

PREA Facility Audit Report: Final

Name of Facility: Heart of America Correctional and Treatment Center

Facility Type: Prison / Jail

Date Interim Report Submitted: NA

Date Final Report Submitted: 08/31/2021

Auditor Certification	
The contents of this report are accurate to the best of my knowledge.	<input checked="" type="checkbox"/>
No conflict of interest exists with respect to my ability to conduct an audit of the agency under review.	<input checked="" type="checkbox"/>
I have not included in the final report any personally identifiable information (PII) about any inmate/resident/detainee or staff member, except where the names of administrative personnel are specifically requested in the report template.	<input checked="" type="checkbox"/>
Auditor Full Name as Signed: Candace L. Snyder	Date of Signature: 08/31/2021

AUDITOR INFORMATION	
Auditor name:	Snyder, Candy
Email:	Snyder@gwtc.net
Start Date of On-Site Audit:	07/22/2021
End Date of On-Site Audit:	07/23/2021

FACILITY INFORMATION	
Facility name:	Heart of America Correctional and Treatment Center
Facility physical address:	110 Industrial Park Road, Rugby, North Dakota - 58368
Facility Phone	
Facility mailing address:	110 Industrial Road, Rugby, North Dakota - 58368

Primary Contact	
Name:	Michael Graner
Email Address:	mgraner@nd.gov
Telephone Number:	7017762221

Warden/Jail Administrator/Sheriff/Director	
Name:	Michael Graner
Email Address:	mgraner@nd.gov
Telephone Number:	17017762221

Facility PREA Compliance Manager	
Name:	
Email Address:	
Telephone Number:	

Facility Health Service Administrator On-site	
Name:	Laurie Heilman, RN
Email Address:	lheilman@nd.gov
Telephone Number:	17017762221 ext. 233

Facility Characteristics	
Designed facility capacity:	149
Current population of facility:	94
Average daily population for the past 12 months:	86
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:	18-99
Facility security levels/inmate custody levels:	minimum, medium, and max
Does the facility hold youthful inmates?	No
Number of staff currently employed at the facility who may have contact with inmates:	30
Number of individual contractors who have contact with inmates, currently authorized to enter the facility:	2
Number of volunteers who have contact with inmates, currently authorized to enter the facility:	74

AGENCY INFORMATION	
Name of agency:	Pierce County Sheriff's Department
Governing authority or parent agency (if applicable):	
Physical Address:	110 Industrial Park Road, Rugby, North Dakota - 58368
Mailing Address:	
Telephone number:	701-776-2221

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

Agency-Wide PREA Coordinator Information			
Name:	Michael Graner	Email Address:	mgraner@nd.gov

AUDIT FINDINGS

Narrative:

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

The audit of the Heart of America Correctional and Treatment Center (HACTC) was conducted on July 22 and 23, 2021 by Candy Snyder, a Department of Justice Certified PREA auditor.

An entrance meeting was held with the Sheriff, the Jail Administrator, and the Director of Security. The auditor outlined the process of the on-site portion of the audit and gathered some basic information to prepare for her time on-site.

The Heart of America Correctional and Treatment Center is in Rugby, North Dakota and is operated by the Pierce County Sheriff's Department as a regional jail. The HACTC provides detention services for Pierce County and multiple counties in the central and northwest regions of North Dakota along with cities in the area for both sentenced and those awaiting court as well as federal inmates from the U.S. Marshall Service.

Following the entrance meeting, the Jail Administrator/PREA Coordinator led the auditor on an extensive tour of the facility. The auditor then began interviewing specialized staff. The administrative staff the auditor interviewed included the Sheriff, the Jail Administrator, the investigator, and the nurse. The Jail Administrator is also the PREA Coordinator and responsible for PREA compliance at this jail. Some protocols such as incident review team member and monitoring for retaliation were used in addition while completing the above interviews as these staff perform in multiple roles. The auditor ended the first day with interviews of random staff and random inmates and observed a correctional officer through the training and screening process of an inmate who was being booked into the jail. The auditor returned during the evening hours to continue interviews with overnight shift staff and more inmate interviews.

On the second day of the audit the auditor continued reviewing investigative files, both staff and inmate training files, training materials and volunteer and contractor files to include background checks and training. The auditor conducted more staff interviews with a new team of staff that were not present on day one of the audit. The audit concluded with an exit briefing attended by the Jail Administrator/PREA Coordinator and the Director of Security.

The booking area begins with the vehicle sallyport and the booking area. This is the offender's first point of contact with the jail staff. There are three temporary holding cells in this area. Offenders are screened, classified, searched and provided clothing. Initial information is given regarding PREA and how to report any allegations of sexual harassment or sexual abuse. There are cameras in the booking area. The screening instrument is pre-loaded into the computerized booking software. The booking officer cannot continue with the process until all questions have been asked and entered into the system. The sergeant on duty is responsible for the classification and housing decision of inmates newly arrived to the jail. Formal classification is determined within the first 24 hours of arrival with each of the classifications being reviewed by the Director of Security. If formal classification is not completed immediately upon arrival, the initial housing placement is based on current charges, general demeanor, and information from the PREA screening and would be changed after formal classification if necessary.

A Registered Nurse (RN) and a Licensed Practical Nurse (LPN) provide care and a medical provider provides sick call services once each week. The medical area includes an administrative area, a medical records retention area, a restroom and an exam room. The area is private, can provide for the medical care and emotional support as well as a private area for the victim to be interviewed prior to transportation to the hospital for a forensic examination.

The auditor examined the outdoor recreation area. This is a large area that can serve one housing unit at a time. The area has excellent camera coverage. The gym is a large area that is monitored by two cameras. All inmates are offered an hour of physical activity each day either in the gym or in the outside exercise yard.

There are ten housing units at HACTC. All units had posters designating how to report sexual assault or sexual harassment, a mailbox slot for paper kites, and a kiosk available to report via an electronic message to the jail administrator. All units had adequate camera coverage and an intercom that allows inmates to speak directly to the control room operator if immediate assistance is needed. Jail staff check every housing unit on rounds at a minimum of once each hour. The auditor directly witnessed rounds being conducted consistently. Due to COVID precautions some of the housing areas are being utilized as quarantine housing. The inmates are tested upon arrival and remain in quarantine for seven days and then are tested again prior to being moved into general housing. The inmates that are in segregated or isolated housing away from other inmates were not there for protection from sexual assault or harassment or for reporting sexual assault or harassment. Typically, the suspected perpetrator of a sexual assault would be removed to a confinement area. In some instances, a victim may be placed in an alternate housing unit for their protection, but not segregation or isolation. However, a victim of a sexual assault could be placed in segregation if he/she requested it for protective custody.

During the tour, work areas were inspected to include the kitchen and the laundry. There are multiple cameras within these work areas. The Control Room is operated continuously by a staff member who operates the door control touch screen controls, monitors the cameras and the intercom system. The Director of Security can monitor the cameras from his office. There appears to be very comprehensive camera coverage in all the housing units, hallways and shared use areas. For some custodial closets and storage rooms, there are no cameras within the rooms or windows in the doors, but there are cameras covering the entrances to these rooms. Inmates are out of their housing unit if they are a part of the workforce for kitchen, laundry or custodial; recreation time; religious services and visits with visitors and attorneys. There is a contracted food service employee who is assisted by inmate workers. The food service employee has documented PREA training. Religious volunteers provide religious services of various denominations. Volunteers receive PREA training. Currently, due to COVID restrictions in the jail, religious volunteers conduct services through the glass of the visit area. Both contractors and volunteers are screened through an application process and a law enforcement background check.

Fifteen (15) inmates were randomly selected by the auditor from a housing roster to include a representative sample from each housing unit. The jail does not house youthful offenders. There were no inmates with limited English-speaking ability. There was one (1) offender interviewed who disclosed prior sexual victimization during the risk screening. There were was one (1) offender who identified as being transgender, intersex, gay, lesbian, or bisexual in the facility during the time of the audit. There were no offenders in segregated housing for risk of sexual victimization.

There are a total of 31 staff at the jail. As this is a small facility, several staff work in multiple roles. For example, the Jail Administrator also is the PREA Coordinator, a facility Administrative Investigator, the staff responsible for monitoring for retaliation, and leads the incident review team. There are 24 line staff consisting of Sergeants and Corrections Officers. All line staff are trained to perform screenings for risk of victimization and abuse at intake and conduct the intake process.

The auditor interviewed thirteen (13) correctional officers from both shifts. The auditor included interview protocols that included staff who performed screenings, first responders, those who supervise segregated housing and conduct searches. The auditor was impressed with the staff knowledge about PREA, the zero-tolerance policy, offender rights regarding PREA, first response, and evidence collection.

The auditor examined randomly selected personnel files. The personnel files were organized and contained all the necessary background check information. The auditor verified through written documentation that the correctional officers received the required training. Training documentation is maintained within their file.

The auditor concluded the audit with an exit meeting. The auditor provided preliminary information for each standard with the caveat that this is subject to change as the auditor continued to review documents, may have questions to be answered and prepares the report. It was apparent that the facility staff take their responsibility to keep the inmates safe with earnest and are committed to following all PREA Standards completely. They have continued their efforts over the past three years, and it was very apparent.

AUDIT FINDINGS

Facility Characteristics:

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

The HACTC is operated in a joint law enforcement center that includes the Pierce County Sheriff's office, the Rugby Police Department, law enforcement dispatch, and the Bureau of Criminal Investigation. The building was constructed in 2006 and houses minimum, medium, and maximum-security inmates. The Booking/Intake area has three (3) confinement cells, a fingerprint room, a booking desk a change-out room and property storage. HOUSING UNITS: Block WU houses up to six (6) women in a small, open dorm style housing unit. The unit consists of three bunk beds, a small, private shower and toilet area. At the time of the audit this housing unit housed two (2) female inmates. Block WR houses up to 12 women in an open dorm style housing unit. The unit consists of six (6) bunk beds and a private shower and toilet area. At the time of the audit this housing unit housed ten (10) female inmates. Block G houses up to 18 men in an open dorm style housing unit. Inmates in this area are those assigned work assignments throughout the jail to include kitchen, laundry and custodial. The unit consists of nine (9) bunk beds. At the time of the audit this housing unit housed 10 male inmates. Block TR houses up to 32 men in an open dorm style housing unit. The unit consists of 16 bunk beds and a private shower and toilet area. At the time of the audit this housing unit housed 18 male inmates. Blocks A through F surround a central duty desk in which the officers can see directly into each housing unit as well as monitor the cameras in each of these housing units. Block A houses up to 24 men classified as minimum security in open dorm style double tiered housing unit. The second-tier bunk area looks down onto an open dayroom. There is a private shower and toilet area. At the time of the audit this housing unit housed 9 male inmates. Block B houses up 14 men classified as maximum security. There are seven (7) double bunked wet (toilet and sink within) cells. Four (4) cells are on the second tier that looks down on an open dayroom. Three (3) cells and a small private shower and toilet area are on the first tier. At the time of the audit this housing unit housed three (3) male inmates.

Block C houses up to 28 men classified as medium to maximum security. There are fourteen (14) double bunked wet cells. Seven (7) cells are on the second tier that looks down on an open dayroom. Seven (7) cells, are on the first tier. There is also a private shower toilet area in the center of both the first and second tier. At the time of the audit this housing unit housed eight (8) male inmates. Block D is currently used as a COVID quarantine area for newly arrived female inmates. This unit houses up to three (3) inmates that require segregation in individual wet cells. These cells have cameras within each cell. Inmates in these cells are checked at least once each hour and more as warranted either by observation of the officer, medical or the jail management. An inmate in segregation is reviewed every 30 days for the continued use of segregation. There were three (3) female inmates in this unit at the time of the audit. Block E houses one (1) inmate either male or female that require isolation due to medical or other concerns. There is a camera in this cell, however, the toilet and shower are obscured from observation by glass block. An inmate in this cell is checked at least once each hour and more as warranted either by observation of the officer, medical or the jail management. This check is logged in a book immediately outside of the isolation cell. An inmate in isolation is removed as soon as possible but must be reviewed at least every 30 days for the continued use of isolation. There was one (1) male inmate in this unit at the time of the audit. Block F houses up to eight (8) men classified as medium security in double bunked wet cells with a dayroom for out-of-cell time. These cells do not have cameras within each cell. There are two cameras within the dayroom. There were 11 newly arrived inmates going through the booking process at the time of the audit and some were housed in Block F as they completed booking.

In addition to housing areas, the facility includes two classrooms, both equipped with cameras. The large classroom has a locked door that can provide direct access to the men's housing unit designated as Block TR. There is a laundry facility and a kitchen where offender workers assist with laundry and meal service. There is a gym and an outdoor recreation area.

AUDIT FINDINGS

Summary of Audit Findings:

The OAS will automatically calculate the number of standards exceeded, number of standards met, and the number of standards not met based on the auditor's compliance determinations. If relevant, the auditor should provide the list of standards exceeded and/or the list of standards not met (e.g. Standards Exceeded: 115.xx, 115.xx..., Standards Not Met: 115.yy, 115.yy). Auditor Note: In general, no standards should be found to be "Not Applicable" or "NA." A compliance determination must be made for each standard. In rare instances where an auditor determines that a standard is not applicable, the auditor should select "Meets Standard" and include a comprehensive discussion as to why the standard is not applicable to the facility being audited.

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

The Jail Administrator/PREA Coordinator for the Heart of America Correctional & Treatment Center (HACTC) continues to do an exceptional job to this agency's commitment to keeping inmates and staff safe and complying with the PREA standards. Inmates reported feeling safe and respected at HACTC. Inmates are trained, have multiple access to PREA related reference materials in multiple formats and were knowledgeable in how to keep themselves safe and report incidents. The facility had posters placed throughout the facility. Staff were familiar with how to perform their responsibilities in prevention, detecting and responding to incidents of sexual abuse and sexual harassment. Staff were aware of the proper procedures to follow if they are the first responders to any PREA related allegation. Specialized staff were knowledgeable in their roles.

CORRECTIVE ACTIONS

Standard 115.17 Hiring and promotion decisions

CORRECTIVE ACTION: Because the HACTC has not been asking the sexual misconduct questions during the annual employee review process, the auditor required an updated form signed by each employee in which the following questions are asked:

1. Have you ever engaged in any sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution?
2. Have you ever been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force or coercion, or if the victim did not consent or was unable to consent or refuse?
3. Have you ever been civilly or administratively adjudicated to have engaged in the activities described in the previous questions?
4. Do you understand that you have a continuing duty to disclose any adverse contact with law enforcement or sexual misconduct throughout the terms of your employment?
5. Do you understand that any material omissions regarding such misconduct, or the provision of materially false information, may be grounds for termination?

On August 19, 2021, the Jail Administrator provided signed copies of the PREA §115.17 HIRING/PROMOTION/REVIEWS form which includes the above questions.

Standard 115.51 Inmate reporting

CORRECTIVE ACTION: The auditor required the HACTC modify their phone system so that an inmate pin number is not required to make this phone call. The HACTC must explicitly say on their internal posters, the kiosk and inmate handbook that the hotline is an internal tip line that is monitored by the jail administration. They also must explicitly state in all inmate education and educational materials that the Rugby Police Department is the external agency they can report sexual abuse and sexual harassment, that this is a free call, and that the inmate may remain anonymous upon request. The educational materials must clearly differentiate between which numbers are used for inmate reporting and which numbers are used for emotional support services. The auditor requires samples, photographic evidence, and a letter from their inmate phone system provider to verify these changes have been made. On August 9, 2021, the auditor was forwarded the email stream between HACTC and their inmate phone system provider in which the phone system was set up to dial directly to the Rugby Police Department with no inmate PIN by dialing the code *7732 immediately upon picking up the inmate phone. On August 13, 2021, the Jail Administrator forwarded a poster with the information corrected as requested by the auditor. On August 17, 2021, the Jail Administrator provided an email statement that he had conducted a test on the inmate phone in an inmate housing area to ensure that inmates could dial the external reporting number to the Rugby Police Department without entering the inmate's PIN. On August 19, 2021, the Jail Administrator forwarded the inmate handbook with the information corrected as requested by the auditor.

Standard 115.52 Exhaustion of administrative remedies

CORRECTIVE ACTION: The auditor requires that the inmate information on the kiosk regarding grievances be worded differently. The auditor suggests the inmate information on the kiosk state something like this: "An inmate must file the grievance with two (2) calendar days after the event causing the problem or it will be dismissed. However, there is no time limit to file a grievance regarding sexual abuse."

On August 19, 2019, the Jail Administrator provided the auditor with a copy of the corrected inmate handbook that clarifies that there is no time limit to file a grievance alleging sexual abuse.

Standards
Auditor Overall Determination Definitions
<ul style="list-style-type: none"> • 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
<p>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.</p>

115.11	Zero tolerance of sexual abuse and sexual harassment; PREA coordinator
	Auditor Overall Determination: Exceeds Standard
	Auditor Discussion
	<p>The HACTC written policy H-100 mandates zero tolerance toward all forms of sexual abuse and sexual harassment. The HACTC Jail Administrator/PREA Coordinator has sufficient time and authority to develop, implement, and oversee agency efforts to comply with the PREA standards and has done an exceptional job in managing the HACTC's PREA compliance efforts. The auditor determined that the HACTC exceeds this standard. The Jail Administrator/PREA Coordinator goes above and beyond in every effort to comply with the standards. He is extremely conscientious and ensures that the zero-tolerance policy is a part of the culture within the HACTC. In addition to his own facility, he has assisted other facilities within North Dakota with their compliance efforts by providing guidance, forms and documents.</p>

115.12	Contracting with other entities for the confinement of inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	The facility does not contract for the confinement of its inmates with other private agencies/entities.

115.13	Supervision and monitoring
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The HACTC has developed, documented, and made its best efforts to comply on a regular basis with a staffing plan that provides for adequate levels of staffing. The auditor reviewed policy, the staffing plan, organizational structure, reviewed the exigent circumstance log, verified the staffing levels through the schedule that was provided and verified through direct observation while on the facility tour. The HACTC has strong, consistent leadership and a positive culture. The facility requires a minimum staffing level of four staff on each shift. There are two females assigned to each team so that if one female officer is on leave or calls out, there is still a remaining female correctional officer for the shift. The HACTC had two documented incidents over the last three years when there was not a female staff member on shift. In one incident they were down one female officer due to a termination and the remaining female officer called out. They were unable to secure a female replacement staff member for the shift. In the other incident a female officer called out for the shift and the other female officer left part way through the shift due to illness and therefore they did not have a female officer on the shift for five hours. There have been no deviations from the staffing plan in the past twelve months. They use video monitoring, electronic door monitoring and an intercom system to protect inmates against sexual abuse. Higher-level supervisors conduct and document unannounced visits. These rounds are documented in their computerized Jail Activity log. The unannounced rounds include all shifts to include the night shift and weekends. The jail administrator turns his radio on prior to arriving on site to ensure staff do not alert other staff as to his presence. The sheriff and the jail administrator conduct a formal walk-through the jail once each week. The jail administrator completes an annual review to assess, determine, and document whether adjustments are needed to the staffing plan.</p>

115.14	Youthful inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	The facility does not house youthful offenders.

115.15	Limits to cross-gender viewing and searches
	Auditor Overall Determination: Meets Standard
	<p data-bbox="244 208 451 237">Auditor Discussion</p> <p data-bbox="244 271 1493 566">The HACTC does not conduct cross-gender strip searches or cross-gender visual body cavity searches except in exigent circumstances or when performed by medical practitioners. The HACTC trains line staff in the proper methods to conduct cross-gender pat-down searches, and searches of transgender and intersex inmates, in a professional and respectful manner, and in the least intrusive manner possible, consistent with security needs. The auditor verified this in both interviews and in review of the training files. In the event a cross-gender search is needed, the HACTC will document all cross-gender strip searches and cross- gender visual body cavity searches. There has been no cross-gender searches for this audit review period. All interviews with both inmates and staff confirmed the practice of male staff searching male inmates and female staff searching female inmates. The facility prohibits examination for the sole purpose of determining gender and staff are knowledgeable of correct search procedures for transgender or intersex inmates.</p> <p data-bbox="244 656 1474 880">The HACTC has policies and procedures that enable inmates 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. Such policies and procedures require staff of the opposite gender to announce their presence when entering an inmate housing unit. There is a sign posted at the entrance to each housing unit reminding staff to conduct cross-gender announcements prior to entering the housing block. The auditor directly witnessed announcements throughout the audit and the practice was confirmed through both staff and inmate interviews. All camera views were adequately blocked to ensure that inmates have privacy to toilet and change their clothing.</p> <p data-bbox="244 969 1477 1093">The HACTC does not search or physically examine a transgender or intersex inmate for the sole purpose of determining the inmate's genital status. If the inmate's genital status is unknown, it is determined 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.</p>

115.16	Inmates with disabilities and inmates who are limited English proficient
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The HACTC provides inmates with disabilities and who are limited English proficient with ways in which to fully participate in protection efforts. The HACTC inmate handbook and posters are also in Spanish, as this is predominantly the other language encountered at this facility. The facility has a contract with TeleLanguage, an interpreter service, to include sign language interpretation. The facility does not use inmates to interpret for other inmates. They have instructed all staff in the use of these procedures and provided the numbers for their 24-7 interpretation service in easily accessible areas for staff. The interpretive services can assist in the intake process, screening process, education on how to report and if need be, translate during the investigative process. Staff work with inmates who may have trouble reading or with comprehension due to a disability or cognitive impairment. They read the information and explain it to them at a level they able to understand. These procedures were confirmed during staff interviews.</p>

115.17	Hiring and promotion decisions
	<p data-bbox="244 147 738 174">Auditor Overall Determination: Meets Standard</p> <p data-bbox="244 210 451 237">Auditor Discussion</p> <p data-bbox="244 273 1485 398">The HACTC conducts criminal background checks on applicants before an offer of employment is made and on current employees when they are promoted. The auditor reviewed a random sampling of employee files and found the necessary background checks were ran prior to employment/service. HACTC performs a background check at least every five years of current employees, volunteers and contractors who may have contact with inmates.</p> <p data-bbox="244 434 1485 824">The HACTC does not hire, promote, or enlist the services of any employee, volunteer or contractor who may have contact with inmates, who has engaged in sexual abuse in any criminal justice facility, 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; or has been civilly or administratively adjudicated to have engaged in the activity described above. These questions are asked of perspective applicants during the hiring process. Due to a misinterpretation of the standard and a failure of the auditor to detect this during the last audit, these questions have not been asked again during the annual review process. There have been no newly hired employees who had previous employment history in an institutional setting, but the HACTC did provide the auditor of a sample form they use when this condition exists. Their processes were confirmed by a review of employment, volunteer and contractor records and an interview with the jail administrator who oversees all employment actions. The HACTC provides 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.</p> <p data-bbox="244 860 1485 949">CORRECTIVE ACTION: Because the HACTC has not been asking the sexual misconduct questions during the annual employee review process, the auditor required an updated form signed by each employee in which the following questions are asked:</p> <ol data-bbox="276 1003 1485 1361" style="list-style-type: none"> 1. Have you ever engaged in any sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution? 2. Have you ever been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force or coercion, or if the victim did not consent or was unable to consent or refuse? 3. Have you ever been civilly or administratively adjudicated to have engaged in the activities described in the previous questions? 4. Do you understand that you have a continuing duty to disclose any adverse contact with law enforcement or sexual misconduct throughout the terms of your employment? 5. Do you understand that any material omissions regarding such misconduct, or the provision of materially false information, may be grounds for termination? <p data-bbox="244 1397 1485 1451">On August 19, 2021, the Jail Administrator provided signed copies of the PREA §115.17 HIRING/PROMOTION/REVIEWS form which includes the above questions.</p>

115.18	Upgrades to facilities and technologies
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The HACTC actively employs and updates technology such as video monitoring systems, door access systems, or other monitoring technology. HACTC considers how such technology may enhance their ability to protect inmates from sexual abuse. They have upgraded 20 cameras to high definition, digital cameras. The new cameras can digitally alter the image when there is a toilet within a cell so that the staff member monitoring cannot see an opposite gender staff when toileting. Previously the manually altered the camera lens to blur the toilet area. They have also upgraded their DVRS to increase video retention time.</p>

115.21	Evidence protocol and forensic medical examinations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The HACTC has four trained facility investigators to conduct administrative investigations. The jail administrator, the Director of Security and two Sergeants have completed the PREA investigator training provided either by North Dakota Department of Corrections and Rehabilitation or online courses through the National Institute of Corrections. All criminal allegations are turned over to Pierce County Sheriff's Department for investigation. In some instances, the Sheriff's office may call in the North Dakota Bureau of Investigation to conduct the investigation.</p> <p>Victims of sexual abuse have access to forensic medical exams through Trinity Health in Minot. The facility has a Memorandum of Understanding (MOU) with the Domestic Violence Crisis Center (DVCC) in Minot for advocacy services. The auditor confirmed by reviewing this MOU and in conversation utilizing the phone in a HACTC housing unit that they will provide advocacy services to the HACTC. As requested by the victim, a victim advocate accompanies and supports the victim through the forensic medical examination process, investigatory interviews and provides emotional support, crisis intervention, information, and referrals.</p> <p>The Pierce County Sheriff's office is contacted to investigate criminal allegations – both sexual abuse and sexual misconduct allegations. Both the facility and the Pierce County Sheriff's office utilize the North Dakota Sexual Assault Evidence Collection Protocol (Fifth Edition).</p>

115.22	Policies to ensure referrals of allegations for investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	The facility refers all allegations for investigation. The HACTC investigations were completed by qualified investigators. The auditor reviewed the investigative documents. They were very well laid out, easy to read and contained all the necessary elements of a thorough investigative report. The administrative investigators have received specialized training. Investigative steps are properly outlined in the PREA policy number H-107 Investigations. The policy is posted on the facility's website.

115.31	Employee training
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The HACTC utilizes multiple approaches to employee PREA education. They have routine reviews of written material and policy, classroom instruction with a trainer, classroom instruction with PowerPoint aids, Relias, which is a computerized system, posters on various PREA subjects relevant to staff PREA procedures located throughout the facility, and on-the-job training where a veteran corrections officer trains the new hire. PREA training with staff was apparent during the interviews as staff were knowledgeable in the required competencies such as the correct first responder response – separate, provide care, protect evidence, call for assistance, notify shift supervisor and provide a written report. Staff were knowledgeable in how to recognize signs of sexual abuse and how to communicate effectively with LGBTI inmates. The training is outlined well, and all staff have acknowledged receipt of the information. Training documentation is maintained through written statements of understanding signed by each staff member and through their Relias system.</p>

115.32	Volunteer and contractor training
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The facility provides PREA training to their religious volunteers and contractors. The auditor viewed and verified documentation of training that has been provided to volunteers and contractors. The auditor spoke with a contractor who was able to state the facility's zero-tolerance policy and the appropriate actions to take if an inmate indicated sexual abuse. She reports any sexual abuse and sexual harassment to both her company supervisor and the Jail Administrator. The food service director's training is provided mainly through the company that employs her. The company's PREA training outline is provided to the PREA Coordinator for approval. She completed PREA training when she first began at this facility, annual training and she just completed a quarterly corrections training on the company's website that includes PREA. The level and type of training provided to volunteers and contractors is based on the services they provide and level of contact they have with inmates, but all volunteers and contractors who have contact with inmates are notified of the zero-tolerance policy regarding sexual abuse and sexual harassment and informed how to report such incidents. Currently, due to the COVID virus, religious volunteers provide services through the glass in the no-contact visit area.</p>

115.33	Inmate education
	Auditor Overall Determination: Exceeds Standard
	Auditor Discussion
	<p>The auditor determined that the HACTC exceeds this standard. The HACTC continues to excel in educating inmates regarding PREA and the inmate's right to be free from sexual abuse and sexual harassment while confined at this facility. The inmates receive training and a handout on the day of arrival that outlines important PREA information. There are posters throughout the facility. In addition, they watch a video with more in-depth PREA information within 30 days of intake. When an inmate initially signs on to the kiosk within their housing unit the screen displays PREA information regarding their rights to be free from sexual abuse and sexual harassment, to be free from retaliation for reporting such incidents and methods of reporting. The inmate must acknowledge reading it before having access to the kiosk. The auditor requested an inmate open the kiosk so that the auditor could view the information available to them regarding PREA. The interviews confirmed that inmates were well aware of how to report and were familiar with multiple ways to report. The training is documented through the inmates' signature on an acknowledgement form. The inmates stated they feel safe and that their staff treat them respectfully and professionally. Many reported that if they needed to report anything they would report it directly to their staff but were aware of the other methods.</p>

115.34	Specialized training: Investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The HACTC has trained facility investigators to conduct administrative investigations. All criminal allegations are turned over to the Pierce County Sheriff's Department for investigation. In some instances, the investigation is turned over to the North Dakota Bureau of Investigation. Two of the PREA investigators completed specialized training provided by the North Dakota Department of Corrections and Rehabilitation. One of the investigators completed the National Institute of Corrections investigator training course as well as a North Dakota Bureau of Criminal Investigations (BCI) investigation course that had sexual abuse investigative components within the training. HACTC publishes its investigative policy on its website http://piercecountynd.gov/departments/correctional-facility/.</p>

115.35	Specialized training: Medical and mental health care
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The medical staff have completed specialized training through the National Institute of Corrections PREA Learning Center. The Registered Nurse has completed both the courses for medical professionals and mental health professionals. During the interview the RN was knowledgeable about the appropriate response for transporting the inmate to the hospital for sexual assault forensic exams and protecting evidence to aid in the prosecution of a sexual assault. All three providers have also received in-house PREA training mandated for all employees of the HACTC. The HACTC does not provide in-house mental health services. Inmates are referred to a provider at the North Central Human Services Center (NCHSC) located in Minot for mental health care or they utilize Rural Psychiatry over Skype.</p>

115.41	Screening for risk of victimization and abusiveness
	Auditor Overall Determination: Meets Standard
	<p data-bbox="244 208 451 235">Auditor Discussion</p> <p data-bbox="244 271 1473 528">The auditor verified compliance with this standard through a review of the PREA policy, a review of screening and re-screening documents and interviews with staff and inmates. The HACTC screening process is completed through a computerized booking system. The intake officer cannot continue through the booking process until all questions on the screening have been answered. Intake screenings take place usually within a few hours of arrival, but never exceed 72 hours. Once the booking is complete, only limited staff have access to the PREA screening information. The Jail Administrator reassesses all inmates within 30 days of arrival, when there is an incident, or upon request to ensure the inmate is safely housed based on all information. Inmates who are transgender or intersex are reassessed at a minimum of every six months.</p>

115.42	Use of screening information
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The HACTC makes individualized determinations about how to ensure the safety of each inmate. In deciding whether to assign an inmate who is transgender or intersex to a housing unit for male or female inmates, and in making other housing and programming assignments, HACTC considers on a case-by-case basis whether a placement would ensure the inmate's health and safety, and whether the placement would present management or security problems. An inmate who is transgender or intersex own views with respect to his or her own safety would be given serious consideration. All inmates shower in separate shower stalls at this facility. HACTC does not place lesbian, gay, bisexual, transgender, or intersex inmates in dedicated units solely based on such identification. An inmate's risk level is reassessed when warranted due to a referral, request, incident of sexual abuse, or receipt of additional information that bears on the inmate's risk of sexual victimization or abusiveness. Inmates are not disciplined for refusing to answer, or for not disclosing complete information in response to, questions asked. Once the questionnaire is complete, access to the information is limited only to specified staff within the HACTC.</p>

115.43	Protective Custody
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The HACTC considers the least upsetting placement for the alleged victim. Staff interviews confirmed that inmates at high risk for sexual victimization are not placed into protective custody unless the inmate cannot be protected by any other means. A review of status for protective custody is completed at a minimum of every 30 days. They have not placed any alleged inmate victims of sexual abuse or sexual harassment in involuntary segregated housing.</p>

115.51	Inmate reporting
	Auditor Overall Determination: Meets Standard
	<p data-bbox="244 208 451 235">Auditor Discussion</p> <p data-bbox="244 271 1485 797">The HACTC provides multiple internal avenues for inmates to report sexual abuse, sexual harassment and retaliation (i.e. telling any staff member, submitting an inmate request through the kiosk, writing to the PREA Coordinator, and dialing the internal crime tip line). In addition, they may write or call the numbers provided for external reporting to include the Pierce County Sheriff's office and Just Detention International. Inmate interviews confirmed that inmates are aware of their options. The PREA policy and many of the posters throughout the facility state that they inmate may call the Domestic Violence Crisis Center directly or through the National Sexual Assault Hotline as methods to report sexual abuse or sexual harassment. The auditor informed the facility that the Department of Justice legal interpretation of this standard through a FAQ posted on the PREA Resource Center website dated 6Feb2020 states that typically a rape crisis center and other victim service providers should not be used for this purpose. They have a mission of providing support and services to victims. Under federal law, if such centers and providers are funded at least in part, either as a direct recipient or as a subrecipient of certain federal grants they are required to keep identifying information about victims confidential. The only limited exceptions to this requirement are when the victim signs an informed, written, time-limited release, or when release is required by a legal mandate. This requirement to keep confidential identifying information about victim's conflicts with the requirement of PREA Standard 51(b) to be able to immediately forward reports of sexual abuse and sexual harassment to agency officials. The auditor discussed that their posters should more clearly define external reporting agency for inmates like the Rugby Police Department.</p> <p data-bbox="244 831 1485 1323">CORRECTIVE ACTION: The auditor required the HACTC modify their phone system so that an inmate pin number is not required to make this phone call. The HACTC must explicitly say on their internal posters, the kiosk and inmate handbook that the hotline is an internal tip line that is monitored by the jail administration. They also must explicitly state in all inmate education and educational materials that the Rugby Police Department is the external agency they can report sexual abuse and sexual harassment, that this is a free call, and that the inmate may remain anonymous upon request. The educational materials must clearly differentiate between which numbers are used for inmate reporting and which numbers are used for emotional support services. The auditor requires samples, photographic evidence, and a letter from their inmate phone system provider to verify these changes have been made. On August 9, 2021, the auditor was forwarded the email stream between HACTC and their inmate phone system provider in which the phone system was set up to dial directly to the Rugby Police Department with no inmate PIN by dialing the code *7732 immediately upon picking up the inmate phone. On August 13, 2021, the Jail Administrator forwarded a poster with the information corrected as requested by the auditor. On August 17, 2021, the Jail Administrator provided an email statement that he had conducted a test on the inmate phone in an inmate housing area to ensure that inmates could dial the external reporting number to the Rugby Police Department without entering the inmate's PIN. On August 19, 2021, the Jail Administrator forwarded the inmate handbook with the information corrected as requested by the auditor.</p>

115.52	Exhaustion of administrative remedies
	<p data-bbox="244 145 738 174">Auditor Overall Determination: Meets Standard</p> <p data-bbox="244 208 451 237">Auditor Discussion</p> <p data-bbox="244 271 1484 566">Inmates may file a grievance or administrative remedy regarding allegations of sexual abuse or sexual harassment. All allegations of sexual abuse or sexual harassment when received by staff, would immediately result in an administrative or criminal investigation. There are time limits on other grievances but there is no time limit on when an inmate may submit a grievance regarding an allegation of sexual abuse. The PREA Policy and the inmate information on the kiosk differ in regard to grievances. The inmate information on the kiosk currently states: "An inmate must file the grievance with two (2) calendar days after the event causing the problem or it will be dismissed". Inmates are not required to use an informal grievance process or to otherwise attempt to resolve with staff an alleged incident of sexual abuse. An HACTC inmate may file an emergency grievance alleging an inmate is subject to a substantial risk of imminent sexual abuse. Staff will immediately forward such a grievance to the jail administrator for which immediate corrective action will be taken.</p> <p data-bbox="244 595 1477 757">CORRECTIVE ACTION: The auditor requires that the inmate information on the kiosk regarding grievances be worded differently. The auditor suggests the inmate information on the kiosk state something like this: "An inmate must file the grievance with two (2) calendar days after the event causing the problem or it will be dismissed. However, there is no time limit to file a grievance regarding sexual abuse." On August 19, 2019, the Jail Administrator provided the auditor with a copy of the corrected inmate handbook that clarifies that there is no time limit to file a grievance alleging sexual abuse.</p>

115.53	Inmate access to outside confidential support services
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>On March 4, 2015, HACTC entered into a Memorandum of Understanding with Domestic Violence Crisis Center in Minot for outside confidential support services. Phone numbers and mailing addresses are provided, in English and Spanish, on the inmate kiosk, in the inmate handbook, in the brochure the inmates receive during intake and are posted throughout the housing areas. HACTC has a contract for holding detainees in the event of inclement weather when they cannot be transported to Grand Forks County Correctional Center. This contract is seldom used, but they do have the posters available that provide persons detained solely for civil immigration purposes mailing addresses and telephone numbers, including toll-free hotline numbers.</p>

115.54	Third-party reporting
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The HACTC website provides information on how an individual can make a third-party report. Third parties can report sexual abuse and sexual harassment to any facility staff member. In addition, there are posters in the visit area and pamphlets available in the waiting room. HACTC has not received any third-party reports. Interviews with staff and inmates confirm that staff and inmates are aware that third-party reporting options are available.</p>

115.61	Staff and agency reporting duties
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The HACTC PREA Policy H-106 requires all staff to immediately report any knowledge, suspicion, or information regarding an incident of sexual abuse or harassment, or retaliation toward inmates or staff for reporting any such incident, and for staff not to reveal any information related to a sexual abuse report to anyone other than the extent necessary. Staff confirmed understanding of this policy during the interview process. Staff can report by any means (writing, verbally or telephoning) to any supervisor. They may also report by writing directly to the North Dakota Bureau of Investigation and may remain anonymous. This is reiterated to staff through posters located throughout the facility.</p>

115.62	Agency protection duties
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	The HACTC PREA Policy requires staff to take immediate action to protect any inmate they learn is subject to substantial risk of imminent sexual abuse. All staff interviewed were aware of this procedure. There were no instances when an inmate was subject to a substantial risk of imminent sexual abuse.

115.63	Reporting to other confinement facilities
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>If there is an allegation that an inmate was sexually abused while confined at another facility, the Jail Administrator notifies the head of the facility or appropriate office of the agency where the alleged abuse occurred. If such an allegation is received by them from another facility, an investigation will be initiated immediately. Both notifying other agencies and receiving notifications is documented. There have been three incidents reported regarding sexual abuse that occurred at another facility. There have been no incidents reported to the HACTC administrators by other facilities. Compliance with this standard was confirmed through a review of the PREA policy, a review of notification documentation and through interviews with both the Sheriff and the Jail Administrator.</p>

115.64	Staff first responder duties
	Auditor Overall Determination: Meets Standard
	<p data-bbox="244 210 451 237">Auditor Discussion</p> <p data-bbox="244 271 1490 600">Interviews with staff indicated they are aware of their first responder duties and could articulate how to implement proper procedures. Staff stated they would first separate the alleged victim and the alleged abuser. The alleged victim would be taken to a more private area, typically the medical office. They would encourage the alleged victim to protect any evidence by not washing, brushing teeth, changing clothes, using the restroom, drinking or eating until the physical evidence can be collected by the SANE. They would remove the alleged abuser to segregated housing and again, not allow them to not wash, brush teeth, change clothes, use the restroom, drink or eat until the physical evidence can be collected by the SANE. The staff would notify the shift supervisor, secure and protect any physical area where there may be evidence to be collected. They will contact medical staff or take them to the nearest clinic or hospital to provide immediate medical care if appropriate. This was also confirmed through posters titled "HACTC Coordinated Response to PREA Incidents" in which the first three items are directed to the first responder to assist them with their first responder duties.</p>

115.65	Coordinated response
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The HACTC PREA policy covers the coordinated response to sexual abuse. Training covers the coordinated response plan. Interviews with correctional officer staff, supervisors, the nurse, the investigator, the victim advocacy agency, and the Jail Administrator/PREA Coordinator confirmed that that the procedures listed in their coordinated response plan are being held to. The auditor viewed posters titled "HACTC Coordinated Response to PREA Incidents" that are posted in staff areas. These posters cover duties of the first responders, shift supervisors, medical staff, the investigator and the PREA Coordinator. The coordination of advocacy services with the SANE exam are listed under the medical staff and the PREA Coordinator is responsible for reviewing actions of any of the above and documenting those actions. This poster is formatted in an easy to read flow chart.</p>

115.66	Preservation of ability to protect inmates from contact with abusers
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>This auditor's review of the PREA policy and interviews of the Sheriff and the Jail Administrator verified that the HACTC has a disciplinary process that allows for staff discipline if staff are involved in any type of sexual misconduct or for violating any agency sexual abuse or sexual harassment policies. Discipline can include reassignment of a post, administrative leave during an investigation, discipline for actions or failures to act that could lead to sexual misconduct by others and dismissal or termination from employment. The HACTC staff are not represented by any union agreement.</p>

115.67	Agency protection against retaliation
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The HACTC PREA Reporting Policy H-106 covers all elements of this standard. The Jail Administrator and the Director of Security are designated to monitor for retaliation up to a 90-day period or for as long as needed. The Jail Administrator is considering delegating that duty to another staff member who can maintain a spreadsheet document of monitoring contacts and comments. Currently a report document is attached to the investigative file with any notes regarding any retaliation or steps taken to ensure against retaliation.</p>

115.68	Post-allegation protective custody
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>HACTC demonstrated compliance with all elements of this standard. After interviewing the Jail Administrator, the Director of Security, staff assigned to supervise segregated housing, and inmates, there were no instances of using segregation to protect an inmate who had alleged to have been sexually abused. Staff stated segregated housing would only be used at the request of the inmate. There are multiple housing options available to provide adequate separation for the protection of an inmate. The standard practice would be to place the suspected abuser in segregated housing.</p>

115.71	Criminal and administrative agency investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed agency investigative files and conducted interviews with investigators, staff and inmates. The facility investigated nine allegations in 2020. The incidents were properly investigated as outlined by their policy and PREA standards. All investigators have received specialized training to conduct sexual abuse investigations. Administrative investigations include efforts to determine whether staff actions/failures contributed to the abuse. The investigations are documented through written reports and include physical/testimonial evidence, credibility reasoning assessments and investigative facts and findings. All written reports will be retained for at least seven (7) years from inmate(s) discharge. Investigations will not be terminated due to the departure of an alleged abuser or victim. The facility will cooperate with outside investigators and will remain informed of the investigation progress.</p>

115.72	Evidentiary standard for administrative investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The HACTC PREA policy stipulates no standard higher than a preponderance of evidence will be used to determine incidents of alleged sexual abuse or sexual harassment during an administrative investigation. The auditor interviewed the investigators and reviewed investigative files and was convinced that this facility uses no standard higher than a preponderance of the evidence. The facility takes appropriate actions following an investigation based on the outcome of the investigation.</p>

115.73	Reporting to inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The HACTC PREA policy requires inmates to be informed as to whether the allegation was substantiated, unsubstantiated or unfounded; whether the allegation involved staff, contractors, volunteers or another inmate. If a sexual misconduct allegation is confirmed, the inmate will be informed of the abuser's employment/volunteer/contractor status; and as appropriate of an indictment/conviction. Interviews with the Jail Administrator confirmed practices involving all standard components were in place. The auditor reviewed investigative files and found documented evidence that the inmate is made aware of the outcome.</p>

115.76	Disciplinary sanctions for staff
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	The HACTC PREA policy requires that staff members who have violated sexual abuse, sexual harassment or retaliation policies are subject to disciplinary sanctions. In reviewing investigative files and conducting interviews with the Sheriff and the Jail Administration it was confirmed that agency policy is followed and appropriate disciplinary measures are used commensurate with the violation. When criminal acts are suspected, it is reported to law enforcement.

115.77	Corrective action for contractors and volunteers
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The HACTC PREA policy states contractors and volunteers are subject to disciplinary actions including termination for violation of sexual abuse policy. Due to COVID there have been no volunteers in the facility over the past year. All contact between volunteers and inmates has been through the glass in the no-contact visit area. There is nothing in the food service contract that would prevent administration from taking corrective action against the food service contract workers. There have been no reported instances of sexual harassment or sexual abuse between inmates and contractors or volunteers during this audit reporting period.</p>

115.78	Disciplinary sanctions for inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor determined the HACTC follows policy and complies with this standard as indicated by a review of the inmate handbook with disciplinary information, review of the PREA policy, a review of the Inmate Discipline Policy, a review of investigative files and interviews with staff and inmates. For incidents of inmate-on-inmate sexual abuse, sexual harassment or retaliation, administrative sanctions will be handed out following the formal disciplinary processes and applied commensurate with the level of infraction. The HACTC prohibits all sexual activity among offenders and does not deem such activity to be sexual abuse if the activity is consensual. However, consensual activity is thoroughly investigated to ensure that it is truly consensual and not coerced.</p>

115.81	Medical and mental health screenings; history of sexual abuse
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor determined compliance with this standard by a review of the screenings and interviews with the nurse and the administrator. The PREA screening is completed by intake staff. Any inmate that has experienced prior sexual victimization or has previously perpetrated sexual abuse, whether it occurred in an institutional setting or in the community, will be offered a follow-up meeting with a medical or mental health practitioner within 14 days of the intake screening. Interviews confirmed agency policy expectations and staff were aware of their responsibilities including limiting information strictly to medical and other staff, as necessary. Medical staff are aware of mandatory reporting laws for inmates.</p>

115.82	Access to emergency medical and mental health services
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	The auditor reviewed the HACTC PREA policy, documentation and interviewed staff and the nurse. PREA requirements are met for access to emergency medical and mental health services. In the event services after hours are not available by the facility medical staff, inmates are taken to either Heart of America Medical Center or Trinity Hospital in Minot.

115.83	Ongoing medical and mental health care for sexual abuse victims and abusers
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	The HACTC policy requires that medical and mental health evaluations and treatment are offered at no cost to sexual abuse victims and abusers. Medical staff verified this as a consistent practice. Tests for sexually transmitted infections and pregnancy are offered. If mental health services are required, a referral is made to the regional Human Service Center operated by the North Dakota Department of Human Services.

115.86	Sexual abuse incident reviews
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The facility conducts formal sexual abuse incident reviews following each sexual abuse investigation specifically answering the questions posed within the standard. The review includes upper-level staff, supervisors, investigators, and medical staff. Compliance with this standard was met as supported through interviews and review of the investigative files which included sexual abuse incident reviews.</p>

115.87	Data collection
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The facility collects uniform data for all allegations of sexual abuse based on incident reports and investigation files. Aggregate annual data is available and was provided to the auditor. The auditor interviewed the Sheriff, the Jail Administrator/PREA Coordinator, reviewed the PREA policy, and the aggregate data posted on their website at http://www.piercecountynd.gov/?id=48&form_data_id=325. The data posted on their website matched the data in the investigative files provided to the auditor while on site. The facility does not contract for the confinement of their inmates. The facility has not been requested to provide data to the Department of Justice.</p>

115.88	Data review for corrective action
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor interviewed the Sheriff, the Jail Administrator/PREA Coordinator, reviewed the PREA policy and the annual reports. The HACTC's review and annual report are aimed at assessing and improving the effectiveness of the jail's sexual abuse prevention, detection, and response policies, practices, and training, including identifying problem areas, taking corrective action on an ongoing basis. Their annual reports are posted on their website at http://www.piercecountynd.gov/?id=48&form_data_id=325.</p>

115.89	Data storage, publication, and destruction
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor interviewed the Sheriff and the Jail Administrator/ PREA Coordinator. The auditor reviewed the PREA policy, and the aggregate data posted on the website. The PREA policy addresses data storage, publication, and destruction requirements. Information is maintained locked within the Jail Administrator's office. Data collected is retained via limited access and it is retained for at least ten (10) years.</p>

115.401	Frequency and scope of audits
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The HACTC's last audit was conducted on June 6 and 7, 2018. This audit was conducted on July 22 and 23, 2021. The auditor had complete access and observed operations in every area of the facility. The auditor requested many documents throughout the audit process. The HACTC staff were very cooperative throughout the audit process. The facility provided private accommodations to conduct interviews. The auditor notices were posted throughout the facility and the auditor received an electronic message on June 9, 2021 to verify they were posted within six weeks of the audit. The Jail Administrator provided a confidential email account on the facility's Turnkey system for the inmates to communicate directly to the auditor. The auditor received no correspondence. The staff, and especially the Jail Administrator/PREA Coordinator at HACTC are to be commended for the exception efforts in complying with the PREA Standards. It was readily apparent that all levels of staff are committed to professionalism and sexual safety within their jail.</p>

115.403	Audit contents and findings
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>This is the third audit for the Hear of America Correctional and Treatment Center. The first audit was conducted on August 17 through 19, 2015. The second audit was conducted on June 6 and 7, 2018. Both audits are published on their website at http://www.piercecountynd.gov/?id=48&form_data_id=325.</p>

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.)	na
	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.)	na
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 for video monitoring, does the staffing plan take into consideration: The prevalence of substantiated and unsubstantiated incidents of sexual abuse?	yes
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Any other relevant factors?	yes
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 with inmates with disabilities including inmates who: Have intellectual disabilities?	yes
	Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with inmates with disabilities including inmates who: Have limited reading skills?	yes
	Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with inmates with disabilities including inmates who: are blind or have low vision?	yes
115.16 (b)	Inmates with disabilities and inmates who are limited English proficient	
	Does the agency take reasonable steps to ensure meaningful access to all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment to inmates who are limited English proficient?	yes
	Do these steps include providing interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary?	yes

115.16 (c)	Inmates with disabilities and inmates who are limited English proficient	
	Does the agency always refrain from relying on inmate interpreters, inmate readers, or other types of inmate assistance except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the inmate's safety, the performance of first-response duties under §115.64, or the investigation of the inmate's allegations?	yes
115.17 (a)	Hiring and promotion decisions	
	Does the agency prohibit the hiring or promotion of anyone who may have contact with inmates who has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. 1997)?	yes
	Does the agency prohibit the hiring or promotion of anyone who may have contact with inmates who has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse?	yes
	Does the agency prohibit the hiring or promotion of anyone who may have contact with inmates who has been civilly or administratively adjudicated to have engaged in the activity described in the two bullets immediately above?	yes
	Does the agency prohibit the enlistment of services of any contractor who may have contact with inmates who has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. 1997)?	yes
	Does the agency prohibit the enlistment of services of any contractor who may have contact with inmates who has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse?	yes
	Does the agency prohibit the enlistment of services of any contractor who may have contact with inmates who has been civilly or administratively adjudicated to have engaged in the activity described in the two bullets immediately above?	yes
115.17 (b)	Hiring and promotion decisions	
	Does the agency consider any incidents of sexual harassment in determining whether to hire or promote anyone 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.)	na
115.18 (b)	Upgrades to facilities and technologies	
	If the agency installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology, did the agency consider how such technology may enhance the agency's ability to protect inmates from sexual abuse? (N/A if agency/facility has not installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology since August 20, 2012, or since the last PREA audit, whichever is later.)	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.)	na
	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.)	na
115.22 (a)	Policies to ensure referrals of allegations for investigations	
	Does the agency ensure an administrative or criminal investigation is completed for all allegations of sexual abuse?	yes
	Does the agency ensure an administrative or criminal investigation is completed for all allegations of sexual harassment?	yes

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

115.88 (a)	Data review for corrective action	
	Does the agency review data collected and aggregated pursuant to § 115.87 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Identifying problem areas?	yes
	Does the agency review data collected and aggregated pursuant to § 115.87 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Taking corrective action on an ongoing basis?	yes
	Does the agency review data collected and aggregated pursuant to § 115.87 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Preparing an annual report of its findings and corrective actions for each facility, as well as the agency as a whole?	yes
115.88 (b)	Data review for corrective action	
	Does the agency's annual report include a comparison of the current year's data and corrective actions with those from prior years and provide an assessment of the agency's progress in addressing sexual abuse?	yes
115.88 (c)	Data review for corrective action	
	Is the agency's annual report approved by the agency head and made readily available to the public through its website or, if it does not have one, through other means?	yes
115.88 (d)	Data review for corrective action	
	Does the agency indicate the nature of the material redacted where it redacts specific material from the reports when publication would present a clear and specific threat to the safety and security of a facility?	yes
115.89 (a)	Data storage, publication, and destruction	
	Does the agency ensure that data collected pursuant to § 115.87 are securely retained?	yes
115.89 (b)	Data storage, publication, and destruction	
	Does the agency make all aggregated sexual abuse data, from facilities under its direct control and private facilities with which it contracts, readily available to the public at least annually through its website or, if it does not have one, through other means?	yes
115.89 (c)	Data storage, publication, and destruction	
	Does the agency remove all personal identifiers before making aggregated sexual abuse data publicly available?	yes
115.89 (d)	Data storage, publication, and destruction	
	Does the agency maintain sexual abuse data collected pursuant to § 115.87 for at least 10 years after the date of the initial collection, unless Federal, State, or local law requires otherwise?	yes
115.401 (a)	Frequency and scope of audits	
	During the prior three-year audit period, did the agency ensure that each facility operated by the agency, or by a private organization on behalf of the agency, was audited at least once? (Note: The response here is purely informational. A "no" response does not impact overall compliance with this standard.)	yes

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