

PREA Facility Audit Report: Final

Name of Facility: Sussex Correctional Institution

Facility Type: Prison / Jail

Date Interim Report Submitted: NA

Date Final Report Submitted: 04/22/2023

Auditor Certification	
The contents of this report are accurate to the best of my knowledge.	<input type="checkbox"/>
No conflict of interest exists with respect to my ability to conduct an audit of the agency under review.	<input type="checkbox"/>
I have not included in the final report any personally identifiable information (PII) about any inmate/resident/detainee or staff member, except where the names of administrative personnel are specifically requested in the report template.	<input type="checkbox"/>
Auditor Full Name as Signed: Bruce Kuennen	Date of Signature: 04/22/2023

AUDITOR INFORMATION	
Auditor name:	Kuennen, Bruce
Email:	kuennennw@gmail.com
Start Date of On-Site Audit:	03/06/2023
End Date of On-Site Audit:	03/08/2023

FACILITY INFORMATION	
Facility name:	Sussex Correctional Institution
Facility physical address:	23203 Dupont Boulevard, Georgetown, Delaware - 19947
Facility mailing address:	PO Box 500, Georgetown, Delaware - 19947

Primary Contact	
Name:	John Mitchell
Email Address:	john.mitchelljr@delaware.gov
Telephone Number:	(302) 856-5281 x5145

Warden/Jail Administrator/Sheriff/Director	
Name:	Scott Ceresini
Email Address:	Scott.Ceresini@delaware.gov
Telephone Number:	302-856-5280 ext. 61

Facility PREA Compliance Manager	
Name:	John Mitchell
Email Address:	john.mitchelljr@delaware.gov
Telephone Number:	O: (302) 856-5281 x5145
Name:	Edward Madigan
Email Address:	edward.madigan@delaware.gov
Telephone Number:	O: (302) 856-5280 x5143

Facility Health Service Administrator On-site	
Name:	Dale Lowe
Email Address:	dlowe@teamcenturion.com
Telephone Number:	(302) 856-5280 x5617

Facility Characteristics	
Designed facility capacity:	1269
Current population of facility:	1024
Average daily population for the past 12 months:	1058
Has the facility been over capacity at any point in the past 12 months?	No
Which population(s) does the facility hold?	Both females and males
Age range of population:	18 - 80
Facility security levels/inmate custody levels:	Minimum, Medium and Detentioners
Does the facility hold youthful inmates?	No
Number of staff currently employed at the facility who may have contact with inmates:	314
Number of individual contractors who have contact with inmates, currently authorized to enter the facility:	73
Number of volunteers who have contact with inmates, currently authorized to enter the facility:	64

AGENCY INFORMATION	
Name of agency:	Delaware Department of Correction
Governing authority or parent agency (if applicable):	
Physical Address:	245 McKee Road, Dover, Delaware - 19904
Mailing Address:	
Telephone number:	

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

Agency-Wide PREA Coordinator Information			
Name:	Damaris Slawik	Email Address:	damaris.schweers@delaware.gov

SUMMARY OF AUDIT FINDINGS	
<p>The OAS automatically populates the number and list of Standards exceeded, the number of Standards met, and the number and list of Standards not met.</p> <p>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.</p>	
Number of standards exceeded:	
1	<ul style="list-style-type: none"> • 115.67 - Agency protection against retaliation
Number of standards met:	
44	
Number of standards not met:	
0	

POST-AUDIT REPORTING INFORMATION

GENERAL AUDIT INFORMATION

On-site Audit Dates

1. Start date of the onsite portion of the audit:	2023-03-06
2. End date of the onsite portion of the audit:	2023-03-08

Outreach

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

AUDITED FACILITY INFORMATION

14. Designated facility capacity:	1269
15. Average daily population for the past 12 months:	1058
16. Number of inmate/resident/detainee housing units:	7
17. Does the facility ever hold youthful inmates or youthful/juvenile detainees?	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> Not Applicable for the facility type audited (i.e., Community Confinement Facility or Juvenile Facility)

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

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

36. Enter the total number of inmates/residents/detainees in the facility as of the first day of onsite portion of the audit:	1024
37. Enter the total number of youthful inmates or youthful/juvenile detainees in the facility as of the first day of the onsite portion of the audit:	0
38. Enter the total number of inmates/residents/detainees with a physical disability in the facility as of the first day of the onsite portion of the audit:	4
39. Enter the total number of inmates/residents/detainees with a cognitive or functional disability (including intellectual disability, psychiatric disability, or speech disability) in the facility as of the first day of the onsite portion of the audit:	6
40. Enter the total number of inmates/residents/detainees who are Blind or have low vision (visually impaired) in the facility as of the first day of the onsite portion of the audit:	0
41. Enter the total number of inmates/residents/detainees who are Deaf or hard-of-hearing in the facility as of the first day of the onsite portion of the audit:	0
42. Enter the total number of inmates/residents/detainees who are Limited English Proficient (LEP) in the facility as of the first day of the onsite portion of the audit:	8

<p>43. Enter the total number of inmates/residents/detainees who identify as lesbian, gay, or bisexual in the facility as of the first day of the onsite portion of the audit:</p>	<p>6</p>
<p>44. Enter the total number of inmates/residents/detainees who identify as transgender or intersex in the facility as of the first day of the onsite portion of the audit:</p>	<p>2</p>
<p>45. Enter the total number of inmates/residents/detainees who reported sexual abuse in the facility as of the first day of the onsite portion of the audit:</p>	<p>21</p>
<p>46. Enter the total number of inmates/residents/detainees who disclosed prior sexual victimization during risk screening in the facility as of the first day of the onsite portion of the audit:</p>	<p>55</p>
<p>47. Enter the total number of inmates/residents/detainees who were ever placed in segregated housing/isolation for risk of sexual victimization in the facility as of the first day of the onsite portion of the audit:</p>	<p>0</p>
<p>48. Provide any additional comments regarding the population characteristics of inmates/residents/detainees in the facility as of the first day of the onsite portion of the audit (e.g., groups not tracked, issues with identifying certain populations):</p>	<p>No text provided.</p>
<p>Staff, Volunteers, and Contractors Population Characteristics on Day One of the Onsite Portion of the Audit</p>	
<p>49. Enter the total number of STAFF, including both full- and part-time staff, employed by the facility as of the first day of the onsite portion of the audit:</p>	<p>314</p>

<p>50. Enter the total number of VOLUNTEERS assigned to the facility as of the first day of the onsite portion of the audit who have contact with inmates/residents/detainees:</p>	<p>64</p>
<p>51. Enter the total number of CONTRACTORS assigned to the facility as of the first day of the onsite portion of the audit who have contact with inmates/residents/detainees:</p>	<p>73</p>
<p>52. Provide any additional comments regarding the population characteristics of staff, volunteers, and contractors who were in the facility as of the first day of the onsite portion of the audit:</p>	<p>No text provided.</p>

INTERVIEWS

Inmate/Resident/Detainee Interviews

Random Inmate/Resident/Detainee Interviews

<p>53. Enter the total number of RANDOM INMATES/RESIDENTS/DETAINEES who were interviewed:</p>	<p>20</p>
<p>54. Select which characteristics you considered when you selected RANDOM INMATE/RESIDENT/DETAINEE interviewees: (select all that apply)</p>	<p><input checked="" type="checkbox"/> Age</p> <p><input checked="" type="checkbox"/> Race</p> <p><input checked="" type="checkbox"/> Ethnicity (e.g., Hispanic, Non-Hispanic)</p> <p><input type="checkbox"/> Length of time in the facility</p> <p><input checked="" type="checkbox"/> Housing assignment</p> <p><input type="checkbox"/> Gender</p> <p><input type="checkbox"/> Other</p> <p><input type="checkbox"/> None</p>

<p>55. How did you ensure your sample of RANDOM INMATE/RESIDENT/DETAINEE interviewees was geographically diverse?</p>	<p>The auditor’s randomization method began with a random number generator in an Excel spreadsheet – specifically, =RANDBETWEEN(1,26). Letters were chosen for each category to correspond to the number generated. 1=A, 2=B, etc. A letter was applied to each given list in this manner. For example, the facility was asked to provide the first two records for inmates from each housing unit whose last name begins with the letter C. If there were not two inmates whose last name began with C, they were asked to go on to D, and so on. This same method was used during the on-site audit as additional names which needed to be generated.</p>
<p>56. Were you able to conduct the minimum number of random inmate/resident/detainee interviews?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
<p>57. Provide any additional comments regarding selecting or interviewing random inmates/residents/detainees (e.g., any populations you oversampled, barriers to completing interviews, barriers to ensuring representation):</p>	<p>No text provided.</p>
<p>Targeted Inmate/Resident/Detainee Interviews</p>	
<p>58. Enter the total number of TARGETED INMATES/RESIDENTS/DETAINEES who were interviewed:</p>	<p>20</p>
<p>As stated in the PREA Auditor Handbook, the breakdown of targeted interviews is intended to guide auditors in interviewing the appropriate cross-section of inmates/residents/detainees who are the most vulnerable to sexual abuse and sexual harassment. When completing questions regarding targeted inmate/resident/detainee interviews below, remember that an interview with one inmate/resident/detainee may satisfy multiple targeted interview requirements. These questions are asking about the number of interviews conducted using the targeted inmate/resident/detainee protocols. For example, if an auditor interviews an inmate who has a physical disability, is being held in segregated housing due to risk of sexual victimization, and disclosed prior sexual victimization, that interview would be included in the totals for each of those questions. Therefore, in most cases, the sum of all the following responses to the targeted inmate/resident/detainee interview categories will exceed the total number of targeted inmates/residents/detainees who were interviewed. If a particular targeted population is not applicable in the audited facility, enter "0".</p>	

<p>59. Enter the total number of interviews conducted with youthful inmates or youthful/juvenile detainees using the "Youthful Inmates" protocol:</p>	<p>0</p>
<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/detainees.</p> <p><input type="checkbox"/> The inmates/detainees in this targeted category declined to be interviewed.</p>
<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/detainees).</p>	<p>Youthful inmates were only housed between November 14, 2020, and March 19, 2021.</p>
<p>60. Enter the total number of interviews conducted with inmates/residents/detainees with a physical disability using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>2</p>
<p>61. Enter the total number of interviews conducted with inmates/residents/detainees with a cognitive or functional disability (including intellectual disability, psychiatric disability, or speech disability) using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>2</p>
<p>62. Enter the total number of interviews conducted with inmates/residents/detainees who are Blind or have low vision (i.e., visually impaired) using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>0</p>

<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>No apparently blind inmates were observed on the site review or included in the randomly chosen and interviewed inmates.</p>
<p>63. Enter the total number of interviews conducted with inmates/residents/detainees who are Deaf or hard-of-hearing using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>2</p>
<p>64. Enter the total number of interviews conducted with inmates/residents/detainees who are Limited English Proficient (LEP) using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>2</p>
<p>65. Enter the total number of interviews conducted with inmates/residents/detainees who identify as lesbian, gay, or bisexual using the "Transgender and Intersex Inmates; Gay, Lesbian, and Bisexual Inmates" protocol:</p>	<p>5</p>
<p>66. Enter the total number of interviews conducted with inmates/residents/detainees who identify as transgender or intersex using the "Transgender and Intersex Inmates; Gay, Lesbian, and Bisexual Inmates" protocol:</p>	<p>2</p>

<p>67. Enter the total number of interviews conducted with inmates/residents/detainees who reported sexual abuse in this facility using the "Inmates who Reported a Sexual Abuse" protocol:</p>	<p>5</p>
<p>68. Enter the total number of interviews conducted with inmates/residents/detainees who disclosed prior sexual victimization during risk screening using the "Inmates who Disclosed Sexual Victimization during Risk Screening" protocol:</p>	<p>9</p>
<p>69. Enter the total number of interviews conducted with inmates/residents/detainees who are or were ever placed in segregated housing/isolation for risk of sexual victimization using the "Inmates Placed in Segregated Housing (for Risk of Sexual Victimization/Who Allege to have Suffered Sexual Abuse)" protocol:</p>	<p>0</p>
<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>Restricted housing is not used for this purpose.</p>
<p>70. Provide any additional comments regarding selecting or interviewing targeted inmates/residents/detainees (e.g., any populations you oversampled, barriers to completing interviews):</p>	<p>The breakdown of the number in each targeted category does not add to the total number of targeted inmates, because some inmates are counted in more than one category.</p>

Staff, Volunteer, and Contractor Interviews

Random Staff Interviews

71. Enter the total number of RANDOM STAFF who were interviewed:

11

72. Select which characteristics you considered when you selected RANDOM STAFF interviewees: (select all that apply)

- Length of tenure in the facility
- Shift assignment
- Work assignment
- Rank (or equivalent)
- Other (e.g., gender, race, ethnicity, languages spoken)
- None

If "Other," describe:

Gender distribution was checked. Auditor ensured that female staff were represented in the same approximate ratio as the actual ratio.

73. Were you able to conduct the minimum number of RANDOM STAFF interviews?

- Yes
- No

74. Provide any additional comments regarding selecting or interviewing random staff (e.g., any populations you oversampled, barriers to completing interviews, barriers to ensuring representation):

No text provided.

Specialized Staff, Volunteers, and Contractor Interviews

Staff in some facilities may be responsible for more than one of the specialized staff duties. Therefore, more than one interview protocol may apply to an interview with a single staff member and that information would satisfy multiple specialized staff interview requirements.

75. Enter the total number of staff in a SPECIALIZED STAFF role who were interviewed (excluding volunteers and contractors):	11
76. Were you able to interview the Agency Head?	<input checked="" type="radio"/> Yes <input type="radio"/> No
77. Were you able to interview the Warden/Facility Director/Superintendent or their designee?	<input checked="" type="radio"/> Yes <input type="radio"/> No
78. Were you able to interview the PREA Coordinator?	<input checked="" type="radio"/> Yes <input type="radio"/> No
79. Were you able to interview the PREA Compliance Manager?	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> NA (NA if the agency is a single facility agency or is otherwise not required to have a PREA Compliance Manager per the Standards)

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

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

	<input checked="" type="checkbox"/> Intake staff <input type="checkbox"/> Other
81. Did you interview VOLUNTEERS who may have contact with inmates/residents/detainees in this facility?	<input checked="" type="radio"/> Yes <input type="radio"/> No
a. Enter the total number of VOLUNTEERS who were interviewed:	1
b. Select which specialized VOLUNTEER role(s) were interviewed as part of this audit from the list below: (select all that apply)	<input type="checkbox"/> Education/programming <input type="checkbox"/> Medical/dental <input type="checkbox"/> Mental health/counseling <input checked="" type="checkbox"/> Religious <input type="checkbox"/> Other
82. Did you interview CONTRACTORS who may have contact with inmates/residents/detainees in this facility?	<input checked="" type="radio"/> Yes <input type="radio"/> No
a. Enter the total number of CONTRACTORS who were interviewed:	2
b. Select which specialized CONTRACTOR role(s) were interviewed as part of this audit from the list below: (select all that apply)	<input type="checkbox"/> Security/detention <input type="checkbox"/> Education/programming <input checked="" type="checkbox"/> Medical/dental <input type="checkbox"/> Food service <input type="checkbox"/> Maintenance/construction <input type="checkbox"/> Other

<p>83. Provide any additional comments regarding selecting or interviewing specialized staff.</p>	<p>Agency level interviews for the agency head and contract administrator were conducted by another DOJ-certified auditor. The agency PREA Coordinator was interviewed by both the primary and the other auditor.</p>
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SITE REVIEW AND DOCUMENTATION SAMPLING

Site Review

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

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

<p>85. Observations of all facility practices in accordance with the site review component of the audit instrument (e.g., signage, supervision practices, cross-gender viewing and searches)?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
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<p>86. Tests of all critical functions in the facility in accordance with the site review component of the audit instrument (e.g., risk screening process, access to outside emotional support services, interpretation services)?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
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<p>87. Informal conversations with inmates/residents/detainees during the site review (encouraged, not required)?</p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p>
<p>88. Informal conversations with staff during the site review (encouraged, not required)?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
<p>89. Provide any additional comments regarding the site review (e.g., access to areas in the facility, observations, tests of critical functions, or informal conversations).</p>	<p>Re-visited one area of the facility to verify line of site from a particular vantage point not accessed during the first day site review.</p>
<h2 style="text-align: center;">Documentation Sampling</h2>	
<p>Where there is a collection of records to review-such as staff, contractor, and volunteer training records; background check records; supervisory rounds logs; risk screening and intake processing records; inmate education records; medical files; and investigative files-auditors must self-select for review a representative sample of each type of record.</p>	
<p>90. In addition to the proof documentation selected by the agency or facility and provided to you, did you also conduct an auditor-selected sampling of documentation?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
<p>91. Provide any additional comments regarding selecting additional documentation (e.g., any documentation you oversampled, barriers to selecting additional documentation, etc.).</p>	<p>No text provided.</p>

SEXUAL ABUSE AND SEXUAL HARASSMENT ALLEGATIONS AND INVESTIGATIONS IN THIS FACILITY

Sexual Abuse and Sexual Harassment Allegations and Investigations Overview

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

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

	# of sexual abuse allegations	# of criminal investigations	# of administrative investigations	# of allegations that had both criminal and administrative investigations
Inmate-on-inmate sexual abuse	12	5	12	5
Staff-on-inmate sexual abuse	19	2	19	2
Total	31	7	31	7

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

	# of sexual harassment allegations	# of criminal investigations	# of administrative investigations	# of allegations that had both criminal and administrative investigations
Inmate-on-inmate sexual harassment	38	0	38	0
Staff-on-inmate sexual harassment	25	0	25	0
Total	63	0	63	0

Sexual Abuse and Sexual Harassment Investigation Outcomes

Sexual Abuse Investigation Outcomes

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

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

	Ongoing	Referred for Prosecution	Indicted/ Court Case Filed	Convicted/ Adjudicated	Acquitted
Inmate-on-inmate sexual abuse	1	5	0	0	0
Staff-on-inmate sexual abuse	1	2	0	0	0
Total	2	7	0	0	0

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

	Ongoing	Unfounded	Unsubstantiated	Substantiated
Inmate-on-inmate sexual abuse	1	4	6	1
Staff-on-inmate sexual abuse	1	12	5	1
Total	2	16	11	2

Sexual Harassment Investigation Outcomes

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

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

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

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

	Ongoing	Unfounded	Unsubstantiated	Substantiated
Inmate-on-inmate sexual harassment	0	18	17	3
Staff-on-inmate sexual harassment	0	21	4	0
Total	0	39	21	3

Sexual Abuse and Sexual Harassment Investigation Files Selected for Review

Sexual Abuse Investigation Files Selected for Review

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

9

<p>99. Did your selection of SEXUAL ABUSE investigation files include a cross-section of criminal and/or administrative investigations by findings/outcomes?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any sexual abuse investigation files)</p>
<p>Inmate-on-inmate sexual abuse investigation files</p>	
<p>100. Enter the total number of INMATE-ON-INMATE SEXUAL ABUSE investigation files reviewed/sampled:</p>	<p>5</p>
<p>101. Did your sample of INMATE-ON-INMATE SEXUAL ABUSE investigation files include criminal investigations?</p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual abuse investigation files)</p>
<p>102. Did your sample of INMATE-ON-INMATE SEXUAL ABUSE investigation files include administrative investigations?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual abuse investigation files)</p>
<p>Staff-on-inmate sexual abuse investigation files</p>	
<p>103. Enter the total number of STAFF-ON-INMATE SEXUAL ABUSE investigation files reviewed/sampled:</p>	<p>3</p>
<p>104. Did your sample of STAFF-ON-INMATE SEXUAL ABUSE investigation files include criminal investigations?</p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual abuse investigation files)</p>

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

<p>106. Enter the total number of SEXUAL HARASSMENT investigation files reviewed/sampled:</p>	<p>6</p>
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<p>107. Did your selection of SEXUAL HARASSMENT investigation files include a cross-section of criminal and/or administrative investigations by findings/outcomes?</p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any sexual harassment investigation files)</p>
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Inmate-on-inmate sexual harassment investigation files

<p>108. Enter the total number of INMATE-ON-INMATE SEXUAL HARASSMENT investigation files reviewed/sampled:</p>	<p>5</p>
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<p>109. Did your sample of INMATE-ON-INMATE SEXUAL HARASSMENT files include criminal investigations?</p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual harassment investigation files)</p>
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<p>110. Did your sample of INMATE-ON-INMATE SEXUAL HARASSMENT investigation files include administrative investigations?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual harassment investigation files)</p>
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Staff-on-inmate sexual harassment investigation files

111. Enter the total number of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files reviewed/sampled:	2
112. Did your sample of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files include criminal investigations?	<input type="radio"/> Yes <input checked="" type="radio"/> No <input type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual harassment investigation files)
113. Did your sample of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files include administrative investigations?	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual harassment investigation files)
114. Provide any additional comments regarding selecting and reviewing sexual abuse and sexual harassment investigation files.	No text provided.

SUPPORT STAFF INFORMATION

DOJ-certified PREA Auditors Support Staff

115. Did you receive assistance from any DOJ-CERTIFIED PREA AUDITORS at any point during this audit? REMEMBER: the audit includes all activities from the pre-onsite through the post-onsite phases to the submission of the final report. Make sure you respond accordingly.	<input checked="" type="radio"/> Yes <input type="radio"/> No
a. Enter the TOTAL NUMBER OF DOJ-CERTIFIED PREA AUDITORS who provided assistance at any point during this audit:	1

Non-certified Support Staff

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

Yes

No

AUDITING ARRANGEMENTS AND COMPENSATION

121. Who paid you to conduct this audit?

The audited facility or its parent agency

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

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

Other

Identify the name of the third-party auditing entity

Corrections Consulting Services, LLC

Standards

Auditor Overall Determination Definitions

- Exceeds Standard
(Substantially exceeds requirement of standard)
- Meets Standard
(substantial compliance; complies in all material ways with the stand for the relevant review period)
- Does Not Meet Standard
(requires corrective actions)

Auditor Discussion Instructions

Auditor discussion, including the evidence relied upon in making the compliance or non-compliance determination, the auditor's analysis and reasoning, and the auditor's conclusions. This discussion must also include corrective action recommendations where the facility does not meet standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

115.11	Zero tolerance of sexual abuse and sexual harassment; PREA coordinator
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Documents</p> <ul style="list-style-type: none"> • Delaware Department of Correction Policy 8.60, Prison Rape Elimination Act (PREA), approved September 22, 2015 • Delaware Department of Correction, Bureau of Prisons, Sussex Correctional Institution Policy 8.60B, Sexual Assault Response Plan, effective date September 1, 2018 • Delaware Department of Correction Sexual Abuse Response Plan • Delaware Department of Correction Organizational Chart • Delaware Department of Correction PREA Manager Directory, November 2022 <p>Interviews</p> <ul style="list-style-type: none"> • Interview with Commissioner Monroe B. Hudson, Jr. • Interviews with Agency PREA Coordinator Demaris Slawick • Interviews with Facility PREA Compliance Manager • Inmate interviews • Staff interviews <p>Site Review Observations</p> <ul style="list-style-type: none"> • Interactions between staff and inmates • Posted signs • Discussions of staffing levels <p>The agency’s primary document which states its commitment to zero tolerance is Delaware Department of Correction Policy 8.60, Prison Rape Elimination Act (PREA) which outlines in detail the policies, procedures, and approaches to prevent, detect, and respond to sexual abuse and sexual harassment. Delaware Department of Correction, Bureau of Prisons, Sussex Correctional Institution Policy 8.60B, Sexual Assault Response Plan outlines specific procedures unique to the Sussex Correctional Institution.</p> <p>These policies, inmate handbooks, posted signs, staff and inmate interviews, observations of interaction between staff and inmates all support the conclusion that a culture of zero tolerance is well established at the facility.</p> <p>The agency’s PREA Coordinator is Demaris Slawick. Her position is full-time, dedicated to overseeing the agency’s efforts to comply with PREA standards. She reports to the Chief of Planning, Research, and Reentry, who reports to the agency</p>

head. Ms. Slawick coordinates the PREA-related activities of designated PREA Managers at each of the department's eight adult prisons and community corrections centers, including Sussex Correctional Institution. The PREA Compliance Manager is the Chief of Investigations; he holds the rank of Captain.

The primary evidence that the Agency PREA Coordinator has sufficient time and authority to complete her job is the achievement of 100% of the standards being found in compliance. The response from most interviewed inmates that they felt safe being housed at this facility is further evidence that the purpose and intent of the standards is being met.

115.12	Contracting with other entities for the confinement of inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Documents</p> <ul style="list-style-type: none"> • Agency responses to Pre-Audit Questionnaire • Contract with a private agency <p>Interviews</p> <ul style="list-style-type: none"> • Interview with agency contract administrator • Interview with agency PREA Coordinator • Interview with the Chief of Planning, Research, and Reentry <p>The Delaware Department of Correction reported that it had a contract with a private agency concerning services provided to a group of inmates. However, it was determined in interviews with agency staff that this contract did not concern the housing of inmates.</p> <p>Based on this information, the auditor determined that the agency is in full compliance with this standard.</p>

115.13 Supervision and monitoring

Auditor Overall Determination: Meets Standard

Auditor Discussion

Documents

- Annual Staffing Plan Review for the Sussex Correctional Institution, January 3, 2023
- DDOC Policy 8.60, Prison Rape Elimination Act (PREA)
- DDOC SCI Policy 8.60B, Sexual Assault Response Plan
- DDOC Sexual Abuse Response Plan
- Facility responses to Pre-Audit Questionnaire

Interviews

- Interview with Agency PREA Coordinator
- Inmate interviews
- Staff interviews

Site Review Observations

- Discussions of staffing levels for each area of the facility

The facility provided a detailed, 12 page staffing plan that outlines the minimum staffing levels for both line and supervisory staff. The plan outlines how each of the requirements - (1) through (11) was met in setting the minimum staffing levels. In addition, the document served as the annual review of the staffing plan.

The auditor confirmed the minimum staffing levels of each housing unit and other areas where inmates are present during the site review. At each housing unit, he questioned facility staff as to the minimum level of staff that was always present on each unit. Staff shortages sometimes caused the use of overtime, but they did not cause the facility to deviate from filling its mandatory positions.

The facility is equipped with internal and external security cameras. Images can be viewed from remote locations, and output is recorded and saved for a reasonable amount of time.

Supervisory staff interviews and written documentation indicate that unannounced rounds are regularly conducted for all areas of the facility on all shifts.

The facility's report that only one instance of sexual abuse was substantiated for the one-year period prior to the on-site visit is further evidence of the adequacy of staffing levels.

Based on this information, the auditor determined that the agency is in full compliance with this standard.

115.14	Youthful inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Documents</p> <ul style="list-style-type: none"> • Facility Responses to Pre-audit Questionnaire • Memo re: Youthful Offenders housed at SCI • Inmate list showing Date of Birth <p>Interviews</p> <ul style="list-style-type: none"> • Staff interviews • Inmate interviews <p>Site Review Observations</p> <ul style="list-style-type: none"> • Observation of units where youthful inmates had been held • Observation of apparent age of inmates <p>The facility provided a memo which reported that SCI housed inmates under the age of 18 between November 14, 2020, and March 19, 2021. During this period, the youthful inmates were housed in a unit with sight, sound, and physical separation from adult inmates. When youthful inmates were moved from one area of the facility to another, and complete sight and sound separation could not be maintained, the youthful inmates were under direct staff supervision.</p> <p>The memo also reported that no youthful offenders were housed in the 12-month period prior to the onsite audit. On the site review (tour) the auditor observed no inmates whose youthful appearance required him to ask for verification of age.</p> <p>All evidence leads to a finding of compliance with standard 115.14.</p>

115.15	Limits to cross-gender viewing and searches
	<p data-bbox="256 188 983 221">Auditor Overall Determination: Meets Standard</p> <hr/> <p data-bbox="256 264 557 297">Auditor Discussion</p> <hr/> <p data-bbox="256 340 437 374">Documents</p> <ul data-bbox="331 443 1203 600" style="list-style-type: none"> • DDOC Policy 8.60, Prison Rape Elimination Act (PREA) • DDOC SCI Policy 8.60A, Cross-Gender Offender Supervision • DDOC PREA Training Lesson Plan, December 15, 2021 • Random sample of staff training records <p data-bbox="256 642 427 676">Interviews</p> <ul data-bbox="331 745 620 813" style="list-style-type: none"> • Staff interviews • Inmate interviews <p data-bbox="256 860 445 893">Site Review</p> <ul data-bbox="331 963 1048 1075" style="list-style-type: none"> • Observation of opposite gender announcements • Observation of posted signs • Observation of lines of sight and camera feeds <p data-bbox="256 1120 1458 1442">Statements of facts, staff interviews, and auditor observations consistently indicated that the facility does not conduct cross-gender visual body searches. Inmate interviews indicated that the inmates had not been subject to such searches at this facility. Two interviewed inmates described an incident where male staff conducted visual body searches of male inmates without restricting the view of surveillance cameras, which potentially could have been viewed by female staff. Administrative staff interviews indicated that the incident did in fact take place, but that an investigation found that female staff did not view the searches.</p> <p data-bbox="256 1485 1474 1727">Interviewed inmates from one housing area reported that they believed staff stations and one camera placement allowed staff to observe inmate genitalia and buttocks. The auditor verified that physical barriers were sufficient to prevent such viewing from the staff stations. He also verified that the camera in question had been modified to create a masking effect which effectively kept these body parts from view by remote observation or recording.</p> <p data-bbox="256 1769 1474 2047">DDOC policy requires that correctional officers make their best efforts to allow offenders to shower, perform bodily functions, and change clothing without staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks. The auditor observed physical barriers including curtains in every working shower facility. Inmate interviews all indicated the offenders had not been required to be fully naked before a female staff person at this facility.</p>

DDOC Policy requires that staff of the opposite gender announce their presence when entering an offender housing area. The auditor verified that this occurred consistently during the site review. Staff and inmate interviews indicated that this occurs in regular practice.

The auditor confirmed that proper means of conducting inmate pat searches, including those of transgender inmates, were a part of both preservice and in-service training. Interviewed staff confirmed that they had received this training.

Upon review of this evidence, the auditor concluded that the facility complies with each provision of this standard in all material ways.

115.16	Inmates with disabilities and inmates who are limited English proficient
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Documents</p> <ul style="list-style-type: none"> • DDOC Policy 8.60, Prison Rape Elimination Act (PREA) • DDOC SCI Policy 8.60B, Sexual Assault Response Plan • DDOC Sexual Abuse Response Plan • Verification of DDOC contract for American Sign Language (ASL) services • Verification of DDOC contract for Language Link Program • Language Identification Guide - <i>"I Speak . . ."</i> <p>Interviews</p> <ul style="list-style-type: none"> • Agency head interview • Staff interviews • Inmate interviews <p>Video</p> <ul style="list-style-type: none"> • PREA: What You Need to Know - with Spanish subtitles <p>Site Review Observations</p> <ul style="list-style-type: none"> • Observations of Spanish versions of posted signs <p>DDOC Policy outlines the agency's requirements to effectively communicate with inmates with disabilities. Targeted inmate interviews with a randomly chosen inmate from each of these groups - blind or low vision, deaf or hard of hearing, and cognitive limitations - indicated that the interviewed inmates understood their rights and the means of reporting abuse or harassment.</p> <p>The department maintains contracts with Language Link for interpretation services for languages other than English and with an American Sign Language interpretation service.</p> <p>The PREA Video is available in English, Spanish, and Closed Captioned formats. Staff and inmate interviews indicated that the facility does not rely solely on printed materials in English to communicate with inmates; intake, education, acceptance of complaints and reports of abuse or harassment, and investigations all involve face-to-face staff/inmate contact so that an assessment can be made of the inmate's understanding of the communication.</p>

The auditor conducted two targeted interviews with inmates for whom understanding English was difficult. The facility provided a competent staff interpreter for purposes of these interviews.

Policy statements, inmate and staff interviews, all indicate compliance with this standard.

115.17 Hiring and promotion decisions

Auditor Overall Determination: Meets Standard

Auditor Discussion**Documents**

- DDOC Policy 8.60, Prison Rape Elimination Act (PREA)
- DDOC SCI Policy 8.60B, Sexual Assault Response Plan
- DDOC Sexual Abuse Response Plan
- Facility responses to PREA Pre-Audit Questionnaire
- Full listing of all current staff, including dates of hire
- Background check verification for randomly chosen staff.

Interviews

- Interview with Agency PREA Coordinator
- Interview with Facility PREA Manager

Review of documents and staff interviews indicate that the facility ensures that it does not hire or promote anyone who will have contact with inmates who has engaged in prior sexual abuse or harassment at a correctional facility by the following means:

- Criminal background checks
- Signed staff acknowledgment of affirmative duty to disclose such behavior.
- Criminal background checks of all staff upon 5th anniversary of hire
- Hiring / Promotional Examination Questions relating to PREA standard concerns

The auditor requested and reviewed the evidence provided by the facility for six randomly chosen employees - two who had been hired within the last year, two who had been promoted within the last year, and two who had been at the facility more than five years. The first two had passed the background check process before they began work at the facility, the second group were screened for the requirements of the standard, and the third group had all been checked, and passed, within a year of their five-year anniversary.

These same procedures are followed for volunteers and contractors who have contact with inmates. Supervisory staff interviews verified that this policy is followed in practice.

The auditor's review of this evidence leads him to the conclusion that this standard is met in policy, procedure, and practice.

115.18	Upgrades to facilities and technologies
	<p data-bbox="256 188 983 224">Auditor Overall Determination: Meets Standard</p> <p data-bbox="256 264 557 300">Auditor Discussion</p> <p data-bbox="256 340 440 376">Documents</p> <ul data-bbox="331 443 1078 479" style="list-style-type: none">• Facility responses to PREA Pre-Audit Questionnaire <p data-bbox="256 519 427 555">Interviews</p> <ul data-bbox="331 622 868 698" style="list-style-type: none">• Agency head interview• Agency PREA Coordinator interview <p data-bbox="256 739 448 775">Site Review</p> <ul data-bbox="331 842 807 963" style="list-style-type: none">• Observation of camera• Observation of camera outputs• View of blind spots <p data-bbox="256 999 1410 1115">The facility has added many cameras to its system since the last PREA audit. The total number of cameras equals 603. The agency clearly considered how the technology enhances the facility's ability to protect inmates from sexual abuse.</p> <p data-bbox="256 1151 1469 1227">The auditor's review of this evidence leads him to the conclusion that this standard is met in policy, procedure, and practice.</p>

115.21

Evidence protocol and forensic medical examinations

Auditor Overall Determination: Meets Standard

Auditor Discussion

Documents

- Facility responses to Pre-Audit Questionnaire
- DDOC Policy 8.60, Prison Rape Elimination Act (PREA)
- DDOC Policy E-01, Information on Health Services
- DDOC Policy F-06, Health Care Services, Response to Sexual Abuse
- DDOC Policy 8.35, Investigative Responsibilities of and Assistance from the State Police
- DDOC SCI Policy 8.60B, Sexual Assault Response Plan
- Delaware Department of Correction Sexual Abuse Response Plan
- Delaware Code Title 11, Chapter 83, Section 8302, Powers and Duties of State Police
- Affirmation Statement of the Delaware State Police re: duties of the DSP, evidence protocol and other PREA matters
- Memorandum of Understanding (MOU) with ContactLifeline
- MOU with the Sexual Abuse Assault Center (SARC)
- Investigative files

Interviews

- Investigator interview
- Staff interviews

DDOC Policies require appropriate procedural steps for an investigation. The facility tracks the procedural steps required by this standard:

- Access to forensic medical examinations
- Examination by SAFE or SANE practitioners where available
- Access to a victim advocate where available

The facility does not employ SAFE or SANE staff. Forensic examinations are provided at a nearby community health care facility.

The MOU with ContactLifeline and the MOU with the Sexual Abuse Assault Center (SARC) provide that advocacy services will be available to inmate victims of sexual abuse.

Criminal investigations are handled by the Delaware State Police (DSP). The Affirmation Statement of the DSP indicates that it will follow the evidence protocols required by the standard.

The auditor's review of this evidence leads him to the conclusion that this standard is

	met in policy, procedure, and practice.
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115.22	<p data-bbox="252 107 1337 152">Policies to ensure referrals of allegations for investigations</p> <p data-bbox="252 185 983 219">Auditor Overall Determination: Meets Standard</p> <hr/> <p data-bbox="252 264 555 297">Auditor Discussion</p> <hr/> <p data-bbox="252 342 440 376">Documents</p> <ul data-bbox="331 443 1474 768" style="list-style-type: none"> • DDOC Policy 8.60, Prison Rape Elimination Act (PREA) • DDOC SCI Policy 8.60B, Sexual Assault Response Plan • Delaware Department of Correction Sexual Abuse Response Plan • Delaware Code Title 11, Chapter 83, Section 8302, Powers and Duties of State Police • Affirmation Statement of the Delaware State Police re: duties of the DSP, evidence protocol and other PREA matters • Investigative files <p data-bbox="252 813 427 846">Interviews</p> <ul data-bbox="331 913 995 992" style="list-style-type: none"> • Agency PREA Coordinator interview • Facility PREA Compliance Manager interview <p data-bbox="252 1037 504 1070">Website review</p> <p data-bbox="252 1104 948 1137">https://doc.delaware.gov/views/prea.blade.shtml</p> <p data-bbox="252 1171 1474 1294">The agency has the above-listed policies and procedures which require administrative and criminal investigations in the event of inmate or third-party allegations of sexual abuse or harassment.</p> <p data-bbox="252 1328 1458 1529">The policies clearly delineate the responsibilities of institution investigative staff and that of the DDOC and the Delaware State Police. This policy delineation of responsibility is made available to the public via the agency’s website as required by the standard. Two criminal cases were under investigation by the DSP at the time of the onsite audit.</p> <p data-bbox="252 1563 1474 1641">The auditor’s review of this evidence leads him to the conclusion that this standard is fully met in policy, procedure, and practice.</p>
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115.31 Employee training

Auditor Overall Determination: Meets Standard

Auditor Discussion**Documents**

- Facility responses to PREA Pre-Audit Questionnaire
- DDOC Policy 8.60, Prison Rape Elimination Act (PREA)
- DDOC SCI Policy 8.60B, Sexual Assault Response Plan
- DDOC Sexual Abuse Response Plan
- DDOC PREA Training Lesson Plan, December 15, 2021
- DDOC Training Lesson Plan, Working with Female Offenders, Reviewed July 6, 2017
- Random sample of staff training records

Interviews

- Agency PREA Coordinator interview
- Staff interviews

IDOC policies and directives require that all staff who have contact with inmates receive PREA training upon hire (before being assigned to work on a unit), and annually thereafter. The training includes:

- Zero tolerance
- Prevention, detection, reporting, and response
- Inmates' rights
- Retaliation
- Sexual abuse and harassment in confinement
- Common reactions of victims
- Detection and response to threatened or actual abuse
- Inappropriate relationships with inmates
- Communication with LGBTI inmates
- Mandatory reporting

DDOC policies require, and auditor interviews and document review indicate that all staff receive this training and understand its content. The document review included a request for six randomly selected corrections staff; evidence was provided that all had completed and signed off as understanding the relevant initial or annual training within the last year. Nineteen facility staff were interviewed, including 12 line officers; all demonstrated a good understanding of their responsibilities regarding the prevention, detection, and response to incidents of sexual abuse and harassment.

The auditor's review of this evidence leads him to the conclusion that this standard is met in policy, procedure, and practice.

115.32 Volunteer and contractor training

Auditor Overall Determination: Meets Standard

Auditor Discussion

Documents

- Facility responses to PREA Pre-Audit Questionnaire
- DDOC Policy 8.60, Prison Rape Elimination Act (PREA)
- DDOC SCI Policy 8.60B, Sexual Assault Response Plan
- DDOC Sexual Abuse Response Plan
- DDOC Lesson Plan: Specialized Training – Medical and Mental Health
- Centurion Medical Staff Course Completion History
- Contractor Record of Orientation

Interviews

- Agency PREA Coordinator interview
- Facility PREA Manager interview
- Medical and Mental Health (Contract) staff interviews
- Volunteer interview

DDOC policies and directives require that all volunteers who have contact with inmates receive PREA training upon engagement (before being assigned to volunteer on a unit), and annually thereafter. The training includes:

- Zero tolerance
- Prevention, detection, reporting, and response
- Inmates’ rights
- Retaliation
- Sexual abuse and harassment in confinement
- Common reactions of victims
- Detection and response to threatened or actual abuse
- Inappropriate relationships with inmates
- Communication with LGBTI inmates
- Mandatory reporting

Contractors receive the same training as employees. The auditor interviewed two contract staff (medical providers); they exhibited a good understanding of PREA-related responsibilities.

The use of volunteers has been very limited since the beginning of the pandemic. One was available for an interview during the onsite audit. He exhibited a good understanding of PREA-related responsibilities.

The auditor’s review of this evidence leads him to the conclusion that this standard is met in policy, procedure, and practice.

115.33

Inmate education

Auditor Overall Determination: Meets Standard

Auditor Discussion

Documents

- Facility responses to PREA Pre-Audit Questionnaire
- DDOC Policy 8.60, Prison Rape Elimination Act (PREA)
- DDOC SCI Policy 8.60B, Sexual Assault Response Plan
- Delaware Department of Correction Sexual Abuse Response Plan
- DDOC Intake Flyer – English, Spanish
- Verification of DDOC contract with Language Link

Video

- PREA: What You Need to Know – English, Spanish, Spanish subtitles

Site Review

- Posted Signs

Interviews

- Inmate interviews

DDOC Policy requires staff to provide basic PREA information and the printed intake flyer to inmates upon arrival. Verification of inmate receipt of PREA education was requested for fifteen randomly chosen inmates. One hundred percent of these reviewed cases were found to have received the required information.

Interviews with randomly chosen and targeted inmates indicated that nearly all inmates understood their rights and other aspects of PREA requirements, or they knew where to find the information.

DDOC Policy outlines the agency’s requirements to effectively communicate with inmates with disabilities. Targeted inmate interviews indicated that the interviewed inmates understood their rights and the means of reporting abuse or harassment.

The department maintains contracts with Language Link for interpretation services for languages other than English and with an American Sign Language interpreter. The PREA Video is available in English, Spanish, and Closed-Captioned formats.

Staff and inmate interviews indicated that the facility does not rely solely on printed materials in English to communicate with inmates; intake, education, acceptance of complaints and reports of abuse or harassment, and investigations all involve face-to-face staff/inmate contact so that an assessment can be made of the inmate’s understanding of the communication. Policy statements, inmate interviews, and

	document review all indicate compliance with this standard.
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115.34	Specialized training: Investigations
	<p data-bbox="256 188 983 224">Auditor Overall Determination: Meets Standard</p> <hr/> <p data-bbox="256 264 557 300">Auditor Discussion</p> <hr/> <p data-bbox="256 340 440 376">Documents</p> <ul data-bbox="331 443 1125 645" style="list-style-type: none"> • Facility responses to PREA Pre-Audit Questionnaire • DDOC Policy 8.60, Prison Rape Elimination Act (PREA) • DDOC SCI Policy 8.60B, Sexual Assault Response Plan • DDOC Sexual Abuse Response Plan • DDOC Lesson Plan: Specialized Investigation Training <p data-bbox="256 685 427 721">Interviews</p> <ul data-bbox="331 788 762 824" style="list-style-type: none"> • Staff investigator interviews <p data-bbox="256 864 1481 981">DDOC Policy requires agency investigators to complete training relating to investigating sexual abuse in a confinement setting. SCI has an investigative unit with four trained investigators. All of them have completed the required training.</p> <p data-bbox="256 1021 1353 1093">The on-site audit interview of two of these investigators indicated a thorough understanding of the issues and requirements of this standard.</p> <p data-bbox="256 1133 1391 1205">Policy statements, the investigator interviews, and document review all indicate compliance with this standard.</p>

115.35	<p>Specialized training: Medical and mental health care</p> <p>Auditor Overall Determination: Meets Standard</p> <p>Auditor Discussion</p> <p>Documents</p> <ul style="list-style-type: none"> • DDOC Policy 8.60, Prison Rape Elimination Act (PREA) • DDOC SCI Policy 8.60B, Sexual Assault Response Plan • Delaware Department of Correction Sexual Abuse Response Plan • Agency Responses to Pre-Audit Questionnaire <p>Interviews</p> <ul style="list-style-type: none"> • One randomly chosen health care staff • One randomly chosen mental health care staff <p>DDOC policies and procedures require that this specific training is provided to all employees at both New Employee Orientation and in-service training no less frequently than annually. Contract medical staff receive the same training that the Department provides to its own employees and specialized training relative to their responsibilities. The training includes:</p> <ul style="list-style-type: none"> • How to detect and assess signs of sexual abuse and harassment • How to preserve physical evidence • How to respond effectively and professionally • How and to whom to report allegations or suspicions of sexual abuse or harassment <p>Interviews with two contract staff indicated that this training was received and understood.</p> <p>The auditor’s review of this evidence leads him to the conclusion that this standard is met in policy, procedure, and practice.</p>
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115.41	Screening for risk of victimization and abusiveness
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Documents</p> <ul style="list-style-type: none"> • DDOC Policy 8.60, Prison Rape Elimination Act (PREA) • DDOC Sexual Aggression / Victimization Screening Guide • Completed screening forms for 15 randomly chosen inmates <p>Interviews</p> <ul style="list-style-type: none"> • Inmate interviews <p>Upon review of the screening forms for 15 randomly chosen inmates, records verified that all of these inmates had been screened. The screening covers all of the requirements of the standards. The form requires that the intake officer ask specific questions and make his or her observations of the presence of risk factors. In the auditor's opinion, these criteria are objective in nature, and they are applied objectively. The criteria include:</p> <ul style="list-style-type: none"> • Whether the inmate has a mental, physical, or developmental disability • The age and physical build of the inmate • Whether the inmate has previously been incarcerated • Whether the inmate's criminal history is exclusively nonviolent • Whether the inmate has prior convictions for sex offenses • Whether the inmate identifies or appears to the intake officer as LGBTQTI or otherwise gender nonconforming • Previous sexual victimization • The inmate's own perception of vulnerability <p>In addition to screening inmates for their vulnerability and risk factors for victimization, the form and intake process are used to assess inmates' risk for being sexually abusive. Prior acts of sexual abuse, prior convictions for violent offenses, and prior history of institutional violence are considered.</p> <p>A majority of the interviewed inmates reported that they had been asked these questions on the first day of their arrival,</p> <p>The auditor's review of this evidence leads him to the conclusion that this standard has been met in policy, procedure, and practice.</p>

115.42	Use of screening information
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Documents</p> <ul style="list-style-type: none"> • DDOC Policy 8.60, Prison Rape Elimination Act (PREA) • DDOC Classification Decision Page • Completed Offender Screening Forms • Delaware Automated Correctional System (DACS) printouts <p>Interviews</p> <ul style="list-style-type: none"> • Staff interviews • Inmate interviews • Interview with agency PREA Coordinator • Interview with agency head <p>Department policies and procedures govern the use of screening information in making housing, bed, work, education, and other program assignments. All describe an individualized process designed to ensure the safety of inmates, staff, and the overall facility. The Delaware Automated Correctional System (DACS), the DDOC offender management system calculates the information from the intake screening to determine which offenders are likely to be victimized (labeled CPV, confirmed prior victim) and which have a documented history of sexual abuse toward others (labeled CPA, confirmed prior aggressor).</p> <p>The DACS system is used to determine housing assignments and prevent inmates considered CPV from being housed with those considered CPA.</p> <p>Staff and inmate interviews consistently indicated that the process is followed and unanimously indicated that inmates feel safe at this facility. Completed Offender Screening Forms and other inmate records indicated referrals to various assignments were made on an individualized, case-by-case basis.</p> <p>Staff interviews indicated that policy and standard requirements are followed. Interviews with the agency head and the agency PREA Coordinator indicated that LGBTI inmates are not housed in dedicated facilities, units, or wings.</p> <p>The auditor’s review of this evidence leads him to the conclusion that this standard is met in policy, procedure, and practice.</p>

115.43	Protective Custody
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Documents</p> <ul style="list-style-type: none"> • DDOC Policy 8.60, Prison Rape Elimination Act (PREA) • DDOC SCI Policy 8.60B, Sexual Assault Response Plan <p>Interviews</p> <ul style="list-style-type: none"> • Staff interviews • Inmate interviews <p>Site Review Observations</p> <ul style="list-style-type: none"> • Observation of Restricted Housing Areas <p>A review of applicable DDOC policies, plans, and procedures indicates that alternatives are considered for all at risk offenders, not just those at risk of sexual victimization, prior to involuntary placement in restricted housing. All inmates in restricted housing have access to programs to the extent that they can be adequately supervised in program areas, or where programs can be brought to them.</p> <p>The agency documents the basis for the facility’s concern for the inmate’s safety and the reasons why alternative means of separation cannot be arranged. Staff and inmate interviews indicated that these procedures are followed in actual practice.</p> <p>The auditor’s review of this evidence leads him to the conclusion that this standard is met in policy, procedure, and practice.</p>

115.51 Inmate reporting

Auditor Overall Determination: Meets Standard

Auditor Discussion**Documents**

- DDOC Policy 8.60, Prison Rape Elimination Act (PREA)
- DDOC SCI Policy 8.60B, Sexual Assault Response Plan
- Inmate handbooks
- Memorandum of Understanding (MOU) with ContactLifeline
- MOU with the Sexual Abuse Assault Center (SARC)

Interviews

- Staff interviews
- Inmate interview

Site Review Observations

- Posted signs

Inmates learn that they can report sexual abuse or harassment in multiple ways, including:

- Inmate handbook
- Posted signs
- Intake Briefing
- Brochures and pamphlets

The internal ways include:

- Verbal report to a correctional officer or other staff
- Written report via inmate communication form to any DDOC staff person
- Verbal or written report to the facility PREA Compliance Manager
- Filing an offender grievance

The external ways include::

- PREA Hotline
- Letter to the Agency PREA Coordinator
- Letter to ContactLifeline or SARC
- Via a third-party, such as a family member or other community member

Policy specifies that a written complaint can be submitted anonymously; an

anonymous report is accepted and investigated. Inmate interviews consistently verified that inmates know of the various internal and external ways of reporting. Staff interviews confirmed that they understand the importance of documenting verbal reports and the requirement to promptly pass all reports up the chain of command to be addressed. Staff interviews also verified their knowledge of policy regarding their own methods of privately reporting sexual abuse and harassment of inmates.

The department has written agreements with ContactLifeline and SARC. according to the agreements the external agencies will accept inmate or inmate complaints and refer the information back to the appropriate level of the department for investigation. Mail handling policies allow for such correspondence to be sent anonymously and confidentially.

Line staff interviews indicated that the normal means of notification is to shift commander, supervisor or the facility duty officer. Staff also indicated that they could report to others in the administration, including the facility manager, as opposed to a strict interpretation of the chain of command.

The auditor's review of this evidence leads him to the conclusion that this standard is met in policy, procedure, and practice.

115.52	Exhaustion of administrative remedies
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Documents</p> <ul style="list-style-type: none"> • DDOC Policy 8.60, Prison Rape Elimination Act (PREA) • DDOC SCI Policy 8.60B, Sexual Assault Response Plan • Agency responses to Pre-Audit Questionnaire <p>The auditor’s review of DDOC Policy indicates that the institution has plans and procedures in place to ensure the following:</p> <ul style="list-style-type: none"> • No time limit is imposed on when an inmate may submit a grievance regarding an instance of sexual abuse • Inmates are not required to use an informal grievance process to resolve an alleged incident of sexual abuse • Inmates are not required to submit a grievance to a staff member who is the subject of a complaint • Such grievances are not referred to a staff member who is the subject of a complaint • The agency issues a final decision within 90 days of the initial filing of the grievance, such 90-day period not including the inmate’s time preparing an administrative appeal • If the agency claims an extension of time to respond, it will notify the inmate in writing of the extension and provide a date by which a decision will be made • Third parties are permitted to assist inmates in filing requests for administrative remedies, and to file such requests on behalf of inmates • The agency will document an inmate’s decision to decline assistance • Emergency grievances may be filed if an inmate alleges that he is at substantial risk of imminent sexual abuse • Emergency grievances are immediately forwarded to a level of review at which corrective action can be taken, a response is provided within 48 hours, and a final agency decision is issued within five calendar days. • The determination of substantial risk and the action taken are documented <p>Although there were no cases in the past year to review to test these plans and procedures in practice, facility responses indicated that such procedures would be followed. In the auditor’s judgment, the facility complies in all material ways with this standard.</p>

115.53	Inmate access to outside confidential support services
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Documents</p> <ul style="list-style-type: none">• DDOC Policy 8.60, Prison Rape Elimination Act (PREA)• DDOC SCI Policy 8.60B, Sexual Assault Response Plan• Memorandum of Understanding (MOU) with ContactLifeline• MOU with the Sexual Abuse Assault Center (SARC)• Inmate Brochures <p>Interviews</p> <ul style="list-style-type: none">• Interview with Agency PREA Coordinator• Staff interviews• Inmate interviews <p>The MOU with ContactLifeline provides that advocacy services will be available to victims of sexual abuse. Inmates are advised of the availability of this service at the intake and via a brochure available to all inmates. The mailing addresses of SARC and Contract Lifeline are available to inmates via a pamphlet distributed at intake.</p> <p>The auditor’s review of this evidence leads him to the conclusion that this standard is met in policy, procedure, and practice.</p>

115.54	Third-party reporting
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Documents</p> <ul style="list-style-type: none"> • DDOC Policy 8.60, Prison Rape Elimination Act (PREA) • DDOC SCI Policy 8.60B, Sexual Assault Response Plan • Inmate handbooks <p>Interviews</p> <ul style="list-style-type: none"> • Staff interviews • Inmate interviews <p>Site Review Observations</p> <ul style="list-style-type: none"> • Posted signs (visiting room) <p>Third-party reporters such as family members can report incidents of sexual abuse and sexual harassment to a PREA hotline or other agency representatives. Such reports are handled immediately in the same manner as first-person reports.</p> <p>Members of the public can learn of these means via signs posted in the visiting room or at the department’s website:</p> <ul style="list-style-type: none"> • https://doc.delaware.gov/views/prea.blade.shtml <p>The auditor confirmed this service is available by interviews of inmates and staff. The auditor’s review of this evidence leads him to the conclusion that this standard is met in policy, procedure, and practice.</p>

115.61	Staff and agency reporting duties
	<p data-bbox="256 188 983 224">Auditor Overall Determination: Meets Standard</p> <p data-bbox="256 264 557 300">Auditor Discussion</p> <p data-bbox="256 340 437 376">Documents</p> <ul data-bbox="331 443 1123 560" style="list-style-type: none"> • DDOC Policy 8.60, Prison Rape Elimination Act (PREA) • DDOC SCI Policy 8.60B, Sexual Assault Response Plan • DDOC Sexual Abuse Response Plan <p data-bbox="256 600 437 636">Interviews</p> <ul data-bbox="331 703 700 775" style="list-style-type: none"> • Staff interviews • Medical staff interviews <p data-bbox="256 815 1477 1142">DDOC policies and staff training require immediate reporting of circumstances placing an inmate in immediate risk of sexual abuse, and action to protect the inmate in danger. These same policies clarify that such reporting is limited to the extent necessary to allow administrators to make treatment, investigation, and other management decisions. Medical providers are required by policy, procedure, and initial training to report such circumstances, and to inform inmates of this duty and the limits of confidentiality. Staff and contract medical staff interviews consistently demonstrated an understanding of these requirements.</p> <p data-bbox="256 1182 1469 1254">The auditor’s review of this evidence leads him to the conclusion that this standard is met in policy, procedure, and practice.</p>

115.62	Agency protection duties
	<p data-bbox="256 188 983 224">Auditor Overall Determination: Meets Standard</p> <hr/> <p data-bbox="256 264 557 300">Auditor Discussion</p> <hr/> <p data-bbox="256 340 440 376">Documents</p> <ul data-bbox="331 443 1123 600" style="list-style-type: none"> • Facility responses to Pre-Audit Questionnaire • DDOC Policy 8.60, Prison Rape Elimination Act (PREA) • DDOC SCI Policy 8.60B, Sexual Assault Response Plan • Training Materials <p data-bbox="256 640 427 676">Interviews</p> <ul data-bbox="331 743 587 779" style="list-style-type: none"> • Staff interviews <p data-bbox="256 819 1477 1021">DDOC policies and staff training require immediate response to circumstances placing an inmate in immediate risk of sexual abuse, including action to protect the inmate in danger. Although there have been no circumstances of this severity at the facility, staff interviews consistently demonstrated an understanding of these requirements, which are clearly outlined in training materials.</p> <p data-bbox="256 1061 1469 1133">The auditor’s review of this evidence leads him to the conclusion that this standard is met in policy, procedure, and practice.</p>

115.63	Reporting to other confinement facilities
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	Documents <ul style="list-style-type: none">• Facility responses to Pre-Audit Questionnaire• DDOC Policy 8.60, Prison Rape Elimination Act (PREA)• DDOC SCI Policy 8.60B, Sexual Assault Response Plan• Four emails notifying other facilities' wardens of allegations
	Interviews <p>Staff interviews</p> <p>DDOC policies and staff training require reporting to other facilities within 72 hours in the event of a report of sexual abuse or harassment at another facility. Four such allegations were made in the past year. The facility provided documentation that all four notifications were made via email, from the SCI Warden to the other facilities' wardens, and within the 72-hour requirement.</p> <p>The auditor's review of this evidence leads him to the conclusion that this standard is met in policy, procedure, and practice.</p>

115.64	Staff first responder duties
	<p data-bbox="256 188 983 224">Auditor Overall Determination: Meets Standard</p> <p data-bbox="256 264 557 300">Auditor Discussion</p> <p data-bbox="256 340 440 376">Documents</p> <ul data-bbox="331 443 1126 645" style="list-style-type: none">• Facility responses to Pre-Audit Questionnaire• DDOC Policy 8.60, Prison Rape Elimination Act (PREA)• DDOC SCI Policy 8.60B, Sexual Assault Response Plan• DDOC Sexual Abuse Response Plan• Training Materials <p data-bbox="256 685 427 721">Interviews</p> <ul data-bbox="331 788 587 824" style="list-style-type: none">• Staff interviews <p data-bbox="256 864 1449 1021">DDOC policies and staff training require separation of the alleged victim and abuser by the first responder, and actions to preserve the crime scene and preserve evidence. Policies require these actions of custody non-custody staff if they are the first responders to the incident. Staff are trained accordingly.</p> <p data-bbox="256 1061 1436 1173">Staff and contract staff interviews, and training materials consistently support that staff have an understanding of these requirements. The auditor's review of this evidence leads him to a conclusion of full compliance with this standard.</p>

115.65	Coordinated response
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Documents</p> <ul style="list-style-type: none"> • Facility response,s to Pre-Audit Questionnaire • DDOC Policy 8.60, Prison Rape Elimination Act (PREA) • DDOC SCI Policy 8.60B, Sexual Assault Response Plan • DDOC Sexual Abuse Response Plan • Training Materials <p>Interviews</p> <ul style="list-style-type: none"> • Staff interviews • Facility PREA Compliance Manager interview • Contract medical staff interviews • Investigator interviews <p>DDOC policies and staff training require separation of the alleged victim and abuser by the first responder, and actions to preserve the crime scene and preserve evidence. A detailed coordinated response plan has been developed for SCI, outlining the responsibilities of corrections staff, medical and mental health providers, the facility PREA Compliance Manager, the rape crisis advocacy agency, investigators, and the Warden.</p> <p>Staff and contract staff interviews, and training materials consistently supported that staff have an understanding of their roles in this coordinated plan. The auditor’s review of this evidence leads him to a conclusion of full compliance with this standard.</p>

115.66	Preservation of ability to protect inmates from contact with abusers
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Documents</p> <ul style="list-style-type: none"> • Facility responses to pre-audit questionnaire • Collective bargaining agreements <p>Interviews</p> <ul style="list-style-type: none"> • Agency head interview • Agency PREA Coordinator interview • Facility PREA Compliance Manager interview <p>Most DDOC employees are part of one of three bargaining units:</p> <ul style="list-style-type: none"> • Correctional Officers of Delaware (AFL-CIO) • Unit 11 Bargaining Coalition of the American Federation of State, County and Municipal Employees (AFL-CIO) • Fraternal Order of Police, Probation and Parole <p>The auditor’s review of the above-listed materials and the listed interviews found no evidence of a collective bargaining agreement or other agreement that limits 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.</p> <p>The agency and facility appear to be in full compliance with this standard.</p>

115.67	Agency protection against retaliation
	Auditor Overall Determination: Exceeds Standard
	Auditor Discussion
	<p>Documents</p> <ul style="list-style-type: none"> • Facility responses to Pre-Audit Questionnaire • DDOC Policy 8.60, Prison Rape Elimination Act (PREA) • DDOC SCI Policy 8.60B, Sexual Assault Response Plan • DDOC Sexual Abuse Response Plan • Investigative files • Completed DDOC Retaliation monitoring forms <p>Interviews</p> <ul style="list-style-type: none"> • Staff interviews • Facility PREA Compliance Manager interview • Interviews of persons responsible for monitoring retaliation <p>DDOC Policy and Procedure outlines the plan to monitor an inmate’s housing, program, and disciplinary status for 90 days following the investigation of an incident of sexual abuse. Policies dictate the prohibitions against retaliation and the disciplinary consequences for persons who retaliate in any of the above areas. The department has developed a form to document this monitoring.</p> <p>The facility goes beyond the requirements of the standard and of the state policy. The retaliation monitors perform the full monitoring of all cases, including cases which have been determined to be unfounded. Also, the retaliation monitor meets with the inmate every 30 days, for the full 90-day period (or longer, if warranted) to learn of the inmate’s own perception of retaliation.</p> <p>The auditor reviewed the documentation of investigations conducted in the 12-month period prior to the on-site audit. Retaliation was thoroughly monitored, and well-documented in every case reviewed. No retaliation was discovered.</p> <p>The auditor’s review of this evidence leads him to the conclusion that the facility meets and substantially exceeds the requirements of the standard.</p>

115.68	<p>Post-allegation protective custody</p> <p>Auditor Overall Determination: Meets Standard</p> <p>Auditor Discussion</p> <p>Documents</p> <ul style="list-style-type: none"> • Facility responses to Pre-Audit Questionnaire • DDOC Policy 8.60, Prison Rape Elimination Act (PREA) • DDOC SCI Policy 8.60B, Sexual Assault Response Plan • Agency responses to PREA Pre-Audit Questionnaire • Investigative Reports <p>Interviews</p> <ul style="list-style-type: none"> • Staff interviews • Inmate interviews <p>Site Review Observations</p> <p>Observation of Restricted Housing Areas</p> <p>A review of applicable DDOC policies, plans, and procedures indicates that alternatives are considered for all at risk offenders, not just those at risk of sexual victimization, prior to involuntary placement in restricted housing. Likewise, all inmates in Restricted housing have access to programs to the extent that programs can be brought to them. Restrictive housing records document the degree to which opportunities are limited and the duration of the limitation. The restricted housing review process is conducted no less frequently than monthly.</p> <p>This process documents the basis for the facility’s concern for the inmate’s safety and the reasons why alternative means of separation cannot be arranged. Staff and inmate interviews indicated that restrictive housing is not used solely for the reason of protecting an inmate from sexual abuse. In other words, there have to be other reasons for the restrictive housing of an inmate at risk.</p> <p>This evidence leads the auditor to the conclusion that the standard is met in all material ways in policy, procedure, and practice.</p>
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115.71 Criminal and administrative agency investigations

Auditor Overall Determination: Meets Standard

Auditor Discussion

Documents

- Facility responses to Pre-Audit Questionnaire
- DDOC Policy 8.60, Prison Rape Elimination Act (PREA)
- DDOC SCI Policy 8.60B, Sexual Assault Response Plan
- Agency responses to PREA Pre-Audit Questionnaire
- Investigative Records

Interviews

- Investigator interviews

DDOC policies and procedures require the following:

- Prompt, thorough, and objective investigations
- Investigation of all allegations, including those from third parties
- Use of available physical and DNA evidence and available electronic monitoring data (video)
- Interviews of alleged victims, suspected perpetrators, and witnesses
- Review of prior reports and complaints of sexual abuse involving the suspected perpetrator
- Assessment of the credibility of an alleged victim, suspect, or witness on an individual basis
- Efforts to determine whether staff actions or failures to act contributed to the abuse

Further, DDOC policies and procedures require:

- Investigations performed by persons who have received specialized training to conduct such investigations
- Written reports which contain a description of the physical evidence and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings
- That the departure of an alleged abuser or victim from the employment or custody of the agency does not provide a basis for terminating an investigation

Records retention policies require that such records must be retained. Staff interviews, and a detailed review of the last year's investigations indicate that these policies and procedures are consistently followed.

The auditor's review of this evidence leads him to the conclusion that this standard is

	met in all substantial ways in policy, procedure, and practice.
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115.72	Evidentiary standard for administrative investigations
	<p data-bbox="256 188 983 224">Auditor Overall Determination: Meets Standard</p> <hr/> <p data-bbox="256 264 557 300">Auditor Discussion</p> <hr/> <p data-bbox="256 340 440 376">Documents</p> <ul data-bbox="331 443 1126 645" style="list-style-type: none"> • Facility responses to Pre-Audit Questionnaire • DDOC Policy 8.60, Prison Rape Elimination Act (PREA) • DDOC SCI Policy 8.60B, Sexual Assault Response Plan • Agency responses to PREA Pre-Audit Questionnaire • Investigative Records <p data-bbox="256 685 427 721">Interviews</p> <ul data-bbox="331 788 775 824" style="list-style-type: none"> • Investigative staff interviews <p data-bbox="256 864 1455 1021">DDOC policies, training materials, and the investigative staff interview indicate that the standard determining whether allegations of sexual abuse or sexual harassment are substantiated is a preponderance of the evidence. A review of the completed investigations revealed no instances of applying a higher standard.</p> <p data-bbox="256 1061 1471 1133">The auditor’s review of this evidence leads him to the conclusion that this standard is met in policy, procedure, and practice.</p>

115.73	Reporting to inmates
	<p data-bbox="256 188 983 224">Auditor Overall Determination: Meets Standard</p> <hr/> <p data-bbox="256 264 557 300">Auditor Discussion</p> <hr/> <p data-bbox="256 340 440 376">Documents</p> <ul data-bbox="331 443 1123 645" style="list-style-type: none"> • Facility responses to Pre-Audit Questionnaire • DDOC Policy 8.60, Prison Rape Elimination Act (PREA) • DDOC SCI Policy 8.60B, Sexual Assault Response Plan • Agency responses to PREA Pre-Audit Questionnaire • Investigative Records <p data-bbox="256 685 427 721">Interviews</p> <ul data-bbox="331 788 887 869" style="list-style-type: none"> • Investigator interviews • PREA Compliance Manager interview <p data-bbox="256 904 1477 1146">DDOC policies and procedures require notification of the reporting inmate of the results of administrative investigations, investigations by outside agencies, and investigations referred for criminal prosecution. The auditor reviewed the documentation of 17 investigations conducted in the year preceding the on-site audit. Documentation of inmate notification was included in each case where it was required.</p> <p data-bbox="256 1182 1477 1303">Investigator interviews, review of DDOC policies and procedures, and detailed review of investigative files for the year preceding the on-site audit all lead the auditor to the conclusion that this standard is met in policy, procedure, and practice.</p>

115.76	Disciplinary sanctions for staff
	<p data-bbox="256 188 983 224">Auditor Overall Determination: Meets Standard</p> <hr/> <p data-bbox="256 264 557 300">Auditor Discussion</p> <hr/> <p data-bbox="256 340 440 376">Documents</p> <ul data-bbox="331 443 1123 600" style="list-style-type: none"> • DDOC Policy 8.60, Prison Rape Elimination Act (PREA) • DDOC SCI Policy 8.60B, Sexual Assault Response Plan • Agency responses to PREA Pre-Audit Questionnaire • Completed investigative files <p data-bbox="256 640 427 676">Interviews</p> <ul data-bbox="331 743 748 779" style="list-style-type: none"> • PREA Compliance Manager <p data-bbox="256 819 1469 1021">The language of the standard is repeated in DDOC Policy. One instance of staff violation of agency sexual abuse or sexual harassment policies has occurred at this facility in the past 12 months. The auditor reviewed the extensive investigative file of this incident and determined that DDOC and the requirements of this standard were followed. After a thorough investigation, the employee was terminated.</p> <p data-bbox="256 1061 1469 1128">The auditor’s review of this evidence leads him to the conclusion that this standard is met in policy, procedure, and practice.</p>

115.77	Corrective action for contractors and volunteers
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Documents</p> <ul style="list-style-type: none">• Agency responses to PREA Pre-Audit Questionnaire• Investigative files• Contract staff training materials• Volunteer training materials <p>Interviews</p> <ul style="list-style-type: none">• PREA Compliance Manager interview <p>No instances of contract staff or volunteer violations of agency sexual abuse or sexual harassment policies have occurred at this facility in the past 12 months. Training materials indicate that the requirements of the standard would be met in the event of such activity by a contractor or volunteer.</p> <p>The auditor’s review of this evidence leads him to the conclusion that this standard is met.</p>

115.78 Disciplinary sanctions for inmates

Auditor Overall Determination: Meets Standard

Auditor Discussion**Documents**

- Agency responses to PREA Pre-Audit Questionnaire
- DDOC Policy 8.60, Prison Rape Elimination Act (PREA)
- DDOC SCI Policy 8.60B, Sexual Assault Response Plan

Interviews

- Facility PREA Compliance Manager interview

DDOC policies and procedures require that:

- Offenders are subject to disciplinary sanctions pursuant to a formal disciplinary process following an administrative finding that the offender engaged in offender-on-offender sexual abuse, sexual harassment, extortion, substantiated acts of violence, or following a criminal finding of guilt for offender-on-offender sexual abuse.
- Sanctions are appropriate to the nature of abuse committed, the offender's disciplinary history, and the sanction imposed for comparable offenses by other offenders with similar histories.
- The disciplinary process considers whether an offender's mental disabilities or mental illness contributed to his behavior when determining what type of sanction, if any, should be imposed.
- An offender may be disciplined for sexual contact with staff only if it is determined the staff member did not consent to the contact.
- Disciplinary actions related to staff-on-offender sexual abuse or sexual harassment violations are handled in accordance with DDOC Policy.
- Sexual activity between offenders is prohibited and when discovered, it results in disciplinary sanctions in accordance with the DDOC policy. However, sexual activity between offenders is not considered sexual abuse if it is determined the activity is consensual.
- Engaging in consensual sexual acts with others, defined as "intentional contact between the genitals of one person and the genitals, mouth, anus, or hands of another person with the consent of both participants" is considered a lesser disciplinary violation.
- A report of sexual abuse made in good faith, based on a reasonable belief that the alleged conduct occurred, does not in itself constitute falsely reporting an incident of lying, even if an investigation does not establish evidence sufficient to substantiate the allegation.
- When the preponderance of evidence exists supporting a false allegation, the offender involved in the false allegation shall be disciplined in accordance with

the DDOC policy.

Staff and contractor interviews indicate that these policies are followed in practice. The auditor's review of this evidence leads him to the conclusion that this standard is met in policy, procedure, and practice.

115.81	Medical and mental health screenings; history of sexual abuse
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Documents</p> <ul style="list-style-type: none"> • DDOC Policy 8.60, Prison Rape Elimination Act (PREA) • DDOC SCI Policy 8.60B, Sexual Assault Response Plan • Agency responses to PREA Pre-Audit Questionnaire • Completed Inmate Screening forms • Completed PREA Inmate Re-screen Evaluation forms • Delaware Automated Correctional System (DACS) printouts • Electronic documentation of follow-up referrals • DDOC Classification Decision Page <p>Interviews</p> <ul style="list-style-type: none"> • Staff interviews • Medical staff interviews • Inmate interviews <p>DDOC policies require that if the screening pursuant to this section indicates an offender has experienced prior sexual victimization or previously perpetrated sexual abuse, whether it occurred in an institutional setting or in the community, medical staff ensure the offender is offered a follow-up meeting with a medical or mental health practitioner within 14 days of the intake screening.</p> <p>The department's automated inmate information system (DACS) generates referrals for both potential victims and abusers, as defined by the systems objective scoring system. Follow-up appointments are documented in the DACS system as well.</p> <p>DDOC policy requires that the use of any information related to sexual victimization or abusiveness that occurred in an institutional setting is strictly limited to medical and mental health practitioners and other staff, as necessary, who are assisting with making treatment plans and other management decisions, including those related to housing, bed, work, education, and program assignments, or as otherwise required by federal, state, or local law.</p> <p>Review of inmate records and staff, medical staff, and inmate interviews indicated that these policies are followed in practice. The auditor's review of this evidence leads him to the conclusion that this standard is met in policy, procedure, and practice.</p>

115.82	Access to emergency medical and mental health services
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Documents</p> <ul style="list-style-type: none"> • DDOC Policy 8.60, Prison Rape Elimination Act (PREA) • DDOC SCI Policy 8.60B, Sexual Assault Response Plan • DDOC Policy F-06, Health Care Services, Response to Sexual Abuse • Facility responses to PREA Pre-Audit Questionnaire <p>Interviews</p> <ul style="list-style-type: none"> • Staff interviews • Inmate interviews <p>DDOC Policies require:</p> <ul style="list-style-type: none"> • That offender 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. • That if no qualified medical or mental health practitioners are on duty at the time a report of abuse is made, staff first responders take preliminary steps to protect the victim and immediately notify the appropriate on-call medical and mental health practitioners. • That offenders who become victims of sexual abuse while incarcerated shall be offered timely information about and access to emergency sexually transmitted infections prophylaxis, according to professionally accepted standards of care, where medically appropriate. • That treatment services are provided to the offender victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising from the incident. <p>Review of inmate records and staff, contractor, and inmate interviews indicated that these policies are followed in practice. The auditor’s review of this evidence leads him to the conclusion that this standard is met in policy, procedure, and practice.</p>

115.83	Ongoing medical and mental health care for sexual abuse victims and abusers
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Documents</p> <ul style="list-style-type: none"> • DDOC Policy 8.60, Prison Rape Elimination Act (PREA) • DDOC SCI Policy 8.60B, Sexual Assault Response Plan • DDOC Policy F-06, Health Care Services, Response to Sexual Abuse • Facility responses to PREA Pre-Audit Questionnaire <p>Interviews</p> <ul style="list-style-type: none"> • Staff interviews • Medical staff interviews • Inmate interviews <p>DDOC Policies require:</p> <ul style="list-style-type: none"> • All offenders who have been victimized by sexual abuse in any prison, jail, lockup, or juvenile unit are offered medical and mental health evaluation and treatment, as appropriate. • The evaluation and treatment of such offender victims include follow-up services, treatment plans, and, when necessary, • Referrals for continued care following transfer to, or placement in other units in accordance with DDOC medical policies or their release from custody. • Offender victims are provided medical and mental health services consistent with the community level of care. • Offenders who become victims of sexual abuse while incarcerated are offered tests for sexually transmitted infections as medically appropriate. • A mental health evaluation of all known offender-on-offender abusers is attempted within 60 days of learning of the abuse and initial treatment. <p>Review of inmate records and staff, contractor, and inmate interviews indicated that these policies are followed in practice. The auditor’s review of this evidence leads him to the conclusion that this standard is met in policy, procedure, and practice.</p>

115.86	Sexual abuse incident reviews
	<p data-bbox="256 188 983 221">Auditor Overall Determination: Meets Standard</p> <hr/> <p data-bbox="256 264 557 297">Auditor Discussion</p> <hr/> <p data-bbox="256 340 437 374">Documents</p> <ul data-bbox="331 443 1123 600" style="list-style-type: none"> • DDOC Policy 8.60, Prison Rape Elimination Act (PREA) • Investigation files • Memo re: change of tablet location • PREA Annual Reports - 2019, 2020, & 2021 <p data-bbox="256 642 427 676">Interviews</p> <ul data-bbox="331 745 1070 779" style="list-style-type: none"> • Special incident review team members interviews <p data-bbox="256 822 1481 1102">DDOC Policies require an administrative review of all alleged sexual abuse and sexual harassment incidents. The Warden is required to obtain input from supervisory staff, investigators, and medical or mental health practitioners when completing the review. The review team includes upper-level management, with input from line supervisors, investigators, and medical or mental health practitioners. The facility is required to implement recommendations that result from the review, or to document the reasons for not doing so.</p> <p data-bbox="256 1144 1366 1256">DDOC Policy requires the Warden or designee to conduct a prompt, thorough investigation, after reporting a serious or unusual incident and to complete an Administrative Incident Review. The review is required to include:</p> <ul data-bbox="331 1326 1458 1776" style="list-style-type: none"> • A review of the circumstances of the incident • The name(s) of the person(s) involved • Events leading up to and following the incident • A consideration of whether the actions taken were consistent with DDOC policies and procedures • A review of whether lesser alternative means of managing the situation were available • An identification of actions, if any, that could be taken to avoid future incidents of a similar nature and identification of training needs • A determination of whether employee action or inaction was a factor • Corrective action taken <p data-bbox="256 1818 1461 1930">Administrative reviews were documented for all of the sexual abuse incidents required. Follow-up action was documented in cases where it was recommended and feasible to correct deficiencies.</p> <p data-bbox="256 1973 1402 2051">A review was completed for each incident reviewed by the auditor; each review included each of the required elements. The auditor reviewed the agency annual</p>

reports, for calendar years 2019 through 2021. (<https://doc.delaware.gov/views/prea.blade.shtml>) All three reports contained an analysis of sexual abuse incidents statewide and recommendations for addressing issues.

The auditor's review of incident review records and staff interviews indicates that these policies and the other requirements of the standard are followed in practice. The auditor's review of the evidence leads him to the conclusion that this standard is met in policy, procedure, and practice.

115.87	Data collection
	<p data-bbox="256 188 983 224">Auditor Overall Determination: Meets Standard</p> <hr/> <p data-bbox="256 264 558 300">Auditor Discussion</p> <hr/> <p data-bbox="256 340 440 376">Documents</p> <ul data-bbox="331 443 1345 604" style="list-style-type: none"> • DDOC Policy 8.60, Prison Rape Elimination Act (PREA) • Investigation files • PREA Annual Reports - 2019, 2020, & 2021 • Survey of Sexual Victimization, State Prison Systems, Summary Form <p data-bbox="256 645 411 680">Interview</p> <ul data-bbox="331 748 868 784" style="list-style-type: none"> • Agency PREA Coordinator interview <p data-bbox="256 819 1442 981">DDOC Policies and Procedures require these statistics to be collected in accordance with Bureau of Justice Statistics (BJS) guidelines. The most recent statistical report and annual report at the time of the on-site audit was for calendar year 2020. The annual reports for 2019, 2020, and 2021 are available for access online.</p> <p data-bbox="256 1016 1477 1178">In the auditor’s judgment, this documentation demonstrates that the agency complies in all material ways with the standard for the relevant review period. The auditor’s review of this evidence leads him to the conclusion that this standard is met in policy, procedure, and practice.</p>

115.88	Data review for corrective action
	<p data-bbox="256 188 983 224">Auditor Overall Determination: Meets Standard</p> <p data-bbox="256 264 557 300">Auditor Discussion</p> <p data-bbox="256 340 440 376">Documents</p> <ul data-bbox="331 443 1123 519" style="list-style-type: none">• DDOC Policy 8.60, Prison Rape Elimination Act (PREA)• PREA Annual Report - 2021 <p data-bbox="256 560 427 595">Interviews</p> <ul data-bbox="331 663 868 698" style="list-style-type: none">• Agency PREA Coordinator interview <p data-bbox="256 734 1453 936">DDOC Policies and Procedures require these statistics to be used to evaluate and improve operations to enhance inmate safety. The most recent statistical report and annual report at the time of the on-site audit was for calendar year 2021. It includes an analysis of the data compared to previous years and discusses changes considered and made to address issues suggested by the data.</p> <p data-bbox="256 972 1477 1133">In the auditor’s judgment, this documentation demonstrates that the agency complies in all material ways with the standard for the relevant review period. The auditor’s review of this evidence leads him to the conclusion that this standard is met in policy, procedure, and practice</p>

115.89	Data storage, publication, and destruction
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Documents</p> <ul style="list-style-type: none">• DDOC Policy 8.60, Prison Rape Elimination Act (PREA)• PREA Annual 2021 <p>Interviews</p> <ul style="list-style-type: none">• Agency PREA Coordinator interview <p>DDOC policy requires the maintenance of a retention schedule. That schedule requires PREA related data to be maintained for 10 years. No personally identifiable data is included in the information made available to the public. The 2020 annual report includes all aggregated sexual abuse data from all of its facilities.</p> <p>In the auditor’s judgment, this documentation demonstrates that the agency complies in all material ways with the standard for the relevant review period. The auditor’s review of this evidence leads him to the conclusion that this standard is met in policy, procedure, and practice.</p>

115.401	Frequency and scope of audits
	<p data-bbox="280 188 1007 221">Auditor Overall Determination: Meets Standard</p> <hr/> <p data-bbox="280 266 579 300">Auditor Discussion</p> <hr/> <p data-bbox="280 344 461 378">Documents</p> <ul data-bbox="352 445 1469 562" style="list-style-type: none"> • Email attachments, notably time-stamped photographs of signs posted prior to audit • Inmate handbook <p data-bbox="280 607 448 640">Interviews</p> <ul data-bbox="352 707 643 779" style="list-style-type: none"> • Staff interviews • Inmate interviews <p data-bbox="280 824 1481 981">The auditor had access to, and the ability to observe all areas of the audited facility. The auditor was given access to documents sufficient to make determinations of compliance; copies of all relevant documents were provided. Private interviews were conducted with 40 inmates.</p> <p data-bbox="280 1025 1453 1182">Inmates were permitted to send confidential information or correspondence to the auditor in the same manner as if they were communicating with legal counsel. Two letters were received. The auditor was able to interview both of the inmates who sent letters.</p> <p data-bbox="280 1227 1453 1294">The auditor was permitted to request and receive copies of all relevant documents (including electronically stored information).</p>

115.403	Audit contents and findings
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Interview</p> <ul style="list-style-type: none">• Agency PREA Coordinator <p>Website review</p> <ul style="list-style-type: none">• https://doc.delaware.gov/views/prea.blade.shtml <p>DDOC operates four prison and jail facilities and five community confinement facilities. The most recent audit report is posted on the DDOC website for each one.</p> <p>Prison and Jail Audits</p> <ul style="list-style-type: none">• HRYCI PREA Audit Report 2022• JTVCC PREA Audit Report 2022• BWCI PREA Audit Report 2021• SCI PREA Audit Report 2020 <p>Community Confinement Center Audits</p> <ul style="list-style-type: none">• CCTC PREA Audit Report 2022• CVOP PREA Final Audit Report 2019• HDP PREA Audit Report 2021• MCCC PREA Final Audit Report 2019• Plummer PREA Audit Report 2021

Appendix: Provision Findings		
115.11 (a)	Zero tolerance of sexual abuse and sexual harassment; PREA coordinator	
	Does the agency have a written policy mandating zero tolerance toward all forms of sexual abuse and sexual harassment?	yes
	Does the written policy outline the agency's approach to preventing, detecting, and responding to sexual abuse and sexual harassment?	yes
115.11 (b)	Zero tolerance of sexual abuse and sexual harassment; PREA coordinator	
	Has the agency employed or designated an agency-wide PREA Coordinator?	yes
	Is the PREA Coordinator position in the upper-level of the agency hierarchy?	yes
	Does the PREA Coordinator have sufficient time and authority to develop, implement, and oversee agency efforts to comply with the PREA standards in all of its facilities?	yes
115.11 (c)	Zero tolerance of sexual abuse and sexual harassment; PREA coordinator	
	If this agency operates more than one facility, has each facility designated a PREA compliance manager? (N/A if agency operates only one facility.)	yes
	Does the PREA compliance manager have sufficient time and authority to coordinate the facility's efforts to comply with the PREA standards? (N/A if agency operates only one facility.)	yes
115.12 (a)	Contracting with other entities for the confinement of inmates	
	If this agency is public and it contracts for the confinement of its inmates with private agencies or other entities including other government agencies, has the agency included the entity's obligation to comply with the PREA standards in any new contract or contract renewal signed on or after August 20, 2012? (N/A if the agency does not contract with private agencies or other entities for the confinement of inmates.)	na

115.12 (b)	Contracting with other entities for the confinement of inmates	
	Does any new contract or contract renewal signed on or after August 20, 2012 provide for agency contract monitoring to ensure that the contractor is complying with the PREA standards? (N/A if the agency does not contract with private agencies or other entities for the confinement of inmates.)	na

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

	for video monitoring, does the staffing plan take into consideration: The prevalence of substantiated and unsubstantiated incidents of sexual abuse?	
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Any other relevant factors?	yes
115.13 (b)	Supervision and monitoring	
	In circumstances where the staffing plan is not complied with, does the facility document and justify all deviations from the plan? (N/A if no deviations from staffing plan.)	yes
115.13 (c)	Supervision and monitoring	
	In the past 12 months, has the facility, in consultation with the agency PREA Coordinator, assessed, determined, and documented whether adjustments are needed to: The staffing plan established pursuant to paragraph (a) of this section?	yes
	In the past 12 months, has the facility, in consultation with the agency PREA Coordinator, assessed, determined, and documented whether adjustments are needed to: The facility's deployment of video monitoring systems and other monitoring technologies?	yes
	In the past 12 months, has the facility, in consultation with the agency PREA Coordinator, assessed, determined, and documented whether adjustments are needed to: The resources the facility has available to commit to ensure adherence to the staffing plan?	yes
115.13 (d)	Supervision and monitoring	
	Has the facility/agency implemented a policy and practice of having intermediate-level or higher-level supervisors conduct and document unannounced rounds to identify and deter staff sexual abuse and sexual harassment?	yes
	Is this policy and practice implemented for night shifts as well as day shifts?	yes
	Does the facility/agency have a policy prohibiting staff from alerting other staff members that these supervisory rounds are occurring, unless such announcement is related to the legitimate operational functions of the facility?	yes

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

115.15 (b)	Limits to cross-gender viewing and searches	
	Does the facility always refrain from conducting cross-gender pat-down searches of female inmates, except in exigent circumstances? (N/A if the facility does not have female inmates.)	yes
	Does the facility always refrain from restricting female inmates' access to regularly available programming or other out-of-cell opportunities in order to comply with this provision? (N/A if the facility does not have female inmates.)	yes
115.15 (c)	Limits to cross-gender viewing and searches	
	Does the facility document all cross-gender strip searches and cross-gender visual body cavity searches?	yes
	Does the facility document all cross-gender pat-down searches of female inmates (N/A if the facility does not have female inmates)?	yes
115.15 (d)	Limits to cross-gender viewing and searches	
	Does the facility have policies that enables inmates to shower, perform bodily functions, and change clothing without nonmedical staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks?	yes
	Does the facility have procedures that enables inmates to shower, perform bodily functions, and change clothing without nonmedical staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks?	yes
	Does the facility require staff of the opposite gender to announce their presence when entering an inmate housing unit?	yes
115.15 (e)	Limits to cross-gender viewing and searches	
	Does the facility always refrain from searching or physically examining transgender or intersex inmates for the sole purpose of determining the inmate's genital status?	yes
	If an inmate's genital status is unknown, does the facility determine genital status during conversations with the inmate, by reviewing medical records, or, if necessary, by learning that information as part of a broader medical examination conducted in private by a medical practitioner?	yes

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

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

	with inmates with disabilities including inmates who: Have intellectual disabilities?	
	Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with inmates with disabilities including inmates who: Have limited reading skills?	yes
	Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with inmates with disabilities including inmates who: are blind or have low vision?	yes
115.16 (b)	Inmates with disabilities and inmates who are limited English proficient	
	Does the agency take reasonable steps to ensure meaningful access to all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment to inmates who are limited English proficient?	yes
	Do these steps include providing interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary?	yes
115.16 (c)	Inmates with disabilities and inmates who are limited English proficient	
	Does the agency always refrain from relying on inmate interpreters, inmate readers, or other types of inmate assistance except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the inmate's safety, the performance of first-response duties under §115.64, or the investigation of the inmate's allegations?	yes

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

115.17 (c)	Hiring and promotion decisions	
	Before hiring new employees who may have contact with inmates, does the agency perform a criminal background records check?	yes
	Before hiring new employees who may have contact with inmates, does the agency, consistent with Federal, State, and local law, make its best efforts to contact all prior institutional employers for information on substantiated allegations of sexual abuse or any resignation during a pending investigation of an allegation of sexual abuse?	yes
115.17 (d)	Hiring and promotion decisions	
	Does the agency perform a criminal background records check before enlisting the services of any contractor who may have contact with inmates?	yes
115.17 (e)	Hiring and promotion decisions	
	Does the agency either conduct criminal background records checks at least every five years of current employees and contractors who may have contact with inmates or have in place a system for otherwise capturing such information for current employees?	yes
115.17 (f)	Hiring and promotion decisions	
	Does the agency ask all applicants and employees who may have contact with inmates directly about previous misconduct described in paragraph (a) of this section in written applications or interviews for hiring or promotions?	yes
	Does the agency ask all applicants and employees who may have contact with inmates directly about previous misconduct described in paragraph (a) of this section in any interviews or written self-evaluations conducted as part of reviews of current employees?	yes
	Does the agency impose upon employees a continuing affirmative duty to disclose any such misconduct?	yes
115.17 (g)	Hiring and promotion decisions	
	Does the agency consider material omissions regarding such misconduct, or the provision of materially false information, grounds for termination?	yes

115.17 (h)	Hiring and promotion decisions	
	Does the agency provide information on substantiated allegations of sexual abuse or sexual harassment involving a former employee upon receiving a request from an institutional employer for whom such employee has applied to work? (N/A if providing information on substantiated allegations of sexual abuse or sexual harassment involving a former employee is prohibited by law.)	yes
115.18 (a)	Upgrades to facilities and technologies	
	If the agency designed or acquired any new facility or planned any substantial expansion or modification of existing facilities, did the agency consider the effect of the design, acquisition, expansion, or modification upon the agency's ability to protect inmates from sexual abuse? (N/A if agency/facility has not acquired a new facility or made a substantial expansion to existing facilities since August 20, 2012, or since the last PREA audit, whichever is later.)	yes
115.18 (b)	Upgrades to facilities and technologies	
	If the agency installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology, did the agency consider how such technology may enhance the agency's ability to protect inmates from sexual abuse? (N/A if agency/facility has not installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology since August 20, 2012, or since the last PREA audit, whichever is later.)	yes
115.21 (a)	Evidence protocol and forensic medical examinations	
	If the agency is responsible for investigating allegations of sexual abuse, does the agency follow a uniform evidence protocol that maximizes the potential for obtaining usable physical evidence for administrative proceedings and criminal prosecutions? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.)	yes

115.21 (b) Evidence protocol and forensic medical examinations		
	Is this protocol developmentally appropriate for youth where applicable? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.)	yes
	Is this protocol, as appropriate, adapted from or otherwise based on the most recent edition of the U.S. Department of Justice's Office on Violence Against Women publication, "A National Protocol for Sexual Assault Medical Forensic Examinations, Adults/Adolescents," or similarly comprehensive and authoritative protocols developed after 2011? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.)	yes
115.21 (c) Evidence protocol and forensic medical examinations		
	Does the agency offer all victims of sexual abuse access to forensic medical examinations, whether on-site or at an outside facility, without financial cost, where evidentiarily or medically appropriate?	yes
	Are such examinations performed by Sexual Assault Forensic Examiners (SAFEs) or Sexual Assault Nurse Examiners (SANEs) where possible?	yes
	If SAFEs or SANEs cannot be made available, is the examination performed by other qualified medical practitioners (they must have been specifically trained to conduct sexual assault forensic exams)?	yes
	Has the agency documented its efforts to provide SAFEs or SANEs?	yes
115.21 (d) Evidence protocol and forensic medical examinations		
	Does the agency attempt to make available to the victim a victim advocate from a rape crisis center?	yes
	If a rape crisis center is not available to provide victim advocate services, does the agency make available to provide these services a qualified staff member from a community-based organization, or a qualified agency staff member? (N/A if the agency always makes a victim advocate from a rape crisis center available to victims.)	yes
	Has the agency documented its efforts to secure services from rape crisis centers?	yes

115.21 (e)	Evidence protocol and forensic medical examinations	
	As requested by the victim, does the victim advocate, qualified agency staff member, or qualified community-based organization staff member accompany and support the victim through the forensic medical examination process and investigatory interviews?	yes
	As requested by the victim, does this person provide emotional support, crisis intervention, information, and referrals?	yes
115.21 (f)	Evidence protocol and forensic medical examinations	
	If the agency itself is not responsible for investigating allegations of sexual abuse, has the agency requested that the investigating 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
115.21 (h)	Evidence protocol and forensic medical examinations	
	If the agency uses a qualified agency staff member or a qualified community-based staff member for the purposes of this section, has the individual been screened for appropriateness to serve in this role and received education concerning sexual assault and forensic examination issues in general? (N/A if agency always makes a victim advocate from a rape crisis center available to victims.)	yes
115.22 (a)	Policies to ensure referrals of allegations for investigations	
	Does the agency ensure an administrative or criminal investigation is completed for all allegations of sexual abuse?	yes
	Does the agency ensure an administrative or criminal investigation is completed for all allegations of sexual harassment?	yes
115.22 (b)	Policies to ensure referrals of allegations for investigations	
	Does the agency have a policy and practice in place to ensure that allegations of sexual abuse or sexual harassment are referred for investigation to an agency with the legal authority to conduct criminal investigations, unless the allegation does not involve potentially criminal behavior?	yes
	Has the agency published such policy on its website or, if it does not have one, made the policy available through other means?	yes
	Does the agency document all such referrals?	yes

115.22 (c)	Policies to ensure referrals of allegations for investigations	
	If a separate entity is responsible for conducting criminal investigations, does the policy describe the responsibilities of both the agency and the investigating entity? (N/A if the agency/facility is responsible for criminal investigations. See 115.21(a).)	yes
115.31 (a)	Employee training	
	Does the agency train all employees who may have contact with inmates on its zero-tolerance policy for sexual abuse and sexual harassment?	yes
	Does the agency train all employees who may have contact with inmates on how to fulfill their responsibilities under agency sexual abuse and sexual harassment prevention, detection, reporting, and response policies and procedures?	yes
	Does the agency train all employees who may have contact with inmates on inmates' right to be free from sexual abuse and sexual harassment?	yes
	Does the agency train all employees who may have contact with inmates on the right of inmates and employees to be free from retaliation for reporting sexual abuse and sexual harassment?	yes
	Does the agency train all employees who may have contact with inmates on the dynamics of sexual abuse and sexual harassment in confinement?	yes
	Does the agency train all employees who may have contact with inmates on the common reactions of sexual abuse and sexual harassment victims?	yes
	Does the agency train all employees who may have contact with inmates on how to detect and respond to signs of threatened and actual sexual abuse?	yes
	Does the agency train all employees who may have contact with inmates on how to avoid inappropriate relationships with inmates?	yes
	Does the agency train all employees who may have contact with inmates on how to communicate effectively and professionally with inmates, including lesbian, gay, bisexual, transgender, intersex, or gender nonconforming inmates?	yes
	Does the agency train all employees who may have contact with inmates on how to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities?	yes

115.31 (b)	Employee training	
	Is such training tailored to the gender of the inmates at the employee's facility?	yes
	Have employees received additional training if reassigned from a facility that houses only male inmates to a facility that houses only female inmates, or vice versa?	yes
115.31 (c)	Employee training	
	Have all current employees who may have contact with inmates received such training?	yes
	Does the agency provide each employee with refresher training every two years to ensure that all employees know the agency's current sexual abuse and sexual harassment policies and procedures?	yes
	In years in which an employee does not receive refresher training, does the agency provide refresher information on current sexual abuse and sexual harassment policies?	yes
115.31 (d)	Employee training	
	Does the agency document, through employee signature or electronic verification, that employees understand the training they have received?	yes
115.32 (a)	Volunteer and contractor training	
	Has the agency ensured that all volunteers and contractors who have contact with inmates have been trained on their responsibilities under the agency's sexual abuse and sexual harassment prevention, detection, and response policies and procedures?	yes
115.32 (b)	Volunteer and contractor training	
	Have all volunteers and contractors who have contact with inmates been notified of the agency's zero-tolerance policy regarding sexual abuse and sexual harassment and informed how to report such incidents (the level and type of training provided to volunteers and contractors shall be based on the services they provide and level of contact they have with inmates)?	yes
115.32 (c)	Volunteer and contractor training	
	Does the agency maintain documentation confirming that volunteers and contractors understand the training they have received?	yes

115.33 (a) Inmate education		
	During intake, do inmates receive information explaining the agency's zero-tolerance policy regarding sexual abuse and sexual harassment?	yes
	During intake, do inmates receive information explaining how to report incidents or suspicions of sexual abuse or sexual harassment?	yes
115.33 (b) Inmate education		
	Within 30 days of intake, does the agency provide comprehensive education to inmates either in person or through video regarding: Their rights to be free from sexual abuse and sexual harassment?	yes
	Within 30 days of intake, does the agency provide comprehensive education to inmates either in person or through video regarding: Their rights to be free from retaliation for reporting such incidents?	yes
	Within 30 days of intake, does the agency provide comprehensive education to inmates either in person or through video regarding: Agency policies and procedures for responding to such incidents?	yes
115.33 (c) Inmate education		
	Have all inmates received the comprehensive education referenced in 115.33(b)?	yes
	Do inmates receive education upon transfer to a different facility to the extent that the policies and procedures of the inmate's new facility differ from those of the previous facility?	yes
115.33 (d) Inmate education		
	Does the agency provide inmate education in formats accessible to all inmates including those who are limited English proficient?	yes
	Does the agency provide inmate education in formats accessible to all inmates including those who are deaf?	yes
	Does the agency provide inmate education in formats accessible to all inmates including those who are visually impaired?	yes
	Does the agency provide inmate education in formats accessible to all inmates including those who are otherwise disabled?	yes
	Does the agency provide inmate education in formats accessible to all inmates including those who have limited reading skills?	yes

115.33 (e)	Inmate education	
	Does the agency maintain documentation of inmate participation in these education sessions?	yes
115.33 (f)	Inmate education	
	In addition to providing such education, does the agency ensure that key information is continuously and readily available or visible to inmates through posters, inmate handbooks, or other written formats?	yes
115.34 (a)	Specialized training: Investigations	
	In addition to the general training provided to all employees pursuant to §115.31, does the agency ensure that, to the extent the agency itself conducts sexual abuse investigations, its investigators receive training in conducting such investigations in confinement settings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)	yes
115.34 (b)	Specialized training: Investigations	
	Does this specialized training include techniques for interviewing sexual abuse victims? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)	yes
	Does this specialized training include proper use of Miranda and Garrity warnings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)	yes
	Does this specialized training include sexual abuse evidence collection in confinement settings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)	yes
	Does this specialized training include the criteria and evidence required to substantiate a case for administrative action or prosecution referral? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)	yes

115.34 (c)	Specialized training: Investigations	
	Does the agency maintain documentation that agency investigators have completed the required specialized training in conducting sexual abuse investigations? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)	yes
115.35 (a)	Specialized training: Medical and mental health care	
	Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in how to detect and assess signs of sexual abuse and sexual harassment? (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
115.35 (b)	Specialized training: Medical and mental health care	
	If medical staff employed by the agency conduct forensic examinations, do such medical staff receive appropriate training to conduct such examinations? (N/A if agency medical staff at the facility do not conduct forensic exams or the agency does not employ medical staff.)	yes

115.35 (c)	Specialized training: Medical and mental health care	
	Does the agency maintain documentation that medical and mental health practitioners have received the training referenced in this standard either from the agency or elsewhere? (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
115.35 (d)	Specialized training: Medical and mental health care	
	Do medical and mental health care practitioners employed by the agency also receive training mandated for employees by §115.31? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners employed by the agency.)	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
115.41 (a)	Screening for risk of victimization and abusiveness	
	Are all inmates assessed during an intake screening for their risk of being sexually abused by other inmates or sexually abusive toward other inmates?	yes
	Are all inmates assessed upon transfer to another facility for their risk of being sexually abused by other inmates or sexually abusive toward other inmates?	yes
115.41 (b)	Screening for risk of victimization and abusiveness	
	Do intake screenings ordinarily take place within 72 hours of arrival at the facility?	yes
115.41 (c)	Screening for risk of victimization and abusiveness	
	Are all PREA screening assessments conducted using an objective screening instrument?	yes

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

115.41 (e)	Screening for risk of victimization and abusiveness	
	In assessing inmates for risk of being sexually abusive, does the initial PREA risk screening consider, as known to the agency: prior acts of sexual abuse?	yes
	In assessing inmates for risk of being sexually abusive, does the initial PREA risk screening consider, as known to the agency: prior convictions for violent offenses?	yes
	In assessing inmates for risk of being sexually abusive, does the initial PREA risk screening consider, as known to the agency: history of prior institutional violence or sexual abuse?	yes
115.41 (f)	Screening for risk of victimization and abusiveness	
	Within a set time period not more than 30 days from the inmate's arrival at the facility, does the facility reassess the inmate's risk of victimization or abusiveness based upon any additional, relevant information received by the facility since the intake screening?	yes
115.41 (g)	Screening for risk of victimization and abusiveness	
	Does the facility reassess an inmate's risk level when warranted due to a referral?	yes
	Does the facility reassess an inmate's risk level when warranted due to a request?	yes
	Does the facility reassess an inmate's risk level when warranted due to an incident of sexual abuse?	yes
	Does the facility reassess an inmate's risk level when warranted due to receipt of additional information that bears on the inmate's risk of sexual victimization or abusiveness?	yes
115.41 (h)	Screening for risk of victimization and abusiveness	
	Is it the case that inmates are not ever disciplined for refusing to answer, or for not disclosing complete information in response to, questions asked pursuant to paragraphs (d)(1), (d)(7), (d)(8), or (d)(9) of this section?	yes
115.41 (i)	Screening for risk of victimization and abusiveness	
	Has the agency implemented appropriate controls on the dissemination within the facility of responses to questions asked pursuant to this standard in order to ensure that sensitive information is not exploited to the inmate's detriment by staff or other inmates?	yes

115.42 (a) Use of screening information		
	Does the agency use information from the risk screening required by § 115.41, with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Housing Assignments?	yes
	Does the agency use information from the risk screening required by § 115.41, with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Bed assignments?	yes
	Does the agency use information from the risk screening required by § 115.41, with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Work Assignments?	yes
	Does the agency use information from the risk screening required by § 115.41, with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Education Assignments?	yes
	Does the agency use information from the risk screening required by § 115.41, with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Program Assignments?	yes
115.42 (b) Use of screening information		
	Does the agency make individualized determinations about how to ensure the safety of each inmate?	yes
115.42 (c) Use of screening information		
	When deciding whether to assign a transgender or intersex inmate to a facility for male or female inmates, does the agency consider, on a case-by-case basis, whether a placement would ensure the inmate's health and safety, and whether a placement would present management or security problems (NOTE: if an agency by policy or practice assigns inmates to a male or female facility on the basis of anatomy alone, that agency is not in compliance with this standard)?	yes
	When making housing or other program assignments for transgender or intersex inmates, does the agency consider, on a case-by-case basis, whether a placement would ensure the inmate's health and safety, and whether a placement would present management or security problems?	yes

115.42 (d)	Use of screening information	
	Are placement and programming assignments for each transgender or intersex inmate reassessed at least twice each year to review any threats to safety experienced by the inmate?	yes
115.42 (e)	Use of screening information	
	Are each transgender or intersex inmate's own views with respect to his or her own safety given serious consideration when making facility and housing placement decisions and programming assignments?	yes
115.42 (f)	Use of screening information	
	Are transgender and intersex inmates given the opportunity to shower separately from other inmates?	yes
115.42 (g)	Use of screening information	
	Unless placement is in a dedicated facility, unit, or wing established in connection with a consent decree, legal settlement, or legal judgment for the purpose of protecting lesbian, gay, bisexual, transgender, or intersex inmates, does the agency always refrain from placing: lesbian, gay, and bisexual inmates in dedicated facilities, units, or wings solely on the basis of such identification or status? (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

115.43 (a)	Protective Custody	
	Does the facility always refrain from placing inmates at high risk for sexual victimization in involuntary segregated housing unless an assessment of all available alternatives has been made, and a determination has been made that there is no available alternative means of separation from likely abusers?	yes
	If a facility cannot conduct such an assessment immediately, does the facility hold the inmate in involuntary segregated housing for less than 24 hours while completing the assessment?	yes
115.43 (b)	Protective Custody	
	Do inmates who are placed in segregated housing because they are at high risk of sexual victimization have access to: Programs to the extent possible?	yes
	Do inmates who are placed in segregated housing because they are at high risk of sexual victimization have access to: Privileges to the extent possible?	yes
	Do inmates who are placed in segregated housing because they are at high risk of sexual victimization have access to: Education to the extent possible?	yes
	Do inmates who are placed in segregated housing because they are at high risk of sexual victimization have access to: Work opportunities to the extent possible?	yes
	If the facility restricts any access to programs, privileges, education, or work opportunities, does the facility document the opportunities that have been limited? (N/A if the facility never restricts access to programs, privileges, education, or work opportunities.)	yes
	If the facility restricts access to programs, privileges, education, or work opportunities, does the facility document the duration of the limitation? (N/A if the facility never restricts access to programs, privileges, education, or work opportunities.)	yes
	If the facility restricts access to programs, privileges, education, or work opportunities, does the facility document the reasons for such limitations? (N/A if the facility never restricts access to programs, privileges, education, or work opportunities.)	yes

115.43 (c)	Protective Custody	
	Does the facility assign inmates at high risk of sexual victimization to involuntary segregated housing only until an alternative means of separation from likely abusers can be arranged?	yes
	Does such an assignment not ordinarily exceed a period of 30 days?	yes
115.43 (d)	Protective Custody	
	If an involuntary segregated housing assignment is made pursuant to paragraph (a) of this section, does the facility clearly document: The basis for the facility's concern for the inmate's safety?	yes
	If an involuntary segregated housing assignment is made pursuant to paragraph (a) of this section, does the facility clearly document: The reason why no alternative means of separation can be arranged?	yes
115.43 (e)	Protective Custody	
	In the case of each inmate who is placed in involuntary segregation because he/she is at high risk of sexual victimization, does the facility afford a review to determine whether there is a continuing need for separation from the general population EVERY 30 DAYS?	yes
115.51 (a)	Inmate reporting	
	Does the agency provide multiple internal ways for inmates to privately report: Sexual abuse and sexual harassment?	yes
	Does the agency provide multiple internal ways for inmates to privately report: Retaliation by other inmates or staff for reporting sexual abuse and sexual harassment?	yes
	Does the agency provide multiple internal ways for inmates to privately report: Staff neglect or violation of responsibilities that may have contributed to such incidents?	yes

115.51 (b)	Inmate reporting	
	Does the agency also provide at least one way for inmates to report sexual abuse or sexual harassment to a public or private entity or office that is not part of the agency?	yes
	Is that private entity or office able to receive and immediately forward inmate reports of sexual abuse and sexual harassment to agency officials?	yes
	Does that private entity or office allow the inmate to remain anonymous upon request?	yes
	Are inmates detained solely for civil immigration purposes provided information on how to contact relevant consular officials and relevant officials at the Department of Homeland Security? (N/A if the facility never houses inmates detained solely for civil immigration purposes.)	yes
115.51 (c)	Inmate reporting	
	Does staff accept reports of sexual abuse and sexual harassment made verbally, in writing, anonymously, and from third parties?	yes
	Does staff promptly document any verbal reports of sexual abuse and sexual harassment?	yes
115.51 (d)	Inmate reporting	
	Does the agency provide a method for staff to privately report sexual abuse and sexual harassment of inmates?	yes
115.52 (a)	Exhaustion of administrative remedies	
	Is the agency exempt from this standard? NOTE: The agency is exempt ONLY if it does not have administrative procedures to address inmate grievances regarding sexual abuse. This does not mean the agency is exempt simply because an inmate does not have to or is not ordinarily expected to submit a grievance to report sexual abuse. This means that as a matter of explicit policy, the agency does not have an administrative remedies process to address sexual abuse.	yes

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

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

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

115.53 (a)	Inmate access to outside confidential support services	
	Does the facility provide inmates with access to outside victim advocates for emotional support services related to sexual abuse by giving inmates mailing addresses and telephone numbers, including toll-free hotline numbers where available, of local, State, or national victim advocacy or rape crisis organizations?	yes
	Does the facility provide persons detained solely for civil immigration purposes mailing addresses and telephone numbers, including toll-free hotline numbers where available of local, State, or national immigrant services agencies? (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
115.53 (b)	Inmate access to outside confidential support services	
	Does the facility inform inmates, prior to giving them access, of the extent to which such communications will be monitored and the extent to which reports of abuse will be forwarded to authorities in accordance with mandatory reporting laws?	yes
115.53 (c)	Inmate access to outside confidential support services	
	Does the agency maintain or attempt to enter into memoranda of understanding or other agreements with community service providers that are able to provide inmates with confidential emotional support services related to sexual abuse?	yes
	Does the agency maintain copies of agreements or documentation showing attempts to enter into such agreements?	yes
115.54 (a)	Third-party reporting	
	Has the agency established a method to receive third-party reports of sexual abuse and sexual harassment?	yes
	Has the agency distributed publicly information on how to report sexual abuse and sexual harassment on behalf of an inmate?	yes

115.61 (a)	Staff and agency reporting duties	
	Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding an incident of sexual abuse or sexual harassment that occurred in a facility, whether or not it is part of the agency?	yes
	Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding retaliation against inmates or staff who reported an incident of sexual abuse or sexual harassment?	yes
	Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding any staff neglect or violation of responsibilities that may have contributed to an incident of sexual abuse or sexual harassment or retaliation?	yes
115.61 (b)	Staff and agency reporting duties	
	Apart from reporting to designated supervisors or officials, does staff always refrain from revealing any information related to a sexual abuse report to anyone other than to the extent necessary, as specified in agency policy, to make treatment, investigation, and other security and management decisions?	yes
115.61 (c)	Staff and agency reporting duties	
	Unless otherwise precluded by Federal, State, or local law, are medical and mental health practitioners required to report sexual abuse pursuant to paragraph (a) of this section?	yes
	Are medical and mental health practitioners required to inform inmates of the practitioner's duty to report, and the limitations of confidentiality, at the initiation of services?	yes
115.61 (d)	Staff and agency reporting duties	
	If the alleged victim is under the age of 18 or considered a vulnerable adult under a State or local vulnerable persons statute, does the agency report the allegation to the designated State or local services agency under applicable mandatory reporting laws?	yes
115.61 (e)	Staff and agency reporting duties	
	Does the facility report all allegations of sexual abuse and sexual harassment, including third-party and anonymous reports, to the facility's designated investigators?	yes

115.62 (a)	Agency protection duties	
	When the agency learns that an inmate is subject to a substantial risk of imminent sexual abuse, does it take immediate action to protect the inmate?	yes
115.63 (a)	Reporting to other confinement facilities	
	Upon receiving an allegation that an inmate was sexually abused while confined at another facility, does the head of the facility that received the allegation notify the head of the facility or appropriate office of the agency where the alleged abuse occurred?	yes
115.63 (b)	Reporting to other confinement facilities	
	Is such notification provided as soon as possible, but no later than 72 hours after receiving the allegation?	yes
115.63 (c)	Reporting to other confinement facilities	
	Does the agency document that it has provided such notification?	yes
115.63 (d)	Reporting to other confinement facilities	
	Does the facility head or agency office that receives such notification ensure that the allegation is investigated in accordance with these standards?	yes

115.64 (a)	Staff first responder duties	
	Upon learning of an allegation that an inmate was sexually abused, is the first security staff member to respond to the report required to: Separate the alleged victim and abuser?	yes
	Upon learning of an allegation that an inmate was sexually abused, is the first security staff member to respond to the report required to: Preserve and protect any crime scene until appropriate steps can be taken to collect any evidence?	yes
	Upon learning of an allegation that an inmate was sexually abused, is the first security staff member to respond to the report required to: Request that the alleged victim not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating, if the abuse occurred within a time period that still allows for the collection of physical evidence?	yes
	Upon learning of an allegation that an inmate was sexually abused, is the first security staff member to respond to the report required to: Ensure that the alleged abuser does not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating, if the abuse occurred within a time period that still allows for the collection of physical evidence?	yes
115.64 (b)	Staff first responder duties	
	If the first staff responder is not a security staff member, is the responder required to request that the alleged victim not take any actions that could destroy physical evidence, and then notify security staff?	yes
115.65 (a)	Coordinated response	
	Has the facility developed a written institutional plan to coordinate actions among staff first responders, medical and mental health practitioners, investigators, and facility leadership taken in response to an incident of sexual abuse?	yes

115.66 (a)	Preservation of ability to protect inmates from contact with abusers	
	Are both the agency and any other governmental entities responsible for collective bargaining on the agency's behalf prohibited from entering into or renewing any collective bargaining agreement or other agreement that limit the agency's ability to remove alleged staff sexual abusers from contact with any inmates pending the outcome of an investigation or of a determination of whether and to what extent discipline is warranted?	yes
115.67 (a)	Agency protection against retaliation	
	Has the agency established a policy to protect all inmates and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other inmates or staff?	yes
	Has the agency designated which staff members or departments are charged with monitoring retaliation?	yes
115.67 (b)	Agency protection against retaliation	
	Does the agency employ multiple protection measures, such as housing changes or transfers for inmate victims or abusers, removal of alleged staff or inmate abusers from contact with victims, and emotional support services for inmates or staff who fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigations?	yes

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

115.67 (d)	Agency protection against retaliation	
	In the case of inmates, does such monitoring also include periodic status checks?	yes
115.67 (e)	Agency protection against retaliation	
	If any other individual who cooperates with an investigation expresses a fear of retaliation, does the agency take appropriate measures to protect that individual against retaliation?	yes
115.68 (a)	Post-allegation protective custody	
	Is any and all use of segregated housing to protect an inmate who is alleged to have suffered sexual abuse subject to the requirements of § 115.43?	yes
115.71 (a)	Criminal and administrative agency investigations	
	When the agency conducts its own investigations into allegations of sexual abuse and sexual harassment, does it do so promptly, thoroughly, and objectively? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations. See 115.21(a).)	yes
	Does the agency conduct such investigations for all allegations, including third party and anonymous reports? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations. See 115.21(a).)	yes
115.71 (b)	Criminal and administrative agency investigations	
	Where sexual abuse is alleged, does the agency use investigators who have received specialized training in sexual abuse investigations as required by 115.34?	yes
115.71 (c)	Criminal and administrative agency investigations	
	Do investigators gather and preserve direct and circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data?	yes
	Do investigators interview alleged victims, suspected perpetrators, and witnesses?	yes
	Do investigators review prior reports and complaints of sexual abuse involving the suspected perpetrator?	yes

115.71 (d)	Criminal and administrative agency investigations	
	When the quality of evidence appears to support criminal prosecution, does the agency conduct compelled interviews only after consulting with prosecutors as to whether compelled interviews may be an obstacle for subsequent criminal prosecution?	yes
115.71 (e)	Criminal and administrative agency investigations	
	Do agency investigators assess the credibility of an alleged victim, suspect, or witness on an individual basis and not on the basis of that individual's status as inmate or staff?	yes
	Does the agency investigate allegations of sexual abuse without requiring an inmate who alleges sexual abuse to submit to a polygraph examination or other truth-telling device as a condition for proceeding?	yes
115.71 (f)	Criminal and administrative agency investigations	
	Do administrative investigations include an effort to determine whether staff actions or failures to act contributed to the abuse?	yes
	Are administrative investigations documented in written reports that include a description of the physical evidence and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings?	yes
115.71 (g)	Criminal and administrative agency investigations	
	Are criminal investigations documented in a written report that contains a thorough description of the physical, testimonial, and documentary evidence and attaches copies of all documentary evidence where feasible?	yes
115.71 (h)	Criminal and administrative agency investigations	
	Are all substantiated allegations of conduct that appears to be criminal referred for prosecution?	yes
115.71 (i)	Criminal and administrative agency investigations	
	Does the agency retain all written reports referenced in 115.71(f) and (g) for as long as the alleged abuser is incarcerated or employed by the agency, plus five years?	yes

115.71 (j)	Criminal and administrative agency investigations	
	Does the agency ensure that the departure of an alleged abuser or victim from the employment or control of the agency does not provide a basis for terminating an investigation?	yes
115.71 (l)	Criminal and administrative agency investigations	
	When an outside entity investigates sexual abuse, does the facility cooperate with outside investigators and endeavor to remain informed about the progress of the investigation? (N/A if an outside agency does not conduct administrative or criminal sexual abuse investigations. See 115.21(a).)	yes
115.72 (a)	Evidentiary standard for administrative investigations	
	Is it true that the agency does not impose a standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated?	yes
115.73 (a)	Reporting to inmates	
	Following an investigation into an inmate's allegation that he or she suffered sexual abuse in an agency facility, does the agency inform the inmate as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded?	yes
115.73 (b)	Reporting to inmates	
	If the agency did not conduct the investigation into an inmate's allegation of sexual abuse in an agency facility, does the agency request the relevant information from the investigative agency in order to inform the inmate? (N/A if the agency/facility is responsible for conducting administrative and criminal investigations.)	yes

115.73 (c) Reporting to inmates		
	Following an inmate's allegation that a staff member has committed sexual abuse against the resident, unless the agency has determined that the allegation is unfounded, or unless the inmate has been released from custody, does the agency subsequently inform the resident whenever: The staff member is no longer posted within the inmate's unit?	yes
	Following an inmate's allegation that a staff member has committed sexual abuse against the resident, unless the agency has determined that the allegation is unfounded, or unless the resident has been released from custody, does the agency subsequently inform the resident whenever: The staff member is no longer employed at the facility?	yes
	Following an inmate's allegation that a staff member has committed sexual abuse against the resident, unless the agency has determined that the allegation is unfounded, or unless the resident has been released from custody, does the agency subsequently inform the resident whenever: The agency learns that the staff member has been indicted on a charge related to sexual abuse in the facility?	yes
	Following an inmate's allegation that a staff member has committed sexual abuse against the resident, unless the agency has determined that the allegation is unfounded, or unless the resident has been released from custody, does the agency subsequently inform the resident whenever: The agency learns that the staff member has been convicted on a charge related to sexual abuse within the facility?	yes
115.73 (d) Reporting to inmates		
	Following an inmate's allegation that he or she has been sexually abused by another inmate, does the agency subsequently inform the alleged victim whenever: The agency learns that the alleged abuser has been indicted on a charge related to sexual abuse within the facility?	yes
	Following an inmate's allegation that he or she has been sexually abused by another inmate, does the agency subsequently inform the alleged victim whenever: The agency learns that the alleged abuser has been convicted on a charge related to sexual abuse within the facility?	yes
115.73 (e) Reporting to inmates		
	Does the agency document all such notifications or attempted notifications?	yes

115.76 (a)	Disciplinary sanctions for staff	
	Are staff subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies?	yes
115.76 (b)	Disciplinary sanctions for staff	
	Is termination the presumptive disciplinary sanction for staff who have engaged in sexual abuse?	yes
115.76 (c)	Disciplinary sanctions for staff	
	Are disciplinary sanctions for violations of agency policies relating to sexual abuse or sexual harassment (other than actually engaging in sexual abuse) commensurate with the nature and circumstances of the acts committed, the staff member's disciplinary history, and the sanctions imposed for comparable offenses by other staff with similar histories?	yes
115.76 (d)	Disciplinary sanctions for staff	
	Are all terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, reported to: Law enforcement agencies (unless the activity was clearly not criminal)?	yes
	Are all terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, reported to: Relevant licensing bodies?	yes
115.77 (a)	Corrective action for contractors and volunteers	
	Is any contractor or volunteer who engages in sexual abuse prohibited from contact with inmates?	yes
	Is any contractor or volunteer who engages in sexual abuse reported to: Law enforcement agencies (unless the activity was clearly not criminal)?	yes
	Is any contractor or volunteer who engages in sexual abuse reported to: Relevant licensing bodies?	yes
115.77 (b)	Corrective action for contractors and volunteers	
	In the case of any other violation of agency sexual abuse or sexual harassment policies by a contractor or volunteer, does the facility take appropriate remedial measures, and consider whether to prohibit further contact with inmates?	yes

115.78 (a)	Disciplinary sanctions for inmates	
	Following an administrative finding that an inmate engaged in inmate-on-inmate sexual abuse, or following a criminal finding of guilt for inmate-on-inmate sexual abuse, are inmates subject to disciplinary sanctions pursuant to a formal disciplinary process?	yes
115.78 (b)	Disciplinary sanctions for inmates	
	Are sanctions commensurate with the nature and circumstances of the abuse committed, the inmate's disciplinary history, and the sanctions imposed for comparable offenses by other inmates with similar histories?	yes
115.78 (c)	Disciplinary sanctions for inmates	
	When determining what types of sanction, if any, should be imposed, does the disciplinary process consider whether an inmate's mental disabilities or mental illness contributed to his or her behavior?	yes
115.78 (d)	Disciplinary sanctions for inmates	
	If the facility offers therapy, counseling, or other interventions designed to address and correct underlying reasons or motivations for the abuse, does the facility consider whether to require the offending inmate to participate in such interventions as a condition of access to programming and other benefits?	yes
115.78 (e)	Disciplinary sanctions for inmates	
	Does the agency discipline an inmate for sexual contact with staff only upon a finding that the staff member did not consent to such contact?	yes
115.78 (f)	Disciplinary sanctions for inmates	
	For the purpose of disciplinary action does a report of sexual abuse made in good faith based upon a reasonable belief that the alleged conduct occurred NOT constitute falsely reporting an incident or lying, even if an investigation does not establish evidence sufficient to substantiate the allegation?	yes
115.78 (g)	Disciplinary sanctions for inmates	
	If the agency prohibits all sexual activity between inmates, does the agency always refrain from considering non-coercive sexual activity between inmates to be sexual abuse? (N/A if the agency does not prohibit all sexual activity between inmates.)	yes

115.81 (a)	Medical and mental health screenings; history of sexual abuse	
	If the screening pursuant to § 115.41 indicates that a prison inmate has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, do staff ensure that the inmate is offered a follow-up meeting with a medical or mental health practitioner within 14 days of the intake screening? (N/A if the facility is not a prison).	yes
115.81 (b)	Medical and mental health screenings; history of sexual abuse	
	If the screening pursuant to § 115.41 indicates that a prison inmate has previously perpetrated sexual abuse, whether it occurred in an institutional setting or in the community, do staff ensure that the inmate is offered a follow-up meeting with a mental health practitioner within 14 days of the intake screening? (N/A if the facility is not a prison.)	yes
115.81 (c)	Medical and mental health screenings; history of sexual abuse	
	If the screening pursuant to § 115.41 indicates that a jail inmate has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, do staff ensure that the inmate is offered a follow-up meeting with a medical or mental health practitioner within 14 days of the intake screening? (N/A if the facility is not a jail).	yes
115.81 (d)	Medical and mental health screenings; history of sexual abuse	
	Is any information related to sexual victimization or abusiveness that occurred in an institutional setting strictly limited to medical and mental health practitioners and other staff as necessary to inform treatment plans and security management decisions, including housing, bed, work, education, and program assignments, or as otherwise required by Federal, State, or local law?	yes
115.81 (e)	Medical and mental health screenings; history of sexual abuse	
	Do medical and mental health practitioners obtain informed consent from inmates before reporting information about prior sexual victimization that did not occur in an institutional setting, unless the inmate is under the age of 18?	yes

115.82 (a)	Access to emergency medical and mental health services	
	Do inmate victims of sexual abuse receive timely, unimpeded access to emergency medical treatment and crisis intervention services, the nature and scope of which are determined by medical and mental health practitioners according to their professional judgment?	yes
115.82 (b)	Access to emergency medical and mental health services	
	If no qualified medical or mental health practitioners are on duty at the time a report of recent sexual abuse is made, do security staff first responders take preliminary steps to protect the victim pursuant to § 115.62?	yes
	Do security staff first responders immediately notify the appropriate medical and mental health practitioners?	yes
115.82 (c)	Access to emergency medical and mental health services	
	Are inmate victims of sexual abuse offered timely information about and timely access to emergency contraception and sexually transmitted infections prophylaxis, in accordance with professionally accepted standards of care, where medically appropriate?	yes
115.82 (d)	Access to emergency medical and mental health services	
	Are treatment services provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident?	yes
115.83 (a)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Does the facility offer medical and mental health evaluation and, as appropriate, treatment to all inmates who have been victimized by sexual abuse in any prison, jail, lockup, or juvenile facility?	yes
115.83 (b)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Does the evaluation and treatment of such victims include, as appropriate, follow-up services, treatment plans, and, when necessary, referrals for continued care following their transfer to, or placement in, other facilities, or their release from custody?	yes

115.83 (c)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Does the facility provide such victims with medical and mental health services consistent with the community level of care?	yes
115.83 (d)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Are inmate victims of sexually abusive vaginal penetration while incarcerated offered pregnancy tests? (N/A if "all male" facility. Note: in "all male" facilities there may be inmates who identify as transgender men who may have female genitalia. Auditors should be sure to know whether such individuals may be in the population and whether this provision may apply in specific circumstances.)	yes
115.83 (e)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	If pregnancy results from the conduct described in paragraph § 115.83(d), do such victims receive timely and comprehensive information about and timely access to all lawful pregnancy-related medical services? (N/A if "all male" facility. Note: in "all male" facilities there may be inmates who identify as transgender men who may have female genitalia. Auditors should be sure to know whether such individuals may be in the population and whether this provision may apply in specific circumstances.)	yes
115.83 (f)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Are inmate victims of sexual abuse while incarcerated offered tests for sexually transmitted infections as medically appropriate?	yes
115.83 (g)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Are treatment services provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident?	yes

115.83 (h)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	If the facility is a prison, does it attempt to conduct a mental health evaluation of all known inmate-on-inmate abusers within 60 days of learning of such abuse history and offer treatment when deemed appropriate by mental health practitioners? (NA if the facility is a jail.)	yes
115.86 (a)	Sexual abuse incident reviews	
	Does the facility conduct a sexual abuse incident review at the conclusion of every sexual abuse investigation, including where the allegation has not been substantiated, unless the allegation has been determined to be unfounded?	yes
115.86 (b)	Sexual abuse incident reviews	
	Does such review ordinarily occur within 30 days of the conclusion of the investigation?	yes
115.86 (c)	Sexual abuse incident reviews	
	Does the review team include upper-level management officials, with input from line supervisors, investigators, and medical or mental health practitioners?	yes

115.86 (d)	Sexual abuse incident reviews	
	Does the review team: Consider whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse?	yes
	Does the review team: Consider whether the incident or allegation was motivated by race; ethnicity; gender identity; lesbian, gay, bisexual, transgender, or intersex identification, status, or perceived status; gang affiliation; or other group dynamics at the facility?	yes
	Does the review team: Examine the area in the facility where the incident allegedly occurred to assess whether physical barriers in the area may enable abuse?	yes
	Does the review team: Assess the adequacy of staffing levels in that area during different shifts?	yes
	Does the review team: Assess whether monitoring technology should be deployed or augmented to supplement supervision by staff?	yes
	Does the review team: Prepare a report of its findings, including but not necessarily limited to determinations made pursuant to §§ 115.86(d)(1)-(d)(5), and any recommendations for improvement and submit such report to the facility head and PREA compliance manager?	yes
115.86 (e)	Sexual abuse incident reviews	
	Does the facility implement the recommendations for improvement, or document its reasons for not doing so?	yes
115.87 (a)	Data collection	
	Does the agency collect accurate, uniform data for every allegation of sexual abuse at facilities under its direct control using a standardized instrument and set of definitions?	yes
115.87 (b)	Data collection	
	Does the agency aggregate the incident-based sexual abuse data at least annually?	yes
115.87 (c)	Data collection	
	Does the incident-based data include, at a minimum, the data necessary to answer all questions from the most recent version of the Survey of Sexual Violence conducted by the Department of Justice?	yes

115.87 (d)	Data collection	
	Does the agency maintain, review, and collect data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews?	yes
115.87 (e)	Data collection	
	Does the agency also obtain incident-based and aggregated data from every private facility with which it contracts for the confinement of its inmates? (N/A if agency does not contract for the confinement of its inmates.)	yes
115.87 (f)	Data collection	
	Does the agency, upon request, provide all such data from the previous calendar year to the Department of Justice no later than June 30? (N/A if DOJ has not requested agency data.)	yes
115.88 (a)	Data review for corrective action	
	Does the agency review data collected and aggregated pursuant to § 115.87 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Identifying problem areas?	yes
	Does the agency review data collected and aggregated pursuant to § 115.87 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Taking corrective action on an ongoing basis?	yes
	Does the agency review data collected and aggregated pursuant to § 115.87 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Preparing an annual report of its findings and corrective actions for each facility, as well as the agency as a whole?	yes
115.88 (b)	Data review for corrective action	
	Does the agency's annual report include a comparison of the current year's data and corrective actions with those from prior years and provide an assessment of the agency's progress in addressing sexual abuse?	yes
115.88 (c)	Data review for corrective action	
	Is the agency's annual report approved by the agency head and made readily available to the public through its website or, if it does not have one, through other means?	yes

115.88 (d)	Data review for corrective action	
	Does the agency indicate the nature of the material redacted where it redacts specific material from the reports when publication would present a clear and specific threat to the safety and security of a facility?	yes
115.89 (a)	Data storage, publication, and destruction	
	Does the agency ensure that data collected pursuant to § 115.87 are securely retained?	yes
115.89 (b)	Data storage, publication, and destruction	
	Does the agency make all aggregated sexual abuse data, from facilities under its direct control and private facilities with which it contracts, readily available to the public at least annually through its website or, if it does not have one, through other means?	yes
115.89 (c)	Data storage, publication, and destruction	
	Does the agency remove all personal identifiers before making aggregated sexual abuse data publicly available?	yes
115.89 (d)	Data storage, publication, and destruction	
	Does the agency maintain sexual abuse data collected pursuant to § 115.87 for at least 10 years after the date of the initial collection, unless Federal, State, or local law requires otherwise?	yes
115.401 (a)	Frequency and scope of audits	
	During the prior three-year audit period, did the agency ensure that each facility operated by the agency, or by a private organization on behalf of the agency, was audited at least once? (Note: The response here is purely informational. A "no" response does not impact overall compliance with this standard.)	yes

115.401 (b)	Frequency and scope of audits	
	Is this the first year of the current audit cycle? (Note: a “no” response does not impact overall compliance with this standard.)	yes
	If this is the second year of the current audit cycle, did the agency ensure that at least one-third of each facility type operated by the agency, or by a private organization on behalf of the agency, was audited during the first year of the current audit cycle? (N/A if this is not the second year of the current audit cycle.)	na
	If this is the third year of the current audit cycle, did the agency ensure that at least two-thirds of each facility type operated by the agency, or by a private organization on behalf of the agency, were audited during the first two years of the current audit cycle? (N/A if this is not the third year of the current audit cycle.)	na
115.401 (h)	Frequency and scope of audits	
	Did the auditor have access to, and the ability to observe, all areas of the audited facility?	yes
115.401 (i)	Frequency and scope of audits	
	Was the auditor permitted to request and receive copies of any relevant documents (including electronically stored information)?	yes
115.401 (m)	Frequency and scope of audits	
	Was the auditor permitted to conduct private interviews with inmates, residents, and detainees?	yes
115.401 (n)	Frequency and scope of audits	
	Were inmates permitted to send confidential information or correspondence to the auditor in the same manner as if they were communicating with legal counsel?	yes

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