs page.

USDOL Apprenticeship Programs

IN2Work

Outpatient Substance Abuse

Celebrate Recovery

Pre-Release Re-Entry Programs (START)

GED (TASC)

Nurturing Fathers

AA/NA

Religious Services

Offender Work Crew Program

**AUDIT FINDINGS****Summary of Audit Findings:**

The OAS will automatically calculate the number of standards exceeded, number of standards met, and the number of standards not met based on the auditor's compliance determinations. If relevant, the auditor should provide the list of standards exceeded and/or the list of standards not met (e.g. Standards Exceeded: 115.xx, 115.xx..., Standards Not Met: 115.yy, 115.yy ). 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.

<b>Number of standards exceeded:</b>	0
<b>Number of standards met:</b>	41
<b>Number of standards not met:</b>	0
<b>Not audited at the facility level:</b> Audited at the agency-level, and not relevant to the facility-level audit because the facility has no independent responsibility for the operation of these standards.	4

The following standards require corrective action:

115.67 Agency protection from retaliation

115.71 Criminal and administrative agency investigations

## 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	<b>Zero tolerance of sexual abuse and sexual harassment; PREA coordinator</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p data-bbox="240 210 451 235"><b>Auditor Discussion</b></p> <p data-bbox="240 271 1473 365">IDOC Policy 02-02-115 (Sexual Abuse Prevention) established that the agency has a written policy. Indiana Department of Corrections (IDOC) has a written policy mandating zero tolerance toward all forms of sexual abuse and sexual harassment outlined in Policy 02-01-115. The policy addresses this standard.</p> <p data-bbox="240 398 1481 555">A review of the organization chart and memo identifies that a PREA Coordinator and Compliance Manager were designated by the agency, Indiana Department of Corrections (IDOC). Moreover, Indiana Department of Correction has a written policy mandating zero tolerance toward all forms of sexual abuse and sexual harassment that is outlined in Policy 02-01-115, Sexual Abuse Prevention. The Sexual Abuse Prevention Policy details the agency's approach to preventing, detecting, and responding to sexual abuse and sexual harassment allegations. The agency has designated a statewide PREA Coordinator.</p> <p data-bbox="240 622 1473 745">The Executive Director of PREA/PREA Coordinator is a positioned in the upper level of the IDOC hierarchy. During his interview, the PREA Coordinator confirmed having sufficient time and authority to develop, implement, and oversee agency efforts to comply with the PREA standards in all its facilities. Moreover, the interview also confirmed that the PREA Coordinator was highly organized and extremely knowledgeable of the requirements for PREA.</p> <p data-bbox="240 779 1493 1037">A review of the Edinburgh's organizational chart and a memo from the Warden verifies that Edinburgh Correctional Facility has designated a PREA Compliance Manager (PCM). The PREA Compliance Manager is the facility Administrative Assistance. The Auditor interviewed the PCM. The PCM confirmed that she has sufficient time to oversee the PREA initiative at Edinburgh. The Auditor found the PREA Compliance Manager eager and motivated regarding her responsibility to develop, implement, and oversee Edinburgh efforts to comply with the Prison Rape Elimination Act (PREA). As mentioned above, the PCM serves dual roles in the facility as an Administrative Assistant and as the facility PREA Compliance Manager. Each role is critical to ensuring the sexual safety of staff and inmates. The PCM reports to the facility Warden. Edinburgh Correctional Facility met the requirements of Standard 115.11.</p> <p data-bbox="240 1070 810 1095"><b>Evidence relied upon to make Auditor determination:</b></p> <ul data-bbox="240 1128 1085 1496" style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Policy 02-01-115 (Sexual Abuse Prevention)</li> <li>• Edinburgh Correctional facility Organizational Chart</li> <li>• Interview with the Warden</li> <li>• Memorandum: From the Warden naming the PREA Compliance Manager 2021</li> <li>• Interview with the PREA Coordinator</li> <li>• Interview with the PREA Compliance Manager</li> </ul>

<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 agency has 7 contracts. All applicable contractors are required to adopt and comply with PREA standards. Edinburgh Correctional Facility met the requirements of Standard 115.12.</p> <p><b>Evidence relied upon to make Auditor determination:</b></p> <ul style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Interview with the PREA Coordinator</li> <li>• Interview with the PREA Compliance Manager</li> </ul>

115.13	<b>Supervision and monitoring</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p data-bbox="240 210 451 237"><b>Auditor Discussion</b></p> <p data-bbox="240 271 1477 398">Policy 02-01-115 (Sexual Abuse Prevention) addresses Standard 115.13. More, IDOC Policy 02-02-115 (Sexual Abuse Prevention) established that the agency has a written policy. Indiana Department of Corrections (IDOC) has a written policy mandating zero tolerance toward all forms of sexual abuse and sexual harassment outlined in Policy 02-01-115. Edinburgh has a documented staffing plan.</p> <p data-bbox="240 432 1490 790">The Auditor interviewed the facility Warden during the onsite portion of the audit. The PREA Compliance Manager provided an updated staffing plan that documents at least once every year the agency or facility, in collaboration with the agency's PREA Coordinator, reviewed the staffing plans to see whether adjustments are needed. Edinburgh Correctional Facility in consultation with the agency PREA Coordinator assessed, determined, and documented whether adjustments were needed on January 25, 2021. The PREA Coordinator during his interview confirmed receipt and review of the Edinburgh staffing plan. The staffing plan provides for adequate levels of staff to protect inmates against sexual abuse. Considerations in the development of the staffing plan included: Calculating adequate staffing levels, determining the need for additional video monitoring devices, any findings of inadequacy from internal or external oversight bodies, the design of the facility, blind spots, the prevalence of substantiated and unsubstantiated incidents of sexual abuse and any other relevant factors. Edinburgh Correctional Facility indicates zero instances of a from the staffing plan in the past 12-month period which resulted in the facility working below established minimums.</p> <p data-bbox="240 824 1490 981">IDOC has implemented a policy of having intermediate-level or higher-level supervisors conduct and document unannounced rounds to identify and deter staff sexual abuse and sexual harassment. Unannounced rounds were documented in various locations, the Edinburgh General Housing Daily Logbook and using an electronic form of documentation, the Daily Shift Report submitted in an inter-departmental memo to the Administrative Assistant of Operations and the facility, Custody Supervisor.</p> <p data-bbox="240 1014 1469 1137">The facility operates 24 hours per day on twelve-hour (12) hour shifts. Random unannounced rounds were selected and reviewed by the Auditor. From the log sheets the Auditor determined that intermediate-level or higher-level supervisors on duty, conducted PREA Unannounced Tours and notated the time of each round. Edinburgh Correctional Facility meets the requirements of Standard 115.13 (d) and Standard 115.13.</p> <p data-bbox="240 1171 810 1198"><b>Evidence relied upon to make Auditor determination:</b></p> <ul data-bbox="240 1232 1117 2056" style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Policy 02-01-115 (Sexual Abuse Prevention)</li> <li>• Edinburgh Correctional Facility Memo – PREA Standard 115.13 c-1</li> <li>• Edinburgh Correctional Facility Master Shift Roster dated 1/25/2021</li> <li>• Edinburgh Correctional Facility 18-month Vacancy Rate Report dated 1/25/2021</li> <li>• Edinburgh Correctional Facility Vacancy Report Breakdown</li> <li>• Edinburgh Correctional Facility Organization Chart</li> <li>• Edinburgh Correctional Facility 2021 Facility Staffing Plan Review 1/25/2021</li> <li>• Edinburgh Correctional Facility, Facility Staffing Plan Review 2020</li> <li>• Edinburgh Correctional Facility 2020 Facility Staffing Plan Review 2019</li> <li>• Edinburgh Correctional Facility Average Vacancy Report, dated 1/25/2021</li> <li>• Interview with the PREA Coordinator</li> <li>• Interview with the PREA Compliance Manager</li> <li>• Interview with staff who conduct unannounced rounds</li> <li>• Interview with the Warden</li> </ul>

<b>115.14</b>	<b>Youthful inmates</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p data-bbox="244 210 453 237"><b>Auditor Discussion</b></p> <p data-bbox="244 271 1469 331">Edinburgh Correctional Facility does not house youthful offenders. Edinburgh Correctional Facility met the requirements of Standard 115.14.</p> <p data-bbox="244 360 812 387"><b>Evidence relied upon to make Auditor determination:</b></p> <ul data-bbox="244 421 1437 734" style="list-style-type: none"> <li data-bbox="244 421 536 448">• Pre-Audit Questionnaire</li> <li data-bbox="244 477 1437 504">• Policy 01-04-102 (Classification Assignments for Youth Incarcerated as Adults and Alternatively Sentenced Youth)</li> <li data-bbox="244 533 919 560">• Edinburgh Correctional Facility Memo: PREA Standard 115.14</li> <li data-bbox="244 589 663 616">• Interview with the PREA Coordinator</li> <li data-bbox="244 645 759 672">• Interview with the PREA Compliance Manager</li> <li data-bbox="244 701 411 728">• Facility tour</li> </ul>

115.15	<b>Limits to cross-gender viewing and searches</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p data-bbox="240 210 451 237"><b>Auditor Discussion</b></p> <p data-bbox="240 271 1497 331">Policy 02-03-101 (Searches and Shakedowns) and Policy 02-10-1118 (Transgender and Intersex Offenders) and Policy 02-1-115 (Sexual Abuse Prevention) all address the requirements in Standard 115.15.</p> <p data-bbox="240 360 1497 589">Edinburg Correctional Facility is an adult male correctional facility. Policy 02-03-101 and 02-1-115 indicate that "...except during an emergency as declared by the Warden or designee, a strip search must afford the offender reasonable privacy and shall be conducted by staff of the same gender. Opposite gender strip searches of an offender shall not be conducted unless the opposite gender staff member, in his/her professional judgment, has reasonable cause to believe that a delay in retrieving possible prohibited property would jeopardize the safety, order, and/or security of the facility . If a strip search is conducted by an opposite gender staff member, the strip search shall be documented on an Incident Report and submitted to the Custody Supervisor or designee."</p> <p data-bbox="240 618 1497 678">Informal conversations with staff in combination with random staff sampled during this audit were able to describe the facility requirements for opposite gender versus same gender searches. There were twelve (12) random staff interviews conducted. Twelve (12) random staff training files were examined to confirm that all staff sampled received training on the facility policy that does not allow cross-gender strip searches, cross-gender visual body cavity searches, and cross-gender pat down searches be conducted except in exigent circumstances or by a medical practitioner. Further, random staff sampled provided the Auditor with specific examples of what would represent an exigent circumstance.</p> <p data-bbox="240 707 1497 813">The PREA Coordinator provided the Auditor with the training curriculum for adult PAT Searches which included training custody staff on 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. Further, inclusive in the same training curriculum is a module for training custody staff 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.</p> <p data-bbox="240 842 1497 947">During her interview, the PREA Compliance Manager confirmed that Edinburg Correctional Facility had zero (0) occurrences of cross-gender strip searches or visual body cavity searches within the last twelve months as indicated in the PAQ. Inmates interview with random and targeted inmates sampled during the onsite portion of this audit. Edinburg Correctional Facility met the requirements of Standard 115.15.</p> <p data-bbox="240 976 810 1003"><b>Evidence relied upon to make Auditor determination:</b></p> <ul data-bbox="240 1032 1437 2134" style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Policy 02-1-115 (Sexual Abuse Prevention)</li> <li>• Policy 02-03-101 (Searches and Shakedowns)</li> <li>• Policy 02-01-118 (Transgender and Intersex Offenders)</li> <li>• Cross gender Policy</li> <li>• Edinburg Correctional Facility Memo: Cross-gender Transgender searches searches/visual body cavity searches</li> <li>• Interview with the Warden</li> <li>• Skill Search Training</li> <li>• PAT Search Training Curriculum of Adult Male Offender, Opposite Gender Offender Pat Search</li> <li>• Observations of the Auditor during the on-site portion of the audit</li> <li>• Interview with inmates and staff</li> <li>• Interview with the PREA Coordinator</li> <li>• Interview with the PREA Compliance Manager</li> <li>• Sample Employee: Learner Transcript New Employee</li> <li>• Sample Employee: Learning Plan Transcript, New Employee</li> <li>• Sample New Employee: Training Agenda</li> </ul>

- Sample Employee: Learner Transcript Veteran
- Sample: Staff Annual Inservice Completion
- Searches (Adult male)

115.16	Inmates with disabilities and inmates who are limited English proficient
	<p><b>Auditor Overall Determination:</b> Meets Standard</p>
	<p><b>Auditor Discussion</b></p> <p>Policy 02-01-115 (Sexual Abuse Prevention) address the policy requirements of Standard 115.16.</p> <p>IDOC takes 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. IDOC has an on-going paid contract that provides inmates with disabilities or who are limited English proficient with any needed assistance. The Auditor noted during the facility tour that Edinburgh Correctional Facility displays PREA related educational and informational victim advocacy posters in Spanish and English.</p> <p>Edinburgh Correctional Facility intake staff and Case Managers were interviewed during the audit to confirmed that PREA education is provided in multiple information platforms such as verbal and written formats. The Auditor determined by examination that IDOC takes 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 of inmates who are limited English proficient (LEP). IDOC/Edinburgh Correctional Facility has an on-going contract with a vendor to provide interpretive assistance to aid inmates in communicating effectively who are limited English proficient.</p> <p>More, IDOC/Edinburgh has a contractual agreement with an over-the-phone phone interpretive service. The vendor employs interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary. The interpretive service provided by the vendor is available 24 hours a day. The Auditor examined the contractual agreement termed Quality Purchase Agreement (QPA).</p> <p>During random staff interviews (100%) of participants sampled confirmed that they 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. While interviews included bi-lingual inmates, all spoke and understood English without the assistance of an interpretive service. Targeted inmates (100%) sampled confirmed receiving PREA education in a format they understood.</p> <p>In memos from the facility, Edinburgh Correctional Facility the PCM confirmed that in the last 12 months they relied on zero (0) inmate interpreters, readers, or other types on inmate assistance involving PREA cases or investigations. During the onsite portion of the audit the Auditor confirmed with the PREA Compliance Manager that statistical data relevant to this standard was unchanged since the development of the PAQ. Edinburgh Correctional Facility met the requirements of Standard 115.16.</p> <p><b>Evidence relied upon to make Auditor determination:</b></p> <ul style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Contract (Telephonic and In Person Interpretive Service), translator, Propio LS LLC, Quantity Purchase Agreement (QPA) 2021</li> <li>• Policy 02-01-115 (Sexual Abuse Prevention)</li> <li>• PREA Adult Male Poster</li> <li>• PREA Adult Male Spanish Poster</li> <li>• Spanish version: Indiana Coalition Against Domestic Violence (ICADV)</li> <li>• English version: Indiana Coalition Against Domestic Violence (ICADV)</li> <li>• Spanish version: Third-Party Reporting, Indiana Ombudsman Bureau</li> <li>• English version: Third-Party Reporting, Indiana Ombudsman Bureau</li> <li>• Edinburgh Correctional Facility Memo: Access to interpreters</li> <li>• Edinburgh Correctional Facility Memo: Accommodations</li> <li>• Edinburgh Correctional Facility Memo: Instruction of how to access a translator</li> <li>• Edinburgh Correctional Facility Memo: PREA Standard 115.16 c-3</li> </ul>

- Adult Offender Handbook (Spanish)
- Contract: In-person language services effective date 1/08/21- 2/02/2023
- Observations of the Auditor during the on-site portion of the audit
- Interview with inmates (random and targeted)
- Interview with (random and specialized) staff
- Interview with the PREA Coordinator as the designated agency head
- Interview with the PREA Compliance Manager

115.17	<b>Hiring and promotion decisions</b>
	<p data-bbox="240 147 738 174"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="240 210 451 237"><b>Auditor Discussion</b></p> <p data-bbox="240 273 1469 331">Policy 04-03-102 (Human Resources) and Policy 04-03-103 (Information and Standards of Conduct for Departmental Staff) address the policy requirements of Standard 115.17.</p> <p data-bbox="240 362 1469 555">Policy 04-03-102 (Human Resources) and Policy 04-03-103 (Information and Standards of Conduct for Departmental Staff) prohibit the hiring or promotion of anyone who may have contact with inmates, and prohibits enlisting the 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) IDOC policies require criminal background records checks be conducted at least every five years of current employees and contractors who may have contact with inmates.</p> <p data-bbox="240 586 1485 748">An administrative Human Resource Manager (HRM) was interviewed during the audit. The HRM confirmed that the agency prohibits 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. The agency considers material omissions regarding such misconduct, or the provision of materially false information, grounds for termination.</p> <p data-bbox="240 779 1469 940">The PREA Coordinator confirmed during her interview that the agency asks all applicants and employees who may have contact with inmates directly about previous misconduct described in paragraph (a) of this standard. in any interviews or written self-evaluations conducted as part of performance reviews of current employee as described in paragraph (a) of this standard . Furthermore, the PREA Coordinator, the administrative HRM and PREA Compliance Manager both acknowledged that IDOC imposes upon employees a continuing affirmative duty to disclose any such misconduct.</p> <p data-bbox="240 972 1469 1196">The PREA Compliance Manager confirmed that IDOC prohibits the enlistment of services of any contractor/volunteer/staff 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. The PREA Compliance Manager also confirmed that Edinburgh hired 22 employees and 2 contractors in the last 12 months who may have contact with inmates who completed criminal background checks. Volunteerism was suspended in early 2020 due to Covid-19 pandemic concerns. The Auditor reviewed a copy of current employee background checks of staff sampled during the onsite portion of the audit. Edinburgh met the requirements of Standard 115.17.</p> <p data-bbox="240 1227 810 1254"><b>Evidence relied upon to make Auditor determination:</b></p> <ul data-bbox="240 1285 1098 1769" style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Policy 04-03-102 (Human Resources)</li> <li>• Policy 04-03-103 (Information and Standards of Conduct for Departmental Staff)</li> <li>• Policy Discipline Statement, dated August 1, 2012</li> <li>• Review of applicant questionnaire</li> <li>• Criminal background checks Edinburgh Correctional Facility staff</li> <li>• Interviews with staff (random and specialized)</li> <li>• Interview with the administrative Human Resources representative</li> <li>• Interview with the PREA Coordinator</li> </ul>

<b>115.18</b>	<b>Upgrades to facilities and technologies</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p data-bbox="244 210 451 237"><b>Auditor Discussion</b></p> <p data-bbox="244 271 1490 398">According to the Pre-Audit Questionnaire (PAQ) Edinburgh has updated and installed an enhanced electronic video monitoring technology. to safeguard the agency's ability to protect inmates from sexual abuse and to eliminate blinds spots in and around the facility. The agency considered how such technology may enhance the agency's ability to protect inmates from sexual abuse. Edinburgh Correctional Facility met the requirements of Standard 115.18.</p> <p data-bbox="244 432 810 459"><b>Evidence relied upon to make Auditor determination:</b></p> <ul data-bbox="244 488 919 741" style="list-style-type: none"> <li data-bbox="244 488 544 515">• Pre-Audit Questionnaire</li> <li data-bbox="244 544 799 571">• Observations of the Auditor during the on-site tour</li> <li data-bbox="244 600 775 627">• Interviews with the PREA Compliance Manager</li> <li data-bbox="244 656 919 683">• Interview with the PREA Coordinator/designated agency head</li> <li data-bbox="244 712 560 739">• Interview with the Warden</li> </ul>

115.21	<b>Evidence protocol and forensic medical examinations</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p data-bbox="240 210 451 237"><b>Auditor Discussion</b></p> <p data-bbox="240 271 1442 297">Policy 02-01-115, Sexual Abuse Prevention and Policy 00-01-103, Investigations and Intelligence address this standard.</p> <p data-bbox="240 331 1485 488">IDOC is responsible for investigating allegations of sexual abuse. It should be mentioned that Edinburgh Correctional Facility houses no youthful inmates. Edinburgh Correctional Facility is an adult male work camp. The facility is responsible for investigating administrative sexual harassment allegations. IDOC Intelligence and Investigations conducts sexual abuse allegation for the agency. When necessary, Edinburgh Correctional Facility would contact the Indiana State Police liaison of a sexual assault to request assistance and consult with local prosecutors if there is a potential criminal violation.</p> <p data-bbox="240 521 1477 678">The PREA investigator interviewed during the audit confirmed that the agency follows a uniform evidence protocol that maximizes the potential for obtaining usable physical evidence for administrative proceedings and criminal prosecution. The protocol adopted by IDOC, as appropriate, was 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.</p> <p data-bbox="240 712 1481 869">Indiana Code (IC) 11-10-3-5, Co-payment requirements; exceptions. IC 11-10-3-5 outlines circumstances when an inmate is not required to pay for medical services such as (1) the service is provided in an emergency; (2) the service is provided because of an injury received in the correctional facility; or (3) the service is provided at the request of the administrator of a correctional facility. The agency offers all inmates who experience sexual abuse access to forensic medical examinations offsite, without financial cost, where evidentiary or medically appropriate.</p> <p data-bbox="240 902 1493 1025">The agency and by extension Edinburgh Correctional Facility offers victims of sexual abuse a forensic medical examination at an outside hospital, without financial cost, where evidentiarily or medically appropriate. The Auditor determined compliance with Standard 115.21 (c) PREA investigative incident reports of sexual abuse where a SANE examine was performed was zero.</p> <p data-bbox="240 1059 1461 1216">Inmate victims of sexual abuse that accept the offer of a forensic examination at an outside hospital were accompanied to the hospital by a qualified trained Sexual Assault Response Team member. The facility maintains a list of Sexual Assault Response Team (SART) members for each shift to provide a consistent, coordinated, competent and compassionate response to sexual assault in a IDOC facility, to serve as victim-centered advocates and make victim needs a priority in an incident of sexual abuse, during a forensic examination and throughout the investigatory process.</p> <p data-bbox="240 1249 1433 1350">Due to the pandemic hospital access was limited. IDOC has a contractual agreement with the Indiana Coalition Against Domestic Violence (ICADV) to provide advocacy services to victims of abuse. The Auditor examined a contractual agreement (E-Contract 22593-A5) between ICADV and IDOC. The scope of services provided by ICADV include to:</p> <ol data-bbox="240 1384 1485 1697" style="list-style-type: none"> <li>1. Provide the victim a person they can talk to about what happened to them confidentially for crisis intervention.</li> <li>2. Provide the offender a plan to address the trauma caused by sexual abuse.</li> <li>3. Provide referrals to services that provide ongoing support during and after release and to provide victim advocacy emotional support, crisis intervention, information, and referrals to inmates assigned to IDOC facilities. From each living unit any inmate victim of sexual abuse or harassment, may request victim advocacy services from ICADV by: Calling toll free to the ICADV hotline from the inmate phone system by dialing #66. Inmates are advised from the recording if you get an answering service leave your name, DOC # and facility in the message or writing:</li> </ol> <p data-bbox="240 1753 687 1780">Indiana Coalition Against Domestic Violence</p> <p data-bbox="240 1814 520 1841">Attn: IDOC Victim Advocate</p> <p data-bbox="240 1874 683 1901">1915 W. 18th Street, Indianapolis, IN 46202</p> <p data-bbox="240 1957 1485 2125">Random and specialized staff confirmed knowledge of the advocacy contractual agreement for services between IDOC and ICADV. Each inmate was aware by staff during intake where to find additional victim advocacy information on the living units. Specialized staff confirmed that if requested by the victim, Edinburgh would provide a victim advocate, qualified agency staff member, or qualified community-based organization staff member to accompany and support the victim through the forensic medical examination process and investigatory interviews.</p>

Random and targeted inmates from the Edinburgh Correctional Facility were interviewed during the audit to discuss general information about services provided by a victim advocacy organization for victims of sexual abuse. The inmate sample participants could not provide any specific information for the Auditor. The Auditor noted information regarding access to victim services and advocacy displayed in close proximity to inmate telephones located on each living unit. Edinburgh Correctional Facility met the requirements of Standard 115.21.

**Evidence relied upon to make Auditor determination:**

- Pre-Audit Questionnaire
- Memorandum of Understanding with Indiana Coalition Against Domestic Violence
- First Responders Evidence Protocols investigation
- SART Roster
- List of medical and mental health employees and copies of certificates of completion of specialized training
  
- Internet search: Fort Wayne Hospital
  
- Interviews with staff (random and specialized)
  
- Interviews with staff (random and specialized)
  
- Interview with the PREA Compliance Manager

115.22	<p><b>Policies to ensure referrals of allegations for investigations</b></p> <p><b>Auditor Overall Determination:</b> Meets Standard</p> <p><b>Auditor Discussion</b></p> <p>IDOC is responsible for conducting administrative or criminal investigations of sexual abuse or sexual harassment. IDOC has in place a policy governing the conduct of such investigations. Policy 02-01-115 (Sexual Abuse Prevention) is in place to ensure that allegations of sexual abuse or sexual harassment are referred for investigation to an entity with the legal authority to conduct criminal investigations. The agency documents all referrals for investigation. The policy is available and accessible on the agency's internet website.</p> <p>Policy 00-01-103 indicates that the Operation of the Office of Investigations and Intelligence (I and I) investigates allegations of sexual abuse. The Warden designates facility staff to investigate sexual harassment (non-criminal). The agency has a practice that documents all such referrals. More, the agency ensures an administrative or criminal investigation are completed for all allegations of sexual harassment. Some Investigations and Intelligence Investigators have completed advanced training requirements at the Policy Academy and are sworn police with the power to arrest. The Auditor interviewed the facility investigator who confirmed that Edinburgh would document all investigations to include those referred for criminal prosecution. During the past 12 month period Edinburgh's PCM confirmed one administrative investigation. Edinburgh met the requirements of Standard 115.22.</p> <p><b>Evidence relied upon to make Auditor determination:</b></p> <ul style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Policy 02-01-115 (Sexual Abuse Prevention)</li> <li>• Policy 00-01-103 Investigations and Intelligence</li> <li>• Review of the agency website</li> <li>• Interview with the PREA Coordinator</li> <li>• Interview with the PREA Compliance Manager</li> <li>• Interview with a investigator from the Office of Investigation and Intelligence</li> <li>• Interviews with staff (random)</li> </ul>
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<b>115.31</b>	<b>Employee training</b>
	<p data-bbox="244 147 738 174"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="244 210 451 237"><b>Auditor Discussion</b></p> <p data-bbox="244 273 1469 362">Policy 02-01-115, Sexual Abuse Prevention and Policy 01-05-101 Staff Development and Training, the PREA Presentation Guide, Training Records and Training Acknowledgement Sheets collectively address the policy requirement of Standard 115.31.</p> <p data-bbox="244 398 1442 555">The training curriculums provided by the agency is tailored to the needs and attributes of the inmates in the facility. Furthermore, the training curriculum included topics such as: inmates on inmates' right to be free from sexual abuse and sexual harassment, common reactions of sexual abuse and sexual harassment victims, how to avoid inappropriate relationships with inmates, and how to communicate effectively and professionally with inmates, including gay, bisexual, transgender, intersex, or gender nonconforming inmates.</p> <p data-bbox="244 591 1442 680">IDOC has a written acknowledgement that documents on a specific date an employee received training and understands said training provided by the Indiana Department of Correction regarding the Prison Rape Elimination Act (PREA) and Department of Correction Policy 02-01-115, Sexual Abuse Prevention.</p> <p data-bbox="244 716 1485 873">Additionally, the employee is issued a copy of the Department of Correction Brochure, Sexual Assault Prevention, and a copy of specific PREA staff brochures and documents relating to sexual abuse prevention and mandatory reporting of sexual abuse and sexual harassment. IDOC provides staff with a comprehensive education on the Prison Rape Elimination Act (PREA) that is evident in Edinburg Correctional Facility staff training transcripts, training curriculum, and specialty specific training.</p> <p data-bbox="244 909 1469 1034">Random and specialized training files were sampled for compliance with this standard. All training files reflect that staff received the appropriate training. Those employees requiring refresher training received training yearly. The training curriculums provided by the facility was reviewed by the Auditor. New employees receive PREA education as part of the onboarding process for new employees. Edinburg Correctional Facility Facility met the requirements of Standard 115.31.</p> <p data-bbox="244 1093 810 1120"><b>Evidence relied upon to make Auditor determination:</b></p> <ul data-bbox="244 1155 1334 1559" style="list-style-type: none"> <li data-bbox="244 1155 544 1182">• Pre-Audit Questionnaire</li> <li data-bbox="244 1218 746 1245">• Policy 02-11-115 (Sexual Abuse Prevention)</li> <li data-bbox="244 1281 1334 1330">• Indiana Training Plan/On the Job Training Session/Security Skills Evaluations/Learning Plan Transcript/Acknowledgment of Receipt</li> <li data-bbox="244 1366 791 1393">• Auditor review of training files, PREA lesson plan</li> <li data-bbox="244 1429 767 1456">• Auditor review of training curriculum/brochures</li> <li data-bbox="244 1491 501 1518">• Interviews with staff</li> <li data-bbox="244 1554 762 1581">• Interview with the PREA Compliance Manager</li> </ul>

115.32	<b>Volunteer and contractor training</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p data-bbox="240 208 453 237"><b>Auditor Discussion</b></p> <p data-bbox="240 271 1490 398">Indiana Department of Corrections ensures 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. In 2020, volunteer services were suspended due to the pandemic virus. The facility currently has zero volunteers and 12 contractors.</p> <p data-bbox="240 432 1490 656">In 2020, volunteerism was suspended out of an abundance of caution for the pandemic. Prior to the suspension of volunteer services, all volunteers and contractors who have contact with inmates were trained on their responsibilities under the agency's policies and procedures regarding sexual abuse and sexual harassment prevention and detection. IDOC has developed a training brochure for sexual abuse prevention and reporting targeting: Staff, Contractors and Volunteer information. The PREA brochure contains topics such as: Types of sexual abuse and sexual harassment, methods for reporting sexual abuse and sexual harassment, crisis intervention, treatment of the crime scene, IDOC zero tolerance policy, prevention and how to recognize signs of sexual assault.</p> <p data-bbox="240 689 1474 817">The PREA training curriculum provides multi-types of training platforms that are determined based on the services provided by the volunteer or contractor and contact they have with inmates. The curriculum also covers the agency's zero-tolerance policy regarding sexual abuse and sexual harassment and informs contractors and volunteers how to report such incidents. Edinburgh Correctional Facility met the requirements of Standard 115.32.</p> <p data-bbox="240 846 812 875"><b>Evidence relied upon to make Auditor determination:</b></p> <ul data-bbox="240 902 1027 1104" style="list-style-type: none"> <li data-bbox="240 902 544 931">• Pre-Audit Questionnaire</li> <li data-bbox="240 958 715 987">• Indiana Contractor and Volunteer Manual</li> <li data-bbox="240 1014 1027 1043">• Sample examination of acknowledgment of receipt of training contractors</li> <li data-bbox="240 1070 764 1099">• Interview with the PREA Compliance Manager</li> </ul>

<b>115.33</b>	<b>Inmate education</b>
	<p data-bbox="240 147 738 174"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="240 210 451 237"><b>Auditor Discussion</b></p> <p data-bbox="240 273 1485 499">Policy 02-01-115 (Sexual Abuse Prevention) addresses the requirements of Standard 115.33. The agency documents inmate trainings in institutional and clinical files. A total of forty (30) inmate institutional and clinical files were reviewed to verify that inmates received information explaining the agency's zero-tolerance policy regarding sexual abuse and sexual harassment during their intake process. PREA education and information is provided for those inmates who are limited English proficient (LEP), deaf, visually impaired, or otherwise disabled. Inmates sampled were knowledgeable of their rights. The agency ensures that key information is continuously and readily available or visible on each living unit for inmates through posters, inmate handbooks, or other written formats.</p> <p data-bbox="240 533 1461 689">Within 72 hours of intake, IDOC/Edinburgh provides age-appropriate comprehensive education to inmates in person regarding their rights to be free from sexual abuse and sexual harassment, as well as their rights to be free from retaliation for reporting such incidents. Inmate education also includes a PREA video. Educational material is provided in two languages English and Spanish. Inmates requiring other languages are communicated through a language-line. This information was verified through the review of (30) institutional and applicable clinical files.</p> <p data-bbox="240 723 1461 846">PREA informational posters were displayed in Spanish and English, and they were posted throughout the facility. Inmates sampled all confirmed being educated on the grievance process and PREA. The facility provided a memo confirming in the last twelve (12) months, 220 inmates were admitted to the facility and all received PREA education and information. Edinburgh Correctional Facility met the requirements of Standard 115.33.</p> <p data-bbox="240 880 810 907"><b>Evidence relied upon to make Auditor determination:</b></p> <ul data-bbox="240 940 927 1361" style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Policy 02-01-115 (Sexual Abuse Prevention)</li> <li>• Auditor review of inmate education materials/inmate brochures</li> <li>• Inmate acknowledgment forms</li> <li>• Auditor review of inmate's intake documents</li> <li>• Interviews with staff (random and specialized)</li> <li>• Interviews with inmates (random and targeted)</li> <li>• Interview with the PREA Coordinator</li> </ul>

115.34	<b>Specialized training: Investigations</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p data-bbox="240 210 451 237"><b>Auditor Discussion</b></p> <p data-bbox="240 271 1436 398">Policy 02-01-115 (Sexual Abuse Prevention) and Policy 00-01-103 (Office of Investigation and Intelligence) address the IDOC's approach to Standard 115.34. The Office of Investigations and Intelligence is responsible for conducting investigations of alleged misconduct by staff and offenders and assisting in maintaining safety and security in the Department's facilities. Investigators are directed by policy to conduct investigations:</p> <ol data-bbox="240 432 1481 2130" style="list-style-type: none"> <li>1. A prompt, thorough, and objective investigation of sexual abuse and/or sexual harassment shall begin: <ol style="list-style-type: none"> <li>a. As outlined in Investigating Allegations of Misconduct.</li> <li>b. Upon activation of a facility SART team; and/or,</li> <li>c. If determined to be necessary following an administrative review.</li> </ol> </li>   <li>2. If the alleged sexual conduct involves an offender/youth under the age of eighteen (18), the incident shall be reported to the Child Protective Services as required in policy and Administrative Procedure 03-02-103, "The Reporting, Investigation, and Disposition of Child Abuse and Neglect." Edinburgh does not house youthful inmates.</li>   <li>3. Investigations of sexual abuse or sexual harassment shall be completed promptly, thoroughly, and objectively for all allegations, including third-party and anonymous reports.</li>   <li>4. Investigators shall: <ol style="list-style-type: none"> <li>a. Gather and preserve direct and circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data;</li> <li>b. Interview alleged victims, suspected perpetrators, and witnesses; and,</li> <li>c. Review prior complaints and reports of sexual abuse involving the suspected perpetrator.</li> </ol> </li>   <li>5. The Garrity warning shall be used when interviewing staff for simple fact-finding.</li>   <li>6. An effort shall be made to determine whether staff actions or failures contributed to sexual abuse or sexual harassment.</li>   <li>7. An additional staff member, uninvolved in the case, shall be present during interviews, for one of the staff members to be of the same gender as the subject of the interview.</li>   <li>8. 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 offender, youth, or staff. No facility shall require an offender or youth who alleges sexual abuse to submit to a polygraph examination, voice stress analysis, or other truth-telling device as a condition for proceeding with the investigation of such an allegation.</li>   <li>9. The standard of measure for sexual abuse and sexual harassment administrative investigation is the preponderance of the evidence. When the evidence supports criminal prosecution, the agency shall consult with the prosecutor prior to conducting compelled interviews. Substantiated cases that appear to be criminal in nature shall be referred for prosecution.</li>   <li>10. The departure of the alleged perpetrator(s) or victim(s) from employment or custody/supervision will not warrant termination of an investigation. Outside law enforcement shall be contacted if this occurs.</li>   <li>11. Consultation with the prosecutor's office or Indiana State Police is permitted at any time during an investigation. If deemed appropriate, Indiana State Police may assist in an investigation of an act of sexual abuse or sexual harassment reported to facility investigators. Facility investigators shall be responsible for the coordination of all investigations.</li> </ol>

12. Follow up with an offender's/youth's allegation of sexual abuse or sexual harassment shall be done in accordance with Policy 02-01-115, Sexual Abuse Prevention, examination of training files for investigators confirmed that each investigator completed specialized training in conducting investigations in confinement settings at least once.

The facility provided a memo confirming that staff assigned to the Office of Investigations and Intelligence are certified investigators and each has completed all necessary training regarding conducting sexual assault investigation and Standard 115.34. Edinburgh Correctional Facility met the requirements of Standard 115.34.

**Evidence relied upon to make Auditor determination:**

- Pre-Audit Questionnaire
- Policy 02-01-115 (Sexual Abuse Prevention)
- Policy 00-01-103 (Investigation and Intelligence)
- Interview with the PREA Coordinator
- Interview with the PREA Compliance Manager
- Interview with the Warden
- Interview with a PREA Investigator
- Internet search: National Institution of Corrections, Specialized Investigative Training, PREA: Investigating Sexual Abuse in a Confinement Setting
- Training Curriculum: Moss Group Specialize Training, Certificate of Completion (NIC), Specialized Investigative Training, Ashley Willis, PREA: Coordinator Roles and Responsibilities, dated February 12, 2020
- Training Curriculum: Moss Group Specialize Training, Certificate of Completion (NIC), Specialized Investigative Training, Lorna Harbaugh, 2018
- Training Curriculum: Moss Group Specialize Training, Certificate of Completion (NIC), Specialized Investigative Training, Neil Johnson, 2018
- Certificate of Completion (NIC), Specialized Investigative Training, David Ware, PREA: Investigating Sexual Abuse in a Confinement Setting, Advanced Investigations, dated June 5, 2018
- Certificate of Completion (NIC), Specialized Investigative Training, Nicholas Kennedy, PREA: Investigating Sexual Abuse in a Confinement Setting, Advanced Investigations, dated October 3, 2018
- Certificate of Completion (NIC), Specialized Investigative Training, Nicholas Kennedy, PREA: Investigating Sexual Abuse in a Confinement Setting, dated October 3, 2018
- Certificate of Completion (NIC), Specialized Investigative Training, Robert Evans, PREA: Investigating Sexual Abuse in a Confinement Setting, dated October 29, 2018
- Certificate of Completion (NIC), Specialized Investigative Training, James Smith, PREA: Investigating Sexual Abuse in a Confinement Setting, dated September 13, 2018
- Certificate of Completion (NIC), Specialized Investigative Training, James Smith, PREA: Investigating Sexual Abuse in a Confinement Setting, Advanced Investigations, dated December 10, 2018
- 2020 PREA Investigations Training Participant Manual

<b>115.35</b>	<b>Specialized training: Medical and mental health care</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p data-bbox="229 192 1509 255"><b>Auditor Discussion</b></p> <p data-bbox="229 255 1509 524">Policy 02-11-115 (Sexual Abuse Prevention) addresses the policy requirement for Standard 115.35. The medical staff at Edinburgh Correctional Facility does not conduct forensic medical exams. IDOC maintains documentation that medical and mental health practitioners have received the required specialized and general PREA training referenced in this standard. A sample of five (5) training documents for medical and mental health practitioners was examined for compliance with this standard. The documentation indicates that training was conducted, and that specialized staff are re-trained at least yearly on the Prison Rape Elimination Act, and related IDOC policies and practices. Edinburgh Correctional Facility met the requirements of Standard 115.35.</p> <p data-bbox="229 524 1509 568"><b>Evidence relied upon to make Auditor determination:</b></p> <ul data-bbox="229 568 1509 916" style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Policy 02-11-115 (Sexual Abuse Prevention)</li> <li>• Wexford PREA Training for contract medical and mental health staff, PREA Lesson Plan</li> <li>• Review of (5) specialized training certifications for medical and mental health staff</li> <li>• Interviews with Medical and Mental Health Staff</li> <li>• Interview with the PREA Coordinator</li> </ul>

115.41	<b>Screening for risk of victimization and abusiveness</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p data-bbox="240 210 451 237"><b>Auditor Discussion</b></p> <p data-bbox="240 271 1485 398">Policy 02-01-115 Sexual Abuse Prevention and 04-01-101, Adult Offender Classification, address this standard. It is the policy of the IDOC to provide a safe and secure environment for all staff, volunteers, contractual staff, visitors, official visitors, and offenders; and to maintain a program for the prevention of sexual abuse and sexual harassment in any facility operated by the Department or with which the Department contracts.</p> <p data-bbox="240 432 1485 524">According to the PREA Coordinator, Edinburgh does not have a consent decree, legal settlement, or legal judgement that requires the facility to establish a dedicated facility, unit, or wing for inmates identified as gay, bisexual, lesbian, transgender, or intersex as provided by title, status, resulting from a consent decree, settlement, or judgement.</p> <p data-bbox="240 557 1485 815">IDOC policy mandates that all facilities assess inmates using a screening instrument, Sexual Violence Assessment Tool (SVAT), during intake or during a transfer to another facility, to determine the risk of victimization or abusiveness toward other inmates. The screening process should occur within 72 hours of arrival at the facility. Intake staff interviewed during the onsite portion of the audit confirmed that prior to arrival or on the day of arrival staff at Edinburg considers the inmate's criminogenic history, in addition to institutional alerts, gang affiliation, history of victimization and abusiveness to inform inmate housing decisions. Other considerations include the inmate's own perception regarding his sexual safety and vulnerability, existing disabilities, SVAT, and disclosures during the face-to-face interview with a case manager or intake staff. PREA educational material is issued to the inmate during the intake process.</p> <p data-bbox="240 848 1485 1072">The Auditor examined the Adult SVAT Questionnaire for objectivity. The instrument considers at a minimum, factors outlined in Standard 115.41 such as: The age of the inmate; physical build; previous incarcerations; the inmates own perception of vulnerability; and whether the inmate is or is perceived to be gay, bisexual; transgender, intersex, or gender nonconforming. An interview with intake staff confirmed that the SVAT is used to inform housing, job, program, education, and housing considerations with the goal of keeping the vulnerable inmate at high risk of being sexually victimized from those inmates at high risk of being sexually abusive. Sample random and targeted participants denied being placed in dedicated units or wings for inmates identified as gay, bisexual, transgender, or intersex.</p> <p data-bbox="240 1106 1485 1263">Interviews with random and targeted inmates confirmed that inmates are being screened for risk of victimization or abusiveness on arrival or transfer to the facility. The Auditor sampled SVATs (20) of incoming inmates from the past 12-month period which included March, April, and February 2021, to determine compliance with Standard 115.41 (b). All SVATS (100%) reviewed confirmed that upon arrival of inmates but within 72-hour risk assessments were completed in accordance with this standard.</p> <p data-bbox="240 1296 1485 1424">Standard 115.41 (f) mandates that within a set time not more than 30 days from the inmate's arrival at Edinburgh the facility will reassess the inmate's risk of victimization or abusiveness based upon any additional, relevant information received by the facility since the intake screening. From a sample of twenty (20) inmates whose arrival occurred in the past 12-month period all SVAT's sampled indicates new intakes were re-screened in accordance with Standard 115.41 (f).</p> <p data-bbox="240 1458 1485 1585">Further, random, and targeted inmates interviewed during the audit confirmed that each was interviewed individually and given the opportunity to voice their concerns regarding their personal perceptions of vulnerability. All inmates (random and targeted) interviewed denied being placed in dedicated units or wings for inmates identified as gay, bisexual, transgender, or intersex.</p> <p data-bbox="240 1619 1485 1711">Interviews with specialized practitioners and intake staff confirmed that Edinburgh would not discipline an inmate for refusal to answer, or for not disclosing complete information in response to any or all PREA related questions posed regarding screening for risk of sexual victimization and abusiveness.</p> <p data-bbox="240 1744 1485 1872">Staff responsible for completing SVAT's, specialized medical, mental health practitioners, and intake staff all confirmed during individual interviews that Edinburg Correctional Facility has a system in place to guard against the dissemination of sensitive information by staff or other inmates. Sensitive information is password protected with limited access. Edinburg Correctional Facility met the requirements of Standard 115.41.</p> <p data-bbox="240 1901 810 1928"><b>Evidence relied upon to make Auditor determination:</b></p> <ul data-bbox="240 1957 863 2152" style="list-style-type: none"> <li data-bbox="240 1957 560 1984">• Pre-Audit Questionnaire</li> <li data-bbox="240 2013 762 2040">• Policy 02-01-115 (Sexual Abuse Prevention)</li> <li data-bbox="240 2069 863 2096">• Interview of staff responsible for completion of SVAT's</li> <li data-bbox="240 2125 735 2152">• Review of inmate referral to mental health</li> </ul>

- Review of Sexual Violence Assessment Tool (SVAT)
- Observations made during the on-site portion of the audit
- Interviews with specialized staff
- Interviews with inmates (random and targeted)
- Interview with the PREA Coordinator

115.42	<b>Use of screening information</b>
	<p data-bbox="242 145 738 174"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="242 210 451 239"><b>Auditor Discussion</b></p> <p data-bbox="242 271 1477 398">Policy 02-01-115, Sexual Abuse Prevention address, 02-01-118, Transgender and Intersex Offenders and 04-01-101, Adult Offender Classification addresses Standard 115.42. IDOC/Edinburgh Correctional Facility use of information from the risk screening is mandated in Standard 115.41, Screening for risk of victimization and abusiveness and as required by Standard 115.42.</p> <p data-bbox="242 430 1485 591">Policy 02-01-115 mandates the agency-wide use of SVAT risk screening information to better inform housing, programming, and education assignments, and to keep vulnerable inmates at high risk of sexual victimization safe from inmates with a propensity for abusiveness. The SVAT is an essential component in housing and placement decisions at Edinburgh . If an inmate is identified as being either vulnerable or abusive the inmate's institutional data file is flagged in the agency database. Risk-based decisions made and documented in the database.</p> <p data-bbox="242 622 1493 882">Policy 02-01-115 and 04-01-101 also mandate that decisions regarding appropriate transgender or intersex housing and facility programming are determined on a case-by-case basis, with placement decisions made while considering the impact to the inmate sexual safety while balancing agency and facility security concerns. According to the PREA Coordinator, the agency prohibits facility placement of a transgender or intersex inmate assignment to a gender-specific facilities based solely on their external genital anatomy. The agency's, Division of Classification, in consultation with the Department's Executive Staff, to include the Chief Medical Officer, ensures that transgender and intersex inmates housing and placement decisions are consistent with their medical and mental health needs, sentencing level, and in accordance with and Administrative Procedure 01-04-101.</p> <p data-bbox="242 913 1493 1072">Further, Policy 02-01-118, Transgender and Intersex Offenders, indicates that: An offender who self-identifies as transgender or is diagnosed as intersex after completing the reception process shall be referred to Health Services and evaluated in accordance with Health Care Services Directive 3.01A, "Health Services for Transgender Offenders Medical and Mental Health staff shall complete State Form 56492, "Transgender Evaluation" and forward a copy to the facility PREA Compliance Manager.</p> <p data-bbox="242 1104 1485 1232">IDOC policy indicates that after the facility PREA Compliance Manager receives the completed State Form 56492, "Transgender Evaluation," from the facility HSA, the PREA Compliance Manager shall convene the facility PREA Committee to complete State Form 56615, "Transgender/Intersex Placement Review" The PREA Committee shall consider the following information to compete State Form 56615:</p> <ol data-bbox="242 1263 1126 1839" style="list-style-type: none"> <li data-bbox="242 1263 868 1292">1. The offender's own views of where he/she feels safe;</li> <li data-bbox="242 1319 738 1348">2. Medical and Mental Health assessment;</li> <li data-bbox="242 1375 727 1404">3. Security Threat Group (STG) affiliation;</li> <li data-bbox="242 1431 738 1460">4. Criminal history – sex or violent offense;</li> <li data-bbox="242 1487 738 1516">5. Conduct history – sex or violent offense;</li> <li data-bbox="242 1543 515 1572">6. PREA flag status;</li> <li data-bbox="242 1639 791 1668">7. Gender expression – gender non-conforming;</li> <li data-bbox="242 1695 1126 1724">8. Policy and Administrative Procedure 01-04-101, "Adult Offender Classification;"</li> <li data-bbox="242 1751 528 1780">9. Security level; and,</li> <li data-bbox="242 1807 807 1836">10. Any other factors impacting safety and security</li> </ol> <p data-bbox="242 1868 1469 2029">Random and targeted inmates (100%) sampled indicate that they are given the opportunity to shower, use the toilet and change clothes in private, except in exigent circumstances. Edinburgh Correctional Facility is a work camp with no accommodations for placing an inmate in restrictive housing. The facility Warden indicated that the facility preference is to use the least restrictive measures to keep inmates safe, always considering the inmates own views of his safety and facility security considerations, until an alternative means of safety can be arranged.</p> <p data-bbox="242 2060 1485 2157">The PREA Coordinator indicates that IDOC policy requires that the Edinburgh PREA Committee meet regularly to discuss PREA related facility issues. The committee should be comprised of a multidisciplinary team. The team would ensure that all transgender and intersex inmates are given the opportunity to shower separately from other inmates. The PREA Coordinator</p>

confirmed that placement consideration for transgender or intersex inmates to a facility for male or female inmates is a classification decision made at the agency level before an inmate is assigned to the facility.

Policy 02-01-115 requires inmates (transgender and intersex) to be reassessed at least twice a year to review any threats to their sexual safety. Further, the same policy indicates that the agency/Edinburgh should seriously consider the views of transgender and intersex inmates when determining programming, placement, and housing decisions regarding this vulnerable category of inmates because of the propensity for victimization. Furthermore, IDOC makes placement decisions on a case-by-case basis. During the on-site portion of the audit there were zero transgender inmate placements, and zero (0) intersex inmates assigned to Edinburgh. Based on Standard 115.42 (d) is not applicable at this time. The PREA Compliance Manager confirmed that when applicable the reassessment of transgender or intersex inmates would be documented in the inmate case management electronic file.

Policy 02-01-118, Transgender and Intersex Procedure, in an interview with the PREA Coordinator, he indicated that IDOC considers whether to assign a transgender or intersex inmate to a facility for male or female inmates on a case-by-case basis. IDOC would consider whether the placement of an inmate would ensure the inmate's health and safety, and whether a placement would present management or security problems. Furthermore, the PREA Coordinator detailed that upon receiving notification that an offender has been determined to be transgender or diagnosed as intersex, he would notify the PREA Compliance Manager, and the inmate would be placed on the facility's tracking mechanism for LGBTI inmates. The PREA Coordinator confirmed that the agency would complete an initial placement and programming assessment of transgender and Intersex inmates prior to facility placement. When applicable, reassessments would be conducted every six (6) months by the facility in accordance with Section XI of Policy and Administrative Procedure 02-01-115, Sexual Abuse Prevention. More, the PREA Compliance Manager indicated that each transgender or intersex inmate's own views with respect to his or her own safety would be given serious consideration when making facility and housing placement decisions and programming assignments.

The Warden confirmed that Edinburgh Correctional Facility does not have a dedicated unit, or wing solely for the placement of LGBTI or inmates pursuant to a consent decree, legal settlement, or legal judgement. The Auditor verified by examination during the facility tour that Edinburgh does not have a dedicated unit, or wing solely for the placement of LGBTI or inmates pursuant to a consent decree, legal settlement, or legal judgement.

Because of the sensitive nature of the personal information contained in the electronic file the agency limits access.

Electronic files are password protected. By limiting access, the agency protects information accessible via an electronic storage system used by the agency for the storing and maintenance of inmate records to protected from certain users. Edinburgh Correctional Facility met the requirements of Standard 115.42.

**Evidence relied upon to make Auditor determination:**

- Pre-Audit Questionnaire
- Policy 02-01-115 (Sexual Abuse Prevention)
- Policy 01-04-101 (Adult Offender Classification)
- Policy 02-01-118 (Transgender and Intersex Procedure)
- Edinburgh Correctional Facility Memo: PREA Standard 115.42
- Form: State Form 45999 (Offender Health Form)
- Review of Sexual Violence Assessment Tool (SVAT) documentation
- Interview with the PREA Coordinator
- Interview with the Warden
- Interview with the PREA Compliance Manager
- Interviews with staff (random and specialized)
- Interviews with inmates (random and targeted)
- Auditor observations
- Review of facility schematics

<b>115.43</b>	<b>Protective Custody</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p data-bbox="244 210 451 235"><b>Auditor Discussion</b></p> <p data-bbox="244 271 1461 331">Policy 02-11-115 Sexual Abuse Prevention, 02-01-107 The Use of Operations of Protective Custody, and 01-04-101 Adult Offender Classification address Standard 115.43.</p> <p data-bbox="244 360 1485 589">Policy 02-11-115 specifically prohibits the placement of inmates at high risk for sexual victimization in involuntary segregated housing unless an assessment of all available alternatives has been made and there is no available means of separation from likely abusers. Moreover, inmates at high risk for sexual victimization shall not be placed in involuntary restrictive status 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. Any such determination shall clearly document the basis for the facility's concern for the inmate's safety; and the reason why no alternative means of separation can be made. Such assignment shall not ordinarily exceed a period of thirty (30) days.</p> <p data-bbox="244 618 1469 745">Edinburgh Correctional Facility provided memos confirming zero (0) inmates were involuntarily moved to an another facility for protective custody. Edinburgh is a open bay work camp. The Auditor interviewed the PREA Compliance Manager to confirm information contained in the PAQ relative to Standard 115.43. She confirmed the correctness of information submitted to the Auditor regarding this standard. Edinburgh Correctional Facility met the requirements of Standard 115.43.</p> <p data-bbox="244 775 810 801"><b>Evidence relied upon to make Auditor determination:</b></p> <ul data-bbox="244 831 938 1261" style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Policy 02-11-115 (Sexual Abuse Prevention)</li> <li>• Policy 02-01-107 (The Use of Operations of Protective Custody)</li> <li>• Policy 01-04-101 (Adult Offender Classification)</li> <li>• Policy 02-1-111 (Administrative Restrictive Status Housing)</li> <li>• Interview with the PREA Compliance Manager</li> <li>• Interview with the PREA Coordinator</li> <li>• Interview with the Warden</li> </ul>

115.51	<b>Inmate reporting</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p data-bbox="240 210 451 237"><b>Auditor Discussion</b></p> <p data-bbox="240 271 1436 331">Policy 02-01-115, Sexual Abuse Prevention and Policy 00-01-102, Inmate Access to Court address the requirements of Standard 115.51.</p> <p data-bbox="240 360 1493 456">The PREA Compliance Manager indicated that the facility never houses inmates detained solely for civil immigration purposes according to the PCM. The agency provides multiple internal ways for inmates to privately report to agency officials sexual abuse and sexual harassment: sexual abuse and harassment; retaliation by other inmates or staff for reporting sexual.</p> <p data-bbox="240 517 1457 647">The same policy, Policy 02-01-115, mandates that staff accept reports of sexual assault and sexual harassment made verbally, in writing, from a third-party or anonymously. Further, the agency also provides inmates with at least one way to report sexual or sexual harassment to a public or private entity or office that is not part of the agency. The private entity or office allows the inmates to remain anonymous if requested.</p> <p data-bbox="240 676 1469 804">Edinburgh Correctional Facility provides internal ways for inmates to privately report sexual abuse and sexual harassment. The PREA brochure is designed expand and inform readers regarding sexual abuse, ways to report an incident of sexual abuse, threats of sexual abuse or sexual assault. The victim of a sexual assault can report sexual abuse or sexual harassment by:</p> <ul data-bbox="240 833 1289 1207" style="list-style-type: none"> <li>• Telling a trusted staff person</li> <li>• Dialing # 80 to report sexual abuse or misconduct</li> <li>• Writing or calling the Indiana Ombudsman Bureau, 402 W. Washington, Street., Indianapolis, IN 46204</li> <li>• Filing a grievance</li> <li>• Third party reporting having a family member or friend to report an incident on their behalf</li> <li>• Email: idocprea@idoc.in.gov or phone:1 (877) 383-5877</li> <li>• Alert the PREA Compliance Manager</li> </ul> <p data-bbox="240 1236 1489 1464">The Auditor tested the telephone system through the facility. Random and targeted inmates (100%) confirmed during interviews that the facility provides multiple ways to report sexual abuse or sexual harassment. Moreover, during inmate interviews (random and targeted) inmates were able to detail multiple ways of reporting sexual abuse or sexual harassment to include contacting the PREA Compliance Manager or Ombudsman Bureau. From agency-wide investigations the Auditor determined that inmates were utilizing the Ombudsman Bureau to make PREA reports, and that the bureau immediately contacted the IDOC PREA Coordinator. The same inmates detailed for the Auditor how to report an incident of sexual abuse or sexual harassment using tablets, the kiosk, filing a grievance, family or using the grievance process.</p> <p data-bbox="240 1494 1477 1590">All staff (random and specialized) sampled indicated they would accept reports of sexual abuse and sexual harassment made verbally, in writing, anonymously, and from third parties, immediately document the event and immediately notify their shift supervisor while maintaining the sexual safety of the victim. Edinburgh met the requirements for Standard 115.51.</p> <p data-bbox="240 1619 812 1646"><b>Evidence relied upon to make Auditor determination:</b></p> <ul data-bbox="240 1675 855 2159" style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Indiana Ombudsman Bureau</li> <li>• Inmate PREA Brochures</li> <li>• Agency Inmate Handbook</li> <li>• PREA related informational posters (English/Spanish)</li> <li>• Facility tour</li> <li>• Policy 02-01-115 (Sexual Abuse Prevention)</li> <li>• Policy 00-01-102 (Inmate Access to Court)</li> <li>• Review of the investigative reports</li> </ul>

- Auditor review of forms and reporting documentation
- Interviews with inmates (random and targeted)
- Interviews with staff (random and specialized)
- Interview with the PREA Compliance Manager
- PREA Coordinator

115.52	<b>Exhaustion of administrative remedies</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Policy 00-02-301 Inmate Grievance Process and Policy 02-01-115 Sexual Abuse Prevention and collectively address the requirements of Standard 115.52. The IDOC is not exempt from this standard.</p> <p>Policy 00-02-301 Inmate Grievance Process and Policy 02-01-115 Sexual Abuse Prevention collectively address the requirements of Standard 115.52. IDOC is not exempt from this standard.</p> <p>Policy 00-02-301, Inmate Grievance Process, Section I, Policy Statement reads: It is expected that offender complaints will be resolved informally by staff attempting to meet and discuss the complaints prior to the offender filing a written grievance.</p> <p>Policy 00-02-301, Inmate Grievance Process, Section IV, Use of the Offender Grievance Process reads: The Department recognizes only one grievance process. The grievance process described in this policy and administrative procedure is the only administrative remedy officially recognized by the Department for the resolution of offenders' grievable issues. The complete offender grievance process consists of the following steps:</p> <ol style="list-style-type: none"> <li>1. A formal attempt to solve a problem or concern following unsuccessful attempts at informal resolutions;</li> <li>2. A written appeal to the Warden/designee; and,</li> <li>3. A written appeal to the Department Grievance Manager.</li> </ol> <p>Matters Appropriate to the Inmate Grievance Process: Examples of issues which an inmate may initiate the grievance process include, but are not limited to:</p> <ol style="list-style-type: none"> <li>1. The substance and requirements of policies, procedures, and rules of the Department or facility (including, but not limited to, correspondence, staff treatment, medical or mental health, some visitation, and food service).</li> <li>2. The way staff members interpret and apply the policies, procedures, or rules of the Department or of the facility.</li> <li>3. Actions of individual staff, contractors, or volunteers.</li> <li>4. Acts of reprisal for using the Inmate Grievance Process.</li> <li>5. Any other concerns relating to conditions of care or supervision within the Department or its contractors, except as noted in this policy and administrative procedure; and,</li> <li>6. PREA</li> </ol> <p><b>Policy 00-02-301, Inmate Grievance Process, Section C. Emergency Grievance</b></p> <p>The Auditor interviewed the Warden during the onsite portion of this audit. The Warden detailed the emergency grievance process. The Offender Grievance Specialist would immediately bring an emergency grievance to the attention of the Warden/designee, PREA Compliance Manager and the PREA Coordinator for review and response within one (1) business day of the offender filing the grievance. The action on any emergency grievance may be appealed by the offender within one (1) business day of receiving the response. The Offender Grievance Specialist will notify, via email, the Department Offender Grievance Manager, PREA Coordinator that the appeal has been submitted. The Department Offender Grievance Manager then issues a final Department decision within five (5) business days of the offender filing the grievance. Problematic, after receiving an emergency grievance the agency is required to issue a final agency decision within five (5) calendar days. Standard 115.52 (f), after receiving an emergency grievance requires the agency to issue a final agency decision within 5 calendar days not business days.</p> <p><b>Policy 00-02-301, Inmate Grievance Process, PREA Grievances, Section D.</b></p> <p>Standard 115.52 (b) requires the agency to 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.</p> <p>Policy 00-02-301, Inmate Grievance Process, PREA Grievances, Section D. of the grievance process removes standard time limits for submission of a grievance and permits inmates to submit a grievance regarding an allegation of sexual abuse without any type of time limits. However, Policy 00-02-301, Inmate Grievance Process, Policy Statement excerpt stipulates:</p> <p>"...it is expected that offender complaints will be resolved informally by staff attempting to meet and discuss the complaints prior to the offender filing a written grievance."</p>

This segment of the grievance process conflicts with direction provided to staff found in other sections of the same policy. Inmate Grievance Process, Section D., PREA Grievances, paragraph one indicates that the Warden shall forward the emergency grievance to the Offender Grievance Specialist, who shall provide an initial response within forty-eight (48) hours of the offender filing the emergency grievance. This information conflicts with verbiage found in, Inmate Grievance Process, Section C., Emergency Grievance.

The PREA Coordinator confirmed during his interview that the agency would 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. The interview with the PREA Coordinator is consistent with Policy 00-02-301, Inmate Grievance Process, Section D. and Standard 115.52. Furthermore, the PREA Coordinator indicated that if the agency claims the maximum allowable extension of time to respond per

115.52(d)(3), the agency would notify the inmate in writing of any such extension and provide a date by which a decision will be made. The PREA Coordinator confirmed his understanding that if an inmate does not receive a response within the time allotted for reply by the agency, including any properly noticed extension, the absence of a response is considered a denial at that level.

Third parties, including fellow inmates, staff members, family members, attorneys, and outside advocates, are permitted by IDOC to assist inmates in filing requests for administrative remedies relating to allegations of sexual abuse. IDOC, Policy 00-02-301 Inmate Grievance Process, Subsection D. reads:

“Third parties, including other offenders, staff members, family members, attorneys, and outside advocates, shall be permitted to assist offenders in filing requests for administrative remedies relating to allegations of sexual abuse, and shall also be permitted to file such requests on behalf of offenders. If a third-party file such a request on behalf of an offender, the facility may require, as a condition of processing the request, that the alleged victim agree to have the request filed on his/her behalf and may also require the alleged victim to personally pursue any subsequent steps in the administrative remedy process. If the offender declines to have the request processed on his/her behalf, the Department shall document the offender’s decision.”

The PCM indicated that Edinburgh 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. The facility investigator confirmed during his interview that IDOC may claim an extension of time to respond, of up to seventy (70) days if the normal time for response is insufficient to make an appropriate decision. The IDOC shall notify the inmate in writing of any such extension and provide a date by which a decision shall be made.

The agency disciplines an inmate for filing a grievance related to alleged sexual abuse, ONLY where the agency demonstrates that the inmates filed the grievance in bad faith outlined in Policy 02-11-115 and 00-02-301. The agency disciplines inmates for filing a grievance related to alleged sexual abuse, ONLY where the agency demonstrates that the inmate filed the grievance in bad faith outlined in Policy 00-02-301. The PREA Compliance Manager also provided memos confirming within the last twelve months the facility had zero (0) inmate grievances was filed that alleged sexual abuse and zero (0) inmates were disciplined for filling a baseless claim. Edinburgh Correctional Facility met the requirement of Standard 115.52.

**Evidence relied upon to make Auditor determination:**

- Pre-Audit Questionnaire
- Policy 00-02-301, Inmate Grievance
- Policy 02-1-115, Sexual Abuse Prevention
- Policy 02-040-101 Administrative Disciplinary Policy
- Interviews with staff (specialized and random)
- Interviews with inmates (random and targeted)
- Interview with the PREA Compliance Manager
- Inmate Handbook and Brochure
- Memorandum: From the Warden regarding grievance filed by inmates related to sexual abuse or sexual harassment (zero)
- Memorandum: From the Warden regarding third party PREA grievances (zero)

- Memorandum: From the Warden regarding emergency grievances (zero)

**Cautionary Note:**

While the agency met the requirements of Standard 115.53 this Auditor highly recommends that the agency consider a policy modification to clarify the Offender Grievance Process, 00-020301.

115.53	<b>Inmate access to outside confidential support services</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p data-bbox="240 210 451 237"><b>Auditor Discussion</b></p> <p data-bbox="240 271 1485 365">Policy 02-11-115 (Sexual Abuse Prevention) addresses the requirements of Standard 115.53. This facility never detains inmates solely for civil immigration purposes therefore the Auditor considers Edinburhg exempt from Standard 115.53 (a) as it pertains civil detention.</p> <p data-bbox="240 398 1481 490">The facility provides inmates with access to outside victim advocates for emotional support services related to sexual abuse. The contact information is posted throughout the facility. PREA posters and victim advocacy information was observed posted during the facility tour through living units and in common areas for viewing.</p> <p data-bbox="240 524 1490 647">IDOC Policy 02-01-115 Sexual Abuse Prevention, Policy 02-01-102, Inmate Visitation, PREA posters, PREA pamphlets, Inmate Handbook, and the Victim Advocacy agreement with the Indiana Coalition Against Domestic Violence (ICADV) were provided through an online platform (Syncplicity) for the Auditor’s review. Both policies along with PREA related informational brochures and service agreements all address Standard 115.53.</p> <p data-bbox="240 680 1481 772">By examination, the Auditor determined that IDOC and by extension Edinburgh Correctional Facility has a paid contract with the Indiana Coalition Against Domestic Violence (ICADV). The Auditor examined a contractual agreement (E-Contract 22593-A5) between ICADV and the IDOC. The scope of services provided by ICADV include:</p> <ol data-bbox="240 837 1406 1077" style="list-style-type: none"> <li>1. Provide the victim a person they can talk to about what happened to them confidentially for crisis intervention.</li> <li>2. Provide the offender a plan to address the trauma caused by the sexual abuse.</li> <li>3. Provide referrals to services that provide ongoing support during and after release and to provide victim advocacy emotional support, crisis intervention, information, and referrals to inmates assigned to IDOC facilities.</li> </ol> <p data-bbox="240 1142 1485 1301">The initial contractual agreement with ICADV was dated 12/7/2018, expired on 9/30/2019, it was amended on 2/10/2020 and expired on 5/31/2020 now extended to March 31, 2022. From each living unit any inmate victim of sexual abuse or harassment, may request victim advocacy services from ICADV by: Calling toll free to the ICADV hotline from the inmate phone system by dialing #66. Inmates are advised from the recording if you get an answering service leave your name, DOC# and facility in the message or writing:</p> <p data-bbox="240 1335 687 1361">Indiana Coalition Against Domestic Violence</p> <p data-bbox="240 1395 520 1422">Attn: IDOC Victim Advocate</p> <p data-bbox="240 1456 683 1482">1915 W. 18th Street, Indianapolis, IN 46202</p> <p data-bbox="240 1538 1474 1662">Specifically, Edinburgh Correctional Facility provides inmates with access to outside victim advocates for emotional support services related to sexual abuse. The Indiana Coalition Against Domestic Violence (ICADV), Indiana VINE (victim assistance), AbuseLawsuit.com, and Maryville University (Understanding the Me-Too Movement: A Sexual Harassment Awareness Guide).</p> <p data-bbox="240 1695 1461 1888">During interviews with inmates (random and targeted) each confirmed that they have access to legal counsel if necessary, and it is not counted towards their weekly telephone call allotment. The same information is found in the posted on each living unit. Additional information was found in the inmate brochure. During interviews, the inmates (100%) (random and targeted) each group sampled confirmed telephone calling access at the facility. The facility maintains copies of the agreement with the Indiana Coalition Against Domestic Violence. Edinburgh Correctional Facility met the requirement of Standard 115.53.</p> <p data-bbox="240 1921 812 1948"><b>Evidence relied upon to make Auditor determination:</b></p> <ul data-bbox="240 1982 927 2119" style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Policy 02-11-115 (Sexual Abuse Prevention)</li> <li>• Edinburgh Correctional Facility Memo: PREA Standard 115.53</li> </ul>

- Edinburgh Correctional Facility Memo: PREA Standard 115.21
- Observations of the Auditor made during the facility tour
- Memorandum of agreement with Indiana Coalition Against Domestic Violence
- ICADV contact information, E-Contract 48021, and E-Contract 22593-A5
- Interviews with inmates (random and targeted)
- Interviews with staff
- Interview with the PREA Coordinator
- Interview with the PREA Compliance Manager

115.54	<b>Third-party reporting</b>
	<p data-bbox="240 147 738 174"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="240 210 451 237"><b>Auditor Discussion</b></p> <p data-bbox="240 273 1493 465">Policy 02-11-115 (Sexual Abuse Prevention) addresses the requirements of Standard 115.54. The facility accepts all third-party reports of inmate sexual abuse or sexual harassment but failed to upload a policy. The agency established a method to receive third-party reports of sexual abuse and sexual harassment that can be found on the agency's website. The agency distributed publicly information on how to report sexual abuse and sexual harassment on behalf of an inmate on their website. The website provides contact information as well as whom the third-party reporter will speak to when communicating with the agency.</p> <p data-bbox="240 501 1465 654">IDOC Policy 02-01-115 Sexual Abuse Prevention, Policy 02-01-102, Inmate Visitation, PREA posters, PREA pamphlets, Inmate Handbook, Ombudsman Bureau, service agreement and the Victim Advocacy agreement with the Indiana Coalition Against Domestic Violence (ICADV) were provided through an online platform (Syncplicity) for the Auditor's review. Both policies, brochures, advocacy contact information along with other PREA related service agreements all address Standard 115.54.</p> <p data-bbox="240 689 1453 779">The IDOC established a method to receive third-party reports of sexual abuse and sexual harassment. The agency has distributed publicly information on how to report sexual abuse and sexual harassment on behalf of an inmate. The Auditor examined the notification on the agency website during an internet search.</p> <p data-bbox="240 815 916 842"><b>IDOC SEXUAL ABUSE AND SEXUAL HARASSMENT REPORTS</b></p> <p data-bbox="240 878 1406 931">To report an incident of sexual abuse or sexual harassment on behalf of a inmates please call (877) 385-5877, email IDOCPREA@idoc.in.gov or write or call:</p> <p data-bbox="240 967 579 1111">The Indiana Ombudsman Bureau 402 W. Washington, Street., W479 Indianapolis, IN 46204</p> <p data-bbox="240 1173 676 1200">Reporting parties please note the following:</p> <ul data-bbox="240 1263 1430 1684" style="list-style-type: none"> <li data-bbox="240 1263 1011 1290">• The allegation will be discussed with the victim named in the report</li> <li data-bbox="240 1326 1430 1379">• The allegation will be disclosed only to those who need to know to ensure victim safety and to investigate the allegation</li> <li data-bbox="240 1415 1366 1442">• Please include the following information, if known, when reporting sexual abuse or sexual harassment:</li> <li data-bbox="240 1469 625 1496">• Date of the alleged incident.</li> <li data-bbox="240 1532 785 1559">• Victim's name and DOC number and facility</li> <li data-bbox="240 1594 1145 1621">• All alleged perpetrators names and DOC numbers • Location of alleged incident</li> <li data-bbox="240 1657 877 1684">• Any other information provided regarding the incident</li> </ul> <p data-bbox="240 1747 963 1774">Edinburgh Correctional Facility met the requirement of Standard 115.54.</p> <p data-bbox="240 1809 810 1836"><b>Evidence relied upon to make Auditor determination:</b></p> <ul data-bbox="240 1863 1197 2123" style="list-style-type: none"> <li data-bbox="240 1863 536 1890">• Pre-Audit Questionnaire</li> <li data-bbox="240 1917 740 1944">• Policy 02-11-115 (Sexual Abuse Prevention)</li> <li data-bbox="240 1980 925 2007">• Edinburgh Correctional Facility Memo: PREA Standard 115.54</li> <li data-bbox="240 2042 1197 2069">• Victim Advocacy agreement with the Indiana Coalition Against Domestic Violence (ICADV)</li> <li data-bbox="240 2096 874 2123">• Internet search: Indiana Department of Correction website</li> </ul>

- PREA Visitor Brochure
- PREA Adult Male/English/Spanish Brochure
- Phone interview: Indiana Ombudsman Bureau
- Email: Indiana Ombudsman Bureau 2019 Report
- Interviews with staff (random and specialized)
- Interviews with inmates (random and targeted)
- Interview with the PREA Coordinator

115.61	<b>Staff and agency reporting duties</b>
	<p><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p><b>Auditor Discussion</b></p> <p>Policy 02-01-115 (Sexual Abuse Prevention) addresses the requirements of Standard 115.61. Edinburg Correctional Facility is an adult facility. Edinburg does not house youthful inmates under the age of 18.</p> <p>By examination and through interviews, the Auditor determined that Indiana Department of Correction staff/volunteers and contractors are mandated reporters and are required by policy to immediately report any knowledge, suspicion, or information they receive regarding sexual abuse and harassment, retaliation against inmates or staff who report any incidents, and any staff neglect or violation of responsibilities that may have contributed to an incident or retaliation. It should be mentioned that Edinburg suspended volunteerism early in January of 2020. To date the suspension of volunteerism has not been lifted by the agency.</p> <p>By examination, the Auditor determined that the agency requires 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.</p> <p>Interviews with staff (random and specialized) support compliance with this standard. Random and specialized staff (100%) confirmed that the agency requires 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.</p> <p>A review of the PREA training curriculum also confirms that the agency informs all staff, volunteers, and contractors to report any PREA related incident or suspicion of an incident to a supervisor immediately. Specialized staff sampled, medical and mental health practitioners confirmed their duty to inform inmates of the practitioner's duty to report, and the limitations of confidentiality, at the initiation of services. Interviews with a sample of targeted inmates confirm that during their initial visit with a medical and mental health practitioner they were informed of the practitioner's duty to report, and the limitations of confidentiality.</p> <p>The Auditor also interviewed, the Warden, the PREA Compliance Manager and PREA Investigator during separate interviews, each confirmed during their respective interviews an understanding of their role and responsibility that upon receiving any allegation of sexual abuse, to promptly report the allegation to the appropriate IDOC office. Interviews with staff (random and specialized) support compliance with Standard 115.61. Edinburg Correctional Facility met the requirements of Standard 115.61.</p> <p><b>Evidence relied upon to make Auditor determination:</b></p> <ul style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Policy 02-01-115 (Sexual Abuse Prevention)</li> <li>• Edinburg Correctional Facility Memo: PREA Standard 115.61</li> <li>• PREA training curriculum</li> <li>• Interviews with staff (random and specialized)</li> <li>• Interview with the PREA Coordinator</li> <li>• Interview with the Warden</li> <li>• Inmate interviews: targeted group</li> <li>• Review of investigative files</li> <li>• Interview with staff: Random and specialized</li> </ul>

115.62	<p><b>Agency protection duties</b></p> <p><b>Auditor Overall Determination:</b> Meets Standard</p> <p><b>Auditor Discussion</b></p> <p>Policy 02-01-115 (Sexual Abuse Prevention) addresses the requirements of Standard 115.62. The policy requires staff to take immediate action to protect an inmate when he is identified as being subject to substantial risk of imminent sexual abuse. The Auditor interviewed random and specialized staff during the onsite portion of the audit. Sample random and specialized staff confirmed a duty to protect the sexual safety of an inmate when the agency learns that an inmate is subject to a substantial risk of imminent sexual abuse. In the past 12 months, the number of times the agency or Edinburgh determined that an inmate was subject to a substantial risk of imminent sexual abuse was zero. The Warden confirmed during his interview that in the past twelve months there were zero instances of an inmate subject to substantial risk of imminent sexual abuse. During interviews with the PREA Compliance Manager and PREA Investigator both detailed their role and responsibility to protect vulnerable inmates if determined that an inmate was in substantial risk of imminent sexual abuse from an abusive inmate.</p> <p>The Auditor interviewed a sample of random and targeted inmates who indicated that they understood how to seek immediate protection from the facility by employing methods such as notifying a trusted staff person, using the PREA hotline or through third-party reporting. Edinburgh Correctional Facility met the requirements of Standard 115.62.</p> <p><b>Evidence relied upon to make Auditor determination:</b></p> <ul style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Policy 02-01-115, Sexual Abuse Prevention</li> <li>• Interviews with staff (Random and Specialized)</li> <li>• Interview with the PREA Coordinator</li> <li>• Interview with the Warden</li> <li>• Interview with the PREA Investigator</li> <li>• Interview with the PREA Compliance Manager</li> <li>• Interview with inmates (random and targeted)</li> </ul>
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115.63	<p><b>Reporting to other confinement facilities</b></p> <p><b>Auditor Overall Determination:</b> Meets Standard</p> <p><b>Auditor Discussion</b></p> <p>Policy 02-01-115 (Sexual Abuse Prevention), Indiana Department of Corrections Protection Duties addresses the requirement of Standard 115.63. The policy requires: when a Warden/Superintendent or designee receives an allegation that an offender was sexually abused at another facility, the Warden/Superintendent or designee receiving the allegation shall notify the head of the facility where the alleged abuse occurred within seventy-two (72) hours of receiving the allegation and document he/she has provided such information. The Warden/Superintendent that receives such notification shall ensure that the allegation is investigated in accordance with this policy and administrative procedure.</p> <p>The Auditor interviewed the Warden for this standard. The Warden detailed his responsibility under Standard 115.63. Further, the Warden explained that if he received an allegation that an inmate was sexually abused at another facility, the notification process requires that he notify the head of the facility where the alleged abuse occurred within seventy-two (72) hours of receiving the allegation and the incident would be documented.</p> <p>According to the PAQ and confirmed by the PREA Compliance Manager and Warden, during the past 12 months, there were zero allegations received that an inmate was abused while confined to another facility. Edinburgh Correctional Facility met the requirements of Standard 115.63.</p> <p><b>Evidence relied upon to make Auditor determination:</b></p> <ul style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Policy 02-01-115 (Sexual Abuse Prevention)</li> <li>• Indiana Department of Corrections Protection Duties</li> <li>• Memorandum from the Warden: Reporting other confinement facilities</li> <li>• Interview with the PREA Compliance Manager</li> <li>• Interview with Warden</li> <li>• Interview with the PREA Coordinator/agency designee</li> </ul>
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115.64	<b>Staff first responder duties</b>
	<p data-bbox="242 145 738 174"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="242 210 451 239"><b>Auditor Discussion</b></p> <p data-bbox="242 271 1490 600">Policy 02-01-115 (Sexual Abuse Prevention) and Policy 02-01-115, Sexual Abuse Prevention, Policy 00-01-103, Investigations and Intelligence, A National Protocol for Sexual Assault Medical Forensic Examinations Adult/Adolescents 2nd ED., 4/2013 IDOC Sexual Assault Evidence Protocol and the Sexual Assault Prevention-Coordinated Response addresses the requirement of Standard 115.64. Policy 02-01-115 requires staff to take specific steps to respond to a report of sexual abuse including; separating the alleged victim from the abuser; preserving any crime scene within a period of time that still allows for the collection of physical evidence; request the alleged victim not take any action that could destroy physical evidence; and ensure that the alleged abuser does not take any action to destroy physical evidence, if the abuse took place within a time period that would still allow for the collection of physical evidence. Staff (random and specialized) (security/non-security) sampled clearly detailed their understanding of the actions to be taken upon learning that an inmate was sexually abused.</p> <p data-bbox="242 629 1490 790">Moreover, the first security staff member to respond to the report is required to: Separate the alleged victim and abuser, preserve and protect any crime scene until appropriate steps can be taken to collect any evidence, request that the alleged victim not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating if the abuse occurred within a time that still allows for the collection of physical evidence.</p> <p data-bbox="242 819 1469 981">Further, the Auditor reviewed one (1) investigative PREA reports were staff responded in time to obtain usable physical evidence (video footage), separate the alleged victim and abuser and implementing a coordinated response. Edinburg is a work camp. The aggressor was immediately transferred to Branchville Correctional Facility pending the outcome of the investigation. The Auditor interviewed zero inmates who reported sexual abuse at another prison. Edinburg met the requirements of Standard 115.64.</p> <p data-bbox="242 1010 810 1039"><b>Evidence relied upon to make Auditor determination:</b></p> <ul data-bbox="242 1068 1485 2096" style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Policy 02-01-115 (Sexual Abuse Prevention)</li> <li>• Policy 00-01-103 (Investigation, and Intelligence)</li> <li>• Interviews with staff (random and specialized)</li> <li>• Interview with the PREA Compliance Manager</li> <li>• Investigations and Intelligence, A National Protocol for Sexual Assault Medical Forensic Examinations Adult/Adolescents 2nd ED., 4/2013</li> <li>• Lesson Plan: IDOC Sexual Assault Response Team Curriculum</li> <li>• First Responders Evidence protocol</li> <li>• SART Overview</li> <li>• ART Victim Advocacy, SART Dynamics and Trauma of Sexual Violence</li> <li>• First Responder Evidence Protocol Investigations</li> <li>• Sexual Assault Prevention Directive</li> </ul>

- Interview First Responder (non-security)
- Interview First Responder (security)

115.65	<b>Coordinated response</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p data-bbox="240 210 451 237"><b>Auditor Discussion</b></p> <p data-bbox="240 271 1493 365">Policy 02-01-115 (Sexual Abuse Prevention), Edinburgh Facility Directive ECF-II-006, Sexual Assault Response 2020, Staff and Indiana Department of Corrections Reporting Duties, Policy 00-01-103, Investigations, and Intelligence, Facility Directive, JCU 20-01 addresses the requirement of Standard 115.65.</p> <p data-bbox="240 398 1461 555">The Edinburgh Facility Directive JCU 20-01, Sexual Abuse Prevention with an effective date of 8/31/2020, outlines a detailed written plan that coordinates actions to be taken in response to an incident of sexual assault among staff first responders, medical and mental health care practitioners, and facility leadership. The plan was reviewed and follows this standard. Edinburgh Facility Directive JCU 20-01, Sexual Abuse Prevention, supports the IDOC Sexual Prevention Policy and coordinated response to sexual abuse.</p> <p data-bbox="240 589 1493 813">The PREA Coordinator affirmed during his interview that each facility is mandated to establish a Sexual Assault Response Team (SART) and develop a detailed written facility coordinated plan. Edinburgh has a documented written institutional coordinated plan among first responders to react to an incident of sexual abuse. At the notification of a sexual assault, the facility PREA Compliance Manager will report to the scene and assist in the response to the assault. Further, as an example, the facility directive also outlines responsibilities for the medical staff. If onsite during a report of sexual abuse medical staff will ensure that the victim is provided immediate medical attention. Medical staff will work the unit team or shift supervisor to prepare the victim for transport to a local hospital for emergency care and a forensic examination by a SANE examiner.</p> <p data-bbox="240 846 1485 1070">According to the PREA Coordinator, all SART Team members participate in comprehensive coursework, to enhance reactionary response time and recovery of evidence in a sexual assault incident. SART members are also charged with meeting the needs of the victim with support; provide a comprehensive forensic exam for victims; provide a joint effective, sensitive approach to victims; document and preserve evidence for potential prosecution; conduct investigations of the crime from notification through prosecution. At the facility level, Edinburgh ensures that an overall effective, and coordinated response occurs for victims of sexual assault. The Edinburgh Coordinated Response Plan was reviewed by the Auditor. The Coordinated Response Plan supports Standard 115.65.</p> <p data-bbox="240 1104 1493 1294">Individual interviews with the PREA Coordinator provided a detailed understanding of the role and responsibilities of SART and first responders including medical and mental health practitioners, investigators, and facility executive staff in the event of an incident of sexual assault. Furthermore, interviews with a sample of specialized staff confirmed for the Auditor that each staff member sampled was knowledgeable of their duties in response to an allegation of sexual abuse and they were also knowledgeable regarding the Edinburgh coordinated response plan. Edinburgh Correctional Facility met the requirements of Standard 115.65.</p> <p data-bbox="240 1328 893 1355"><b>Policy, Materials, Interviews and Other Evidence Reviewed:</b></p> <ul data-bbox="240 1388 1398 2085" style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Policy 02-01-115 (Sexual Abuse Prevention)</li> <li>• Policy 00-01-103, (Investigations, and Intelligence)</li> <li>• Edinburgh Correctional Facility Coordinated Response, Edinburgh Facility Directive JCU 20-01, Sexual Abuse Prevention, dated 8/31/2020</li> <li>• Staff and Indiana Department of Corrections Reporting Duties</li> <li>• Investigations and Intelligence, A National Protocol for Sexual Assault Medical Forensic Examinations Adult/Adolescents 2nd ED., 4/2013</li> <li>• Sexual Assault Response Team Curriculum</li> <li>• Interviews with staff (random and specialized)</li> <li>• Interview with the PREA Coordinator</li> <li>• Interview with the Warden</li> <li>• First Responders Evidence protocol</li> </ul> <p data-bbox="293 2123 456 2150">SART Overview</p>

SART Victim Advocacy

SART Dynamics and Trauma of Sexual Violence

First Responder Evidence Protocol Investigations

IDOC Sexual Assault Manual

<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>Indiana Department of Correction is not a collective bargaining agency; therefore, this standard is not applicable. Edinburgh Correctional Facility met the requirements of Standard 115.66.</p> <p><b>Evidence relied upon to make Auditor determination:</b></p> <ul style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Edinburgh Correctional Facility Memo: PREA Standard 115.66</li> <li>• Interview with the PREA Coordinator</li> <li>• Interview with the Warden</li> </ul>

115.67	<b>Agency protection against retaliation</b>
	<p data-bbox="242 145 738 174"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="242 210 451 239"><b>Auditor Discussion</b></p> <p data-bbox="242 271 1453 331">Policy 02-01-115 Sexual Abuse Prevention and Policy 00-01-103, Investigations, and Intelligence collectively address the requirements of Standard 115.67.</p> <p data-bbox="242 362 1415 423">The agency has 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.</p> <p data-bbox="242 454 1490 546">Policy 00-01-103, Investigations, and Intelligence requires the Office of Investigation and Intelligence to ensure the protection of inmates and staff who have reported sexual abuse or sexual harassment or who have cooperated in a sexual abuse or sexual harassment investigation.</p> <p data-bbox="242 577 1465 804">The agency has designated which staff members or departments are charged with monitoring retaliation. The agency has designated the PREA Committee to monitor staff and inmates for signs of retaliation. Specifically, at Edinburgh , the PREA Compliance Manager facilitates the PREA Committee meetings. The PREA Committee designates a committee member (Unit Team Staff) to monitor a staff or inmate for signs of retaliation. Problematic, Edinburgh documented one (1) unsubstantiated incident of sexual abuse but failed to conduct retaliation monitoring on the victim for at least 90 days. The victim was separated from the aggressor and moved to another dorm. The aggressor was immediately moved to a more secure facility pending the outcome of the investigation.</p> <p data-bbox="242 835 1458 963">The Auditor interviewed the new PREA Compliance Manager. As the facilitator of the PREA Committee, the PREA Compliance Manager explained her role. In detail, the PREA Compliance Manager provided the Auditor with examples of protective measures to employ to protect an inmate or staff who fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigations.</p> <p data-bbox="242 994 1453 1055">Inmates being monitored should be monitored face-to-face as necessary but at 30, 60, and 90-day intervals. The PCM indicated that retaliation monitoring in rare instances could extend beyond 90 days if monitoring were deemed necessary.</p> <p data-bbox="242 1061 1469 1153">The Auditor examined one (1) Sexual/Harassment Incident Reports from the past 12 months. Problematic, Edinburgh did not conduct retaliation monitoring of the inmate victim of sexual abuse. The inmate victim was discharged from the facility. The aggressor relocated to Branchville Correctional Facility.</p> <p data-bbox="242 1184 1473 1312">During his interview, the Warden (previous PCM) indicated that Edinburgh employs multiple protection measures, such as housing changes or transfers for inmates' victims or abusers, removal of alleged staff or inmates' 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.</p> <p data-bbox="242 1344 1477 1471">More, 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 the facility would 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, monitor disciplinary reports, act promptly to remedy any such retaliation occurring at h.</p> <p data-bbox="242 1503 1481 1563">The facility PAQ, 115.67 (c) - 5, indicated the number of times an incident of retaliation occurred in the past 12-month period as zero (0).</p> <p data-bbox="242 1594 879 1624"><b>Policy, Materials, Interviews and Other Evidence Reviewed:</b></p> <ul data-bbox="242 1648 1158 1962" style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• PREA Retaliation Monitoring Form</li> <li>• Edinburgh Correctional Facility Memo: Warden Dobbs regarding retaliation monitoring</li> <li>• Interview with the PREA Compliance Manager</li> <li>• Interview with the PREA Coordinator</li> <li>• Interview with the Warden</li> </ul> <p data-bbox="242 1993 440 2022"><b>Corrective Action:</b></p> <p data-bbox="242 2054 1490 2145">Problematic, Edinburgh documented one (1) unsubstantiated incident of sexual abuse but failed to conduct retaliation monitoring on the victim for at least 90 days. The victim was separated from the aggressor and moved to another dorm. The aggressor was then moved to a more secure facility pending the outcome of the investigation. Edinburgh has a new PREA</p>

Compliance Manager. The PCM will serve as the retaliation monitor for Edinburgh. The new PCM has participated in a formal PREA Compliance Manager's training, sponsored by the Indiana Department of Correction, and facilitated by the NJDOC PREA Coordinator. The training lesson plan included training on Standard 115.67 and 115.71. The PREA Coordinator provided the Auditor documented evidence of the completion of PREA specialized training specific to this standard and this corrective action. Inmates being monitored for retaliation will be monitored face-to-face as necessary at intervals of 30, 60 and 90-days.

<b>115.68</b>	<b>Post-allegation protective custody</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p data-bbox="242 210 453 237"><b>Auditor Discussion</b></p> <p data-bbox="242 273 1492 564">Edinburgh is an open bay work camp. The facility does not utilize involuntary segregation housing. As a last measure to keep an inmate safe, Edinburgh could transfer a victim to a facility that can provide an alternative means of separation from a likely abuser. The Warden and the PREA Compliance Manager each confirmed that the facility has not placed an inmate who alleged to have suffered sexual abuse in an involuntary segregation unit. The Auditor interviewed random and targeted inmates during this audit. Each inmate sampled believed if their sexual safety were at issue, they would be protected from harm by staff while alternative means of separation could be arranged by the facility. In the past 12 months, zero inmates were placed in involuntary segregation at Edinburgh. The Auditor found evidence of the facility transferring an alleged aggressor to another facility pending the outcome of an investigation. Edinburgh Correctional Facility met the requirements of Standard 115.68.</p> <p data-bbox="242 600 879 627"><b>Policy, Materials, Interviews and Other Evidence Reviewed:</b></p> <ul data-bbox="242 712 943 1196" style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Policy 02-01-115 (Sexual Abuse Prevention)</li> <li>• Policy 02-01-107 (The Use and Operation of Protective Custody)</li> <li>• Interview with the Warden</li> <li>• Interview with the PREA Compliance Manager</li> <li>• Interview with the PREA Coordinator</li> <li>• Facility tour</li> <li>• Review of an investigation</li> <li>• Inmate informal conversation regarding restrictive housing</li> </ul>

115.71	<b>Criminal and administrative agency investigations</b>
	<p data-bbox="240 147 738 174"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="240 210 451 237"><b>Auditor Discussion</b></p> <p data-bbox="240 273 1484 362">Policy 02-01-115, Sexual Assault Prevention and Policy 00-01-103, Investigation and Intelligence collectively address the requirements of Standard 115.71. IDOC criminal, third party, administrative and anonymous investigations are conducted by the Office of Investigations and Intelligence (I&amp;I).</p> <p data-bbox="240 398 1461 524">Policy 02-01-115 and 00-01-103, IDOC administrative and criminal investigations are documented, and the appropriate investigation is forwarded to the prosecutor's office or law enforcement when applicable. Policy 02-01-115, Sexual Assault Prevention and Policy 00-01-103, Investigation and Intelligence indicates that IDOC uses investigators who have received specialized training in sexual abuse investigations.</p> <p data-bbox="240 560 1497 748">An investigator interviewed via telephone confirmed that in that role, they gather and preserve direct and circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data, interviews alleged victims, suspected perpetrators, and witnesses, and reviews prior reports and complaints of sexual abuse involving the suspected perpetrator. When the quality of evidence appears to support criminal prosecution, IDOC sworn Correctional Police Officers (CPO) conducts compelling interviews only in conjunction with local prosecutors as to whether compelled interviews may be an obstacle for subsequent criminal prosecution.</p> <p data-bbox="240 784 1477 837">The Auditor found no evidence of the use of a polygraph examination or other truth-telling device in the reports sampled for this audit. Policy 00-01-103, Investigation and Intelligence, staff members are mandated to cooperate with all investigations.</p> <p data-bbox="240 873 1493 1263">Problematic, during this reporting period, Edinburgh documented one (1) incident of sexual abuse, intentional touching by "slapping the inmate on the ass while the victim was in bed." The aggressors' actions were followed by using strong sexually explicit language indicating a desire by the aggressor to "have sex with the victim before he discharged from prison." During the investigation, the victim reported to staff that the aggressor's behavior was not the first nonconsensual solicitation for sex with the victim. The reporting of the incident was the result of a third-party report from an inmate. Edinburgh staff took appropriate action to distance the victim from the aggressor in the incident. The aggressor was immediately transferred to another facility pending the outcome of the investigation. Equally problematic, Edinburgh did not obtain a statement from the alleged aggressor nor did the facility allow the inmate (victim) an opportunity to complete his witness statement. Edinburgh collected witness statements from inmates assigned to the dorm where the incident took place. It should be mentioned, the facility is a work camp. It is conceivable that witnesses to the incident were limited. The incident was unsubstantiated despite the victim's assertion that the aggressor in the incident touched him inappropriately and the statements of two other inmates supporting the victims assertion. Corrective action is required for this standard.</p> <p data-bbox="240 1299 877 1326"><b>Policy, Materials, Interviews and Other Evidence Reviewed:</b></p> <ul data-bbox="240 1357 790 1724" style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Policy 02-01-115 (Sexual Abuse Prevention)</li> <li>• Policy 00-01-103 (Investigations and Intelligence)</li> <li>• Interview with the investigators</li> <li>• Interview with the PREA Compliance Manager</li> <li>• Interview with the Warden</li> <li>• Interview with the PREA Coordinator</li> </ul> <p data-bbox="240 1760 440 1787"><b>Corrective Action:</b></p> <p data-bbox="240 1823 1461 1948">The original investigator of the incident of sexual abuse was a qualified investigator with the authority to investigate sexual abuse in facilities. Further, the previous investigator completed NJDOC investigators training and specialized investigator training (The Moss Group) in accordance with PREA standards. Indiana Department of Correction, Intelligence, and Investigation Division will review the investigation completed by Edinburgh Correctional Facility for completeness.</p> <p data-bbox="240 1984 1471 2136">To address noncompliance with this standard Edinburg provided supplemental information omitted by the original investigator in his initial investigative report. The supplemental statement clarifies his decision to unsubstantiate a single investigation which occurred at Edinburg. The supplemental statement chronicles the original investigator's interview with the accused and the victim. In the supplemental statement the investigator indicates that the victim recants his initial statements and a review of camera footage from the period in question failed to confirm sexual contact with the victim.</p>

Further, Edinburg has appointed a new PREA Compliance Manager. She has completed formal specialized PCM training sponsored by the INDOC PREA Coordinator, to better inform decision making. As part of the corrective action, Edinburg will refer all sexual abuse investigations to the INDOC Intelligence and Investigation Division for investigation

115.72	<b>Evidentiary standard for administrative investigations</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p data-bbox="240 210 453 237"><b>Auditor Discussion</b></p> <p data-bbox="240 271 1465 331">Policy 00-01-103, Investigations, and Intelligence and 03-02-10, Policy and Administrative Procedure, addresses Standard 115.72.</p> <p data-bbox="240 360 1490 725">“The Department of Correction shall establish an Office of Investigations and Intelligence (OI) that shall be responsible for conducting investigations of alleged misconduct by staff and offenders/youths and assisting in maintaining safety and security in the Department’s facilities.” 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. The agency has established the standard for an investigative incident of sexual abuse or sexual harassment as preponderance of evidence. According to the agency PREA Investigator who was interviewed telephonically during the audit process, when evidence supports criminal prosecution, the agency consults with the prosecutor prior to moving forward in the investigative process and conducting compelled interviews. Likewise, the same investigator affirmed that the standard threshold for evidence when investigating an allegation of sexual abuse or sexual harassment is preponderance of evidence. During this reporting period Edinburgh documented one incident of sexual abuse or sexual harassment. Edinburgh Correctional Facility met the requirements of Standard 115.72.</p> <p data-bbox="240 754 879 781"><b>Policy, Materials, Interviews and Other Evidence Reviewed:</b></p> <ul data-bbox="240 810 927 1010" style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Policy 00-01-103 (Investigation and Intelligence)</li> <li>• Edinburgh Correctional Facility Memo: PREA Standard 115.72</li> <li>• Interview with the PREA Compliance Manager</li> </ul>

<b>115.73</b>	<b>Reporting to inmates</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>Policy 02-01-115 (Sexual Abuse Prevention) and Policy 00-01-103 (Investigations and Intelligence) both address the requirement of Standard 115.73.</p> <p>Standard 115.73 (b) is not applicable, the agency/facility is responsible for conducting administrative and criminal investigations.</p> <p>Standard 115.73 (c) is not applicable, following an inmate's allegation that a staff member has committed sexual abuse against the inmate. In the past 12 months, Edinburgh had zero staff misconduct incidents of sexual abuse or sexual harassment.</p> <p>Standard 115.73 (d) In the past 12 months, Edinburgh had zero alleged abuser were indicted on a charge related to sexual abuse within the facility or convicted on a charge related to sexual abuse within the facility.</p> <p>The Standard 115.73 (f) also requires that after an allegation of sexual abuse the inmate shall be informed verbally or in writing as to whether the allegation was substantiated, unsubstantiated or unfounded. All such notifications and attempts of notifications were documented. In the past 12 months, Edinburgh had one documented incident of inmate-on-inmate sexual abuse and zero staff misconduct incidents or sexual abuse or sexual harassment. The inmate (victim) discharged from custody and was therefore unavailable to the facility. Edinburgh documented the departure of the victim and the outcome of the investigation. Edinburgh met the requirements of Standard 115.73.</p> <p><b>Evidence relied upon to make Auditor determination:</b></p> <ul style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Policy 02-01-115 (Sexual Abuse Prevention)</li> <li>• Policy 00-01-103 (Investigations and Intelligence)</li> <li>• Review of investigative file</li> <li>• Interview with the PREA Compliance Manager</li> <li>• PREA inmate notification form</li> <li>• Interview with the Warden</li> <li>• Memorandum: From the Warden indicating zero substantiated PREA related allegations in past 12 months</li> </ul>

115.76	<b>Disciplinary sanctions for staff</b>
	<p data-bbox="240 147 738 174"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="240 210 451 237"><b>Auditor Discussion</b></p> <p data-bbox="240 273 1485 501">Policy 02-01-115 (Sexual Abuse Prevention) and Policy 04-03-103 (Information and Standards of Conduct for Departmental Staff) addresses the requirement of Standard 115.76. The policy outlines the agency's disciplinary response related to violations of PREA policies by staff. Specifically, disciplinary sanctions for staff may include termination. The policy specifically states that the presumptive disciplinary sanction for staff who engages in sexual abuse will be termination. The failure to participate in an investigation is also grounds for terminating employment. The agency defines misconduct as: Behavior by a staff person which violates a standard, rule, regulation, policy, procedure, directive, written or verbal order, agreement, responsibility, performance expectation, or condition of employment of the State and/or the Department.</p> <p data-bbox="240 528 1497 792">The agency defines staff person as: STAFF OR STAFF PERSON: All persons employed by the Department, including contractors and volunteers. Policy 04-03-103 Information and Standards of Conduct for Departmental Staff, specifically states; A staff person who violates a State and/or Department standard, rule, regulation, policy, procedure, directive, written or verbal order, agreement, responsibility, or condition of employment may be subject to disciplinary action, up to and including dismissal, in accordance with IC 4-15-2.2-24 which states, "An employee in the unclassified service is an employee at will and serves at the pleasure of the employee's appointing authority, and may be dismissed, demoted, disciplined, or transferred for any reason that does not contravene public policy." Dismissal shall be the presumptive disciplinary sanction for a staff person that violates the Department's sexual abuse or sexual harassment policies.</p> <p data-bbox="240 831 1497 1059">During the audit process and an interview with the PREA Coordinator the Auditor confirmed that staff terminated for violations of the State, agency sexual abuse or sexual harassment policies, would be reported to the relevant licensing bodies and law enforcement agencies (unless the activity or behavior was clearly not criminal). In the past 12 months, Edinburg PREA Compliance Manager indicated that the number of staff from the facility that have been reported to law enforcement or licensing boards following their termination (or resignation prior to termination) for violating agency sexual abuse or sexual harassment policies was zero. More, formal terminations or a presumptive termination by a staff person that would have been terminated if not for their resignation, would also be reported to law enforcement (unless the behavior was not criminal).</p> <p data-bbox="240 1122 1485 1252">The examination of evidence related to this standard was reviewed by the Auditor. In the past 12 months, Edinburg zero (0) criminal cases involving staff is pending in the prosecutor's office for violating the agency policy and the Code of Ethics. Zero (0) cases involving staff that are PREA related policies for violating the departments zero tolerance policy regarding sexual abuse/harassment. Edinburgh Correctional Facility met the requirements of Standard 115.76.</p> <p data-bbox="240 1279 879 1305"><b>Policy, Materials, Interviews and Other Evidence Reviewed:</b></p> <ul data-bbox="240 1337 1222 1995" style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Policy 04-03-103 (Information and Standards of Conduct for Departmental Staff)</li> <li>• Policy 02-01-115 (Sexual Abuse Prevention)</li> <li>• Policy Statement: Discipline, Statement of Policy</li> <li>• Edinburgh Correctional Facility Memo: Discipline Statement, Dated August 1, 2012</li> <li>• Interview with the PREA Compliance Manager</li> <li>• Policy 04-03-103 Information and Standards of Conduct for Departmental Staff</li> <li>• Internet search: Indiana Code (IC) 4-15-2.2-24, Unclassified service; at will employee</li> <li>• Internet search: Inspector General's website: Code of Ethics, <a href="http://www.in.gov/ig/2236.htm">http://www.in.gov/ig/2236.htm</a>.</li> <li>• Interview with the PREA Coordinator</li> <li>• Review of investigation file</li> <li>• Memorandum: Report of Investigations Sexual Abuse Incident Review</li> </ul>

115.77	<b>Corrective action for contractors and volunteers</b>
	<p data-bbox="240 147 738 174"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="240 210 451 237"><b>Auditor Discussion</b></p> <p data-bbox="240 273 1445 365">Policy 02-01-115 Sexual Abuse Prevention, Policy 04-03-102, Human Resources, Policy 00-01-103 Investigations and Intelligence, and Policy 04-03-103 Information and Standards of Conduct for Departmental Staff collectively address and outline the agency's disciplinary response related to violations of PREA policies by staff.</p> <p data-bbox="240 398 1485 490">Specifically, disciplinary sanctions for staff may include sanctions up to termination. Contractors or volunteers who engage in sexual abuse are prohibited from contact with inmates. Further, any contractor or volunteer who engages in sexual abuse is reported to: Law enforcement agencies or regulatory licensing bodies.</p> <p data-bbox="240 524 1493 680">Policy 04-03-102, Human Resources defines staff as: Any person(s) performing work on behalf of the Department, including contractors and volunteers' states: That any contractor or volunteer engaging in sexual abuse of inmates will be subject to referral to local law enforcement. The policy further requires that the contractor or volunteer be prohibited from having contact with inmates. Confirmed by examination, in the past 12 months there was zero (0) number of volunteers or contractors reported to local law enforcement for misconduct related to PREA.</p> <p data-bbox="240 714 1490 1039">The agency defines misconduct as: "Behavior by a staff person which violates a standard, rule, regulation, policy, procedure, directive, written or verbal order, agreement, responsibility, performance expectation, or condition of employment of the State and/or the Department." Policy 04-03-103 Information and Standards of Conduct for Departmental Staff, specifically states; A staff person who violates a State and/or Department standard, rule, regulation, policy, procedure, directive, written or verbal order, agreement, responsibility, or condition of employment may be subject to disciplinary action, up to and including dismissal, in accordance with IC 4-15-2.2-24 which states, An employee in the unclassified service is an employee at will and serves at the pleasure of the employee's appointing authority, and may be dismissed, demoted, disciplined, or transferred for any reason that does not contravene public policy. Dismissal shall be the presumptive disciplinary sanction for a staff person that violates the Department's sexual abuse or sexual harassment policies. Edinburgh Correctional Facility met the requirements of Standard 115.77.</p> <p data-bbox="240 1072 812 1099"><b>Evidence relied upon to make Auditor determination:</b></p> <ul data-bbox="240 1133 1171 1615" style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Policy 02-01-115, Sexual Abuse Prevention</li> <li>• Policy 04-03-102, Human Resources</li> <li>• Policy 00-01-103, Investigations, and Intelligence</li> <li>• Policy 04-03-103, Information and Standards of Conduct for Departmental Staff</li> <li>• Interview with the PREA Compliance Manager</li> <li>• Interview with the PREA Coordinator</li> <li>• Internet search: Indiana Code (IC) 4-15-2.2-24, Unclassified service; at will employee</li> <li>• Internet search: Inspector General's website: Code of Ethics, <a href="http://www.in.gov/ig/2236.htm">http://www.in.gov/ig/2236.htm</a></li> </ul>

<b>115.78</b>	<b>Disciplinary sanctions for inmates</b>
	<p data-bbox="240 147 738 174"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="240 210 451 237"><b>Auditor Discussion</b></p> <p data-bbox="240 273 1054 300">Policy 02-04-101 Disciplinary Code for Adult Offenders address Standard 115.78.</p> <p data-bbox="240 331 1490 555">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, inmates are subject to IDOC disciplinary sanctions pursuant to a formal disciplinary process. According to the Warden the sanctions are 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. In an interview with a medical practitioner, she indicated when determining what types of sanction, if any, should be imposed, the disciplinary process would consider whether an inmate's mental disabilities or mental illness was contributing factor in the behavior of the inmate.</p> <p data-bbox="240 586 1490 779">Policy 02-04-101 Disciplinary Code for Adult Offenders states that sexual contact between persons to include touching of the intimate parts of one person to any part of another whether clothed or unclothed is prohibited and subject to disciplinary sanctions following an administrative finding or a criminal investigation that an inmate engaged in inmate-on-inmate sexual abuse, the sanctions shall be commensurate with the nature and circumstances of the sexual abuse, the inmates disciplinary history, and the sanctions imposed for comparable offenses by other inmates with similar histories. Edinburgh is a work camp, offering of therapy, counseling, or other interventions are conducted via Telehealth to address sexual victimization.</p> <p data-bbox="240 810 1474 972">Therapy or counseling, or other interventions are afforded inmates with a history of sexual abusive behavior at other correctional facilities that specialized in addressing the underlying reason for the sexually abusive behavior. The aggressor was transferred to another facility. The facility tour did not include the inspection of a restricted housing unit. Inmates requiring restricted housing are transferred to other facilities. Participation in therapy or counseling is optional. Participation in interventions is never a condition to accessing other programming and or other benefits.</p> <p data-bbox="240 1003 1474 1160">More, the Warden indicated during his interview that if a PREA related incident results in a disciplinary sanction, discipline would be commensurate with the nature, circumstances and scope of the abuse committed, the inmate's disciplinary history especially during the past twelve (12) month period would be a consideration, before imposing comparable sanctions for a comparable offense by an inmate with a similar history. The facility would consider if an inmate's mental disability or mental illness contributed to his behavior.</p> <p data-bbox="240 1191 1490 1352">During this audit period, Edinburgh reported one (1) allegation of inmate-on-inmate sexually abusive behavior during this reporting period. The incident was unsubstantiated by the facility. The Auditor found evidence in the form of an email correspondence that the facility nurse referred the victim of sexual abuse to a mental health practitioner in Telehealth Services for a consult. During her interview, the PREA Compliance Manager confirmed that Edinburgh would consult with a mental health practitioner when considering sanctions being imposed on inmates with mental disabilities.</p> <p data-bbox="240 1384 1490 1478">The facility prohibits all sexual activity between inmates and may discipline inmates for such activity. According to the PREA Coordinator and IDOC policy the facility will not deem unauthorized consensual sexual activity to constitute sexual abuse if it determines that the activity was not coerced. Edinburgh Correctional Facility met the requirements of Standard 115.78.</p> <p data-bbox="240 1509 879 1536"><b>Policy, Materials, Interviews and Other Evidence Reviewed:</b></p> <ul data-bbox="240 1568 1007 1939" style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Policy 02-04-101 (Administrative Disciplinary Code for Adult Offenders)</li> <li>• Offenses Offender Brochure</li> <li>• Interview with the PREA Compliance Manager</li> <li>• Interview with a medical practitioner</li> <li>• Inmate handbook</li> <li>• Facility tour: Edinburgh</li> </ul>

115.81	<p><b>Medical and mental health screenings; history of sexual abuse</b></p> <p><b>Auditor Overall Determination:</b> Meets Standard</p> <p><b>Auditor Discussion</b></p> <p>Policy 02-01-115 (Sexual Abuse Prevention) addresses the requirement of Standard 115.81. Inmates who disclose prior sexual victimization or who disclose previously perpetrating sexual abuse during an intake screening will be offered a follow-up meeting with a medical or mental health practitioner within 14 days of the intake screening.</p> <p>The facility obtains informed consent from inmates before reporting information about prior sexual victimization that did not occur in an institutional setting. The Auditor interviewed targeted inmates who confirmed being advised of the limits to confidentiality by medical and mental health practitioners at the initiation of service.</p> <p>Staff interviews confirmed compliance with this policy. In the past 12 months, the percent of inmates who have previously perpetrated sexual abuse, as indicated during the screening, who were offered a follow up meeting with a mental health practitioner was zero. Records examined onsite confirmed that Edinburgh Correctional Facility met the requirements of Standard 115.81.</p> <p><b>Policy, Materials, Interviews and Other Evidence Reviewed:</b></p> <ul style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Policy 02-01-115 (Sexual Abuse Prevention)</li> <li>• Offender information system</li> <li>• Auditor review of behavioral health and intake documentation</li> <li>• Sexual Violence Assessment Tool (SVAT)</li> <li>• Consent for treatment form</li> <li>• Interviews with medical staff (nurse)</li> <li>• Inmate Duty to Report notification forms (4)</li> <li>• Interview with the PREA Compliance Manager</li> </ul>
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115.82	<b>Access to emergency medical and mental health services</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p data-bbox="240 210 451 237"><b>Auditor Discussion</b></p> <p data-bbox="240 271 1406 331">Policy 02-01-115, Sexual Assault Prevention and the IDOC Sexual Assault Manual dated January 15, 2014, address Standard 115.82</p> <p data-bbox="240 362 1485 622">The agency and Edinburgh Correctional Facility by extension requires timely and unimpeded access to emergency medical treatment, crisis intervention and victim advocacy services. Further, if no qualified medical or mental health practitioners are on duty at the time a report of recent sexual abuse is made, security staff first responders would take preliminary steps to protect the victim pursuant to § 115.62, according to the PREA Compliance Manager. The Auditor sampled specialized staff during the audit to determine their understanding of their role and responsibility under this standard. A specialized medical practitioner confirmed that Edinburgh would offer an inmate victim of sexual abuse timely, unimpeded access to emergency medical treatment and crisis intervention services. Furthermore, the same practitioner confirmed that the nature and scope of services provided to the inmate population is based according to her professional judgment.</p> <p data-bbox="240 654 1485 913">There was one (1) sexual victimization incident which occurred in the past 12 months. The victim was fully clothed when the intentional unwanted touching incident occurred in the facility. Staff first responders immediately notify the appropriate medical and mental health practitioners. The inmate was not taken to a local hospital for a SANE examination. No penetration occurred during the incident. The inmate (victim) of sexual abuse was triaged for injuries, offered timely information and timely access to emergency medicine, in accordance with professionally accepted standards of care. An investigation into the allegation during the reporting period was conducted and the incident was determined unsubstantiated. IDOC has a contract with local hospitals to provide emergency services to inmates from Edinburgh Correctional Facility. Edinburgh met the requirements of Standard 115.82.</p> <p data-bbox="240 945 810 972"><b>Evidence relied upon to make Auditor determination:</b></p> <ul data-bbox="240 1003 759 1429" style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Policy 02-01-115 (Sexual Abuse Prevention)</li> <li>• Review of an investigation file</li> <li>• Interviews with medical staff</li> <li>• IDOC Sexual Assault Manual</li> <li>• Interview with the PREA Compliance Manager</li> <li>• Interview with security first responder</li> <li>• Interview with a non-security first responder</li> </ul>

115.83	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>
	<p data-bbox="240 147 738 174"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="240 210 451 237"><b>Auditor Discussion</b></p> <p data-bbox="240 273 1406 331">Policy 02-01-115, Sexual Assault Prevention and the IDOC Sexual Assault Manual dated January 15, 2014, address Standard 115.83.</p> <p data-bbox="240 360 1484 418">Policy 02-01-115 and IDOC Sexual Assault Manual mandates IDOC facilities provide victims with medical and mental health services equivalent to the level of care found in the community.</p> <p data-bbox="240 454 1473 546">Policy 02-01-115 and IDOC Sexual Assault Manual also mandates appropriate tests be provided to the inmate victim as determined by medical and mental health practitioners. Furthermore, if sexual victimization occurs in an institutional setting; the inmate victim of sexual abuse would be offered tests for sexually transmitted infections as medically indicated.</p> <p data-bbox="240 577 1417 636">Policy 02-01-115 requires that Edinburgh to attempt to obtain a mental health evaluation within 60 days of learning of inmate-on-inmate with a history of abusiveness and offer treatment to address the underlying reason for the behavior.</p> <p data-bbox="240 645 1489 703">Individual interviews with a sample of medical and mental health practitioners confirmed their understanding of their role and responsibility under Standard 115.83.</p> <p data-bbox="240 734 1492 792">The PREA Compliance Manager and Warden confirmed during individual interviews with the Auditor that medical services by policy are provided to the victim of a sexual assault at no financial cost.</p> <p data-bbox="240 860 1489 1052">Indiana Code (IC) 11-10-3-5, Co-payment requirements; exceptions. IC 11-10-3-5 outlines circumstances when an inmate is not required to pay for medical services such as (1) the service is provided in an emergency; (2) the service is provided because of an injury received in the correctional facility; or (3) the service is provided at the request of the administrator of a correctional facility. The agency offers all inmates who experience sexual abuse access to forensic medical examinations on-site, without financial cost, where evidentiary or medically appropriate. Edinburgh met the requirements of Standard 115.83.</p> <p data-bbox="240 1120 810 1146"><b>Evidence relied upon to make Auditor determination:</b></p> <ul data-bbox="240 1178 785 1603" style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Policy 02-01-115 (Sexual Assault Prevention)</li> <li>• Inmate handbook</li> <li>• Interview with specialized staff (medical practitioner)</li> <li>• Interview with the PREA Compliance Manager</li> <li>• Interview with the PREA Coordinator</li> <li>• Interview with the Warden</li> <li>• IDOC Sexual Assault Manual</li> </ul>

115.86	<b>Sexual abuse incident reviews</b>
	<p data-bbox="240 147 738 174"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="240 210 451 237"><b>Auditor Discussion</b></p> <p data-bbox="240 273 978 300">Policy 02-01-115, Sexual Assault Prevention addresses Standard 115.86.</p> <p data-bbox="240 331 1469 456">The facility PREA Committee is mandated by policy to complete 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. Such review shall ordinarily occur within thirty (30) days of the conclusion of the investigation. The agency requires the facility PREA Committee to:</p> <ol data-bbox="240 497 1469 1205" style="list-style-type: none"> <li>1. Consider whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse;</li> <li>2. Consider whether the incident or allegation was motivated by race; ethnicity; gender identity; lesbian, gay, bisexual, transgender, or intersex identification, status, or perceived status; or gang affiliation; or was motivated or otherwise caused by other group dynamics at the facility;</li> <li>3. Examine the area in the facility where the incident allegedly occurred to assess whether physical barriers in the area may enable abuse;</li> <li>4. Assess the adequacy of staffing levels in that area during different shifts;</li> <li>5. Assess whether monitoring technology should be deployed or augmented to supplement supervision by staff;</li> <li>6. Prepare a report of its findings and any recommendations for improvement and submit the report to the Superintendent and Executive Director of PREA; and,</li> <li>7. The facility shall implement the recommendations for improvement or document its reasons for not doing so.</li> </ol> <p data-bbox="240 1272 1469 1464">The Auditor examined investigative reports, coupled with supplemental documentation from the past 12-month period. Moreover, Edinburgh Sexual Incident Review documentation supports that the review of the incident includes a multidisciplinary team. The Sexual Incident Review document examined included the required consideration outlined in this standard. The Auditor also determined that the Sexual Incident Review: Considered 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.</p> <p data-bbox="240 1496 1469 1657">More, the PREA Coordinator and the PREA Compliance Manager each confirmed during their interviews that the agency requires the PREA Committee to examine the area in the facility where the incident allegedly occurred to assess whether physical barriers in the area may enable abuse and make recommendations to the Warden. Included in the incident review was the assessment of the adequacy of staffing levels during the incident and the assessment of whether monitoring technology should be deployed or augmented to supplement supervision by staff.</p> <p data-bbox="240 1720 1469 1814">The Auditor confirmed by examination that Edinburgh : Prepares a report of its findings, including but not necessarily limited to determinations made pursuant to §§ 115.86(d)(1) - (d)(5), and any recommendation for improvement is submitted to the Warden.</p> <p data-bbox="240 1845 1469 1939">Interviews with staff revealed that they understood the purpose of the incident review team and the process. In the single incident which occurred at Edinburgh in the past 12 months, the facility made zero recommendations for improvement, and documented its reasons. Edinburgh Correctional Facility met the requirements of Standard 115.86.</p> <p data-bbox="240 1971 810 1998"><b>Evidence relied upon to make Auditor determination:</b></p> <ul data-bbox="240 2029 991 2110" style="list-style-type: none"> <li>• Pre-Audit Questionnaire</li> <li>• Review of investigative sexual abuse reports in the past 12-month period</li> </ul>

- Interview with Sexual Abuse Incident Review team member
- Interview with the PREA Compliance Manager
- Review of facility PREA Incident Review Committee Meeting
- SAP 2020 PREA Report

<b>115.87</b>	<b>Data collection</b>
	<b>Auditor Overall Determination:</b> Audited at Agency Level
	<b>Auditor Discussion</b>

<b>115.88</b>	<b>Data review for corrective action</b>
	<b>Auditor Overall Determination:</b> Audited at Agency Level
	<b>Auditor Discussion</b>

<b>115.89</b>	<b>Data storage, publication, and destruction</b>
	<b>Auditor Overall Determination:</b> Audited at Agency Level
	<b>Auditor Discussion</b>

115.401	<b>Frequency and scope of audits</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p data-bbox="240 210 453 237"><b>Auditor Discussion</b></p> <p data-bbox="240 271 1477 365">During the tour of the facility the upcoming audit notice was found posted throughout the facility. The facility provided time-stamped electronic verification of the posting of the notice. All the agency required facilities were audited during the same time frame to meet the required deadline of one (1) audit within three (3) years.</p> <p data-bbox="240 398 1477 490">Furthermore, The Auditor examined the IDOC 2018, 2019 and 2020 Sexual Assault Prevention Program Annual Reports. The PREA Coordinator during his interview outlined steps taken in 2019 by the agency to enhance and improve compliance with the Prison Rape Elimination Act (PREA) such as:</p> <p data-bbox="240 555 1477 647">The IDOC contracted the Moss Group for a project to improve the IDOC's sexual abuse investigations. The project included a review of current investigations, providing sexual abuse investigations training to agency Investigators and facility PREA Compliance.</p> <p data-bbox="240 712 1477 804">The 2020 report confirms an 85% increase in incident reports compared to the previous year, 2019. Substantiated finding fell 36% in the previous two-year period. Edinburgh meets the staffing ratios required by Standard 115.13. Consensual sexual behaviors spiked upward by 43%.</p> <p data-bbox="240 837 564 864">2018 – 44 substantiated reports</p> <p data-bbox="240 898 564 925">2019 - 45 substantiated reports</p> <p data-bbox="240 958 549 985">2020 - 29 cases substantiated</p> <p data-bbox="240 1019 1477 1133">In 2020, the Indiana Department of Correction continued to make improvements in policy and practice to meet PREA standards. Training was provided to agency investigators tasked with sexual abuse investigations to ensure thorough investigations are being conducted and documented. The agency continues to improve video monitoring technology statewide and conduct job fairs.</p> <p data-bbox="240 1167 1477 1328">Inmates permitted to send confidential information or correspondence to the auditor in the same manner as if they were communicating with legal counsel. The Auditor was permitted to conduct private interviews with inmates. The Auditor permitted to request and receive copies of any relevant documents (including electronically stored information). The Auditor was provided access to, and the ability to observe, all areas of the audited facility. Edinburgh Correctional Facility met the requirements of Standard 115.401.</p> <p data-bbox="240 1361 812 1388"><b>Evidence relied upon to make Auditor determination:</b></p> <ul data-bbox="240 1422 1070 1671" style="list-style-type: none"> <li data-bbox="240 1422 405 1449">• IDOC website</li> <li data-bbox="240 1476 1070 1503">• Interview with staff (random and specialized) and inmates (random and targeted)</li> <li data-bbox="240 1529 632 1556">• Interview with the PREA Coordinator</li> <li data-bbox="240 1583 525 1610">• Interview with the Warden</li> <li data-bbox="240 1637 727 1664">• Interview with the PREA Compliance Manager</li> </ul>

115.403	<b>Audit contents and findings</b>
	<b>Auditor Overall Determination:</b> Audited at Agency Level
	<b>Auditor Discussion</b>

<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 (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.)	yes
<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.)	yes

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

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

<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.)	yes
<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.)	yes
<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
<b>115.22 (c)</b>	<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).)	na
<b>115.31 (a)</b>	<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)</b>	<b>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)</b>	<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)</b>	<b>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)</b>	<b>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.)	yes
<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

<b>115.41 (d)</b>	<b>Screening for risk of victimization and abusiveness</b>	
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (1) Whether the inmate has a mental, physical, or developmental disability?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (2) The age of the inmate?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (3) The physical build of the inmate?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (4) Whether the inmate has previously been incarcerated?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (5) Whether the inmate's criminal history is exclusively nonviolent?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (6) Whether the inmate has prior convictions for sex offenses against an adult or child?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (7) Whether the inmate is or is perceived to be gay, lesbian, bisexual, transgender, intersex, or gender nonconforming (the facility affirmatively asks the inmate about his/her sexual orientation and gender identity AND makes a subjective determination based on the screener's perception whether the inmate is gender non-conforming or otherwise may be perceived to be LGBTI)?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (8) Whether the inmate has previously experienced sexual victimization?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (9) The inmate's own perception of vulnerability?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (10) Whether the inmate is detained solely for civil immigration purposes?	yes
<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)</b>	<b>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)</b>	<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)</b>	<b>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.)	na
	If the facility restricts access to programs, privileges, education, or work opportunities, does the facility document the duration of the limitation? (N/A if the facility never restricts access to programs, privileges, education, or work opportunities.)	na
	If the facility restricts access to programs, privileges, education, or work opportunities, does the facility document the reasons for such limitations? (N/A if the facility never restricts access to programs, privileges, education, or work opportunities.)	na
<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.	yes
<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.)	yes
	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

<b>115.67 (c)</b>	<b>Agency protection against retaliation</b>	
	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).	na
<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.)	na
<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>115.401 (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