

Corrective Action: The auditor recommends no corrective action.

when they hear the inmate call out. This system is completely operational statewide and is especially important in segregated housing dorms with two-man cells. The Warden or Designee interview response: The objective is to eliminate sexual abuse by enhancing inmate's protection from sexual abuse. The auditor randomly checked the monitoring system and surveillance cameras during the site review. Privacy screens and barriers have been placed in every, dormitory and shower area to allow inmates privacy from a staff of the opposite gender.

Corrective Action: The auditor recommends no corrective action.

115.21 Evidence protocol and forensic medical examinations

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

- a. 108.015 Investigations
- b. Evidence Protocol
- c. NI1-120

Interviews:

1. SANE/SAFE Staff (telephonic interview offsite location/hospital)
2. Random Staff
3. PREA Compliance Manager
4. Medical Staff

Site Review Observations:

The auditor observed the Zero-Tolerance signs posted in all inmate housing units in both English and Spanish with the following information for sexual abuse and sexual harassment. How to report: The Florida Department of Corrections offers multiple ways to report sexual abuse and sexual harassment. Reports can be made verbally, in writing, anonymously and via third party. Methods available to report:

- Call an outside entity (Gulf Coast Children 's Advocacy Center) to report by dialing 8466
- Call the TIPS line by dialing *8477
- Report to any staff member, volunteer or contractor, including medical and mental health care staff
- Submit a grievance or an inmate request
- Report to the facility's PREA compliance manager (the assistant warden of programs).
- Tell a family member, friend, legal counsel, or anyone else outside the facility. They can report on your behalf through a third-party grievance, through the online citizens complaint form or by contacting the PREA office at PREA@fdc.myflorida.com
- You also can submit a report on someone's behalf, or someone at the facility can report for you using the methods listed above.

Victim Support Services: Lancaster Correctional Institution has partnered with "Another Way" to provide survivors of sexual abuse with emotional support services. To access these services, contact 8499 or send a letter to Another Way 1153 N W U.S. Hwy 41# 3, Jasper, FL 32052. Lancaster CI has partnered with Alachua County Victim Services & Rape Crisis Center: 218 SE 24th St, Gainesville, FL 32641. The auditor observed a PREA sign posted with the PREA auxiliary staff and Assistant Warden of Programs photo and information displayed in all areas and housing units for the inmate population. The sign includes ways inmates can report a PREA issue: an inmate can tell staff, inmates can call the TIPS line by dialing *8477 or Gulf

Coast Children's Advocacy Center to report by dialing #8466, inmates can write an inmate request or grievance, inmates can report PREA issue by third-party, a third party reporter is someone who reports sexual abuse and sexual harassment but is neither the victim nor abuser.

Auditor Findings:

115.21 (a) The auditor interviewed a total of 25 Random Sample of Staff, and they were knowledgeable of the agency's protocol for obtaining usable physical evidence and stated that the Office of Inspector General was responsible for conducting all investigations.

Investigations for sexual abuse and sexual harassment are performed by the Office of the Inspector General trained investigators who have a chain of command from the agency and a chain of command to the Governor's Inspector General Office. This is a "Sworn Law Enforcement Statewide Authority, investigative Agency". The FDC's Evidence Protocol and Forensic Medical Examinations are comprehensive to help prevent, detect, and respond to sexual abuse in prison. The PREA audit questionnaire (PAQ) reflected a total of 12 investigations in the past 12 months.

115.21 (b) FDC Procedure 108.015 Sexual Battery, Sexual Harassment and Sexual Misconduct Investigations. Lancaster did not have forensic medical examinations conducted in the past 12 months. The agency is responsible for conducting administrative and criminal sexual abuse investigations by the Office of Inspector General (OIG), who reports to the Agency Secretary and Inspector General of the Governor's Office to include Florida statutory authority and responsibility to conduct criminal investigations at Lancaster and the Florida Department of Corrections. The number of forensic medical exams conducted during the past 12 months: 0. LANCASTER does not house youthful or female offenders.

115.21 (c) If forensic examinations are required, Procedure 108.015 Sexual Assault Response Team (SART), where used herein, refers to a contract medical team that, at the direction of staff from the Office of the Inspector General, responds to report sexual assault incidents in all regions where the Department has a contract, by conducting a forensic sexual assault examination at the reporting facility. The number of forensic medical exams conducted during the past 12 months: 0.

115.21 (d). Interview with the PREA Compliance Manager-Victim Support Services (VSS) (based on the contract with Another Way.,) & the Florida Department of Corrections Victims Services Section has a Victims' Rights Brochure (pamphlet/form NI1120), which further accentuates the FDC's commitment to PREA and its' commitment to victim assistance. Inmates who reported a sexual abuse interview response: staff provided the FDC Sexual Awareness pamphlet for inmates and the Florida Department of Corrections Victims Services Section has a Victims' Rights Brochure (pamphlet/form NI1-120). The auditor reviewed a total of 10 investigations and verified that advocates were offered. The auditor asked a random inmate onsite to test the phone lines to the Another Way, Inc with no issues. The contractor provides a 24/7 toll-free rape crisis hotline, staffed by certified Victim Advocates; provides a mailing address for correspondence; and provides a certified Victim Advocate for forensic exams and investigatory interviews; provides follow-up services and crisis intervention to victims of sexual assault.

115.21 (e) The FDC has staff victim advocates who are certified by the Florida Attorney General's Office.

115.21 (f) A review of documentation of the request regarding the requirements of §115.21(a) through (e) with outside investigating agency; Investigations for sexual abuse and sexual harassment are performed by the Office of the Inspector General trained investigators who have a chain of command from the agency and a chain of command to the Governor's Inspector General Office. This is a "Sworn Law Enforcement Statewide Authority, investigative Agency". The FDC Procedure 602.053, Prison Rape: Prevention, Detection, and Response, requires investigations of all allegations of sexual abuse and sexual harassment (and by Florida Statute); forensic examinations (based on the contract with SAFE/SANE practitioners and on Investigative Procedures of the Office of the Inspector General [OIG]); and Victim Support Services (VSS) (based on the contract with Another Way, Inc).

Corrective Action: The auditor recommends no corrective action.

115.22 Policies to ensure referrals of allegations for investigations

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

a. 602.053 Investigations

Interviews:

1. Warden

Auditor Findings:

115.22 a. In the past 12 months, the number of allegations of sexual abuse and sexual harassment that were received: 8. In the past 12 months, the number of allegations resulting in an administrative investigation: 3. In the past 12 months, the number of allegations referred for criminal investigation: 5. The number of forensic medical exams conducted in the past 12 months by SANE/SAFE: 0. Allegations that were referred to the administration for resolution have been completed. There was one case still pending completion by the Office of the Inspector General.

Interview with Agency Head: Allegations of sexual harassment committed by staff are addressed in an administrative investigation and completed within a designated period. A case summary report documenting the finding of the investigation is completed and reviewed by OIG management. Additionally, any sustained finding is reviewed by the appropriate disciplinary authority to impose appropriate disciplinary action in consultation with the Legal Department. Allegations of sexual harassment committed by inmates are addressed as a disciplinary investigation under the rules of prohibited inmate conduct by the Office of Institutions. Allegations of sexual abuse are addressed in a criminal investigation and completed within designated periods. A case summary report documenting the finding of the investigation is completed and presented to the local State Attorney's Office for prosecution if warranted. If the State Attorney's Office declines prosecution, a case summary report is completed which documents the declination of prosecution. All case summary reports are reviewed by OIG management. Allegations of repeated sexual harassment by staff members on inmates are handled with an administrative investigation. The complainant/victim inmate is interviewed to ascertain any names of witnesses or evidence to corroborate the allegation. Any identified evidence is evaluated, and the subject staff member is interviewed. A summary report is completed and submitted to management for the review of findings. Additionally, any sustained finding is reviewed by the appropriate disciplinary authority to impose appropriate disciplinary action in consultation with the Legal Department.

Allegations of inmate-on-inmate sexual harassment are addressed as a disciplinary investigation governed under the rules of prohibited inmate conduct by the Office of Institutions. It is important to note that when inmates have issued a disciplinary report related to sexual victimization, this information is incorporated and utilized in their iBAS/SRI screening

designation. Disciplinary reports are just one of the many criteria utilized to determine whether an inmate is or has the potential to be a predator or prey.

115.22 b. The interview with investigative staff: The FDC has Procedures in place 602.053, Prison Rape: Prevention, Detection, and Response; and 108.015 Office of the Inspector General Sexual Battery, Sexual Harassment, and Sexual Misconduct Investigations; which direct, outline, and ensure the referral of allegations of sexual abuse for investigation. These procedures specifically address instances of sexual abuse and sexual harassment and the Inspector Responsibilities and Reporting. FDC Procedure 108.003 Investigative Process OIG is responsible for the investigation of civil, criminal, and administrative matters relating to the Department. It is posted on the website: <http://www.dc.state.fl.us/ig/index.html>. The Office of the Inspector General (OIG) is a statutorily created independent entity whose mission is to detect and deter waste, fraud, abuse, and misconduct in Departmental programs and personnel, and to promote economy and efficiency in those programs. The OIG investigates both alleged violations of criminal laws and major departmental policy violations/F.A.C. violations committed by Departmental employees and audits and inspects Departmental programs.

115.22 c. The agency website is <http://www.dc.state.fl.us/PREA/index.html> with the publication (website or paper) that describes the investigative responsibilities of both the agency and the separate entity that conducts criminal investigations for the agency, if applicable. Resources: Instructions for Filing a Third Party, Grievance, Third-Party Grievance Form, Florida Statute 944.31, FDC Policy 108.015, PREA Final Standards, PREA Resource Center and PREA Survivor Stories.

115.22 d/e. N/A

Corrective Action: The auditor recommends no corrective action.

115.31 Employee training

Auditor Overall Determination: Exceeds Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

- a. FDC Procedure 602.053, Prison Rape- Prevention, Detection, and Response
- b. PREA Lesson Plan
- c. Transgender Respect
- d. FDC Procedure 602.018, Contraband and Searches of Inmates

Interviews:

1. Random Staff

Site Review Observations:

The Florida Department of Corrections and Lancaster Correctional Institution train all employees who have contact with inmates regarding the Prison Rape Elimination Act. FDC Procedure 602.053 Prison Rape: Prevention, Detection, and Response require all staff to be trained on these topics every two years.

Auditor Findings:

115.31 (a). The auditor reviewed ten employee training records for the required PREA training and refresher course meeting compliance. A review of the PREA training curriculum supports that it addresses all aspects required by the standard. The auditor conducted 54 staff interviews from Lancaster. The random staff stated that they received PREA annual training each year.

The auditor verified the required training in the training curriculum provided to FDC staff: (1) Its zero-tolerance policy for sexual abuse and sexual harassment; (2) How to fulfill their responsibilities under agency sexual abuse and sexual harassment prevention, detection, reporting, and response policies and procedures; (3) Inmates' rights to be free from sexual abuse and sexual harassment; (4) The right of inmates and employees to be free from retaliation for reporting sexual abuse and sexual harassment; (5) The dynamics of sexual abuse and sexual harassment in confinement; (6) The common reactions of sexual abuse and sexual harassment victims; (7) How to detect and respond to signs of threatened and actual sexual abuse; (8) How to avoid inappropriate relationships with inmates; (9) How to communicate effectively and professionally with inmates, including lesbian, gay, bisexual, transgender, intersex, or gender-nonconforming inmates; (10) How to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities.

115.31 (b). A review of ten samples of training records confirmed compliance. The facility utilizes the FDC Lesson Plan Offender Training Curriculum tailored to the gender of the

inmates at the facility. The auditor reviewed ten samples of training records verifying the training had been conducted and completed with signature verification. In-Service Training is specific to the gender of the inmate within the Institution. If reassigned to a facility housing opposite gender inmates, refresher in-service would be provided.

115.31 (c). The auditor reviewed ten samples of training records verifying the training had been conducted and completed. All current employees receive training annually. FDC Employees receive PREA training annually. In-Service Training provides an annual refresher on PREA related topics.

115.31 (d). The auditor reviewed ten samples of training records verifying the training had been conducted and completed verified through electronic records.

Corrective Action: The auditor recommends no corrective action.

115.32 Volunteer and contractor training

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

- a. PREA Training for Interns, Volunteers, and Contractors, NI1-127
- b. FDC PREA Brochure for Interns, Volunteers, and Contractors, NI1-125
- c. FDC PREA Lesson Plan

Interviews:

1. Volunteer(s) and Contractor(s) who have contact with inmates

Site Review:

FDC Procedure 602.053 Prison Rape: Prevention, Detection, and Response ensure all contractors and volunteers who have contact with inmates are trained on their responsibilities regarding the PREA standards.

Auditor Findings:

115.32 (a). Lancaster Correctional Center trains all the contractors and volunteers who have contact with inmates on FDC Procedure 602.053, Prison Rape: Prevention, Detection, and Response. This procedure directs that the "institution shall ensure that all contractors and volunteers who have contact with inmates are trained in their responsibilities under this and related policies via the Staff Development and Training lesson plan, titled Prison Rape Elimination Act Training for Interns, Volunteers and Contractors "Read and Sign". The Florida Department of Corrections requires all interns, volunteers, and contractors to receive training on the Prison Rape Elimination Act, also known as PREA. This requirement can be fulfilled by reading the Prison Rape Elimination Act Training for Interns, Volunteers, and Contractors and signing the Training Affidavit (form NI 1-127). A review of training records for volunteer and contractors who have contact with inmates confirmed compliance. The auditor conducted interviews with volunteers and contractors who have contact with inmates and acknowledged that they had received the training.

115.32 (b). The auditor reviewed a sample of training records of volunteers and contractors validating compliance. Interns, Volunteers, and Contractors are required to sign the Training Affidavit (form NI 1-127). Lancaster has a total of 140 volunteers and contractors who may have contact with inmates, who have been trained in agency's policies and procedures regarding sexual abuse and sexual harassment prevention, detection and response.

115.32 (c). The Pre-Audit Questionnaire documents that 140 volunteers and contractors who may have contact with inmates have been trained in the Agency's policies and procedures regarding sexual abuse and sexual harassment prevention, detection and response. Two

contractors and two volunteers were interviewed and asked about the zero-tolerance policy regarding sexual abuse and sexual harassment and were also asked about how to report incidences of sexual abuse and sexual harassment and they were able to clearly articulate the reporting process for sexual abuse and sexual harassment. The auditor verified the volunteer and contractor PREA training during the on-site portion of the audit.

Corrective Action: The auditor recommends no corrective action.

115.33 Inmate education

Auditor Overall Determination: Exceeds Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

- a. Procedure 601.210, Inmate Orientation
- b. FDC Procedure 602.053, Prison Rape- Prevention, Detection, and Response
- c. NI1-120 (revised 5/23/18)

Interviews:

1. Random Inmates
2. Intake Staff

Site Review Observations:

The auditor conducted inmate interviews on September 17-20, 2019 at the Lancaster Correctional Institution. The auditor selected a geographically diverse sample of random male inmates for the audit process to include housing units by selecting the first and tenth of every housing unit. There was a total of 51 inmates who were interviewed in a room on an individual basis with privacy and enough time. The inmates were interviewed using the Department of Justice protocol interview questions generally and specifically targeting their knowledge of reporting mechanisms available for inmates to report sexual abuse and sexual harassment. The inmates interviewed were well informed about the PREA reporting process, their rights to be free from sexual abuse, and how to report sexual abuse or sexual harassment. No inmates refused during the inmate interview process. FDC DVD Video "PREA: What You Need to Know" is played in both English & Spanish at the time of intake or within 25 days of arrival. Educational materials are provided at intake to include NI1120 Sexual Abuse Awareness brochure in their primary language.

Auditor Findings:

115.33 (a). The number of inmates admitted during the past 12 months who were given this information at intake: 4460. The FDC Procedure 602.053, Prison Rape: Prevention, Detection, and Response, indicates inmates will receive information concerning sexual abuse, sexual battery, staff sexual misconduct, and sexual harassment and be oriented/educated following the FDC Inmate Orientation Procedure 601.201. FDC Procedure 602.053, directs that each institution "will ensure that the inmate orientation process will encourage inmates to immediately report any concern or fear of possible sexual abuse, sexual battery, staff sexual misconduct, or sexual harassment to the correctional staff." The procedure further indicates that inmates with limited English proficiency, and/or who have a disability will be educated referenced their right to be free from sexual abuse and sexual harassment, zero tolerance, and how to report. The interview with staff conducting the orientation process determined that inmates receive their rights to be free from sexual abuse and sexual harassment and PREA

information within 72 hours.

The auditor interviewed a total of 20 random samples of inmates and determined that all the inmates interviewed received the PREA information. LEP and inmates with disabilities were interviewed the auditor verified that they received PREA training upon arrival to include orientation, PREA video, and PREA information. It was determined that during the intake process, inmates received information explaining the agency's zero-tolerance policy regarding sexual abuse and sexual harassment and how to report incidents or suspicions of sexual abuse or sexual harassment. The number of inmates admitted during the past 12 months who were given this information at intake: 4460.

115.33 (b). The number of inmates admitted during the past 12 months (stay was 30 days or more): 1624. LEP and inmates with disabilities were interviewed the auditor verified that they received PREA training upon arrival to include orientation, PREA video, and PREA information. Staff interviews, Inmate interviews and a review of documentation determined the facility provides comprehensive education within 30 days of intake, to inmates either in person or through video regarding their rights to be free from sexual abuse and sexual harassment and to be free from retaliation for reporting such incidents, and regarding agency policies and procedures for responding to such incidents.

115.33 (c). An interview with the Intake/receiving staff determined that all inmate received the training required at this time. A review of information determined that inmates were current with the comprehensive PREA education within the required timeframe. The auditor interviewed a total of 20 random samples of inmates and determined that all the inmates interviewed received the PREA information.

115.33 (d). The auditor randomly reviewed 20 DC6-134C-Acknowledgement of Receipt of Orientation on the Prison Rape Elimination Act (PREA) of 2003. The signature certifies that the inmate received: an explanation of PREA, DOC's zero-tolerance policy on sexual abuse/assault, avoiding/preventing sexual abuse/assault, an explanation of appropriate methods of intervention, an explanation of appropriate methods of self-protection, information on reporting sexual abuse/assault, and instructions on the process to request treatment and counseling. One hard of hearing inmate was interviewed and stated that she received the information he was able to understand and described how to report sexual abuse.

115.33 (e). The auditor interviewed a total of 20 random samples of inmates and determined that all the inmates interviewed received the PREA information. The auditor randomly reviewed DC6-134C-Acknowledgement of Receipt of Orientation on the Prison Rape Elimination Act (PREA) of 2003. The signature certifies that the inmate received: an explanation of PREA, DOC's zero-tolerance policy on sexual abuse/assault, avoiding/preventing sexual abuse/assault, an explanation of appropriate methods of intervention, an explanation of appropriate methods of self-protection, information on reporting sexual abuse/assault, and instructions on the process to request treatment and counseling.

115.33 (f). The auditor observed large PREA signs displayed in both English and Spanish in all housing units, large enough to view. Informal interviews during the site review determined that inmates received education material, handbooks, and PREA information.

Corrective Action: The auditor recommends no corrective action.

115.34 Specialized training: Investigations

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

- a. FDC Procedure 108.015, Sexual Battery, Sexual Harassment, and Sexual Misconduct Investigations
- b. Investigator Training Curriculum Part 1
- c. Investigator Training Curriculum Part 2
- d. Investigator Training Curriculum Part 3

Interviews:

- 1. Investigative Staff

Site Review Observations:

Investigation Files: The facility PREA audit questionnaire reflected a total of 12 sexual abuse/sexual harassment allegations in the past twelve months preceding the audit. The PREA officer provided the investigations to the auditor on the first day of the audit for review. The auditor reviewed 10 investigations.

Auditor Findings:

115.34 (a). The auditor interviewed two specialized investigators with the Office of Inspector General. The agency is responsible for conducting administrative sexual abuse investigations and the Office of the Inspector General (OIG), who reports to the Agency Secretary, and the Inspector General of the Governor's office; has Florida statutory authority and responsibility to conduct criminal investigations at CROSS CITY and for the entire Florida Department of Corrections. This protocol meets the Department of Justice requirements. The auditor reviewed the training records for the Specialized Investigators with the Office of Inspector verifying compliance with the required training.

115.34 (b) A review of the Specialized Investigators/Office of Inspector General training records and interviews confirmed that their training included: techniques for interviewing sexual abuse victims, proper use of Miranda and Garrity warnings, sexual abuse evidence collection in confinement settings, and the criteria and evidence required to substantiate a case for administrative action or prosecution referral.

115.34 (c) A review of the investigators' training records verifying compliance with this provision of the standard; the agency maintains documentation that agency investigators have completed the required specialized training in conducting sexual abuse investigations. The number of investigators currently employed who has completed the required training: 4.

Corrective Action: The auditor recommends no corrective action.

115.35 Specialized training: Medical and mental health care

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

- a. Health Services Bulletin 15.03.36, Post Sexual Battery Medical Action
- b. FDC Procedure 602.053, Prison Rape- Prevention, Detection, and Response
- c. PREA-Centurion Training

Interviews: 1. Medical and Mental Health

Site Review Observations:

The auditor reviewed the facility operating policies and procedures along with secondary documentation submitted with the pre-audit questionnaire; observed facility practices; reviewed data and documentation provided by the facility staff, and interviewed inmates and staff during an on-site visit and site review of the facility.

Auditor Findings:

115.35 (a). The number of all medical and mental health care practitioners who work regularly at this facility who received the training required by agency policy: 18. The auditor interviewed the medical and mental health staff and determined that staff received the employee training in addition to the training required by the PREA standard.

The auditor reviewed the training curriculum provided by Centurion (the contractor who provides medical and mental health services) confirming all requirements have been met. The medical and mental health were trained in: (1) How to detect and assess signs of sexual abuse and sexual harassment; (2) How to preserve physical evidence of sexual abuse; (3) How to respond effectively and professionally to victims of sexual abuse and sexual harassment; and (4) How and to whom to report allegations or suspicions of sexual abuse and sexual harassment.

115.35 (b) Agency medical staff at this facility do not conduct forensic medical exams. Forensic Medical Exams are conducted by approved SART employees contracted by the agency. Medical and Mental Health staff interviews along with the review of the documentation determined that Forensic Examinations are not conducted by facility medical staff.

115.35 (c) Employee Training data was provided and received by the auditor verifying that 100% medical/mental health staff has received the training in 2018/2019 as required.

Corrective Action: The auditor recommends no corrective action.

115.41 Screening for risk of victimization and abusiveness

Auditor Overall Determination: Exceeds Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

- a. FDC Procedure 601.209, Reception Process-Initial Classification
- b. FDC Procedure 602.053, Prison Rape- Prevention, Detection, and Response
- c. SRI/SRA Questions for PREA assessment

Interviews:

1. Staff responsible for Risk Screening
2. Random inmates
3. PREA Compliance Manager

Site Review Observations:

The auditor interviewed with the classification officer who is responsible for conducting screening for risk of victimization and abusiveness. The SRI/SRA is appointment driven for the inmates to have the assessments conducted in an office setting for privacy. The classification officer the PREA will conduct the assessment on the computerized form asking every question required and providing PREA education and explanation during the interview for the inmate. The classification officer provided the inmate with a PREA brochure. The classification officer uses the Classification Management System for the SRI. The facility has a system in place that automatically generates an appointment for the 30-day SRI/PREA reassessment to include immediate referrals to medical/mental health. The SRI/PREA assessments are appointment driven to ensure tracking and accountability of the required standard.

Auditor Findings:

115.41 (a). The auditor reviewed the intake and screening processes at the LANCASTER CI. The process at the LANCASTER CI is effective and consistent with PREA standards. The Procedure 602.053 Prison Rape: Prevention, Detection, and Response direct the identification, safety, and security during inmate orientation on all newly received inmates. Procedure 601.210 Inmate Orientation details the processes "to articulate PREA orientation requirements." This Procedure 601.210 outlines the required documentation and information to not only meet PREA but to assist classification, medical, and security with the screening. The auditor interviewed with the classification officer who is responsible for conducting screening for risk of victimization and abusiveness.

The classification officer will utilize the language line if required. The classification officer conducts the PREA assessment on the computer asking every question required and providing PREA education and explanation during the interview for the inmate. The classification officer provided the inmate with a PREA brochure. The classification officer used

the Classification Management System for the SRI.

The facility has a system in place that automatically generates an appointment for the 30-day SRI/PREA reassessment to include immediate referrals to medical/mental health. The SRI/PREA assessments are appointment driven to ensure tracking and accountability of the required standard. A total of 20 random staff members were interviewed and stated that inmates could report numerous ways.

The auditor observed the Zero-Tolerance signs posted in all inmate housing units in both English and Spanish with the following information for sexual abuse and sexual harassment. How to report: The Florida Department of Corrections offers multiple ways to report sexual abuse and sexual harassment. Reports can be made verbally, in writing, anonymously and via third-party. Methods available to report:

- Call an outside entity (Gulf Coast Children 's Advocacy Center) to report by dialing 8466
- Call the TIPS line by dialing *8477
- Report to any staff member, volunteer or contractor, including medical and mental health care staff
- Submit a grievance or an inmate request
- Report to the facility's PREA compliance manager (the assistant warden of programs).
- Tell a family member, friend, legal counsel, or anyone else outside the facility. They can report on your behalf through a third-party grievance, through the online citizens' complaint form or by contacting the PREA office at PREA@fdc.myflorida.com
- You also can submit a report on someone's behalf, or someone at the facility can report for you using the methods listed above.

Victim Support Services: Lancaster Correctional Institution has partnered with "Another Way" to provide survivors of sexual abuse with emotional support services. To access these services, contact 8499 or send a letter to Another Way 1153 N W U.S. Hwy 41# 3, Jasper, FL 32052. Lancaster CI has partnered with Alachua County Victim Services & Rape Crisis Center: 218 SE 24th St, Gainesville, FL 32641.

The auditor observed a PREA sign posted with the PREA auxiliary staff and Assistant Warden of Programs photo and information displayed in all areas and housing units for the inmate population. The sign includes ways inmates can report a PREA issue: an inmate can tell staff, inmates can call the TIPS line by dialing *8477 or Gulf Coast Children's Advocacy Center to report by dialing #8466, inmates can write an inmate request or grievance, inmates can report PREA issue by third-party, a third party reporter is someone who reports sexual abuse and sexual harassment but is neither the victim nor abuser. The following is utilized in the screening process: The Offender Based Information System (OBIS), electronic records database, Inmate Behavior Assessment Scale (IBAS), an Inmate Risk Management System (IRMS).

115.41 (b). The interview with the Staff Responsible for Risk Screening provided the auditor with a database that maintains all the SRI/PREA assessments and 30-day reassessments verifying compliance with the standard of 72 hours of arrival to the facility. The number of inmates entering the facility (either through intake or transfer) within the past 12 months whose length of stay in the facility was for 72 hours or more and who were screened for risk of

sexual victimization or risk of sexually abusing other inmates within 72 hours of their entry into the facility: 2116. The number of inmates entering the facility (either through intake or transfer) within the past 12 months whose length of stay in the facility was for 30 days or more and who were reassessed for their risk of sexual victimization or of being sexually abusive within 30 days after their arrival at the facility based upon any additional, relevant information received since intake: 1624.

115.41 (c). The Lancaster CI utilizes the SRI Questionnaire/Inmate Risk Management System on a database to include a classification appointment log and case management log entry. The interview with the Staff Responsible for Risk Screening provided the auditor with a database that maintains all the SRI/PREA assessments and 30-day reassessments verifying compliance with the standard of 72 hours of arrival to the facility. The auditor observed the SRI screening process and documentation provided on-site validating compliance with the 72hour timeframe upon arrival. The number of inmates entering the facility (either through intake or transfer) within the past 12 months whose length of stay in the facility was for 72 hours or more and who were screened for risk of sexual victimization or risk of sexually abusing other inmates within 72 hours of their entry into the facility: 2116. The number of inmates entering the facility (either through intake or transfer) within the past 12 months whose length of stay in the facility was for 30 days or more and who were reassessed for their risk of sexual victimization or of being sexually abusive within 30 days after their arrival at the facility based upon any additional, relevant information received since intake: 1624.

115.41 (d). Interview with Staff Responsible for Risk Screening-the intake screening consist at a minimum the following: (1) Whether the inmate has a mental, physical, or developmental disability; (2) The age of the inmate; (3) The physical build of the inmate; (4) Whether the inmate has previously been incarcerated; (5) Whether the inmate's criminal history is exclusively nonviolent; (6) Whether the inmate has prior convictions for sex offenses against an adult or child; (7) Whether the inmate is or is perceived to be gay, lesbian, bisexual, transgender, intersex, or gender nonconforming; (8) Whether the inmate has previously experienced sexual victimization; (9) The inmate's own perception of vulnerability; (10) Whether the inmate is detained solely for civil immigration purposes.

115.41 (e). Interview with Staff Responsible for Risk Screening determined that the initial screening considers prior acts of sexual abuse, prior convictions for violent offenses, and history of prior institutional violence or sexual abuse, as known to the agency, in assessing inmates for risk of being sexually abusive.

115.41 (f). Interview with Staff Responsible for Risk Screening determined that the 30 days from the inmate's arrival at the facility, the facility will reassess the inmate's risk of victimization or abusiveness based upon any additional, relevant information received by the facility since the intake screening. The auditor reviewed the 30-day reassessments for compliance with the standard. The SRI questionnaire is set up by an appointment in the Classification appointment log. A random sample of inmate (20) interviews determined that inmates are set up by appointment and interviewed in an office setting for a one-on-one interview with staff.

115.41 (g). The Interview with Staff Responsible for Risk Screening determined that an inmate's risk level shall be 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.

115.41 (h). The interview with Staff Responsible for Risk Screening determined that inmates are not 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. A total of 20 random inmate interviews were conducted and none of the inmates claimed to have received a disciplinary for refusing to answer any of the SRI screening questions.

115.41 (i). Interviews with the PREA Coordinator, PREA Compliance Manager, and Staff Responsible for Risk Screening confirmed that the facility authorized staff who can are required to be notified based on the response to the assessment in a confidential manner.

Corrective Action: The auditor recommends no corrective action.

115.42 Use of screening information

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

- a. FDC Procedure 602.053, Prison Rape- Prevention, Detection, and Response
- b. FDC Procedure 601.209, Reception Process-Initial Classification

Interviews:

1. PREA Compliance Manager
2. Staff responsible for Risk Screening
3. Transgender/Intersex inmate Interviews

Auditor Findings:

115.42 (a). Interviews with the PREA Compliance Manager and staff responsible for risk screening to include a review of transgender records confirmed the facility uses information from the risk screening required by § 115.41 to inform housing, bed, work, education, and program assignments with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive. The inmate Risk Management System will initiate a code for an identified predator, potential predator, high aggression risk, moderate aggression risk, identified prey, potential prey, high victimization risk, and moderate victimization risk, etc. The facility uses the Sexual Risk Indicator (SRI) Questionnaire/ Inmate Risk Management System and Inmate behavioral assessment scale (IBAS) which alerts classification staff of inmates who are identified as potential victims or predators for the assistance of appropriate housing.

115.42 (b). The facility has many different systems in place to make sure individualized determinations about how to ensure the safety of each inmate to include the Sexual Risk Indicator (SRI) Questionnaire/ Inmate Risk Management System and Inmate behavioral assessment scale (IBAS). Observation of the SRI/classification staff supports the auditors' overall assessment of the process meeting compliance with the provision of the standard.

115.42 (c). The auditor also reviewed the FDC Procedures 602.053, Prison Rape and 403.012 Identification and Management of Transgender Inmates and Inmates Diagnosed with Gender Dysphoria; the Florida Department of Corrections IBAS Factors and Scores/Profile Comparison Summary Sheet that includes the inmates name, number, bed, location, IBAS, SRI, age, race, custody, height, weight, release date, medical, mental health, work, status, and other identifying information/data. Interviews with the PREA compliance manager and transgender inmate determined that housing assignments are made on a case by case basis, considering the inmate's health and safety as well as potential programming, management, and security concerns.

115.42 (d). A review of transgender records determined that Placement and programming assignments for each transgender or intersex inmates are reassessed at least twice each year to review any threats to safety experienced by the inmate. The auditor interviewed a transgender and intersex inmate on the facility to include a review of their records for the reassessments, the reassessments are set by appointment and reviewed on the classification appointment log.

115.42 (e). Interview with the PREA Compliance Manager determined that all transgender and Intersex inmates are given respect to his or her views. The auditor interviewed a transgender inmate and stated that they could provide information about his or her safety and the opportunity to shower with privacy.

115.42 (f). The interview with the PREA Compliance Manager and Staff Responsible for Risk Screening confirmed that inmates can shower separately from other inmates. The interview with the transgender inmate verified that the opportunity was given to shower separately from other inmates.

115.42 (g). Interview with the PREA coordinator and PREA compliance manager determined that the facility did not have a title, status, and findings of any consent decree, legal settlement, or legal judgment requiring a facility to establish a dedicated facility, unit, or wing for lesbian, gay, bisexual, transgender, or intersex inmates at Lancaster CI. Five (LGBTI) inmates were interviewed and they were all placed in the general population to include a review of their housing assignments by the auditor verifying compliance.

Corrective Action: The auditor recommends no corrective action.

115.43 Protective Custody

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

- a. Chapter 33-602.220, Administrative Confinement
- b. FDC Procedure 602.053, Prison Rape- Prevention, Detection, and Response
- c. 33-602.220, Administrative Confinement

Interviews:

- 1. Warden
- 2. Staff who supervise inmates in segregation

Auditor Findings:

115.43 (a). FDC Procedure 602.053, prohibits inmates at high risk for sexual victimization to be placed in involuntary segregated housing unless an assessment of all other available alternatives has been made. The pre-audit questionnaire reflected there has been zero (0) number of inmates at risk of sexual victimization who were held in involuntary segregated housing in the past 12 months at Lancaster. An Interview with the warden determined that an assessment of all other housing areas will be assessed unless there are no alternative means of separation from potential abusers to include inmate's status and what's in the best interest of the inmate. The number of inmates at risk of sexual victimization who were held in involuntary segregated housing in the past 12 months for one to 24 hours awaiting completion of assessment: 0. In the past 12 months, the number of inmates at risk of sexual victimization who were assigned to involuntary segregated housing for longer than 30 days while awaiting alternative placement: 0.

115.43 (b) A review of the PREA audit questionnaire and interviews determined that there were no inmates at risk of sexual victimization who were held in involuntary segregation housing in the past 12 months for one to 24 hours awaiting completion of the assessment. In the past 12 months, there were no inmates at risk of sexual victimization who were assigned to involuntary segregated housing for longer than 30 days while awaiting alternative housing. There were no inmates from a review of case files of inmates at risk of sexual victimization held in involuntary segregated housing in the past 12 months. Staff interviewed were very knowledgeable of the procedures of the inmates' access to programs, privileges, education, and work opportunities to the extent possible.

115.43 (c) A review of the PREA audit questionnaire and interviews determined that there were no inmates at risk of sexual victimization who were held in involuntary segregation housing in the past 12 months for one to 24 hours awaiting completion of the assessment. In the past 12 months, there were no inmates at risk of sexual victimization who were assigned to involuntary segregated housing for longer than 30 days while awaiting alternative housing.

There were no inmates from a review of case files of inmates at risk of sexual victimization held in involuntary segregated housing in the past 12 months.

115.43 (d) The PREA audit questionnaire reflected (0) for the following questions: From a review of case files of inmates at risk of sexual victimization who were held in involuntary segregated housing in the past 12 months, the number of case files that include BOTH: a statement of the basis for facility's concern for the inmate's safety; and the reason or reasons why alternative means of separation could not be arranged.

115.43 (e) The FDC Procedure 602.053 indicates that inmates who are vulnerable or predatory "will be given work/program assignments, consistent with custody level, and medical status.". FDC procedure (Florida Administrative Code 33-602.220) indicates that an inmate who is assigned to involuntary segregated housing will receive a review every 30 days to determine whether there is a continuing need for separation from the general population. The number of inmates at risk of sexual victimization who were held in involuntary segregated housing in the past 12 months for one to 24 hours awaiting completion of assessment: 0. In the past 12 months, the number of inmates at risk of sexual victimization who were assigned to involuntary segregated housing for longer than 30 days while awaiting alternative placement: 0.

Corrective Action: The auditor recommends no corrective action.

115.51 Inmate reporting

Auditor Overall Determination: Exceeds Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

- a. Inmate Orientation Handbook, NI1-091
- b. FDC Procedure 601.210, Inmate Orientation
- c. FDC Procedure 602.053, Prison Rape- Prevention, Detection, and Response
- d. 2018 PREA Poster Lancaster/2018 PREA Spanish Poster Lancaster
- e. Sexual Abuse Awareness Brochure (English) NI1-120
- f. 2018 PREA Spanish Poster Lancaster/2018 PREA Poster Lancaster
- g. Chapter 33-103.006, Formal Grievance- Institution or Facility Level
- h. FDC Contract with Another Way, Inc.
- i. Inmate Handbook English/Inmate Handbook Spanish
- j. Employee Handbook

Interviews:

1. A random sample of staff
2. A random sample of inmates

Site Review Observations: The auditor selection was made from a geographically diverse sample of random inmates for the audit process to include housing units by selecting the first and tenth of every housing unit. A few modifications were made to the list to due inmate transfers on the day of the audit and selections were made to best fit the category. A total of 54 inmate interviews were conducted on-site.

Auditor Findings:

115.51 (a) The Florida Department of Corrections offers multiple internal ways for inmates to report privately about sexual abuse or sexual harassment, retaliation by other inmates or staff. The ways to report are documented on posters in English and Spanish throughout the facility, in the Inmate Manual, in the handout Sexual Awareness, through FDC Procedures, including Procedure 602.053, at the library/law library, and on the Agency website. The auditor observed the Zero-Tolerance signs posted in all inmate housing units in both English and Spanish with the following information for sexual abuse and sexual harassment.

How to report: The Florida Department of Corrections offers multiple ways to report sexual abuse and sexual harassment. Reports can be made verbally, in writing, anonymously and via third-party. Methods available to report:

- Call an outside entity (Gulf Coast Children 's Advocacy Center) to report by dialing 8466
- Call the TIPS line by dialing *8477
- Report to any staff member, volunteer or contractor, including medical and mental health

care staff

- Submit a grievance or an inmate request
- Report to the facility's PREA compliance manager (the assistant warden of programs).
- Tell a family member, friend, legal counsel, or anyone else outside the facility. They can report on your behalf through a third-party grievance, through the online citizens' complaint form or by contacting the PREA office at PREA@fdc.myflorida.com
- You also can submit a report on someone's behalf, or someone at the facility can report for you using the methods listed above.

Victim Support Services: Lancaster Correctional Institution has partnered with "Another Way" to provide survivors of sexual abuse with emotional support services. To access these services, contact 8499 or send a letter to Another Way 1153 N W U.S. Hwy 41# 3, Jasper, FL 32052. Lancaster CI has partnered with Alachua County Victim Services & Rape Crisis Center: 218 SE 24th St, Gainesville, FL 32641.

The auditor observed a PREA sign posted with the PREA auxiliary staff and Assistant Warden of Programs photo and information displayed in all areas and housing units for the inmate population. The sign includes ways inmates can report a PREA issue: an inmate can tell staff, inmates can call the TIPS line by dialing *8477 or Gulf Coast Children's Advocacy Center to report by dialing #8466, inmates can write an inmate request or grievance, inmates can report PREA issue by third-party, a third party reporter is someone who reports sexual abuse and sexual harassment but is neither the victim nor abuser (this information is displayed in large print on signs throughout the facility). The auditor interviewed a total of 25 random samples of staff and 20 random samples of inmates determining that the inmates clearly understand how to privately report sexual abuse or sexual harassment.

115.51 (b) The agency provides at least one way for inmates to report abuse or harassment to a public or private entity or office that is not part of the agency that is able to receive and immediately forward inmate reports of sexual abuse and sexual harassment to agency officials, allowing the inmate to remain anonymous upon request. FDC does not detain inmates solely for civil immigration purposes. This information is posted in the library and housing units. Another Way 1153 N W U.S. Hwy 41# 3, Jasper, FL 32052. Lancaster CI has partnered with Alachua County Victim Services & Rape Crisis Center: 218 SE 24th St, Gainesville, FL 32641.

115.51 (c) The auditor interviewed 25 samples of random staff interviewing determining that staff accept reports made verbally, in writing, anonymously, and from third parties and shall promptly document any verbal reports. A total of 20 samples of random inmates determined that the process was in place and they could report to any staff member if needed. Inmate interviews support that they are aware they have many options for reporting sexual abuse or sexual harassment. Fifty-one inmates interviewed indicated they have observed the posters in the unit over the phones and displayed in different areas that provide this information.

115.51 (d) FDC Procedure 602.053 Prison Rape: Prevention, Detection, and Response specify that a TIPS line is available for inmates and staff that would connect them to the Office of Inspector General. Fifty-two staff interviews determined that staff is aware of the TIPS line if required. Staff can report to any supervisor privately, to include the OIC, Major, Colonel, Classification Supervisor, Assistant Warden, and Warden. Employee Orientation and In-

Service Training.

Corrective Action: The auditor recommends no corrective action.

115.52 Exhaustion of administrative remedies

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

- a. Chapter 33-103.005, Informal Grievances
- b. Chapter 33-103.006 Formal Grievances-Institution or Facility Level
- c. Chapter 33-103.011
- d. Chapter 33-103.017, Inmate Grievances-Reprisal

Interviews:

1. Inmates who reported sexual abuse
2. Grievance Coordinator

Auditor Findings:

115.52 (a) The LANCASTER Correctional Institution allows inmates to submit a grievance regarding sexual abuse and allows inmates to submit an emergency grievance alleging substantial risk of imminent sexual abuse. As indicated in Standard 115.51, Reporting, Florida Department of Correction Rules and their procedures allow inmates to submit a grievance or an inmate request as an administrative remedy as needed. In the past 12 months, the number of grievances filed that alleged sexual abuse: 0.

33-103.005 Informal Grievance. (1) Inmates shall utilize the informal grievance process before initiating a formal grievance. Inmates may skip this step and initiate the process at the formal institutional level for issues about the following: grievance of an emergency nature, the grievance of reprisal, grievance alleging violations of the Americans with Disabilities Act, medical grievance, grievance involving gain time governed by rule 33-601.101, F.A.C. Incentive Gain Time, grievance challenging placement in close management or subsequent reviews, grievances regarding the return of incoming mail governed by subsection 33-210.101(14), F.A.C., grievances regarding disciplinary action (does not include corrective consultations) governed by rules 33-601.301-.314, F.A.C., and grievances regarding allegations of sexual abuse as defined in subsection 33-103.002(17), F.A.C. 33-103.006 Formal Grievance – Institution or Facility Level. The grievance should begin at the formal level at the institution unless filing according to paragraph 33-103.007(6)(a), F.A.C., or subparagraph 33-103.007(6)(b)5., F.A.C. There is no time limit on when an inmate or third party may initiate a grievance regarding allegations of sexual abuse.

115.52 (b) The Lancaster CI allows an inmate to submit a grievance regarding an allegation of sexual abuse at any time regardless of when the incident is alleged to have occurred. There are no time limits for an inmate to submit a grievance regarding an allegation of sexual abuse. The inmate handbook was reviewed and describes there are no time limits for an inmate to submit a grievance regarding sexual abuse. In the past 12 months, the number of grievances

alleging sexual abuse that reached a final decision within 90 days after being filed: 0.

115.52 (c) The auditor reviewed a sample of grievances and determined that the following did not occur: (1) An inmate who alleges sexual abuse may submit a grievance without submitting it to a staff member who is the subject of the complaint, and (2) Such grievance is not referred to a staff member who is the subject of the complaint.

115.52 (d) In the past 12 months, the number of grievances filed that alleged sexual abuse: 0. In the past 12 months, the number of grievances alleging sexual abuse that reached a final decision within 90 days after being filed: 0. In the past 12 months, the number of grievances alleging sexual abuse that involved extensions because a final decision was not reached within 90 days: 0. There have been no cases where Lancaster Correctional Institution Center has requested or notified for an extension for a final decision.

115.52 (e) FDC Procedure 602.053 permits third parties, including fellow inmates, staff members, family members, attorneys, and outside advocates, to assist inmates in filing requests for administrative remedies relating to allegations of sexual abuse and to file such requests on behalf of inmates. Additional documentation and sexual abuse investigations were reviewed by the auditor for the determination of compliance.

115.52 (f) FDC Procedure 602.053 has established procedures for filing an emergency grievance alleging that an inmate is subject to a substantial risk of imminent sexual abuse. The number of emergency grievances alleging a substantial risk of imminent sexual abuse requires that a final agency decision be issued within five days. The number of those grievances in 115.52 that had an initial response within 48 hours: 0.

115.52 (g) FDC Procedure 602.053 limits its ability to discipline an inmate for filing a grievance alleging sexual abuse to occasions where the agency demonstrates that the inmate filed the grievance in bad faith.

Corrective Action: The auditor recommends no corrective action.

115.53 Inmate access to outside confidential support services

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

- a. NI1-120 English
- b. Procedure 602.053

Interviews:

1. Random sample of inmates
2. Inmates who reported sexual abuse

Site Review Observations:

The auditor observed the Zero-Tolerance signs posted in all inmate housing units in both English and Spanish with the following information for sexual abuse and sexual harassment. How to report: The Florida Department of Corrections offers multiple ways to report sexual abuse and sexual harassment. Reports can be made verbally, in writing, anonymously and via third-party. Methods available to report:

- Call an outside entity (Gulf Coast Children 's Advocacy Center) to report by dialing 8466
- Call the TIPS line by dialing *8477
- Report to any staff member, volunteer or contractor, including medical and mental health care staff
- Submit a grievance or an inmate request
- Report to the facility's PREA compliance manager (the assistant warden of programs).
- Tell a family member, friend, legal counsel, or anyone else outside the facility. They can report on your behalf through a third-party grievance, through the online citizens complaint form or by contacting the PREA office at PREA@fdc.myflorida.com
- You also can submit a report on someone's behalf, or someone at the facility can report for you using the methods listed above.

Victim Support Services: Lancaster Correctional Institution has partnered with "Another Way" to provide survivors of sexual abuse with emotional support services. To access these services, contact 8499 or send a letter to Another Way 1153 N W U.S. Hwy 41# 3, Jasper, FL 32052. Lancaster CI has partnered with Alachua County Victim Services & Rape Crisis Center: 218 SE 24th St, Gainesville, FL 32641. The auditor observed a PREA sign posted with the PREA auxiliary staff and Assistant Warden of Programs photo and information displayed in all areas and housing units for the inmate population. The sign includes ways inmates can report a PREA issue: an inmate can tell staff, inmates can call the TIPS line by dialing *8477 or Gulf Coast Children's Advocacy Center to report by dialing #8466, inmates can write an inmate request or grievance, inmates can report PREA issue by third-party, a third party reporter is someone who reports sexual abuse and sexual harassment but is neither the victim nor

abuser.

Auditor Findings:

115.53 (a) The Victim Support Services: Lancaster Correctional Institution has partnered with "Another Way" to provide survivors of sexual abuse with emotional support services. To access these services, contact 8499 or send a letter to Another Way 1153 N W U.S. Hwy 41# 3, Jasper, FL 32052. Lancaster CI has partnered with Alachua County Victim Services & Rape Crisis Center: 218 SE 24th St, Gainesville, FL 32641. The auditor requested an inmate to test the lines on 9/17/19 during the onsite portion of the audit and the auditor spoke to a representative at 5:16 pm on-site determining that these services are provided confidentially. The auditor interviewed inmates who reported sexual abuse and stated that they were provided with the Sexual Abuse Awareness pamphlet and the information was provided to them. The auditor interviewed 20 random samples of inmates and they stated that the information was available to them if needed. Lancaster Correctional Institution does not house inmates for immigrant service agencies solely for immigration purposes.

115.53 (b) access to outside support services, the extent to which such communications will be monitored. The line was tested by the auditor during the site review at LANCASTER (Gainesville work camp on 9/17/19).

115.53 (c) The facility maintains a memorandum of understanding (MOUs) or other agreements with community service providers that can provide inmates with emotional support services related to sexual abuse.

Corrective Action: The auditor recommends no corrective action.

115.54 Third-party reporting

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

a. 115.54 webshot

Site Review Observation:

The auditor reviewed the FDC website for Third-party reporting and facility posting with the required information. Third parties can report sexual abuse via the citizens' complaint form, FDC website, phone number, mailing address, and email.

Auditor Findings:

115.54 (a) The Prison Rape Elimination Act (PREA) of 2003 (28 CFR Part 115) allows you to file an inmate grievance as a third party if you believe that an inmate is the victim of sexual abuse. The following link will direct you to instructions for filing the grievance and access to the proper form. The Office of the Inspector General's mission is to protect and promote public integrity and accountability within the Department through investigations of criminal and administrative violations, and audits that detect fraud, waste and abuse.

To report a fraud, waste and misuse complaint, please utilize the Fraud, Waste, and Misuse of Public Funds Hotline (866) 246-4412 or send an email to FraudWasteMisUse@mail.dc.state.fl.us. The Office of the Inspector General (OIG) additionally investigates complaints against employees of the Florida Department of Corrections, such as institutional and community corrections staff, private facility employees, vendors, inmates, and probationers.

The following are the types of complaints the OIG investigates physical abuse, excessive force, whistle-blower's complaints criminal activity within the institutions, sexual misconduct, to include unprofessional relationships, staff misconduct, a death which is alleged to be the result of the actions of an employee of the Department or Private Facility.

If this is an emergency, please contact our Emergency Action Center (EAC) at (850) 922-6867 or the facility in which the inmate or offender is supervised. If the incident is investigated, you may be asked to provide a more complete statement.

Corrective Action: The auditor recommends no corrective action.

115.61 Staff and agency reporting duties

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

- a. FDC Procedure 602.053 Prison Rape- Prevention, Detection, and Response
- b. FDC Procedure 602.008 Incident Reports - Institutions
- c. F.S. 794.027

Interviews:

1. Random sample of staff
2. Warden
3. PREA Compliance Manager
4. Medical/Mental Health staff

Auditor Findings:

115.61 (a) FDC and LANCASTER require by Procedure 602.053, Prison Rape: Prevention, Detection, and Response that "All incidents or allegations of sexual abuse, sexual battery, staff sexual misconduct, and sexual harassment will be reported". Employees, volunteers, and contractors must notify the shift supervisor, the Chief of Security, the Warden, or the Office of the Inspector General, who will then take immediate steps to evaluate the inmates' concern/allegation.

115.61 (b) The Emergency Action Center (EAC), Procedure 602.012 and the Management Information Notification System (NIMS) Procedure 108.007 further outline reporting procedures and address, retaliation, staff neglect, and confidentiality of records. All allegations of sexual abuse and sexual harassment, including third-party and anonymous reports, are investigated. Twenty-five random samples of staff interviews determined compliance with the standard.

115.61 (c) Interviews with Medical/Mental Health determined that the contracted agency for healthcare, Centurion, requires its medical and mental health practitioners to report according to FDC policy/procedure and PREA law.

115.61 (d) Interview with the warden determined that policy requires that if the alleged victim is under the age of 18 or considered a vulnerable adult under a State or local vulnerable person's statute, the agency shall report the allegation to the designated State or local services agency under applicable mandatory reporting laws. Florida Statute 415.1034, Mandatory reporting of abuse, neglect, or exploitation of vulnerable adults, requires reports of sexual abuse on vulnerable adults.

115.61 (e) The LANCASTER Correctional Institution has a system in place for all allegations of

sexual abuse and sexual harassment, including third-party and anonymous reports, to the facility's designated investigators. All incidents are entered in the agency data system which ensures that all allegations are reported to the investigator and PREA Manager. This occurs through the use of the Incident Report DC6-210, and MINS Incident Report. FDC Procedure 602.053 Prison Rape: Prevention, Detection, and Response require staff to notify Shift Supervisor if the staff has any reason to believe an inmate is at risk of being sexually victimized.

Corrective Action: The auditor recommends no corrective action.

115.62 Agency protection duties

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

a. FDC Procedure 602.053 Prison Rape- Prevention, Detection, and Response

Interviews:

1. Warden
2. Agency Head
3. Random Sample of Staff

Auditor Findings:

115.64 (a) FDC Procedure 602.053, Prison Rape: Prevention, Detection, Response states when a facility learns that an inmate is subject to a substantial risk of imminent sexual abuse, it shall take immediate action to protect the inmate. In the past 12 months, the number of times the agency or facility determined that an inmate was subject to a substantial risk of imminent sexual abuse: 1. Interview with the Agency Head: If an inmate is at risk of imminent sexual abuse the first thing staff will be responsible for is separating that inmate from the potential abuser. The potential victim will be allowed to speak to a staff member regarding the situation as well as medical and/or mental health. If necessary, a housing change or facility transfer may be required for that inmate. The inmate may also request to be reviewed for placement in Protective Management (PM), which would require the inmate to be placed in administrative confinement until the PM investigation is complete. Random staff interviews were conducted, and the staff clearly articulated their duties and responsibilities for reports of sexual abuse and taking immediate action to protect the inmate.

Corrective Action: The auditor recommends no corrective action.

115.63 Reporting to other confinement facilities

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

a. FDC Procedure 602.053 Prison Rape- Prevention, Detection, and Response

Interviews:

1. Agency head
2. Warden or designee

Auditor Findings:

115.63 (a) Lancaster Correctional Institution has not received any allegations an inmate was sexually abused while confined at another facility. The FDC Procedure 602.053, Prison Rape: Prevention, Detection, and Response directs and outlines that "If staff at a receiving institution receives information that sexual abuse, sexual battery, staff sexual misconduct, or sexual harassment occurred at another institution, the receiving institution's Warden shall notify the sending institution's Warden within 72 hours of receiving the allegation. The interview with the warden determined the notification shall be documented on DC 6-210. In the past 12 months, the number of allegations the facility received that an inmate was abused while confined at another facility: 2.

115.63 (b). Lancaster Correctional Institution has not received any allegations an inmate was sexually abused while confined at another facility. The receiving institution, where the allegation is reported, will be responsible for contacting EAC, completing a DC 6-210, and entering the appropriate information into the MINS for appropriate handling. Agency Head interview: The point of contact for all Department related incidents is either the facility where the incident occurred or the Office of the Inspector General. The staff members receiving the allegations will, in turn, contact the Department's Emergency Action Center (EAC).

115.63 (c). Lancaster Correctional Institution has not received any allegations an inmate was sexually abused while confined at another facility. If an outside agency advises that an inmate was sexually victimized at a prior Departmental facility, it is the receiving staff member's responsibility to notify the EAC of the incident. The EAC will provide that staff member with an incident number and a PREA number, which in turn will be utilized by that staff member to create a record of the incident in the Management Information Notes System (MINS). Once a record is created in MINS the information is automatically routed to the OIG where it will be reviewed.

115.63 (d). The Warden at the facility where the inmate reported will also be responsible for notifying the Warden at the facility the incident occurred within 72 hours of receiving the allegation. In the past 12 months, the facility received that an inmate was abused while

confined at another facility. An incident report is immediately submitted, the Warden and EAC are notified and a PREA number for the institution where the allegation occurred is given. The Warden notifies the other institution within 72 hours of the allegation being made. For a positive SRI response, an incident report is immediately submitted, and the Warden sends notification within 72 hours. In the past 12 months, the number of allegations of sexual abuse the facility received from other facilities: 3.

Corrective Action: The auditor recommends no corrective action

115.64 Staff first responder duties

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

- a. FDC Procedure 602.053 Prison Rape- Prevention, Detection, and Response
- b. NI1-127 PREA Training for Interns, Volunteers, and Contractors Read and Sign

Interviews:

1. Security Staff and Non-Security Staff First Responders
2. Inmates who Reported a Sexual Abuse
3. Random Sample of Staff

Auditor Findings:

115.64 (a) The FDC Procedure 602.053 Prison Rape: Prevention, Detection, and Response requires that the inmates are separated, any evidence is preserved and protected until appropriate steps can be taken to collect it, the potential victim is requested to not destroy physical evidence by washing, bathing, brushing teeth, changing clothes, urinating, defecating, drinking or eating. The potential abuser is not allowed to take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating. The auditor reviewed employee training validating compliance with the standard. The auditor interviewed Security Staff and Non-Security Staff First Responders and Random Sample of Staff determining that they understood their duties and responsibilities for reporting and the protection of inmates. In the past 12 months, the number of allegations that an inmate was sexually abused: 7.

Of these allegations of sexual abuse in the past 12 months, the number of times the first security staff member to respond to the report separated the alleged victim and abuser: 2. In the past 12 months, the number of allegations where the staff was notified within a period that still allowed for the collection of physical evidence: 0. Of these allegations in the past 12 months where the staff was notified within a period that still allowed for the collection of physical evidence, the number of times the first security staff member to respond to the report preserved and protected any crime scene until appropriate steps could be taken to collect any evidence: 0. Of these allegations in the past 12 months where staff were notified within a time period that still allowed for the collection of physical evidence, the number of times the first security staff member to respond to the report requested 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: 0.

115.64 (b) Of the allegations that an inmate was sexually abused made in the past 12 months, the number of times a non-security staff member was the first responder: 0. Of those allegations responded to first by a non-security staff member, the number of times that staff

member requested that the alleged victim not take any actions that could destroy physical evidence: 0. Of those allegations responded to first by a non-security staff member, the number of times that staff member notified security staff: 0.

Corrective Action: The auditor recommends no corrective action.

115.65 Coordinated response

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

a. PREA Coordinated Response - LANCASTER 01.29.2019

Interviews:

1. Warden

Auditor Findings:

115.65 (a) The LANCASTER has developed a written institutional plan titled "LANCASTER PREA Coordinated Response; to coordinate actions taken in response to an incident of sexual abuse among staff first responders, medical and mental health practitioners, investigators, and facility leadership. Interview with the Warden determined that the facility did have a coordinated response plan in place.

Corrective Action: The auditor recommends no corrective action.

115.66 Preservation of ability to protect inmates from contact with abusers

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

a. Interviews: 110.227

1. Agency Head

Auditor Findings:

115.66 (a) Interview with Agency Head: Yes, the Department currently has a collective bargaining agreement with the Police Benevolence Association (PBA) since December 2016 which represents our Correctional Officer and Probation Officer staff. Before the PBA, the Department has an agreement with the Teamsters Local 2011.

The Department is authorized to dismiss or suspend a permanent status career service employee for any cause noted in Chapter 110.227 of the Florida Statutes and Rule 60L26.005 (2) of the Florida Administrative Code. Such cause includes poor performance, negligence, insubordination, inefficiency or inability to perform assigned duties, violation of law or agency rules, conduct unbecoming a public employee, misconduct, habitual drug use and any conviction of any crime. The Department does not have permanent post assignments, nor does it allow for posts to be "bid" out. Staff members are assigned to posts before the commencement of the shift by their shift supervisor. Staff members can be relocated to numerous posts, including posts that do not allow for contact with inmates. Because the Department is so large, staff and inmates may be relocated to alleviate any problems. The Florida Department of Corrections can protect inmates from contact with abusers' reference collective bargaining agreements. Specifically, the Agency has an agreement with the Teamsters Local Union 2011 Security Services Bargaining Unit, but this agreement does not interfere with the ability of the FDC to remove the alleged staff abusers from contact with inmates.

115.66 (b) Nothing in this standard shall restrict the entering into or renewal of agreements that govern: (1) The conduct of the disciplinary process, as long as such agreements are not inconsistent with the provisions of §§ 115.72 and 115.76; or (2) Whether a no-contact assignment that is imposed pending the outcome of an investigation shall be expunged from or retained in the staff member's personnel file following a determination that the allegation of sexual abuse is not substantiated.

Corrective Action: The auditor recommends no corrective action.

115.67 Agency protection against retaliation

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

- a. FDC Procedure 602.053 Prison Rape- Prevention, Detection, and Response
- b. F.A.C. Chapter 33-208.003 Range of Disciplinary Actions

Interviews:

1. Agency Head
2. Warden or Designee
3. Designated Staff Member Charged with Monitoring Retaliation (or Warden)
4. Inmates in Segregated Housing (for risk of sexual victimization/who allege to have suffered sexual abuse)
5. Inmates who Reported Sexual Abuse

Auditor Findings:

115.67 (a) The FDC Procedure 602.053, Prison Rape: Prevention, Detection, and Response, specifies, "inmates and/or staff who report sexual abuse will be monitored for retaliation for at least ninety (90) days, with at least three (3) contact status checks to occur within the (90) day monitoring at the thirty (30), sixty (60), and ninety (90) day marks from the date of the allegation." The PREA officer was interviewed and stated that the monitor will continue to the next facility if the inmate is transferred. Staff who monitor for retaliation include the PREA Compliance Manager and PREA officer. The procedure describes the conduct and treatment, and changes in demeanor of the staff and more inmates that will be observed and monitored during the review period. Monitoring continues beyond the minimum of at least 90 days unless the allegation of retaliation is determined to be unfounded.

The Lancaster Correctional Institution designated the PREA compliance manager and PREA officer as staff member(s) or does 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. Agency Head Interview: Facilities deploy numerous measures including housing changes, program changes and changes in work assignments. If warranted, an inmate may be transferred to another facility to protect him/her from retaliation. All inmates who report sexual abuse are monitored for retaliation for at least 90 days. Staff members are required to monitor the inmate with periodic status checks every 30 days to ensure they are not experiencing any additional problems. Inmates are also provided information for the local rape crisis center for emotional support services. Staff members may be afforded the ability to change posts or facilities to protect them from retaliation. They are also monitored for retaliation for at least 90 days following a report of sexual abuse or sexual harassment. The

warden's interview determined that immediate action would be taken to protect all the inmates at all measures. The auditor interviewed inmates who reported sexual abuse on the facility and stated that they were provided with PREA information brochure and that the PREA officer conducted her rounds upon their request and on a random basis to check for retaliation and their well-being.

115.67 (c) FDC Procedure 602.053 Prison Rape: Prevention, Detection, and Response state that a review of disciplinary reports, treatment by other staff and inmates, and changes in housing, program assignments, work assignments are reviewed. The PREA officer was interviewed to include a review of policy and it was determined that the facility monitors the inmate for at least 90 days or as needed. There is not a time frame for retaliation and if required, a new investigation will be initiated and conducted. The PREA officer monitors monitor include any inmate disciplinary reports, housing, or program changes, or negative performance reviews or reassignments of staff. The agency shall continue such monitoring beyond 90 days if the initial monitoring indicates a continuing need. The warden's interview described the different levels and measures he would take if retaliation was suspected following all required protocols. The number of times an incident of retaliation occurred in the past 12 months: 0.

115.67 (d) The interview with the Designated Staff Member Charged with Monitoring Retaliation determined the following. FDC Procedure 602.053 Prison Rape: Prevention, Detection, and Response indicate that periodic checks will occur 30 days after the incident, 60 days and then 90 days. These appointments are automatically generated in the Inmate Management system. The documentation is entered noting what was communicated during the interview process which is conducted in a private setting away from other inmates and staff. The auditor reviewed 10 investigations with the required documentation.

115.67 (e) FDC Procedure 602.053 Prison Rape: Prevention, Detection, and Response require that inmates and/or staff who report sexual abuse will be monitored for retaliation for at least 90 days unless the incident is deemed unfounded. 115.67 (f) Agency Head Interview: If an individual who cooperates with an investigation expresses fear of retaliation the same process is utilized as previously described. If the individual is an inmate, he/she may be afforded a housing change or a transfer to another Department facility. That inmate will also be subject to the 90-day monitoring. If that individual is a staff member, they may be provided the opportunity to change posts or institutions and will also be subject to the 90-day monitoring.

Corrective Action: The auditor recommends no corrective action.

115.68 Post-allegation protective custody

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

a. FDC Procedure 602.053 Prison Rape- Prevention, Detection, and Response

Interviews:

1. Warden or Designee
2. Staff who Supervise Inmates in Segregated Housing
3. Inmates in Segregated Housing (for risk of sexual victimization/who allege to have suffered sexual abuse)

Auditor Findings:

115.68 (a) FDC Procedure 602.053 prohibits the placement of inmates who allege to have suffered sexual abuse in involuntary segregated housing unless an assessment of all available alternatives has been made and a determination has been made that there are no available alternative means of separation from likely abusers. The number of inmates who allege to have suffered sexual abuse who were held in involuntary segregated housing in the past 12 months for one to 24 hours awaiting completion of assessment: 0. The number of inmates who allege to have suffered sexual abuse who were assigned to involuntary segregated housing in the past 12 months for longer than 30 days while awaiting alternative placement: 0 (information obtained from the PAQ). The reviews are on a case-to-case basis and the inmate may be placed in temporary confinement until the situation can be reviewed. The ICT meets with the inmate within 72 hours; appropriate housing is determined. There were zero cases with the need for a 30-day review of involuntary segregated inmates at Lancaster Correctional Institution.

Corrective Action: The auditor recommends no corrective action.

115.71 Criminal and administrative agency investigations

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

- A. Procedure 108.003
- B. Procedure 602.053
- C. 944.31

Interviews:

- 1. Investigative Staff
- 2. Warden or Designee
- 3. PREA Coordinator
- 4. PREA Compliance Manager

Auditor Findings:

115.71 (a) Sexual Battery, Sexual Harassment and Sexual Misconduct Investigations Procedure 108.015. the Office of Inspector General is the primary investigative unit of all sexual battery allegations occurring on any FDC facility and all sexual misconduct allegations occurring at Lancaster Correctional Institution. The Office of Inspector General is the initial investigators. All allegations of sexual abuse and sexual harassment will be reported to the Office of the Inspector General and the Management Information Notification System (MINS). This is detailed in the FDC Procedure 602.053, Prison Rape: Prevention, Detection, and Response. The Emergency Action Center (EAC) shall be notified immediately whenever a sexual battery or sexual misconduct occurs. The OIC shall be notified and respond to the scene of the crime without delay. Incident Reports (DC6-210) shall be completed without delay. The auditor reviewed 10 investigative records/reports for allegations of sexual abuse or sexual harassment. The auditor interviewed the OIG and they are responsible individuals for the administrative and criminal investigations.

115.71 (b) Investigations for sexual abuse and sexual harassment are performed by the Office of the Inspector General trained investigators who have a chain of command from the agency and a chain of command to the Governor's Inspector General Office. This is a "Sworn Law Enforcement Statewide Authority, investigative Agency". The FDC's Evidence Protocol and Forensic Medical Examinations are comprehensive to help prevent, detect, and respond to sexual abuse in prison. The PREA auditor reviewed a total of 10 investigations in the past 12 months. The interview with the Office of Inspector General investigations and record of training review determined compliance with this provision of the standard.

115.71 (c) Interviews with the investigators and a review of 10 investigations determined that Investigators gather and preserve direct and circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data; shall interview

alleged victims, suspected perpetrators, and witnesses; and shall review prior complaints and reports of sexual abuse involving the suspected perpetrator. FDC has zero-tolerance for sexual abuse and sexual harassment. All allegations of sexual abuse and sexual harassment will be reported to the Office of the Inspector General and the Management Information Notification System (MINS). This is detailed in the FDC Procedure 602.053, Prison Rape: Prevention, Detection, and Response. Investigative reports, record retention schedule, and copies of case records detailing allegations of abuse.

115.71 (d) The interview with the investigator determined the following: When the quality of evidence appears to support a criminal prosecution, the agency shall conduct compelled interviews only after consulting with prosecutors as to whether compelled interviews may be an obstacle for subsequent criminal prosecution. The Office of Inspector General explained the different investigative methods to include if the case appears to be criminal Miranda warnings are given to the person(s) interviewed. The auditor reviewed 10 investigations validating the review process.

115.71 (e) The investigator and inmates who reported sexual abuse interviews to include a review of the policy and samples of investigations determined that the credibility of a victim is based on the collection of the evidence gathered, therefore individualized and not based on their status as an inmate or staff.

115.71 (f) The FDC Procedure 108.015 Sexual Battery, Sexual Harassment and Sexual Misconduct Investigations Procedure requires that investigations shall include an effort to determine whether staff actions or failure to act contributed to the abuse and report any violations of rules or procedures. The auditor reviewed a sample of administrative investigation reports and cases involving substantiated allegations to ensure that they were referred for prosecution.

115.71 (g) Investigative interview determined the following: The Investigations are stored electronically, and the evidence is maintained with the Office of Inspector General then forwarded to the centralized evidence storage area, following all chain of evidence procedures. The auditor reviewed 10 investigations which consisted of substantiated, unsubstantiated and unfounded cases. The following information was reviewed: Photos of inmates, MINS, Incident report, witness statements, grievances, PREA Investigative Report (DC6-2019), Inspector General Inquiry/Report, Notification of other institution (warden to warden email or read receipt), Discipline report, Arrest report, Law enforcement notification, special review screens, Acknowledgement of receipt of grievance orientation (DCI-307), Acknowledgement of Receipt of Training on PREA (DC6-134C), Youthful inmate designation (if needed), iBAS/SRI ResultsIM29 screen print, IM70 or IRN 79 printout, iBAS/SRI reassessment screening (IM29 screen print), Medical/Mental Health forms, housing logs (DC6208), special housing logs (DC6-233), Holding cell log (DC6-208), Confinement forms, ICT review for 72 hours (30/60 days), completed DC6-2084, monitored phone calls, RMS daily roster, STG inquiry, advocacy documents, translator documents, SART notification, Sexual Abuse Incident Review (DC62076), work assignments, notification/reporting to inmate by IG notification, and monitoring for retaliation. The investigations were provided to the auditor which demonstrated compliance.

115.71 (h) The interview with the investigator determined that substantiated allegations of

conduct that appears to be criminal shall be referred for prosecution. The auditor reviewed 10 investigations during the on-site portion of the audit at Lancaster Correctional Institution.

115.71 (i) The agency retains all written reports about the administrative or criminal investigation of alleged sexual abuse or sexual harassment for as long as the alleged abuser is incarcerated or employed by the agency, plus five years.

115.71 (j) Interviews with the Warden and Investigative staff to include a review of the investigations determined that the departure of the alleged abuser or victim from the employment or control of the facility or agency shall not provide a basis for terminating an investigation.

115.71 The auditor interviews the following: Warden or Designee, PREA Coordinator, PREA Compliance Manager and Investigative Staff and determined When outside agencies investigate sexual abuse, the facility shall cooperate with outside investigators and shall endeavor to remain informed about the progress of the investigation

Corrective Action: The auditor recommends no corrective action.

115.72 Evidentiary standard for administrative investigations

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

a. FDC Procedure 108.003 Investigative Process

Interviews:

1. Investigative Staff

Auditor Findings:

115.72 (a) FDC Procedure 108.003 Investigative Process defines and supports that a preponderance of the evidence is used to support a finding of substantiated. The agency imposes no standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated.

Corrective Action: The auditor recommends no corrective action.

115.73 Reporting to inmates

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

- a. FDC Procedure 602.053 Prison Rape- Prevention, Detection, and Response
- b. FDC Procedure 108.015 Sexual Battery, Sexual Harassment, Sexual Misconduct Investigations

Interviews:

1. Warden or Designee
2. Investigative Staff
3. Inmates who Reported a Sexual Abuse

Auditor Findings:

115.73 (a) The Office of the Inspector General, through trained investigative staff, is responsible for the investigation of PREA incidents. The auditor noted that the two OIG investigators at LANCASTER were very knowledgeable and professional regarding the investigations in confinement facilities. The FDC Procedure 108.015, and Procedure 602.053 include reporting to the inmates. Lancaster Correctional Institution has had 6 criminal or administrative investigations of alleged sexual abuse investigations completed by an outside entity. Every allegation is investigated, and every investigated allegation is reported to the inmate with a finding of the completed investigation based on the outcome of substantiated, unsubstantiated, or unfounded. Of the alleged sexual abuse investigations that were completed in the past 12 months, the number of inmates who were notified, verbally or in writing, of the results of the investigation: all. Of the outside agency investigations of alleged sexual abuse that were completed in the past 12 months, the number of inmates alleging sexual abuse in the facility who were notified verbally or in writing of the results of the investigation: all. Of those notifications made in the past 12 months, the number that were reviewed: 10.

Following an investigation into an inmate's allegation that he or she suffered sexual abuse in an agency facility, the agency shall inform the inmate as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded. The auditor interviewed inmates who reported sexual abuse and stated that they received the notification of the outcome.

115.73 (b) The number of investigations of alleged inmate sexual abuse in the facility that was completed by an outside agency in the past 12 months: 0. Of the outside agency investigations of alleged sexual abuse that were completed in the past 12 months, the number of inmates alleging sexual abuse in the facility who were notified verbally or in writing of the results of the investigation: 0.

115.73 (c) Procedure 602.053 b) Unless the allegation is unfounded, following an inmate's allegation that a staff member has committed sexual abuse against her/him, the Warden or her/his designee shall inform the inmate via an "Inmate Notification PREA Staff Allegation," DC6-2081, whenever the staff member is no longer: 1. assigned to this facility; or 2. employed with the Department.

115.73 (d) The FDC procedures confirm that following an inmate's allegation that he or she has been sexually abused by another inmate, the agency shall subsequently inform the alleged victim whenever: 1) The agency learns that the alleged abuser has been indicted related to sexual abuse within the facility, or 2) The agency learns that the alleged abuser has been convicted on a charge related to sexual abuse within the facility. No cases have resulted in an indictment or conviction during the last 12 months.

115.73 (e) In the past 12 months: The number of notifications to inmates that were provided according to this standard: all. The number of those notifications that were documented: all.

Corrective Action: The auditor recommends no corrective action.

115.76 Disciplinary sanctions for staff

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

- a. 115.76 (a) - 1 F.S. 944.35
- b. 115.76 (a) - 1 FAC 33-208.003
- c. 115.76 (a) - 1 Procedure 208.039
- d. FDC Procedure 602.053 Prison Rape- Prevention, Detection, and Response
- e. F.A.C. Chapter 33-208.003 Range of Disciplinary Actions

Interviews:

1. Warden
2. Human Resources

Auditor Findings:

115.76 (a) FDC Procedure 208.039 specifically lists the following: 1. Employee discipline standards. 2. Roles and responsibilities. 3. Employee counseling. 4. Types of disciplinary action. 5. Procedures for issuing discipline to permanent status career service employees. 6. Procedures for issuing disciplinary action to SES or promotion probationary status. 7. Procedures for suspension or dismissal of an OPS, or probationary status employee. This Procedure supplements the above Florida Statutes, Florida Administrative Code, and the State Personnel Rules.

115.76 (b) In the past 12 months: The number of staff from the facility who have violated agency sexual abuse or sexual harassment policies: 0 terminations.

115.76 (c) In the past 12 months, the number of staff from the facility who have been disciplined, short of termination, for violation of agency sexual abuse or sexual harassment policies: 0. Records of disciplinary sanctions taken against staff for violations of the agency sexual abuse or sexual harassment policies in the past 12 months: 0.

115.76 (d) All terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, shall be reported to law enforcement agencies unless the activity was not criminal, and to any relevant licensing bodies per policy FS 944.35. In the past 12 months, the number of staff from the facility that has been reported to law enforcement or licensing boards following their termination (or resignation before termination) for violating agency sexual abuse or sexual harassment policies: 0.

Corrective Action: The auditor recommends no corrective action.

115.77 Corrective action for contractors and volunteers

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

- a. FDC Procedure 602.053 Prison Rape- Prevention, Detection, and Response
- b. Procedure 205.002 Interviews:

- 1. Warden

Auditor Findings:

115.77 (a) The FDC requires that any contractor or volunteer who engages in sexual abuse be reported to law enforcement agencies (unless the activity was not criminal) and to relevant licensing boards. Specifically, FDC Procedure, 205.002, Contract Management, not only requires that contractors will be identified as "PREA covered contracts" but that contract staff will conduct themselves following Ethics Procedure 102.004 and moreover termination for cause will apply should "the contractor fail to comply with the Department's PREA policies and procedures. There have been no reports to law enforcement agencies of contractors or volunteers engaging in the sexual abuse of inmates. In the past 12 months, contractors or volunteers have been reported to law enforcement agencies and relevant licensing bodies for engaging in sexual abuse of inmates: 0. Lancaster has not had any substantiated cases involving a contractor or volunteer.

115.77 (b) The facility takes appropriate remedial measures and considers whether to prohibit further contact with inmates in the case of any other violation of agency sexual abuse or sexual harassment policies by a contractor or volunteer. There have been no cases of violations involving the agency's sexual abuse or sexual harassment policies by a contractor or volunteer.

Corrective Action: The auditor recommends no corrective action.

115.78 Disciplinary sanctions for inmates

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

- a. FDC Procedure 602.053 Prison Rape- Prevention, Detection, and Response
- b. F.A.C. Chapter 33-601.314 Rules of Prohibited Conduct and Penalties for Infractions
- c. FAC 33-601.301 Inmate Discipline-General Policy
- f. F.A.C. Chapter 33-601.314 Rules of Prohibited Conduct and Penalties for Infractions

Auditor Findings:

115.78 (a) FDC Procedure 602.053 Prison Rape: Prevention, Detection, and Response states Inmate(s) who have been found guilty of sexual abuse, sexual battery, or sexual harassment. In the past 12 months, the number of administrative findings of inmate-on-inmate sexual abuse that have occurred at the facility: 0. In the past 12 months, the number of criminal findings of guilt for inmate-on-inmate sexual abuse that has occurred at the facility: 0.

115.78 (b) Sanctions shall be commensurate with the nature and circumstances of the abuse committed, the inmate's disciplinary history, and the sanctions imposed for comparable offenses by other inmates with similar histories

115.78 (c) The Warden discussed the different levels of disciplinary sanctions inmates are subject to following administrative or criminal findings that engaged in inmate on inmate sexual abuse.

115.78 (d) The LANCASTER Correctional Institution offers therapy, counseling, or other interventions to address all issues of sexual abuse.

115.78 (e) The auditor did not verify any disciplinary sanctions for an inmate for sexual contact with staff only upon a finding that the staff member did not consent to such contact.

115.78 (f) FDC Procedure 602.053 Prison Rape: Prevention, Detection, and Response.

115.17 (g) FDC Rule 33-601.314 Rules of Prohibited Conduct and Penalties for Infractions prohibits sex acts or unauthorized physical contact involving inmates.

Corrective Action: The auditor recommends no corrective action.

115.81 Medical and mental health screenings; history of sexual abuse

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

- a. PM 602.053 Medical & Mental Health Care
- b. PREA-Centurion Specialized Training - Medical & Mental Health Screenings

Interviews:

- 1. Inmates who Disclose Sexual Victimization at Risk Screening
- 2. Staff Responsible for Risk Screening
- 3. Medical and Mental Health Staff

Auditor Findings:

115.81 (a-c) FDC Procedure 602.053 Prison Rape: Prevention, Detection and Response requires if the SRI (intake risk screen) assessment or medical assessment indicate that an inmate has experienced prior sexual victimization, or has previously perpetrated sexual abuse, whether it occurred in an institutional setting or the community, the inmate shall be offered a follow-up meeting with a mental health practitioner within 14 days of the screening. The auditor reviewed a sample of medical training records verifying compliance. The auditor interviewed inmates who disclosed sexual victimization at-risk screening and determined that they were immediately referred to medical on the same day. In the past 12 months, the percentage of inmates who disclosed prior victimization during screening who were offered a follow-up meeting with a medical or mental health practitioner: 13. In the past 12 months, the percentage of inmates who have previously perpetrated sexual abuse, as indicated during the screening, who were offered a follow-up meeting with a mental health practitioner: 0.

115.81 (d) FDC Procedure 602.053 Prison Rape: Prevention, Detection, and Response require that any information relating to sexual victimization or abuse that occurred in an institutional setting shall be strictly limited to medical and mental health practitioners. Medical interviews determined that all information is highly confidential and is strictly limited.

115.81 (e) FDC Procedure 602.053 Prison Rape: Prevention, Detection, and Response require that any information relating to sexual victimization or abuse that occurred in an institutional setting is strictly limited to medical and mental health practitioners. 115.81 (f) FDC Procedure 602.053 Prison Rape: Prevention, Detection and Response dated requires that if medical and mental health practitioners gain knowledge of sexual abuse, sexual batterers, staff sexual misconduct, or sexual harassment that did not occur in an institutional setting they shall obtain informed consent from the inmate before reporting the information, unless the inmate is under the age of 18. This informed consent shall be documented on DC4-711B Consent and Authorization for Use of and Disclosure Inspection and Release of Confidential Information.

Corrective Action: The auditor recommends no corrective action.

115.82 Access to emergency medical and mental health services

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

a. PM 602.053 Treatment Services are Provided without Financial Cost

Interviews:

1. Medical and Mental Health Staff
2. Inmates who Reported a Sexual Abuse

Auditor Findings:

115.82 (a) FDC Procedure) 602.053 Prison Rape: Prevention, Detection, and Response reflect treatment services are provided to every victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident. Inmate victims of sexual abuse receive timely, unimpeded access to emergency medical treatment and crisis intervention services. Medical interviews determined that staff maintain secondary materials (e.g., form, log) documenting the timeliness of emergency medical treatment and crisis intervention services that were provided; the appropriate response by non-health staff in the event health staff are not present at the time the incident is reported; and the provision of appropriate and timely information and services concerning contraception and sexually transmitted infection prophylaxis.

115.82 (b) Staff have been trained as staff first responders, if no qualified medical or mental health practitioners are on duty at the time a report of recent abuse is made, security staff first responders shall take preliminary steps to protect the victim pursuant to § 115.62 and shall immediately notify the appropriate medical and mental health practitioners. FDC Procedure 602.053 Prison Rape: Prevention, Detection, and Response.

115.82 (c) The auditor reviewed 10 sexual abuse investigations on site. The auditor verified that Inmates victims of sexual abuse, while incarcerated, are offered timely information about and timely access to emergency contraception and sexually transmitted infections prophylaxis, following professionally accepted standards of care, where medically appropriate. Lancaster Correctional Institution is male-only facilities.

115.82 (d) The Medical/Mental Health to include victims of sexual abuse determined that victims are provided with treatment services without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident.

Corrective Action: The auditor recommends no corrective action.

115.83 Ongoing medical and mental health care for sexual abuse victims and abusers

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

- a. PM 602.053 Treatment to all inmates who have been victimized by sexual abuse (prison, jail, lockup, or juvenile facility)
- b. PREA-Centurion Specialized Training
- c. HSB 15-03-36 Post Sexual Battery Medical Action
- d. PM 602.053 Ongoing medical & mental health care for sexual abuse victims & abusers
- e. PM 602.053 Without Cost
- f. PM 602.053 Mental Health Evaluation

Interviews:

1. Medical and Mental Health Staff
2. Inmates who Reported a Sexual Abuse

Auditor Findings:

115.83 (a) FDC Procedure 602.053 Prison Rape: Prevention, Detection and Response states as appropriate, medical and mental health evaluation and treatment shall be offered to all inmates who have been sexually victimized in any facility.

115.83 (b) Interviews with medical staff/ inmate victim interviews and a review sexual abuse allegations determined the following: The evaluation and treatment of such victims shall 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.

115.83 (c) Interviews with medical and mental health, a review of sexual abuse investigations determined the facility provides such victims with medical and mental health services consistent with the community level of care. FDC Procedure 602.053 Prison Rape: Prevention, Detection, and Response.

115.83 (d) FDC Procedure 602.053 and FDC HSB 15-03-36, the facility houses male inmates.

115.83 (e) FDC Procedure 602.053 and FDC HSB 15-03-36; the facility houses male inmates. Interviews with inmates who reported sexual abuse confirmed that treatment of services was provided without cost to the inmate.

115.83 (f-g) Inmate victims of sexual abuse, while incarcerated, are offered tests for sexually transmitted infections as medically appropriate. Interviews with inmates who reported sexual abuse confirmed that treatment of services was provided without cost to the inmate.

115.83 (h) FDC Procedure 602.053 Prison Rape: Prevention, Detection, and Response require that a mental health evaluation will be offered to any identified inmate-on-inmate abusers within 60 days of learning of such abuse history; appropriate treatment will be offered. H.S.B (health Services Bulletin) 15.03.36 Post Sexual Battery Medical Action supports that this action will occur. The auditor reviewed documentation was provided that demonstrated that a referral was made to mental health regarding the alleged perpetrator for mental health follow up. Medical & Mental Health filled-out and completed forms are within the inmate's Mental Health charts as appropriate.

Corrective Action: The auditor recommends no corrective action.

115.86 Sexual abuse incident reviews

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

- a. PM 602.053 Sexual Abuse Incident Review
- b. DC6-2076 Sexual Abuse Incident Review-Facility Investigation Summary
- c. Office of the Inspector General - Criminal Investigation -

Interviews:

1. Warden

Auditor Findings:

115.86 (a) The facility conducts a sexual abuse incident review after every criminal or administrative sexual abuse investigation unless the allegation has been determined to be unfounded. In the past 12 months, the number of criminal and/or administrative investigations of alleged sexual abuse completed at the facility, excluding only "unfounded" incidents: 7.

115.86 (b) The auditor reviewed the sexual abuse incidents and the review process was conducted within the 30-days of the conclusion of the investigation. In the past 12 months, the number of criminal and/or administrative investigations of alleged sexual abuse completed at the facility that was followed by a sexual abuse incident review within 30 days, excluding only "unfounded" incidents: 7.

115.86 (c) The interview with the warden determined that the sexual abuse incident review team includes upper-level management officials and allows for input from line supervisors, investigators, and medical or mental health practitioners.

115.86 (d) Interviews with the Warden, PREA compliance manager, and the Incident review team to include a review of the form and SAIR determined the following: the review team considers (1) Consider whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse; (2) Consider whether the incident or allegation was motivated by race; ethnicity; gender identity; lesbian, gay, bisexual, transgender, or intersex identification, status, or perceived status; or gang affiliation; or was motivated or otherwise caused by other group dynamics at the facility; (3) Examine the area in the facility where the incident allegedly occurred to assess whether physical barriers in the area may enable abuse; (4) Assess the adequacy of staffing levels in that area during different shifts; (5) Assess whether monitoring technology should be deployed or augmented to supplement supervision by staff; and (6) Prepare a report of its findings, including but not necessarily limited to determinations made pursuant to paragraphs (d)(1)-(d)(5) of this section, and any recommendations for improvement and submit such report to the facility head and PREA compliance manager.

115.86 (e) A review of the Sexual Abuse Incident Review confirmed that the facility implements the recommendations for improvement or documents its reasons for not doing so. The auditor reviewed ten investigations during the site review.

Corrective Action: The auditor recommends no corrective action.

115.87 Data collection

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

- a. PM 602.053 PREA Data Collection
- b. SSV2-2017 1-2019 Submission

Auditor Findings:

115.87 (a/c) The agency collects accurate, uniform data for every allegation of sexual abuse at facilities under its direct control using a standardized instrument and set of definitions per FDC Procedure 602.053 Prison Rape: Prevention, Detection, and Response.

115.87 (b) The agency aggregates the incident-based sexual abuse data at least annually per FDC Procedure 602.053 Prison Rape: Prevention, Detection, and Response.

115.87 (d) The agency maintains, reviews, and collects data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews per FDC Procedure 602.053 Prison Rape: Prevention, Detection, and Response.

115.87 (e) The agency obtains incident-based and aggregated data from every private facility with which it contracts for the confinement of its inmates per FDC Procedure 602.053 Prison Rape: Prevention, Detection, and Response.

Corrective Action: The auditor recommends no corrective action

115.88 Data review for corrective action

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

a. 2018 Statewide CAP - Signed

Interviews:

1. Agency Head
2. PREA Coordinator
3. PREA Compliance Manager
4. Warden

Auditor Findings:

115.88 (a) The agency shall 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 (1) Identifying problem areas; (2) Taking corrective action on an ongoing basis; and (3) Preparing an annual report of its findings and corrective actions for each facility, as well as the agency as a whole. Interview with FDC Secretary (Agency Head): Yes, the Secretary of the Department of Corrections is responsible for reviewing and approving the annual PREA report. Interviews with PREA Coordinator, PREA Compliance Manager, and Warden, confirm that the Agency and Lowell Correctional Institution are continually assessing and collecting PREA data for corrective action, and to "improve the effectiveness of the Department's efforts toward sexual abuse prevention, detection, and response policies, practices, and training, including identifying data, problem areas, taking corrective action, and the preparation of an Annual Report that includes a comparison of the current year's data and corrective actions with those from prior years." Per FDC Procedure 602.053, Prison Rape: Prevention, Detection, and Response.

115.88 (b) Such report shall include a comparison of the current year's data and corrective actions with those from prior years and shall provide an assessment of the agency's progress in addressing sexual abuse. Review of 2018 Facility Cap and 2017 Agency Corrective Action Plan.

115.88 (c) The agency makes its annual report readily available to the public at least annually through its website. <http://www.dc.state.fl.us/PREA/index.html>

115.88 (d) The agency indicates the nature of material redacted.

Corrective Action: The auditor recommends no corrective action

115.89 Data storage, publication, and destruction

Auditor Overall Determination: Meets Standard

Auditor Discussion

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

- a. PM 602.053 Case Records & Aggregate Data Storage
- b. PM 602.053 Agency Policy Aggregated Sexual Abuse Data
- c. PM 602.053 Data Retention

Interviews:

1. PREA Coordinator Auditor Findings:

115.89 (a) Interview with the PREA Coordinator determined that the agency ensures that incident-based and aggregate data are securely retained.

115.89 (b) The annual report is on the webpage at <http://www.dc.state.fl.us/PREA/index.html>.

115.89 (c) Before making aggregated sexual abuse data publicly available, the agency removes all personal identifiers.

115.89 (d) The agency maintains sexual abuse data collected according to §115.87 for at least 10 years after the date of initial collection unless federal, state, or local law requires otherwise.

Corrective Action: The auditor recommends no corrective action.

Corrective Action: The auditor recommends no corrective action.

115.403 Audit contents and findings

Auditor Overall Determination: Meets Standard

Auditor Discussion

115.403 (f) The Florida Department of Corrections publishes reports on their agency website and has otherwise made publicly available all Final PREA Audit Reports within 90 days of issuance by the auditor. The agency website is <http://www.dc.state.fl.us/PREA/index.html>. The facility is compliant with the reporting process and standard for this recertification review period.

Corrective Action: The auditor recommends no corrective action.

Appendix: Provision Findings

115.11 (a) Zero tolerance of sexual abuse and sexual harassment; PREA coordinator

Does the agency have a written policy mandating zero tolerance toward all forms of sexual abuse and sexual harassment? yes

Does the written policy outline the agency's approach to preventing, detecting, and responding to sexual abuse and sexual harassment? yes

115.11 (b) Zero tolerance of sexual abuse and sexual harassment; PREA coordinator

Has the agency employed or designated an agency-wide PREA Coordinator? yes

Is the PREA Coordinator position in the upper-level of the agency hierarchy? yes

Does the PREA Coordinator have sufficient time and authority to develop, implement, and oversee agency efforts to comply with the PREA standards in all of its facilities? yes

115.11 (c) Zero tolerance of sexual abuse and sexual harassment; PREA coordinator

If this agency operates more than one facility, has each facility designated a PREA compliance manager? (N/A if agency operates only one facility.) yes

Does the PREA compliance manager have sufficient time and authority to coordinate the facility's efforts to comply with the PREA standards? (N/A if agency operates only one facility.) yes

115.12 (a) Contracting with other entities for the confinement of inmates

If this agency is public and it contracts for the confinement of its inmates with private agencies or other entities including other government agencies, has the agency included the entity's obligation to comply with the PREA standards in any new contract or contract renewal signed on or after August 20, 2012? (N/A if the agency does not contract with private agencies or other entities for the confinement of inmates.) yes

115.12 (b) Contracting with other entities for the confinement of inmates

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

yes

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 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

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

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

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

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

115.22 (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

115.33 (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

115.41 (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 (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 (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.) na

If the facility restricts access to programs, privileges, education, or work opportunities, does the facility document the duration of the limitation? (N/A if the facility never restricts access to programs, privileges, education, or work opportunities.) na

If the facility restricts access to programs, privileges, education, or work opportunities, does the facility document the reasons for such limitations? (N/A if the facility never restricts access to programs, privileges, education, or work opportunities.) na

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

115.52 (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

- 115.61 (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

- 115.71 (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 (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

115.81 (b) Medical and mental health screenings; history of sexual abuse

If the screening pursuant to § 115.41 indicates that a prison inmate has previously perpetrated sexual abuse, whether it occurred in an institutional setting or in the community, do staff ensure that the inmate is offered a follow-up meeting with a mental health practitioner within 14 days of the intake screening? (N/A if the facility is not a prison.)

yes

115.81 (c) Medical and mental health screenings; history of sexual abuse

If the screening pursuant to § 115.41 indicates that a jail inmate has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, do staff ensure that the inmate is offered a follow-up meeting with a medical or mental health practitioner within 14 days of the intake screening?

yes

115.81 (d) Medical and mental health screenings; history of sexual abuse

Is any information related to sexual victimization or abusiveness that occurred in an institutional setting strictly limited to medical and mental health practitioners and other staff as necessary to inform treatment plans and security management decisions, including housing, bed, work, education, and program assignments, or as otherwise required by Federal, State, or local law?

yes

115.81 (e) Medical and mental health screenings; history of sexual abuse

Do medical and mental health practitioners obtain informed consent from inmates before reporting information about prior sexual victimization that did not occur in an institutional setting, unless the inmate is under the age of 18?

yes

115.82 (a) Access to emergency medical and mental health services

Do inmate victims of sexual abuse receive timely, unimpeded access to emergency medical treatment and crisis intervention services, the nature and scope of which are determined by medical and mental health practitioners according to their professional judgment?

yes

115.82 (b) Access to emergency medical and mental health services

If no qualified medical or mental health practitioners are on duty at the time a report of recent sexual abuse is made, do security staff first responders take preliminary steps to protect the victim pursuant to § 115.62? yes

Do security staff first responders immediately notify the appropriate medical and mental health practitioners? yes

115.82 (c) Access to emergency medical and mental health services

Are inmate victims of sexual abuse offered timely information about and timely access to emergency contraception and sexually transmitted infections prophylaxis, in accordance with professionally accepted standards of care, where medically appropriate? yes

115.82 (d) Access to emergency medical and mental health services

Are treatment services provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident? yes

115.83 (a) Ongoing medical and mental health care for sexual abuse victims and abusers

Does the facility offer medical and mental health evaluation and, as appropriate, treatment to all inmates who have been victimized by sexual abuse in any prison, jail, lockup, or juvenile facility? yes

115.83 (b) Ongoing medical and mental health care for sexual abuse victims and abusers

Does the evaluation and treatment of such victims include, as appropriate, follow-up services, treatment plans, and, when necessary, referrals for continued care following their transfer to, or placement in, other facilities, or their release from custody? yes

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

115.83 (h) Ongoing medical and mental health care for sexual abuse victims and abusers

If the facility is a prison, does it attempt to conduct a mental health evaluation of all known inmate-on-inmate abusers within 60 days of learning of such abuse history and offer treatment when deemed appropriate by mental health practitioners? (NA if the facility is a jail.) yes

115.86 (a) Sexual abuse incident reviews

Does the facility conduct a sexual abuse incident review at the conclusion of every sexual abuse investigation, including where the allegation has not been substantiated, unless the allegation has been determined to be unfounded? yes

115.86 (b) Sexual abuse incident reviews

Does such review ordinarily occur within 30 days of the conclusion of the investigation? yes

115.86 (c) Sexual abuse incident reviews

Does the review team include upper-level management officials, with input from line supervisors, investigators, and medical or mental health practitioners? yes

115.88 (b)	Data review for corrective action	Does the agency's annual report include a comparison of the current year's data and corrective actions with those from prior years and provide an assessment of the agency's progress in addressing sexual abuse?	yes
115.88 (c)	Data review for corrective action	Is the agency's annual report approved by the agency head and made readily available to the public through its website or, if it does not have one, through other means?	yes
115.88 (d)	Data review for corrective action	Does the agency indicate the nature of the material redacted where it redacts specific material from the reports when publication would present a clear and specific threat to the safety and security of a facility?	yes
115.89 (a)	Data storage, publication, and destruction	Does the agency ensure that data collected pursuant to § 115.87 are securely retained?	yes
115.89 (b)	Data storage, publication, and destruction	Does the agency make all aggregated sexual abuse data, from facilities under its direct control and private facilities with which it contracts, readily available to the public at least annually through its website or, if it does not have one, through other means?	yes
115.89 (c)	Data storage, publication, and destruction	Does the agency remove all personal identifiers before making aggregated sexual abuse data publicly available?	yes

115.89 (d) Data storage, publication, and destruction

Does the agency maintain sexual abuse data collected pursuant to § 115.87 for at least 10 years after the date of the initial collection, unless Federal, State, or local law requires otherwise? yes

115.401 (a) Frequency and scope of audits

During the prior three-year audit period, did the agency ensure that each facility operated by the agency, or by a private organization on behalf of the agency, was audited at least once? (Note: The response here is purely informational. A "no" response does not impact overall compliance with this standard.) yes

115.401 (b) Frequency and scope of audits

Is this the first year of the current audit cycle? (Note: a "no" response does not impact overall compliance with this standard.) yes

If this is the second year of the current audit cycle, did the agency ensure that at least one-third of each facility type operated by the agency, or by a private organization on behalf of the agency, was audited during the first year of the current audit cycle? (N/A if this is not the second year of the current audit cycle.) na

If this is the third year of the current audit cycle, did the agency ensure that at least two-thirds of each facility type operated by the agency, or by a private organization on behalf of the agency, were audited during the first two years of the current audit cycle? (N/A if this is not the third year of the current audit cycle.) na

115.401 (h) Frequency and scope of audits

Did the auditor have access to, and the ability to observe, all areas of the audited facility? yes

115.401 (i) Frequency and scope of audits

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

115.401 (m) Frequency and scope of audits

Was the auditor permitted to conduct private interviews with inmates, residents, and detainees? yes

115.401 (n) Frequency and scope of audits

Were inmates permitted to send confidential information or correspondence to the auditor in the same manner as if they were communicating with legal counsel? yes

115.403 (f) Audit contents and findings

The agency has published on its agency website, if it has one, or has otherwise made publicly available, all Final Audit Reports. The review period is for prior audits completed during the past three years PRECEDING THIS AUDIT. In the case of single facility agencies, the auditor shall ensure that the facility's last audit report was published. The pendency of any agency appeal pursuant to 28 C.F.R. § 115.405 does not excuse noncompliance with this provision. (N/A if there have been no Final Audit Reports issued in the past three years, or in the case of single facility agencies that there has never been a Final Audit Report issued.) yes