

PREA Facility Audit Report: Final

Name of Facility: Kendall County Jail

Facility Type: Prison / Jail

Date Interim Report Submitted: 01/28/2018

Date Final Report Submitted: 06/24/2018

Auditor Certification	
The contents of this report are accurate to the best of my knowledge.	<input checked="" type="checkbox"/>
No conflict of interest exists with respect to my ability to conduct an audit of the agency under review.	<input checked="" type="checkbox"/>
I have not included in the final report any personally identifiable information (PII) about any inmate/resident/detainee or staff member, except where the names of administrative personnel are specifically requested in the report template.	<input checked="" type="checkbox"/>
Auditor Full Name as Signed: Brenda Welch	Date of Signature: 06/24/2018

AUDITOR INFORMATION	
Auditor name:	Welch, Brenda
Address:	
Email:	brendawelch1@yahoo.com
Telephone number:	
Start Date of On-Site Audit:	12/14/2017
End Date of On-Site Audit:	12/15/2017

FACILITY INFORMATION	
Facility name:	Kendall County Jail
Facility physical address:	1102 Cornell Lane, Yorkville, Illinois - 60560
Facility Phone	6305537500
Facility mailing address:	
The facility is:	<input checked="" type="radio"/> County <input type="radio"/> Federal <input type="radio"/> Municipal <input type="radio"/> State <input type="radio"/> Military <input type="radio"/> Private for profit <input type="radio"/> Private not for profit
Facility Type:	<input type="radio"/> Prison <input checked="" type="radio"/> Jail

Primary Contact			
Name:	Sergeant J Russo	Title:	PREA Coordinator
Email Address:	jrusso@kendall.il.us	Telephone Number:	6305537500

Warden/Superintendent			
Name:	Sabrina Jennings	Title:	Commander
Email Address:	sjennings@co.kendall.il.us	Telephone Number:	6305537500

Facility PREA Compliance Manager			
Name:		Email Address:	

Facility Health Service Administrator			
Name:	Charrese Whitley	Title:	Site Manager
Email Address:	cwhitley@co.kendall.il.us	Telephone Number:	6305537500

Facility Characteristics		
Designed facility capacity:	206	
Current population of facility:	135	
Age Range	Adults: 18-76	Youthful Residents:
Facility security level/inmate custody levels:	maximum	
Number of staff currently employed at the facility who may have contact with inmates:	46	

AGENCY INFORMATION	
Name of agency:	Kendall County Sheriff's Office
Governing authority or parent agency (if applicable):	
Physical Address:	1102 Cornell Lane, Yorkville, Illinois - 60560
Mailing Address:	
Telephone number:	

Agency Chief Executive Officer Information:			
Name:	Harold Martin	Title:	Undersheriff
Email Address:	hmartin@co.kendall.il.us	Telephone Number:	630-553-7500 x 1112

Agency-Wide PREA Coordinator Information			
Name:	Jeanne Russo	Email Address:	jrusso@co.kendall.il.us

AUDIT FINDINGS

Narrative:

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

The on-site component PREA audit of the Kendall County Sheriff's Department (KCSD) was conducted on December 14th and December 15, 2017 at the Kendall County Jail in Yorkville, Illinois. The audit was conducted by Brenda Welch. DOJ certified PREA auditors Monica Collier and Melina Marcial assisted the auditor with interviews with inmates, staff, and tour of the facility.

The auditor wishes to express her appreciation to Sheriff Dwight Baird, Under Sheriff Harold Martin, Commander Sabrina Jenkins, AND Sgt, Jeanne Russio and all of the staff at the Kendall County Jail for their hospitality, professionalism and commitment to the PREA process. It was evident throughout the audit that the agency has incorporated the mission of PREA into its culture, which is one of providing a safe and secure detention for inmates.

The PREA auditor verified the placement of the auditor contract information posters throughout the facility through video while on site as well as through inmate interviews. The PREA Coordinator provided the Pre-Audit Questionnaire, policies and procedures, forms, educational materials, training curriculum, organizational charts, posters, brochures, screening documents, staff training records, all investigations conducted during the reporting period as well as other supporting documentation via the on-line audit system four weeks prior to the on-site audit. Illinois Department of Corrections Inspections for the past two years were reviewed. An American Correctional Center audit had been conducted weeks before the PREA audit. The final report was provided to the auditor and also reviewed. Electronic verification of supervisory rounds and training were provided and reviewed. Video was reviewed on site, Due to encryption space utilization, the auditor retained two videos while the facility will retain video and provide to the Department of Justice upon request. In advance of the on-site audit, the auditor was able to conduct a thorough review of the submitted documentation. In addition, the auditor remained in contact with the PREA coordinator prior to the on-site visit in order to address questions, concerns and issues related to the audit, thereby facilitating a more coordinated site visit.

The auditor and support staff arrived at the facility prior to 8 am on December 14th, 2017. and was greeted by the PREA Coordinator. Soon afterwards, the Commander and Under Sheriff joined us for the entrance meeting. During the entrance meeting, the PREA audit was discussed with a general discussion of the overall process and methodology which would be utilized for the audit. The PREA Coordinator provided the auditor with lists of staff and inmates who would be available for interviews following the tour of the facility. Specialized lists (those inmates providing a positive response to PREA intake questions, inmates alleging sexual harassment, inmates with limited English Proficiency, inmates with physical disabilities and inmates in segregation were also provided.

The facility tour, escorted by the PREA Coordinator, commenced after the entrance meeting. During the tour, the auditor was provided with the opportunity to observe all areas of the facility in order to access the physical environment. Some observations and discussion concerned the need for basic PREA

information being accessible to inmates upon intake and the need to have PREA information posted in inmate work areas, medical waiting room and inmate recreational area. The auditor observed the "Notice of PREA Audit" signage in most areas of the facility and the inmates volunteered any posters rarely stayed affixed to the walls as the paper would be used by inmates for recreational activities. The auditor noted video surveillance cameras had been added since the last visit and observed the quality of the cameras and monitors. The auditor observed the law library carts on each housing unit with PREA information as a screen saver. The inmate handbook and other PREA information had been uploaded on the law library cart for inmates to have unrestricted access. Several inmates were approached by the auditor and was casually asked about the process to make a PREA allegation. Each inmate had an inmate handbook in their cell and were aware the PREA information was on the screen saver on the library cart. The auditor asked one inmate to test the HELP line on the inmate phone located in the housing unit. The inmate needed to seek assistance from the PREA Coordinator as a positive response to "collect call" was required. The auditor left a message to contact the auditor on the HELP line. Within an hour, the Under Sheriff, PREA Coordinator and Commander all responded. The PREA Coordinator noted the inmates needed additional detail on how to place the calls and provided the corrective action within two weeks of the on-site audit. The updated posters were provided to the auditor for verification. The auditor also used an inmate phone to call "CRISIS" (external reporting process). Mutual Ground answered the phone and was told of the testing for the PREA audit. It should be noted the auditor also made a call to the HELP line (pages go out to the Deputy Commander, PREA Coordinator and Commander) during the Thanksgiving weekend prior to the on-site visit. The Deputy Commander returned the call within an hour. The auditor noted the physical layout of the facility was designed to allow for privacy (doors or partitions) when inmates showered and used the toilet. Search procedures (opposite gender), security monitoring, inmate work areas and recreation areas were observed while inmates were present.

Following the tour, Ms. Collier and Ms. Marcial began interviewing staff and inmates. Inmates and staff were interviewed using the recommended DOJ protocols. Ms. Collier and Ms. Collier were provided private rooms for interviewing residents and staff. The auditor conducted interviews in various staff offices as well as the visiting room. The auditor interviewed the medical staff (2), volunteers (3), contractors (3), Commander, Under Sheriff as well as staff and inmates, The auditor also reviewed ten medical records and ten mental health records. The interviews continued until our departure at 7:30 pm.

The second day involved reviewing supporting documentation, interviews with the training coordinator, mental health staff, staff and inmates. The PREA Coordinator was available throughout the process to facilitate inmate and staff interviews, provide video and supporting documentation. The Sheriff, Human Resource staff, Nursing Managers from Edwards and Copley Hospital and Mutual Ground were interviewed by phone. The KCSD had hired two deputies during the reporting period. The personnel file and training records from both deputies were reviewed. All of the completed sexual harassment and sexual abuse investigations during the reporting period were reviewed.

During the on-site audit, twenty-seven inmates (20% of the population) were interviewed by the auditor and support staff. It should be noted no transgender or intersex inmates, inmates in segregated housing due to PREA allegations/fear of victimization, inmates who were blind, deaf or hard of hearing, inmates with a cognitive disability and no inmates who reported sexual abuse were housed at the jail during the on-site audit. In order to meet the minimum number if targeted inmate interviews, three inmates with physical disabilities, three inmates with limited English proficiency, three lesbian, gay or bi-sexual and inmates reporting sexual victimization during risk screening were interviewed. It was apparent from the interviews that inmates were well aware of PREA and their right to be free from sexual abuse and sexual

harassment. They were aware of how to report allegations and what the process would be if allegations were reported. Most inmates noted their opinion that the KCJ was safe and voiced their high regards of the professionalism of the staff.

The Kendall County Jail Deputies work a four day, 12 hour day rotation schedule. None of the Deputies working on the first day of the audit were assigned to work the second day of the audit, allowing the auditor and staff to interview every employee on both shifts for two days. A total of twenty-four staff were interviewed, representing both shifts. The Deputies are well versed in all posts of the facility. As noted with the residents, the staff were aware of the requirements of PREA and confirmed if they had any questions, the PREA Coordinator could be called even if off duty. It was further noted the Commander and PREA Coordinator had been known to come into the facility while off duty to conduct a search of a female inmate if necessary. Staff were very aware of the reporting and investigation of sexual abuse and sexual harassment allegations as well as their responsibility to provide a safe environment for inmates. All staff confirmed they had been no deviations to the minimum staffing requirements.

Also interviewed during this audit were specialized staff (medical-2), mental health, investigators-2, Supervisory staff-3, intake, incident review team members, staff responsible for monitoring retaliation, administrative, Human resources, risk screening, intake, and classification). It should be noted many of these staff had overlapping responsibilities.

The auditor interviewed one inmate who had corresponded with the auditor. The complaint involved a prior allegation from two years ago and about the complainant being informed in writing regarding the outcome of the investigation. The inmate was advised the notification was in compliance with the expectations of the PREA legislation. He also had concerns regarding the inmate witnesses in the investigation being fearful to speak out against the suspect in the investigation. The investigation was reviewed by the auditor and found each inmate witness had been interviewed, video was reviewed and the unfounded allegation was determined to be indisputable by the auditor. The inmate was again contacted and informed that the investigation had been reviewed and without providing details confirmed the validity of the investigation.

The primary community-based victim service provider contact had recently left her position and unavailable for interview. It should be noted the victim advocacy agency did tour the facility in 2015 and when new staff are retained, tours are provided. It is noted, the primary community-based provider is also the external reporting contact.

On the final day of the audit, the auditor provided a written preliminary list of findings. Since the auditor kept the PREA Coordinator and Deputy Commander updated throughout the audit regarding compliance status of the standards, there were no surprises with the preliminary findings. The PREA Coordinator had provided corrective action prior to the on-site audit and prior to the interim report. The corrective action was verified by the auditor and noted in the body of the PREA report.

The auditor and staff averaged 11 hours per day (66 hours total) which provided ample time to conduct interviews review documents, observe operations, and determine compliance for the facility.

There were remaining issues of non-compliance with standards requiring the facility to enter into a corrective action phase of the audit. Corrective action was proposed by the auditor and noted in the interim report. The PREA Compliance Coordinator and Auditor agreed upon a corrective action plan. The PREA Coordinator revised policies, developed and updated forms, provided training to staff and

submitted documentation of verification of compliance.

The methodology for documentation review consisted of a minimum of 25% of the total sampling size (personnel records, applicable medical and mental health records) to 100% (investigative reports, training records, inmate educational records, Personnel files, grievances, electronic screening records).

The Kendall County Sheriff's Department is now in compliance with all of the PREA Standards.

AUDIT FINDINGS

Facility Characteristics:

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

The Kendall County Public Safety Center is located at 1102 Cornell Lane, Yorkville, IL. The facility was opened in 1992. The capacity of the jail is 206 and there was 131 inmates housed during the on-site audit. The jail is divided into three areas commonly referred to as East, South and West End. The East End contains four holding cells and two housing areas for female inmates. One holding area contains 7 cells with a maximum of 10 beds and the other holding area contained 6 cells with a maximum capacity of 9 beds. The East End is staffed with a minimum of one Deputy at all times. The West End contains three dorms and five pods.

The housing units are flexible and can be changed to meet the needs of the facility. The housing units at the time of the on-site audit were classified and populated as follows:

Housing Area Count Classification

A Pod 11 General Population

B Pod 10 General Population

C POD 1 Administrative/Dis Segregation

D Pod 4 Protective Custody

E POD 4 General Population

Dorm 1 11 Inmate Workers

Dorm 2 1 Work Release

Dorm 3 5 Sentenced/Convicted

F Pod 4 Disciplinary/Administrative

G Dorm 11 Protective Custody

I Dorm 6 Protective Custody

J Dorm 9 General Population

K Dorm 8 General Population

L Dorm 8 General Population

M Dorm 10 General Population

N Dorm 6 Protective Custody

DS 3 Protective Custody

Medical Dorm 5 Special Needs/Med

TB 1 1 Special Needs/Mental Health

TB 2 2 Special Needs/P.C.

The facility holds pre-trial and sentenced males and females. Youthful offenders are only temporarily held in unsecured areas until a parent or designated caretaker picks up the youthful offender or transportation can be arranged to transport the youthful offender to the Kane County Juvenile Detention Center or to court.

The Illinois Department of Corrections has conducted annual inspections. There were no violations of the Illinois County Jail Standards noted in the 2015 and 2016 annual inspections.

The inmate population is diverse with approximately half of the inmates from Kendall County. The facility has contracts to house inmates from Cook, DuPage, Kane, DeKalb and the Federal Bureau of Prisons. Most of these inmates are on per-trial status and many have orders for protective custody. There is no electronic monitoring/home detention program and no community service program. Inmates are sentenced to periodic imprisonment (weekenders). There was 2324 admissions during the last 12 months; 902 inmates were housed more than 72 hours and 345 inmates were housed longer than 30 days. The age range was 19-76 at the time of the audit. The jail has been operating at about 60 % capacity. The staffing plan is designed to accommodate full capacity of the jail at all times.

The facility has 40 staff. There is a full time contractual kitchen supervisor and one part-time position. The medical contractor provides one full time Nurse manager and 2 part-time LPN's and a part time medical doctor who is on site one day a week and on call. Of the security staff, two are Black and the remainder White. Of the overall staff, there are 4 female deputies, a female Sergeant, a female Commander, a female nurse. There are 20 volunteers who conduct religious programs, parenting classes and the Department of Health and Human Services conduct health education. Inmate visitation is conducted by video with the option of on-site video or off-site video. Visitation is monitored by staff.

The Kendall County Jail is represented by three collective bargaining unions: one for deputies; one for Sergeants; and one for records personnel. The work force is stable with only two hires in the last year.

The lobby of the facility is equipped with three video visitation stations, lockers for visitors, phones and an ATM machine.

Master control has the capacity to monitor the visitor and inmate sides of the non-contact visitation area. This area is used for attorney, religious and other professional visitations.

All inmates have access to the indoor exercise area/gym on a daily basis. There is no outdoor recreational space. The gym is available from 8 am to 11 pm and allows for each housing unit to be recreated separately.

There are opportunities to work in the kitchen, laundry and sanitation. There are no educational or vocational programs at the present time.

The facility was inspected by the Illinois Department of Corrections in 2015 and 2016 and found to be in compliance with state standards. The facility was recently accredited by the American Correctional Center. All three documents were submitted to the auditor for review.

AUDIT FINDINGS

Summary of Audit Findings:

The summary should include the number of standards exceeded, number of standards met, and number of standards not met, along with a list of each of the standards in each category. If relevant, provide a summarized description of the corrective action plan, including deficiencies observed, recommendations made, actions taken by the agency, relevant timelines, and methods used by the auditor to reassess compliance.

Auditor Note: No standard should be found to be "Not Applicable" or "NA". A compliance determination must be made for each standard.

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

The Kendall County Sheriff's Department did not meet one or more subsections of twelve (12) standards; met thirty-one (31) standards and exceeded two (2) standards. Six (6) sub-standards were found not to be in compliance and was corrected prior to the interim report. At the completion of the interim report, the facility had conducted partial compliance of several of the standards not met. The Kendall County Sheriff's Department has updated policies and practices and submitted supporting documentation to the Auditor to verify compliance in all of the standards. The Kendall County Sheriff's Department is now in compliance with all of the standards. The corrective action provided is detailed below:

Kendall County Findings and Corrective Action

115.15 f) Limits to Cross Gender Viewing and Searches (f) 1 KCSD Pat Search training lesson plan from 2015 was reviewed. The lesson plan states if the gender of the inmate is unknown, a female will do the search and another deputy shall witness the search and document it. The lesson plan prohibits a search to determine gender-gender can only be determined by asking the inmates questions or by medical. The investigative procedure for an allegation of inappropriate pat-down searches was described, including video preservation of the search, video of other pat searches by the same officer, inmate asked to show what happened using a chair as a model and an audio recorded interview with the inmate. The facility does allow cross gender, intersex or transgender inmates to be searched in emergency situations. Lesson plans and training from 2015 indicated training on transgender searches however the training did not refer to cross gender, intersex searches. The training records consisted of a sign in sheet. There was no posttest or acknowledgement of understanding the training. A directive was issued on 8/16/16 providing guidance that transgender inmates may be strip searched by a Deputy of the same sex that the transgender inmate identifies with. Transgender strip searches were to be documented in the jail management system. Random staff were interviewed and with the exception of one staff person, stated they had been trained on conducting such searches when searches were allowed. One staff indicated they had received training but not from the facility. Random staff interviewed varied in their responses regarding when training on cross gender pat down searches, searches of transgender and intersex inmates was conducted (two months ago, by video, years ago).

Corrective Action: The refresher training in January 2018 included training on cross gender pat-down searches, searches of intersex and transgender inmates, in a professional and respectful manner, and in

the least intrusive manner possible, consistent with security needs. The training included a definition and examples of exigent circumstances. The training slideshow and lesson plan was provided to the Auditor for compliance. In addition, training verification of all employees (excluding one employee who is on an extended leave) was provided. A post test and acknowledgement of understanding of the training provided was submitted for each employee. The facility is now in compliance with the standard.

115.17 (a) Hiring and promotion decisions KCSD Policy 107- Specialized Assignments and Promotions 107 and KCSD Policy 305 Selection Process prohibits the agency from assigning, promoting for transferring anyone who may have contact with inmates who has engaged in sexual abuse, been convicted of sexual abuse or been civilly or administratively adjudicated to have engaged in the provisions of this standard. The Merit Commission Rules do not include the provisions of this standard and states the Sheriff "may" conduct a background check. There is no application process for promotions and no process in place to capture this information in the promotional process. The KCSD employment application includes these questions. The files of the two deputies hired during the reporting period were reviewed and were in compliance with the standard. KCSD does not have a policy or practice for contractors to comply with this standard.

Corrective Action: The KCSD worked with the Merit Commission and revised the Merit Commission Rules to include the provisions of this standard. The background check form has been revised and now meets the standard. The PREA Operational Plan was updated and prohibits hiring or enlisting the services of any applicant, candidate for promotion, contractor or volunteer pursuant to 115.17 a.

115.17 (b) Hiring and promotion decisions KCSD Policy 305 Selection Process states having been disciplined by any employer for acts constituting racial, ethical or sexual harassment or discrimination is a disqualifying factor for hiring staff. KCSD policy and practice does not include consideration of sexual harassment for promotions or to enlist the services of any contractor who may have had contact with inmates.

Corrective Action: Kendall County Policy 305, Merit Commission Rules and the application form for contractors has been revised and now meets the standard.

115.17 e Hiring and promotion decisions The agency conducted criminal background records checks on employees from the date of hire but had not conducted such checks subsequent to those dates. The agency has a procedure in place for the State Police to notify the agency of the arrest of any Sheriff's department employee. Contractor criminal background checks were conducted within the time frames established by the standard and verification of same was reviewed.

Corrective action: Criminal records background checks were conducted prior to the interim report (December 28, 2017) and reviewed by the Deputy Commander. Verification of all 107 sworn officers (patrol and corrections) criminal records checks were provided to the auditor. The PREA Coordinator submitted documentation of criminal background checks for all non-sworn staff. The KCSD is now in compliance with this standard.

115.17 (f) Hiring and promotion decisions A review of the personnel files of the two deputies hired during the reporting period verified the provisions of this standard. KCSD did not promote anyone during the reporting period. KCSD policy imposes a continuing affirmative duty to disclose in accordance with this standard. KCSD Policy 1001 Evaluation of Employees includes the requirement for an interview as part of the evaluation process. The interview process does not include questions pursuant to paragraph (a) of

this standard.

Corrective Action: The Kendall County Sheriff's Department revised Policy 1001 Employee Evaluations to meet the standard. The revised policy, revised application form and verification of implementation of the policy was received by the Auditor. The KCSD now meets this standard.

115.31 (b) Employee Training Kendall County Jail houses female and male inmates. Employee training does not include information tailored to any specific gender.

This standard has not been met.

Corrective Action: The PREA Coordinator developed a training program for Gender Specific Training. Verification of staff training and acknowledgment of understanding the training was received and reviewed by the Auditor. The KCSD now meets this standard.

115.32 (a) Volunteer and Contractor Training Through interviews with various contractors (3 present during the on-site phase), volunteers (3 present during the on-site phase) and the Barber, a determination was made that not all contractors and volunteers have received training regarding their responsibilities under the agency's sexual abuse and sexual harassment prevention, detection, and response policies and procedures. The PREA coordinator confirmed several contractors had been omitted. All of the volunteers interviewed indicated training had occurred however, it is noted one of the volunteers interviewed was not listed on the list of volunteers provided to the auditor. Interviews with the PREA Coordinator, Deputy Commander training coordinator indicated several staff were responsible for the maintenance of training records (volunteers, contractors, employees).

Corrective Action: The volunteer list was reviewed and revised to ensure all volunteers were included. Training verification and acknowledgement of understanding the training for all contractors and volunteers was received and reviewed. The KCSD now meets this standard.

115.32 (b) Volunteer and contractor training Kendall County Policy 310 PREA Training outlines a training plan that requires all volunteers and contractors to be provided the same training as employees. However, the same training is not provided. The PREA facilitator Guide for Volunteer, contractor and vendor training and the PREA Guide for volunteers, contractors and vendors were reviewed by the auditor. The guide has not been updated to reflect current policies to be reviewed. The brochure does not address inmate on inmate sexual abuse or sexual harassment however the facilitator guide indicates knowledge of any inmate sexual misconduct (with or without consent). The facility has not provided food service or medical/mental health staff with training based on the services they provide and the level of contact with inmates. The training for these staff should include response policies and procedures.

Corrective Action:: The policy was revised to reflect training will be provided to volunteers, contractors and vendors based on the services and level of contact they have with inmates. The facility developed a training plans for volunteers, contractors and vendors based on the level of services provided and the anticipated involvement in the facilities response plan. The facility trained volunteers, contractors and vendors with the updated training. Updated policy, lesson plans and training verification were submitted to the auditor for review. The KCSD now meets this standard.

115.32 (c) Volunteer and contractor training Kendall County has maintained records confirming volunteers and contractors understand the training they have received. Five random volunteer acknowledgements of training and understanding were reviewed, however not all volunteers, contractors

and vendors had been trained.

Corrective Action: The PREA Coordinator submitted documentation verifying training for each volunteer, contractor and vendor. In addition, acknowledgment of the understanding the training was provided. The KCSD is now in compliance with this standard.

115.33 b. Inmate education The Pre-audit questionnaire acknowledged approximately 24% of the inmates received comprehensive education either in person or through video within 30 days of intake. KCSD Policy 508 Classification was not in compliance with the standard. Interviews with the PREA Coordinator revealed the problem was discovered in October. Random interviews with inmates housed over 30 days resulted in responses from "didn't remember" to affirmative responses. Interviews with intake staff indicated the post was not responsible for the more extensive education provided. Verification of weekly inmate education for all inmates housed at the facility on December 31, 2017 was requested. The electronic verification of inmate education indicated 88 inmates had been housed 30 days or more as of December 31, 2017. Of those 88 inmates, 13 (14.7%) had not been provided with more comprehensive education.

Corrective Action: The Kendall County Sheriff's Department changed their policy and practice and now comprehensive education is provided at the same time risk reassessments are conducted. Electronic verification of education was forwarded to the auditor. In order to demonstrate the new procedure has been incorporated into practice, electronic verification of all inmates housed in the jail on May 15, 2017 (inmate name, date of booking and date of PREA education) was provided to the auditor via the on-line audit system. The KCSD is now in compliance with the standard.

115.33 (c) Inmate Education The KCSD pre-audit questionnaire resulted in all inmates who had not received more comprehensive education within 30 days had been provided with the education prior to the on-site audit. Verification of weekly inmate education for all inmates housed at the facility on December 31, 2017 was requested. The electronic verification of inmate education indicated 88 inmates had been housed 30 days or more as of December 31, 2017. Of those 88 inmates, 13 (14.7%) had not been provided with more comprehensive education.

Corrective action: The Kendall County Sheriff's Department provided comprehensive education to the identified inmates who had not received the education. In addition, a list of all inmates housed in the jail on May 15, 2018b (inmate name, date of booking and date of PREA education) was provided to the auditor via the on-line audit system. The Auditor reviewed all of the supporting documentation and determined the facility now meets the standard.

115.35 (d) Specialized Training: Medical and Mental Health Staff Interviews with medical staff (2) and mental health staff (1) as well as review of the training records submitted to the auditor indicate medical and mental health staff have not received the training mandated for employees or the training mandated by contractors.

Corrective Action: Lesson Plans appropriate for the level of interaction and duties of the health care professionals were developed in accordance with this standard. Lesson Plans and training verification, including acknowledgement of understanding the training received was submitted to the auditor for review. The KCSD is now in compliance with the standard.

115.41 (f) Screening for risk of victimization and abusiveness The Kendall County pre-audit questionnaire

disclosed reassessments within 30 days were not conducted.

Corrective action: Kendall County revised the policy and developed a reassessment tool which is administered at the time of the more extensive PREA education (within 30 days). The reassessment instrument includes a space for the inmates' signature. The facility provided the auditor with a copy of the revised approved policy, staff training on the policy and reassessments within 30 days after the training was provided. The auditor reviewed supporting documentation on all inmates who was in the jail on May 15, 2018 over 30 days and determined reassessments were conducted in accordance with the standard. The KCSD now meets this standard.

115.53 (a) Inmate access to outside confidential support services The KCSD Inmate handbook and PREA brochure provides inmates with access to outside victim advocates for emotional support services related to sexual abuse. The mailing address and telephone number to Mutual Ground is located in both documents and is listed on the screen saver on the law library computer cart on all housing units. Mutual Ground will serve all inmates located in the Kendall County Jail including those detained solely for civil immigration purposes. Phones are available on each housing unit. Security staff are not posted on the housing units and the calls are not recorded; the phone calls are confidential. According to the PREA Compliance Administrator, mail to Mutual Ground is checked for contraband as Mutual Ground is also a facility for battered women. The practice of screening mail to Mutual Ground does not meet the standard. Random Interviews with inmates resulted in answers indicating a clear awareness of the provision, to stating they were not sure. Verification of inmate education was obtained for the inmates who stated they were not unsure and a review of the inmate education records clearly demonstrated education had been provided to those inmates. In addition, during the tour of the facility, one inmate was asked and indicated they were not sure of the reporting procedure and the inmate was asked if they had an inmate handbook and the inmate was able to produce the Handbook upon request from her cell. There were no inmates who had reported sexual abuse housed at the facility during the on-site audit.

Corrective Action: KCSD policy and practice has been changed to reflect mail to Mutual Ground shall not be read and considered privileged mail. The Inmate Handbook was revised and informs inmates of the procedure to correspond confidentially with Mutual Ground. The KCSD is now in compliance with this standard.

115.61 (c) Staff and agency reporting duties The contracted health care providers have adopted the Kendall County PREA Operational Plan as policy. The medical screening form has a section of questions that indicates positive responses will be reported to Jail Administration. This section includes self-reporting on a history of violence towards others, history of being victimized, history of being sexually assaulted, and a history of sexually assaulting others. The section does address the limitations of confidentiality (when informed consent is required). Interviews with mental health indicated a lack of knowledge regarding their duty to report inmate disclosure of sexual abuse and sexual harassment that occurred in a facility whether or not it is part of the agency without informed consent of the inmate. The Kendall County PREA Operational Plan does not include this provision of the standard. Interviews with medical and mental health indicated clear knowledge of reporting suspicion, or information regarding sexual abuse or harassment obtained from other sources. It should be noted mental health staff and medical staff had not benefited from the Kendall County PREA training and had been trained by the contracted agency. There have been no reports to medical or mental health staff of inmate sexual abuse or sexual harassment that occurred in a facility within the last year.

Corrective Action: Provisions set forth in this standard have been incorporated into the PREA Operational

Plan. Mental health staff and medical staff participated in the updated Kendall County PREA training. Acknowledgement of understanding the training was provided. The training also addressed the limitations of confidentiality (those disclosures requiring informed consent). Kendall County provided a copy of the updated PREA Operational Plan. The KCSD now meets this standard.

115.64 b Staff first responder duties The KCSD Policy 606 mandates if the first responder is not a deputy, the responder shall request the alleged victim to refrain from any actions that could destroy physical evidence and then immediately notify a deputy. There were no allegations of sexual abuse during the reporting period. Mental health and medical staff interviewed did not indicate a clear understanding of their duty to request the alleged victim not take any actions that could destroy physical evidence and then notify security staff.

Corrective Action: The PREA Coordinator provided training to medical and mental health staff outlining the provisions of this standard. Acknowledgement of understanding of the requirement was submitted by the PREA Coordinator. The KCSD is now in compliance with this standard.

115.65 (a) Coordinated Response 116.65 (a) requires the facility to develop a written institutional plan to coordinate actions taken in response to an incident of sexual abuse among staff first responders, investigators, and facility leadership. The plan lacks information regarding the role of medical and mental health. The plan does not identify Mutual ground (victim advocacy) as a step in the plan and who would be making that call.

Corrective Action: The PREA Operational Plan was revised to incorporate the role of mental health and medical in the response plan. The plan includes a plan to notify Mutual Ground for victim advocacy. The updated plan was reviewed and determined to meet standards.

115.71 (c) Criminal and administrative agency investigations KCSD Policy 606 and the CSA Investigations Protocol outlines an investigative procedure compliant with the requirements of this standard. Interviews with two investigators confirmed the investigators were familiar with all of the requirements in this standard. There was one reported sexual abuse (Inmate on inmate) during the reporting period. The case was referred to a Kendall County Sheriff's Department Detective and remains pending. Kendall County prioritizes investigations and usually completes investigations within several days. It is noted the one pending investigation is a result of the Detective's persistence in conducting a thorough investigation. The reason for the delay is attempting to locate the suspect (subsequently released from the jail). The Detective has followed leads that included out of state travel in an attempt to locate the suspect. In other investigations reviewed, a standard protocol was not followed and reviews of prior complaints and reports of sexual abuse involving the suspected perpetrator were not included in the case summary. In addition, even though an inmate may deny the allegation during an investigative interview, the suspect should still be interviewed as fear of retaliation maybe the reason for the recantation. This standard is not consistently met.

The auditor provided a standardized format for investigation for Kendall County review. The PREA Coordinator conducted a non-PREA investigation utilizing the format and the investigation was thorough and addressed all the requirements of the standard.

Corrective Action: Kendall County developed a standardized format and checklist to ensure investigations include all of the elements of the standard. Evidence of the standardized format being incorporated into policy and practice, was forwarded to the auditor. Two investigations were reviewed utilizing the checklist

and were determined to be complaint. The KCSD now meets this standard.

115.71 (e1) Investigative reports were reviewed. The credibility of the alleged victim, suspect is not always addressed. No inmates were asked to submit to a polygraph test. Interviews with two investigators indicated an understanding of credibility statements and how an alleged victim, suspect and witness credibility would be assessed. Investigators stated during interviews that an alleged victim would never be asked to submit to a polygraph or other truth telling device. This standard is found to not comply with the standard as credibility statements are not routinely documented.

Corrective Action: A checklist with all of the elements required in an investigative report was developed and the Supervisor completes the checklist prior to approving the report. Kendall County provided training for investigators and submitted two investigative reports for review. The facility now meets this standard.

115.72 e2) All Investigative reports for the reporting period were reviewed. The credibility of the alleged victim, suspect is not always addressed. No inmates were asked to submit to a polygraph test. Interviews with two investigators indicated an understanding of credibility statements and how an alleged victim, suspect and witness credibility would be assessed. Investigators stated an alleged victim would never be asked to submit to a polygraph or other truth telling device.

Corrective Action: A checklist with all of the elements required in an investigative report was developed and the Supervisor completes the checklist prior to approving the report. Kendall County provided training for investigators and submit two investigative reports to the auditor for review for compliance. The Investigative reports were reviewed and met all of the requirements of the standard.

115.71 (f) Criminal and Administrative Findings (f) A review of investigative reports indicated the reports do not routinely include documentation of an effort to determine whether staff actions or failures to act contributed to an allegation, credibility assessments, and a summary of investigative facts and findings. The investigator does not always determine the finding and the PREA Coordinator sometimes determines the finding from reviewing the investigative report. Interviews with investigators indicated the investigator is not required to determine a finding and the finding is determined by command staff. The PREA Operational Plan states the PREA Coordinator shall determine the finding of the investigation. KCSD Policy 606 states the investigation will be forwarded to the Commander or Sheriff and the Commander or Sheriff shall determine if the allegation of sexual abuse or sexual harassment has been substantiated by a preponderance of the evidence.

Corrective Action: The KCSD Policy 606 and the PREA Operational Plan were updated to reflect the investigator shall render a finding. The Deputy Commander reviews the report and either concurs or does not concur with the findings. The two completed investigations were forwarded to the auditor for verification the policy has incorporated into practice.

After reviewed of all of the post audit materials, the Auditor has determined the Kendall County Sheriff's Department meets all of the PREA Standards.

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 (documents, interviews, site review, additional information):</p> <p>Kendall County Policy 606 PREA Kendall County Policy 607 PREA Investigations Kendall County PREA Operational Plan Sheriff's Department Organizational Chart Interview with the PREA Coordinator Interview with the Commander Interview with random staff (all staff present during on site audit were interviewed)</p> <p>Findings (by Subsection)</p> <p>115.11 (a) 1 KCSD has a comprehensive policy (606) on sexual sexual abuse and sexual harassment. The policy clearly mandates a zero tolerance with regard to sexual abuse and sexual harassment. The KCSD will take appropriate affirmative measures to protect all inmates from sexual abuse and harassment, and promptly and thoroughly investigate all allegations of sexual abuse and sexual harassment. Kendall County's PREA Operational Plan, Policy 606 PREA and Policy 607 Sexual Assault Investigations outlines the approach to preventing, detecting, and responding to sexual abuse and sexual harassment. Policy 606 includes definitions of prohibited behaviors for staff and inmates and describes sanctions for those who participate in the prohibited behaviors.</p> <p>115.11 (b)</p> <p>Kendall County's organization chart indicates the PREA Coordinator reports to the Deputy Commander. Although the PREA Coordinator is a bargaining union position and the same classification level as Supervisors, it is clear the Kendall County Sheriff's Department has delegated the responsibility and authority intended in this standard to the PREA Coordinator. Random staff and supervisory staff were interviewed and indicated the PREA Coordinator is considered the expert and the PREA Coordinator would be contacted (on or off duty) on any PREA allegation or question regarding PREA. Through interviews with the PREA Coordinator, Commander and Deputy Commander, it is clear the PREA Coordinator has drafted all PREA related policy, provided training in PREA related topics and has sufficient time and the authority to develop, implement and oversee the PREA Policy.</p> <p>115.11 (c) the KCSD operates one facility.</p>

115.12	Contracting with other entities for the confinement of inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>KCSD Pre-audit questionnaire Commander Interview</p> <p>Summary of Finding:</p> <p>The Kendall County Sheriff's Department does not contract with any entity for the confinement of inmates. It should be noted, Kendall County houses offenders from DeKalb County, Kane County, DuPage County, and federal prisoners. The Kendall County Commander maintains all contracts and verified Kendall County does not contract with any other entity to house Kendall County inmates.</p>

115.13	Supervision and monitoring
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed (documentation, interviews, site review, Supplemental information):</p> <p>Staffing Plan Activity Schedule Staffing Plan Review Spreadsheet of Deputies/Sgt on shift Interview with PREA Coordinator Interview with the Commander KCSD Policy 606 Electronic logs of supervisory rounds PREA Operational Plan ACA Audit-September 2017 Interviews with three Acting Supervisors Staffing schedules for all holidays and random days and shifts each month during the reporting period.</p> <p>Summary of Findings (by sub-section):</p> <p>115.13 (a) Review of the KCSD Staffing Plan minutes dated January 4, 2017 outlines a review of all eleven (11) required considerations in developing a staffing plan. There have been no judicial findings of inadequacy and no findings of inadequacy from Federal investigative agencies. The KCSD has been in the process of a technology upgrade for the past several years. All components of the physical plant (including blind spots or areas where staff or inmates may be isolated) were considered in the development of the project. The composition of the inmate population was considered and the staffing plan assumes all living areas of the facility are occupied at all times. The number and placement of supervisory staff and facility programs were considered in the development of the plan. Illinois State Standards were also reviewed during the annual review of the plan. There were no completed sexual abuse investigations to review. The investigator assigned to investigate the pending inmate on inmate sexual abuse was interviewed. The PREA Coordinator stated the location and types of other allegations were considered in the development of the plan. In reviewing the staffing plan analysis and supplemental documents, six supervisory positions are required for a full compliment of supervisory staff and the KCSD has five Sgt's. One supervisory position (Sgt.) is staffed by Deputies who receive a stipend for assuming the duties of Sgt on the shift. Staffing schedules on all major holidays and random days each month through the reporting period were reviewed. Deputy staffing is sufficient to provide the supervisory oversight and not deviate from the staffing plan.</p> <p>Interviews were conducted with Supervisors and Deputies that have acted in the capacity of a supervisor during the year. The Supervisors and "Acting Supervisors" could describe the process for conducting unannounced rounds and the reason to conduct such rounds.</p> <p>115.13 (b) From reviews of the staffing for 15 traditionally high "call off dates", holidays and</p>

shifts where "acting supervisors" conducted supervisory rounds, and random days per month throughout the year were reviewed. Through interviews with deputies, Supervisors and the PREA Compliance Manager, it was determined the practice of the KCSD is to utilize overtime and has not deviated from the staffing plan.

115.13 (c) The Department provided the January 4, 2017 minutes of the annual review of the staffing plan by the PREA Coordinator and the Deputy Commander.

The assessment of the standards were reviewed and the determination that adjustments to the staffing plan or video monitoring system was not necessary and adequate resources were in place to ensure there would be no deviations to the plan.

115.13 (d) Electronic records of supervisory rounds were reviewed. The auditor requested electronic verification of supervisory rounds on both shifts for five days of each month of the year including all major holidays and reviewed same. Unannounced PREA rounds were found on each shift and the times of the rounds were varied and not predictable. These rounds were conducted by Sgt's, the PREA Coordinator and Deputies in "acting supervisor" positions. The electronic rounds system requires the supervisory staff to be present and log their presence in specific locations. Video was reviewed for three documented rounds by different Supervisors. Three deputies assigned to Acting Supervisors shifts were interviewed and all could verbally articulate the process and reason for unannounced rounds. KSCD Policy 606 empowers the PREA coordinator to develop a protocol (PREA Operational Plan) that prohibits staff members from alerting other staff members that these supervisory rounds were being conducted. The PREA Operational Plan prohibits 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. Interviews with staff conducting supervisory rounds indicated the rounds are random and unpredictable.

115.14	Youthful inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed (documentation, interviews, site review, Supplemental information):</p> <p>KCSD Policy 506 Juvenile Housing Interviews with booking and screening staff Facility Tour Interview and emails with PREA Coordinator Review of youthful offender booking logs</p> <p>Summary of Findings:</p> <p>115.14 (a) 1 It is the policy of the KSDC to prohibit the housing of juveniles, except when the juvenile has been ordered by the court to the custody of the facility. Juvenile inmates (including those housed in disciplinary isolation) shall be kept separated from adult inmates by sight and sound. The policy prohibits contact between juveniles and adult inmates in the living areas (includes day rooms and showers) and holding cells. It should be noted Kendall County has not been ordered by the court to house any youthful inmates and interviews with transport staff and random staff verified inmates under the age of 18 are not housed at the facility. Youthful offenders are transported directly to the Kane County Juvenile Detention Center and processed by the intake deputy prior to court. Youthful inmates are either released at court or transported back to the Kendall County Jail and wait in an unsecured area for family transport home. Youthful inmates are detained in the visiting room while waiting for court. If adults are present in the booking area, the adults are placed in holding cells while the youthful inmate is being processed. A deputy is always present. Electronic booking records of all youthful offenders were reviewed and do not reflect the actual time the youthful offender was present at the facility. For example, if a youthful offender was mandated for detention during a court hearing, the youthful offender would be booked at the jail and transported to the Kane County Detention Center. The records reflect the youthful offender was present at the jail (with no housing assignment listed). The auditor is convinced (from interviews with staff and booking records), the facility is in compliance with this standard.</p> <p>Recommendations: It is recommended the facility design a spreadsheet to reflect the actual time the youthful offender was present in a secure area of the facility.</p> <p>115.14. (a) 2 Although Kendall County Policy states a housing unit for juveniles has been identified if any were so ordered by the court, there has been no youthful offenders housed at the jail during the reporting period.</p> <p>115.14 (a) 3 The facility does not place any youthful inmate in housing units as verified by a review of daily population reports.</p> <p>115.14 (a) 4 By policy, the facility prohibits juveniles from being housed in the same housing units as adults.</p>

115.14 (b) KCSD Policy 506 states non-living areas such as entrances, corridors, elevators, booking areas, food service areas, recreation areas and program areas may achieve separation by scheduling juveniles and adult activities and movement to prevent contact with each other in common, non-living areas. The scheduling will eliminate all but inadvertent or accidental sight or sound contact between adult and juvenile inmates. Facility staff are required to maintain a constant, side-by-side presence with the juvenile or the adult to prevent sustained contact. There were no youthful offenders housed at the jail during the reporting period to observe practice. Interviews with random staff and the PREA coordinator states a deputy is in constant, side-by-side presence while youthful offenders are processed.

115.14 (c) Youthful offenders are not housed at the Kendall County Sheriff's Department, therefore programs, recreational and educational programs are not available at the facility.

115.15	Limits to cross-gender viewing and searches
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>KCSD Policy 514 Searches Video review of four searches of females Video review of females escorted to recreation by a male staff member with no search conducted Tour of the facility Interviews with inmates Pat search lesson plan Pat search training sign in log from 2015 (no verification of understanding) Interviews with random staff Strip search logs</p> <p>115.15 (a) 1-3 Policy 514.4 prohibits cross gender searches, modified strip searches and strip searches except in emergency situations. Policy 514 prohibits cross gender searches, modified strip searches and strip searches except in emergency situations. Body cavity searches are only permitted by a physician. Interviews with random staff and interviews with female staff verified cross gender searches, modified strip searches are prohibited. It should be noted the policy was changed this year. Cross gender searches were allowed prior to the policy change. Interviews with random staff and medical staff verify no cross gender searches have been conducting during the reporting period.</p> <p>115.15 (b) KCSD Policy 514 Searches states that except in emergencies, male staff may not pat down female inmates and female staff may not pat down male inmates. Absent the availability of a same gender staff member, it is recommended that a witnessing staff member be present during any pat-down search of an individual of the opposite gender. All cross-gender pat-down searches shall be documented. The PREA Operational Plan states cross-gender pat-down searches of female inmates are prohibited absent exigent circumstances. Lack of female staff shall not restrict female inmate's access to programs or activities. Interviews with female inmates and random staff verified female movement is not restricted when female staff is not available. Video was reviewed and obtained verifying female staff escorted by male staff to recreation without searches conducted.</p> <p>115.15.(c) KCSD Policy 514. 3 Searches mandates male staff may not pat down female inmates and female staff may not pat down male inmates, except in emergencies. Absent the availability of a same gender staff member it is recommended that a witnessing staff member be present during any pat-down search of an individual of the opposite gender. All cross-gender pat-down searches shall be documented. All modified strip searches, strip searches and body cavity searches require documentation. The staff member conducting the modified or strip search shall document the name and gender of the person subjected to the strip search, the facts that led to the decision to perform a strip search of the inmate; document why less intrusive methods of searching were not used or were insufficient; supervisor's</p>

approval; time, date, and location of the search, names and gender and roles of any staff present, all contraband and weapons discovered during the search, and complete a crime report and/or disciplinary report. KCSD Policy 514.4 requires a modified strip search or strip search to be conducted by staff members of the same gender as the person being searched, except in emergency situations. Any cross-gender modified strip search or cross-gender strip search shall be documented. Same sex pat down logs are not maintained. The strip search log was reviewed and there was one entry of a strip search entered by a male. however the name and badge number of the female staff conducting the search was noted.

115.15 (d) KCSD Policy 807 Inmate Hygiene permits inmates to shower, perform bodily functions and change clothing without non-medical 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. Photos were taken of each living unit's shower and toilet area during the tour of the facility. All showers and toilet areas are designed to be out of sight from staff and other inmates or have a door to ensure privacy. The PREA Operational Plan requires staff of the opposite gender to announce their presence when entering an inmate housing unit. Random interviews with thirteen staff indicated staff announce their presence when entering a living unit. All random inmates interviewed indicated they as well as other inmates were not ever naked in full view of opposite gender staff (excluding medical staff). KCSD Policy 807 Inmate Hygiene requires staff of the opposite sex shall announce their presence when entering an inmate housing unit. Random interviews with inmates in regards to staff of the opposite gender announcing their presence when entering an inmate housing unit varied from positive responses, 90% of the time, female staff announce most of the time, and male staff announce most of the time. It should be noted inmates on the same housing unit provided inconsistent responses as to the announcements. The PREA Coordinator stated some time ago during her interviews with inmates prior to the audit, inmates had the same responses. In order for Supervisory staff to ensure the announcements were made, deputies began to key up their mics and make the announcement via radio in order to ensure supervisory staff are aware of the announcement. Supervisory staff and random staff confirmed this informal procedure. Tours of the facility and interviews of staff indicated staff of the opposite gender announce their presence when entering a living unit. The auditor has determined the agency has provided sufficient procedures to ensure the policy has been incorporated into practice.

115.15 (e) 1 KCSD Policy 514.5 TRANSGENDER SEARCHES states staff shall not search or physically examine a transgender or intersex inmate for the sole purpose of determining genital status. If genital status is unknown, it may be determined during conversations with the inmate, by reviewing medical records or, if necessary, by obtaining that information as part of a broader medical examination conducted in private by a qualified health care professional. There were no transgender or intersex inmates housed at the facility during the on-site audit. Random staff interviewed indicated an awareness of the policy and there has been no searches conducted for that reason.

115.15 (e) 2 The PREA coordinator reported no situations where the genital status of any inmate required a determination from a qualified health care professional. Medical staff was interviewed and stated there has been no known intersex or transgender inmates housed at the facility within the last year. Medical staff indicated if asked, they would not view an inmates

body to determine the sex of an inmate in accordance with policy. Random staff were interviewed and indicated there has been no instances of a transgender or intersex inmate housed at the facility within the reporting period, and in the event a transgender or intersex inmate were presented during booking, a search would not be conducted and the inmate would be asked during the intake process.

115.15 (f) 1 KCSD Pat Search training lesson plan from 2015 was reviewed. The lesson plan states if the gender of the inmate is unknown, a female will do the search and another deputy shall witness the search and document it. The lesson plan prohibits a search to determine gender-gender can only be determined through asking the inmates questions or by medical. The investigative procedure for inappropriate pat searches was described, including video preservation of the search, video of other pat searches by the same officer, inmate asked to show what happened using a chair as a model and an audio recorded interview with the inmate. The facility does allow cross gender, intersex or transgender inmates to be searched in emergency situations. Lesson plans and training from 2015 indicated training on transgender searches however the training did not refer to cross gender, intersex searches. The training records consisted of a sign in sheet. There was no post test or acknowledgement of understanding the training. A directive was issued on 8/16/16 providing guidance that transgender inmates may be strip searched by a Deputy of the same sex that the transgender inmate identifies with. Transgender strip searches were to be documented in the jail management system. Random staff were interviewed and with the exception of one staff person, stated they had been trained on conducting such searches when searches were allowed. One staff indicated they had received training but not from the facility. Random staff interviewed varied in their responses regarding when training on cross gender pat down searches, searches of transgender and intersex inmates was conducted (two months ago, by video, years ago).

Finding: As the policy has changed within the last year from allowing cross gender searches, the review of the training plan did not include intersex inmates, and several random staff could not verbally articulate the rationale for "emergency circumstances", this auditor concludes the facility does not meet this standard.

Corrective Action Completed: Refresher training has been completed for all staff and included training on cross gender pat-down searches and searches of intersex and transgender inmates in a professional and respectful manner and in the least intrusive manner possible, consistent with security needs. The training curricula was submitted to the auditor and reviewed. The training included a definition and examples of exigent circumstances. Confirmation of all staff completing the training was received. The facility is now in compliance with the standard.

115.16	Inmates with disabilities and inmates who are limited English proficient
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>Language Line Contract PREA Brochure in English and Spanish PREA video with closed caption KCSD Policy 606 Interview with Inmates and Commander Interviews with staff during tour of the facility Inmate Handbook Interviews with disabled inmates (physical disabilities) Staff training logs</p> <p>Findings (by subsection)</p> <p>115,16 (a) The KCSD has implemented measures to address inmates with disabilities 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. The PREA Coordinator and staff interviewed during a tour of the facility noted the following accommodations would be provided to ensure inmates with disabilities had a equal opportunity to participant in and benefit from the KCSD PREA program.</p> <ul style="list-style-type: none"> * Inmates who are blind or have low vision- PREA video with audio recording in English and Spanish, verbal presentations * Inmates with limited reading skills -one on one education with staff, video * Inmates with psychiatric disabilities-one on one education with staff, enlist the support of mental health to conduct education * Inmates with speech disabilities-written information is available, written communication is available * Inmates with other disabilities-Inmate phones are handicapped accessible, one-on-one support * Inmates who are deaf or hard of hearing - PREA brochure, PREA video with closed captions and Inmate Handbook, sign language interrupter, TTY telephone service * Inmates with limited English Proficiency- Language Line Contract, staff interpreter,Spanish Inmate Handbook and brochure * Inmates with intellectual disabilities - one-on-one staff education <p>115.16 (b) 1 The KCSD has had a contract with Language Line Services Inc since 2007. The language service is available 24 hours a day, 7 days a week, 365 days a year. The service provides translation services in the following languages: Spanish, Chinese (Mandarin and Cantonese), French, Japanese, Korean, Russian, Vietnamese, Armenian, Cambodian, German, Haitian, Creole, Italian, Polish, Portuguese, Farsi, Tagalog, Thai, Urdu and others.</p> <p>115.16 (c) 1 KCSD Policy 606 specifically states that should an investigation involve inmates</p>

who have disabilities or who have limited English proficiency, the first responder shall not rely on inmate interpreters, inmate readers or other types of inmate assistants, except in limited circumstances where an extended delay in obtaining an interpreter could compromise inmate safety, the performance of first- response duties or the investigation of sexual abuse or sexual harassment allegations

115.16 (c) 2 The KCSD has not had any PREA allegations that required an inmate interpreters to be utilized for any reason during the last year.

115.16 (c) 3 The KCSD has not had any PREA allegations that required an inmate interpreters to be utilized for any reason during the last year.

115.17	Hiring and promotion decisions
	<p>Auditor Overall Determination: Meets Standard</p> <p>Auditor Discussion</p> <p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>KCSD Policy 107 Specialized Assignments and Promotions KCSD Policy 305 Selection Process Background investigations of the two staff hired in the last 12 months Background investigations of six contractors who worked within the facility and potentially had contact with inmates in the last 12 months Merit Commission Rules Interview with Human relations Interview with PREA Coordinator Interview with Deputy Commander Interview with the Under Sheriff Interviews with contractors KCSD Employment Application Authorization of Background Check Form Employee Evaluation Form KCSD Policy 1001</p> <p>Summary of findings (by subsection):</p> <p>115.17 (a) KCSD Policy 107- Specialized Assignments and Promotions 107 and KCSD Policy 305 Selection Process prohibits the agency from assigning, promoting for transferring anyone who may have contact with inmates who has engaged in sexual abuse, been convicted of sexual abuse or been civilly or administratively adjudicated to have engaged in the provisions of this standard. The Merit Commission Rules do not include this provision and states the Sheriff may conduct a background check for promotion. The files of the two deputies hired during the reporting period were reviewed and were in compliance with the standard. KCSD does not have a policy or practice for contractors to comply with this standard.</p> <p>Corrective Action Completed: The KCSD worked with the Merit Commission and revised the Merit Commission Rules to include the provisions of this standard. The background check form has been revised and now meets the standard. The PREA Operational Plan was updated and prohibits hiring or enlisting the services of any applicant, candidate for promotion, contractor or volunteer pursuant to 115.17 a</p> <p>115.17 (b) KCSD Policy 305 Selection Process states having been disciplined by any employer for acts constituting racial, ethical or sexual harassment or discrimination is a disqualifying factor for hiring staff. KCSD policy and practice does not include consideration of sexual harassment for promotions or to enlist the services of any contractor who may have had contact with inmates.</p> <p>Corrective Action Competed: The KCSD has updated the PREA Operational Plan, Policy 305 Selection, and the applicant background form. The applicant background form asks the three</p>

questions relative to 115.17 (a) and asks about any allegation, complaint or finding of sexual harassment. Policy 305 prohibits hiring anyone pursuant to 115.17 a and states incidents of sexual harassment shall be considered on a case by case basis. The PREA Operational Plan 2018 requires all applicants, promotions, contractors and volunteers to complete the PREA questionnaire.

115.17 (c) KCSD Policy 305.3.1 CRIMINAL RECORD CHECK requires every person who may have inmate contact as staff or contractor shall, prior to service, undergo a thorough background investigation to verify his/her personal integrity and high ethical standards, and to identify any past behavior that may be indicative of the candidate's unsuitability to perform duties relevant to the operation of the Kendall County Sheriff's Office. Files were provided for the two deputies hired during the audit period. Background checks included a LEADS and NCIC check, interviews with local, and county law enforcement agencies, previous employers and friends and neighbors. The three questions identified in the standard were included as a part of the application process. There has been no promotions during the reporting period.

115.17 (d) The auditor was provided with documentation verifying criminal background record checks were conducted on seven contractors who may have contact with inmates during the reporting period. The records checks were inclusive of all contractors retained during the reporting period including mental health staff.

115.17 (e) The agency conducted criminal background records checks on employees from the date of hire but had not conducted such checks subsequent to those dates. The agency has a procedure in place for the State Police to notify the agency of the arrest of any Sheriff's department employee. Contractor criminal background checks were conducted within the time frames established by the standard and verification of same was reviewed.

Corrective action completed. Criminal records background checks were conducted prior to the interim report (December 28, 2017) and reviewed by the Deputy Commander. Verification of all 107 sworn officers (patrol and corrections) criminal records checks were provided to the auditor. In addition, verification of non-sworn staff (facilities management) was submitted.

115.17 (f) A review of the personnel files of the two deputies hired during the reporting period verified the provisions of this standard. KCSD did not promote anyone during the reporting period. KCSD policy imposes a continuing affirmative duty to disclose in accordance with this standard. KCSD Policy 1001 Evaluation of Employees includes the requirement for an interview as part of the evaluation process. The interview process does not include questions pursuant to paragraph (a) of this standard.

Corrective Action Completed: The Kendall County Sheriff's Department will revised Policy 1001 Employee Evaluations to meet the standard. The revised evaluation was submitted to the Auditor and now meets the requirements of the standard. Ten employee evaluations were submitted and reviewed by the Auditor. The Auditor has determined the policy has been implemented into practice.

115.17 (g) KCSD Policy 305 Selection Process states material omissions regarding this standard or provisions of materially false information are grounds for termination. This information is also included on the Authorization for Background Check form which the

employee signs.

115.17 (h) Human Resources interviews indicated if asked, HR would not verbally comment on substantiated allegations of sexual abuse or sexual harassment involving a formal employee, however law enforcement agencies are invited to the facility to review the employees personnel files. The process complies with providing information in the standard.

115.18	Upgrades to facilities and technologies
	Auditor Overall Determination: Exceeds Standard
	Auditor Discussion
	<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>Video Surveillance Specifications Interview with the Deputy Commander Interview with the PREA Coordinator Interview with the Sheriff Tour of the facility Observations of camera locations and quality of video</p> <p>115.18 (a) The KCSD has not acquired any new facility or has any planned substantial expansion or modification of the existing facility.</p> <p>115.18 (b) THE KCSD started the process of designing a multi-million dollar system upgrade in 2015. Work on the project began in December of 2016 and is on-going. One of the biggest components of the security system upgrade was the close circuit and video monitoring within the jail. The KCSD upgraded from 116 cameras to 168 camera views inside the Public Safety Center and 21 cameras on the outside of the Public Safety Center. Monitoring stations were increased by putting live video monitors in all work areas to include master control, booking, West pod and the south pod. Live monitoring stations will be installed in the Supervisors office as well as the Deputy Commander's office prior to the project completion. Digital zoom capacity is available which allows investigations to distinguish faces and make identification of inmates. A blind spot analysis was conducted during the planning phase. The video retention of the new system is a minimum of sixty days as opposed to the 5 to 7 day retention provided by the old system. All of the cameras have been installed. Larger high definition screens are being installed.</p> <p>The Sheriff's Department and community willingness to invest in this project demonstrates the commitment of the county to ensure the safety of inmates and staff and exceeds the expectations of this standard.</p>

115.21	Evidence protocol and forensic medical examinations
	<p>Auditor Overall Determination: Meets Standard</p> <hr/> <p>Auditor Discussion</p> <p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>KCSD Policy 606 KCSD Operational Plan CSA Investigative Protocol MOU-Mutual Ground Edwards Hospital SA Plan Copley Hospital SA Plan Interviews with Mutual Ground Interview with Nurse Manager ER-Copley Hospital Interview with Nurse Manager ER- Edwards Hospital Interview with PREA Coordinator Interviews with investigators</p> <p>Summary of findings by subsection:</p> <p>115.21 (a) The KCSD is responsible for investigating allegations of sexual abuse and follows a uniform evidence protocol. The CSA Investigation protocol was reviewed and determined to satisfy the requirements of this standard. Interviews with random staff indicate knowledge of the protocol or knowledge of where to find the information in the event of a sexual assault.</p> <p>115.21 (b) The KCSD does not conduct forensic examinations. This standard is not applicable.</p> <p>115.21 (c) KCSD Policy 606 ensures all victims of sexual abuse have access to forensic medical examinations outside the facility. The KCSD Operational Plan identifies Copley and Edwards Hospitals as the medical facilities to be utilized in the event of a sexual assault. A nurse manager from each hospital was interviewed and have SANE trained nursing staff. Both hospitals indicated SANE staff were available, however 24 hour availability was not assured. In the event a SANE nurse was not available, physicians would conduct the exam in accordance with the protocol developed by each hospital. Edwards Hospital uses a protocol approved by the Illinois Sate Police and Copley Hospital uses a protocol developed by the International Associaiton of Forensic Nursing. There have been no reports of sexual assault requiring a forensic medical exam during the reporting period.</p> <p>115.21 (d) The KCSD has a Memorandum of Understanding with the local rape crisis agency. The rape crisis center has 24/7 availability.</p> <p>115.21 (e) The MOU with Mutual Ground provides for the victim advocate to accompany and support the victim through the forensic medical examination process. KCSD Policy 606 allows for the victim advocate to accompany and support the victim through the examination process and investigatory interviews upon request of the inmate. Both documents state the agency (Mutual Ground) shall provide emotional support, crisis intervention, information and referrals.</p>

115.21 (f-g) Not applicable

115.22	Policies to ensure referrals of allegations for investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>KCSD Policy 606 PREA KCSD PREA Operational Plan Interviews with the Sheriff, investigators, PREA Coordinator and random staff</p> <p>Summary of Findings (by subsection):</p> <p>115.22 (a) The KCSD has 12 investigators trained to conduct sexual harassment and criminal abuse investigations. A review of all investigations indicated all investigations have been completed with the exception of one pending investigation. KCSD Policy 606 states the agency is responsible for all administrative and criminal investigations.</p> <p>115.22 (b) KCSD Policy 606 requires all allegations of sexual abuse and harassment to be investigated. This notification is posted on the Department's website. Interviews with investigative staff confirmed all allegations are investigated.</p>

115.31	Employee training
Auditor Overall Determination: Meets Standard	
Auditor Discussion	
<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>KCSD PREA Training Facilitators Guide KCSD Employee Brochure NIC Training Certificates (10 randomly selected employees) KCSD Policy 310 PREA Training Training Curriculum and electronic training verification (all staff) Interviews with random staff</p> <p>Summary of Findings:</p> <p>115.31 (a) KCSD Policy 310 PREA Training, the KCSD PREA Training Facilitator's Guide, the KCSD Employee Brochure and training verification on all KCSD Policies were reviewed. NIC training certificates for ten employees (25%) on NIC identified course work were reviewed. The Facilitator's Guide and employee brochure had no references to zero -tolerance for sexual abuse and harassment; response policies and procedures, inmates right to be free from sexual abuse and harassment nor the right of inmates and employees to be free from retaliation for reporting sexual abuse and harassment. The brochure and facilitator's guide addressed sexual harassment prevention, how to maintain appropriate boundaries with inmates, detection and reporting procedures. The training certificates of all employees from the first comprehensive PREA training (2015) were reviewed and found to have been provided the basic PREA training provided by the National Institute for Corrections (NIC) which included the dynamics of sexual abuse and sexual harassment; common reactions of sexual abuse and sexual harassment in confinement; common reactions of sexual abuse and sexual harassment victims; how to detect and respond to signs of threatened and actual sexual abuse; and how to avoid inappropriate relationships with inmates. Policies are released through lexipol and staff electronically verifies an understanding of the policy. Updated policies and procedures and managed in the same fashion. Electronic verification of training on the various policies related to PREA were submitted on all employees and meets the requirements of this standard.</p> <p>115.31 (b) Kendall County Jail houses female and male inmates. Employee training does not include information tailored to any specific gender.</p> <p>Corrective Action Completed: The KCSD submitted the lesson plan for gender specific training and the employees acknowledge of understanding the training to the auditor. The facility is now meets the standard.</p> <p>115.31 (c) Full refresher training is conducted annually which exceeds the expectations of every two years. The last refresher training was conducted on January 28th and February 6, 2017. Electronic verification of participation and understanding was received and reviewed by the auditor. The KCSD utilizes electronic daily bulletins with scenario's, references to KCSD</p>	

policies and quiz's to supplement the two year refresher trainer. Verification of employee's receipt and understanding of same was received from PREA informational bulletins on October 22, December 20, 2016, December 27, 2016, December 29, 2016.

115.31.(d) The KCSD provided documentation through electronic signature and NIC certificates that employees were trained and understood the training received. Verification was confirmed by a review of the training documents.

115.32	Volunteer and contractor training
Auditor Overall Determination: Meets Standard	
Auditor Discussion	
<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>Signed acknowledgement of understanding training (five individuals) Kendall County Policy 310 PREA Training Interviews with contractors, volunteers and the Barber Interviews with the training coordinator Facilitator guide to Volunteer Training PREA Volunteer Brochure</p> <p>Summary of Findings by subsection:</p> <p>115.32 (a) Through interviews with various contractors, volunteers and the Barber, a determination was made that not all contractors and volunteers have received training regarding their responsibilities under the agency's sexual abuse and sexual harassment prevention, detection, and response policies and procedures. The PREA coordinator confirmed several contractors had been omitted. All of the volunteers interviewed indicated training had occurred however, it is noted one of the volunteers interviewed was not listed on the list of volunteers provided to the auditor. Interviews with the PREA Coordinator, Deputy Commander training coordinator indicated several staff were responsible for maintaining the records for volunteer, contractor, vendor and employee training.</p> <p>Corrective Action Completed: The volunteer and contractor list was revised to ensure all volunteers and contractors were included. Verification of training was received by the Auditor. The KCSD now meets the standard</p> <p>115.32 (b) Kendall County Policy 310 PREA Training outlines a training plan that requires all volunteers and contractors to be provided the same training as employees. However, the same training is not provided. The PREA facilitator Guide for Volunteer, contractor and vendor training and the PREA Guide for volunteers, contractors and vendors were reviewed by the auditor. The guide has not been updated to reflect current policies to be reviewed. The brochure does not address inmate on inmate sexual abuse or sexual harassment however the facilitator guide indicates knowledge of any inmate sexual misconduct (with or without consent). The facility has not provided food service or medical/mental health staff with training based on the services they provide and the level of contact with inmates. The training for these staff should include response policies and procedures.</p> <p>Corrective Action Completed: The KCSD revised Policy 310 PREA Training to meet the standard. The facility submitted updated lesson plans, policy and verification for review. The KCSD now meets the standard.</p> <p>115.32 (c) Kendall County has maintained records confirming volunteers and contractors understand the training they have received. Five random volunteer acknowledgement of training and understanding were reviewed, however not all volunteers, contractors and</p>	

vendors had been trained.

Corrective Action completed: The PREA Coordinator submitted documentation verifying the type of training each volunteer, contractor and vendor has received and the individuals understanding of the training. The facility now meets the standard.

115.33	Inmate education
Auditor Overall Determination: Meets Standard	
Auditor Discussion	
<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>Tour of the facility KCSO Pre audit questionnaire Inmate education logs Interviews with random inmates Interviews with intake and booking staff Photos of PREA information posted in intake, booking, medical waiting room</p> <p>Summary of Findings by subsection:</p> <p>115.33 (a) The Pre-audit questionnaire indicated inmates do not receive information explaining the agency's zero-tolerance policy regarding sexual abuse and sexual harassment during the intake procedures and how to report incidents or suspicions of sexual abuse or sexual harassment. Intake staff verified Information is provided within 24 hours. Random inmate responses varied from receiving the information upon arrival, receiving the information at the time they were dressed for population and not receiving the information. The process was also explained during the tour of the facility. The Kendall County Sheriff's Department implemented corrective action within a week of the on-site audit. KCSO has provided an avenue for inmates basic education regarding zero tolerance toward sexual abuse and sexual harassment and the reporting process during the intake process via posters located in the intake room, booking room and intake holding cells. Photos were submitted providing verification of corrective action. The KCSO is now in compliance with this standard.</p> <p>115.33 (b) The Pre-audit questionnaire acknowledged approximately 24% of the inmates received a comprehensive education to inmates either in person or through video within 30 days of intake. KCSO Policy 508 Classification was not in compliance with the standard. Interviews with the PREA Coordinator revealed the problem was discovered in October Random interviews with inmates housed over 30 days resulted in responses from "didn't remember" to affirmative responses. Interviews with intake staff indicated the post was not responsible for the more extensive education provided. Verification of weekly inmate education for all inmates housed at the facility on December 31, 2017 was requested. The electronic verification of inmate education indicated 88 inmates had been housed 30 days or more as of December 31, 2017. Of those 88 inmates, 13 (14.7%) had not been provided with more comprehensive education.</p> <p>Finding: Does not meet standard</p> <p>Corrective Action Required: The Kendall County Sheriff's Department shall provide comprehensive education to the identified inmates. Electronic verification of education should be forwarded to the auditor. In order to demonstrate the new procedure has been incorporated into practice, electronic verification of all inmates housed in the jail on May 15,</p>	

2018 (inmate name, date of booking and date of PREA education) shall be provided to the auditor via the on-line audit system.

Corrective Action Completed: Eleven inmates remained at the

115.33 (c) The KCSD pre-audit questionnaire indicated in all inmates who had not received more comprehensive education within 30 days had been provided with the education prior to the on-site audit. Verification of weekly inmate education for all inmates housed at the facility on December 31, 2017 was requested. The electronic verification of inmate education indicated 88 inmates had been housed 30 days or more as of December 31, 2017. Of those 88 inmates, 13 (14.7%) had not been provided with more comprehensive education.

Finding: Does not meet standard

Corrective action required: The Kendall County Sheriff's Department shall provide comprehensive education to the identified inmates. Electronic verification of education should be forwarded to the auditor. In order to demonstrate the new procedure has been incorporated into practice, electronic verification of all inmates housed in the jail on May 15, 2018 (inmate name, date of booking and date of PREA education) shall be provided to the auditor via the on-line audit system.

115.33 (d) The KCSD is able to provide inmate education through inmate handbooks (English and Spanish), inmate video (close captioned and audio), language line contract, staff interpreters, one on one educational meetings with staff, and with assistance from a mental health provider.

115.33 (e) The KCSD provided documentation of inmates participation in comprehensive education.

115.33 (f) The KCSD has provided inmates with an inmate handbook which details the PREA policy, The PREA policy and reporting instructions are provided on the mobile law library cart as a screen saver on every living unit. A tour of the facility noted there was no PREA information posted in inmate work areas and the recreational area. The KCSD implemented corrective action within a week. Signage meeting the requirements of the standard were posted in the gym, medical waiting room, laundry and kitchen. Photos of the signage was submitted to the auditor for verification. The photos demonstrated compliance with the standard.

115.34	Specialized training: Investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>Description of the NIC Investigation in a Confinement Setting Course Certificated of completion of the NIC Investigations in a Confinement Setting Course Interviews with the PREA Coordinator and investigators (2)</p> <p>115.34 (a) Training certificates for all twelve investigators were reviewed. The training provided by NIC meets the requirements of this provision. Interviews with two investigators confirmed required training.</p> <p>115.34 (b) The training provided by the National Institute of Corrections meets the requirements of the standard. Interviews with two investigative staff and training verified completion of required training.</p> <p>115.34 (c) The agency maintains training documentation as required by this standard. Training certificates of the twelve trained investigators were reviewed.</p> <p>115.34 (d) N/A</p>

115.35	Specialized training: Medical and mental health care
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>Allied Health Care training forms Interviews with mental health and medical Kendall County Policy 310 PREA Training Interviews with mental health and medical</p> <p>Summary of Finding;</p> <p>115.35 (a) Training provided by the contracted health care agency was reviewed and meet the minimal requirements in standard.</p> <p>115.35 (b) N/A</p> <p>115.35 (c) Kendall County maintains documentation of the vendor's PREA training. Kendall County submitted the training verification for all medical and mental health staff (4) for auditor review. The dates the training was provided was noted. It is recommended all persons who have contact with inmates have training prior to contact with inmates.</p> <p>115.35 (d) Interviews with all medical staff (2) and mental health staff (1) as well as review of the training records submitted to the auditor indicate medical and mental health staff have not received the training mandated for employees or the training mandated by contractors.</p> <p>Corrective Action Completed: Lesson Plans appropriate for the level of interaction and duties of the health care professionals were developed and submitted to the auditor for review. Training verification was also provided and determined to meet the standard.</p>

115.41	Screening for risk of victimization and abusiveness
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>Kendall County Classification Plan Kendall County PREA Operational Plan Staff responsible for risk screening interviews Inmate Interviews Screening Records KCSD Objective Screening tool PREA Coordinator Interview</p> <p>Summary of Findings (by Sub-section):</p> <p>115.41 a The KCSD has two documents (PREA Operational Plan and the Classification Plan) that requires screening (upon admission to a facility or transfer to another facility) for risk of sexual abuse victimization or sexual abusiveness toward other inmates. Kendall County houses inmates from multiple jurisdictions (i.e. DuPage, Kane, Cook County and federal inmates). Booking records were reviewed and inmates transferred from other counties or jurisdictions contained screening documents in accordance with policy during the last year. Direct admission records were reviewed and all contained screening documents in accordance with policy. Staff responsible for screening were interviewed and indicated the PREA screening is provided to all inmates during the booking process.</p> <p>115.41 b The KCSD Classification Plan requires the PREA Intake screening to be completed by the Booking Deputy at the time of processing. The Kendall County Sheriff's Department had 902 inmates that were housed at least 72 hours during the reporting period. Electronic documentation was reviewed and all inmates were screened for their risk of being sexually abused by other inmates or sexually abusive toward other inmates at the time of booking. Random interviews with inmates resulted in responses from a negative response to positive response. Records from the inmates who indicated they did not remember the questions were reviewed and confirmation of those inmates receiving the required screening was obtained. Kendall County conducts with PREA screening on inmates who are not held in holding cells with other inmates, inmates who post bond after booking, and juveniles who are booked but never placed in a holding cell. This policy and practice exceeds the standard.</p> <p>115.41 c The Kendall County Classification Plan and the PREA Operational Plan require the screening to be documented on the objective screening tool. Electronic documentation of booking records were reviewed and verified screenings were documented on the KCSD Objective screening tool. The screening tool was reviewed and meets the requirements of an objective screening tool.</p> <p>115.41 d The KCSD objective tool was reviewed. The tool contains 10 questions and incorporate all of the ten requirements listed in the standard. Interviews with staff responsible for screening verified the electronic screening tool is fully integrated into the booking</p>

procedure. The question regarding age asks if the inmate is under the age of 18. Although this question meets the minimal requirements of the standard, It is recommended the facility rephrase the question to include those of advanced age who may also be vulnerable.

115.41 e The KCSD objective screening tool considers prior acts of sexual abuse, prior convictions for violent offenses, and history of prior institutional violence or sexual abuse, as known to the agency, in assessing inmates for risk of being sexually abusive. Staff responsible for screening were interviewed and verified all questions on the screening tool are considered in the assessment process.

115.41 (f) The Kendall County pre-audit questionnaire disclosed reassessments within 30 days were not conducted.

Finding: Does not meet standards

Corrective action completed: Kendall County revised their policy and developed a reassessment tool that is administered at the time of the more extensive PREA education (within 30 days). The reassessment instrument includes a space for the inmates signature. The facility provided the auditor with a copy of the revised approved policy, staff training on the policy. The auditor was provided with three months of reassessment verification to establish the policy and procedure has been incorporated into practice.

115.41 (g) The Kendall County Operational Plan requires an inmate's risk level to be reassessed when warranted due to a referral, request, incident of sexual abuse or receipt of additional information that bears on the inmate's risk of sexual victimization or abusiveness. Investigative reports verify reassessment was conducted at the time of any allegation of sexual harassment or sexual abuse. Staff responsible for screening were interviewed and stated reassessment is common and occurs when inmates request housing changes. Staff indicated housing moves are considered whenever conflict between inmates is reported. The majority of inmates did not recall being asked PREA related questions after intake. One inmate stated he had been asked multiple times. Due to the low number of PREA related responses and the proactive approach toward conflict resolution through housing changes, it is reasonable to assume inmates are not aware of the reassessment process but in fact reassessment is occurring. All inmates interviewed could verbally articulate at least two methods of reporting sexual abuse or harassment.

115.41 (h) KCSD Policy 508 Classification states inmates can not be disciplined for refusing to answer any question in this standard. Interviews with staff responsible for screening verified disciplinary procedures would not be instituted for an inmate refusal to answer the PREA related questions.

115.41 (i) Interviews with staff responsible for screening and the PREA Compliance Coordinator indicated all security staff, medical and mental health staff have electronic access to the PREA screening instrument. The screening information is retained electronically and staff computers are not accessible to inmates. As all security staff is responsible for classification and housing decisions, it is reasonable for all security staff to have access to the information. In addition, medical and mental health require access to this information as followup visits are required based on the PREA screening.

115.42	Use of screening information
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>KCSD Classification Plan Interview with PREA Coordinator Interview with staff responsible for screening Interview with lesbian, gay, bisexual inmates</p> <p>Summary of findings by subsection:</p> <p>115.42 (a) The KCSD Classification Plan requires the facility to use information from the risk screening instrument to inform housing, bed, work, education, and program assignments with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive.</p> <p>Interviews with the PREA Coordinator and staff responsible for screen indicated the risk screening tool is used for housing, bed, work and program assignments. Educational opportunities are not currently available at the Kendall County Jail.</p> <p>115.42 (b) The Kendall County PREA Operational Plan requires staff to make individualized determinations about how to ensure the safety of each inmate. Interviews with staff responsible for screening indicate the screening information is used to determine placement in holding cells, placement on housing units and to avoid conflict.</p> <p>115.42 (c) The Kendall County PREA Operational Plan requires a case by case assessment of all transgender and intersex inmates prior to a housing assignment determination to a male or female housing unit in order to ensure the inmate's health and safety, and whether the placement would present security problems. Interviews with staff responsible for screening and the PREA Coordinator indicate there has been only one transgender inmates booked into the facility, and the inmate was released prior to housing assignment. The PREA Coordinator stated a determination on what housing unit assignment would be determined on a case by case basis and consideration of the inmates opinion regarding their safety would be considered.</p> <p>115.42 (d) The Kendall County Classification Policy requires placement and programming assignments of each transgender or intersex inmate to be reassessed at least twice a year. The PREA Coordinator and staff responsible for risk screening stated reassessment would be conducted at least every six month should an intersex or transgender inmate be housed at the facility for at least six months. It should be noted there were no transgender or intersex inmates housed at the facility for longer than six months during the last year.</p> <p>115.42 (e) The Kendall County PREA Classification Plan requires a transgender or intersex inmates own views with respect for their safety be given serious consideration when making housing and program decisions. The PREA Coordinator and staff responsible for screening interviews verified intersex and transgender inmates are asked about their views on housing</p>

decisions.

115.42 (f) The Kendall County Inmate Hygiene Policy requires transgender and intersex inmates be given the opportunity to shower separately from other inmates. A tour of the facility determined each housing unit provided accommodations for all inmates to shower separately from other inmates either by physical design or shower doors. Allowing each inmate to shower separately from other inmates exceeds the standard.

115.42 (g) The Kendall County Classification policy prohibits the placement of lesbian, gay, bisexual, transgender or transsexual inmates in dedicated housing units solely of such identification or status. Interviews with the PREA Compliance Coordinator and staff assigned for screening and classification indicate there are no designed housing units for the identified population. Gay and Lesbian inmates interviewed indicated the inmates had not been placed in a housing area for only gay and lesbian inmates. Interviews with the PREA Coordinator and staff assigned to classification stated there were no dedicated housing units for these populations.

It should be noted there were no transgender or intersex inmates housed at the facility during the on-site audit.

115.43	Protective Custody
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>PREA Operational Plan Interview with the Commander Interviews with staff assigned to segregated housing Inmates in segregated housing</p> <p>Summary of findings by subsection:</p> <p>115.43 (a) The Kendall County Operational Plan prohibits inmates at high risk for victimization to be placed 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. Kendall County Policy 606 PREA mandates an assessment to be completed within 24 hours. Interviews with the Commander, PREA Coordinator and staff assigned to screening and classification indicate there have been no instances of an inmate held in involuntary housing due to being classified as high risk for sexual victimization. A review of the inmates in segregated housing (protective custody and disciplinary segregation) indicated all of the inmates were in protective custody pursuant to court order, or by request of the inmate or disciplinary segregation.</p> <p>115.43 (b) KCSD Policy 606 PREA requires inmates placed in segregated housing for this purpose to have access to programs, privileges, education and work opportunities to the extent possible. Should the facility restrict access, documentation is required in accordance with this standard. There were no inmates in segregated housing due to risk for sexual victimization during the on-site audit. Staff supervising segregation stated inmates housed involuntarily for sexual risk would be afforded the same opportunities for programs, privileges and work whenever possible.</p> <p>115.43 (c) Kendall County Policy 606 PREA requires the facility to house inmates at risk for sexual victimization to involuntary housing only until an alternative means of separation from likely abusers could be arranged, not to exceed 30 days. The Commander, PREA Coordinator and staff supervising segregated housing all confirmed there has been no instances of an inmate held in involuntary housing due to sexual victimization during the reporting period.</p> <p>115.43 (d) In the event that a determination is made to place an inmate in involuntary housing for high risk of sexual victimization, KCSD Policy 606 requires staff to fully document the basis for the facilities concern for the inmates safety and the reason why no alternative means of separation could be arranged. Staff interviewed cited the number of housing units available for placement as a reason involuntary housing has not been utilized.</p> <p>115.43 (e) KCSD Policy 606 PREA requires the facility to afford each inmate a review within 30 days for a continuing need for separation from the general population. There were no inmates housed in involuntary segregation for high risk of sexual victimization during the audit period.</p>



115.51	Inmate reporting
	<p data-bbox="248 168 898 203">Auditor Overall Determination: Meets Standard</p> <p data-bbox="248 248 523 284">Auditor Discussion</p> <p data-bbox="248 329 1286 365">Evidence Reviewed (documents, interviews, site review, additional information):</p> <p data-bbox="248 409 643 616"> KCSD Policy 606 PREA KCSD PREA Operational Plan KCSD Inmate Video KCSD Inmate Handbook KCSD PREA Brochure </p> <p data-bbox="248 667 716 703">Summary of findings by subsection:</p> <p data-bbox="248 754 1484 1391"> 115.51 (a) The KCSD PREA Operational Plan requires multiple internal ways for inmates to privately report sexual abuse and sexual harassment, retaliation by other inmates or staff for reporting sexual abuse and sexual harassment and staff neglect or violation of responsibilities that may have contributed to such incidents. In practice, inmates may file a grievance, submit a request, call the "HELP" line (records the conversation for administrative staff), and talk to a deputy, mental health and medical staff. A test call was made to the HELP line on Thanksgiving Day during the pre-audit phase. The Deputy Commander returned the call within one hour. Another test call was made to the Help line during the on-site visit. The Under Sheriff, Commander, and Deputy Commander all returned the call to the auditor's cell phone within one hour. Interviews with random staff and random inmates confirmed knowledge of the multiple ways to report. The Inmate Handbook and Inmate PREA Brochure does not include inmates may report sexual harassment, retaliation by other inmates and staff for reporting sexual abuse or harassment and staff neglect for violation of responsibilities that may have contributed to such incidents. The handbook and brochure did not explain how to make the call through the inmate phone system. </p> <p data-bbox="248 1442 1422 1603"> Corrective Action completed: The Inmate PREA Brochure which is attached to the Inmate Handbook has been revised to include the requirements of this provisions. In addition, the updated posters throughout the facility have been updated and describes the process for making a free call. The facility now meets the standard. </p> <p data-bbox="248 1655 1484 2157"> 115.51 (b) The KCSD PREA Operational Plan requires at least one way for inmates to report abuse or harassment to a public or private entity or office that is not part of the agency, 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. Inmates detained solely for civil immigration purposes shall be provided information on how to contact relevant consular officials and relevant officials at the Department of Homeland Security. Posters reflecting the information on how to contact consular officials at the Department of Homeland Security were visible in the intake area (by phone) and intake staff were asked about the information for Homeland Security and could readily supply the information upon request. The KCSD has a Memorandum of Understanding (MOU) with Mutual Ground for inmates and staff to report sexual abuse and harassment. Inmates may call "CRISIS" at no cost which connects the caller to Mutual Ground. During the on-site visit, this </p>

auditor asked an inmate about the CRISIS number. The inmate referred to the inmate handbook (located in the cell) and provided this auditor with the information. The inmate was asked to make a test call using the inmate's Personal Identification Number (PIN). The recording asked if the call was to be a collect call and the PREA Coordinator (present during the tour) assisted the inmate by instructing her to press the option for collect call. The call was initiated at no cost and this auditor spoke with the crisis call hotline and informed the hotline the call was a test. The Inmate Handbook was reviewed and the handbook did not contain instructions on how to place the call. Random interviews with inmates indicated all inmates were aware of multiple ways to report PREA complaints within the agency and externally, including third party reporting. In addition, the inmates were aware reports could be made anonymously.

Corrective action completed: The PREA educational posters through out the facility have been updated and describes how the collect phone calls can be placed and reflects the call is to an external agency. The agency has provided a copy of the poster as well as photoss of the posters located throughout the facility. The agency has verified corrective action has been taken and are in compliance with the standard.

115.51 (c) The KCSD PREA Operational Plan requires staff to accept reports made verbally, in writing anonymously, and from third parties and shall promptly document any verbal reports. Interviews with staff confirmed an awareness of the reporting requirements of this standard. Investigations were reviewed as to the source of the allegations. Investigations were accepted by the external agency, request forms, verbal reports and through an inmate's girlfriend. Interviews with random inmates indicated inmates would report by phone to HELP or CRISIS, tell a volunteer, tell a staff person, file a grievance and tell a family member.

115.51 (d) The KCSD PREA Operational Plan requires a method for staff to privately report sexual abuse and sexual harassment of inmates. KCSD Policy 606 PREA states staff may report sexual abuse and sexual harassment privately (e.g. Commander of the facility). Random interviews with staff indicated private reports could be made through the HELP, CRISIS lines, Sheriff, Commander, States Attorney, County Board members, Under Sheriff, suggestion box, Deputy Commander, medical staff and Human Resources.

115.52	Exhaustion of administrative remedies
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>KCSD Policy 610 Grievances KCSD Inmate Handbook Inmates who reported a PREA allegation Review of all investigations during the reporting period (last year) Review of the grievance log for the reporting period (last year)</p> <p>Summary of findings by subsection:</p> <p>115.52 (a) KCSD Policy 610 Inmate Grievances details the administrative procedure for dealing with inmate grievances regarding sexual abuse.</p> <p>115.52 (b) KCSD Policy 610 Inmate Grievances clearly states there is no time limit imposed for a grievance regarding sexual abuse. The policy does not apply time limits to any portion of the grievance that does not allege an incident of sexual abuse and does not require an inmate to use any informal grievance process or otherwise attempt to resolve an allegation of sexual abuse with staff. The Inmate Handbook was reviewed and states there is no time limit imposed for a grievance of sexual abuse and does not require an inmate to use any informal grievance process or attempt to resolve an allegation of sexual abuse with staff.</p> <p>115.52 (c) KCSD Policy 610 Inmate Grievances and the Inmate Handbook outlines a procedure in which an inmate who alleges sexual abuse may submit a grievance directly to the Sergeant, if the allegation is against a Deputy and the Deputy Commander, if the allegation is regarding a Sergeant. The policy and handbook does not specially state the grievance shall not be referred to a staff member who is the subject of the complaint. The PREA Coordinator assigns investigations and indicated per interview that grievances would not be referred to any staff member who was the subject of the complaint. It should be noted the grievance process was not used by any inmate to report sexual harassment or sexual abuse. Three inmates utilized the Inmate Request Form to report PREA allegations.</p> <p>115.52 (d) KCSD Policy 610 Inmate Grievances includes the four requirements in this standard. there has been no grievances filed alleging sexual abuse within the reporting period. As stated earlier, Inmate Request Forms have been used to report PREA allegations.</p> <p>115.52 (e) KCSD Policy 610 Inmate Grievances and the Inmate handbook states that third parties, including fellow inmates, staff members, family members, attorneys, and outside advocates, shall be permitted to assist inmates in filing request for administrative remedies relating to allegations of sexual abuse, and shall also be permitted to file such requests on behalf of the inmate. The policy and inmate handbook further states 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</p>

remedy process. The PREA Coordinator is responsible for documenting the inmates decision. There has been no reported third parties that have filed a grievance in the inmate's behalf in the last year. An investigation was initiated as the result of an inmate's girlfriend direct reporting of an allegation. The inmate did not want to pursue the allegation and the refusal was documented in the investigative report.

115.52 (f) KCSD Policy 606 Inmate Grievances states emergency grievances may be filed with the Supervisor. The Supervisor is required to review the grievance and provide an initial response within 48 hours. The Supervisor will advise the PREA Coordinator at the time the grievance is submitted and the PREA Coordinator shall issue a final agency decision within five calendar days. There were no emergency grievances alleging risk of imminent sexual abuse during the reporting period.

115.52 (g) KCSD Policy 606 Inmate Grievance states the agency may discipline an inmate for filing a grievance related to alleged sexual abuse only where the agency demonstrates that the inmate filed the grievance in bad faith. A review of all investigative findings within the reporting period verified there has been no determination an inmate has acted in bad faith when reporting a PREA allegation. There had been allegations reporting sexual harassment due to conflict with other inmates and no disciplinary action was taken.

115.53	Inmate access to outside confidential support services
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>Kendall County Policy 606 PREA KCSO Inmate Handbook KCSO PREA Brochure MOU with Mutual Ground</p> <p>Summary of findings by subsection:</p> <p>115.53 (a) The KCSO Inmate handbook and PREA brochure provides inmates with access to outside victim advocates for emotional support services related to sexual abuse. The mailing address and telephone number to Mutual Ground is located in both documents and is listed on the screen saver on the law library computer cart on all housing units. Mutual Ground will serve all inmates located in the Kendall County Jail including those detained solely for civil immigration purposes. Phones are available on each housing unit and as the security staff are not posted on the housing units, the phone calls are confidential. The phone calls to Mutual Ground are also excluded from recording. According to the PREA Compliance Administrator, mail to Mutual Ground is checked for contraband as Mutual Ground is also a facility for battered women. The practice of screening mail to Mutual Ground does not meet the standard. Random Interviews with inmates resulted in answers indicating a clear awareness of the provision, to stating they were not sure. Verification of inmate education was obtained for the inmates who stated they were not unsure. In addition, during the tour of the facility, one inmate was asked and indicated they were not sure of the reporting procedure and the inmate was asked if they had an inmate handbook and the inmate was able to produce the Handbook upon request from her cell. There were no inmates who had reported sexual abuse housed at the facility during the on-site audit.</p> <p>Corrective Action required: KCSO policy and practice should be changed to reflect mail to Mutual Ground shall not be read. Solutions to the confidentiality were provided (Inmate instructions to clearly state the Agency's name without any individual's name on the envelope and accept this mail as confidential.) Revised mail procedures including Mutual Ground listed as privileged mail and revised information in the inmate handbook will be submitted to the auditor for verification of compliance with the standard.</p> <p>Corrective Action Completed: Policy 606 PREA was revised and the Inmate Handbook was revised to reflect inmates mail to and from Mutual Ground should be labeled as privileged and will be handled like legal mail. The facility is now in compliance with the standard.</p> <p>115.53 (b) The Inmate handbook states phone calls to Mutual Ground are confidential. Interviews with the PREA Coordinator confirmed the calls to Mutual Ground are not recorded. Kendall County does not house youthful offenders, therefore mandated reporting laws are not applicable as it applies to informing the youthful offenders of monitoring and communications</p>

with outside confidential support services. The Department of Human Resources, Department of Aging and Illinois Attorney General's office were contacted and confirmed there is no mandatory reporting laws relating to sexual abuse in a county jail of the elderly or disabled. Kendall County did not have any inmates who reported sexual abuse housed at the facility at the time of the on-site audit.

115.53 (c) The KCSD has entered into a Memorandum of Agreement (MOU) with Mutual Ground to provide inmates with confidential support services related to emotional support services related to sexual abuse. A copy of the MOU was provided for auditor review.

115.54	Third-party reporting
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>Kendall County Grievance Policy Kendall County Sheriff's Department website</p> <p>Summary of the findings by subsection:</p> <p>The KCSD Grievance Policy allows third parties to assist the inmate in filing a PREA related grievance. Inmates are provided this information through the Inmate Handbook, PREA brochure and through PREA Education at the Jail. This information is posted in the lobby of the Kendall County Jail and is available on the Kendall County Sheriff's Department website.</p>

115.61	Staff and agency reporting duties
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>PREA Operational Plan KCSD Policy 606 Interviews with random staff Interviews with medical and mental health Interview with the PREA Coordinator Interview with the Commander Investigative reports and related documents Mental Health Screening Form Health Care Screening Form</p> <p>Summary of Findings (by subsection):</p> <p>115.6 1 a (1-3) KCSD PREA Operational Plan states the agency shall 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; 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. Interviews with random staff confirmed understanding that allegations must be reported immediately. Review of all of the investigations during the reporting period provided verification of timely reporting. All random staff interviewed articulated allegations would be reported immediately.</p> <p>115.61 (b) The KCSD PREA Operational Plan states apart from reporting to designated supervisors or officials, staff shall 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 information regarding reports of sexual abuse would only be discussed on a "need to know" basis and in compliance with the standard.</p> <p>115.61 (c) The contracted health care providers has adopted the Kendall County PREA Operational Plan as policy. The medical screening form has a section of questions which that indicates positive responses will be reported to Jail Administration. The form is signed by the inmate verifying the information was provided to the inmate. This section includes self reporting on a history of violence towards others, history of being victimized, history of being sexually assaulted, and a history of sexually assaulting others. The section does address the limitations of confidentiality (when informed consent is required). Interviews with mental health indicated a lack of knowledge regarding their duty to report inmate disclosure of sexual abuse and sexual harassment that occurred in a facility whether or not it is part of the agency without informed consent of the inmate. The Kendall County PREA Operational Plan does not include this provision of the standard. Interviews with medical and mental health indicated clear</p>

knowledge of reporting suspicion, or information regarding sexual abuse or harassment obtained from other sources. It should be noted mental health staff and medical staff had not benefited from the Kendall County PREA training and had been trained by the contracted agency. There have been no reports to medical or mental health staff of inmate sexual abuse or sexual harassment that occurred in a facility within the last year.

Corrective Action Completed: The KCSD updated the PREA Operational Plan to include all provisions of this standard.. Confirmation of mental health staff training was received by the Auditor. The facility is now in compliance with the standard.

115.61 (d) Kendall County does not house youthful offenders and there is no applicable statute for county jails under the Illinois Vulnerable Persons Act. The Department of Human Services, Department of Aging and the Attorney General's office was contacted for confirmation regarding a county jail's obligation to report under this act. All agencies responded via phone that the law was not applicable to county jails. This provision was discussed with the Commander and the PREA Coordinator as not applicable to the facility.

115.61 e KCSD Policy 606.4 REPORTING SEXUAL ABUSE, HARASSMENT AND RETALIATION states that any employee, agency representative, volunteer or contractor who becomes aware of an incident of sexual abuse, sexual harassment or retaliation against inmates or staff shall immediately notify a supervisor, who will forward the matter to a sexual abuse investigator. Investigative reports were reviewed and each PREA allegation had been referred for an administrative investigation. Interviews with the Commander and PREA Coordinator verified all reports of sexual abuse and sexual harassment are referred for an investigation.

115.62	Agency protection duties
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>PREA Operational Plan Review of Investigative reports Interview with the Sheriff Interview with the Commander Interviews with random staff</p> <p>Summary of Findings (by subsection):</p> <p>115.62 a (1-4) The KCSD PREA Operational Plan requires the agency, upon learning, that an inmate is subject to a substantial risk of imminent sexual abuse, it shall take immediate action to protect the inmate. The KCSD has not determined any inmate to be in substantial risk of imminent sexual abuse during the reporting period. Through review of investigative reports, it was determined the agency separates the alleged victim from the alleged perpetrator in any allegation of sexual abuse or sexual harassment. The KCSD's actions precludes any opportunity for the sexual harassment to continue or escalate to a situation that becomes a substantial risk for imminent sexual abuse. Interviews with the Sheriff, Commander, PREA Coordinator and random staff indicated same. This practice exceeds the expectations of the standard.</p>

115.63	Reporting to other confinement facilities
	<p data-bbox="248 168 928 203">Auditor Overall Determination: Exceeds Standard</p> <p data-bbox="248 248 523 284">Auditor Discussion</p> <p data-bbox="248 329 1289 365">Evidence Reviewed (documents, interviews, site review, additional information):</p> <p data-bbox="248 416 603 573">Kendall County Policy 606 Review of all investigations Interview with Sheriff Interview with Commander</p> <p data-bbox="248 669 1485 1261">115.63 a (1-3) The KCSD Policy 606.4.1 REPORTING TO OTHER FACILITIES states that in event there is an allegation that an inmate was sexually abused while he/she was confined at another facility, the Corrections Commander shall notify the head of that facility as soon as possible but not later than 72 hours after receiving the allegation. The Corrections Commander shall ensure that the notification has been documented. There were no allegations of sexual abuse while confined in another facility during the reporting period. There was one allegation that an inmate was sexually harassed while confined at another facility during the audit period. This allegation of sexual harassment was reported via the KCSD PREA hotline. The KCSD PREA Coordinator forwarded the audio of the hotline call to the identified county's Commander. In addition, the KCSD PREA Coordinator sent an email to the KCSD mental health provider requesting the mental health provider reach out to the mental health provider in the county jail alleged in the incident to make them aware the inmate may be in need of additional support. The practice of extending notification to the other county in a case of sexual harassment (not sexual abuse) exceeds the expectations of this subsection.</p> <p data-bbox="248 1312 1485 1518">115.63 b The KCSD Policy 606.4.1 REPORTING TO OTHER FACILITIES states that in event there is an allegation that an inmate was sexually abused while he/she was confined at another facility, the Corrections Commander shall notify the head of that facility as soon as possible but not later than 72 hours after receiving the allegation. There were no allegations of sexual abuse while confined in another facility during the reporting period.</p> <p data-bbox="248 1570 1485 1821">115.63 c The KCSD Policy 606.4.1 REPORTING TO OTHER FACILITIES states that in the event there is an allegation that an inmate was sexually abused while he/she was confined at another facility, the Corrections Commander shall notify the head of that facility as soon as possible but not later than 72 hours after receiving the allegation. The Corrections Commander shall ensure that the notification has been documented. There were no allegations of sexual abuse while confined in another facility during the reporting period.</p> <p data-bbox="248 1872 1485 2157">115.63 d (1-2) KCSD Policy 606.4 requires all threats or allegations of sexual abuse and sexual harassment, regardless of the source, shall be documented and referred for investigation. The PREA Operational Plan states allegations from other facilities regarding sexual abuse or harassment at Kendall County Jail will be investigated. Interviews with the Sheriff and Commander confirmed any report of sexual abuse or sexual harassment received by another facility would be investigated. There were no reports of allegations from other facilities during the audit period.</p>



115.64	Staff first responder duties
	<p>Auditor Overall Determination: Meets Standard</p> <p>Auditor Discussion</p> <p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>KCSD Policy 606 PREA Operational Policy KCSD PREA Investigation Protocol Interviews of Security Staff and Non-Security Staff</p> <p>Summary of Findings (by Subsection)</p> <p>115.64 a KCSD Policy 606.6 FIRST RESPONDERS states that If an allegation of inmate sexual abuse is made, the first deputy to respond shall:</p> <ul style="list-style-type: none"> (a) Separate the parties. (b) Request medical assistance as appropriate. If no qualified health care or mental health professionals are on-duty when a report of recent abuse is made, staff first responders shall take preliminary steps to protect the victim and shall immediately notify the appropriate qualified health care and mental health professionals. (c) Establish a crime scene to preserve and protect any evidence. Identify and secure witnesses until steps can be taken to collect any evidence. (d) If the time period allows for collection of physical evidence, request that the alleged victim, and ensure that the alleged abuser, do not take any actions that could destroy physical evidence (e.g., washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, eating). (e) Consider whether a change in classification or housing assignment for the victim is needed or whether witnesses to the incident need protection, both of which may include reassignment of housing. (f) Determine whether the alleged perpetrator should be administratively segregated or administratively transferred during the investigation. <p>Interviews with mental health (1) , medical (2) and first responders (2) indicated knowledge of the first two requirements of the standard. Each employee that was interviewed stated there had not been an allegation of sexual abuse at the facility and after ensuring the first two provisions were met, they would refer to policy, and talk with the Supervisor and PREA Coordinator to ensure all steps were followed. All employees have access to the policies and PREA Operational Plan at their work stations. Kendall County utilizes a PREA Checklist (for Supervisors) for all PREA allegations which outlines all steps required during a response to an allegation of sexual abuse. Although staff could not articulate all of the requirements, the responses indicated staff would refer to policy and ask the Supervisors and PREA Coordinator immediately to ensure all the steps were followed. Although Kendall County has not received any allegations of sexual abuse requiring such actions, staff clearly articulated the policy and PREA checklist would be followed.</p> <p>There were no allegations of sexual abuse during the audit period.</p>

115.64 b The KCSD Policy 606 mandates if the first responder is not a deputy, the responder shall request the alleged victim to refrain from any actions that could destroy physical evidence and then immediately notify a deputy. There were no allegations of sexual abuse during the reporting period. Mental health and medical staff interviewed did not indicate a clear understanding of their duty to request the alleged victim not take any actions that could destroy physical evidence and then notify security staff.

Corrective Action Completed: The PREA Coordinator revised the training provided to medical and mental health staff to include the provisions of this standard. Verification of understanding the training was provided to the Auditor. The agency now meets this standard.

115.65	Coordinated response
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>Kendall County PREA Investigation Protocol Kendal County PREA Operational Plan Interview with the PREA Coordinator</p> <p>115.65 a) KCSD CSA Investigative protocol requires the facility to develop a written institutional plan to coordinate actions taken in response to an incident of sexual abuse among staff first responders, investigators, and facility leadership. The KCSD PREA Investigation Protocol and the PREA Operational Plan were reviewed by the auditor. The plan lacks information regarding the role of facility leadership and medical and mental health. The plan does not identify Mutual ground (victim advocacy) as a step in the plan and who would be making that call. To further enhance the plan, the identification of the two local hospitals with SANE trained forensic services should be listed.</p> <p>Corrective Action Completed: The PREA Operational Plan has been updated and incorporates the role of facility leadership, mental health and medical in the response plan.</p>

115.66	Preservation of ability to protect inmates from contact with abusers
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>2015 Corrections Bargaining Contract (provided to the auditor) Sergeant's Bargaining Contract (available and reviewed on site and retained by the agency for external review if requested) Interview with the Under Sheriff</p> <p>Summary of Findings (by sub-section)</p> <p>155,66 a and b The 2015 The Corrections contract and Sargent's contract was reviewed and there are no provisions that limit the agency's ability to remove alleged staff sexual abusers from contact with any inmates pending an investigation or a determination of whether and to what extent discipline is warranted. Although there is nothing specifically cited in the contracts nor Kendall County Policies, the Sheriff and Under Sheriff indicated there would be no contracts negotiated that were not inconsistent with the provisions of §§ 115.72 and 115.76 nor would there be any restrictions on the Sheriff's Department no-contact assignment being imposed pending the outcome of an investigation.</p>

115.67	Agency protection against retaliation
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>Kendall County Policy 606.5 Review of the PREA Investigation Checklist and related memos Interview with the Sheriff Interview with the Commander Interview with the PREA Coordinator (staff member designated to monitor retaliation)</p> <p>Summary of findings by subsection:</p> <p>115.67 a (1-2) KCSD Policy 606.5 RETALIATION All inmates and staff who report sexual abuse or sexual harassment, or who cooperate with sexual abuse or sexual harassment investigations, shall be protected from retaliation. The policy further designates the Corrections Commander or the authorized designee to assign a supervisor to monitor, for at least 90 days, the conduct and treatment of inmates or staff who report sexual abuse or sexual harassment, as well as inmates who were reported to have suffered sexual abuse, to determine if there is any possible retaliation. The KCSD Commander has the designed Sgt, Russo to monitor retaliation. There were no allegations of retaliation during the reporting period.</p> <p>115.67 b KCSD Policy 606.5 RETALIATION states protective measures, including housing changes, transfers, removal of alleged abusers from contact with victims, administrative reassignment or reassignment of the victim or alleged perpetrator to another housing area, and support services for inmates or staff who fear retaliation shall be utilized. The Sheriff, Commander, and PREA Coordinator (also responsible for monitoring retaliation) were interviewed and referenced the multiple protection measures required by the standard. In addition, investigative reports were reviewed and measures to protect inmates from sexual harassment were noted. There were no inmates in segregated housing (for risk of sexual victimization or who allege to have suffered sexual abuse) housed in the facility at the time of the on-site auditor There were no reports of sexual abuse during the reporting period.</p> <p>115.67 (c-f) KCSD Policy 606 requires the Corrections Commander or the authorized designee shall assign a supervisor to monitor, for at least 90 days, the conduct and treatment of inmates or staff who report sexual abuse or sexual harassment, as well as inmates who were reported to have suffered sexual abuse, to determine if there is any possible retaliation. The supervisor shall act promptly to remedy any such retaliation. The assigned supervisor should consider inmate disciplinary reports, housing or program changes, or negative performance reviews or reassignments of staff. The KCSD Policy 606 requires for at least 90 days following a report of sexual abuse, for the agency to monitor 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 shall act promptly to remedy any such retaliation. Items the agency should monitor include any inmate disciplinary reports, housing, or program changes, or</p>

negative performance reviews or reassignments of staff. The agency shall continue such monitoring beyond 90 days if the initial monitoring indicates a continuing need. The Corrections Commander or the authorized designee shall assign a supervisor to monitor, for at least 90 days, the conduct and treatment of inmates or staff who report sexual abuse or sexual harassment, as well as inmates who were reported to have suffered sexual abuse, to determine if there is any possible retaliation. The supervisor shall act promptly to remedy any such retaliation. The assigned supervisor should consider inmate disciplinary reports, housing or program changes, negative staff performance reviews or reassignment of staff members. Monitoring may continue beyond 90 days if needed. Inmate monitoring shall also include periodic status checks. The Corrections Commander should take reasonable steps to limit the number of people with access to the names of individuals being monitored and should make reasonable efforts to ensure that staff members who pose a threat of retaliation are not entrusted with monitoring responsibilities. The policy also provides protection in the event of any other individual who cooperates with an investigation expresses a fear of retaliation, The facility shall take reasonable measures to protect that individual against retaliation. Such monitoring shall terminate if the agency determines that the allegation was unfounded. The Sheriff and Commander have appointed the PREA Coordinator to the monitoring activities of the Kendall County Jail. Interviews with leadership staff indicated retaliation would not be tolerated and noted there has been no allegations of retaliation. Kendall County has been able to conduct investigations in a timely manner (usually less than a week), and all but one allegation has been unfounded. The alleged victim of the pending investigation serves periodic confinement (one weekend per month). This inmate completes the entire booking process on each periodic confinement, however the monitoring has not been documented. The number of periodic confinement days has not exceeded 30 days since the allegation, however guidance from the PREA Resource Center has lead this auditor to the determination monitoring should be 90 calendar days. This standard has not been met

Corrective Action Completed: The agency has created a periodic confinement form for the PREA Coordinator, Commander or any temporary supervisory staff to utilize in the event the PREA Coordinator is not on site when inmates are serving periodic confinement. Monitoring with this inmate has been completed. This auditor has determined the new process meets the standard and corrective action has been satisfactory completed.

115.68	Post-allegation protective custody
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>KCSD Policy 508 Inmate Classification Interview with the Commander Interview with the PREA Coordinator Review of list of inmates in protective custody/segregation Interviews with inmates in segregation Review of all investigation within the reporting period</p> <p>Summary of Findings:</p> <p>115.68 a (1-4) KCSD Policy 508 Inmate Classification requires all inmates identified as being at risk of victimization shall be monitored and housed in an area to minimize the risk to their safety. However, inmates at high risk for sexual victimization shall not be placed in involuntary protective custody unless an assessment of all available alternatives has been made and it has been determined that there is no available alternative means of separation from likely abusers. Interviews with the Commander and PREA Coordinator indicated the number of housing units available at the Kendal Jail allows for housing reassignments without the need for protective custody/segregation. Inmate records were reviewed and all inmates in protective custody during the on-site audit were either court-ordered or by the inmates request. Inmates records of inmates in segregated housing records were reviewed. Segregated housing is used for administrative, investigatory, or disciplinary reasons. There were no inmates placed in segregated housing or protective custody during the on-site audit. In addition, all investigations were reviewed and measures to ensure the safety of the inmate did not include segregation. There has been no instances of inmates being placed in protective custody to protect an inmate who is alleged to have suffered sexual abuse during the audit period.</p>

115.71	Criminal and administrative agency investigations
	<p>Auditor Overall Determination: Meets Standard</p> <p>Auditor Discussion</p> <p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>Interview with Investigators Interview with the PREA Coordinator Interview with the Commander Review of all investigations in the last year NIC Investigations Course completion certificates Kendall County Policy 606 PREA Kendall County Operational Plan Kendall County CSA Investigation Protocol</p> <p>Summary of findings by subsection:</p> <p>115.71 (a) Kendall County Policy 606 PREA and the PREA Operational Plan requires the agency to conduct administrative and criminal investigations regarding sexual abuse and sexual harassment. Two investigators as well as the PREA Coordinator were interviewed. Attempts are made to begin a PREA allegation on the same day of receiving the allegation. The investigators and PREA Coordinator indicated all allegations, including third party or anonymous reports) would be handled in the same manner.</p> <p>115.71 (b) Kendall County has twelve staff who have received the specialized training for investigations in a confinement setting provided by the National Institute of Corrections (NIC). All of the investigations during the last year were conducted by one of the trained investigators.</p> <p>115.71 (c) KCSD Policy 606 and the CSA Investigations Protocol outlines an investigative procedure compliant with the requirements of this standard. Interviews with two investigators confirmed the investigators were familiar with all of the requirements in this standard. There was one reported sexual abuse (Inmate on inmate) during the reporting period. The case was referred to a Kendall County Sheriff's Department Detective and remains pending. Kendall County prioritizes investigations and usually completes investigations within several days. It is noted the one pending investigation is a result of the Detective's persistence in conducting a thorough investigation. The reason for the delay has been due to the suspect being released from jail and unable to be located. Attempts to locate the suspect has resulted in following leads that included out of state travel. In other investigations reviewed, a standard protocol was not followed and reviews of prior complaints and reports of sexual abuse involving the suspected perpetrator were not included in the case summary. In addition, even though an inmate may deny the allegation during an investigative interview, the suspect should still be interviewed as fear of retaliation maybe the reason for the recantation. This standard is not consistently met.</p> <p>The auditor provided a standardized format for investigation for Kendall County review. The PREA Coordinator conducted a non-PREA investigation utilizing the format and the</p>

investigation was thorough and addressed all the requirements of the standard.

Corrective Action Completed: The KCSD developed a standardized format and checklist to ensure investigations include all of the elements of the standard. The KCSD provided supporting documentation of an investigation utilizing the revised format meeting all of the requirements of the standard.

115.71 (d) A review of the one allegation of sexual abuse (inmate on inmate) during the reporting period was referred to a Kendall County Detective for investigation as the allegation could result in criminal prosecution. The investigation remains pending.

115.71 (e) KCSD Policy is in compliance with this standard. Investigative reports were reviewed. The credibility of the alleged victim, suspect is not always addressed. No inmates were asked to submit to a polygraph test. Interviews with two investigators indicated an understanding of credibility statements and how an alleged victim, suspect and witness credibility would be assessed. Investigators stated during interviews that an alleged victim would never be asked to submit to a polygraph or other truth telling device. This standard is found to not comply with the standard as credibility statements are not routinely documented.

Finding: Does not meet standard.

Corrective Action completed: A checklist with all of the elements required in an investigative report was developed and the Supervisor completes the checklist prior to approving the report. Kendall County shall provided training for the investigators and submitted the three investigative reports to the auditor for review for compliance. The facility now meets the standard

115.71 (f) A review of investigative reports indicated the reports do not routinely include documentation of an effort to determine whether staff actions or failures to act contributed to an allegation, credibility assessments or a summary of investigative facts and findings. The investigator does not always determine the finding and the PREA Coordinator sometimes determines the finding from reviewing the investigative report. Interviews with investigators indicated the investigator is not required to determine a finding and the finding is determined by command staff or PREA Coordinator. The PREA Operational Plan states the PREA Coordinator shall determine the finding of the investigation. KCSD Policy 606 states the investigation will be forwarded to the Commander or Sheriff and the Commander or Sheriff shall determine if the allegation of sexual abuse or sexual harassment has been substantiated by a preponderance of the evidence. The policy and practice does not meet this standard.

Corrective Action Completed: The KCSD Policy 606 and the PREA Operational Plan was updated to reflect the investigator shall render a finding. The Deputy Commander or Commander may concur or not concur with the findings. Should the Deputy Commander or Commander change the finding of the investigator, the reasons for the change in findings shall be documented. Investigators were trained on the new process. Three completed investigations were forwarded to the auditor for verification the policy has incorporated into practice.

115.71 (g) The PREA Operational Plan requires documentation in accordance with the

standard. There were no criminal investigations during the last year to review. A criminal investigator (Detective) was interviewed and indicated the elements required in this standard would be included in the final report.

115.71 (h) The PREA Operational Plan requires substantiated allegations of conduct that appears to be criminal to be referred for prosecution. There have been no substantiated allegations of conduct that appears to be criminal. A criminal investigator was interviewed and indicated a referral would be made for prosecution on any substantiated case that appeared to be criminal.

115.71 (i) KCSD Policy 606 PREA requires retention of all written reports in the standard for as long as the alleged abuser is incarcerated or employed by the agency, plus five years. Older investigations from 2013 were reviewed during the on-site audit. The KSDC has retained information for PREA reporting since 2015.

115.71 (j) KCSD Policy 606 states the departure of the alleged abuser or victim from the employment or control of the facility or agency shall not provide a basis for terminating an investigation. Interviews with investigators indicated the case would not be closed until completed. One pending investigation is a result of attempts to locate the alleged abuser who has been released from the facility.

115.71 (k) N/A

115.71 (l) N/A Outside agencies do not conduct administrative or criminal sexual abuse investigations.

115.72	Evidentiary standard for administrative investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	Evidence Reviewed (documents, interviews, site review, additional information): KCSD Policy 606 Interviews with Investigators Review of Investigations Summary of findings (by subsection): 115.72 (a) KCSD Policy 606 requires no standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated. Investigators were interviewed and articulated the burden of proof required by the standard. In reviewing the policy, reviewing all investigations during the reporting period and in interviews with investigators, a determination of meeting the standard was made.

115.73	Reporting to inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>Kendall County Policy 606 Review of all investigations and related documents (9) during the reporting period Inmates who reported sexual abuse interviews (none) Commander Interview PREA Coordinator Interviews</p> <p>Summary of Findings:</p> <p>115.73 (a-e) KCSD 606 meets all of the requirements of 115.73. There have been no completed criminal or administrative investigations of alleged inmate sexual abuse that was completed by the agency or external agency. There were no inmates at the facility during the on-site visit that alleged sexual abuse. Interviews with the Commander and investigative staff indicated the PREA Coordinator was responsible for informing inmates of the results of a sexual abuse investigation. The PREA Coordinator indicated she would meet the expectations of this standard in the event of a sustained allegation of sexual abuse. It should be noted that the PREA Coordinator informs inmates of the results of sexual harassment investigations as well (exceeding the standard).</p>

115.76	Disciplinary sanctions for staff
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	Evidence Reviewed (documents, interviews, site review, additional information): KCSD Policy 606 PREA Summary of Findings: Kendall County Policy 606.71 states staff is subject to disciplinary sanctions up to and including termination for violating the agency sexual abuse or sexual harassment policies. The policy further states termination shall be the presumptive disciplinary sanction for staff who has engaged in sexual abuse and the disciplinary sanctions for violations of agency policies relating to sexual abuse or harassment shall be commensurate with the nature and circumstances of the acts committed, the staff's members disciplinary history and the sanctions imposed for comparable offenses by other staff with similar histories. Policy 606 also requires all PREA related terminations and resignations shall be reported to law enforcement unless the activity was clearly not criminal. There have been no terminations or resignations due to sexual abuse or harassment allegations that have occurred in the last 12 months.

115.77	Corrective action for contractors and volunteers
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	Evidence Reviewed (documents, interviews, site review, additional information): KCSD Policy 606 PREA Interview with Commander Summary of findings by subsection: 115.76 (a) Kendall County Policy 606.81 requires that any contractor who engages in sexual abuse shall immediately be prohibited from any contact with inmates. The Commander confirmed that appropriate remedial measures including prohibiting contact with inmates would be considered for all violations of the sexual abuse and harassment policies. There have been no reported allegations of sexual abuse or sexual harassment by a volunteer or contractor within the last 12 months.

115.78	Disciplinary sanctions for inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>KCSD Policy 600 Inmate Discipline Inmate Handbook Interview with the Commander</p> <p>Summary of Findings by subsection:</p> <p>115.78 (a) Policy 600 Inmate Discipline states inmates may be subject to disciplinary sanctions pursuant to a formal disciplinary hearing or following a criminal finding of guilt for inmate on inmate sexual abuse. There have been no such findings in the last 12 months.</p> <p>115.78 (b) Policy 600 Inmate Discipline states sanctions shall be commensurate with the nature and circumstances of the abuse committed, the inmate's disciplinary history, and the sanctions imposed for comparable offenses by other inmates with similar histories. The Commander stated although no discipline has been imposed for such contact, sanctions would be handled in accordance with policy.</p> <p>115.78 (c) Kendall County Policy 600 Inmate Discipline states the disciplinary process shall consider 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. The Commander indicated this standard would be considered prior to a sanction determination.</p> <p>115.78 (d) An Interview with mental health confirmed sex offender treatment is not offered at the Kendall County Jail.</p> <p>115.78 (e) Kendall County Policy Policy 600 Inmate Discipline prohibits sanctions against an inmate for staff on inmate sexual acts unless the staff member did not consent to such acts. There were no allegations of staff sexual abuse during the reporting period,</p> <p>115.78 (f) Kendall County Policy 606 prohibits disciplinary actions against inmates for filing a report of sexual abuse unless the allegation was determined to be reported in bad faith. There have been no allegations of staff sexual abuse during the reporting period.</p> <p>115.78 (g) KCSD Policy 600 Inmate Discipline prohibits all sexual activity between inmates (major rule violation) however such activity does not constitute sexual abuse unless the activity is coerced.</p>

115.81	Medical and mental health screenings; history of sexual abuse
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence reviewed:</p> <p>Summary of findings by subsection:</p> <p>KCSD PREA Operational Plan List of inmates with a positive response to sexual victimization during screening Mental Health screening form Medical Screening form Inmate medical records Inmate mental health records Interviews with staff responsible for screening Interview with medical staff Interview with mental health staff Interviews with who inmates with positive response of past sexual victimization</p> <p>115.81 (a and c) The PREA Operational Plan requires a staff person to ensure that the inmate is offered a follow-up meeting with a medical or mental health provider within 14 days of intake screening when reporting prior sexual victimization. The Deputies are required to contact the supervisor on duty and the PREA Coordinator if any of three specified questions received a positive response during risk screening. The PREA Coordinator is then responsible for notification to the mental health provider in order to meet with the inmate within 14 days. Thirty inmates indicated previous sexual victimization during the last 12 months and Twenty- seven were offered mental health follow-up (90%). The three inmates without verification of medical or mental health follow-up were booked into the jail in January through March of 2017. The PREA Coordinator detected the oversight and instituted a practice of reviewing all positive responses to the previous victimization question every Monday and forwarding the names of any positive responses to medical/mental health. There have been no oversights since March of 2017. Medical records were reviewed on site and found to be in compliance with the standard. Staff responsible for screening and booking (security staff, medical staff and mental health staff) and all staff interviewed understood and could verbally articulate the process. The agency has demonstrated the new procedure in integrated into practice and has demonstrated compliance to this standard.</p> <p>115.81 (b) Not Applicable</p> <p>115.81 (d) KCSD Policy 606 states any information related to sexual victimization or abusiveness in an institutional setting is limited to medical and mental health providers and other staff as necessary to inform treatment plans and security and management decisions, including housing, need, work, education and program assignments. Medical and mental health records are not maintained on the jail management system. Medical notes are maintained in paper files in the medical unit and are unavailable to security staff. Interviews with mental health and medical indicated only staff with a legitimate need to know would be provided this type of information.</p>

115.81 (e) The contracted health care provider has an informed consent form and indicated through interviews this form would be used to gain consent from inmates before reporting information about past sexual victimization. Medical files were reviewed and medical/mental health staff were interviewed. There have been no instances of medical reporting a sexual victimization with or without informed consent during the reporting period.

115.82	Access to emergency medical and mental health services
	<p data-bbox="252 170 896 203">Auditor Overall Determination: Meets Standard</p> <p data-bbox="252 248 523 282">Auditor Discussion</p> <p data-bbox="252 327 517 360">Evidence Reviewed:</p> <p data-bbox="252 416 1414 488">Interviews with medical, mental health, first responders, random staff, PREA Coordinator, Supervisory staff</p> <p data-bbox="252 499 1150 533">Interviews with nursing staff at Edwards Hospital and Copley Hospital</p> <p data-bbox="252 544 555 577">PREA Operational Plan</p> <p data-bbox="252 589 472 622">KCSD Policy 606</p> <p data-bbox="252 712 716 745">Summary of findings by subsection:</p> <p data-bbox="252 801 1453 1048">115.82 (a) The PREA Operational Plan ensures prompt and appropriate health intervention will take place in the event of a sexual assault. Interviews with medical staff indicate nature and scope of the medical treatment would be individualized. In the event of a sexual assault, the medical staff would refer the inmate to either Edwards or Copley Hospital. Contracted medical staff indicate they would perform limited medical care and do not conduct forensic exams. There have been no reported sexual assaults within the reporting period.</p> <p data-bbox="252 1104 1474 1608">115.82 (b) Kendall County Policy 606.10 requires first responders to separate the parties and request medical assistance as appropriate. In the event no health care or mental health is on-site, staff responders shall take preliminary steps to protect the victim and shall immediately notify health care staff. Interviews with random staff, first responding staff, Supervisory staff and medical staff indicated victims of abuse shall be referred to a local emergency room for treatment and gathering of forensic evidence. All staff indicated if informed that a sexual assault occurred, the first action taken would be to separate the victim from the accuser, ensure the safety of the victim and immediately inform their supervisor and PREA coordinator. Many staff verbalized they would refer to the PREA policies, refer to the PREA Checklist and consult with the PREA Coordinator as sexual assault has not occurred at the facility during the reporting period. Health care or mental health staff will access the need for immediate crisis intervention.</p> <p data-bbox="252 1664 1474 1865">115.82 (c) The contracted health care agency stated Edward Hospital and Copley Hospital would offer information and timely access to emergency contraception and STI prophylaxis as appropriate. Interviews with Edward Hospital and Copley Hospital verified the same services. The contracted health care agency indicated they would follow-up with all recommendation for aftercare as stated in the discharge summary provided by the hospital.</p> <p data-bbox="252 1921 1422 2078">115.82 (d) Kendall County Policy 606 ensures treatment services shall be provided to the victim without financial costs and regardless of whether the victim names the abuser or cooperates with any investigation. On-site health care staff would only provide emergency services to wounds and would not charge inmates for treatment.</p>

115.83	Ongoing medical and mental health care for sexual abuse victims and abusers
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence reviewed:</p> <p>PREA Operational Plan KCSD Policy 606 Interviews with medical and mental health staff</p> <p>Summary of findings by subsection:</p> <p>115.83 (a, b, c, d, e, f, g) The PREA Operational Plan states the agency shall:</p> <ol style="list-style-type: none"> 1. Offer all victims of sexual abuse access to forensic medical examinations, whether on-site or at an outside facility, without financial cost, where evidentiary or medically appropriate. 2. Inmate 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 and mental health providers according to their professional judgement. 3. The facility shall 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. 4. The evaluation and treatment of such victims shall include, as appropriate, follow-up services, treatment plans, and when necessary, referrals for continued care following their transfer to, or placement in, other facilities or their release from custody. <p>Kendall County Policy 606.10 states inmate victims of sexually abuse alleging vaginal penetration while incarcerated shall be offered pregnancy tests. If pregnancy results, such victims shall receive comprehensive information about and access to, all lawful pregnancy related medical services in a timely manner and provisions shall be made for testing the victim for sexually transmitted diseases. The policy also states treatment services shall be provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation out of the incident. The above policies and protocols are consistent with the community level of care.</p> <p>Interviews with medical staff indicate all initial and followup medical care would be provided by the identified hospitals and not by the contracted health agency. Mental health staff indicated mental health services (crisis intervention and coping skills) would be offered in conjunction with services received by Mutual Ground (the local rape crisis and advocacy agency)</p> <p>There have no been reported sexual abuse victims in the last year.</p> <p>115.83 (h) N/A</p>

115.86	Sexual abuse incident reviews
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>KCSD Policy 606 KCSD PREA Operational Plan Interview with the PREA Coordinator, Commander</p> <p>The finding of "meets standard" is based solely on policy and interviews with identified staff as there has been only one allegation of sexual abuse (remains under investigation).</p> <p>115.86 (a) Kendall County Policy 606.12 states an incident review shall be conducted at the conclusion of every sexual abuse investigation unless the allegation has been determined to be unfounded (28 CFR 115.86).</p> <p>115.86 (b) Kendall County Policy 606. 12 states the review should occur within 30 days of the conclusion of the investigation.</p> <p>115.86 (c) Kendall County Policy 606.12 states the review team shall include upper-level management officials and seek input from line supervisors, investigators and qualified health care and or mental health professionals.</p> <p>115.86 (d) Kendall County Policy 606.12 state the review team shall consider whether the investigation indicates a need to change policy or practice in order to better prevent, detect or respond to sexual abuse.</p> <p>(b) 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.</p> <p>(c) Examine the area in the facility where the incident allegedly occurred to assess whether physical barriers may enable abuse.</p> <p>(d) Assess the adequacy of staffing levels in the area during different shifts.</p> <p>(e) Assess whether monitoring technology should be deployed or augmented to supplement supervision by staff.</p> <p>(f) Prepare a written report of the team’s findings, including, but not limited to, determinations made pursuant to paragraphs (a)-(e) of this section, and any recommendations for improvement. The report should be submitted to the Sheriff and the PREA coordinator.</p> <p>115.86 (e) The Kendall County Policy 606.12 requires the Corrections Commander or the authorized designee to implement the recommendations for improvement or document the reasons for not doing so.</p>

115.87	Data collection
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>2015 Annual report 2016 Annual report 2017 Annual report 2015 DOJ Survey of Sexual Violence 2016 DOJ Survey of Sexual Violence</p> <p>Summary of Findings:</p> <p>115.87 (a-d) Kendall County Policy utilizes the Department of Justice Survey of Sexual Violence data collection instrument and posts an annual report on the Kendall County Sheriff's Department website. The annual report includes the data required by the Survey of Sexual Violence collection instrument. The report includes information from investigative files and incident reports, however there has not been any unsubstantiated or substantiated allegations during the reporting period.</p> <p>115.87 (f) The Department of Justice requested the Survey of Sexual Violence form in 2016 for 2015 and complied with the request within the established time frames. The PREA Coordinator stated they did not receive a request in 2017 however provided the survey to the Department of Justice.</p>

115.88	Data review for corrective action
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>2016 Annual Report 2015 Annual Report ??? Emails from Prea Coordinator</p> <p>Summary of Findings:</p> <p>115.88 (a) Kendall County Sheriff's Department collected data from 2015 and 2016 pursuant to standard 115.88. The data was documented via minutes of the annual data review. The minutes reflected discussion of problem areas and identifying areas which required training on an on-going basis. The minutes served as the annual report.</p> <p>115.88 (b) The annual report included a comparison of 2016 and 2015 data and indicated the percentage of change in some areas.</p> <p>115.88 (c) The Sheriff approved the annual report as evidenced by signature on the report. The annual report was posted on the Sheriff's Department website..</p> <p>115.88 (d) The 2016 annual report posted o the website included redacted inmate names and provided notice the redacted material was personal identifiers.</p>

115.89	Data storage, publication, and destruction
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>KCSD Policy 606 Interview with PREA Coordinator</p> <p>115. 89 a The PREA Coordinator has data pursuant to 115.87 securing stored on her personal computer, password collected and stored on a server. All hard copies of supporting documentation are secured in a locked desk drawer with the PREA Coordinator and Commander having access.</p> <p>115.89 b The KCSD makes all aggregated sexual abuse data available through its website.</p> <p>115,89 c The KCSD has removed all personal identifiers from content posted on its website.</p> <p>115.89 d KCSD Policy 606 requires the agency to maintain sexual abuse data collected pursuant to 115.87 for at least 10 years after the date of the initial collection. The initial collection year was 2015.</p>

115.401	Frequency and scope of audits
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>Summary of Findings:</p> <p>115.401 (a) The Kendall County Sheriff's Department operates one facility. The first audit was required to be completed by August 19, 2014. The first audit was conducted in July-August of 2015. This standard is found to not be in compliance with the standard.</p> <p>115.401 (b) The KCSD was not audited during the first year of the audit cycle; it was audited on the first year of the second audit cycle. The second audit should have been completed by August 19, 2017. This audit will be completed in January of 2018. The next scheduled audit should be prior to August 19th, 2020. The Sheriff has indicated the agency is on target to meet this requirement.</p> <p>115.401 (h) The auditor had access to and observed all areas of the facility.</p> <p>115.401 (i) The auditor was permitted to request and received copies of all relevant documentation (including electronically stored information). Video was unable to be uploaded on the on-line system due to the storage requirement for encryption. Video was either provided on disc to the auditor during the on-site visit or retained for DOJ review if requested.</p> <p>115.401 (m) The auditor and support staff were afforded private interview rooms for inmate and staff interviews.</p> <p>115.401 (n) The PREA Coordinator stated during the interview Inmates correspondence to the auditor would have been reviewed for contraband. The Inmate Handbook does not list the PREA auditor as privileged mail. The PREA Coordinator advised the auditor on the first day of the audit that one inmate had told her that he sent a letter to the auditor. The inmate was interviewed and he stated he did inform the PREA Coordinator of the correspondence. One inmate did send a letter to this auditor. The inmate was interviewed during the on-site audit regarding this concerns. The auditor investigated his concerns and personally provided feedback prior to departing the facility on the final day of the on-site audit. Although the PREA Coordinator stated correspondence would have been reviewed for contraband, the transparency of the agency combined with the receipt of the letter leads this auditor to believe their was no interference with the process, thereby satisfying the requirements of the standard.</p>

115.403	Audit contents and findings
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence Reviewed (documents, interviews, site review, additional information):</p> <p>The Kendall County Sheriff's Department published the last PREA audit on the agency's website (https://www.co.kendall.il.us/sheriff/prea/). Confirmation of publication was observed on the day the auditor was contacted to conduct the audit.</p>

Appendix: Provision Findings

115.11 (a)	Zero tolerance of sexual abuse and sexual harassment; PREA coordinator	
	Does the agency have a written policy mandating zero tolerance toward all forms of sexual abuse and sexual harassment?	yes
	Does the written policy outline the agency’s approach to preventing, detecting, and responding to sexual abuse and sexual harassment?	yes

115.11 (b)	Zero tolerance of sexual abuse and sexual harassment; PREA coordinator	
	Has the agency employed or designated an agency-wide PREA Coordinator?	yes
	Is the PREA Coordinator position in the upper-level of the agency hierarchy?	yes
	Does the PREA Coordinator have sufficient time and authority to develop, implement, and oversee agency efforts to comply with the PREA standards in all of its facilities?	yes

115.11 (c)	Zero tolerance of sexual abuse and sexual harassment; PREA coordinator	
	If this agency operates more than one facility, has each facility designated a PREA compliance manager? (N/A if agency operates only one facility.)	na
	Does the PREA compliance manager have sufficient time and authority to coordinate the facility’s efforts to comply with the PREA standards? (N/A if agency operates only one facility.)	na

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

115.12 (b)	Contracting with other entities for the confinement of inmates	
	Does any new contract or contract renewal signed on or after August 20, 2012 provide for agency contract monitoring to ensure that the contractor is complying with the PREA standards? (N/A if the agency does not contract with private agencies or other entities for the confinement of inmates OR the response to 115.12(a)-1 is "NO".)	na

115.13 (a)	Supervision and monitoring	
	Does the agency ensure that each facility has developed a staffing plan that provides for adequate levels of staffing and, where applicable, video monitoring, to protect inmates against sexual abuse?	yes
	Does the agency ensure that each facility has documented a staffing plan that provides for adequate levels of staffing and, where applicable, video monitoring, to protect inmates against sexual abuse?	yes
	Does the agency ensure that each facility's staffing plan takes into consideration the generally accepted detention and correctional practices in calculating adequate staffing levels and determining the need for video monitoring?	yes
	Does the agency ensure that each facility's staffing plan takes into consideration any judicial findings of inadequacy in calculating adequate staffing levels and determining the need for video monitoring?	yes
	Does the agency ensure that each facility's staffing plan takes into consideration any findings of inadequacy from Federal investigative agencies in calculating adequate staffing levels and determining the need for video monitoring?	yes
	Does the agency ensure that each facility's staffing plan takes into consideration any findings of inadequacy from internal or external oversight bodies in calculating adequate staffing levels and determining the need for video monitoring?	yes
	Does the agency ensure that each facility's staffing plan takes into consideration all components of the facility's physical plant (including "blind-spots" or areas where staff or inmates may be isolated) in calculating adequate staffing levels and determining the need for video monitoring?	yes
	Does the agency ensure that each facility's staffing plan takes into consideration the composition of the inmate population in calculating adequate staffing levels and determining the need for video monitoring?	yes
	Does the agency ensure that each facility's staffing plan takes into	yes

	consideration the number and placement of supervisory staff in calculating adequate staffing levels and determining the need for video monitoring?	
	Does the agency ensure that each facility's staffing plan takes into consideration the institution programs occurring on a particular shift in calculating adequate staffing levels and determining the need for video monitoring?	yes
	Does the agency ensure that each facility's staffing plan takes into consideration any applicable State or local laws, regulations, or standards in calculating adequate staffing levels and determining the need for video monitoring?	yes
	Does the agency ensure that each facility's staffing plan takes into consideration the prevalence of substantiated and unsubstantiated incidents of sexual abuse in calculating adequate staffing levels and determining the need for video monitoring?	yes
	Does the agency ensure that each facility's staffing plan takes into consideration any other relevant factors in calculating adequate staffing levels and determining the need for video monitoring ?	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.)	na

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).)	yes
	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).)	yes

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 in non-exigent circumstances? (N/A here for facilities with less than 50 inmates before August 20,2017.)	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 here for facilities with less than 50 inmates before August 20,2017.)	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?	yes

115.15 (d)	Limits to cross-gender viewing and searches	
	Does the facility implement a policy and practice 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?	no
	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?	no

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	yes

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

115.16 (b)	Inmates with disabilities and inmates who are limited English proficient	
	Does the agency take reasonable steps to ensure meaningful access to all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment to inmates who are limited English proficient?	yes
	Do these steps include providing interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary?	yes

115.16 (c)	Inmates with disabilities and inmates who are limited English proficient	
	Does the agency always refrain from relying on inmate interpreters, inmate readers, or other types of inmate assistance except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the inmate's safety, the performance of first-response duties under §115.64, or the investigation of the inmate's allegations?	yes

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

115.17 (b)	Hiring and promotion decisions	
	Does the agency consider any incidents of sexual harassment in determining whether to hire or promote anyone, or to enlist the services of any contractor, who may have contact with inmates?	yes

115.17 (c)	Hiring and promotion decisions	
	Before hiring new employees who may have contact with inmates, does the agency: perform a criminal background records check?	yes
	Before hiring new employees who may have contact with inmates, does the agency: consistent with Federal, State, and local law, make its best efforts to contact all prior institutional employers for information on substantiated allegations of sexual abuse or any resignation during a pending investigation of an allegation of sexual abuse?	yes

115.17 (d)	Hiring and promotion decisions	
	Does the agency perform a criminal background records check before enlisting the services of any contractor who may have contact with inmates?	yes

115.17 (e)	Hiring and promotion decisions	
	Does the agency either conduct criminal background records checks at least every five years of current employees and contractors who may have contact with inmates or have in place a system for otherwise capturing such information for current employees?	yes

115.17 (f)	Hiring and promotion decisions	
	Does the agency ask all applicants and employees who may have contact with inmates directly about previous misconduct described in paragraph (a) of this section in written applications or interviews for hiring or promotions?	yes
	Does the agency ask all applicants and employees who may have contact with inmates directly about previous misconduct described in paragraph (a) of this section in any interviews or written self-evaluations conducted as part of reviews of current employees?	yes
	Does the agency impose upon employees a continuing affirmative duty to disclose any such misconduct?	yes

115.17 (g)	Hiring and promotion decisions	
	Does the agency consider material omissions regarding such misconduct, or the provision of materially false information, grounds for termination?	yes

115.17 (h)	Hiring and promotion decisions	
	Does the agency provide information on substantiated allegations of sexual abuse or sexual harassment involving a former employee upon receiving a request from an institutional employer for whom such employee has applied to work? (N/A if providing information on substantiated allegations of sexual abuse or sexual harassment involving a former employee is prohibited by law.)	yes

115.18 (a)	Upgrades to facilities and technologies	
	If the agency designed or acquired any new facility or planned any substantial expansion or modification of existing facilities, did the agency consider the effect of the design, acquisition, expansion, or modification upon the agency's ability to protect inmates from sexual abuse? (N/A if agency/facility has not acquired a new facility or made a substantial expansion to existing facilities since August 20, 2012, or since the last PREA audit, whichever is later.)	na

115.18 (b)	Upgrades to facilities and technologies	
	If the agency installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology, did the agency consider how such technology may enhance the agency's ability to protect inmates from sexual abuse? (N/A if agency/facility has not installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology since August 20, 2012, or since the last PREA audit, whichever is later.)	yes

115.21 (a)	Evidence protocol and forensic medical examinations	
	If the agency is responsible for investigating allegations of sexual abuse, does the agency follow a uniform evidence protocol that maximizes the potential for obtaining usable physical evidence for administrative proceedings and criminal prosecutions? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.)	yes

115.21 (b)	Evidence protocol and forensic medical examinations	
	Is this protocol developmentally appropriate for youth where applicable? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.)	na
	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.)	na

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?	no
	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 entity 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.)	na

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 attempts to make a victim advocate from a rape crisis center available to victims per 115.21(d) above.)	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 such publication describe the responsibilities of both the agency and the investigating entity? (N/A if the agency/facility is responsible for criminal investigations. See 115.21(a).)	na

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?	no

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 such education?	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 have received 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?	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?	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?	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?	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.)	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?	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?	yes
	Do medical and mental health care practitioners contracted by and volunteering for the agency also receive training mandated for contractors and volunteers by §115.32?	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, when 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, when 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, when 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 a: Incident of sexual abuse?	yes
	Does the facility reassess an inmate's risk level when warranted due to a: 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?	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?	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?	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 access to programs, privileges, education, or work opportunities, does the facility document: The opportunities that have been limited?	yes
	If the facility restricts access to programs, privileges, education, or work opportunities, does the facility document: The duration of the limitation?	yes
	If the facility restricts access to programs, privileges, education, or work opportunities, does the facility document: The reasons for such limitations?	yes

115.43 (c)	Protective Custody	
	Does the facility assign inmates at high risk of sexual victimization to involuntary segregated housing only until an alternative means of separation from likely abusers can be arranged?	yes
	Does such an assignment not ordinarily exceed a period of 30 days?	yes

115.43 (d)	Protective Custody	
	If an involuntary segregated housing assignment is made pursuant to paragraph (a) of this section, does the facility clearly document: The basis for the facility's concern for the inmate's safety?	yes
	If an involuntary segregated housing assignment is made pursuant to paragraph (a) of this section, does the facility clearly document: The reason why no alternative means of separation can be arranged?	yes

115.43 (e)	Protective Custody	
	In the case of each inmate who is placed in involuntary segregation because he/she is at high risk of sexual victimization, does the facility afford a review to determine whether there is a continuing need for separation from the general population EVERY 30 DAYS?	yes

115.51 (a)	Inmate reporting	
	Does the agency provide multiple internal ways for inmates to privately report: Sexual abuse and sexual harassment?	yes
	Does the agency provide multiple internal ways for inmates to privately report: Retaliation by other inmates or staff for reporting sexual abuse and sexual harassment?	yes
	Does the agency provide multiple internal ways for inmates to privately report: Staff neglect or violation of responsibilities that may have contributed to such incidents?	yes

115.51 (b)	Inmate reporting	
	Does the agency also provide at least one way for inmates to report sexual abuse or sexual harassment to a public or private entity or office that is not part of the agency?	yes
	Is that private entity or office able to receive and immediately forward inmate reports of sexual abuse and sexual harassment to agency officials?	yes
	Does that private entity or office allow the inmate to remain anonymous upon request?	yes
	Are inmates detained solely for civil immigration purposes provided information on how to contact relevant consular officials and relevant officials at the Department of Homeland Security?	yes

115.51 (c)	Inmate reporting	
	Does staff accept reports of sexual abuse and sexual harassment made verbally, in writing, anonymously, and from third parties?	yes
	Does staff promptly document any verbal reports of sexual abuse and sexual harassment?	yes

115.51 (d)	Inmate reporting	
	Does the agency provide a method for staff to privately report sexual abuse and sexual harassment of inmates?	yes

115.52 (a)	Exhaustion of administrative remedies	
	Is the agency exempt from this standard? NOTE: The agency is exempt ONLY if it does not have administrative procedures to address inmate grievances regarding sexual abuse. This does not mean the agency is exempt simply because an inmate does not have to or is not ordinarily expected to submit a grievance to report sexual abuse. This means that as a matter of explicit policy, the agency does not have an administrative remedies process to address sexual abuse.	no

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?	yes
	Does the facility enable reasonable communication between inmates and these organizations and agencies, in as confidential a manner as possible?	yes

115.53 (b)	Inmate access to outside confidential support services	
	Does the facility inform inmates, prior to giving them access, of the extent to which such communications will be monitored and the extent to which reports of abuse will be forwarded to authorities in accordance with mandatory reporting laws?	yes

115.53 (c)	Inmate access to outside confidential support services	
	Does the agency maintain or attempt to enter into memoranda of understanding or other agreements with community service providers that are able to provide inmates with confidential emotional support services related to sexual abuse?	yes
	Does the agency maintain copies of agreements or documentation showing attempts to enter into such agreements?	yes

115.54 (a)	Third-party reporting	
	Has the agency established a method to receive third-party reports of sexual abuse and sexual harassment?	yes
	Has the agency distributed publicly information on how to report sexual abuse and sexual harassment on behalf of an inmate?	yes

115.61 (a)	Staff and agency reporting duties	
	Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding an incident of sexual abuse or sexual harassment that occurred in a facility, whether or not it is part of the agency?	yes
	Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding retaliation against inmates or staff who reported an incident of sexual abuse or sexual harassment?	yes
	Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding any staff neglect or violation of responsibilities that may have contributed to an incident of sexual abuse or sexual harassment or retaliation?	yes

115.61 (b)	Staff and agency reporting duties	
	Apart from reporting to designated supervisors or officials, does staff always refrain from revealing any information related to a sexual abuse report to anyone other than to the extent necessary, as specified in agency policy, to make treatment, investigation, and other security and management decisions?	yes

115.61 (c)	Staff and agency reporting duties	
	Unless otherwise precluded by Federal, State, or local law, are medical and mental health practitioners required to report sexual abuse pursuant to paragraph (a) of this section?	yes
	Are medical and mental health practitioners required to inform inmates of the practitioner's duty to report, and the limitations of confidentiality, at the initiation of services?	yes

115.61 (d)	Staff and agency reporting duties	
	If the alleged victim is under the age of 18 or considered a vulnerable adult under a State or local vulnerable persons statute, does the agency report the allegation to the designated State or local services agency under applicable mandatory reporting laws?	yes

115.61 (e)	Staff and agency reporting duties	
	Does the facility report all allegations of sexual abuse and sexual harassment, including third-party and anonymous reports, to the facility's designated investigators?	yes

115.62 (a)	Agency protection duties	
	When the agency learns that an inmate is subject to a substantial risk of imminent sexual abuse, does it take immediate action to protect the inmate?	yes

115.63 (a)	Reporting to other confinement facilities	
	Upon receiving an allegation that an inmate was sexually abused while confined at another facility, does the head of the facility that received the allegation notify the head of the facility or appropriate office of the agency where the alleged abuse occurred?	yes

115.63 (b)	Reporting to other confinement facilities	
	Is such notification provided as soon as possible, but no later than 72 hours after receiving the allegation?	yes

115.63 (c)	Reporting to other confinement facilities	
	Does the agency document that it has provided such notification?	yes

115.63 (d)	Reporting to other confinement facilities	
	Does the facility head or agency office that receives such notification ensure that the allegation is investigated in accordance with these standards?	yes

115.64 (a)	Staff first responder duties	
	Upon learning of an allegation that an inmate was sexually abused, is the first security staff member to respond to the report required to: Separate the alleged victim and abuser?	yes
	Upon learning of an allegation that an inmate was sexually abused, is the first security staff member to respond to the report required to: Preserve and protect any crime scene until appropriate steps can be taken to collect any evidence?	yes
	Upon learning of an allegation that an inmate was sexually abused, is the first security staff member to respond to the report required to: Request that the alleged victim not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating, if the abuse occurred within a time period that still allows for the collection of physical evidence?	yes
	Upon learning of an allegation that an inmate was sexually abused, is the first security staff member to respond to the report required to: Ensure that the alleged abuser does not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating, if the abuse occurred within a time period that still allows for the collection of physical evidence?	yes

115.64 (b)	Staff first responder duties	
	If the first staff responder is not a security staff member, is the responder required to request that the alleged victim not take any actions that could destroy physical evidence, and then notify security staff?	yes

115.65 (a)	Coordinated response	
	Has the facility developed a written institutional plan to coordinate actions among staff first responders, medical and mental health practitioners, investigators, and facility leadership taken in response to an incident of sexual abuse?	yes

115.66 (a)	Preservation of ability to protect inmates from contact with abusers	
	Are both the agency and any other governmental entities responsible for collective bargaining on the agency's behalf prohibited from entering into or renewing any collective bargaining agreement or other agreement that limit the agency's ability to remove alleged staff sexual abusers from contact with any inmates pending the outcome of an investigation or of a determination of whether and to what extent discipline is warranted?	yes

115.67 (a)	Agency protection against retaliation	
	Has the agency established a policy to protect all inmates and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other inmates or staff?	yes
	Has the agency designated which staff members or departments are charged with monitoring retaliation?	yes

115.67 (b)	Agency protection against retaliation	
	Does the agency employ multiple protection measures, such as housing changes or transfers for inmate victims or abusers, removal of alleged staff or inmate abusers from contact with victims, and emotional support services for inmates or staff who fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigations?	yes

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

115.67 (d)	Agency protection against retaliation	
	In the case of inmates, does such monitoring also include periodic status checks?	yes

115.67 (e)	Agency protection against retaliation	
	If any other individual who cooperates with an investigation expresses a fear of retaliation, does the agency take appropriate measures to protect that individual against retaliation?	yes

115.68 (a)	Post-allegation protective custody	
	Is any and all use of segregated housing to protect an inmate who is alleged to have suffered sexual abuse subject to the requirements of § 115.43?	yes

115.71 (a)	Criminal and administrative agency investigations	
	When the agency conducts its own investigations into allegations of sexual abuse and sexual harassment, does it do so promptly, thoroughly, and objectively? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations. See 115.21(a).)	yes
	Does the agency conduct such investigations for all allegations, including third party and anonymous reports? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations. See 115.21(a).)	yes

115.71 (b)	Criminal and administrative agency investigations	
	Where sexual abuse is alleged, does the agency use investigators who have received specialized training in sexual abuse investigations as required by 115.34?	yes

115.71 (c)	Criminal and administrative agency investigations	
	Do investigators gather and preserve direct and circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data?	yes
	Do investigators interview alleged victims, suspected perpetrators, and witnesses?	yes
	Do investigators review prior reports and complaints of sexual abuse involving the suspected perpetrator?	yes

115.71 (d)	Criminal and administrative agency investigations	
	When the quality of evidence appears to support criminal prosecution, does the agency conduct compelled interviews only after consulting with prosecutors as to whether compelled interviews may be an obstacle for subsequent criminal prosecution?	yes

115.71 (e)	Criminal and administrative agency investigations	
	Do agency investigators assess the credibility of an alleged victim, suspect, or witness on an individual basis and not on the basis of that individual's status as inmate or staff?	yes
	Does the agency investigate allegations of sexual abuse without requiring an inmate who alleges sexual abuse to submit to a polygraph examination or other truth-telling device as a condition for proceeding?	yes

115.71 (f)	Criminal and administrative agency investigations	
	Do administrative investigations include an effort to determine whether staff actions or failures to act contributed to the abuse?	yes
	Are administrative investigations documented in written reports that include a description of the physical evidence and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings?	yes

115.71 (g)	Criminal and administrative agency investigations	
	Are criminal investigations documented in a written report that contains a thorough description of the physical, testimonial, and documentary evidence and attaches copies of all documentary evidence where feasible?	yes

115.71 (h)	Criminal and administrative agency investigations	
	Are all substantiated allegations of conduct that appears to be criminal referred for prosecution?	yes

115.71 (i)	Criminal and administrative agency investigations	
	Does the agency retain all written reports referenced in 115.71(f) and (g) for as long as the alleged abuser is incarcerated or employed by the agency, plus five years?	yes

115.71 (j)	Criminal and administrative agency investigations	
	Does the agency ensure that the departure of an alleged abuser or victim from the employment or control of the agency does not provide a basis for terminating an investigation?	yes

115.71 (l)	Criminal and administrative agency investigations	
	When an outside entity investigates sexual abuse, does the facility cooperate with outside investigators and endeavor to remain informed about the progress of the investigation? (N/A if an outside agency does not conduct administrative or criminal sexual abuse investigations. See 115.21(a).)	na

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.)	na

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	
	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?	yes

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

115.88 (a)	Data review for corrective action	
	Does the agency review data collected and aggregated pursuant to § 115.87 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Identifying problem areas?	yes
	Does the agency review data collected and aggregated pursuant to § 115.87 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Taking corrective action on an ongoing basis?	yes
	Does the agency review data collected and aggregated pursuant to § 115.87 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Preparing an annual report of its findings and corrective actions for each facility, as well as the agency as a whole?	yes

115.88 (b)	Data review for corrective action	
	Does the agency's annual report include a comparison of the current year's data and corrective actions with those from prior years and provide an assessment of the agency's progress in addressing sexual abuse?	yes

115.88 (c)	Data review for corrective action	
	Is the agency's annual report approved by the agency head and made readily available to the public through its website or, if it does not have one, through other means?	yes

115.88 (d)	Data review for corrective action	
	Does the agency indicate the nature of the material redacted where it redacts specific material from the reports when publication would present a clear and specific threat to the safety and security of a facility?	yes

115.89 (a)	Data storage, publication, and destruction	
	Does the agency ensure that data collected pursuant to § 115.87 are securely retained?	yes

115.89 (b)	Data storage, publication, and destruction	
	Does the agency make all aggregated sexual abuse data, from facilities under its direct control and private facilities with which it contracts, readily available to the public at least annually through its website or, if it does not have one, through other means?	yes

115.89 (c)	Data storage, publication, and destruction	
	Does the agency remove all personal identifiers before making aggregated sexual abuse data publicly available?	yes

115.89 (d)	Data storage, publication, and destruction	
	Does the agency maintain sexual abuse data collected pursuant to § 115.87 for at least 10 years after the date of the initial collection, unless Federal, State, or local law requires otherwise?	yes

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

115.401 (b)	Frequency and scope of audits	
	During each one-year period starting on August 20, 2013, 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?	no

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?	no

115.403 (f)	Audit contents and findings	
	The agency has published on its agency website, if it has one, or has otherwise made publicly available, all Final Audit Reports within 90 days of issuance by auditor. The review period is for prior audits completed during the past three years PRECEDING THIS AGENCY AUDIT. In the case of single facility agencies, the auditor shall ensure that the facility's last audit report was published. The pendency of any agency appeal pursuant to 28 C.F.R. § 115.405 does not excuse noncompliance with this provision. (N/A if there have been no Final Audit Reports issued in the past three years, or in the case of single facility agencies that there has never been a Final Audit Report issued.)	yes