

PREA Facility Audit Report: Final

Name of Facility: Daviess County Detention Center

Facility Type: Prison / Jail

Date Interim Report Submitted: NA

Date Final Report Submitted: 03/28/2023

Auditor Certification	
The contents of this report are accurate to the best of my knowledge.	<input type="checkbox"/>
No conflict of interest exists with respect to my ability to conduct an audit of the agency under review.	<input type="checkbox"/>
I have not included in the final report any personally identifiable information (PII) about any inmate/resident/detainee or staff member, except where the names of administrative personnel are specifically requested in the report template.	<input type="checkbox"/>
Auditor Full Name as Signed: Brian D. Bivens	Date of Signature: 03/28/2023

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

FACILITY INFORMATION	
Facility name:	Daviess County Detention Center
Facility physical address:	3337 Kentucky 144, Owensboro, Kentucky - 42303
Facility mailing address:	

Primary Contact	
Name:	Joni Clark
Email Address:	jclark@daviesscojail.org
Telephone Number:	270-316-9334

Warden/Jail Administrator/Sheriff/Director	
Name:	Jailer Art Maglinger
Email Address:	amaglinger@daviesscojail.org
Telephone Number:	270-685-8466, x 205

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

Facility Health Service Administrator On-site	
Name:	Jenny Phillips
Email Address:	7398@shpjailmedical.com
Telephone Number:	270-685-8466, x 218

Facility Characteristics	
Designed facility capacity:	699
Current population of facility:	655
Average daily population for the past 12 months:	691
Has the facility been over capacity at any point in the past 12 months?	Yes
Which population(s) does the facility hold?	Both females and males
Age range of population:	18 and older
Facility security levels/inmate custody levels:	Minimum, medium and maximum
Does the facility hold youthful inmates?	No
Number of staff currently employed at the facility who may have contact with inmates:	76
Number of individual contractors who have contact with inmates, currently authorized to enter the facility:	26
Number of volunteers who have contact with inmates, currently authorized to enter the facility:	76

AGENCY INFORMATION	
Name of agency:	Daviess County Fiscal Court
Governing authority or parent agency (if applicable):	Daviess County Fiscal Court
Physical Address:	212 Saint Ann Street, Owensboro, Kentucky - 42303
Mailing Address:	Daviesss County Detention Center, 3337 Hwy 144, Owensboro, Kentucky - 42303
Telephone number:	2703169334

Agency Chief Executive Officer Information:

Name:	Jailer Art Maglinger
Email Address:	amaglinger@daviesscojail.org
Telephone Number:	270-685-8466, x 205

Agency-Wide PREA Coordinator Information

Name:	Joni Clark	Email Address:	jclark@daviesscoljail.org
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SUMMARY OF AUDIT FINDINGS

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

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

Number of standards exceeded:

0

Number of standards met:

45

Number of standards not met:

0

POST-AUDIT REPORTING INFORMATION

GENERAL AUDIT INFORMATION

On-site Audit Dates

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

Outreach

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

AUDITED FACILITY INFORMATION

14. Designated facility capacity:	664
15. Average daily population for the past 12 months:	690
16. Number of inmate/resident/detainee housing units:	109
17. Does the facility ever hold youthful inmates or youthful/juvenile detainees?	<input type="radio"/> Yes <input checked="" type="radio"/> No <input type="radio"/> Not Applicable for the facility type audited (i.e., Community Confinement Facility or Juvenile Facility)

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

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

36. Enter the total number of inmates/residents/detainees in the facility as of the first day of onsite portion of the audit:	664
38. Enter the total number of inmates/residents/detainees with a physical disability in the facility as of the first day of the onsite portion of the audit:	2
39. Enter the total number of inmates/residents/detainees with a cognitive or functional disability (including intellectual disability, psychiatric disability, or speech disability) in the facility as of the first day of the onsite portion of the audit:	3
40. Enter the total number of inmates/residents/detainees who are Blind or have low vision (visually impaired) in the facility as of the first day of the onsite portion of the audit:	0
41. Enter the total number of inmates/residents/detainees who are Deaf or hard-of-hearing in the facility as of the first day of the onsite portion of the audit:	0
42. Enter the total number of inmates/residents/detainees who are Limited English Proficient (LEP) in the facility as of the first day of the onsite portion of the audit:	5

<p>43. Enter the total number of inmates/residents/detainees who identify as lesbian, gay, or bisexual in the facility as of the first day of the onsite portion of the audit:</p>	<p>2</p>
<p>44. Enter the total number of inmates/residents/detainees who identify as transgender or intersex in the facility as of the first day of the onsite portion of the audit:</p>	<p>1</p>
<p>45. Enter the total number of inmates/residents/detainees who reported sexual abuse in the facility as of the first day of the onsite portion of the audit:</p>	<p>0</p>
<p>46. Enter the total number of inmates/residents/detainees who disclosed prior sexual victimization during risk screening in the facility as of the first day of the onsite portion of the audit:</p>	<p>2</p>
<p>47. Enter the total number of inmates/residents/detainees who were ever placed in segregated housing/isolation for risk of sexual victimization in the facility as of the first day of the onsite portion of the audit:</p>	<p>0</p>
<p>48. Provide any additional comments regarding the population characteristics of inmates/residents/detainees in the facility as of the first day of the onsite portion of the audit (e.g., groups not tracked, issues with identifying certain populations):</p>	<p>Information concerning the targeted population was obtained from the PREA Coordinator and Medical Staff.</p>
<p>Staff, Volunteers, and Contractors Population Characteristics on Day One of the Onsite Portion of the Audit</p>	
<p>49. Enter the total number of STAFF, including both full- and part-time staff, employed by the facility as of the first day of the onsite portion of the audit:</p>	<p>77</p>

<p>50. Enter the total number of VOLUNTEERS assigned to the facility as of the first day of the onsite portion of the audit who have contact with inmates/residents/detainees:</p>	<p>76</p>
<p>51. Enter the total number of CONTRACTORS assigned to the facility as of the first day of the onsite portion of the audit who have contact with inmates/residents/detainees:</p>	<p>26</p>
<p>52. Provide any additional comments regarding the population characteristics of staff, volunteers, and contractors who were in the facility as of the first day of the onsite portion of the audit:</p>	<p>WellKell has the facility contract for Commissary and Kitchen. Southern Health Partners has the contract for medical and mental health services.</p>

INTERVIEWS

Inmate/Resident/Detainee Interviews

Random Inmate/Resident/Detainee Interviews

<p>53. Enter the total number of RANDOM INMATES/RESIDENTS/DETAINEES who were interviewed:</p>	<p>15</p>
<p>54. Select which characteristics you considered when you selected RANDOM INMATE/RESIDENT/DETAINEE interviewees: (select all that apply)</p>	<p> <input checked="" type="checkbox"/> Age <input checked="" type="checkbox"/> Race <input checked="" type="checkbox"/> Ethnicity (e.g., Hispanic, Non-Hispanic) <input checked="" type="checkbox"/> Length of time in the facility <input checked="" type="checkbox"/> Housing assignment <input checked="" type="checkbox"/> Gender <input type="checkbox"/> Other <input type="checkbox"/> None </p>

<p>55. How did you ensure your sample of RANDOM INMATE/RESIDENT/DETAINEE interviewees was geographically diverse?</p>	<p>Inmate Rosters</p>
<p>56. Were you able to conduct the minimum number of random inmate/resident/detainee interviews?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
<p>57. Provide any additional comments regarding selecting or interviewing random inmates/residents/detainees (e.g., any populations you oversampled, barriers to completing interviews, barriers to ensuring representation):</p>	<p>The facility supplied a list of resident names sorted by housing units, disabilities, and special designations, as well as a list of facility staff names to the auditor. From these lists, the lead auditor selected, at random, a sampling of residents and staff to be interviewed during the on-site visit. The sampling size for residents included at least one resident in each housing area. This decision was made to ensure all residents throughout the facility were receiving the same information and education related to all aspects of the PREA program instituted at this facility.</p>
<p>Targeted Inmate/Resident/Detainee Interviews</p>	
<p>58. Enter the total number of TARGETED INMATES/RESIDENTS/DETAINEES who were interviewed:</p>	<p>15</p>
<p>As stated in the PREA Auditor Handbook, the breakdown of targeted interviews is intended to guide auditors in interviewing the appropriate cross-section of inmates/residents/detainees who are the most vulnerable to sexual abuse and sexual harassment. When completing questions regarding targeted inmate/resident/detainee interviews below, remember that an interview with one inmate/resident/detainee may satisfy multiple targeted interview requirements. These questions are asking about the number of interviews conducted using the targeted inmate/resident/detainee protocols. For example, if an auditor interviews an inmate who has a physical disability, is being held in segregated housing due to risk of sexual victimization, and disclosed prior sexual victimization, that interview would be included in the totals for each of those questions. Therefore, in most cases, the sum of all the following responses to the targeted inmate/resident/detainee interview categories will exceed the total number of targeted inmates/residents/detainees who were interviewed. If a particular targeted population is not applicable in the audited facility, enter "0".</p>	

<p>60. Enter the total number of interviews conducted with inmates/residents/detainees with a physical disability using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>2</p>
<p>61. Enter the total number of interviews conducted with inmates/residents/detainees with a cognitive or functional disability (including intellectual disability, psychiatric disability, or speech disability) using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>3</p>
<p>62. Enter the total number of interviews conducted with inmates/residents/detainees who are Blind or have low vision (i.e., visually impaired) using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>0</p>
<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>Based on interviews with the PREA Coordinator and Medical Staff, it was determined that there were no inmates housed in the facility at the time of the onsite audit that met the definition of this targeted group.</p>
<p>63. Enter the total number of interviews conducted with inmates/residents/detainees who are Deaf or hard-of-hearing using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>0</p>

<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>Based on interviews with the PREA Coordinator and Medical Staff, it was determined that there were no inmates housed in the facility at the time of the onsite audit that met the definition of this targeted group.</p>
<p>64. Enter the total number of interviews conducted with inmates/residents/detainees who are Limited English Proficient (LEP) using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>5</p>
<p>65. Enter the total number of interviews conducted with inmates/residents/detainees who identify as lesbian, gay, or bisexual using the "Transgender and Intersex Inmates; Gay, Lesbian, and Bisexual Inmates" protocol:</p>	<p>2</p>
<p>66. Enter the total number of interviews conducted with inmates/residents/detainees who identify as transgender or intersex using the "Transgender and Intersex Inmates; Gay, Lesbian, and Bisexual Inmates" protocol:</p>	<p>1</p>
<p>67. Enter the total number of interviews conducted with inmates/residents/detainees who reported sexual abuse in this facility using the "Inmates who Reported a Sexual Abuse" protocol:</p>	<p>0</p>

<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>Based on interviews with the PREA Coordinator and the Facility PREA Investigator, it was determined that there were no inmates housed in the facility at the time of the onsite audit that met the definition of this targeted group.</p>
<p>68. Enter the total number of interviews conducted with inmates/residents/detainees who disclosed prior sexual victimization during risk screening using the "Inmates who Disclosed Sexual Victimization during Risk Screening" protocol:</p>	<p>2</p>
<p>69. Enter the total number of interviews conducted with inmates/residents/detainees who are or were ever placed in segregated housing/isolation for risk of sexual victimization using the "Inmates Placed in Segregated Housing (for Risk of Sexual Victimization/Who Allege to have Suffered Sexual Abuse)" protocol:</p>	<p>0</p>
<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>

<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>Based on interviews with the PREA Coordinator, it was determined that there were no inmates housed in the facility at the time of the onsite audit that met the definition of this targeted group.</p>
<p>70. Provide any additional comments regarding selecting or interviewing targeted inmates/residents/detainees (e.g., any populations you oversampled, barriers to completing interviews):</p>	<p>The facility supplied a list of resident names sorted by housing units, disabilities, and special designations, as well as a list of facility staff names to the auditor. From these lists, the lead auditor selected, at random, a sampling of residents and staff to be interviewed during the on-site visit. The sampling size for residents included at least one resident from every third room. This decision was made to ensure all residents throughout the facility were receiving the same information and education related to all aspects of the PREA program instituted at this facility.</p>

Staff, Volunteer, and Contractor Interviews

Random Staff Interviews

<p>71. Enter the total number of RANDOM STAFF who were interviewed:</p>	<p style="text-align: center;">12</p>
<p>72. Select which characteristics you considered when you selected RANDOM STAFF interviewees: (select all that apply)</p>	<ul style="list-style-type: none"> <input checked="" type="checkbox"/> Length of tenure in the facility <input checked="" type="checkbox"/> Shift assignment <input checked="" type="checkbox"/> Work assignment <input checked="" type="checkbox"/> Rank (or equivalent) <input type="checkbox"/> Other (e.g., gender, race, ethnicity, languages spoken) <input type="checkbox"/> None

<p>73. Were you able to conduct the minimum number of RANDOM STAFF interviews?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
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<p>74. Provide any additional comments regarding selecting or interviewing random staff (e.g., any populations you oversampled, barriers to completing interviews, barriers to ensuring representation):</p>	<p>There were no barriers to conducting interviews with random staff. Interviews were completed in the administrative conference room. Staff were forthcoming and displayed a working knowledge of the PREA standards. It was apparent to the auditor that the training received by staff was comprehensive.</p>
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Specialized Staff, Volunteers, and Contractor Interviews

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

<p>75. Enter the total number of staff in a SPECIALIZED STAFF role who were interviewed (excluding volunteers and contractors):</p>	<p>14</p>
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<p>76. Were you able to interview the Agency Head?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
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<p>77. Were you able to interview the Warden/Facility Director/Superintendent or their designee?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
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<p>78. Were you able to interview the PREA Coordinator?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
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79. Were you able to interview the PREA Compliance Manager?

Yes

No

NA (NA if the agency is a single facility agency or is otherwise not required to have a PREA Compliance Manager per the Standards)

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

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

	<input checked="" type="checkbox"/> Intake staff <input type="checkbox"/> Other
81. Did you interview VOLUNTEERS who may have contact with inmates/residents/detainees in this facility?	<input checked="" type="radio"/> Yes <input type="radio"/> No
a. Enter the total number of VOLUNTEERS who were interviewed:	2
b. Select which specialized VOLUNTEER role(s) were interviewed as part of this audit from the list below: (select all that apply)	<input type="checkbox"/> Education/programming <input type="checkbox"/> Medical/dental <input type="checkbox"/> Mental health/counseling <input checked="" type="checkbox"/> Religious <input type="checkbox"/> Other
82. Did you interview CONTRACTORS who may have contact with inmates/residents/detainees in this facility?	<input checked="" type="radio"/> Yes <input type="radio"/> No
a. Enter the total number of CONTRACTORS who were interviewed:	4
b. Select which specialized CONTRACTOR role(s) were interviewed as part of this audit from the list below: (select all that apply)	<input type="checkbox"/> Security/detention <input type="checkbox"/> Education/programming <input checked="" type="checkbox"/> Medical/dental <input checked="" type="checkbox"/> Food service <input type="checkbox"/> Maintenance/construction <input type="checkbox"/> Other

<p>83. Provide any additional comments regarding selecting or interviewing specialized staff.</p>	<p>There is no SAFE or SANE staff at the facility; they are made available through a Memorandum of Understanding with New Beginnings. The Kentucky State Police and/or the Daviess County Sheriff's Department is responsible for all criminal investigations for the facility.</p>
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SITE REVIEW AND DOCUMENTATION

SAMPLING

Site Review

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

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

<p>85. Observations of all facility practices in accordance with the site review component of the audit instrument (e.g., signage, supervision practices, cross-gender viewing and searches)?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
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<p>86. Tests of all critical functions in the facility in accordance with the site review component of the audit instrument (e.g., risk screening process, access to outside emotional support services, interpretation services)?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
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<p>87. Informal conversations with inmates/residents/detainees during the site review (encouraged, not required)?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
<p>88. Informal conversations with staff during the site review (encouraged, not required)?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
<p>89. Provide any additional comments regarding the site review (e.g., access to areas in the facility, observations, tests of critical functions, or informal conversations).</p>	<p>During the site review, the lead auditor reviewed camera placement, blind spots, staff placement, and documentation to assist in determining standard compliance. While touring the facilities the auditor observed the notices of this PREA audit in all the buildings, as well as posters that called attention to the agency's Zero Tolerance Policy and how to report allegations of sexual abuse and sexual harassment. Posters were visible in both English and Spanish. The auditor successfully tested the PREA reporting on the inmate Kiosk.</p> <p>All housing units, day rooms, resident program areas, work areas, and all other resident-accessible areas were toured. Other accessible areas included the Kitchen, Laundry, Intake, Medical, Infirmary, administrative area, Control Room, Medical, Classrooms, holding cells, and indoor and outdoor recreation areas. While touring several residents and staff were questioned about their knowledge of PREA standards, procedures for reporting, services available, and their responsibilities.</p>

Documentation Sampling

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

<p>90. In addition to the proof documentation selected by the agency or facility and provided to you, did you also conduct an auditor-selected sampling of documentation?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
<p>91. Provide any additional comments regarding selecting additional documentation (e.g., any documentation you oversampled, barriers to selecting additional documentation, etc.).</p>	<p>The auditor reviewed: all six PREA investigation files from the past 12 months, ten employee human resource files, ten employee training files, ten inmate files, four contractor files, and two volunteer files.</p>

SEXUAL ABUSE AND SEXUAL HARASSMENT ALLEGATIONS AND INVESTIGATIONS IN THIS FACILITY

Sexual Abuse and Sexual Harassment Allegations and Investigations Overview

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

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

	# of sexual abuse allegations	# of criminal investigations	# of administrative investigations	# of allegations that had both criminal and administrative investigations
Inmate-on-inmate sexual abuse	2	0	0	2
Staff-on-inmate sexual abuse	0	0	0	0
Total	2	0	0	2

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

	# of sexual harassment allegations	# of criminal investigations	# of administrative investigations	# of allegations that had both criminal and administrative investigations
Inmate-on-inmate sexual harassment	2	0	2	0
Staff-on-inmate sexual harassment	2	0	2	0
Total	4	0	4	0

Sexual Abuse and Sexual Harassment Investigation Outcomes

Sexual Abuse Investigation Outcomes

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

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

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

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

	Ongoing	Unfounded	Unsubstantiated	Substantiated
Inmate-on-inmate sexual abuse	1	0	1	0
Staff-on-inmate sexual abuse	0	0	0	0
Total	1	0	1	0

Sexual Harassment Investigation Outcomes

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

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

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

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

	Ongoing	Unfounded	Unsubstantiated	Substantiated
Inmate-on-inmate sexual harassment	0	0	1	1
Staff-on-inmate sexual harassment	0	0	1	1
Total	0	0	2	2

Sexual Abuse and Sexual Harassment Investigation Files Selected for Review

Sexual Abuse Investigation Files Selected for Review

98. Enter the total number of SEXUAL ABUSE investigation files reviewed/sampled:	2
99. Did your selection of SEXUAL ABUSE investigation files include a cross-section of criminal and/or administrative investigations by findings/outcomes?	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> NA (NA if you were unable to review any sexual abuse investigation files)
Inmate-on-inmate sexual abuse investigation files	
100. Enter the total number of INMATE-ON-INMATE SEXUAL ABUSE investigation files reviewed/sampled:	2
101. Did your sample of INMATE-ON-INMATE SEXUAL ABUSE investigation files include criminal investigations?	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual abuse investigation files)
102. Did your sample of INMATE-ON-INMATE SEXUAL ABUSE investigation files include administrative investigations?	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual abuse investigation files)

Staff-on-inmate sexual abuse investigation files

103. Enter the total number of STAFF-ON-INMATE SEXUAL ABUSE investigation files reviewed/sampled:	0
104. Did your sample of STAFF-ON-INMATE SEXUAL ABUSE investigation files include criminal investigations?	<input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual abuse investigation files)
105. Did your sample of STAFF-ON-INMATE SEXUAL ABUSE investigation files include administrative investigations?	<input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual abuse investigation files)

Sexual Harassment Investigation Files Selected for Review

106. Enter the total number of SEXUAL HARASSMENT investigation files reviewed/sampled:	4
107. Did your selection of SEXUAL HARASSMENT investigation files include a cross-section of criminal and/or administrative investigations by findings/outcomes?	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> NA (NA if you were unable to review any sexual harassment investigation files)

Inmate-on-inmate sexual harassment investigation files

108. Enter the total number of INMATE-ON-INMATE SEXUAL HARASSMENT investigation files reviewed/sampled:	2
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<p>109. Did your sample of INMATE-ON-INMATE SEXUAL HARASSMENT files include criminal investigations?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual harassment investigation files)</p>
<p>110. Did your sample of INMATE-ON-INMATE SEXUAL HARASSMENT investigation files include administrative investigations?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual harassment investigation files)</p>
<p>Staff-on-inmate sexual harassment investigation files</p>	
<p>111. Enter the total number of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files reviewed/sampled:</p>	<p>2</p>
<p>112. Did your sample of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files include criminal investigations?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual harassment investigation files)</p>
<p>113. Did your sample of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files include administrative investigations?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual harassment investigation files)</p>

<p>114. Provide any additional comments regarding selecting and reviewing sexual abuse and sexual harassment investigation files.</p>	<p>All six investigative files were reviewed during the on-site visit and appeared to document thoroughly the investigative process per agency policy. The policy was followed and documented for inmate notification, incident review, and retaliations monitoring. Policy and procedure required that criminal investigative referrals were to be documented and proper referrals were made as warranted.</p>
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SUPPORT STAFF INFORMATION

DOJ-certified PREA Auditors Support Staff

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

<p>116. Did you receive assistance from any NON-CERTIFIED SUPPORT STAFF at any point during this audit? REMEMBER: the audit includes all activities from the pre-onsite through the post-onsite phases to the submission of the final report. Make sure you respond accordingly.</p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p>
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AUDITING ARRANGEMENTS AND COMPENSATION

121. Who paid you to conduct this audit?

- The audited facility or its parent agency
- My state/territory or county government employer (if you audit as part of a consortium or circular auditing arrangement, select this option)
- A third-party auditing entity (e.g., accreditation body, consulting firm)
- Other

Standards

Auditor Overall Determination Definitions

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

Auditor Discussion Instructions

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

115.11	Zero tolerance of sexual abuse and sexual harassment; PREA coordinator
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed:</p> <ul style="list-style-type: none"> A. Documents <ul style="list-style-type: none"> 1. Daviess County Jailer’s Department Pre-Audit Questionnaire/Audit Files 2. PREA Compliance Audit Instrument Checklist 3. Daviess County Detention Center PREA Manual 2022-2023 4. Organizational Chart B. Interview <ul style="list-style-type: none"> 1. PREA Coordinator <p>115.11 (a) The Daviess County Detention Center PREA Manual 2022-2023 page 17 on Sexual Harassment/Sexual Abuse which mandates a zero-tolerance for all forms of sexual abuse and sexual harassment. This policy outlines the agency’s approach to preventing, detecting, and responding to such conduct. Therefore, the facility demonstrated compliance with this part of the standard during this audit.</p> <p>115.11 (B) and (C) The agency employs an upper-level, agency-wide PREA Coordinator. The Daviess County Job Description outlines the responsibilities of the PREA Coordinator. Joni Clark was appointed as the agency-wide PREA Coordinator by the Jailer of Daviess County, KY on August 15, 2016. The facility provided the auditor with the organizational chart showing the PREA Coordinator position as an upper-level, agency-wide position. The PREA Coordinator is very knowledgeable of the PREA standards and actively assists the facility with compliance. The PREA Coordinator has the authority to develop, implement, and oversee PREA compliance. She is actively updating the facility as new Frequently Ask Questions (FAQs) results are published on the PREA Resource Center website. PREA Manual 2022-2023 page 17 outlines that the PREA Coordinator has sufficient time and authority to coordinate the facility’s efforts to comply with PREA standards. The PREA Coordinator job description includes:</p> <ul style="list-style-type: none"> a. The PREA Coordinator is an upper-level staff member with sufficient time and authority to develop, implement and oversee agency efforts

to comply with the PREA standards.

b. The PREA Coordinator shall:

1. Gather proper paperwork for all PREA investigations
2. Submit EOR and PREA Reporting Forms to DOC
3. Complete Incident Review Reports
4. Complete Retaliation Check Reports
5. Collect all data for statistics
6. Complete PREA Annual Reports
7. Keep PREA website information current
8. Complete SSV-3 Reports
9. Keep all PREA investigation files
10. Conduct annual reviews of the Staffing Plan
11. Prepare the department for PREA audits
12. Teach all PREA training classes to staff and visitors
13. Teach all PREA refresher training and information classes to staff.

During an interview with the PREA Coordinator, Ms. Clark indicated she had sufficient time and authority to coordinate the facility's efforts to comply with the PREA standards as required. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.12	Contracting with other entities for the confinement of inmates
	<p data-bbox="256 188 983 224">Auditor Overall Determination: Meets Standard</p> <hr/> <p data-bbox="256 264 557 300">Auditor Discussion</p> <p data-bbox="256 340 542 376">Evidence Reviewed:</p> <p data-bbox="256 416 485 452">A. Documents</p> <ol data-bbox="256 488 1294 591" style="list-style-type: none"> <li data-bbox="256 488 1294 524">1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files <li data-bbox="256 555 956 591">2. PREA Compliance Audit Instrument Checklist <p data-bbox="256 698 469 734">B. Interviews</p> <ol data-bbox="256 770 571 806" style="list-style-type: none"> <li data-bbox="256 770 571 806">1. PREA Coordinator <p data-bbox="256 913 395 949">C. Other</p> <p data-bbox="256 985 831 1021">Personal Observation during Site Review</p> <p data-bbox="256 1128 1445 1290">Based on the documentation provided; as well as, and interview with the PREA Coordinator, it was determined the Daviess County Detention Center does not contract with other facilities to house inmates assigned to their custody. Therefore, this standard was found to be compliant for this agency during this audit.</p>

115.13 Supervision and monitoring

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
2. PREA Compliance Audit Instrument Checklist
3. Daviess County Detention Center PREA Manual 2022-2023 pages 15-16
4. Staffing Plan (01-24-23)
5. Unannounced Round Documentation

B. Interviews

1. Random Staff
2. PREA Coordinator
3. Upper-Level Supervisors conducting Unannounced Rounds
4. Random Inmates

C. Other

1. Personal Observation during Site Review

The following delineates the audit findings regarding this standard:

115.13 (a) The agency does have a comprehensive PREA Staffing Plan.

The staffing plan has been established in collaboration with the Jailer, and PREA Coordinator. The agency's PREA Manual 2022-2023 pages 15-16 details the staffing plan. The established staffing plan uses the criteria found in standard 115.13 (a) to include the physical layout of the facility, the composition of the residents housed,

the prevalence of substantiated and unsubstantiated incidents of sexual abuse, and any other relevant factors identified. Video monitoring has been deployed to assist with the protection of offenders against sexual abuse at this facility. The staffing levels should be monitored daily by a review of shift rosters. A significant majority of the inmates stated the facility maintained a staffing level that provided a safe environment. There were no staffing deficiencies notated in the most recent United States Marshal Audit nor from the Kentucky Department of Corrections Audit. The staffing plan takes into consideration:

- Generally accepted detention and correctional practices
- Any judicial findings of inadequacies (there were none at the time of the site review)
- Any findings of inadequacies from Federal investigation oversight agencies (there were none at the time of the site review)
- Any findings of inadequacy from internal or external oversight bodies (there were none at the time of the site review)
- All components of the facility's physical plant
- The composition of the inmate population (adult males and adult females only)
- The number and placement of supervisory staff
- Institution programs occurring on a particular shift
- Any applicable state or local laws, regulations, or standards
- The prevalence of substantiated and unsubstantiated incidents of sexual abuse, and
- Any other relevant factors.

An interview with the Jailer confirmed this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.13 (b) The facility has established procedures to ensure all deviations are covered by overtime or other means and must be documented on the shift roster and submitted to the Jailer outlining the reason(s) for the deviation. The PREA Coordinator advised that when staff deviations occur, the supervisor will schedule relief and enter changes and reasons in the "notes" field on the computer. Random staff interviews confirmed that staff works overtime to prevent staffing shortages. Therefore, the agency is in compliance with this standard.

115.13 (c) The Agency does have a comprehensive PREA Staffing Plan at this time.

Daviess County Jailer created a Staffing Plan for the Daviess County Detention Center. The last review was completed on 01-24-23. The plan addresses the following:

- Generally accepted detention and correctional practices
- Any judicial findings of inadequacies (there were none at the time of the site review)
- Any findings of inadequacies from Federal investigation oversight agencies (there were none at the time of the site review)
- Any findings of inadequacy from internal or external oversight bodies (there were none at the time of the site review)
- All components of the facility's physical plant
- The composition of the inmate population (adult males and adult females only)
- The number and placement of supervisory staff
- Institution programs occurring on a particular shift
- Any applicable state or local laws, regulations, or standards
- The prevalence of substantiated and unsubstantiated incidents of sexual abuse, and
- Any other relevant factors.

An interview with the Jailer confirmed this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.13 (d) Based on Daviess County Detention Center Shift Supervisor facility logs, staff interviews, PREA Manual 2022-2023 page 16, and other documentation provided. The on-duty supervisor is required to conduct and document unannounced rounds on all shifts as required. Rounds are conducted and documented at least once every shift. Rounds are completed each shift and supervisors that were interviewed stated they change their routine or pattern each day to ensure that staff and inmates are not alerted. This was confirmed during two interviews with shift sergeants. Therefore, the facility demonstrated compliance with this part of the standard during

	this audit.
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115.14	Youthful inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed:</p> <ul style="list-style-type: none">A. Documents<ul style="list-style-type: none">1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files2. PREA Compliance Audit Instrument Checklist B. Interviews<ul style="list-style-type: none">1. PREA Coordinator C. Other<ul style="list-style-type: none">1. Auditor Observation <p>115.14 Based on an interview with the PREA Coordinator at the Daviess County Detention Center, the facility is an all-adult facility and does not house youthful offenders. This was confirmed by the auditor's observation throughout the onsite visit. Therefore, this standard was found to be in compliance with this agency during this audit.</p>

115.15 Limits to cross-gender viewing and searches

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

- 1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
- 2. PREA Compliance Audit Instrument Checklist
- 3. Davies County Detention Center PREA Manual 2022-2023
- 4. Training Curriculum

B. Interviews

- 1. Random Staff
- 2. Random Inmates
- 3. LBGTI Inmates

C. Other

- 1. Observation during Site Review

The following delineates the audit findings regarding this standard:

115.15 (a) Daviess County Detention Center PREA Manual 2022-2023-page 14 outlines offender searches including searches of transgender and intersex offenders. Policy states:

A supervisor shall be notified before a pat down search is conducted of an apparent transgender/intersex inmate.

The supervisor should ensure the following:

Female genitalia - conduct by a deputy with the same external genitalia

Male genitalia - supervisor will ask the inmate his preference for a male or female

deputy conducting the search

Male genitalia and breast - female deputy should conduct the pat down search

Unknown genitalia - female deputy should conduct the pat-down search

The review of training curriculums and staff interviews revealed that cross-gender strip searches are prohibited except in exigent circumstances and must be documented when conducted. The agency has logs to document exigent circumstances when appropriate. There have been no documented cross-gender visual body cavity or strip searches reported in the past twelve months. This was corroborated during twelve random staff and thirty random inmate interviews. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.15 (b) Daviess County PREA Manual 2022-2023 page 14 prohibits male employees from frisk/pat searches of female inmates/residents except in exigent circumstances. Cross-gender strip searches are not permitted unless: Emergency/exigent circumstances exist, or the search is authorized by a commanding officer. The agency has logs to document exigent circumstances when appropriate. Interviews with random staff confirm this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit. The PREA Coordinator confirmed there were no occasions where male employees searched any female inmate, either frisk/pat or strip-search. This was corroborated during twelve random staff and thirty random inmate interviews. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.15 (c) Daviess County PREA Manual 2022-2023 page 14 prohibits frisk/pat searches of female inmates by male staff and requires that all cross-gender searches in exigent circumstances be documented. The agency has logs to document exigent circumstances when appropriate. Interviews with twelve random staff confirm this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.15 (d) Daviess County PREA Manual 2022-2023 page 15 outlines that inmates shall be permitted to shower, perform bodily functions and change clothing without a nonmedical staff of the opposite gender viewing their breasts, buttocks, or genitalia. All thirty inmates interviewed confirmed during interviews they have privacy when showering, using the toilets, and changing their clothes. Daviess County Detention Facility PREA Manual also requires staff of the opposite gender to announce their presence prior to entering the housing units. Inmate and staff interviews revealed that opposite-gender announcements were common practice at this facility and meet the requirements of this part of the standard during this audit.

115.15 (e) Based on Daviess County PREA Manual 2022-2023 page 16, training curriculum provided, and staff interviews the facility prohibits staff from physically examining transgender or intersex inmates for the sole purpose of determining genital status. Staff training logs showed all completed the approved training. If the inmate's genital status is unknown, it is determined during conversations with the inmate, by reviewing medical records, or, if necessary, by learning that information as part of a broader medical examination conducted in private by a medical practitioner. At the time of the site review, there was one transgender or intersex inmate to interview concerning this standard; the inmate specifically stated that he did not have any issues with searches inside the facility. During the past twelve months, there were no incidents where the Medical Staff had to perform an examination that fell within said parameters. During the interview with two LBGTI inmates, it was confirmed that the inmates did not feel a strip search had ever been conducted for this purpose. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.15 (f) Based on Daviess County PREA Manual 2022-2023 page 14, training curriculum provided, staff training file reviews, and staff interviews the facility trains security staff to conduct cross-gender pat-down searches, and searches of transgender and intersex inmates, in a professional and respectful manner, and in the least intrusive manner possible, consistent with security needs. During an interview with two LBGTI inmates, it was confirmed that the inmate felt the staff conducts proper searches. There were also no complaints filed by LBGTI inmates in the past twelve months related to searches. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

<p>115.16</p>	<p>Inmates with disabilities and inmates who are limited English proficient</p>
<p>Auditor Overall Determination: Meets Standard</p>	
<p>Auditor Discussion</p>	
<p>Evidence Reviewed:</p> <ul style="list-style-type: none"> A. Documents <ul style="list-style-type: none"> 1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files 2. PREA Compliance Audit Instrument Checklist 3. Daviess County Detention Center PREA Manual 2022-2023 page 6 4. Language Line Contract effective 10-30-2019 (Voiance) 5. Training Documents 6. PREA Posters (English and Spanish) B. Interviews <ul style="list-style-type: none"> 1. PREA Coordinator 2. Random Staff C. Other <ul style="list-style-type: none"> 1. Personal Observation <p>The following delineates the audit findings regarding this standard:</p> <p>115.16 (a) According to Daviess County Detention Center PREA Manual 2022-2023 Inmates with Disabilities Policy, the agency takes appropriate steps to ensure inmates with disabilities (including, for example, inmates who are deaf or hard of hearing, those who are blind or have low vision, or those who have intellectual, psychiatric, or speech disabilities), have an equal opportunity to participate in or benefit from all aspects of its efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including steps to provide interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary</p>	

specialized vocabulary. PREA handouts, PREA postings, inmate kiosks, and the inmate handbook need to be provided in both English and Spanish. Daviess County Detention Center has a Memorandum of Understanding with Voiance. Voiance agrees to provide interpretation services for LEP (Limited English Proficient) inmates. Instructions on the use of the Language Line are located in the Booking Area. The PREA Manual 2022-2023 page 6 states:

1. *Disabilities / Language Services, 115.16; +S; LP*

a. *Appropriate steps shall be taken to ensure inmates with disabilities, including inmates who are deaf or hard of hearing, blind or have low vision, have intellectual, psychiatric, or speech disabilities, have equal opportunity to participate in or benefit from all aspects of efforts to prevent, detect and respond to sexual abuse/harassment.*

b. *Such steps include ensuring effective communication with inmates who are deaf or hard of hearing, including access to interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary.*

c. *Written materials shall be provided in formats or through methods that ensure effective communication with inmates with disabilities, including inmates who have intellectual disabilities, limited reading skills, or are blind or have low vision.*

d. *Reasonable steps shall be taken to ensure meaningful access to all efforts to prevent, detect and respond to sexual abuse/harassment to inmates who are limited English proficiency, including access to interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary.*

e. *Inmate interpreters, inmate readers, or other types of inmate assistants are prohibited, except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise inmate's safety, the performance of first responder duties or the investigation of inmate's allegations.*

Therefore, the facility does demonstrate compliance with this part of the standard during this audit.

115.16 (b) The Daviess County Detention Center takes reasonable steps to ensure meaningful access to all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment to inmates who are limited English proficient, including steps to provide interpreters who can interpret effectively accurately and impartially. Staff interpreters are used to translating at this facility. There were five LEP inmates incarcerated at the time of the onsite audit. Two of the five had some difficulty answering some of the auditor's questions. The PREA

Coordinator (with the use of the Language Services) completed a second PREA orientation with each inmate. Daviess County Detention Center has a Memorandum of Understanding with Voiance. Voiance agrees to provide interpretation services for LEP inmates. PREA information is available in Spanish on facility posters and on the inmate kiosk. Therefore, the facility does demonstrate compliance with this part of the standard during this audit.

115.16 (c) Daviess County Detention Center PREA Manual 2022-2023 page 6 illustrates the agency does not rely on inmate interpreters, inmate readers, or other types of inmate assistants except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the inmate's safety. There were five LEP inmates incarcerated at the time of the onsite audit. Two of the five had some difficulty answering some of the auditor's questions. The PREA Coordinator (with the use of the Language Services) completed a second PREA orientation with each inmate. Daviess County Detention Center has a Memorandum of Understanding with Voiance. Voiance agrees to provide interpretation services for LEP inmates. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.17 Hiring and promotion decisions

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
2. PREA Compliance Audit Instrument Checklist
3. Daviess County Detention Center PREA Manual 2022-2023 page 7
4. Background Checks (10 employees, 2 volunteers, and 2 contract employees)
5. PREA Application Forms
6. Documentation for Previous Employers (3)

B. Interviews

1. Human Resource Staff
2. PREA Coordinator

The following delineates the audit findings regarding this standard:

115.17 (a) According to the Daviess County Detention Center PREA Manual page 7, Daviess County Detention Center does not hire or promote anyone who may have contact with inmates, and does not enlist the services of any contractor or volunteer who may have contact with inmates, who has engaged in sexual abuse in a prison, Detention Center, lockup, community confinement facility, juvenile facility, or other institution, has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse; or has been civilly or administratively adjudicated to have engaged in the activity described above. The agency ensures the completion of a PREA Application form on all applicants as well as a background check is completed by the Daviess County Detention Center on all new applicants confirming compliance. The agency has completed 37 new hire background checks in the past twelve months. A review of ten Human Resource files confirms this practice. Therefore, the facility demonstrated compliance with this part

of the standard during this audit.

Recommendation: Duplicate the "PREA Section" from the Employee Application process to the Volunteer Application Process.

115.17 (b) Daviess County Detention Center PREA Manual 2022-2023 page 7, the Daviess County Detention Center considers any incidents of sexual harassment in determining whether to hire or promote anyone or to enlist the services of any contractor or volunteer, who may have contact with inmates. An interview with the Human Resources staff confirms this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.17 (c)-1 Daviess County Detention Center requires a criminal background record check to be completed before hiring any new employee. Interview with Human Resource Staff and review of ten staff human resource files corroborates compliance.

(c)-2 The Daviess County Detention Center created and implement a PREA Questionnaire for Prior Institutional Employers. The document asks specific questions concerning the applicant's work history as it pertains to allegations of sexual abuse and sexual harassment. The auditor received three such forms. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.17 (d) According to the PREA Manual 2022-2023 page 7, Daviess County Detention Center requires a criminal background record check to be completed before enlisting the services of any contractor or volunteer who may have contact with the inmates. The agency has completed three such background checks in the past twelve months. A review of two volunteer files and two contract employee files confirmed compliance. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.17 (e) According to the PREA Manual 2022-2023 page 7, Daviess County Detention Center conducts 5-year criminal background records checks of current employees and contractors who may have contact with inmates. A review of employee human resource files confirmed this process. Therefore, the facility exceeds compliance with this part of the standard during this audit.

115.17 (f) Daviess County Detention Center PREA Manual 2022-2023 page 7 mandates that all employees have a continuing affirmative duty to disclose any sexual misconduct as required by this standard. A Daviess County Detention Center's

PREA Application Form is completed by all applicants, upon being hired and if being considered for a promotion. A review of ten Human Resource files confirms this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.17 (g) Daviess County Detention Center PREA Manual 2022-2023 page 7 mandates that material omissions regarding sexual misconduct, and the provision of materially giving false information, are grounds for termination as required by this standard. During the past twelve months, there was no incident that was applicable to this section of the standard. An interview with the PREA Coordinator confirmed this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.17 (h) Daviess County Detention Center PREA Manual 2022-2023 page 7 requires that the agency shall provide information on substantiated allegations of sexual abuse or sexual harassment involving a current or former employee upon receiving a request from an institutional employer for whom the such employee has applied to work. During the past twelve months, there was no incident that was applicable to this section of the standard. An interview with the PREA Coordinator reiterated this process. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.18 Upgrades to facilities and technologies

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
2. PREA Compliance Audit Instrument Checklist
3. Daviess County Detention Center PREA Manual 2022-2023 page 16

B. Interviews

1. PREA Coordinator

C. Other

1. Observation during Site Review

The following delineates the audit findings regarding this standard:

115.18 (a) Daviess County Detention Center PREA Manual 2022-2023 page 16 requires when designing or acquiring any new facility and in planning any substantial expansion or modification of existing facilities, the agency shall consider the effect of the design, acquisition, expansion, or modification upon the agency’s ability to protect inmates from sexual abuse. During this audit cycle, there have been no significant expansions or modifications to this facility. This was confirmed during an interview with the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.18 (b) Daviess County Detention Center PREA Manual 2022-2023 page 16 requires when installing or updating a video monitoring system, electronic surveillance system, or other monitoring technology, the agency shall consider how such technology may enhance the agency’s ability to protect inmates from sexual abuse. This was reaffirmed during an interview with the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

	<p>During this audit cycle, there have not been any significant additions to the video technology at this facility. The staff as well as inmates confirmed during interviews, they felt safe in the facility. Therefore, the facility demonstrated compliance with this part of the standard during this audit.</p>
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115.21	Evidence protocol and forensic medical examinations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed:</p> <ul style="list-style-type: none"> A. Documents <ul style="list-style-type: none"> 1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files 2. PREA Compliance Audit Instrument Checklist 3. Daviess County Detention Center PREA Manual 2022-2023 4. Memorandum of Understanding with New Beginnings 5. Memorandum of Understanding with the Kentucky State Police 6. Memorandum of Understanding with the Daviess County Sheriff's Department B. Interviews <ul style="list-style-type: none"> 1. PREA Coordinator 2. Random Staff <p>The delineates the audit findings regarding this standard:</p> <p>115.21 (a) and (b) Daviess County Detention Center complies with all elements of this standard. The agency follows a uniform evidence protocol that maximizes the potential for obtaining usable physical evidence for administrative proceedings. The Kentucky State Police and/or the Daviess County Sheriff's Department investigate all PREA complaints about potential criminal activity and maintain a close working relationship with the County Prosecutor and the Daviess County Detention Center Investigator on each case. An interview with the Jailer confirms this practice. A review of Memorandums of Understanding between the facility and the Kentucky State Police and the Daviess County Sheriff's Department confirms this process. The agency does not house youthful offenders. Therefore, the facility demonstrated compliance with this part of the standard during this audit.</p> <p>115.21 (c) Daviess County Detention Center PREA Manual 2022-2023 page 6 states</p>

the facility offers all victims of sexual abuse access to forensic medical examinations at the Owensboro Health Hospital without financial cost, where evidentiary or medically appropriate. Such examinations are to be performed by Sexual Assault Forensic Examiners (SAFEs) or Sexual Assault Nurse Examiners (SANEs) as required. During the past twelve months, there has been one incident where this service was needed. The case was investigated by the Kentucky State Police and is currently pending at the time of this report. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.21 (d) The Daviess County Detention Center has entered into a Memorandum of Understanding with New Beginnings - Sexual Assault Support Services effective 10-11-19. The two-page agreement entered between the two parties addresses the goals and implementation of the Prison Rape Elimination Act standards. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.21 (e) The Daviess County Detention Center has entered into a Memorandum of Understanding with New Beginnings - Sexual Assault Support Services effective 10-11-19. A two-page agreement entered between the two parties addresses the goals and implementation of the Prison Rape Elimination Act standards. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.21 (f) The Daviess County Detention Center is responsible for administrative investigations and the Kentucky State Police and/or the Daviess County Sheriff's Department investigate criminal allegations with the cooperation of the Daviess County District Attorney's Office covering all aspects of this standard. Interviews with random staff and the review of Memorandums of Understanding between the facility and the Kentucky State Police and the Daviess County Sheriff's Department confirm this process. Therefore, this part of the standard is not applicable to this facility.

115.22	Policies to ensure referrals of allegations for investigations
	<p>Auditor Overall Determination: Meets Standard</p> <hr/> <p>Auditor Discussion</p> <p>Evidence Reviewed:</p> <ul style="list-style-type: none"> A. Documents <ul style="list-style-type: none"> 1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files 2. PREA Compliance Audit Instrument Checklist 3. Daviess County Detention Center PREA Manual 2022-2023 4. Memorandum of Understanding with the Kentucky State Police 5. Memorandum of Understanding with the Daviess County Sheriff's Department B. Interviews <ul style="list-style-type: none"> 1. PREA Coordinator 2. Facility Investigator C. Other <ul style="list-style-type: none"> 1. Auditor Observation <p>The following delineates the audit findings regarding this standard:</p> <p>115.22 (a) According to the PREA Manual 2022-2023, the Daviess County Detention Center is required to investigate all PREA complaints received at this facility. All potential criminal activity is referred to the Daviess County Sherriff's Department and/ or the Kentucky State Police. There were two reports of sexual abuse referred to and investigated by the Kentucky State Police in the past twelve months. Citizens can make third-party notifications of sexual abuse to Daviess County Detention Center by going to the agency's website, Daviess County Detention Center (daviesscojail.org).</p> <p>The public may privately or anonymously report sexual abuse or harassment on behalf of an inmate.</p>

To report: Call Daviess County Detention Center (DCDC), 270-685-8466, press 0 for the operator and ask for a supervisor
Write to Daviess County Detention Center,
Attention Supervisor, 3337 Hwy 144, Owensboro, KY 42303
Email Major Jack Jones at jjones@daviesscojail.org

According to a file review and an interview with the Facility PREA Investigator, there were no 3rd party reports during the past twelve months. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.22 (b) All PREA allegations are investigated by the Daviess County Detention Center for potential criminal activity. If it is determined that the allegation involves potential criminal activity, it is referred to the Kentucky State Police or the Daviess County Sheriff's Department for criminal investigation and prosecution as warranted. The Daviess County Detention Center maintains Memorandums of Understanding with both the Kentucky State Police and the Daviess County Sheriff's Department for the purposes of investigating PREA allegations. here were two reports of sexual abuse referred to and investigated by the Kentucky State Police in the past twelve months. This policy is published on the department's website Daviess County Detention Center (daviesscojail.org).

The public may privately or anonymously report sexual abuse or harassment on behalf of an inmate.

To report: Call Daviess County Detention Center (DCDC), 270-685-8466, press 0 for the operator and ask for a supervisor
Write to Daviess County Detention Center,
Attention Supervisor, 3337 Hwy 144, Owensboro, KY 42303
Email Major Jack Jones at jjones@daviesscojail.org

A review of the website and an interview with the PREA Investigator confirmed this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.22 (c) All PREA allegations are investigated by the Daviess County Detention Center for potential criminal activity. If it is determined that the allegation involves potential criminal activity, it is referred to the Kentucky State Police or the Daviess County Sheriff's Department for criminal investigation and prosecution as warranted. The Daviess County Detention Center maintains Memorandums of Understanding with both the Kentucky State Police and the Daviess County Sheriff's Department for the purposes of investigating PREA allegations. The auditor did review both MOUs. There were two reports of sexual abuse referred to and investigated by the Kentucky

State Police in the past twelve months. The requirements of this part of the standard are outlined in the policy that is available on the facility's website, Daviess County Detention Center (daviesscojail.org).

Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.31 Employee training

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
2. PREA Compliance Audit Instrument Checklist
3. Daviess County Detention Center PREA Manual 2022-2023
4. Employee Training Files (10)
5. Acknowledgement Training Form
6. PREA Lesson Plan (Nine Pages)
7. PREA Refresher Lesson Plan (17 bullets)

B. Interviews

1. Random Staff (12)
2. PREA Coordinator

The following delineates the audit findings regarding this standard:

115.31 (a) Daviess County Detention Center trains all their employees who have contact with inmates on:

- (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' right 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; and
- (10) How to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities.

A review of the nine-page lesson plan and sign-in sheets confirms this process. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.31 (b) The training is tailored to both the male and female gender of the inmates at Daviess County Detention Center. A review of the nine-page lesson plan and training material corroborates this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.31 (c) The training staff provided a report containing all staff that had been PREA trained which confirmed the requirements needed to meet the standard and proved that all current staff was trained within one year of the effective date of the PREA standards. All staff receives annual refresher PREA training during in-service according to the PREA Coordinator. Ten out of ten records reviewed indicated this practice. Based on twelve random staff interviews, staff are well-versed in the agency's zero-tolerance policy for sexual harassment and sexual abuse, and how to respond to allegations of sexual harassment and sexual abuse. Therefore, the facility meets this part of the standard during this audit.

115.31 (d) Daviess County Detention Center documents, through employee signature on the Employee PREA Training Form that all employees understand the training they have received. The acknowledgment form bullets each section of the required training. Training records are stored in the appropriate personnel files. Ten out of ten records reviewed indicated this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.32 Volunteer and contractor training

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
2. PREA Compliance Audit Instrument Checklist
3. Training Files (4)
4. PREA Lesson Plan (9 Pages)
5. Volunteer/contractor PREA Training Form

B. Interviews

1. Volunteers (2)
2. Contractors (4)

The following delineates the audit findings regarding this standard:

115.32 (a) Policy 115.32 (page 1), Daviess County Detention Center ensures all volunteers and contractors who have contact with inmates have been trained on their responsibilities under Daviess County Detention Center's sexual abuse and sexual harassment prevention, detection, and response policies and procedures. The facility has trained 76 volunteers and 26 contractors. PREA training lesson plan includes, but is not limited to:

- Daviess County Detention Center ZERO TOLERANCE policy on sexual abuse and sexual harassment.
- Definitions of Sexual Abuse and Sexual Harassment
- Daviess County Detention Center's commitment to investigate every allegation of sexual abuse/harassment.

- Mandatory Reporting requirements
- Everyone's right to be free from retaliation for reporting sexual assault
- Daviess County Detention Center policy on not using inmate interpreters for PREA investigations
- How to avoid inappropriate relationships with inmates
- The role of a PREA First Responder

An interview with two volunteers and four contractors confirmed they received and understood PREA training. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.32 (b) All volunteers and contractors receive the complete PREA training, all volunteers and contractors who have contact with inmates are notified of Daviess County Detention Center's zero-tolerance policy regarding sexual abuse and sexual harassment and their requirements to report such incidents. Volunteers and contractors were well-versed in First Responder duties. During the past twelve months, there were no volunteers and no contract employees who acted as First Responders to a sexual abuse incident. A review of training files and curriculum confirms this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.32 (c) Daviess County Detention Center documents through signature on the Volunteer/Contractor PREA Training Form that volunteers and contractors understand the training they have received. PREA training includes, but is not limited to:

- Daviess County Detention Center ZERO TOLERANCE policy on sexual abuse and sexual harassment.
- Definitions of Sexual Abuse and Sexual Harassment
- Daviess County Detention Center's commitment to investigate every allegation of sexual abuse/harassment.
- Mandatory Reporting requirements
- Everyone's right to be free from retaliation for reporting sexual assault
- Daviess County Detention Center policy on not using inmate interpreters for PREA investigations

- How to avoid inappropriate relationships with inmates
- The role of a PREA First Responder

Two volunteer interviews, four contract employee interviews, and a review of four training records confirmed this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.33 Inmate education

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
2. PREA Compliance Audit Instrument Checklist
3. Daviess County Detention Center PREA Manual 2022-2023 page 16
4. Memorandum of Understanding with Voiance
5. Inmate Training Records (10)
6. Inmate PREA Form
7. Reassessment Documentation
8. PREA Posters (English and Spanish)
9. PREA Handbook (English and Spanish)

B. Interviews

1. Screening Staff
2. Random Inmates
3. PREA Coordinator

C. Other

1. LEP Training Material

The following delineates the audit findings regarding this standard:

115.33 (a) During the intake process, inmates receive information explaining Daviess County Detention Center's zero-tolerance policy regarding sexual abuse and sexual harassment and how to report incidents or suspicions of sexual abuse or sexual harassment. The information is on a handout and is part of their intake packet; the information reviews the agency's zero-tolerance for sexual abuse and sexual harassment. This process was corroborated during interviews with Intake Staff and a

review of PREA Manual 2022-2023 page 16, which states:

Training – Inmates, 115.33

- a. During the intake process, inmates shall receive information explaining the zero-tolerance policy and how to report incidents or suspicions, information, or knowledge of sexual abuse/harassment.
- b. Within 30 days of intake, inmates shall receive comprehensive education regarding:
 - 1. Their rights to be free from sexual abuse/harassment
 - 2. Their rights to be free from retaliation for reporting such incidents
 - 3. The policies and procedures for responding to such incidents
- c. Inmate education shall be provided in formats accessible to all inmates, including those who are limited English proficient, deaf, visually impaired, or otherwise disabled, as well as to inmates who have limited reading skills.
- d. Inmate participation shall be documented for these education sessions.
- e. In addition to providing such education, key information shall be continuously and readily available or visible to inmates through posters, inmate handbooks, or other written formats. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Recommendation: Have the Medical team review and document fundamental PREA information with inmates that have been identified as vulnerable during the mandatory physical that is required within 14 days of intake.

115.33 (b) Within 30 days of intake, Daviess County Detention Center provides a comprehensive education to the inmates, 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. Participation is properly documented. Random inmate interviews confirmed this process. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.33 (c) During interviews with random inmates, Daviess County Detention Center has provided such education within one year of the effective date of the PREA standards to all its inmates, Therefore, the facility demonstrated compliance with this

part of the standard during this audit.

115.33 (d) Daviess County Detention Center provides inmate education in formats accessible to all inmates, including those who are, deaf, visually impaired, or otherwise disabled, as well as to inmates who have limited reading skills. All PREA handouts, reporting posters, and brochures are translated into Spanish. The facility has a Memorandum of Understanding with Voiance for LEP inmates. Voiance agrees to provide interpretation services for LEP inmates. The Inmate Handbook is translated into Spanish. There were five LEP inmates during the onsite visit according to the PREA Coordinator. Two of the five LEP inmates were not absolutely clear on the agency's PREA guidelines. The PREA Coordinator through the use of the Language Services completed PREA orientation with each inmate for a second time. Therefore, the facility does demonstrate compliance with this part of the standard during this audit.

115.33 (e) There was documentation provided of inmates' participation in PREA educational sessions as required by this part of the standard. Interviews with random inmates' reviews of intake files confirmed this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.33 (f) Daviess County Detention Center does provide the inmates with posters inmate-accessible areas, pamphlets received upon intake, and an inmate handbook in English outlining the zero-tolerance policy regarding sexual abuse and sexual harassment and how to report incidents or suspicions of sexual abuse or sexual harassment. Daviess County Detention Center has a Memorandum of Understanding with Voiance. Voiance agrees to provide interpretation services for LEP inmates. Daviess County Detention Center shall not utilize inmate interpreters, inmate readers, or other types of inmate assistants except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the inmate's safety or the performance of the first responder. The Inmate Handbook has been converted to Spanish. There were five LEP inmates during the onsite visit according to the PREA Coordinator. Two of the five LEP inmates were not absolutely clear on the agency's PREA guidelines. The PREA Coordinator through the use of the Language Services completed PREA orientation with each inmate for a second time. There were five LEP inmates during the onsite visit according to the PREA Coordinator. Therefore, the facility does demonstrate compliance with this part of the standard during this audit.

115.34 Specialized training: Investigations

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
2. PREA Compliance Audit Instrument Checklist
3. Daviess County Detention Center Detention PREA Manual 2022-2023 page 16
4. Training File (2)
5. Training Curricula (The Moss Group, Inc.)
6. Memorandum of Understanding with the Kentucky State Police
7. Memorandum of Understanding with the Daviess County Sheriff's Department

B. Interviews

1. PREA Investigator

The following delineates the audit findings regarding this standard:

115.34 (a) Daviess County Detention Center Detention PREA Manual 2022-2023 page 16 states:

Training - Investigators, 115.34

a. DCDC investigators shall receive training in conducting sexual abuse investigations in confinement settings in addition to general training.

b. Specialized training shall include techniques for interviewing sexual abuse victims, proper use of Miranda and Garrity warnings, sexual abuse evidence collection in confinement settings and criteria and evidence required to substantiate a case for administrative action or prosecution referral.

c. Documentation shall be maintained indicating that investigators have completed required specialized training in conducting sexual

abuse investigations.

The PREA Investigators have received the general PREA training provided to all employees Daviess County Detention Center ensures that the investigators have received training in conducting investigations in confinement settings. Each has signed the PREA Training Form. The PREA Investigator has completed the Moss Group, Inc. course on investigating sexual assaults in a confinement setting. A review of the PREA Investigator's training file confirmed this practice. All assigned PREA investigators for the Daviess County Detention Center have completed the Moss Group, Inc. course on investigating sexual assaults in a confinement setting. Certificates of completion were provided to the auditor. Therefore, the facility does demonstrate compliance with this part of the standard during this audit.

115.34 (b) Specialized training includes 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.

All assigned PREA investigators for the Daviess County Detention Center have completed the Moss Group, Inc. course on investigating sexual assaults in a confinement setting. Documentation of completion was provided to the auditor. The Curricula content includes:

The curriculum Specialized Training: Investigation Sexual Abuse in Confinement Settings is designed to address the requirement outlined in the Prison Rape Elimination Act (PREA) standards 115.34, 115.134, 115.234, and 115.334 requiring specialized training for individuals tasked with investigating alleged incidents of sexual abuse in confinement settings. Additionally, this curriculum contains the information fundamental to understanding the concepts required by PREA standards 115.34, 115.134, 115.234, and 115.334 and best practices in investigating incidents of sexual abuse.

Therefore, the facility does demonstrate compliance with this part of the standard during this audit.

115.34 (c) All assigned PREA investigators for the Daviess County Detention Center have completed the Moss Group, Inc. course on investigating sexual assaults in a confinement setting.

The Curricula content includes:

The curriculum Specialized Training: Investigation Sexual Abuse in Confinement Settings is designed to address the requirement outlined in the Prison Rape Elimination Act (PREA) standards 115.34, 115.134, 115.234, and 115.334 requiring specialized training for individuals tasked with investigating alleged incidents of sexual abuse in confinement settings. Additionally, this curriculum contains the information fundamental to understanding the concepts required by PREA standards 115.34, 115.134, 115.234, and 115.334 and best practices in investigating incidents

<p>of sexual abuse. Documentation of completion was provided to the auditor. During an interview with a Facility Investigator, it was evident that he was well-trained in the investigation of sexual harassment and sexual abuse allegations within a confinement setting. The agency utilizes the Kentucky State Police and or the Daviess County Sheriff's Department to investigate all potential criminal allegations. The Daviess County Detention Center maintains a Memorandums of Understanding with the Kentucky State Police and the Daviess County Sheriff's Department to investigate allegations of sexual abuse. Therefore, the facility does demonstrate compliance with this part of the standard during this audit.</p>

115.35 Specialized training: Medical and mental health care

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
2. PREA Compliance Audit Instrument Checklist
3. Daviess County Detention Center PREA Manual 2022-2023 page 16
4. Training Files (2)
5. Training Curriculum

B. Interviews

1. Medical and Mental Health Staff (2)

The following delineates the audit findings regarding this standard:

115.35 (a) Daviess County Detention Center PREA Manual 2022-2023 page 16 states:

Training - Medical/Mental Health, 115.35

a. Full- and part-time medical/mental health practitioners who work regularly in facility shall receive training on:

1. How to detect and assess signs of sexual abuse/harassment
2. How to preserve physical evidence of sexual abuse
3. How to respond effectively and professionally to victims of sexual abuse/harassment
4. How and to whom to report allegations of sexual abuse/harassment

b. Documentation shall be maintained indicating that medical/mental health practitioners have received training referenced in this standard either from DCDC or elsewhere.

c. Medical/mental health practitioners shall also receive training mandated for visitors.

The PREA Specialized Medical/Mental Health curriculum provided and training files Daviess County Detention Center review and staff interviews revealed the agency has provided specialized training to some of its medical and mental health staff on how to detect and assess signs of sexual abuse and sexual harassment, how to preserve physical evidence, how to respond effectively and professionally to victims of sexual abuse and sexual harassment and how to report allegations of sexual abuse and sexual harassment. The facility has sixteen medical and mental health employees. Therefore, the facility does demonstrate compliance with this part of the standard during this audit.

115.35 (b) The medical staff at this facility does not conduct forensic exams. Therefore, this part of the standard is not applicable to this facility.

115.35 (c) Daviess County Detention Center contracts with Southern Health Partners for medical and mental health services. The agency maintains documentation that all medical and mental health practitioners have received specialized training. Specialized training consisted of the National Institute of Corrections course for medical and mental health staff on dealing with sexual abuse incidents in a confinement setting. The review of medical training records showed that all medical staff has completed PREA training. Therefore, the facility does demonstrate compliance with this part of the standard during this audit.

115.35 (d) Medical and mental health care practitioners with Southern Health Partners do not receive the annual training mandated for all employees, contractors, and volunteers. An interview with the staff and PREA Coordinator confirmed this training. The review of medical training records showed that all medical staff has completed the PREA training. Therefore, the facility does demonstrate compliance with this part of the standard during this audit.

115.41 Screening for risk of victimization and abusiveness

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

- A. Documents
 - 1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
 - 2. PREA Compliance Audit Instrument Checklist
 - 3. Daviess County Detention Center PREA Manual 2022-2023 page 14
 - 4. Screening Tool
 - 5. Reassessment Documentation

- B. Interviews
 - 1. PREA Coordinator
 - 2. Screening Staff
 - 3. Random Inmates

The following delineates the audit findings regarding this standard:

115.41a) PREA Manual 2022-2023 page 14 states:

Screening for Risk, 115.41

- a. Inmates shall be assessed during intake screening for their risk of being sexually abused by other inmates or sexually abusive toward other inmates.*
- b. Intake screening shall ordinarily take place within 72 hours of arrival.*
- c. Such assessments shall be conducted using an objective screening instrument.*
- d. Intake screening shall consider the following criteria to assess inmates for risk of sexual victimization:*
 - 1. If have mental, physical or developmental disability*
 - 2. Age*
 - 3. Physical build*

4. *If have previously been incarcerated*
 5. *If criminal history is exclusively nonviolent*
 6. *If prior convictions for sex offenses against adult or child*
 7. *If perceived to be lesbian, gay, bisexual, transgender, intersex or gender nonconforming*
 8. *If previously experienced sexual victimization*
 9. *Own perception of vulnerability*
- e. *Initial screenings shall consider the following issues to assess inmates for risk of being sexually abusive:*
1. *Prior acts of sexual abuse*
 2. *Prior convictions for violent offenses*
 3. *History of prior institutional violence or sexual abuse as known to DCDC*
- f. *Within a set period, not to exceed 30 days from inmate's arrival at DCDC, inmate's risk of victimization or abusiveness shall be reassessed based upon any additional or relevant information received since intake screening.*
- g. *Inmate's risk levels shall be reassessed when warranted due to referral, request, incident of sexual abuse or receipt of additional information that bears on inmate's risk of sexual victimization or abusiveness.*
- h. *Inmates shall not be disciplined for refusing to answer or for not disclosing complete information in response to questions asked pursuant to (d)(1), (d)(7), (d)(8) or (d)(9) of this section.*
- i. *Appropriate controls shall be implemented on dissemination within DCDC of responses to questions asked pursuant to this standard to ensure that sensitive information is not exploited to the inmate's detriment by staff or other inmates.*

The Daviess County Detention Center ensures that all inmates are assessed during intake and upon transfer to another facility for risk of being sexually abused by other inmates or sexually abusive toward other inmates. All new arrestees are processed in the Daviess County Detention Center. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.41 (b) The Daviess County Detention Center provided documentation proving compliance with the standard that all inmates are screened for their risk of being sexually abused by other inmates or being sexually abusive toward other inmates

normally upon intake but no later than 72 hours of arrival at the facility. All screening reviewed appeared to properly be completed and within the prior time frame. The records reviewed showed 100% compliance. Random inmate interviews corroborate this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.41 (c) Based on the documentation provided and inmate file reviews the facility utilizes an objective screening instrument that covers all aspects of this standard. The Daviess County Detention Center screening tool addressed the “inmate’s own perception of vulnerability”; as well as, whether they are “detained solely for civil immigration purposes”. This was confirmed during a random documentation review. Therefore, the facility does demonstrate compliance with this part of the standard during this audit.

115.41 (d) The intake screening instrument used considers, 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;
- (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;

The screening does not include the following:

- (9) The inmate’s own perception of vulnerability; and
- (10) Whether the inmate is detained solely for civil immigration purposes.

The Daviess County Detention Center screening tool address the “inmate’s own perception of vulnerability”; as well as, whether they are “detained solely for civil immigration purposes”. This was confirmed during random documentation reviews.

Therefore, the facility does demonstrate compliance with this part of the standard during this audit.

115.41 (e) 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 Daviess County Detention Center, in assessing inmates for risk of being sexually abusive. A review of the screening tool confirms compliance. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.41 (f) According to Policy 115.41, Within 30 days from the inmate's arrival, the Daviess County Detention Center PREA Coordinator will reassess each inmate's risk of victimization or abusiveness based upon any additional, relevant information received by Daviess County Detention Center since the intake screening. The PREA Coordinator has developed a filing system that allows for monitoring of the 30-day PREA reassessments. During the onsite visit, twenty inmate records were randomly selected; all twenty were found to be in compliance with the 30-day timeframe. Therefore, the facility does demonstrate compliance with this part of the standard during this audit.

115.41 (g) Daviess County Detention Center will reassess an inmate's risk level 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. In the past twelve months, Daviess County Detention Center has not had a PREA incident or received any additional information that would trigger a rescreening. This practice was confirmed during an interview with the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.41 (h) Daviess County Detention Center does not discipline inmates for refusing to answer screening questions or not disclosing complete information. Random inmates confirmed compliance. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.41 (i) Daviess County Detention Center implements appropriate controls on the dissemination 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. Screenings are considered confidential and forwarded to the medical staff and the PREA Coordinator for review. Based on policy review, interview with the PREA Coordinator, and interviews with the staff responsible for completing the screening, all information gathered on the screening instrument is restricted to staff making housing, work, and program assignments. Screening documents are stored

	<p>in the Jail Tracker jail management system. Therefore, the facility demonstrated compliance with this part of the standard during this audit.</p>
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115.42 Use of screening information

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

- 1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
- 2. PREA Compliance Audit Instrument Checklist
- 3. Daviess County Detention Center PREA Manual 2022-2023

B. Interviews

- 1. LGBTI Inmates
- 2. Screening Staff
- 3. PREA Coordinator

The following delineates the audit findings regarding this standard:

115.42 (a) Daviess County Detention Center PREA Manual 2022-2023 page 14 states:

Screening Information - Use of, 115.42

- a. *Information from risk screening shall be used for housing, bed, work, education and program assignments with the goal of keeping separate inmates at high risk of being sexually victimized from those at high risk of being sexually abusive.*
- b. *Individual determinations shall be made about how to ensure the safety of each inmate.*
- c. *Inmates who have a history of prior institutional violence or prior/current charges of sexual abuse shall be placed in SHU unit.*
- d. *High-risk abusers in SHU units are not in contact with any other inmates, including high-risk victims, since they are not eligible for work, education and program assignments.*

The only out-of-cell movements permitted for these inmates are with other inmates with the same classification.

Daviess County Detention Center uses information from the risk screening to decide 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. During the site review, the auditor randomly reviewed housing and programming for screened inmates; there currently is no formal way of maintaining a list of those inmates at risk of victimization and those at risk of abuse. The Jail Management System allows staff to enter in alerts for “risk of abusiveness” and “risk of victimization”. The alerts are available for those staff that are responsible for cell movements and program placements. An interview with the PREA Coordinator confirmed this practice. The specific screening information is confidential and is only available to approved staff members. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.42 (b) Daviess County Detention Center makes individualized determinations about how to ensure the safety of each inmate. This was corroborated during an interview with the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.42 (c) Daviess County Detention Center PREA Manual outlines the procedures to be followed in deciding whether to assign a transgender inmate to a facility for male or female inmates and the process for making housing and programming assignments, on a case-by-case basis as required by this standard. Based on an interview with the LBGTI inmate housed at this facility the inmate confirmed feeling safe at the facility and felt staff considered the inmate’s safety when making housing and programming assignments. At the time of the on-site view, there was one transgender admitted into either Daviess County Facility. The inmate did not have any concerns or grievances at the time of the onsite visit. Therefore, the facility does demonstrate compliance with this part of the standard during this audit.

Recommendation: The Daviess County Detention Center should develop and implement a “Housing and Programming Review” form to be utilized each time a transgender is admitted into the facility. The form should address the inmate’s own perception, showering procedures, disciplinary history, criminal history, and medical/mental health needs of the inmate.

115.42 (d) Daviess County Detention Center outlines the procedures for placement and programming assignments of each transgender or intersex inmate being reassessed at least twice per year to review any threats to safety experienced by the inmate as required by this standard. A review of the PREA Manual and an interview with the PREA Coordinator confirmed this procedure. There was one transgender or intersex inmate housed in the facility for the past twelve months. The inmate did not have any concerns or grievances at the time of the onsite visit. Therefore, the facility

demonstrated compliance with this part of the standard during this audit.

115.42 (e) Daviess County Detention Center requires that transgender and intersex inmates' own views regarding their own safety be given serious consideration. There was one transgender or intersex inmate housed in the facility for the past twelve months. The inmate did not have any concerns or grievances at the time of the onsite visit. Therefore, the facility does demonstrate compliance with this part of the standard during this audit.

Recommendation: The Daviess County Detention Center should develop and implement a "Housing and Programming Review" form to be utilized each time a transgender is admitted into the facility. The form should address the inmate's own perception, showering procedures, disciplinary history, criminal history, and medical/mental health needs of the inmate.

115.42 (f) Daviess County Detention Center requires that transgender and intersex inmates be given the opportunity to shower separately from other inmates. There was one transgender or intersex inmate housed in the facility for the past twelve months. The inmate did not have any concerns or grievances at the time of the onsite visit. Interviews with the PREA Coordinator, Jailer, and random staff confirms this procedure. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Recommendation: The Daviess County Detention Center should develop and implement a "Housing and Programming Review" form to be utilized each time a transgender is admitted into the facility. The form should address the inmate's own perception, showering procedures, disciplinary history, criminal history, and medical/mental health needs of the inmate

115.42 (g) Daviess County Detention Center does not place lesbian, gay, bisexual, transgender, or intersex inmates in dedicated facilities, units, or wings solely on the basis of such identification or status unless such 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 such inmates. The auditor's observation during the site review corroborated this procedure; inmates were not found to be placed in any particular housing unit in the facility based on LBGTI-related information. This was confirmed during an interview with three LBGTI inmates. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.43	Protective Custody
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	Evidence Reviewed: A. Documents 1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files 2. PREA Compliance Audit Instrument Checklist 3. Daviess County Detention Center PREA Manual 2022-2023 page 9 B. Interviews 1. Jailer 2. Segregated Housing Staff The following delineates the audit findings regarding this standard: 115.43 (a) Inmates at high risk for sexual victimization are not placed 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 Daviess County Detention Center PREA Manual 2022-2023 page 9 outlines the procedures to ensure compliance with this standard. Staff and inmate interviews revealed no incidents of involuntary segregated housing being used for this purpose during the past twelve months at this facility; therefore, there were no 30-day reviews. The auditor’s interview with the Daviess County Jailer confirmed this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit. 115.43 (b) Inmates placed in segregated housing for this purpose have access to programs, privileges, education, and work opportunities to the extent possible. If Daviess County Detention Center restrict access to programs, privileges, education, or work opportunities, Daviess County Detention Center documents the opportunities that have been limited, the duration of the limitation, and the reasons for such limitations. Staff and inmate interviews revealed no incidents of involuntary segregated housing being used for this purpose during the past twelve months at this facility; therefore, there were no 30-day reviews. Jailer and Segregated Housing Staff interviews revealed no incidents of involuntary segregated housing being used for this purpose during the past twelve months at this facility. Therefore, the facility

demonstrated compliance with this part of the standard during this audit.

115.43 (c) PREA Manual 2022-2023 page 9 details the Daviess County Detention Center assigns such inmates to involuntary segregated housing only until an alternative means of separation from likely abusers can be arranged, and such an assignment does not ordinarily exceed a period of 30 days. Staff and inmate interviews revealed no incidents of involuntary segregated housing being used for this purpose during the past twelve months at this facility; therefore, there were no 30-day reviews. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.51 Inmate reporting

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
2. PREA Compliance Audit Instrument Checklist
3. Daviess County Detention Center PREA Manual 2022-2023 page 11
4. Inmate Handbook pages 20-21
5. Reporting Posters (English and Spanish)

B. Interviews

1. PREA Coordinator
2. Random Staff
3. Random Inmates

C. Other

1. Posters/Handouts
2. Observation During Site Review

The following delineates the audit findings regarding this standard:

115.51 (a) Daviess County Detention Center PREA Manual 2022-2023 states the Daviess County Detention Center provides multiple internal ways for inmates to report incidents of abuse or harassment. They can report verbally, in writing, by dialing the hotline provided, and/or through the report of a third party. Interviews with random staff and inmates corroborate this process. Reporting modes include:

- a. Reporting

1. There is no time limit for inmates to report sexual abuse/harassment.
2. Confidentiality will be limited to those who have the need to know to make decisions concerning the victim's welfare and for investigative purposes.
3. Inmates may use multiple methods to report sexual abuse/harassment, retaliation by other inmates or staff for reporting sexual abuse/harassment and staff neglect or violation of responsibilities that may have contributed to such incidents.
4. Medical/mental health staff are required to report to a supervisor any sexual abuse that happened in DCDC or in any other facility.
5. Reporting methods:
 - a. Kiosk - Under "PREA" or "Grievance" tab
 - b. Verbal - To any staff, medical, chaplain, clergy, volunteer or others
 - c. DCDC - Dial 11*19, which is a free call, or 270-685-8466, press (0) for operator, ask for a supervisor
 - d. New Beginnings, Sexual Assault Support Services, 1716 Scherm Road, Owensboro, KY 423301 Dial 11*75 free call, or call 270-926-7273
6. Other reporting methods, which may be anonymous:
 - a. Note to any staff or visitor
 - b. Third party - Someone reports for inmate
 - c. Crime Stoppers - Dial 11*73, which is a free call, or 270-687-8484
 - d. Daviess County Detention Center, Attention Supervisor, 3337 Hwy 144, Owensboro KY 42303
 - e. Daviess County Sheriff Department, 212 St. Ann, Owensboro, KY 42303, 270-685-8444
 - f. KY State Police, 8298 Keach Dr, Henderson, KY 42420, 1-270-826-3312

Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.51 (b) Daviess County Detention Center provides at least one way for inmates to report abuse or harassment to a public or private entity or Department that is not part of Daviess County Detention Center, and 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. During the past twelve

months, Daviess County has not housed an inmate solely for immigration status; provision would be made for the detainee to contact his/her consular. The agency maintains a list of consular contact information for inmate use. Therefore, the facility does demonstrate compliance with this part of the standard during this audit. The phone was tested during the onsite visit. All calls are confidential. The hotline numbers are published in multiple locations for inmates. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.51 (c) Daviess County Detention Center PREA Manual 2022-2023 requires all staff to accept reports made verbally, in writing, anonymously, and from third parties.

During the past twelve months, no reports were made anonymously or by a third party. All allegations shall be promptly documented in an incident report and reported to the supervisor. Interviews with Random Staff confirmed this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.51 (d) Daviess County Detention Center staff may privately report sexual abuse and sexual harassment to the Jailer, a supervisor, PREA Coordinator, or the PREA external telephone number. Interviews with Random Staff confirmed this practice. During the past twelve months, no reports were made anonymously or by a third party. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.52	Exhaustion of administrative remedies
	<p data-bbox="256 188 983 224">Auditor Overall Determination: Meets Standard</p> <hr/> <p data-bbox="256 264 557 300">Auditor Discussion</p> <hr/> <p data-bbox="256 340 542 376">Evidence Reviewed:</p> <p data-bbox="256 416 485 452">A. Documents</p> <ol data-bbox="256 488 1294 734" style="list-style-type: none"> 1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files 2. PREA Compliance Audit Instrument Checklist 3. Daviess County Detention Center PREA Manual 2022-2023 4. PREA Grievances (3) <p data-bbox="256 846 469 882">B. Interviews</p> <ol data-bbox="256 918 571 1021" style="list-style-type: none"> 1. Jailer 2. PREA Coordinator <p data-bbox="256 1133 1469 1370">115.52 (a) The agency investigates any report of sexual abuse and takes appropriate actions whether or not such information is received in the form of an electronic grievance. During the past twelve months, Daviess County Detention Center has received three grievances concerning PREA; all were properly investigated. An interview with the Jailer confirms this process. The agency is in compliance with this section of the standard.</p> <p data-bbox="256 1482 1469 1720">115.52 (b) The agency does not impose a time limit on when an inmate may submit an electronic grievance regarding an allegation of sexual abuse. An interview with the PREA Coordinator confirms this practice. During the past twelve months, Daviess County Detention Center has received three grievances concerning PREA; all were properly investigated. Therefore, the agency complies with this section of the standard.</p> <p data-bbox="256 1832 1469 2069">115.52 (c) The Daviess County Detention Center PREA Manual 2022-2023, states the agency will ensure that an inmate who alleges sexual abuse may submit a grievance without submitting it to a staff member who is the subject of the complaint. During the past twelve months, Daviess County Detention Center has received three grievances concerning PREA; all were properly investigated. Additionally, such grievances will not be referred to the staff member who is the subject of the</p>

complaint. Therefore, the agency is in compliance.

115.52 (d) According to the Daviess County Detention Center PREA Manual 2022-2023, the agency will investigate the matter and render a determination within 90 days. An extension of up to 70 days to issue a determination may be taken if the facts and circumstances require it, and the complainant is notified in writing of the extension and the date that a determination will be made. At any level of the administrative process, including the final level, if the complainant does not receive a response within the time allotted for the reply, including any properly noticed extension, the inmate complainant may consider the absence of a response to be a denial at this level. During the past twelve months, the Daviess County Detention Center has received three grievances concerning PREA; all were properly investigated. Interview with the PREA Coordinator reiterates this process; therefore, the agency is found to be in compliance with the section of the standard.

115.52 (e) Daviess County Detention Center PREA Manual 2022-2023 states third parties including fellow inmates, staff members, family members, attorneys, and outside advocates, shall be permitted to assist inmates in filing requests for administrative remedies related to allegations of sexual abuse and shall also be permitted to file such requests on behalf of inmates. If the inmate declines to have the request processed on his or her behalf, the agency shall document the inmate's decision. During the past twelve months, Daviess County Detention Center has received three grievances concerning PREA; all were properly investigated. The PREA Coordinator confirmed this process. Therefore, the agency complies with this section of the standard.

115.52 (f) The Daviess County Detention Center PREA Manual 2022-2023 states when an inmate is subject to a substantial risk of imminent threat of sexual abuse, the inmate may file a grievance through the grievance process on the kiosk system and the grievance will be considered an emergency grievance. The initial response to the grievance must be made within 48 hours and the final determination must be made within 5 calendar days, except in circumstances of county holidays and significant events. The agency's immediate focus must be to take action to prevent potential sexual abuse. Corrective and protective action must be pursued promptly. The Daviess County Detention Center PREA Manual mandates that staff must treat the information as confidential; only to be revealed to their supervisors in the chain-of-command to ensure prompt action is taken. During the past twelve months, Daviess County Detention Center has received three grievances concerning PREA. All were properly investigated. An interview with the Jailer confirms this practice; therefore, the agency complies with this standard.

115.53 Inmate access to outside confidential support services

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

1. PREA Compliance Audit Instrument Checklist
2. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
3. Daviess County Detention Center PREA Manual 2022-2023 (page 10)
4. Memorandum of Understanding with New Beginnings
5. PREA Posters
6. Inmate Handbook (page 24)

B. Interviews

1. Victim Advocacy Group

C. Other

1. Auditor Observation

The following delineates the audit findings regarding this standard:

115.53 (a) The Daviess County Detention Center and Detention Center PREA Manual 2022-2023 page 10 details the agency’s commitment to compliance. The Daviess County Detention Center has entered into a Memorandum of Understanding with the New Beginnings effective October 2019. This was confirmed during an interview with a New Beginnings representative. The two-page agreement entered between the two parties addresses the goals and implementation of the Prison Rape Elimination Act standards. During the onsite visit, the auditor noticed posters and literature including the Daviess County Detention Center Inmate Handbook (page 24) with New Beginnings information, address, and telephone number.

Rape Crisis Center

- a. *New Beginnings is the local rape crisis center that offers free, unmonitored and unrecorded emotional support and counseling services to inmates regarding sexual abuse/harassment.*
- b. *New Beginnings may be reached by dialing 11*75, which is a free, unmonitored, and unrecorded call.*
- c. *Their mailing address is New Beginnings, 1716 Scherm Rd, Owensboro KY 42301.*
- d. *New Beginnings staff are required to:*
 - 1. *Notify staff if the inmate is being inappropriate or says they plan to hurt themselves, or someone else or plans to escape*
 - 2. *Comply with mandatory reporting laws*

Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.53 (b) The Daviess County Detention Center has entered into a Memorandum of Understanding with the New Beginnings effective October 2019. This was confirmed during an interview with a New Beginnings representative. The two-page agreement entered between the two parties addresses the goals and implementation of the Prison Rape Elimination Act standards. During the onsite visit, the auditor notices posters and the Inmate Handbook (page 24) with New Beginnings information, address, and telephone number.

Rape Crisis Center

- a. *New Beginnings is the local rape crisis center that offers free, unmonitored, and unrecorded emotional support and counseling services to inmates regarding sexual abuse/harassment.*
- b. *New Beginnings may be reached by dialing 11*75, which is a free, unmonitored, and unrecorded call.*
- c. *Their mailing address is New Beginnings, 1716 Scherm Rd, Owensboro KY 42301.*
- d. *New Beginnings staff are required to:*
 - 1. *Notify staff if the inmate is being inappropriate or says they plan to hurt themselves, or someone else or plans to escape*
 - 2. *Comply with mandatory reporting laws*

Therefore, the facility demonstrated compliance with this part of the standard during this audit

115.53 (c) The Daviess County Detention Center has entered into a Memorandum of Understanding with the New Beginnings effective October 2019. This was confirmed during an interview with a New Beginnings representative. The two-page agreement entered between the two parties addresses the goals and implementation of the Prison Rape Elimination Act standards. During the onsite visit, the auditor noticed posters and the Inmate Handbook (page 24) with New Beginnings information, address, and telephone number.

Rape Crisis Center

- a. New Beginnings is the local rape crisis center that offers free, unmonitored and unrecorded emotional support and counseling services to inmates regarding sexual abuse/harassment.
- b. New Beginnings may be reached by dialing 11*75, which is a free, unmonitored, and unrecorded call.
- c. Their mailing address is New Beginnings, 1716 Scherm Rd, Owensboro KY 42301.
- d. New Beginnings staff are required to:
 1. Notify staff if the inmate is being inappropriate or says they plan to hurt themselves, or someone else or plans to escape
 2. Comply with mandatory reporting laws

Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.54 Third-party reporting

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
2. PREA Compliance Audit Instrument Checklist
3. Daviess County Detention Center PREA Manual 2022-2023 (page 12)

B. Interviews

1. PREA Coordinator

C. Other

1. Auditor's review of the website
2. Auditor's testing 3rd party procedures

The following delineates the audit findings regarding this standard:

115.54 (a) The Daviess County Detention Center and Detention Center PREA Manual 2022-2023; details the agency's commitment to compliance. Policy states:

1. *Reporting from Third Parties, 115.54; M; S; V; IH; LP*
 - a. *Inmates may contact a family member, friend, fellow inmate, attorney, court representative or anyone else to make a sexual abuse/harassment allegation on their behalf.*
 - b. *This information is posted on the DCDC website.*
 - c. *All such reports received from third parties on behalf of an inmate shall be investigated, the same as reports received directly from inmates.*

The facility takes all reports seriously no matter how they are received and investigates each reported incident. During the past twelve months, Daviess County

has not received any third-party reports of sexual abuse. This was confirmed during an interview with the PREA Coordinator.

The agency provides multiple methods for receiving third-party reports of sexual abuse and sexual harassment; to include,

Public Reporting, 115.54

The public may privately or anonymously report sexual abuse or harassment on behalf of an inmate. To report:

Call Daviess County Detention Center (DCDC), 270-685-8466, press 0 for operator and ask for a supervisor

Write to Daviess County Detention Center,

Attention Supervisor, 3337 Hwy 144, Owensboro, KY 42303

Email Major Jack Jones at jjones@daviesscojail.org

Third-Party Reporting procedures are posted on the Daviess County Detention Center website.

Daviess County Detention Center (daviesscojail.org)

Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.61	Staff and agency reporting duties
	<p>Auditor Overall Determination: Meets Standard</p> <hr/> <p>Auditor Discussion</p> <p>Evidence Reviewed:</p> <p>A. Documents</p> <ol style="list-style-type: none"> 1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files 2. PREA Compliance Audit Instrument Checklist 3. Daviess County Detention Center PREA Manual 2022-2023 (pages 11-12) <p>B. Interviews</p> <ol style="list-style-type: none"> 1. PREA Coordinator 2. Medical and Mental Health Staff 3. Random Staff <p>The following delineates the audit findings regarding this standard:</p> <p>115.61 (a) The Daviess County Detention Center PREA Manual 2022-2023 (pages 11-12); requires all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding an incident of sexual abuse or sexual harassment that occurred in a facility, whether or not it is part of Daviess County Detention Center; retaliation against inmates or staff who reported such an incident; and any staff neglect or violation of responsibilities that may have contributed to an incident or retaliation. The policy specifically states:</p> <p><i>Reporting from Staff or Visitors, 115.31; 115.32; 115.51; 115.61; M; S; V; LP</i></p> <p>a. <i>Staff/visitors shall immediately report all suspicions, information or knowledge of sexual abuse/harassment to supervisor, in person in a confidential area, except for confidential information received by those with client privilege, including, but not limited to:</i></p> <ol style="list-style-type: none"> 1. <i>Such incidents that occurred in a facility, whether or not it is part of DCDC</i> 2. <i>Retaliation against inmates, staff/visitors who reported such incidents</i>

3. *Staff neglect or violation of responsibilities that may have contributed to incident or retaliation*
4. *Any inmate-on-inmate sexual acts, including consensual*
5. *Any staff/visitor-on-inmate sexual acts, including consensual*
6. *Third-party reports*
7. *Anonymous reports*

Random staff interviews confirm this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.61 (b) Daviess County Detention Center requires apart from reporting to designated supervisors or officials, staff does not reveal any information related to a sexual abuse report to anyone other than to the extent necessary, as specified in agency policy, to make treatment, investigation, and other security and management decisions. Interviews with Random Staff confirmed that staff had received and understood their reporting responsibilities. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.61 (c) Daviess County Detention Center requires medical and mental health practitioners to report sexual abuse immediately to the security staff supervisor. Medical and mental health practitioners are required to inform the inmates of their duty to report, and the limitations of confidentiality, at the initiation of services. According to the PREA Coordinator, no Southern Health Partner Staff has not been a First Responder during the past twelve months. PREA Manual 2022-2023 page 8 states:

Mandatory Reporting, 115.31; 115.61; +S; LP

- a. *Mandatory reporting laws require that all allegations of sexual abuse, neglect or exploitation be reported when the victim has a disability that limits their ability to care for or protect themselves.*
- b. *In such cases, the PREA coordinator will notify the Cabinet for Health and Family Services, Division of Protection and Permanency, 3649 Wathens Crossing, Owensboro KY 42301, 270-687-7491.*

Medical/Mental Health - Reporting Duties, 115.61; +M; +S; LP

- a. *Medical/mental health staff are required to inform inmates of their duty to report all sexual abuse at the initiation of services.*

b. *Such staff is required to report to the supervisor any sexual abuse/harassment that occurred in DCDC or any other facility.*

c. *See "Reporting from Staff or Visitors" section in this manual for more information.*

During the past twelve months, there has not been an incident requiring medical or mental health practitioners to complete this procedure. This was confirmed during interviews with medical and mental health staff. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.61 (d) If the alleged victim is under the age of 18 or considered a vulnerable adult under a State or local vulnerable person statute, Daviess County Detention Center reports the allegation to the designated State or local services agency. PREA Manual 2022-2023 page 8 states:

Mandatory Reporting, 115.31; 115.61; +S; LP

a. Mandatory reporting laws require that all allegations of sexual abuse, neglect or exploitation be reported when the victim has a disability that limits their ability to care for or protect themselves.

b. In such cases, the PREA coordinator will notify the Cabinet for Health and Family Services, Division of Protection and Permanency, 3649 Wathens Crossing, Owensboro KY 42301, 270-687-7491.

During interviews with both the Jailer and PREA Coordinator, each understood that the Department of Children Services would need to be contacted if the alleged victim was under the age of 18. During the past twelve months, Daviess County Detention Center has not housed anyone under the age of 18 or anyone considered a vulnerable adult. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.61 (e) Daviess County Detention Center reports all allegations of sexual abuse and sexual harassment, including third-party and anonymous reports, to the PREA investigator as required. During the past twelve months, Daviess County has not received an anonymous or third-party report of sexual abuse. This was confirmed during an interview with the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.62 Agency protection duties

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
2. PREA Compliance Audit Instrument Checklist
3. Daviess County Detention Center PREA Manual 2022-2023 (page 16)

B. Interviews

1. PREA Coordinator
2. Random Staff

The following delineates the audit findings regarding this standard:

115.62 (a) The Daviess County Detention Center PREA Manual 2022-2023 (page 16); states:

Threat of Sexual Abuse, 115.62; S; LP

a. When a threat of substantial risk of imminent sexual abuse is received, immediate action shall be taken:

1. *Gather information from all sources available to determine the possible parties involved*
2. *Separate those parties to help prevent the threat*
3. *Immediately report to a supervisor*

Policy and staff training requires all staff to take immediate action and staff acknowledged during their interviews the requirement of all staff to protect inmates when it is learned that an inmate at the Daviess County Detention Center is subject to a substantial risk of imminent sexual abuse. Interviews with the PREA Coordinator and Random Staff corroborated this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.63 Reporting to other confinement facilities

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

- 1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
- 2. PREA Compliance Audit Instrument Checklist
- 3. Daviess County Detention Center PREA Manual 2022-2023 (page 12)
- 4. Reporting Documentation (Notification of PREA Violation Form)

B. Interviews

- 1. PREA Coordinator

The following delineates the audit findings regarding this standard:

115.63 (a) The Daviess County Detention Center PREA Manual 2022-2023 page 12 states:

Reporting to Other Facilities, 115.63

- a. Upon receiving an allegation that an inmate was sexually abused/harassed while confined at another facility, jailer shall notify jailer of other facility where allegation was reported to have occurred.*
- b. Notification shall be provided as soon as possible, but no later than 72 hours after receiving allegation.*
- c. Notification shall be documented.*
- d. DCDC jailer shall ensure all such allegations received from other facilities are investigated.*

Upon receiving an allegation that an inmate was sexually abused while confined at another facility, the head of Daviess County Detention Center that received the allegation notifies the head of the facility or appropriate Department where the alleged abuse occurred. During the past twelve months, Daviess County has not

made a notification to another agency pertaining to sexual abuse. This process is documented by Jailer and forwarded to the appropriate facility as needed. Therefore, the facility does demonstrate compliance with this part of the standard during this audit.

115.63 (b) and (c) Such notification is provided as soon as possible, but no later than 72 hours after receiving the allegation, and all actions are thoroughly documented by the Jailer. During the past twelve months, Daviess County has not made a notification to another agency pertaining to sexual abuse. This was confirmed during an interview with the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.63 (d) Upon receiving a call from an outside facility that an inmate had been sexually abused while in the custody of the Daviess County Detention Center, the agency immediately begins an investigation. During the past twelve months, Daviess County has not received a notification from another agency pertaining to sexual abuse. If received, the allegation is referred immediately to the PREA investigator to be investigated. This process was confirmed during an interview with the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.64	Staff first responder duties
	<p data-bbox="256 188 983 224">Auditor Overall Determination: Meets Standard</p> <hr/> <p data-bbox="256 264 557 300">Auditor Discussion</p> <p data-bbox="256 340 542 376">Evidence Reviewed:</p> <ul style="list-style-type: none"> <li data-bbox="256 483 485 519">A. Documents <ul style="list-style-type: none"> <li data-bbox="256 555 1291 591">1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files <li data-bbox="256 627 956 663">2. PREA Compliance Audit Instrument Checklist <li data-bbox="256 698 1347 734">3. Daviess County Detention Center PREA Manual 2022-2023 (pages12-13) <li data-bbox="256 770 555 806">4. Training Records <li data-bbox="256 913 469 949">B. Interviews <ul style="list-style-type: none"> <li data-bbox="256 985 687 1021">1. Potential First Responders <li data-bbox="256 1057 513 1093">2. Random Staff <p data-bbox="256 1200 1206 1236">The following delineates the audit findings regarding this standard:</p> <p data-bbox="256 1272 1425 1433">115.64 (a) The Daviess County Detention Center PREA Manual 2022-2023 (pages 12-13); details the agency’s commitment to compliance; the policy outlines the responsibilities of all staff members receiving an allegation of sexual abuse to follow these guidelines:</p> <p data-bbox="256 1541 1051 1576"><i>Response Plan, 115.21; 115.64; 115.65, M; S; V; +S; LP</i></p> <ul style="list-style-type: none"> <li data-bbox="256 1612 1469 1729"><i>a. A written institutional plan has been developed to coordinate actions to be taken in response to an incident of sexual abuse, among staff first responders, medical/mental health practitioners, investigators, and DCDC leadership.</i> <li data-bbox="256 1809 810 1845"><i>b. Security staff first responder shall:</i> <ul style="list-style-type: none"> <li data-bbox="256 1881 681 1917"><i>1. SSEN - (Helpful acronym)</i> <ul style="list-style-type: none"> <li data-bbox="256 1953 900 1989"><i>a. Separate - Separate victim from suspect</i> <li data-bbox="256 2024 1449 2060"><i>b. Scene - Scene needs to be preserved and protected until appropriate steps can</i>

be taken to collect evidence

c. Evidence - Request that "victim" and ensure that "suspect" do not do anything that may destroy evidence, for example, they should not wash hands, wash or rinse any other body parts, rinse mouth, brush teeth or hair, urinate, defecate, change clothes, eat, drink or smoke, in order to preserve evidence

d. Notify - Notify supervisor immediately

2. Not leave victim alone

3. Stay calm and professional

4. Some suggested comments:

a. I am here to help you

b. I am not here to judge you

c. All allegations are taken seriously

d. You will be kept safe from suspect

e. You will receive medical care and support as appropriate

5. Only need to ask key questions about injuries, parties involved, witnesses, etc.

6. Leave "why" questions to investigator

7. Write report or send email to supervisor

c. Non-security staff first responder shall:

1. Request victim to not do anything that may destroy evidence

2. Immediately notify security staff

3. Write report or type email to supervisor

d. Shift supervisor shall:

1. Sequester victim in area away from normal traffic

2. Place suspect in a cell with no running water, or a "dry cell," to prevent them from destroying physical evidence that may be present on their person, clothing or belongings

3. Secure area where the abuse occurred as a potential crime scene

4. Sequester any potential witnesses in an area away from normal traffic, like a classroom or attorney interview room

5. *Direct medical to conduct a preliminary exam to determine if emergency medical treatment is needed*
6. *Explain evidence collection to victim and ensure any potential evidence on their person, clothing or belongings is maintained for investigators*
7. *Notify command staff, receive directives and name of agency to contact for investigation*
8. *Coordinate with responding outside agency to maintain proper records of evidence collection, witness interviews, chain of evidence, etc., for prosecutorial purposes*
9. *Write report or type email to major*
- e. *Medical shall:*
 1. *Assess victim for any emergency medical needs*
 2. *Notify supervisor to coordinate transport of victim to hospital if appropriate*
 3. *See "Medical/Mental Health - Emergency" section in this manual if hospital transport is necessary*
 4. *If no emergency medical needs, perform a cursory exam to discover if any additional injuries may have resulted from the sexual assault, like scrapes or bruising*
 5. *Chart any injuries discovered in victim's medical file, including the absence of any injuries*
 6. *Do not leave victim alone*
 7. *Stay calm and professional*
 8. *Some suggested comments:*
 - a. *I am here to help you*
 - b. *I am not here to judge you*
 - c. *All allegations are taken seriously*
 - d. *You will be kept safe from suspect*
 - e. *You will receive medical care and support as appropriate*
 9. *Only need to ask key questions about injuries*
 10. *Leave "why" questions to investigator*
 11. *Write report or type email to supervisor*

12. *Medical/mental health treatment due to sexual abuse shall be given as needed at no cost to inmate*

13. *Victims of sexual abuse shall be offered access to forensic medical examinations if appropriate, at no cost to inmate*

f. *Command staff shall:*

1. *Forensic medical examinations shall be performed at the hospital by Sexual Assault Forensic Examiners (SAFEs) or Sexual Assault Nurse Examiners (SANEs) when possible*

2. *If SAFEs or SANEs cannot be made available, examination may be performed by other qualified medical practitioners*

3. *Efforts to provide SAFEs or SANEs shall be documented*

4. *Attempts shall be made to secure a victim advocate from a rape crisis center*

5. *Efforts to secure such services from rape crisis center shall be documented*

6. *As requested by victim, a victim advocate shall accompany and support victim through forensic medical examination process and investigation interviews and shall provide emotional support, crisis intervention, information and referrals*

g. *Investigator shall:*

1. *Staff investigators with specialized training shall investigate incidents as assigned by command staff*

2. *To the extent of responsibility for investigating allegations of sexual abuse, uniform evidence protocol shall be followed that maximizes potential for obtaining usable physical evidence for administrative proceedings and criminal prosecutions*

3. *Staff investigator shall assume responsibility for efforts to secure the crime scene for the preservation of physical evidence of abuse*

4. *If command staff decides outside agency is needed to investigate, staff investigator shall coordinate efforts with outside investigators to gather physical evidence in a manner that preserves said evidence for prosecutorial purposes*

5. *Also, staff investigator shall coordinate with outside investigator in conducting interviews with the victim, suspect, any potential witnesses and staff involved in first response*

6. *When outside investigator is used, that agency shall be requested to follow a uniform evidence protocol*

7. *Staff investigator shall prepare DCDC histories on all inmates involved, including victim, suspect and witnesses*
8. *Coordinate with outside investigator to maintain proper records of evidence collection, witness interviews, chain of evidence, etc. for prosecutorial purposes*
9. *Prepare an investigative summary and report the results of each investigation for review by PREA coordinator and command staff*
10. *Collaborate with PREA coordinator to ensure all required information is retained for the purposes of reporting requirements*
11. *See "Investigations" section in this manual for more information.*
- h. *PREA coordinator shall:*
 1. *Document various stages of investigation and provide updates to victim and command staff*
 2. *Produce summary of any administrative or criminal investigations*
 3. *Convene a review team for a discussion of any administrative or criminal investigations and any resulting administrative sanctions upon conclusion of investigation*
 4. *Facilitate ongoing victim services and retain all related records*
 5. *Prepare all necessary reports for other agencies, including KDOC and EOR*
 6. *See "Retaliation for Reporting" section in this manual to begin monitoring for retaliation*

115.64 (b) Daviess County Detention Center PREA Manual 2022-2023 mandates when the first staff responder is not a security staff member, they shall advise the alleged victim not to take any actions that could destroy physical evidence, and then notify security staff immediately. The auditor confirmed compliance based on interviews with random staff (potential First Responders) and training records of non-security staff. Therefore, the facility meets compliance with this part of the standard during this audit.

115.65	Coordinated response
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed:</p> <ul style="list-style-type: none"> A. Documents <ul style="list-style-type: none"> 1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files 2. PREA Compliance Audit Instrument Checklist 3. Daviess County Detention Center PREA Manual 2022-2023 pages12-13 4. Coordinated Response Form B. Interviews <ul style="list-style-type: none"> 1. PREA Coordinator 2. Random Staff <p>The following delineates the audit findings regarding this standard:</p> <p>115.65 (a) The Daviess County Detention Center PREA Manual 2022-2023 pages 12-13 details the agency’s commitment to compliance. Daviess County Detention Center has a very comprehensive written plan 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. The plan clearly defines the roles and responsibilities of each person involved and the procedures to be followed in detail. Roles addressed include the First Responder, Shift Supervisor, PREA Coordinator, and the PREA investigator. Daviess County Detention Center has developed a written plan 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. The plan clearly defines the roles and responsibilities of each person involved and the procedures to be followed in detail. Interviews with Random Staff confirmed their knowledge of the response plan. Therefore, the facility demonstrated compliance with this part of the standard during this audit.</p>

115.66	Preservation of ability to protect inmates from contact with abusers
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed:</p> <ul style="list-style-type: none">A. Documents<ul style="list-style-type: none">1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files2. PREA Compliance Audit Instrument Checklist3. Daviess County Detention Center PREA Manual 2022-2023 B. Interviews<ul style="list-style-type: none">1. PREA Coordinator <p>The following delineates the audit findings regarding this standard:</p> <p>115.66 (a) Employees are subject to disciplinary sanctions up to termination for violating Daviess County Detention Center policies on sexual abuse and sexual harassment. The Daviess County Detention Center has not entered into any collective bargaining agreements during this audit cycle. This was corroborated by the Jailer and the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.</p>

115.67 Agency protection against retaliation

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
2. PREA Compliance Audit Instrument Checklist
3. Daviess County Detention Center PREA Manual 2022-2023 pages 13-14
4. Retaliation Form for Staff and Inmate
5. Investigation Files

B. Interviews

1. PREA Coordinator
2. Retaliation Monitor

The following delineates the audit findings regarding this standard:

115.67 (a) The Daviess County Detention Center PREA Manual 2022-2023 (pages 13-14); details the agency’s commitment to compliance. Policy States:

Retaliation for Reporting, 115.67

- a. Protection from retaliation by other inmates or staff shall be provided to those who report sexual abuse/harassment or cooperate with investigations.*
- b. The PREA coordinator is the designated staff to monitor for possible retaliation.*
- c. Multiple protection measures shall be employed, such as housing changes or transfers for victims/abusers, removal of inmate/staff suspects from contact with victims and emotional support services for inmates/staff who fear retaliation for reporting sexual abuse/harassment or for cooperating with investigations.*

- d. *For at least 90 days following the report of sexual abuse, conduct and treatment shall be monitored of inmates/staff who reported sexual abuse and of inmates who were reported to have suffered sexual abuse to see if there are changes that may suggest possible retaliation by inmates/staff and action shall be taken promptly to remedy retaliation.*
- e. *Items that should be monitored include inmate disciplinary reports, housing or program changes and negative performance reviews or staff reassignments.*
- f. *Monitoring shall be continued beyond 90 days if initial monitoring indicates continuing need.*
- g. *For inmates, monitoring shall also include periodic status checks.*
- h. *If any other individual who cooperates with the investigation expresses fear of retaliation, appropriate measures shall be taken to protect that individual against retaliation.*
- i. *Obligation to monitor shall terminate if the allegation is determined to be unfounded.*

Daviess County Detention Center PREA Manual 2022-2023 requires the agency to protect all inmates and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other inmates or staff and designates which staff members or departments are charged with monitoring retaliation. Daviess County Detention Center has a retaliation form for inmates who report sexual abuse and a separate form for staff who report sexual abuse. The Jailer has named the PREA Coordinator as the Retaliation Monitor. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.67 (b) Daviess County Detention Center has multiple protection measures, such as housing changes or transfers for inmates, victims or abusers, removal of alleged staff or inmate abusers from contact with victims, and emotional support services for inmates or staff that fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigations. The Inmate Retaliation Form has detailed information for all relevant notifications; if needed. Daviess County Detention Center has not had a substantiated or unsubstantiated sexual abuse finding; therefore, there has not been a need for retaliation monitoring. This was confirmed during the review of all PREA investigation files and during an interview with the Retaliation Monitor. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.67 (c) For at least 90 days following a report of sexual abuse, Daviess County Detention Center monitors the conduct and treatment of inmates or staff who

reported the sexual abuse and of inmates who were reported to have suffered sexual abuse to see if there are changes that may suggest possible retaliation by inmates or staff and act promptly to remedy any such retaliation. There are periodic status checks performed and documented. Daviess County Detention Center's monitoring includes any inmate disciplinary reports, housing, or program changes, or negative performance reviews or reassignments of staff. Such monitoring continues beyond 90 days if the initial monitoring indicates a continuing need. The Retaliation Form has detailed information for all relevant notifications if needed. Daviess County Detention Center has not had a substantiated or unsubstantiated sexual abuse finding; therefore, there has not been a need for retaliation monitoring. This was confirmed during an interview with the PREA Coordinator and during the review of all PREA investigation files. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.67 (d) If any other individual who cooperates with an investigation expresses a fear of retaliation, Daviess County Detention Center takes appropriate measures to protect that individual against retaliation. The Retaliation Form has detailed information for all relevant notifications; if needed. Daviess County Detention Center has not had a substantiated or unsubstantiated sexual abuse finding; therefore, there has not been a need for retaliation monitoring. This was confirmed during an interview with the PREA Coordinator and during the review of all PREA investigation files. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.68	Post-allegation protective custody
	<p data-bbox="256 188 983 224">Auditor Overall Determination: Meets Standard</p> <hr/> <p data-bbox="256 264 557 300">Auditor Discussion</p> <p data-bbox="256 340 542 376">Evidence Reviewed:</p> <p data-bbox="256 483 485 519">A. Documents</p> <ol data-bbox="256 555 1292 734" style="list-style-type: none"> 1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files 2. PREA Compliance Audit Instrument Checklist 3. Daviess County Detention Center PREA Manual 2022-2023 Page 10 <p data-bbox="256 842 469 878">B. Interviews</p> <ol data-bbox="256 913 686 1093" style="list-style-type: none"> 1. PREA Coordinator 2. Segregated Housing Staff 3. Security Staff <p data-bbox="256 1200 1206 1236">The following delineates the audit findings regarding this standard:</p> <p data-bbox="256 1272 1461 1352">115.68 (a) The Daviess County Detention Center PREA Manual 2022-2023 (page 10); details the agency’s commitment to compliance. Policy states:</p> <p data-bbox="256 1388 884 1424"><i>Protective Custody – Post Allegation, 115.68</i></p> <p data-bbox="256 1460 1445 1576"><i>a. Use of segregated housing to protect an inmate who has suffered sexual abuse shall be subject to requirements of the “Protective Custody” section in this manual.</i></p> <p data-bbox="256 1684 1477 2056">Daviess County Detention Center prohibits offenders who have alleged sexual abuse to be placed in involuntary segregated housing. If segregated housing is used, the same provisions as outlined in the Protective Custody section would apply. Interviews with the facility security staff and segregation staff revealed that involuntary segregation has not been used for this purpose in the past twelve months; therefore, there was not any subsequent monitoring documentation. The PREA Coordinator stated that if the separation was required to protect the offender, they would be placed in segregation for no longer than 72 hours. This was confirmed during interviews with Security Staff and Segregation Staff. Therefore, the facility</p>

	demonstrated compliance with this part of the standard during this audit.
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115.71 Criminal and administrative agency investigations

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
2. PREA Compliance Audit Instrument Checklist
3. Daviess County Detention Center PREA Manual 2022-2023 page 8
4. Training Curriculum
5. Memorandum of Understanding with the Kentucky State Police
6. Memorandum of Understanding with the Davies County Sheriff's Department

B. Interviews

1. PREA Coordinator
2. PREA Investigator

The following delineates the audit findings regarding this standard:

115.71 (a) The Daviess County Detention Center PREA Manual 2022-2023 (page 8); details the agency's commitment to compliance. Policy states:

Investigations, 115.71

- a. *When investigations into allegations of sexual abuse/harassment are conducted by staff investigators, they shall be conducted promptly, thoroughly and objectively for all allegations, including third-party and anonymous reports.*
- b. *When sexual abuse is alleged, investigators who have received special training in sexual abuse investigations shall be used.*
- c. *Investigators shall:*
 1. *Gather and preserve direct and circumstantial evidence*

2. Gather available physical and DNA evidence
3. Gather electronic monitoring data
4. Interview victims, suspected abusers and witnesses
5. Review prior complaints and reports of sexual abuse involving suspected abuser

d. When quality of evidence appears to support criminal prosecution, compelled interviews shall be conducted only after consulting _____ with prosecutors as to whether compelled interviews may be an obstacle for subsequent criminal prosecution.

e. Credibility of victim, suspect or witness shall be assessed on individual basis and shall not be determined by person's status as inmate or staff.

f. Inmate who alleges sexual abuse shall not be required to submit to a polygraph examination or other truth-telling devices as a _____ condition for proceeding with investigation.

g. Administrative investigations:

1. Shall include effort to determine whether staff actions or failures to act contributed to abuse

2. Shall be documented in written reports that include a description of physical and testimonial evidence, reasoning behind credibility assessments and investigative facts and findings

h. Criminal investigations shall be documented in written report that contains a thorough description of physical, testimonial and documentary evidence and copies of documentary evidence where feasible.

i. Substantiated allegations of conduct that appear to be criminal shall be referred for prosecution.

j. Written reports referenced in sections (g) and (h) of this section shall be retained for as long as abuser is incarcerated or employed _____ by DCDC, plus five years.

k. Departure of suspect or victim from employment or confinement shall not provide a basis for terminating the investigation.

l. When outside agencies investigate sexual abuse incidents, command staff shall cooperate with investigators and shall _____ endeavor to remain informed about the progress of the investigation.

Daviess County Detention Center PREA investigator conduct an investigation immediately when notified of an allegation of sexual abuse and sexual harassment. There were two PREA incidents reported in the past twelve months; both investigation files were reviewed by the auditor. The policy does mandate:

- i. An effort to determine whether staff actions or failures to act contributed to the abuse;
- ii. Investigations shall be documented in written reports that include a description of the physical and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings.

Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (b) During the onsite visit, a training records review revealed all Daviess County PREA investigators have completed *the National Institute of Corrections course, "PREA: Investigating Sexual Abuse in a Confinement Setting"*. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (c) Daviess County Detention Center PREA Investigators gather and preserve direct and circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data; take photos of the alleged crime scene, review incident and shift reports, interview alleged victims, suspected perpetrators, and witnesses; and review prior complaints and reports of sexual abuse involving the suspected perpetrator. In the past twelve months, Daviess County Detention Center has had two PREA sexual assault investigations. This was confirmed during an interview with the PREA Investigator and during the investigation file review. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (d) When the quality of evidence appears to support a criminal prosecution, the Kentucky State Police refers the case to the Daviess County District Attorney's Office for prosecution. In the past twelve months, Daviess County Detention Center has not had any PREA investigation for referral for criminal prosecution. In the past twelve months, Daviess County Detention Center has had two PREA sexual abuse investigations. This was confirmed during an interview with the PREA Investigator and during the investigation file review. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (e) The credibility of an alleged victim, suspect, or witness is assessed on an individual basis and is not determined by the person's status as an inmate or staff. The inmate who alleges sexual abuse is not required to submit to a polygraph examination or other truth-telling device as a condition for proceeding with the investigation of such an allegation. In the past twelve months, Daviess County Detention Center has had two PREA sexual abuse investigations. This was confirmed during an interview with the PREA Investigator and during the investigation file review. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (f) Daviess County Detention Center administrative investigations include efforts to determine whether staff actions or failures to act contributed to the abuse; and are documented in written reports that include a description of the physical and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings. In the past twelve months, Daviess County Detention Center has had four PREA sexual harassment and two sexual abuse investigations. PREA investigation files are stored in a locked file cabinet in the Records room. Only the PREA Coordinator, HR Captain, and Operations Captain have access to the PREA investigation files. This was confirmed during an interview with the PREA Investigator and during the investigation file review. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (g) Daviess County Detention Center criminal investigations are documented by the Kentucky State Police or the Daviess County Sheriff's Department in a written report that contains a thorough description of physical, testimonial, and documentary evidence and attaches copies of all documentary evidence where feasible. In the past twelve months, Daviess County Detention Center has had four PREA sexual harassment and two sexual abuse investigations. This was confirmed during an interview with the PREA Investigator and during the investigation file review. Investigation files were found to be professional, detailed, and informative in nature. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (h) Daviess County Detention Center refers all allegations to the Daviess County Detention Center PREA Investigator for investigation and prosecution when warranted. In the past twelve months, Daviess County Detention Center has not had any PREA investigation that was referred for prosecution. In the past twelve months, Daviess County Detention Center has had four PREA sexual harassment and two sexual abuse investigations. This was confirmed during an interview with the PREA Investigator and during the investigation file review. Investigation files were found to be professional, detailed, and informative in nature. If warranted, criminal investigations would be referred to the State of Kentucky, Commonwealth's Attorney Office. Therefore, the facility demonstrated compliance with this part of the standard

during this audit.

115.71 (i) Daviess County Detention Center PREA Manual 2022-2023 page 8 mandates that the facility retains all written reports for as long as the alleged abuser is incarcerated or employed by Daviess County Detention Center, plus five years.

This process was confirmed by the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (j) The departure of the alleged abuser or victim from employment or control of the Daviess County Detention Center or agency does not provide a basis for terminating an investigation. In the past twelve months, Daviess County Detention Center has had four PREA sexual harassment and two sexual abuse investigations.

This was confirmed during an interview with the Facility PREA Investigator and during the investigation file review. Investigation files were found to be professional, detailed, and informative in nature. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (k) The Kentucky State Police and the Daviess County Sheriff's Department Investigators conduct criminal sexual abuse investigations pursuant to the requirements of this standard. Memorandum of Understanding with the Kentucky State Police and the Daviess County Sheriff's Department outlines the requirements of the criminal investigation and complies with all aspects of this standard.

Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (l) Daviess County Detention Center refers all criminal cases to the Kentucky State Police or the Daviess County Sheriff's Department. By policy, the facility remains informed of the progress of the investigation through communication between the Daviess County District Attorney's Office and the Daviess County Detention Center PREA Investigator agent handling the case. In the past twelve months, Daviess County Detention Center has had four PREA sexual harassment and two sexual abuse investigations. This was confirmed during an interview with the Facility PREA Investigator and during the investigation file review. Investigation files were found to be professional, detailed, and informative in nature. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.72

Evidentiary standard for administrative investigations

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
2. PREA Compliance Audit Instrument Checklist
3. Daviess County Detention Center PREA Manual 2022-2023 page 9
4. Evidentiary Standard

B. Interviews

1. Facility PREA Investigator

The following delineates the audit findings regarding this standard:

115.72 (a) The Daviess County Detention Center PREA Manual 2022-2023 (page 9); details the agency's commitment to compliance. Policy states:

Preponderance of Evidence, 115.72

a. No standard shall be imposed higher than the preponderance of evidence in determining whether allegations of sexual abuse/harassment are substantiated.

Daviess County Detention Center imposes no standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated. All PREA allegations begin as potential criminal investigations; if no criminality occurred, the allegation will then be treated as a potential administrative investigation. In the past twelve months, Daviess County Detention Center has had four PREA sexual harassment and two sexual abuse investigations. This was confirmed during an interview with the PREA Investigator and during the investigation file review. Investigation files were found to be

	<p>professional, detailed, and informative in nature. An interview with the Facility PREA Investigator corroborated this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.</p>
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115.73 Reporting to inmates

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
2. PREA Compliance Audit Instrument Checklist
3. Daviess County Detention Center PREA Manual 2022-2023 page 12
4. PREA Report to Victim Progress Report

B. Interviews

1. Facility PREA Investigator

The following delineates the audit findings regarding this standard:

115.73 (a) The Daviess County Detention Center PREA Manual 2022-2023 (page 12); details the agency’s commitment to compliance. The policy specifically states:

Reporting to Inmates, 115.73

- a. Following investigation into an inmate’s allegation that they suffered sexual abuse in DCDC, inmate shall be informed whether allegation has been determined to be substantiated, unsubstantiated or unfounded.*
- b. If staff investigators did not conduct investigation, they shall request relevant information from outside investigator in order to inform inmate.*
- c. Following the inmate’s allegation that staff has committed sexual abuse against inmate, the inmate shall subsequently be informed, unless allegation has been determined to be unfounded, whenever:*
 - 1. Staff is no longer posted within the inmate’s unit*
 - 2. Staff is no longer employed at DCDC*

3. *It is learned that staff has been indicted on charges related to sexual abuse*
 4. *It is learned that staff has been convicted on charges related to sexual abuse*
- d. *Following the inmate's allegation that they were sexually abused by another inmate, the victim shall subsequently be informed whenever it is learned that suspect has been:*
1. *Indicted on charge related to sexual abuse*
 2. *Convicted on charge related to sexual abuse*
- e. *All notifications or attempted notifications shall be documented.*
- f. *Obligation to report under this standard shall terminate if inmate is released from custody.*

Based on Daviess County Detention Center policy it was confirmed that following an investigation into an inmate's allegation he/she suffered sexual abuse in the facility, the inmate was to be informed whether the allegation had been determined to be substantiated, unsubstantiated, or unfounded. The documentation provided confirmed the inmates would be provided this notification on the Daviess County Detention Center PREA Report to Victim Progress Report. The inmates are required to sign the form documenting acknowledgment of this notification as required. In the past twelve months, Daviess County Detention Center has had four PREA sexual harassment and two sexual abuse investigations. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.73 (b) The Kentucky State Police and/or the Daviess County Sheriff's Department conducts all criminal PREA investigations. MOUs with both agencies requires prompt communication on all PREA investigations. Therefore, the facility complies with this part of the standard during this audit.

115.73 (c) Based on Daviess County Detention Center practice and documentation provided, it was confirmed that following an inmate's allegation that a staff member has committed sexual abuse against the inmate, the agency shall subsequently inform the inmate (unless the agency has determined that the allegation is unfounded) whenever:

- (1) The staff member is no longer posted within the inmate's unit;

- (2) The staff member is no longer employed at the facility;
- (3) The agency learns that the staff member has been indicted on a charge related to sexual abuse within the Daviess County Detention Center; or
- (4) The agency learns that the staff member has been convicted on a charge related to sexual abuse within the Daviess County Detention Center

The documentation provided confirmed the inmates would be provided this notification on the Daviess County Detention Center PREA Report to Victim Progress Report. The form is delivered to the appropriate inmate by the PREA Coordinator. In the past twelve months, Daviess County Detention Center has had four PREA sexual harassment and two sexual abuse investigations. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.73 (d) Following an inmate's allegation they had been sexually abused by another inmate, Daviess County Detention Center subsequently informs the alleged victim whenever the facility learns that the alleged abuser has been indicted on a charge related to sexual abuse within the facility; or Daviess County Detention Center learns that the alleged abuser has been convicted on a charge related to sexual abuse within the facility. The documentation provided confirmed the inmates would be provided this notification on the Daviess County Detention Center PREA Report to Victim Progress Report. In the past twelve months, Daviess County Detention Center has had four PREA sexual harassment and two sexual abuse investigations. The inmates are required to sign the form documenting acknowledgment of this notification as required. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.73 (e) All such notifications or attempted notifications are documented on the Daviess County Detention Center PREA Report to Victim Progress Report. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.73 (f) Policy outlines the agency's obligation to report under this standard terminates if the inmate is released from Daviess County Detention Center's custody. In the past twelve months, Daviess County Detention Center has had two PREA investigations; both were sexual harassment allegations. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.76 Disciplinary sanctions for staff

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

- 1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
- 2. PREA Compliance Audit Instrument Checklist
- 3. Daviess County Detention Center PREA Manual 2022-2023 page 6
- 4. Investigation Files

B. Interviews

- 1. PREA Coordinator
- 2. Facility PREA Investigator

The following delineates the audit findings regarding this standard:

115.76 The Daviess County Detention Center PREA Manual 2022-2023 (page 6); details the agency’s commitment to compliance. Policy states:

Discipline - Staff, 115.76; +S; IH; LP

- a. All sexual acts or sexual contact between staff and inmates are illegal, even with the inmate’s consent.*
- b. Inmates cannot “legally” give consent to sexual acts with those who are in positions of authority over them.*
- c. Staff shall be subject to disciplinary sanctions, up to and including termination, for violating DCDC sexual abuse/harassment policies.*
- d. Termination shall be presumptive disciplinary action for staff who engage in sexual abuse.*
- e. Disciplinary actions shall be commensurate with the nature and circumstances of the acts committed, disciplinary history and discipline imposed for*

comparable offenses by other staff with similar histories.

f. All staff terminated for violation of sexual abuse/sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, shall be reported to the law enforcement agency unless the activity was clearly not criminal.

(a) and (b) Staff are subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies. Termination is the presumptive disciplinary sanction for staff who have engaged in sexual abuse. There were no disciplinary sanctions imposed on staff for PREA violations within the past twelve months. This was confirmed during interviews with the PREA Coordinator, Facility PREA Investigator, and a review of all PREA investigation files. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.76 (c) Disciplinary sanctions for violations of agency policies relating to sexual abuse or sexual harassment (other than actually engaging in sexual abuse) are 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. There were no disciplinary sanctions imposed on staff for PREA violations within the past twelve months. This was confirmed during an interview with the PREA Coordinator, Facility PREA Investigator, and a review of all PREA investigation files. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

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, are reported to law enforcement unless the activity was clearly not criminal, and to any relevant licensing bodies. There were no disciplinary sanctions imposed on staff for PREA violations within the past twelve months. This was confirmed during an interview with the PREA Coordinator, Facility PREA Investigator, and a review of all PREA investigation files. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.77 Corrective action for contractors and volunteers

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
2. PREA Compliance Audit Instrument Checklist
3. Daviess County Detention Center PREA Manual 2022-2023 page 6

B. Interviews

1. PREA Coordinator

The following delineates the audit findings regarding this standard:

115.77 (a) The Daviess County Detention Center PREA Manual 2022-2023 (page 6); details the agency's commitment to compliance. Any contractor or volunteer who engages in sexual abuse is prohibited from contact with inmates and is reported to law enforcement unless the activity was clearly not criminal, and to relevant licensing bodies. During the past twelve months, there were no contractors or volunteers who were perpetrators in a substantiated PREA investigation. This was confirmed during an interview with the PREA Coordinator, and a review of all PREA investigation files. Policy states:

Discipline - Visitors, 115.77; M; S; V; IH; LP

a. Visitors who engage in sexual abuse of inmates shall be:

- 1. Prohibited from contact with inmates*
- 2. Reported to law enforcement agency for criminal investigation, unless the activity was clearly not criminal*

b. Visitors who violate any other sexual abuse/harassment policies shall be:

- 1. Reviewed for corrective action and security clearance revocation*

Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.77 (b) Daviess County Detention Center 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. During the past twelve months, there were no contractors or volunteers who were perpetrators in a substantiated PREA investigation. This was confirmed during an interview with the PREA Coordinator, and a review of all PREA investigation files. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.78 Disciplinary sanctions for inmates

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
2. PREA Compliance Audit Instrument Checklist
3. Daviess County Detention Center PREA Manual 2022-2023 pages 6, 7, & 15

B. Interviews

1. PREA Coordinator
2. PREA Facility Investigator

The following delineates the audit findings regarding this standard:

115.78 (a) The Daviess County Detention Center PREA Manual 2022-2023 page 6 details the agency’s commitment to compliance. Inmates are subject to disciplinary sanctions pursuant to a formal disciplinary process following an administrative finding that the inmate engaged in inmate-on-inmate sexual abuse or following a criminal finding of guilt for inmate-on-inmate sexual abuse. During the past twelve months, there have been six PREA investigations. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.78 (b) Sanctions are commensurate with the nature and circumstances of the abuse committed, the inmate’s disciplinary history, and the sanctions imposed for comparable offenses by other inmates with similar histories. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.78 (c) The disciplinary process considers whether an inmate’s mental disabilities or mental illness contributed to his or her behavior when determining what type of sanction if any, should be imposed. Policy states:

Disciplinary process shall consider whether the inmate’s mental disabilities or mental

illness contributed to the behavior when determining what type of disciplinary action, if any, should be taken. 115.78(c)

Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.78 (d) The Mental Health staff offers therapy, counseling, or other interventions designed to address and correct underlying reasons or motivations for the abuse, Daviess County Detention Center does not require the offending inmate to participate in such interventions as a condition of access to programming or other benefits.

PREA Manual 2022-2023 page 6 states:

a. Disciplinary process shall consider whether inmate's mental disabilities or mental illness contributed to behavior when determining what type of disciplinary action, if any, should be taken. 115.78(c)

Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.78 (e) Daviess County Detention Center disciplines an inmate for sexual contact with staff only upon a finding that the staff member did not consent to such contact. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.78 (f) Policy states a report of sexual abuse made in good faith based upon a reasonable belief that the alleged conduct occurred does not constitute falsely reporting an incident or lying, even if an investigation does not establish evidence sufficient to substantiate the allegation. During the past twelve months, there has not been such an incident. Interviews with the PREA Coordinator and the PREA Investigator confirmed this statement. Policy states:

False Reports, 115.52(g); 115.78(f)

a. Inmates may be disciplined for filing a false report of sexual abuse/harassment if it can be proven that the report was filed in bad faith.

b. A report made in good faith based on a reasonable belief that an incident occurred will not be considered a false report, even if it is determined to be unsubstantiated.

Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.78 (f) Daviess County Detention Center PREA Manual 2022-2023 page 15 prohibits all sexual activity between inmates and may discipline inmates for such activity. Policy states:

Sexual Activity for Inmates Prohibited, 115.78, M; S; V; LP

- a. All inmate-on-inmate sexual activity is prohibited.*
- b. See "Discipline - Inmates" section in this manual for more information.*

Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.81 Medical and mental health screenings; history of sexual abuse

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
2. PREA Compliance Audit Instrument Checklist
3. Daviess County Detention Center PREA Manual 2022-2023 page 9
4. PREA Follow-Up Log

B. Interviews

1. Medical and Mental Health Staff
2. Screening Staff

The following delineates the audit findings regarding this standard:

115.81 (a), (b) The Daviess County Detention Center are exempt from these sections.

115.81 (c) The Daviess County Detention PREA Manual 2022-2023 (page 9); details the agency’s commitment to compliance. If the screening indicates the inmate has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, the Screening Staff at the Daviess County Detention Center ensures the inmate is offered a follow-up meeting with the medical and/or mental health staff within 14 days of the intake screening as required by this part of the standard. Policy states:

Medical/Mental Health – Follow-Up Meetings, 115.81; +M; +S; LP

a. If intake screening indicates inmate has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, staff

shall ensure the inmate is offered a follow-up meeting with medical/mental health within 14 days of intake screening.

b. Information related to sexual victimization or abusiveness that occurred in an institutional setting shall be reported to a supervisor.

c. See "Reporting to Other Facilities" for reporting requirements.

d. All sexual abuse/sexual harassment information obtained by medical/mental health shall be strictly limited to medical and other staff as necessary to inform treatment plans, security and management decisions, including housing, bed, work, education and program assignments.

Follow-up meetings are documented on the facility's PREA Follow-up Log. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

If the screening indicates an inmate has previously perpetrated sexual abuse, whether it occurred in an institutional setting or in the community, the screening staff at the Daviess County Detention Center ensures the inmate is offered a follow-up meeting with mental health staff within fourteen days of the intake screening as required by this part of the standard. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.81 (d) Daviess County Detention Center requires that any information related to sexual victimization or abusiveness that occurred in the facility is strictly limited to medical and mental health practitioners and other staff, as necessary, to inform treatment plans and security and management decisions, including housing, bed, work, education, and program assignments, or as otherwise required by Federal, State, or local law. Interviews with the Medical Staff corroborate this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.81 (e) Daviess County Detention Center requires staff to obtain informed consent from inmates before reporting information about prior sexual victimization that did not occur in the facility unless the inmate is under the age of 18. The Daviess County Detention Center have not housed an inmate under the age of 18 in the past twelve months. Policy states:

Medical/Mental Health – Informed Consent, 115.81; +M; +S; LP

a. Medical/mental health shall obtain "informed consent" from inmates before reporting information about prior sexual victimization to law enforcement agency that did not occur in an institutional setting.

	<p>Therefore, the facility demonstrated compliance with this part of the standard during this audit.</p>
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115.82 Access to emergency medical and mental health services

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
2. PREA Compliance Audit Instrument Checklist
3. Daviess County Detention Center PREA Manual 2022-2023 page 7
4. Medical and Mental Health Records
5. PREA Investigation Files

B. Interviews

1. Medical Supervisor

The following delineates the audit findings regarding this standard:

115.82 (a) The Daviess County Detention Center PREA Manual 2022-2023 (page 7); details the agency’s commitment to compliance. The Daviess County Detention Center has entered into a Memorandum of Understanding with the New Beginnings. The multiple-page agreement entered between the two parties addresses the goals and implementation of the Prison Rape Elimination Act standards. This agreement includes New Beginnings providing victim advocacy services to inmate victims of sexual abuse. The facility also has medical and mental health staff at the facility ensuring inmates 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. This practice was corroborated through an interview with the medical staff. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.82 (b) Daviess County Detention Center has procedures to follow when no qualified medical or mental health practitioners are on duty at the time a report of

recent abuse is made, security staff first responders take preliminary steps to protect the victim and shall immediately notify the appropriate medical and mental health practitioners. During the past twelve months, there have been two reported victims of sexual abuse at the Daviess County Detention Center. Alleged victims were properly treated medically and offered additional mental health services. This practice was corroborated through an interview with the medical staff and a file review of all PREA allegations. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.82 (c) The Daviess County Detention Center PREA Manual 2022-2023 (page 7); details the agency's commitment to compliance. Daviess County Detention Center ensures inmate victims of sexual abuse while incarcerated are 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. During the past twelve months, there have been two reported victims of sexual abuse at the Daviess County Detention Center that were in need of this service. Alleged victims were properly treated medically and offered additional mental health services. This was confirmed during an interview with the Medical Supervisor. Policy states:

Medical/Mental Health - Emergency, 115.82; +M; +S; LP

- a. Victims of sexual abuse shall receive timely, unimpeded access to emergency medical treatment and crisis intervention services, the nature and scope of which are determined by medical/mental health practitioners according to their professional judgment.*
- b. If no qualified medical/mental health practitioners are on duty at the time a report of recent abuse is made, staff first responder shall take preliminary steps to protect victim and immediately notify supervisor, who shall notify appropriate medical/mental health practitioners.*
- c. Victims of sexual abuse while incarcerated shall be 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.*
- d. Treatment services shall be provided to victim without financial cost and regardless of whether victim names a suspect or cooperates with investigation arising out of incident.*

Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.82 (d) Daviess County Detention Center requires that all treatment services

	<p>provided to the victim are without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident. This practice was corroborated through an interview with the medical staff. During the past twelve months, there have been two reported victims of sexual abuse at the Daviess County Detention Center that were in need of this service. Alleged victims were properly treated medically and offered additional mental health services. This was confirmed during an interview with the Medical Supervisor. Therefore, the facility demonstrated compliance with this part of the standard during this audit.</p>
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115.83 Ongoing medical and mental health care for sexual abuse victims and abusers

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
2. PREA Compliance Audit Instrument Checklist
3. Daviess County Detention Center PREA Manual 2022-2023 page 9
4. Medical and Mental Health Records

B. Interviews

1. Medical Supervisor
2. PREA Coordinator

The following delineates the audit findings regarding this standard:

115.83 (a) The Daviess County Detention Center PREA Manual 2022-2023 (page 9); details the agency's commitment to compliance. Policy specifically states:

Medical/Mental Health - Treatment, 115.83; +M; +S; LP

- a. *Medical/mental health evaluations and treatment shall be offered to all inmates, and, as appropriate, treatment to those who have been victimized by sexual abuse in prison, jail, lockup or juvenile facility.*
- b. *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 other facilities or their release from custody.*
- c. *Victims shall be provided medical/mental health services consistent with community level of care.*
- d. *Victims of sexually abusive vaginal penetration while incarcerated shall be*

offered pregnancy tests.

e. If pregnancy results from the conduct, such victims shall receive timely and comprehensive information about, and timely access to, all lawful pregnancy-related medical services.

f. Victims of sexual abuse while incarcerated shall be offered tests for sexually transmitted infections as medically appropriate.

g. Treatment services shall be provided to victim without financial cost and regardless of whether victim names a suspect or cooperates with any investigation arising out of incident.

Daviess County Detention Center offers medical and mental health evaluations and, as an appropriate, treatment to all inmates who have been victimized by sexual abuse in any facility. In the past twelve months, there were no incidents where these services needed to be utilized. This was confirmed during an interview with the Medical Supervisor. Staff was well versed if an incident did occur. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.83 (b) Daviess County Detention Center mandate that the evaluations 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. This was confirmed during an interview with the Medical Supervisor. In the past twelve months, there were no incidents where these services needed to be utilized. Staff was well versed if an incident did occur. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.83 (c) Daviess County Detention Center require that medical and mental health staff provide all victims with medical and mental health services consistent with the community level of care. This practice was corroborated through an interview with the Medical Supervisor. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.83 (d and e) Based on Daviess County Detention Center documentation requires inmate victims of sexually abusive vaginal penetration, while incarcerated, shall be offered pregnancy tests and timely information about, and access to, all pregnancy-related medical services that are lawful in the community as required by this standard. This was confirmed during an interview with the Medical Supervisor. In the past twelve months, there were no incidents where these services needed to be utilized. Staff was well versed if an incident did occur. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.83 (f) Daviess County Detention Center require that medical and mental health staff provide inmate victims of sexual abuse while incarcerated tests for sexually transmitted infections as medically appropriate. This was confirmed during an interview with the Medical Supervisor. In the past twelve months, there were no incidents where these services needed to be utilized. Staff was well versed if an incident did occur. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.83 (g) Daviess County Detention Center require that medical and mental health staff provide treatment services 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. This was confirmed during an interview with the PREA Coordinator. In the past twelve months, there were no incidents where these services needed to be utilized. Staff was well versed if an incident did occur. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.83 (h) Daviess County Detention Center is exempt from this section of the standard. (Prisons Only)

115.86 Sexual abuse incident reviews

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
2. PREA Compliance Audit Instrument Checklist
3. Daviess County Detention Center PREA Manual 2022-2023 pages 7-8
4. PREA Review Form

B. Interviews

1. PREA Coordinator
2. Incident Review Team Members

The following delineates the audit findings regarding this standard:

115.86 (a) Daviess County Detention Center 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. This process would be documented by utilizing the Daviess County Detention Center "PREA Incident Review Form".

Daviess County Detention Center PREA Manual 2022-2023 pages 7-8 state:

Incident Reviews, 115.86

- a. *Sexual abuse incident reviews shall be conducted at the conclusion of every sexual abuse investigation, including where allegation has not been substantiated, unless allegation has been determined to be unfounded.*
- b. *Such reviews shall ordinarily occur within 30 days of conclusion of investigation.*

c. *Review team shall include command staff, with input from supervisors, investigators and medical/mental health practitioners.*

d. *Review team shall:*

1. *Consider whether allegation or investigation indicates need to change policy or procedures to better prevent, detect or respond to sexual abuse*

2. *Consider whether incident or allegation was motivated by race, ethnicity, gender identity, lesbian, gay, bisexual, transgender/intersex identification, status or perceived status, gang affiliation or was motivated or otherwise caused by other group dynamics*

3. *Examine area where incident occurred to assess whether physical barriers in area may enable abuse*

4. *Assess adequacy of staffing levels in area during different shifts*

5. *Assess whether monitoring technology should be deployed or augmented to supplement supervision by staff*

6. *Prepare report of its finding, including determinations made and any recommendations for improvement and submit such report to jailer and PREA coordinator*

e. Recommendations for improvement shall be implemented or reasons shall be documented for not doing so.

Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.86 (b) Daviess County Detention Center ensures that these reviews occur within 30 days of the conclusion of the investigation and document the review on the "PREA Incident Review Form". During the past twelve months, there have been two reported victims of sexual abuse at the Daviess County Detention Center; both incidents were properly reviewed and documented. This process was confirmed during interviews with members of the review team. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.86 (c) The review team consists of the Jailer, one command staff, one investigator, one supervisor, and one medical or mental health staff. Team members were confirmed by the PREA Coordinator. During the past twelve months, there have been two reported victims of sexual abuse at the Daviess County Detention Center; both were properly reviewed and documented. Therefore, the facility demonstrated

compliance with this part of the standard during this audit.

115.86 (d) The review team considers whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse; 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; and they examine the area in Daviess County Detention Center where the incident allegedly occurred to assess whether physical barriers in the area may enable abuse; assess the adequacy of staffing levels in that area during different shifts; assess whether monitoring technology should be deployed or augmented to supplement supervision by staff. The agency has deployed an excellent PREA after-action review form that addresses all elements of the standard. This process would be documented by utilizing the Daviess County Detention Center "PREA Incident Review Form". Therefore, the facility exceeds the intent of this part of the standard.

115.86 (e) Daviess County Detention Center shall implement the recommendations for improvement or shall document its reasons for not doing so. This was confirmed during interviews with the Jailer and the PREA Coordinator. During the past twelve months, there have been two reported victims of sexual abuse at the Daviess County Detention Center; therefore, both were properly reviewed and documented. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.87 Data collection

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
2. PREA Compliance Audit Instrument Checklist
3. Daviess County Detention Center Detention PREA Manual 2022-2023 page 5
4. Annual Report

B. Interviews

1. PREA Coordinator

The following delineates the audit findings regarding this standard:

115.87 The Daviess County Detention Center PREA Manual 2022-2023 (page 5); details the agency’s commitment to compliance. Policy states:

Data Collection, 115.87

- a. *Uniform data shall be collected for every allegation of sexual abuse at DCDC using a standardized instrument and set of definitions.*
- b. *Incident-based data shall be aggregated at least annually.*
- c. *Incident-based data collected shall include, at a minimum, data necessary to answer all questions from most recent version of Survey of Sexual Violence conducted by DOJ.*
- d. *Data shall be maintained, reviewed and collected as needed from available incident-based documents, including reports, investigation files and sexual abuse incident reviews.*
- e. *Upon request, such data shall be provided from previous calendar year to DOJ no*

later than June 30.

(a), (b) and (c) Daviess County Detention Center collect accurate, uniform data for every allegation of sexual abuse at facilities under its direct control using a standardized instrument and set of definitions and aggregates the incident-based sexual abuse data at least annually. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

The incident-based data collected is based on the most recent version of the Survey of Sexual Violence conducted by the Department of Justice. This process was confirmed by the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.87 (d) Daviess County Detention Center maintains, reviews, and collects data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews. The agency does have PREA monthly Statistic reports available for usage. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.87 (e) Daviess County Detention Center does not contract its inmates to other facilities. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.88 Data review for corrective action

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
2. PREA Compliance Audit Instrument Checklist
3. Daviess County Detention Center PREA Manual 2022-2023 page 5
4. Annual Report

B. Interviews

1. PREA Coordinator

C. Other

1. Review of the Facility's Website

The following delineates the audit findings regarding this standard:

115.88 (a) The Daviess County Detention Center PREA Manual 2022-2023 (page 5); details the agency's commitment to compliance. Policy states:

Data Review, 115.88

a. Data collected and aggregated shall be reviewed in order to assess and improve effectiveness of its sexual abuse prevention, detection and response policies, practices and training, including by:

- 1. Identifying problem areas*
- 2. Taking corrective action on ongoing basis*
- 3. Preparing annual report of findings and corrective actions*

b. Such report shall include comparison of current year's data and corrective actions

with those from prior years and shall provide an

assessment of

progress in addressing sexual abuse.

c. Report shall be approved by jailer and made readily available to the public through the DCDC website.

Daviess County Detention Center reviews data collected to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including identifying problem areas; taking corrective action on an ongoing basis; and preparing an annual report of its findings and corrective actions for each facility, as well as Daviess County Detention Center as a whole.

Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.88 (b) Such reports would include a comparison of the current year's data and corrective actions with those from prior years and provide an assessment of Daviess County Detention Center 's progress in addressing sexual abuse. This was confirmed by the PREA Coordinator. The Daviess County Detention Center does have multiple years of data to aggregate at this point. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.88 (c) Policy 115.88 states Daviess County Detention Center 's report is approved by the Jailer and made readily available to the public by posting it on the agency's website www.daviesscojail.org. Therefore, the facility does demonstrate compliance with this part of the standard during this audit.

115.88 (d) Daviess County Detention Center may redact specific material from the reports when publication would present a clear and specific threat to the safety and security of the facility but must indicate the nature of the material redacted.

Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.89 Data storage, publication, and destruction

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence Reviewed:

A. Documents

1. Daviess County Detention Center Pre-Audit Questionnaire/Audit Files
2. PREA Compliance Audit Instrument Checklist
3. Daviess County Detention Center PREA Manual 2022-2023 page 5

B. Interviews

1. PREA Coordinator

The following delineates the audit findings regarding this standard:

115.89 The Daviess County Detention Center PREA Manual 2022-2023 (page 5); details the agency's commitment to compliance. (a) through (d) Daviess County Detention Center PREA Coordinator makes all aggregated sexual abuse data, readily available to the public on the facility's website Daviess County Detention Center (daviesscojail.org).

Policy states:

Data Storage, 115.89

- a. Data collected shall be securely retained.*
- b. Aggregated sexual abuse data shall be made readily available to the public at least annually through the DCDC website.*
- c. Sexual abuse data shall be maintained for at least 10 years after the date of initial collection unless federal, state or local law requires otherwise.*

All reports are securely retained and maintained for at least ten years after the date of the initial collection unless Federal, State, or Local law requires otherwise. This was confirmed during an interview with the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.401	Frequency and scope of audits
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.401 (a) and (b)The Daviess County Detention Center did have a PREA audit at either facility during the first audit cycle. The last PREA audit was conducted in 2020.</p> <p>115.401 (h) The auditor has full access to all locations/areas of each Daviess County Detention Facility. Therefore, the facility demonstrated compliance with this part of the standard during this audit.</p> <p>115.401 (i) The auditor did obtain all necessary copies of audit items. Therefore, the facility demonstrated compliance with this part of the standard during this audit.</p> <p>115.401 (m) The auditor was allowed to interview inmates in a private setting. Therefore, the facility demonstrated compliance with this part of the standard during this audit.</p> <p>115.401 (n) The auditor did not receive any correspondence from any Daviess County inmates, staff or citizens. Audit notices were observed in every housing unit; as well as all common areas. Therefore, the facility demonstrated compliance with this part of the standard during this audit.</p>

115.403	Audit contents and findings
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	115.403 Daviess County Detention Center had a PREA audit in 2020. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

115.35 (c)	Specialized training: Medical and mental health care	
	Does the agency maintain documentation that medical and mental health practitioners have received the training referenced in this standard either from the agency or elsewhere? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	yes
115.35 (d)	Specialized training: Medical and mental health care	
	Do medical and mental health care practitioners employed by the agency also receive training mandated for employees by §115.31? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners employed by the agency.)	yes
	Do medical and mental health care practitioners contracted by or volunteering for the agency also receive training mandated for contractors and volunteers by §115.32? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners contracted by or volunteering for the agency.)	yes
115.41 (a)	Screening for risk of victimization and abusiveness	
	Are all inmates assessed during an intake screening for their risk of being sexually abused by other inmates or sexually abusive toward other inmates?	yes
	Are all inmates assessed upon transfer to another facility for their risk of being sexually abused by other inmates or sexually abusive toward other inmates?	yes
115.41 (b)	Screening for risk of victimization and abusiveness	
	Do intake screenings ordinarily take place within 72 hours of arrival at the facility?	yes
115.41 (c)	Screening for risk of victimization and abusiveness	
	Are all PREA screening assessments conducted using an objective screening instrument?	yes

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

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

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

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

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

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

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

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

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

115.53 (a)	Inmate access to outside confidential support services	
	Does the facility provide inmates with access to outside victim advocates for emotional support services related to sexual abuse by giving inmates mailing addresses and telephone numbers, including toll-free hotline numbers where available, of local, State, or national victim advocacy or rape crisis organizations?	yes
	Does the facility provide persons detained solely for civil immigration purposes mailing addresses and telephone numbers, including toll-free hotline numbers where available of local, State, or national immigrant services agencies? (N/A if the facility never has persons detained solely for civil immigration purposes.)	na
	Does the facility enable reasonable communication between inmates and these organizations and agencies, in as confidential a manner as possible?	yes
115.53 (b)	Inmate access to outside confidential support services	
	Does the facility inform inmates, prior to giving them access, of the extent to which such communications will be monitored and the extent to which reports of abuse will be forwarded to authorities in accordance with mandatory reporting laws?	yes
115.53 (c)	Inmate access to outside confidential support services	
	Does the agency maintain or attempt to enter into memoranda of understanding or other agreements with community service providers that are able to provide inmates with confidential emotional support services related to sexual abuse?	yes
	Does the agency maintain copies of agreements or documentation showing attempts to enter into such agreements?	yes
115.54 (a)	Third-party reporting	
	Has the agency established a method to receive third-party reports of sexual abuse and sexual harassment?	yes
	Has the agency distributed publicly information on how to report sexual abuse and sexual harassment on behalf of an inmate?	yes

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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