

PREA Facility Audit Report: Final

Name of Facility: Dartmouth Correctional Complex

Facility Type: Prison / Jail

Date Interim Report Submitted: 12/21/2024

Date Final Report Submitted: 04/24/2025

Auditor Certification	
The contents of this report are accurate to the best of my knowledge.	<input type="checkbox"/>
No conflict of interest exists with respect to my ability to conduct an audit of the agency under review.	<input type="checkbox"/>
I have not included in the final report any personally identifiable information (PII) about any inmate/resident/detainee or staff member, except where the names of administrative personnel are specifically requested in the report template.	<input type="checkbox"/>
Auditor Full Name as Signed: Amy J. Fairbanks	Date of Signature: 04/24/2025

AUDITOR INFORMATION	
Auditor name:	Fairbanks, Amy
Email:	fairbaa@comcast.net
Start Date of On-Site Audit:	11/04/2024
End Date of On-Site Audit:	11/06/2024

FACILITY INFORMATION	
Facility name:	Dartmouth Correctional Complex
Facility physical address:	400 Faunce Corner Road, Dartmouth, Massachusetts - 02747
Facility mailing address:	

Primary Contact

Name:	Michael Foley
Email Address:	michaelfoley@bcso-ma.org
Telephone Number:	508-995-1311 ext 252

Warden/Jail Administrator/Sheriff/Director	
Name:	Paul Heroux
Email Address:	SHERIFF@bcso-ma.org
Telephone Number:	508-995-1311 x2334

Facility PREA Compliance Manager	
Name:	Michael Foley
Email Address:	Michaelfoley@bcso-ma.org
Telephone Number:	508-995-131

Facility Health Service Administrator On-site	
Name:	Andrea Howe
Email Address:	AndreaHowe@bcso-ma.org
Telephone Number:	508-995-6400 x 2634

Facility Characteristics	
Designed facility capacity:	1372
Current population of facility:	561
Average daily population for the past 12 months:	576
Has the facility been over capacity at any point in the past 12 months?	No
What is the facility's population designation?	Both womens/girls and mens/boys

In the past 12 months, which population(s) has the facility held? Select all that apply (Nonbinary describes a person who does not identify exclusively as a boy/man or a girl/woman. Some people also use this term to describe their gender expression. For definitions of “intersex” and “transgender,” please see https://www.prearesourcecenter.org/standard/115-5)	
Age range of population:	18+ (the youngest inmate currently held in Dartmouth is 18 and the oldest is 78)
Facility security levels/inmate custody levels:	Community, Minimum, Medium, and Maximum
Does the facility hold youthful inmates?	No
Number of staff currently employed at the facility who may have contact with inmates:	440
Number of individual contractors who have contact with inmates, currently authorized to enter the facility:	117
Number of volunteers who have contact with inmates, currently authorized to enter the facility:	69

AGENCY INFORMATION	
Name of agency:	Bristol County Sheriff's Office
Governing authority or parent agency (if applicable):	Commonwealth Massachusetts
Physical Address:	400 Faunce Corner Road, Dartmouth, Massachusetts - 02747
Mailing Address:	
Telephone number:	508-995-1311

Agency Chief Executive Officer Information:
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Name:	Paul Heroux
Email Address:	Sheriff@bcso-ma.org
Telephone Number:	508-995-1311 ext 233

Agency-Wide PREA Coordinator Information			
Name:	Sean Stubbert	Email Address:	seanstubbert@bcso-ma.org

Facility AUDIT FINDINGS	
Summary of Audit Findings	
<p>The OAS automatically populates the number and list of Standards exceeded, the number of Standards met, and the number and list of Standards not met.</p> <p>Auditor Note: In general, no standards should be found to be "Not Applicable" or "NA." A compliance determination must be made for each standard. In rare instances where an auditor determines that a standard is not applicable, the auditor should select "Meets Standard" and include a comprehensive discussion as to why the standard is not applicable to the facility being audited.</p>	
Number of standards exceeded:	
0	
Number of standards met:	
45	
Number of standards not met:	
0	

POST-AUDIT REPORTING INFORMATION

GENERAL AUDIT INFORMATION

On-site Audit Dates

1. Start date of the onsite portion of the audit:	2024-11-04
2. End date of the onsite portion of the audit:	2024-11-06

Outreach

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

AUDITED FACILITY INFORMATION

14. Designated facility capacity:	1372
15. Average daily population for the past 12 months:	576
16. Number of inmate/resident/detainee housing units:	21
17. Does the facility ever hold youthful inmates or youthful/juvenile detainees?	<input type="radio"/> Yes <input checked="" type="radio"/> No <input type="radio"/> Not Applicable for the facility type audited (i.e., Community Confinement Facility or Juvenile Facility)

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

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

18. Enter the total number of inmates/residents/detainees in the facility as of the first day of onsite portion of the audit:	506
19. Enter the total number of inmates/residents/detainees with a physical disability in the facility as of the first day of the onsite portion of the audit:	6
20. Enter the total number of inmates/residents/detainees with a cognitive or functional disability (including intellectual disability, psychiatric disability, or speech disability) in the facility as of the first day of the onsite portion of the audit:	15
21. Enter the total number of inmates/residents/detainees who are Blind or have low vision (visually impaired) in the facility as of the first day of the onsite portion of the audit:	1
22. Enter the total number of inmates/residents/detainees who are Deaf or hard-of-hearing in the facility as of the first day of the onsite portion of the audit:	2
23. Enter the total number of inmates/residents/detainees who are Limited English Proficient (LEP) in the facility as of the first day of the onsite portion of the audit:	50
24. Enter the total number of inmates/residents/detainees who identify as lesbian, gay, or bisexual in the facility as of the first day of the onsite portion of the audit:	4

25. Enter the total number of inmates/residents/detainees who identify as transgender or intersex in the facility as of the first day of the onsite portion of the audit:	2
26. Enter the total number of inmates/residents/detainees who reported sexual abuse in the facility as of the first day of the onsite portion of the audit:	2
27. Enter the total number of inmates/residents/detainees who disclosed prior sexual victimization during risk screening in the facility as of the first day of the onsite portion of the audit:	4
28. Enter the total number of inmates/residents/detainees who were ever placed in segregated housing/isolation for risk of sexual victimization in the facility as of the first day of the onsite portion of the audit:	0
29. Provide any additional comments regarding the population characteristics of inmates/residents/detainees in the facility as of the first day of the onsite portion of the audit (e.g., groups not tracked, issues with identifying certain populations):	No text provided.
Staff, Volunteers, and Contractors Population Characteristics on Day One of the Onsite Portion of the Audit	
30. Enter the total number of STAFF, including both full- and part-time staff, employed by the facility as of the first day of the onsite portion of the audit:	440
31. Enter the total number of VOLUNTEERS assigned to the facility as of the first day of the onsite portion of the audit who have contact with inmates/residents/detainees:	69

32. Enter the total number of CONTRACTORS assigned to the facility as of the first day of the onsite portion of the audit who have contact with inmates/residents/detainees:	117
33. Provide any additional comments regarding the population characteristics of staff, volunteers, and contractors who were in the facility as of the first day of the onsite portion of the audit:	No text provided.
INTERVIEWS	
Inmate/Resident/Detainee Interviews	
Random Inmate/Resident/Detainee Interviews	
34. Enter the total number of RANDOM INMATES/RESIDENTS/DETAINEES who were interviewed:	15
35. Select which characteristics you considered when you selected RANDOM INMATE/RESIDENT/DETAINEE interviewees: (select all that apply)	<div> <input checked="" type="checkbox"/> Age </div> <div> <input checked="" type="checkbox"/> Race </div> <div> <input checked="" type="checkbox"/> Ethnicity (e.g., Hispanic, Non-Hispanic) </div> <div> <input checked="" type="checkbox"/> Length of time in the facility </div> <div> <input checked="" type="checkbox"/> Housing assignment </div> <div> <input checked="" type="checkbox"/> Gender </div> <div> <input type="checkbox"/> Other </div> <div> <input type="checkbox"/> None </div>
36. How did you ensure your sample of RANDOM INMATE/RESIDENT/DETAINEE interviewees was geographically diverse?	At least one inmate was interviewed from each housing unit.
37. Were you able to conduct the minimum number of random inmate/resident/detainee interviews?	<div> <input checked="" type="radio"/> Yes </div> <div> <input type="radio"/> No </div>

38. Provide any additional comments regarding selecting or interviewing random inmates/residents/detainees (e.g., any populations you oversampled, barriers to completing interviews, barriers to ensuring representation):	No text provided.
Targeted Inmate/Resident/Detainee Interviews	
39. Enter the total number of TARGETED INMATES/RESIDENTS/DETAINEES who were interviewed:	15
<p>As stated in the PREA Auditor Handbook, the breakdown of targeted interviews is intended to guide auditors in interviewing the appropriate cross-section of inmates/residents/detainees who are the most vulnerable to sexual abuse and sexual harassment. When completing questions regarding targeted inmate/resident/detainee interviews below, remember that an interview with one inmate/resident/detainee may satisfy multiple targeted interview requirements. These questions are asking about the number of interviews conducted using the targeted inmate/resident/detainee protocols. For example, if an auditor interviews an inmate who has a physical disability, is being held in segregated housing due to risk of sexual victimization, and disclosed prior sexual victimization, that interview would be included in the totals for each of those questions. Therefore, in most cases, the sum of all the following responses to the targeted inmate/resident/detainee interview categories will exceed the total number of targeted inmates/residents/detainees who were interviewed. If a particular targeted population is not applicable in the audited facility, enter "0".</p>	
40. Enter the total number of interviews conducted with inmates/residents/detainees with a physical disability using the "Disabled and Limited English Proficient Inmates" protocol:	3
41. Enter the total number of interviews conducted with inmates/residents/detainees with a cognitive or functional disability (including intellectual disability, psychiatric disability, or speech disability) using the "Disabled and Limited English Proficient Inmates" protocol:	3
42. Enter the total number of interviews conducted with inmates/residents/detainees who are Blind or have low vision (i.e., visually impaired) using the "Disabled and Limited English Proficient Inmates" protocol:	1

43. Enter the total number of interviews conducted with inmates/residents/detainees who are Deaf or hard-of-hearing using the "Disabled and Limited English Proficient Inmates" protocol:	1
44. Enter the total number of interviews conducted with inmates/residents/detainees who are Limited English Proficient (LEP) using the "Disabled and Limited English Proficient Inmates" protocol:	2
45. Enter the total number of interviews conducted with inmates/residents/detainees who identify as lesbian, gay, or bisexual using the "Transgender and Intersex Inmates; Gay, Lesbian, and Bisexual Inmates" protocol:	1
46. Enter the total number of interviews conducted with inmates/residents/detainees who identify as transgender or intersex using the "Transgender and Intersex Inmates; Gay, Lesbian, and Bisexual Inmates" protocol:	2
47. Enter the total number of interviews conducted with inmates/residents/detainees who reported sexual abuse in this facility using the "Inmates who Reported a Sexual Abuse" protocol:	2
48. Enter the total number of interviews conducted with inmates/residents/detainees who disclosed prior sexual victimization during risk screening using the "Inmates who Disclosed Sexual Victimization during Risk Screening" protocol:	4

49. Enter the total number of interviews conducted with inmates/residents/detainees who are or were ever placed in segregated housing/isolation for risk of sexual victimization using the "Inmates Placed in Segregated Housing (for Risk of Sexual Victimization/Who Allege to have Suffered Sexual Abuse)" protocol:	0
49. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:	<div> <input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees. </div> <div> <input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed. </div>
49. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).	Review of the Special Management Review spreadsheet, which indicated the reasons for confinement in special housing confirmed that no one was placed there related to being a high risk for sexual victimization or who has alleged sexual abuse.
50. Provide any additional comments regarding selecting or interviewing targeted inmates/residents/detainees (e.g., any populations you oversampled, barriers to completing interviews):	No additional comments.
Staff, Volunteer, and Contractor Interviews	
Random Staff Interviews	
51. Enter the total number of RANDOM STAFF who were interviewed:	12

52. Select which characteristics you considered when you selected RANDOM STAFF interviewees: (select all that apply)	<input type="checkbox"/> Length of tenure in the facility <input type="checkbox"/> Shift assignment <input type="checkbox"/> Work assignment <input type="checkbox"/> Rank (or equivalent) <input type="checkbox"/> Other (e.g., gender, race, ethnicity, languages spoken) <input type="checkbox"/> None
If "Other," describe:	Selections were also based on gender, race, ethnicity and ability to speak another language.
53. Were you able to conduct the minimum number of RANDOM STAFF interviews?	<input checked="" type="radio"/> Yes <input type="radio"/> No
54. Provide any additional comments regarding selecting or interviewing random staff (e.g., any populations you oversampled, barriers to completing interviews, barriers to ensuring representation):	No text provided.
Specialized Staff, Volunteers, and Contractor Interviews	
Staff in some facilities may be responsible for more than one of the specialized staff duties. Therefore, more than one interview protocol may apply to an interview with a single staff member and that information would satisfy multiple specialized staff interview requirements.	
55. Enter the total number of staff in a SPECIALIZED STAFF role who were interviewed (excluding volunteers and contractors):	24
56. Were you able to interview the Agency Head?	<input checked="" type="radio"/> Yes <input type="radio"/> No

57. Were you able to interview the Warden/Facility Director/Superintendent or their designee?	<input checked="" type="radio"/> Yes <input type="radio"/> No
58. Were you able to interview the PREA Coordinator?	<input checked="" type="radio"/> Yes <input type="radio"/> No
59. Were you able to interview the PREA Compliance Manager?	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> NA (NA if the agency is a single facility agency or is otherwise not required to have a PREA Compliance Manager per the Standards)

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

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

	<input checked="" type="checkbox"/> Other
If "Other," provide additional specialized staff roles interviewed:	Volunteer Coordinator, Disciplinary staff, Librarian, Grievance Coordinator, Training Coordinator, Watch Commander
61. Did you interview VOLUNTEERS who may have contact with inmates/residents/detainees in this facility?	<input checked="" type="radio"/> Yes <input type="radio"/> No
61. Enter the total number of VOLUNTEERS who were interviewed:	1
61. Select which specialized VOLUNTEER role(s) were interviewed as part of this audit from the list below: (select all that apply)	<input type="checkbox"/> Education/programming <input type="checkbox"/> Medical/dental <input type="checkbox"/> Mental health/counseling <input checked="" type="checkbox"/> Religious <input type="checkbox"/> Other
62. Did you interview CONTRACTORS who may have contact with inmates/residents/detainees in this facility?	<input checked="" type="radio"/> Yes <input type="radio"/> No
62. Enter the total number of CONTRACTORS who were interviewed:	4
62. Select which specialized CONTRACTOR role(s) were interviewed as part of this audit from the list below: (select all that apply)	<input type="checkbox"/> Security/detention <input checked="" type="checkbox"/> Education/programming <input checked="" type="checkbox"/> Medical/dental <input checked="" type="checkbox"/> Food service <input type="checkbox"/> Maintenance/construction <input type="checkbox"/> Other

63. Provide any additional comments regarding selecting or interviewing specialized staff.	No text provided.
SITE REVIEW AND DOCUMENTATION SAMPLING	
Site Review	
<p> PREA Standard 115.401 (h) states, "The auditor shall have access to, and shall observe, all areas of the audited facilities." In order to meet the requirements in this Standard, the site review portion of the onsite audit must include a thorough examination of the entire facility. The site review is not a casual tour of the facility. It is an active, inquiring process that includes talking with staff and inmates to determine whether, and the extent to which, the audited facility's practices demonstrate compliance with the Standards. Note: As you are conducting the site review, you must document your tests of critical functions, important information gathered through observations, and any issues identified with facility practices. The information you collect through the site review is a crucial part of the evidence you will analyze as part of your compliance determinations and will be needed to complete your audit report, including the Post-Audit Reporting Information. </p>	
64. Did you have access to all areas of the facility?	<input checked="" type="radio"/> Yes <input type="radio"/> No
Was the site review an active, inquiring process that included the following:	
65. Observations of all facility practices in accordance with the site review component of the audit instrument (e.g., signage, supervision practices, cross-gender viewing and searches)?	<input checked="" type="radio"/> Yes <input type="radio"/> No
66. Tests of all critical functions in the facility in accordance with the site review component of the audit instrument (e.g., risk screening process, access to outside emotional support services, interpretation services)?	<input checked="" type="radio"/> Yes <input type="radio"/> No
67. Informal conversations with inmates/residents/detainees during the site review (encouraged, not required)?	<input checked="" type="radio"/> Yes <input type="radio"/> No

68. Informal conversations with staff during the site review (encouraged, not required)?	<input checked="" type="radio"/> Yes <input type="radio"/> No
69. Provide any additional comments regarding the site review (e.g., access to areas in the facility, observations, tests of critical functions, or informal conversations).	No text provided.
Documentation Sampling	
Where there is a collection of records to review-such as staff, contractor, and volunteer training records; background check records; supervisory rounds logs; risk screening and intake processing records; inmate education records; medical files; and investigative files-auditors must self-select for review a representative sample of each type of record.	
70. In addition to the proof documentation selected by the agency or facility and provided to you, did you also conduct an auditor-selected sampling of documentation?	<input checked="" type="radio"/> Yes <input type="radio"/> No
71. Provide any additional comments regarding selecting additional documentation (e.g., any documentation you oversampled, barriers to selecting additional documentation, etc.).	No text provided.
SEXUAL ABUSE AND SEXUAL HARASSMENT ALLEGATIONS AND INVESTIGATIONS IN THIS FACILITY	
Sexual Abuse and Sexual Harassment Allegations and Investigations Overview	
Remember the number of allegations should be based on a review of all sources of allegations (e.g., hotline, third-party, grievances) and should not be based solely on the number of investigations conducted. Note: For question brevity, we use the term “inmate” in the following questions. Auditors should provide information on inmate, resident, or detainee sexual abuse allegations and investigations, as applicable to the facility type being audited.	

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

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

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

	# of sexual harassment allegations	# of criminal investigations	# of administrative investigations	# of allegations that had both criminal and administrative investigations
Inmate-on-inmate sexual harassment	27	0	27	0
Staff-on-inmate sexual harassment	5	0	5	0
Total	32	0	32	0

Sexual Abuse and Sexual Harassment Investigation Outcomes

Sexual Abuse Investigation Outcomes

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

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

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

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

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

Sexual Harassment Investigation Outcomes

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

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

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

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

	Ongoing	Unfounded	Unsubstantiated	Substantiated
Inmate-on-inmate sexual harassment	5	9	10	3
Staff-on-inmate sexual harassment	0	2	3	0
Total	5	11	13	3

Sexual Abuse and Sexual Harassment Investigation Files Selected for Review

Sexual Abuse Investigation Files Selected for Review

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

3

79. Did your selection of SEXUAL ABUSE investigation files include a cross-section of criminal and/or administrative investigations by findings/outcomes?	<input type="radio"/> Yes <input checked="" type="radio"/> No <input type="radio"/> NA (NA if you were unable to review any sexual abuse investigation files)
Inmate-on-inmate sexual abuse investigation files	
80. Enter the total number of INMATE-ON-INMATE SEXUAL ABUSE investigation files reviewed/sampled:	1
81. Did your sample of INMATE-ON-INMATE SEXUAL ABUSE investigation files include criminal investigations?	<input type="radio"/> Yes <input checked="" type="radio"/> No <input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual abuse investigation files)
82. Did your sample of INMATE-ON-INMATE SEXUAL ABUSE investigation files include administrative investigations?	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual abuse investigation files)
Staff-on-inmate sexual abuse investigation files	
83. Enter the total number of STAFF-ON-INMATE SEXUAL ABUSE investigation files reviewed/sampled:	2
84. Did your sample of STAFF-ON-INMATE SEXUAL ABUSE investigation files include criminal investigations?	<input type="radio"/> Yes <input checked="" type="radio"/> No <input type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual abuse investigation files)

85. Did your sample of STAFF-ON-INMATE SEXUAL ABUSE investigation files include administrative investigations?	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual abuse investigation files)
Sexual Harassment Investigation Files Selected for Review	
86. Enter the total number of SEXUAL HARASSMENT investigation files reviewed/sampled:	7
87. Did your selection of SEXUAL HARASSMENT investigation files include a cross-section of criminal and/or administrative investigations by findings/outcomes?	<input type="radio"/> Yes <input checked="" type="radio"/> No <input type="radio"/> NA (NA if you were unable to review any sexual harassment investigation files)
Inmate-on-inmate sexual harassment investigation files	
88. Enter the total number of INMATE-ON-INMATE SEXUAL HARASSMENT investigation files reviewed/sampled:	4
89. Did your sample of INMATE-ON-INMATE SEXUAL HARASSMENT files include criminal investigations?	<input type="radio"/> Yes <input checked="" type="radio"/> No <input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual harassment investigation files)
90. Did your sample of INMATE-ON-INMATE SEXUAL HARASSMENT investigation files include administrative investigations?	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual harassment investigation files)

Staff-on-inmate sexual harassment investigation files

91. Enter the total number of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files reviewed/sampled:	3
92. Did your sample of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files include criminal investigations?	<input type="radio"/> Yes <input checked="" type="radio"/> No <input type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual harassment investigation files)
93. Did your sample of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files include administrative investigations?	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual harassment investigation files)
94. Provide any additional comments regarding selecting and reviewing sexual abuse and sexual harassment investigation files.	No text provided.

SUPPORT STAFF INFORMATION**DOJ-certified PREA Auditors Support Staff**

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

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

☐ Yes

☒ No

AUDITING ARRANGEMENTS AND COMPENSATION

97. Who paid you to conduct this audit?

☒ The audited facility or its parent agency

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

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

☐ Other

Standards	
Auditor Overall Determination Definitions	
<ul style="list-style-type: none"> • Exceeds Standard (Substantially exceeds requirement of standard) • Meets Standard (substantial compliance; complies in all material ways with the stand for the relevant review period) • Does Not Meet Standard (requires corrective actions) 	
Auditor Discussion Instructions	
<p>Auditor discussion, including the evidence relied upon in making the compliance or non-compliance determination, the auditor's analysis and reasoning, and the auditor's conclusions. This discussion must also include corrective action recommendations where the facility does not meet standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.</p>	

115.11	Zero tolerance of sexual abuse and sexual harassment; PREA coordinator
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> • Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment • Definitions • Organization Charts • Position Description • Interview with the PREA Coordinator • Interview with the PREA Compliance Manager (PCM) • Observations during the audit

· FAQ

The following policy excerpts demonstrate the facility's commitment to the requirements of zero tolerance for sexual abuse and harassment as well as an outline for preventing, detecting, and responding to allegations of sexual harassment and abuse.

Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment states,

This policy shall establish standard operating procedures for the Bristol County Sheriff's Office regarding the prevention, intervention, and treatment of inmate and prisoners who are victims of sexual abuse, sexual misconduct, and sexual harassment. It shall also establish operational procedures regarding the control, discipline, and prosecution of those individuals who perpetrate such acts.

Pursuant to the Prison Rape Elimination Act of 2003, the Bristol County Sheriff's Office (BCSO) is committed to preventing and eliminating acts of sexual abuse, sexual harassment, and sexual misconduct. A zero-tolerance standard has been established towards all forms of sexually abusive behavior, contact, intimacy or harassment between staff, inmates and prisoners.

ZEROTOLERANCESTANDARD

1. This policy (03.06.00) shall establish the zero-tolerance standard for the Bristol County Sheriff's Office towards all forms of sexual abuse, sexual harassment, or other types of sexual misconduct. This policy shall outline the approach of the Sheriff's Office towards preventing, detecting, and responding to such acts of prohibited conduct.

STAFFING

One management level employee shall be appointed as the PREA Coordinator for the Sheriff's Office. Another management level employee shall be appointed as PREA Compliance Manager. Both employees shall be provided with sufficient time and authority to develop, implement and oversee the efforts of the Sheriff's Office to comply with the National PREA Standards. They shall also help with the preparation of schedule PREA audits within the BCSO correctional facilities (II5.IIb, II5.IIc & II5.IIIb)

It establishes the following definitions:

A. **ALLEGATION:** A statement alleging that sexual abuse, sexual assault, or sexual harassment has or may have occurred. Such allegations shall be investigated.

B. **AT RISK:** An inmate who exhibits characteristics consistent with potential victims or perpetrators of sexually abusive behavior. Those determined to be at risk shall be admitted, classified, housed, and handled accordingly.

C. **BCSO:** The Bristol County Sheriff's Office.

D. **EMPLOYEE:** A person employed by the BCSO on a full time, part-time or contractual

basis. For this policy, the term may also refer to a volunteer, intern, or a person employed by a contracted vendor.

E. EXIGENT CIRCUMSTANCES: A set of temporary and unforeseen circumstances that requires immediate staff action to combat a threat to security or institutional order or constitutes reasonable cause to suspend or delay the application of a rule or procedure contained within this policy.

F. GENDER NONCONFORMING: A person whose appearance or manner does not conform to traditional societal gender expectations.

G. HEALTH CARE PRACTITIONER: A person who is permitted by law to evaluate and care for inmates and prisoners within the scope of their professional practice. Also known as a medical or mental health care professional.

H. INMATE: Any person who is incarcerated or detained within a BCSO correctional facility. For this policy, the term can also apply to a person detained at the Bristol County Regional Lockup.

I. INTIMACY: Behavior not defined as sexual harassment, sexual abuse, or acts performed for sexual or emotional gratification. This includes, but is not limited to kissing, touching one or more body parts not defined under sexual abuse or other related acts, sending/receiving personal correspondence or gifts or receiving unauthorized communications. Acts of intimacy and/or employee-on-inmate or inmate-on-inmate intimate relationships are expressly prohibited and shall be investigated.

J. INTERSEX: A person whose sexual or reproductive anatomy or chromosomal pattern does not seem to fit typical definitions of male or female.

K. JUVENILE: A person under the age of 18, unless under adult court supervision and confined or detained in a correctional facility.

L. LOCKUP: A facility that contains holding cells, cell blocks, or other secure enclosures that are under the control of a law enforcement, court or Correctional Officer and are primarily used for the temporary confinement of individuals who have recently been arrested, detained, or transferred to/from a court, jail, prison, or other agency.

M. NEED-TO-KNOW: The criterion authorizing those persons approved by the Sheriff or his designee to receive sensitive information necessary for making decisions or taking action relative to a PREA investigation and/or inmate/prisoner safety or treatment.

N. PERPETRATOR: A person who commits one or more acts of sexual abuse or sexual harassment.

O. PHYSICAL ASSAULT: An individual action causing injury or potential injury. The deliberate, physical contact perpetrated by one person against another via an object or through bodily fluids is a form of physical assault.

P. PREA: The Prison Rape Elimination Act: Federal legislation (Public Law No. 108-79), enacted in 2003, which provides for the analysis of incidences and effects of prison rape in federal, state, and local institutions and which provides for information, resources, recommendations, and funding to protect individuals from prison rape.

Q. PREA INVESTIGATOR: A qualified professional who has been assigned to investigate or assist in an investigation regarding an allegation of inmate sexual abuse, sexual harassment or other forms of sexual abuse. A PREA Investigator can be a trained and qualified BCSO employee, or a law enforcement/public safety official tasked to conduct a PREA investigation.

R. PREPONDERANCE OF THE EVIDENCE STANDARD: The standard of proof used in most civil cases requiring that the party bearing the burden of proof present evidence that is more credible and convincing than the evidence presented by the other party. This standard is satisfied if the evidence shows that it is more probable than not that an event occurred. It requires a lesser standard of proof than "beyond a reasonable doubt," which is required to convict in a criminal trial.

S. PRISONER: An adult who has been taken into custody by a participating Arresting Agency and placed into the Regional Lockup while awaiting bail, a court appearance, transfer to another facility or release.

T. SEXUAL ABUSE OR ASSAULT: Includes

1. Sexual abuse of an inmate by another inmate; and
2. Sexual abuse of an inmate by an employee, contractor, or volunteer.

Sexual abuse of an inmate by another inmate includes any of the following acts, if the victim does not

consent, is coerced into such act by overt or implied threats of violence or is unable to consent or refuse.

1. Contact between the penis and the vulva-or the penis and the anus, including penetration, however slight;
2. Contact between the mouth and the penis, vulva, or anus;
3. Penetration of the anal or genital opening of another person, however slight, by a hand, finger, object, or other instrument; and
4. Any other intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh, or the buttocks of another person, excluding contact incidental to a physical altercation.

Sexual abuse of an inmate by an employee, contractor, or volunteer includes any of the following acts, with or without consent of the inmate, detainee, or resident.

1. Contact between the penis and the vulva or the penis and the anus, including penetration, however slight;

2. Contact between the mouth and the penis, vulva, or anus;
 3. Contact between the mouth and any body part where the employee, contractor, or volunteer has the intent to abuse, arouse, or gratify sexual desire;
 4. Penetration of the anal or genital opening, however slight, by a hand, finger, object, or other instrument, that is unrelated to official duties or where the employee, contractor, or volunteer has the intent to abuse, arouse, or gratify sexual desire;
 5. Any other intentional contact, either directly or through the clothing, of or with the genitalia, anus, groin, breast, inner thigh, or the buttocks, that is unrelated to official duties or where the employee, contractor, or volunteer has the intent to abuse, arouse, or gratify sexual desire;
 6. Any attempt, threat, or request by an employee, contractor, or volunteer to engage in the activities described in paragraphs (1)-(5) of this section;
 7. Any display by an employee, contractor, or volunteer of their uncovered genitalia, buttocks, or breast in the presence of an inmate, and; 8. Voyeurism by an employee, contractor, or volunteer.
- U. SEXUALLY ABUSIVE BEHAVIOR: Acts that include prohibited sexual misconduct between two or more persons, as defined herein.
- V. SEXUAL CONTACT: Acts of carnal knowledge, sodomy, sexual assault with an object, sexual fondling, rape, molestation, etc. conducted against a person's will and/or by sexually exploiting another person (e.g. compelling them to perform acts of prostitution).
- W. SEXUAL HARASSMENT: Repeated and unwelcome sexual advances, requests for sexual favors, or verbal comments, gestures, or actions of a derogatory or offensive sexual nature directed to an inmate. Examples include demeaning references towards gender; derogatory comments about a body or clothing; jokes about sex or gender specific traits; abusive, threatening, profane, or degrading sexual comments; inappropriate touching; profane or obscene language or gestures; conduct of a sexual nature; and/or threats of retaliation for refusing sexual advances. Sexual harassment can be conducted by any employee or inmate. Allegations of sexual harassment shall be investigated.
- X. SPECIAL NEED: A mental and/or physical condition that requires individualized or extraordinary treatment. A special need inmate is one who has been diagnosed with one or more of the following: chronic illness (diabetes, asthma, heart disease, seizure disorder, hypertension); a communicable diseases (TB, HIV, etc.); a physical disabilities (amputations, para/quadruplegia, wheelchair bound, etc.); fragility and/or elderly; a known terminal illness with a life expectancy that is less than one year, a serious mental illness, a developmentally disabled person and/or pregnancy.
- Y. STAFF SEXUAL MISCONDUCT: The prohibited verbal, physical, or offensive conduct of a sexual nature by an employee, directed toward an inmate (as defined) under the care and custody of the Sheriff's Office. Examples include attempts, threats, requests,

or completed acts of intentionally touching an anus, genitalia, groin, breast, inner thigh, or buttocks, either directly or through clothing with the intent to show abuse, arousal, gratification of sexual desire, indecent exposure, the invasion of privacy, or voyeurism for sexual gratification. Sexual advances, requests for sexual favors, or other verbal, physical, or offensive conduct of a sexual nature by staff are also expressly prohibited. Any sexual contact between an employee and an inmate shall be considered sexual misconduct. No such contact shall be consensual.

Z. STRIP SEARCH: A visual examination of an individual's naked body for weapons, contraband and physical abnormalities, as well as a thorough search of the individual's clothing while not being worn. A visual inspection of a person's oral, anal and vaginal cavity for contraband may be conducted during a strip search with probable cause. All strip searches shall be conducted and documented according to Sheriff's Office policies.

AA. SUBSTANTIATED: An allegation that was investigated and determined to have occurred.

BB. TRANSGENDER: A person whose gender identity (i.e., internal sense of feeling male or female) is different from the person's assigned sex at birth.

CC. UNFOUNDED: An allegation that was investigated and determined not to have occurred.

DD. UNSUBSTANTIATED: An investigated allegation which produced insufficient evidence to make a final determination whether an event likely occurred.

EE. VERIFIABLE DISABILITY: A mental and/or physical condition that requires individualized or extraordinary treatment, such as when a person is deaf, hard of hearing, blind, with low vision, or who has intellectual, psychiatric, speech or physical disabilities.

FF. VICTIM: The recipient of an unwanted act, or a person who has alleged to have been sexually assaulted.

GG. VICTIM ADVOCATE: A person or agency that provides services to sexual abuse victims, such as emotional support, crisis intervention, information, referrals, and advocacy to ensure that the victim's rights are represented and upheld.

HH. Voyeurism: An invasion of privacy of an inmate by an employee, contractor or volunteer for reasons unrelated to official duties, such as peering at an inmate who is using a toilet in their cell to perform bodily functions; requiring an inmate to expose his or her buttocks, genitals, or breasts; or taking images of all or part of an inmate's naked body or of an inmate performing bodily functions.

Policy as illustrated addresses the requirements of the standard provisions, responsibilities and the method to enforce them. It includes definitions consistent with 115.5 and 115.6 to ensure application of the requirements is consistent.

Evidence reviewed/analyzed by provision:

(a) Policy supports compliance with all aspects of the PREA standards. It is 41 pages, and provides directions for the following:

Definitions

General Operational Procedures

Prevention Measures and Planning

Hiring and Promotion Decisions

Responsive Planning

Training and Education

Screening for Risk of Sexual Victimization and Abusiveness

Reporting of Incidents of Sexual Abuse and Sexual Harassment

Official Response Following Report of Sexual Abuse or Harassment

Coordinated Staff Response to Sexual Abuse Allegations

Investigations

Disciplinary Action

Medical and Mental care

Data Collection and Review

It addresses all aspects of compliance and will be referenced throughout this report.

(b)The PREA Coordinator is the position of Coordinator of Medical Services and reports directly to the Chief of Inmate Services who then reports to the Sheriff. His Position Description demonstrates that he is also the Coordinator of Medical Services (liaison)between contractual services and the facility. His position description describes his role of the PREA Coordinator noting he is responsible for assisting department administrators and staff in identifying, addressing and resolving issues pertaining to PREA. During his interview, he confirmed he has time and authority to developing, implementing, and overseeing agency efforts to comply with the PREA standards at the Dartmouth Complex and the Ash Street jail. He was present during all aspects of the PREA audits and was able to arrange visits to the operation, interviews with any staff or inmates requested, observations of operations and review of any documentation requested. The auditor observed that he is familiar with the inmate population and informally functions as a liaison to assist them with any needs they have. This ensures that any reports to him will appear normal to the other inmates. Changes were requested prior to the audit, during the audit and after the audit which demonstrated to the auditor his authority to effectively serve in this role, effectuate changes and therefore demonstrating compliance with the expectations articulated in the FAQ.

	<p>(c)There is a PREA Compliance Manager (PCM) who oversees policies and procedures in addition to assisting with all needs related to PREA, for both the Dartmouth complex and Ash Street Facility. which ensures he has the authority to implement and oversee efforts, especially regarding changes needed to policy. He has another staff member who was instrumental in providing documentation as required by the audit. During his interview and during all interactions with him, the auditor concludes he has sufficient authority and time to implement all changes required to ensure compliance with the standards.</p> <p>Summary of evidence to support findings: Policy, interviews with the PREA Coordinator, PREA Compliance Manager, and observations during the tour provided the auditor with ample assurance that the agency/facility is compliant with the standard provisions. The auditor concludes that the evidence demonstrated compliance with the FAQ issued in December 2015 clarifying expectation of sufficient time and authority.</p>
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115.12	Contracting with other entities for the confinement of inmates
	<p>Auditor Overall Determination: Meets Standard</p>
	<p>Auditor Discussion</p>
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Interview with the Superintendent · PAQ <p>The PAQ confirms that the agency does not contract for the confinement of inmates.</p> <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p>Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment states,</p> <p>Contracting With Other Agencies for The Confinement Of Inmates</p> <ol style="list-style-type: none"> 1. Original contracts and any subsequent contract renewals between the Sheriff's Office and a private or governmental agency for the confinement of inmates or prisoners shall include language stating that agency's obligation to adopt and comply with National PREA Standards. 2. Any new contracts or contact renewals shall provide for the Sheriff's Office to

	<p>monitor efforts by a private agency to comply with National PREA Standards. Concerns shall be reported in writing to the Sheriff or his designee.</p> <p>Evidence reviewed/analyzed by provision:</p> <p>(a)(b) The PAQ indicates that the agency does not contract for the confinement of inmates/detainees. The interview with the Superintendent and overall observations confirmed this to be true to the auditor. Policy is in place should this change.</p> <p>Summary of evidence to support findings: Based on the PAQ, interview and observations, the auditor finds the standard to be not applicable – compliant.</p>
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115.13	Supervision and monitoring
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Staffing Plan Review and Analysis · Random staff interviews · Annual Staffing Review · Random Request for staffing rosters, 10/1/2023, 2/1/2024 Ashe Street Jail and Dartmouth Complex · Documentation of unannounced rounds 9/24/2024 all shifts, 6/27/2024 all shifts, 3/7/2024 all shifts, 1/14/2024 all shifts · Interview with the Superintendent · Interview with the PREA Coordinator · Interview with the PCM · Interviews with supervisors · Informal interview with corrections officers · Observations of unannounced rounds · PAQ

The PAQ indicates that the average daily population since the last PREA audit is 576 for the Dartmouth complex. The staffing plan is predicted on an inmate/detainee population of 576 Dartmouth complex. The facility reports there have been no deviations.

The following policy excerpt supports compliance with the requirements of this standard:

Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment

Staffing Plans

1. The Sheriff's Office shall develop, document and make its best efforts to comply on a regular basis with an approved Staffing Plan. This plan shall establish adequate staffing levels and, where applicable, video monitoring systems to protect against inmate and prisoner sexual abuse. In calculating adequate staffing levels and determining the needs for video monitoring, the Staffing Plan shall take into consideration:

- a. Generally accepted detention and correctional practices;
- b. Any judicial findings of inadequacy;
- c. Any findings of inadequacy from Federal investigative agencies;
- d. Any findings of inadequacy from internal or external oversight bodies;
- e. All components of the facility's physical plant (including "blind-spots" or areas where staff or inmates may be isolated);
- f. The composition of the inmate population;
- g. The number and placement of supervisory staff;
- h. Institution programs occurring on a particular shift;
- i. Any applicable State or local laws, regulations, or standards;
- j. The prevalence of substantiated and unsubstantiated incidents of sexual abuse; and
- k. Any other relevant factors.

2. Justifications for any staff deviations from the current Staffing Plan shall be documented.

Vulnerability Assessment Reports

1. Whenever necessary, but no less frequently than once each year, a Vulnerability Assessment Report shall be prepared by the PREA Coordinator and one or more management-level security officials. This report shall assess, determine, and document whether adjustments are needed to the current Staffing Plan, the

deployment of video monitoring systems and other monitoring technologies within the correctional facilities and the resources available to ensure adherence to the Staffing Plan. Results from documented inspection tours shall be included within this report and deficiencies shall be documented. The Superintendent shall receive a copy of the report.

Unannounced Rounds

1. Intermediate level or higher-level security supervisors shall conduct unannounced rounds within the correctional facilities. This is to help identify and deter staff sexual abuse and sexual harassment. Such rounds shall occur during all three shifts. Results shall be documented in OMS. Employees are prohibited from alerting other staff members when these unannounced rounds are occurring, unless such an announcement is related to a legitimate operational function in the facility.

2. Heightened protection shall be provided to all vulnerable inmates and prisoners. Such protections shall include, but may not be limited to, continuous direct sight and sound inmate supervision, single cell housing, and/or inmate placement inside a cell actively monitored on video by an employee who is sufficiently proximate to intervene.

Policy addresses all aspects of the PREA requirements to include the requirements for the Lock Up standards.

Evidence reviewed/analyzed by provision:

(a) The interview with the Superintendent and review of the staffing plan confirmed the following:

(1) The facility operates on sound correctional practices which are audited twice a year by the Massachusetts Department of Correction. The last two audit reports were provided to the auditor for review. Additionally, the Commonwealth of Massachusetts Public Health Department audits regularly. They have achieved accreditation through ACA in the past and do have accreditation through the National Commission on Correctional Accreditation (NCCHC).

(2) There are no findings of judicial inadequacy. The auditor reviewed the lawsuit settlement that affects housing inmates with mental illness in segregation.

(3) There are no findings of inadequacy from Federal investigative agencies;

(4) There are no findings of inadequacy from internal or external oversight bodies;

(5) All components of the facility's physical plant are reviewed. Video monitoring is used; specific information regarding placement of cameras was reviewed during the audit. The auditor observed one blind spot, no camera coverage in a storage area in the kitchen at the Dartmouth complex that needs to be addressed. Evidence was provided that this area had a camera installed; therefore, it has been addressed.

(6) The composition of the inmate population has been the same, pre-trial or

	<p>sentenced</p> <p>(7) The number and placement of supervisory staff has been reviewed and determined to be adequate. Review of rounds and staffing occur regularly.</p> <p>(8) Institution programs occurring on a particular shift has a detailed evaluation of the time and days of the programs occurring.</p> <p>(9) Any applicable State or local laws, regulations, or standards are reviewed. Staff discuss with the auditor that changes that were implemented with the 2018 Crime Reform Act that affected restrictive housing, medication administration for substance abusers, treatment of transgenders and other areas.</p> <p>(10) The prevalence of substantiated and unsubstantiated incidents of sexual abuse are addressed. This is additionally analyzed in the Annual PREA Report.</p> <p>(11) No other relevant factors have been identified.</p> <p>(b) The facility indicated on the PAQ that they do not deviate from the staffing plan; they use overtime. The auditor randomly requested staffing rosters for the following dates: 10/1/2023, February 1, 2024. These demonstrate that staffing needs have been addressed as required. Observations during the tour support that staff were assigned as indicated on the staffing report.</p> <p>(c) Policy, interviews with the Superintendent and the PREA Coordinator confirmed this a staffing plan review is conducted. Video monitoring, number and placement of supervisors, prevalence of substantiated and unsubstantiated incidents of sexual abuse, and resources are reviewed annually. No changes were implemented; the auditor supports that the analysis was credible to conclude this.</p> <p>(d) Interviews with two supervisors, one currently working at Dartmouth complex, one currently working at Ashe Street Jail at the time of the audit confirmed that unannounced rounds are occurring, no one is alerting staff when the supervisor is making these rounds, and the supervisors use different times and different directions to conduct these rounds. The interview with one officer (informal) confirmed that unannounced rounds are occurring by supervisors, and he does not know when the supervisor is coming to his unit, he does not alert other staff that the supervisor is making rounds. Additionally, the auditor observed unannounced rounds conducted by lieutenants during the onsite audit.</p> <p>Finding of compliance is based on the following: Review of the policy, staffing plan, and random selection of rosters support compliance. Interviews with staff such as corrections officers, supervisors, Superintendent and PREA Coordinator all supported a finding of compliance. Randomly selected documentation was requested and received demonstrating compliance. Overall observations during the audit process did not lead to any evidence that would indicate non-compliance.</p>
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	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none">· Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment· Interview with the PREA Coordinator· Inmate roster noting oldest to youngest inmates· Observations· PAQ <p>The PAQ indicates they do not house inmates under the age of 18 but have a contingency plan for exigent circumstances.</p> <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p>Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment</p> <p>Juveniles can only be held within a Bristol County Correctional Facility pursuant to M.G.L c. 37, §24(d) or M.G.L. c. 119, §§ 58 & 68. No juvenile shall be held at the Ash Street Jail or within the Regional Lockup.</p> <p>YOUTHFUL INMATES (JUVENILES)</p> <p>1. As a result of MGL Chapter 84 of the Acts of 2013, the circumstances whereby juveniles (persons under 18 years of age) are incarcerated within a Massachusetts county correctional facility are limited. If this situation should occur, the following procedures shall applied:</p> <p>a. Court Officials shall notify the Sheriff's Office before a juvenile inmate arrives at the Dartmouth HOC for processing.</p> <p>b. Juvenile inmates shall be searched upon arrival. They shall be placed inside a separate holding cell until an appropriate housing location is determined. An appropriate housing location shall be one where the juvenile does not have sight, sound, or physical contact with adult inmates through the use of a shared dayroom or other common spaces, shower areas, or sleeping quarters. Based on the PREA Screening Instrument, possible victimization factors shall always be considered to help ensure a positive housing situation for a juvenile inmate.</p> <p>c. A Youth Management Status Sheet shall be initiated when a juvenile inmate has been placed inside an initial housing location. This sheet shall be used to document</p>

	<p>the juvenile's meals, exercise and showers. Refusals by a juvenile to participate in any such activity shall be noted on the sheet. Completed sheets shall be placed into the institutional record.</p> <p>d. In areas outside of housing units, sight and sound separation shall be maintained or direct staff supervision shall be provided whenever juvenile and adult inmates have sight, sound, or physical contact.</p> <p>e. Best efforts shall be made to avoid placing a juvenile inmate into isolation for a long period of time. Absent exigent circumstances, juvenile inmates shall not be denied daily, large muscle exercise, or any legally required special education services. Arrangements shall be made so that juvenile inmates can have access to other programs and work opportunities to the extent possible.</p> <p>f. No juvenile inmate shall be held at the Ash Street Jail or the BCSO Regional Lockup.</p> <p>Evidence reviewed/analyzed by provision:</p> <p>(a)(b)(c) Policy, interview with the PREA Coordinator, observations and the inmate roster showing that the youngest inmate is 18yrs old confirmed to the auditor that at this time of the audit. The standard is not applicable – compliant. The agency is prepared in the event of exigent circumstances.</p>
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115.15	Limits to cross-gender viewing and searches
	<p>Auditor Overall Determination: Meets Standard</p>
	<p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff’s Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Interview with the PREA Coordinator · Interviews with random staff (males and females) · Interviews with Superintendent · Observations of living areas · Activity and program schedule Women’s Center · Incident Report- documentation of cross gender searches · Gender announcements logbook examples 9/24/2024, 3/18/2024, 6/3/2024, 2/20/2024

- Central Control announcement
- Observations of strip search areas
- Review of video monitoring
- Demonstration of an offender intake search process
- Training curriculum – Searches
- PAQ
- Frequently Asked Questions - Clarification of Application to PREA Standards Provisions (FAQ)

The PAQ indicates that there has been no cross-gender strip or cross-gender visual body cavity searches of offenders, no cross-gender strip or cross-gender visual body cavity searches of offenders.

The following policy excerpts supports compliance with the requirements of this standard:

Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment

Limits To Opposite Gender Viewing and Searches

1. Opposite gender strip searches or opposite gender visual body cavity searches (meaning a search of the anal or genital opening) are prohibited, except during an exigent circumstance, or when performed by qualified medical practitioners.
2. Opposite gender pat searches are prohibited, absent an exigent circumstance.
3. All opposite gender strip searches, visual body cavity searches, and pat searches shall be documented. The Superintendent or designee shall review all submitted reports regarding such searches.
4. Inmates and prisoners shall be able to shower, perform bodily functions, and change clothing without nonmedical personnel of the opposite gender viewing their breasts, buttocks, or genitalia, except during a documented exigent circumstance or when such viewing is incidental to routine cell checks. Appropriate steps shall be taken to comply with this procedure, such as a correctional facility using partitions, curtains, and other privacy methods.
5. When employees of an opposite gender enters a housing area, their presence shall be announced to the inmates. (For example "Male in Unit" or "Female in Unit"). This announcement shall also be made before a change is made in the gender status of assigned staff within a housing unit, such as when a female officer covers for a male officer during a meal break, post reassignment, etc. The time/date of all such announcements shall be documented. (These announcement protocols shall also be followed by staff at the Regional Lockup.)

6. At the start of each work shift, Central Control at the Dartmouth HOC and the Ash Street Jail shall announce from a prepared script that professionals of the opposite gender may enter an inmate housing area or the Regional Lockup at anytime. Because of this, inmates and prisoners are expected to be properly dressed at all times, except while showering or using the bathroom. These PREA announcements can also be repeated by Correctional Officers during their work shift.

7. Access to regularly available programming and other out-of-cell opportunities shall not be restricted for female inmates.

8. Information regarding these opposite gender search procedures can be found within the Inmate Handbook and facility postings. These topics can also be discussed during inmate orientation.

1. Searches Of Transgender And Intersex Inmates

1. Transgender or intersex inmates shall not be searched or physically examined for the sole purpose of determining their genital status. If an inmate's genital status is unknown to staff, it may be determined during private conversations with the inmate, by reviewing available medical records and/or, if necessary, by learning such information as part of a broader medical examination conducted in private by a qualified health care practitioner.

2. Correctional Officers shall receive academy/orientation and in-service training regarding the proper search techniques for transgender or intersex inmates. They shall be instructed that all such searches must be conducted in a professional and respectful way, and in the least intrusive manner possible, consistent with security needs.

3. During intake, a transgender or intersex inmate shall be asked by Booking Staff to complete a "Statement of Search" Acknowledgement Form. This form shall provide the transgender or intersex inmate an opportunity to state which gender they prefer to be search by correctional staff and which name/pronouns they prefer to be addressed by. Once entered into OMS by the Booking Officer, all employees are expected to comply with the inmate's stated preferences. The original hardcopy form shall then be placed into an inmate's institutional record.

4. Another "Statement of Search" Acknowledgement Form shall be completed by the transgender/intersex inmate before every planned strip search, absent a documented exigent circumstance.

5. The Sheriff's Office shall make cell assignments for transgender and intersex inmates on a case-by-case basis.

6. These procedures shall also apply when a transgender and intersex prisoner arrives at the Regional Lockup.

Evidence reviewed/analyzed by provision:

(a) Policy and training curriculum support that the facility shall not conduct cross-

gender strip searches or cross-gender visual body cavity searches. The PAQ indicates this has not occurred. The auditor found this credible.

(b) Dartmouth complex does house female inmates. Policy and the PAQ indicates that the facility does not conduct cross-gender pat-down searches of female inmates. Informal interviews with female inmates confirmed this. They indicated they are not restricted from programming due to limited female staff. The auditor observed numerous female corrections officers at both the Ashe St. Jail and Dartmouth operations during the onsite tours of both facilities. Females are housed at the Ashe Street facility in the Regional Lock Up only. They are out of sight of male offenders. They are not stripped searched when placed in the operation. If they are booked into jail, they are taken through the booking process at the Dartmouth complex and housed there.

(c) Policy supports that the facility will document all cross-gender strip searches and cross-gender visual body cavity searches and shall document all cross-gender pat-down searches of female inmates. They report this would occur through an Incident Report. The PAQ indicates this has not occurred.

(d) Policy and practice indicate an announcement is made, "Throughout the day and night shifts, male and female staff members may enter your living areas for official purposes. You are required to be properly dressed at all times, unless showering or using the bathroom. (English, Portuguese, Spanish)." Four of the thirty-two inmate interviews indicated they do not hear the cross-gender announcement, while thirty inmate interviews confirmed this occurs. All indicated they believe they can shower, use the toilet and change clothes without being seen by the opposite gender staff. Unless an emergency, detainees housed at the Ashe Street complex do not shower unless subsequently admitted into the jail. The auditor is, however, requiring corrective action at the Dartmouth complex. Four housing units have a linear style bathroom with urinals with appropriate dividers, toilet with concrete half wall dividers but no cover in the front, then showers full length concrete divider with no curtain in the front. This acts as a blind spot however cameras do capture who goes in and out of the common bathroom. But this does not afford a female officer to conduct an adequate round without viewing genitalia and therefore they cannot adequately conduct around to ensure safety. This is also true of the toilets in the female bathrooms; male staff cannot adequately ensure safety without conducting a round with the potential to view genitalia; they did have curtains on the showers in the female housing. Additionally, this setting provides the potential for sexual harassment by other inmates as they do how transgender males at the female operation.

(e) Policy, the PAQ, training curriculum and all random staff interviews confirmed knowledge that a transgender/intersex inmate is not to be searched to determine their genital status, and this has not occurred. All random staff interviews confirmed to the auditor their awareness of this policy and that this has not occurred. In accordance with the FAQ issued in 2016, Operationally, four options are in current practice for searches of transgender or intersex inmates/residents/detainees: 1) searches conducted only by medical staff; 2) pat searches of adult inmates conducted by female staff only, especially given there is no prohibition on the pat searches

	<p>female staff can perform (except in juvenile facilities); 3) asking inmates/residents/detainees to identify the gender of staff with whom they would feel most comfortable conducting the search, and 4) searches conducted in accordance with the inmate's gender identity. In this state, in accordance with the Crime Reform Act, transgender/intersex inmates can choose the gender of the staff to conduct both strip searches and pat searches and therefore meet the expectations set forth in this FAQ. The Cross Gender Inmate/Prisoner Statement of Search Acknowledgement form states, While in custody of the BCSO I understand that I will be search in accordance with the preference I have chosen above. I understand that I will be searched by an Officer who is trained in such searches. I understand that in an exigent situation, such as a situation where the safety of staff or other inmates are at risk, I may be searched by an Officer or staff member of any gender. I also understand that if I change my mind or circumstances warrant a change in my decision, I will notify my Classification Counselor, Unit Supervisor or medical personnel. Three examples were provided with the PAQ. Interviews with two inmates who identify as transgender male confirm they were offered this form and elected to have a female search them.</p> <p>(f) Searches Academy/In-service Training addresses cross-gender and transgender searches, including the use of a Statement of Search Acknowledgment Form. Noting that they will be searched by the preference on that their statement, unless there are exigent circumstances. This includes strip searches which is authorized in this state by the Crime Reform Bill of 2018. Training addresses Pat Searches, Strip Searches (same gender), Body Cavity Searches (health care practitioner), PREA provision (d), Body Scanners, Cross gender Inmate Searches by gender of stated preference, least intrusive, professional respectful, not conducted to determine genital status, transportation, exigent circumstances). All staff interviews confirmed they have been trained on how to pat search males and females.</p> <p>Corrective Action Required: Covers of the toilets and showers in the housing units with common toilet/sink/shower areas is required or the facility would need to implement assignments by gender only. Update: The facility adopted a policy whereby bathrooms in those units will have rounds conducted of the same gender.</p> <p>Summary of evidence to support findings: Policy supports the requirements of the standard provisions. Documentation and staff interviews confirmed that cross-gender announcements are made; most inmate interviews confirmed this. Inmate interviews support that they can shower use the toilet and change clothes and are not seen by opposite gender staff. Policy was updated to have same gender staff conduct searches of these areas. Transgender inmates are afforded the choice of gender of staff for both pat searches and strip searches. Training on both males and females is provided to staff as confirmed by all staff and the interview with the training officer. Based on this evidence, the auditor finds the facility compliant with all standard provisions.</p>
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	proficient
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff’s Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Observations during the tour, PREA information · Interview with the Sheriff, Education Manager, Medical and mental health staf · Random staff interviews · Interviews with Inmates Who Are Disabled and Limited English Proficient (LEP) · Language Line Contract through 2026 fiscal year; testing of the language line access · Certified Languages – invoice proof of use (Haitian Creole, Cape Verde Creole, Chinese mandarin, Portuguese Brazil, Portuguese Creole, Spanish, Kiche, Romanian, Arabic) 12 months · List of staff interpreters · PAQ <p>The PAQ indicates that the number of instances where incarcerated individual interpreters, readers, or other types of incarcerated individual assistants have been used and it was not the case that an extended delay in obtaining another interpreter could compromise the resident’s safety, the performance of first-response duties under § 115.64, or the investigation of the resident’s allegations is zero.</p> <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p>Bristol County Sheriff’s Office Prevention of Inmate Sexual Abuse and Sexual Harassment states,</p> <p>Individuals With Disabilities or Other Special Needs</p> <p>1. Inmates and prisoners with a disability shall have an equal opportunity to participate in, or benefit from, all aspects or efforts to prevent, detect, and respond to sexual abuse or sexual harassment. Additionally, written materials shall be provided for special need inmates and prisoners in formats or methods that ensure effective communication, including those with intellectual disabilities, low reading skills, deaf, or who are blind or with low vision. The Sheriff's Office, however, is not required to take action which can be demonstrated to result in a fundamental alteration in the</p>

nature of a service, program, or activity or in undue financial and administrative burden, as those terms are used in regulations promulgated under Title II of the Americans with Disabilities Act, 28 CFR 35.164.

2. A qualified health care practitioner (e.g. the Intake Screening Nurse) shall be notified (verbally or by email) when an inmate with a verifiable disability or other special need arrives at the Dartmouth HOC. At the Ash Street Facility, the Major and the Ash Street Nurse shall be notified when a disabled/special needs prisoner arrives to be admitted to the Regional Lockup.

3. A special need inmate shall verify in writing if able of the special provisions or accommodations which have been provided by the Sheriff's Office. If the special need inmate cannot verify in writing, a written report verifying that the special provisions or accommodations have been provided shall be generated by an employee and signed by at least one witness. Such provisions or accommodations shall be documented.

Individuals Who Are Limited English Proficient

1. Reasonable steps shall be taken to ensure inmates or prisoners who are Limited English Proficient (LEP) have meaningful access to all aspects of the efforts of the Sheriff's Office to prevent, detect, and respond to allegations of sexual abuse and sexual harassment. This includes providing these inmates or prisoners access to interpreters who can interpret effectively, accurately and impartially, both receptively and expressively, while using any necessary specialized vocabulary. b)

2. Inmates and prisoners shall not be deployed as interpreters, readers, or assistants for LEP inmates or prisoners, except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise inmate or prisoner safety, the performance of First Responder duties, and/or the investigation of PREA allegations. Such exceptions shall be recorded.

3. Translated PREA forms (e.g. Spanish and Portuguese) shall be made available to inmates at the Dartmouth HOC, such as during intake and orientation. If necessary, a language line/translation service can also be used to help communicate PREA information to LEP inmate during orientation, which shall be documented. Similar translated PREA forms are available for LEP prisoners at the Regional Lockup.

Correctional Psychiatric Services policy states, All inmates are screened upon arrival to include history of abuse and/or trauma including sexual victimization and mental health issues.

Evidence reviewed/analyzed by provision:

(a) (b) Policy supports compliance. The inmates are assessed upon arrival for medical needs, mental health needs and educational needs. There is an UbiDuo TTY, Video Relay available to assistance with an inmate who is hard of hearing or deaf. Medical staff address physical disabilities, mental health staff assist with mental illness and the education staff assist with intellectual, or speech disabilities. This was confirmed

by review of documentation and interviews with medical staff, mental health staff, the Education Manager and the PREA Coordinator. Interviews with inmates who had disabilities led the auditor to have no concerns about their ability to 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. Information on Sexual Abuse/Assault is available in English, Spanish, Portuguese Booking examples, language needs identified Assessment of assistance needed to complete orientation (oral, UbiDuo Language Line (use of language line three, use of Ubi Duo provided with PAQ). The auditor was provided with invoices demonstrating the use of the language line. The auditor tested the availability of the language line during the onsite audit, requesting an Arabic interpreter which was immediately provided. The auditor interviewed one LEP inmate with the use of a staff interpreter. He confirmed he was provided an interpreter and offered PREA materials in the language he preferred (Spanish). They have over ten staff available to interpret Spanish, Portuguese and American Sign language.

The interview with the Sheriff yielded the following responses: PREA educational posters are posted throughout the inmate housing units and other facility locations. These posters are translated in Spanish and Portuguese for inmates who are limited English proficient. This BCSO also maintains a contract with Certified Languages International for translation services. Translated PREA information is also included on inmate tablets, the Inmate Handbook, PREA Acknowledgement forms and PREA Orientation forms. An educational video with translated subtitles also plays several times daily in all housing units and other facility locations where inmates frequent. Inmates with hearing loss have access to sound modulation controls and/or other technologies such as speech to text translation on their tablets and on unit phones. This agency's contracted vendor, Securus, also provides a Video Relay Service (VRS) for deaf and hard of hearing inmates. This includes access to a communication assistant who is a qualified American Sign Language interpreter. The BCSO shall ensure that unit blue phones are hearing-aid compatible. For inmates who are blind or with low vision, all PREA related information and forms are verbally read to them by staff upon admission, orientation, etc. Such actions are documented. Additional accommodations, such as staff interpreters (various languages, including American Sign Language), are made on a case-by-case basis.

(c) The PAQ reports that there have been no instances where an inmate was used to interpret during a PREA investigation in the previous 12 months. The auditor found no reason to dispute this fact during the audit process. All staff interviews confirmed that another inmate would not be used to interpret for an inmate making a PREA allegation or any part of the PREA requirements (intake, investigation, etc).

Summary of evidence to support findings: Policy, interviews with the Sheriff, random staff, limited English and disabled inmates, language line services (tested by the auditor), information on PREA provided in three languages, and medical accommodations provided gave the auditor sufficient evidence to support a finding of compliance.

115.17	Hiring and promotion decisions
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Correctional Psychiatric Services policy · Application · Documentation of background check all employees 2023/2024 conducted annually · Documentation of background check new employee - CJIS, NCIC, DL, SO Registry, Suicide Registry (two examples with PAQ, two examples randomly selected) · Promotional questions - three examples of questions in provision (a) addressed, two reviewed on site · CPS Application - three questions of provision (a) and notes a continuing duty to report such misconduct · Interviews with the Human Resources Director · PAQ <p>The PAQ indicates that 127 staff have been hired who may have contact with offenders in the previous twelve months, 15 contractual staff.</p> <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p>Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment</p> <p>Employment Qualifications/Background Checks</p> <p>1. The Sheriff's Office shall not hire or promote any person and shall not enlist the services of any contractor who may have:</p> <p>a. Engaged in sexual activity in a prison, jail, lockup, or other institution (as defined in 42 u.s.c. 1997);</p> <p>b. Been convicted of engaging or attempt to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse; or</p>

c. Been civilly or administratively adjudicated to have engaged in the activity described in section 1 (b) above.

2. Incidents of sexual harassment shall be considered when determining whether to hire or promote a person or to enlist the services of a contractor who may have contact with inmates. (115.17 b)

3. A criminal background check shall be performed by the Sheriffs Office before hiring a new employee who will have inmate contact. Consistent with federal, state and local law, the Sheriffs Office shall also make its best effort to contact all prior agencies noted for information on substantiated allegations of sexual abuse or for any resignation occurring during a pending investigation or allegation of sexual abuse.

4. A criminal background check shall be performed before enlisting the services of any contractor who may have contact with inmates.

5. The Sheriff's Office shall conduct at least one, annual criminal background check on its employees and contractors who may have inmate contact. Other systems can also be deployed for capturing such information for current employees.

6. The Sheriff's Office shall ask all applicants and employees with expected inmate contact about any previous misconduct described in 03.06.04 (A)(1) (a-c). This shall be asked in written job applications, employment or promotional interviews, and in any interviews or written self-evaluations conducted as part of current employee reviews. The Sheriff's Office shall also impose upon employees a continuing affirmative duty to disclose any such misconduct.

7. Material omissions regarding misconduct or the provision of materially false information by an employee shall be grounds for termination.

8. Unless prohibited by law, information on substantial allegations of sexual abuse or sexual harassment involving a former employee shall be provided by the Sheriffs Office upon receiving a request from an employer who such an employee has applied for work.

Correctional Psychiatric Services states, All CPS employees are hired, promoted, trained and disciplined and terminated, as needed, in conjunction with PREA.

Review of the Online application:

List all prior employers

Three questions provision (a)

"Please be advised that material omission regarding such misconduct or the provision of materially false information shall be grounds for termination (for employees) or non-hire (for applicants)

Evidence reviewed/analyzed by provision:

(a) (f) (g) Policy supports these provisions. The application form prompts the applicant

to answer the following questions: (1) 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); (2) Has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse; or (3) Has been civilly or administratively adjudicated to have engaged in the activity described in paragraph (a)(2) of this section. Annually at training, staff and contractors sign acknowledging these questions. It additionally notes the following: "Please be advised that material omission regarding such misconduct or the provision of materially false information shall be grounds for termination (for employees) or non-hire (for applicants). It was not clear how employees, contractual staff, etc are informed by the agency that they impose upon employees a continuing affirmative duty to disclose any such misconduct.

(b)The interview with the Human Resource Director confirmed that they consider prior incidents of sexual harassment but do not specifically ask this question of potential candidates. The auditor is requiring that this question be added to the application process.

(c)2.10 Background Checks confirms that a background check is completed for all potential employees that includes Driver's License, QWA, WMS (Warrants), MA Criminal History, NCIC, and Phone Check. The interview with the investigator that completes these confirmed this process as did review of personnel files of new employees.

(d) The Vendor Volunteer Intern Clearance Routing Sheet demonstrates that a complete background check has been completed to include Driver's License, QWA, WMS (Warrants), MA Criminal History, NCIC, and Phone Check.

(e) Annual Background checks for 2023 2024 were reviewed. The auditor randomly checks this for staff with the last name beginning with C, T, L. It was not clear if contractual staff are checked either yearly or every five years. Evidence needs to be provided for this.

(h) The Human Resource Director confirmed that requests for information on substantiated allegations could be provided with a signed release but would consult with legal counsel before doing so.

Corrective Action Required: Add a question regarding incidents of sexual harassment to the application process, how the agency imposes upon employees a continuing affirmative duty to disclose any such misconduct and provide evidence of regular background checks for contractual employees. The auditor is providing a form that can be implemented into the application and review process to streamline compliance for these provisions. Update: The online application and the Volunteer, Contractor Intern Application has been updated to ensure that all questions in provisions (a) and (b) are addressed, and candidates are specifically asked regarding prior correctional experience. It requires acknowledgements that candidates confirm that it is truthful and accurate, no omission and they have a continuing duty to report to disclose such misconduct. Additionally, an updated promotional questionnaire has been developed

	<p>which includes prior history of sexual harassment. Examples of volunteer and contractual biannual background checks were also provided. The Corrective Action has been completed successfully.</p> <p>Summary of evidence provided which supports the auditor's conclusion of compliance: Policies, updated applications, evidence of biannual background checks, interviews with the Human Resource Director all analyzed provided sufficient evidence to support a finding of compliance with all provisions of this standard.</p>
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115.18	Upgrades to facilities and technologies
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Observations of camera monitoring · Interview Sheriff · Interview Superintendent · PAQ <p>The PAQ indicates the facility has not acquired any new facilities or made any substantial expansions or modifications of existing facilities since the last PREA audit and has not installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology since the last PREA audit.</p> <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p>Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment</p> <p>Upgrades to Facilities and Technologies</p> <ol style="list-style-type: none"> 1. Should the Sheriff's Office design or acquire a new facility or is planning any substantial expansion or modification to an existing facility, staff shall consider the effects of the design, acquisition, expansion, or modification upon its ability to protect inmates and prisoners from sexual abuse. Such considerations shall be documented. 2. When installing or updating a video monitoring system, an electronic surveillance system, or other monitoring technologies, the Sheriff's Office shall consider how such

	<p>technology may enhance its ability to protect inmates and prisoners from sexual abuse.</p> <p>Evidence reviewed/analyzed by provision:</p> <p>(a)(b) The PAQ indicates the facility has not acquired any new facilities or made any substantial expansions or modifications of existing facilities since the last PREA audit and has not installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology since the last PREA audit.</p> <p>The auditor confirmed through observations and interview with the Sheriff and /Superintendent that there have been no upgrades to the facility or video monitoring system in the past 12 months, and that any upgrades or modifications will consider the agency's ability to protect inmates from sexual abuse. Furthermore, the Sheriff confirmed, with the current reconstruction of two housing units within Dartmouth HOC, consideration has been given to the visibility and monitoring of inmates and staff. Cross-gender viewing of inmates who are showering, dressing, using the toilet, etc. shall be conducted according to policy. The placement of cameras, doors, partitions, and mirrors shall be positioned to protect inmates from sexual abuse. The elimination of potential blind spots are continually evaluated by security staff. Video surveillance is utilized both in common areas and housing units of all BCSO facilities as a way of maintaining visibility of inmates and staff, as well as a means of reviewing events that may be of evidentiary value following an incident or allegation. When assigning staff to monitor cameras, care is taken to ensure adherence to the limits of cross-gender viewing of inmates. The camera infrastructure has the ability to hide certain portions of the video by adding a black box to cover any areas that would permit any unnecessary viewing of inmates performing tasks that are intended to be done in relative privacy (i.e., showering, toileting, dressing/undressing).</p> <p>Finding of compliance is based on the following: Policy noted above supports that sexual abuse and sexual harassment prevention will be considered when making changes to the physical plant or upgrading the camera system. The interview with the Superintendent and Sheriff supports this as well. The auditor finds the facility compliant with the standard provisions.</p>
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115.21	Evidence protocol and forensic medical examinations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment

- Correctional Psychiatric Services
- A National Protocol for Sexual Assault Medical Forensic Examinations Adults/Adolescents
- Bristol County Sheriff's Office 09.23.00 Control of Evidence
- Bristol County Inmate Handbook
- MOU with Massachusetts Department of Public Health and local hospital SANE program; interview with the Regional SANE Coordinator Commonwealth of Mass.
- PREA Evidence Bag - inventory
- MOU Bristol County Sheriff's Office and Women's Center, Inc
- Interview with the Superintendent
- Interview with investigator
- Uniform evidence protocol
- Interview with PCM
- Interview with offender who reported abuse
- Observations
- PAQ

The PAQ indicates there have been no forensic medical exams, no SANE/SAFE exams nor exams performed by a qualified medical practitioner during the previous twelve months. The auditor found no evidence to dispute this during the audit process.

The following policy excerpts supports compliance with the requirements of this standard:

Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment

Evidence Protocol and Forensic Medical Examinations

1. Employees shall follow the approved uniform evidence protocol. This protocol shall maximize the potential of the Sheriff's Office for obtaining usable physical evidence for administrative proceedings and criminal prosecutions.
2. Forensic medical examinations conducted for a juvenile inmate shall follow the protocols described in the publication, "A National Protocol for Sexual Assault and Medical Forensic Examination, Adults/Adolescents" or similarly comprehensive and authoritative protocols developed after 2011.
3. All victims of sexual abuse shall be offered access to forensic medical examinations at a local hospital or rape crisis center, without financial cost, where evidentially or

medically appropriate. A qualified Sexual Assault Forensic Examiner (SAFE) or Sexual Assault Nurse Examiner (SANE) practitioner shall conduct a forensic exam, as well as any medical attention needed. A qualified SANE or SAFE practitioner shall be an individual who has been screened for appropriateness to serve in this role and has received education concerning sexual assault and forensic examination issues in general. Rape crisis intervention, HIV/AIDS prevention treatment, or treatment for other sexually transmitted diseases and pregnancy testing shall be provided, as clinically indicated. The protocols established by the hospital or rape crisis center regarding consent and the collection of forensic evidence shall be followed. (The Contracted Medical Provider does not conduct on-site forensic medical examinations.)

4. The Sheriff's Office can transport a victim or perpetrator to a local hospital or rape crisis center for a forensic medical exam without inmate consent. Staff shall use a Refusal to Consent Form or facsimile when an inmate refuses to participate in a forensic exam or any other medical attention while at the hospital or rape crisis center. The Contracted Medical Provider staff shall make various efforts to obtain a copy of such refusal forms which shall be included into the medical record.

5. The Contracted Medical Provider shall notify the Watch Commander or designee when a decision has been made to transport an inmate victim to a local hospital or rape crisis center for medical attention and forensic evidence collection. The Watch Commander or designee shall then coordinate transportation arrangements. The needs and safety of the inmates shall be considered during transport.

6. Procedures regarding inmate access to a Victim Advocate can be found in section 03.06.08 (C) of this policy

7. An investigative agency responsible for investigating allegations of sexual abuse on behalf of the Sheriff's Office shall follow the requirements of paragraph 1-3 of this section. This shall apply to any state entity that is responsible for investigating allegations of sexual abuse in any Bristol County correctional facility or any DOJ component that is responsible for investigating allegations of sexual abuse in a Bristol County correctional facility.

8. For the purposes of this section, a qualified staff member or a qualified community-based staff member shall be an individual who has been screened for appropriateness to serve in this role and has received education concerning sexual assault and forensic examination issues in general.

Alleged victims of sexual abuse who are transported to an outside hospital shall also be offered Victim Advocate services and shall be allowed to use such services to the extent available, consistent with security needs.

Following a reported incident of sexual abuse, an inmate victim can request that a Victim Advocate, a qualified BCSO employee, or a qualified community-based organization staff member accompany and support them through the forensic medical examination process and investigatory interviews. The inmate victim can also receive emotional support, crisis intervention, information materials and referrals

from these agencies. It shall be noted into the medical record when a Victim Advocate assists an inmate victim during a forensic exam. An investigator shall note when a Victim Advocate assists an inmate victim during an investigatory interview.

Evidence Collection/Evidentiary Standard for Administrative Investigations/Levels of Proof

1. The BCSO Uniform Evidence Protocol shall be followed when investigating allegations of sexual abuse. This protocol shall maximize the Sheriff's Office potential for obtaining usable physical evidence for administrative proceedings and criminal prosecutions, including any available physical and DNA evidence and any electronic monitoring data. These protocols shall be based on National PREA Standards and be developmentally appropriate for juvenile inmates. As best as possible, the location where sexual abuse allegedly occurred shall remain closed off to staff and inmates until so ordered by BCSO Investigators. The collection of evidence shall be properly documented.

Bristol County Sheriff's Office 09.23.00 Control of Evidence address how to maximize the potential of the Sheriff's Office for obtaining usable physical evidence for administrative proceedings and criminal prosecutions, the uniform evidence collection protocols are established in this policy. It is 17 pages.

Correctional Psychiatric Services states, Inmates are provided the services of a SANE nurse and rape crisis responder at a community hospital, as indicated in compliance with PREA.

Evidence reviewed/analyzed by provision:

(a) (b) In addition to policies, the interview with the trained investigator confirmed that the agency does follow an established uniform evidence protocol that maximizes the potential for obtaining usable physical evidence for administrative proceedings and criminal prosecutions. This is accomplished through the maintenance of PREA kits to ensure evidence is properly collected. The Massachusetts State Police handle evidence and process it at the State Police Crime Lab. Additionally, the PREA Kit inventory was provided which includes items to ensure proper evidence collection if that occurs by facility staff. These items include a change of clothing, evidence bags and tags, chain of custody forms, and a sheet to lay upon the floor during evidence collection/changing of clothing.

Evidence Protocol and Forensic Medical Examinations are based on the Sexual Assault Investigator Certification Curriculum, Municipal Police Training Committee. The facility provided the auditor with additional information regarding the evidence collection by the Commonwealth of Massachusetts referred to as SAECK (Sexual Assault Evidence Collection Kit). Documentation provided stated the following: the state established a statewide tracking system to electronically monitor the collection and testing of sexual assault evidence collection kits (SAECK(s)) pursuant to Section(s) 11, 24, 216 and 228 of Chapter 69 of the Acts of 2018, "An Act Relative to Criminal Justice Reform". This was information authored by the Secretary of the Commonwealth of Massachusetts Office of Public Safety and Security. Additionally, documentation was

provided regarding the web-based software for tracking sexual assault and toxicology kits. Per the interview with a Massachusetts Regional SANE Coordinator, this program is based on the U.S. Department of Justice's Office on Violence Against Women publication, "A National Protocol for Sexual Assault Medical Forensic Examinations, Adults/Adolescents", most current version. She confirmed the process using the SAECK established in this state.

(c) Policy supports that a SANE exam will be offered when indicted (potential for evidence exists within the time frame). The Commonwealth of Massachusetts SANE program has the following Program Goals:

The goals of the SANE Program are to:

- Certify a cadre of sexual assault nurse examiners to respond 24 hours a day at designated emergency Offices across the Commonwealth;
- Provide specialized medical-legal exams for victims of sexual assault, 12 years of age or older;
- Enhance existing community-based response systems for victims of sexual assault; improve and standardize data on the incidence of sexual assault victims seeking treatment in Massachusetts hospital emergency Offices and;
- Increase the rates of identification, prosecution and conviction of sexual assault perpetrators through a standardized procedure for the collection of forensic evidence from victims of sexual assault.

The Role of the Sexual Assault Nurse Examiner

The role of the Sexual Assault Nurse Examiner (SANE) is to provide specialized examination and care to victims of sexual assault 12 years of age or older.

Specifically, SANEs will:

- Assess, provide care for, and document the signs and symptoms of physical and emotional trauma;
- Collect, document, preserve, maintain custody of, and transfer forensic evidence to law enforcement authorities;
- Consult with the ED Physician regarding the provision of medical treatment, medication orders, and readiness for discharge;
- Provide services in the ED, OR and ICU with appropriate hospital staff and equipment
- To meet SANE standards of care;
- Assess risk and offer prophylaxis for pregnancy;
- Assess risk and offer prophylaxis for sexually transmitted disease and HIV;

- Provide education to the patient throughout the examination process;
- Develop and discuss a discharge and aftercare plan with the patient;
- Cooperate with law enforcement authorities during court proceedings and;
- Complete mandatory reporting forms.

The agency has Memorandum of Understanding (MOU) with the Women's Center Inc.. The agreement confirms that the organization will provide an advocate from the Women's Center to meet with and provide confidential emotional support services to inmates relative to sexual abuse. They will accompany and support the victim through the forensic medical examination process and investigatory interviews, and provide emotional support, crisis intervention and information and referrals if necessary.

The following information was retrieved from Rape Crisis Centers | Mass.gov

Trained rape crisis counselors at local programs:

Provide 24/7 hotline counseling, information, and referral

Will go with survivors to hospitals and/or police stations 24/7

Will go with a survivor to court

Provide one-to-one counseling and support group counseling

Provide primary prevention education; professional training; outreach

This organization is listed on the webpage List of Adult Sexual Assault & Rape Services by Massachusetts County | Mass.gov

Bristol County Inmate Handbook informs the inmate population that they can confidentially contact an outside victim advocate regarding incidents of sexual abuse or harassment for crisis intervention, information and emotional support.

(f) (g) As confirmed by policy, interview with the Superintendent and investigator and MOU, the Massachusetts State Police would be the investigating authority for cases not investigated by the Sheriff's Office.

The auditor found on the website the following: Furthermore, the Massachusetts State Police website states, The Massachusetts State Police (MSP) has a zero-tolerance policy toward sexual abuse and sexual harassment of any kind towards any detainee while in State Police custody. All detainees have equal rights to safety, dignity, and justice and have the right to be free from sexual abuse and sexual harassment. Lock up facilities under their supervision have been certified compliant with PREA which further reinforces compliance with the standard.

(h) Auditor not required to audit

Summary of evidence to support findings: Policy supports the use of a uniform evidence protocol, and the agency maintains an Evidence kit. The Commonwealth of Massachusetts has an established SANE program ensuring the examinations are conducted using an established uniform protocol. The qualified advocate is contacted if the victim indicates as established by the Commonwealth of Massachusetts. The

	investigating agency, if not the facility investigators are Massachusetts State Police detectives, who understand and support PREA requirements as evidenced by their website. With this accumulation of evidence, the auditor finds the facility compliant with the standard provisions.
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115.22	Policies to ensure referrals of allegations for investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Observations · Interviews Sheriff · Interviews Investigative staff · Review of investigations · Bristol County Sheriff's Office (bcso-ma.us) · Massachusetts Department of State Police General Order · PAQ · FAQ <p>The PAQ indicates there have been thirty-two allegations resulting in administrative investigations and zero resulting in criminal investigations in the past 12 months, one allegation resulting in an administrative investigation at Ashe Street Jail.</p> <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p>Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment</p> <p>Policies To Ensure Referrals of PREA Allegations For Investigation</p> <ol style="list-style-type: none"> 1. An administrative or criminal investigation shall be completed for all allegations of sexual abuse and sexual harassment. 2. If an allegation of sexual abuse or sexual harassment involves potentially criminal behavior, the Sheriff's Office may refer the matter to an outside agency with the legal

authority to conduct a criminal investigation, such as the MA State Police. This protocol shall be published on the Sheriff's Office website. All referrals to an outside agency shall be documented.

3. The details regarding the responsibilities between the Sheriff's Office and a separate agency (e.g. MA State Police) while conducting a criminal investigation regarding an allegation of sexual abuse or sexual harassment shall be stated within the Memorandum of Understanding between both agencies.

4. Any state or federal entity responsible for conducting administrative or criminal investigations of inmate sexual abuse or sexual harassment for the Sheriff's Office shall have in place a policy governing the conduct of such investigations.

Evidence reviewed/analyzed by provision:

(a)(b) Policy supports that an administrative or criminal investigation will be completed for all allegations of sexual abuse and sexual harassment. The interview with the Sheriff confirmed this commitment to ensuring that all allegations are referred to the appropriate investigators. Review of the investigations and formal and informal conversations throughout the onsite audit yielded no evidence to dispute this. The interview with the Sheriff confirmed the following: All allegations of inmate sexual abuse and sexual harassment are investigated. Allegations involving staff/inmate abuse or harassment are investigated by our Internal Affairs Unit. Those involving inmate/inmate allegations are investigated by our Special Investigations Unit. All BCSO investigators have completed PREA investigative training as specified within PREA standards 115.34(b) and Sheriff's Office policy.

Following an allegation of inmate sexual abuse or harassment, a preliminary PREA investigation shall be conducted by a qualified PREA investigator. Administrative or criminal investigations are conducted by qualified investigators. As a result of this preliminary investigation, a supervisory decision shall be made to conduct a more comprehensive administrative or criminal investigation.

Cases where a criminal investigation shall be conducted shall be referred by the Sheriff's Office to the Massachusetts State Police Special Detective Unit. BCSO/PREA Investigators shall maintain communication with the State Police and provide any applicable follow-up to the involved inmate(s) or employee(s).

(c) The agency website states, When a substantiated allegation of inmate sexual abuse or sexual harassment appears to be criminal in nature, the Sheriff's Office shall refer the case to an outside investigative agency that has the legal authority to conduct a criminal investigation, such as the Massachusetts State Police. Such referral shall be documented. The outside agency shall then conduct an administrative or criminal investigation for the allegations made, according to National PREA standards. The Sheriff's Office shall cooperate fully in this investigation and monitor its progress.

(d) Massachusetts Department of State Police General Order is the policy supporting how investigations relating to PREA allegations are conducted.

	<p>Summary of evidence to support findings: Policy, interview with the Sheriff, interviews with investigative staff, Agency website, Massachusetts State Poliey all demonstrated to the auditor that all allegations for sexual abuse and sexual harassment are referred to the appropriate investigators with the legal authority to conduct such investigations for a criminal and/or administrative investigation, meeting compliance with the FAQ issued January 2023 and this information is available on the agency website. The auditor finds the facility compliant with the standard provisions.</p>
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115.31	Employee training
	<p>Auditor Overall Determination: Meets Standard</p>
	<p>Auditor Discussion</p>
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff’s Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Training curriculum · Staff training records/acknowledgment of comprehension · Observations · Interviews random staff · PAQ · FAQ <p>The PAQ indicates that all employees who have contact with inmates were trained on PREA requirements as outlined in the provision.</p> <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p>Bristol County Sheriff’s Office Prevention of Inmate Sexual Abuse and Sexual Harassment</p> <p>Employee Training</p> <p>1. New employees who may have contact with inmates and/or lockup prisoners shall receive academy and orientation training on the following topics:</p> <p>Information on the BCSO's zero-tolerance policy towards sexual abuse and sexual</p>

harassment;

How to fulfill their responsibilities regarding the prevention, detection, reporting and response to inmate

sexual abuse and sexual harassment;

The rights of inmates to be free from sexual abuse and sexual harassment;

The rights of inmates and employees to be free from retaliation for reporting sexual abuse and harassment;

The dynamics of sexual abuse and sexual harassment while incarcerated;

The common reactions of sexually abused and sexually harassed victims;

How to detect and respond to signs of threatened and actual sexual abuse;

How to avoid inappropriate relationships with inmates and prisoners;

How to communicate effectively and professionally with inmates, including lesbian, gay, bisexual,

transgender, intersex or gender nonconforming inmates and prisoners;

How to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities;

Information on the investigative process and how to prevent evidence from being destroyed;

How to report knowledge or suspicion of sexual abuse or assault and make intervention referrals;

Definitions and examples of prohibited behavior; and

Any other relevant subject matter, so approved by the Sheriff or his designee.

2. Staff training on sexual abuse and sexual harassment shall be tailored to all Bristol County inmates and prisoners.

3. Employees shall be provided with refresher training annually to ensure that they are educated on the most current sexual and sexual harassment policies and procedures. (115.31 c & 115.131 b)

4. Employees shall document by signature or electronic verification that they understand the sexual abuse/sexual harassment training they received. Signed training forms shall be filed with the Training Division.

Policy supports compliance with all provisions of the standard.

Evidence reviewed/analyzed by provision:

	<p>(a) The auditor reviewed the training curriculum. It includes the following: General Overview of PREA Law and impact, zero tolerance, how to prevent, detect, report and respond, inmates rights (free from sexual abuse, sexual harassment and retaliation) employee right to be free from retaliation, vulnerability issues, dynamics of sexual abuse and sexual harassment in confinement, risk prevention screening, common reactions of sexual abuse and sexual harassment victims, detection and response to signs of threatened or actual sexual abuse, how to avoid inappropriate relations with inmates, how to communicate with LGBTI and gender non-conforming, how the Sheriff's office complies with mandatory reporting laws on sexual abuse to outside authorities (DOJ), Massachusetts General Law and consequences for violating; methods for inmates to report, victim advocate services, duty to report (immediately, privately, knowledge, suspicion, information, first responder protocols, SANE exams, investigations, retaliation monitoring, limits to cross gender viewing and searches, PREA announcements, transgender/intersex inmates (housing, reviews, shower separately, search protocols, professional communication, disabled, non-speaking inmates).</p> <p>Signature sheets of attendance for five different days were provided with the PAQ. All random staff interviews confirmed receipt of training and verification of the topics required. The interview with the Training Coordinator confirmed that all staff receive this training prior to being placed on assignment with inmates, which complies with the FAQ issued October 2014.</p> <p>(b) As the facility houses both males and females, it was not clear from the curriculum how it is tailored to both males and females. An updated curriculum needs to be developed articulating these differences. Update: The facility provided an updated curriculum that highlighted differences between males and females.</p> <p>(c) Training is received annually; one year it is comprehensive, the second year it is refresher per the PAQ. This agency has been involved in complying with PREA since 2016 which ensures all employees have received the training. If a staff transferred from another operation, they would complete training as if they were a new employee, per the interview with the Training Coordinator.</p> <p>(d) Documentation (four examples) was provided that demonstrated that staff have to pass a test (questions provided). Additionally, they sign acknowledging, "I have read and understand the above written procedures regarding the BCSO zero tolerance policy and PREA and Sexual Harassment. I also understand that I am duty bound to report any knowledge, suspicion or information I have regarding inmate sexual abuse or sexual harassment."</p> <p>Summary of evidence to support findings: Policy, training curriculum (updated), staff interviews, training completion documentation, and the interview with the Training Coordinator all provided evidence to support compliance.</p>
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	<p>Auditor Overall Determination: Meets Standard</p>
	<p>Auditor Discussion</p>
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Correctional Psychiatric Services policy · Observations · Interview contractors – (medical staff, mental health staff, reentry programming and food service staff) · Interview with a volunteer · Review contractor training records – eleven total sent with the PAQ · Interview with the Volunteer Coordinator · Volunteer documentation – list of volunteers, random review of files · PREA training sign off demonstrating annual review · Training Trinity, MAT, Commissary, CPS (3) provided with PAQ · PAQ <p>The PAQ indicates there are 282 volunteers and contractors who have been trained in agency policies and procedures regarding sexual abuse/harassment prevention, detection, and response.</p> <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p>Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment states,</p> <p>PREA Training for Volunteers and Contractual Personnel</p> <ol style="list-style-type: none"> 1. Volunteers and contractors who have contact with inmates shall have been trained on their responsibilities under the BCSO's sexual abuse and sexual harassment prevention, detection, and response policies and procedures. 2. The level and type of training provided to volunteers and contractual staff shall be based on the services they will provide and the level of contact they will have with the inmate population. All volunteers and contractors who have contact with inmates shall be notified of the BCSO's zero tolerance policy regarding sexual abuse and sexual harassment and shall be informed on how to report such incidents.

	<p>3. Documentation confirming that volunteers and contractual staff understand the training they have received shall be maintained by the Sheriff's Office.</p> <p>4. Contractual persons entering the Ash Street/Regional Lockup area (e.g. medical vendors, contracted technicians, etc.) shall be notified about the BCSO zero tolerance standard regarding sexual abuse and sexual harassment.</p> <p>PREA posters and other methods of communication describing this standard shall be strategically placed within that facility.</p> <p>Correctional Psychiatric Services policy requires staff receive the training for PREA.</p> <p>Evidence reviewed/analyzed by provision:</p> <p>(a) (b) (c) Contracted vendors receive the same training as employees as indicated in the curriculum. Documentation provided with the PAQ and random interviews confirmed this to be true. They acknowledge the training acknowledging understanding. Several contractual staff were formally and informally interviewed and confirmed they receive the training (food service, medical staff, reentry programming staff). The interview with the Volunteer Coordinator confirmed this process. Additionally, the auditor was provided access to all volunteer files. Five were randomly selected. They demonstrated background checks, application signed and acknowledgement of PREA requirements.</p> <p>Summary of evidence to support findings: Based on policy, review of the information provided to contractual staff and volunteers, review of the randomly requested documentation, interview with contractual staff and interview with the Volunteer Coordinator, the auditor finds sufficient evidence to support a finding of compliance with this standard due to the required annual refresher training for volunteers.</p>
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115.33	Inmate education
	<p>Auditor Overall Determination: Meets Standard</p>
	<p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Review of PREA Video - JDI · Inmate education examples - 3/24, 4/24, 5/24, 6/24, 7/24, 8/24, 9/24, 9/23, 10/23, 11/23, 12/23, 1/24, 2/24 provided with the PAQ · Lock up Intake notifications provided with the PAQ

- Observations posters (picture provided with PAQ) English, Spanish, Portuguese
- Demonstration of the intake process
- Inmate acknowledgement forms – 9/23, 10/23, 11/23, 3/24, 12/23, 1/24, 2/24, 4/24, 5/24, 6/24, 7/24, 8/24,
- Demonstration of Orientation
- Interviews Intake staff
- Interviews with staff who conduct Orientation
- Inmate ID - provides hotline number on the back
- Inmate Handbook
- CCTV schedule Monday to Sunday all units 11:00 to 13:00 and 22:00 to 1:00am
- PAQ

The PAQ indicates that 2963 detainees were admitted that were given information at the initial detention (Lock Up operation). The PAQ indicates that 3529 inmates were received. At the time of the audit, the agency is not capable of determining how many remained past 30 days; orientation is conducted with the follow up risk assessment individually.

The following policy excerpts supports compliance with the requirements of this standard:

Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment states,

Inmate/Prisoner PREA Education

1. During the booking/intake process, new inmates shall receive information explaining the BCSO zero tolerance policy on sexual abuse and sexual harassment. They shall also receive information on how to report incidents or suspicions of sexual abuse or sexual harassment. This information shall be communicated to new inmates on a PREA Information Booking Form, PREA informational posters and by speaking with staff. New inmates who are Limited English Proficient (LEP) shall receive translated PREA information and/or translation services.

2. Within 30 days of booking/intake, new inmates shall receive a comprehensive orientation/education training, either in person or through video. As part of this orientation, new inmates shall read and sign an Inmate Sexual Abuse/Assault Form. The form shall include information on an inmate's right to be free from sexual abuse and sexual harassment, free from retaliation for reporting incidents and Sheriff's Office policy for responding to such incident.

3. Inmates who are transferred from the Dartmouth HOC to the Ash Street jail shall

receive a site specific orientation about the Ash Street Jail within 72 hours of arrival. The Ash Street Classification Counselor shall review PREA information with the inmate and shall explain PREA related procedures which may differ from those at the Dartmouth HOC.

4. PREA related education shall be provided in formats accessible to all inmates, including those who are LEP, deaf, visually impaired or otherwise disabled, as well as those inmate with limited reading skills.

5. Documentation shall be maintained regarding inmate participation in PREA education sessions.

6. In addition to providing inmates with the PREA related materials stated above, the Sheriff's Office shall ensure that key information is continuously and readily available or visible to inmates through posters, inmate handbooks, or other written formals. Key information shall also be placed upon the back of inmate's ID cards. Additionally, the CCTV system shall show a PREA Informational Video daily on PREA related education. A Spanish version of this video shall also be shown to inmates at least once daily.

7. Regional Lockup prisoners shall review and sign a PREA Notification and Suicide Prevention Form during intake. This form shall provide prisoners with general information on the BCSO zero tolerance standard and other essential PREA protocols, such as on how to report an incident of sexual abuse or misconduct and how to access the "hot line" phone number to contact a PREA Investigator. PREA informational posters shall be visible to lockup prisoners. A PREA Informational Video shall also be shown via CCTV within the Ash Street Booking Area.

Video: PREA: What You Need to Know, produced by JDI; it is approximately sixteen minutes long and discusses the following: confined persons right to be free from sexual abuse and sexual harassment, there is a zero tolerance to any form of sexual abuse or sexual harassment, right to report privately and safely, free medical, mental health and trained sexual abuse counseling, definitions of sexual harassment, sexual abuse, avoiding behaviors that will help maintain safety, third party reports, the facility's requirement to continually provide information on how to report, including outside the facility; and reasonable communication with sexual abuse advocacy groups.

Evidence reviewed/analyzed by provision:

(a) (b) Inmates who are booked into Dartmouth for holding pending trial or serving a sentence receive a detailed risk assessment. At this time, they review and receive an inmate acknowledgement form, signing for receipt. They receive the Inmate Handbook, signing for receipt, and they are placed in an "Orientation Unit" whereby they receive additional information regarding PREA. Per the interview with the staff who conduct orientation, each inmate watches the PREA video and has a second risk assessment completed, typically within two weeks.

(c) The auditor interviewed inmates all throughout the Dartmouth complex and Ash

	<p>Street operation who confirmed knowledge and receipt of training. They report on the PAQ there are no inmates at the facility that have not received the education. The auditor found this credible.</p> <p>(d) See comments to 115.16. The agency reports on the PAQ that individual assistance is provided when each inmate completes PREA orientation. This was confirmed with the interview with the classification staff who conducts orientation.</p> <p>(e) Posters are visible throughout the facility (English, Spanish, Portuguese). The auditor estimates they are approximately three feet by two feet. They include the following information: zero tolerance, there is no consensual sexual activity. Reporting options are as follows: toll free number of investigators, verbally to any employee, volunteer medical or mental health staff, grievance, written, outside reporting Bristol County State Police. Victim Advocate service (name phone number address). Retaliation protection. Additionally, the PREA video is played over CCTV twice daily.</p> <p>(f) The inmate handbook provides information on Sexual Misconduct – zero tolerance, definitions, how to prevent, requesting help, outside reporting, victim advocate services – Confidential toll free, male/female supervision, prohibition against retaliation, investigation, treatment and counseling, false complaints. There is a phone number to the hotline on the back of each inmate identification card (auditor verified by randomly asking inmates who showed this).</p> <p>Summary of evidence to support findings: Policy, interviews, observations, randomly requested documentation, interviews with staff, interviews with inmates, all provided sufficient evidence to support a finding of compliance.</p>
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115.34 Specialized training: Investigations	
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · PREA Specialized Training curriculum · PRC Specialized Training: Investigation Sexual Abuse in Correctional Settings · Training records · Interviews Investigative staff · PAQ # of investigators agency <p>The PAQ indicates there are currently twelve investigators trained to handle and respond to sexual abuse allegations.</p>

Review of training curriculum:

PRC Training: Specialized Training: Investigating Sexual Abuse in Correctional Settings
Legal liabilities – Mirand and Garrity

Understanding the PREA requirements and best practice in evidence collection and the investigative process

Culture of investigations of sexual abuse and sexual harassment

Process of the forensic medical exam and role of the victim advocate

Appropriate trauma informed and gender informed interviewing techniques

Key components in report writing

Massachusetts Sexual Assault Investigators Training

Introduction to Sexual Assault Investigation

Defining PREA

Evidence Protocol

Interviewing, including Miranda and Garrity

Investigative Outcomes

Documentation

Post Allegation

The following policy excerpts supports compliance with the requirements of this standard:

Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment

Specialized Training: PREA Investigators

1. In addition to the general training provided to all employees pursuant to PREA standard E)115.31 and BCSO 04.01.00, all PREA Investigators shall receive specialized training on how to conduct a PREA investigation within a confinement setting.

2. Per National PREA standards, specialized training for these BCSO Investigators shall include, at a minimum, the techniques for interviewing sexual abuse victims, the proper use of Miranda and Garrity warnings, procedures on sexual abuse evidence collection in confinement settings; and the criteria and evidence required to substantiate a case for administrative action or prosecution referral (standard of proof);

3. Documentation shall be maintained to verify when a PREA Investigator has

	<p>completed their required training in conducting inmate sexual abuse investigations. The keeping of such records shall comply with MA state law.</p> <p>4. Specialized PREA training for PREA investigators can be provided by the MA State Police, the MA Department of Correction, or another recognized public safety agency, approved by the Sheriff's Office.</p> <p>5. Investigators from another governmental agencies (e.g. MA State Police) or a DOJ component who investigates sexual abuse allegations within a BCSO confinement setting are expected to have received specialized training in conducting these investigations.</p> <p>Evidence reviewed/analyzed by provision:</p> <p>(a) (b) Interviews were conducted with four investigators, two who address investigations for inmate-on-inmate allegations of sexual abuse and sexual harassment, two who conduct internal affairs investigations on allegations towards staff. All confirmed receipt of specialized training and regular PREA training and confirmed the contents as required by the standard.</p> <p>(c) Training certificates and evidence of regular PREA training were provided demonstrating compliance with the specialized and regular PREA training.</p> <p>Finding of compliance is based on the following: Policies, training curriculum, training completion documentation, interviews with the PREA investigators and the PAQ were analyzed and provided the auditor with sufficient evidence to support a finding of compliance with the standard provisions.</p>
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115.35	Specialized training: Medical and mental health care
	<p>Auditor Overall Determination: Meets Standard</p>
	<p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> • Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment • Correctional Psychiatric Services • Specialized medical and mental health training curriculum - • Training records • Observations • Interviews with medical staff and mental health staff

· PAQ

The PAQ indicates that the facility has ninety-six medical and mental health staff, 100% have received specialized training.

The following policy excerpts supports compliance with the requirements of this standard:

Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment states,

Specialized Training: Medical and Mental Healthcare Personnel

1. All full-time and part-time medical and mental health practitioners who work regularly within the Bristol County correctional facilities shall receive training in:

- a. How to detect and assess signs of sexual abuse and sexual harassment;
- b. How to preserve physical evidence of sexual abuse;
- c. How to respond effectively and professionally to victims of sexual abuse and sexual harassment;
- d. How and to whom to report allegations or suspicion of sexual abuse and sexual harassment.

2. The Contracted Medical Provider does not allow its medical practitioners to conduct forensic exams. Should this practice reverse, all medical practitioners shall receive appropriate training to conduct such exams. Such training shall be documented, and training records shall be maintained by the Medical Provider.

3. Medical and mental health care practitioners employed by the Contracted Medical Provider shall receive, at a minimum, the training mandated for BCSO employees under 03.06.06 (A) or for contractors and volunteers under 03.06.06.(B), depending on a practitioner's status and expected duties within the Sheriff's Office.

F. PREA Training Acknowledgement Documentation

1. BCSO employees, volunteers and contracted vendors who successfully complete their PREA orientation and annual in-service training shall verify in writing that they will comply with their received training. The Training Division shall maintain such verifications for staff and contracted vendors. The Volunteer Coordinator shall maintain copies of volunteer signatures.

Correctional Psychiatric Services confirms that training includes how to detect, assess, and respond to signs of sexual abuse and sexual harassment, as well as how to preserve physical evidence.

Evidence reviewed/analyzed by provision:

(a) (d) Based on interviews and review of documentation, the Contractual Agency

	<p>(CPS) provided specialized medical and mental health training for its employees. Review of the curriculum confirmed the following: recognizing signs of sexual abuse in inmates, psychological signs of sexual abuse and harassment, physical signs, red flag indicators, your role, screening, definitions, review of sexual harassment and sexual assault, communication with sexual assault victims, reporting, reporting, inmate rights, those at higher risk of sexual abuse and sexual harassment, trauma based care, barriers to reporting, retaliation, zero tolerance, review of the law, prevention, among other topics. The training meets the requirements established for regular PREA training and specialized PREA training. There are 98 power point slides with presentation of this information.</p> <p>(b) Not applicable, another agency provides this service.</p> <p>(c) Staff take a quiz, acknowledge the questions from standard 115.17 provision (a), and receive certification of completion.</p> <p>Summary of evidence to support findings: Policy, review of the curriculum, interviews with medical and mental health staff and review of documentation supporting completion of this training provided the auditor with ample evidence to support a finding of compliance with all provisions of the standard.</p>
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115.41	Screening for risk of victimization and abusiveness
	<p>Auditor Overall Determination: Meets Standard</p>
	<p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Correctional Psychiatric Services · Risk Assessment tool - Regional Lock Up · Interviews Staff who perform intake assessment · Risk assessments initial, 30-day reassessment, when warranted or referred · Random review risk assessments – initial and thirty-day review – 9/23, 10/23, 11/23, 12/23, 1/24, 2/24, 3/24, 4/24, 5/24, 6/24, 7/24, 8/24, and 9/24. Three female, nine male · Interview PREA Coordinator · Interview with the PREA Manager

- PAQ

- FAQ

The PAQ indicates that 3529 inmates were screened for risk of sexual victimization or risk of sexually abusing other offenders within 72 hours of their entry into the facility, all inmates who remained past 30 days were reassessed for their risk of sexual victimization or of being sexually abusive within 30 days after their arrival at the facility based upon any additional, relevant information received since intake.

The following policy excerpts supports compliance with the requirements of this standard:

Initial PREA Risk Assessment Screenings

1. All new inmates shall be objectively assessed during booking/intake regarding their risk of being sexually abused or sexually abusive towards other inmates. This PREA risk assessment screening shall be conducted by a DHOC Booking Officer during the new inmate's booking/intake. This risk assessment screening shall ordinarily occur within 72 hours of inmate arrival.

2. To facilitate this screening, the Booking Officer shall complete a PREA Risk Assessment Screening Instrument, which is available on OMS. This objective screening instrument was designed according to National PREA standards.

3. The PREA Risk Assessment Screening Instrument shall consider, at a minimum, the following criteria when assessing a new inmate for possible sexual victimization:

a. Whether the inmate has a mental, physical or developmental disability;

b. The age of the inmate;

c. The physical build of the inmate;

d. Whether the inmate has been previously incarcerated;

e. Whether the inmate's criminal history is exclusively nonviolent;

f. Whether the inmate has prior convictions for sex offenses against an adult or child;

g. Whether the inmate is or is perceived to be gay, lesbian, bi-sexual, transgender, intersex, or gender

nonconforming and may require heightened protection based on the inmate's response;

h. Whether the inmate has previously experienced sexual victimization;

i. The inmate's own perception of vulnerability; and

j. Whether the inmate is detained solely for civil immigration purposes.

4. The PREA Risk Assessment Screening Instrument shall also consider prior acts of sexual abuse, prior convictions for violent offenses, and the inmate's history of prior institutional violence or sexual abuse, if known, in assessing inmates for risk of being sexually abusive.

B. PREA Risk Reassessment Screenings

1. A PREA Reassessment Screening shall be conducted by a Classification Counselor during an inmate's orientation, but no later than 30 days from inmate arrival at the facility. The Classification Counselor shall reassess the inmate's initial PREA risk assessment screening. They shall also reassess the inmate's risk of victimization or abusiveness based upon any additional, relevant information obtained since the inmate's intake screening. The inmate's risk level shall also 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. The results of a PREA Reassessment Screening Results shall be documented.

2. The PREA Coordinator shall be notified when a PREA Reassessment Screening does not occur within 14 days from inmate arrival. This situation shall be documented and the reassessment shall be conducted as soon as possible.

The PREA Coordinator shall notify the Superintendent and the Chief of Inmate Services of this situation.

3. Inmates who are transferred from the Dartmouth HOC to the Ash Street Jail shall receive a facility orientation, which may include another PREA Reassessment Screening. An inmate can be returned back to the Dartmouth HOC as a result of this screening.

C. OVERRIDES

1. When warranted, the PREA Coordinator or Central Classification can override an inmate's initial PREA risk assessment level and PREA classification status listed on their PREA Risk Assessment Screening Form. (KP, KV, PP, PV or ND). An override can be conducted due to a referral, a request, an incident of sexual abuse, or upon receipt of information that bears on the inmate's risk of sexual victimization or abusiveness.

2. As a result of such an override, an inmate's security, housing, or health care status can be reexamined. Correctional supervisors and the Contracted Medical Provider may be consulted during this reexamination.

D. Staff should be reasonably confident about an inmate's response before entering it into the PREA Risk (Re)assessment

Screening Instruments. No question on the screening instrument should be left unrecorded, however, if an inmate refuses to answer a question(s) on the instrument, this lack of response shall not factor into the final assessment score.

E. No inmate shall be disciplined for refusing to answer or for not disclosing complete information in response to questions on the PREA Risk Assessment or Reassessment Screening. Staff shall notify the inmate of this fact shall prior to initiating the screening process.

F. Appropriate controls shall be implemented on the dissemination of inmate responses to questions asked or tabulations generated from a PREA Risk Assessment Screening Instrument. This is to ensure that sensitive information is not exploited to the inmate's detriment by facility staff or other inmates. Such information is confidential and only those employees with a legitimate need to know shall have access to it.

G. If an Initial PREA Risk Assessment and/or Reassessment Screening is postponed due to an exigent circumstance, the screening should be completed by staff within 72 hours. The PREA Coordinator shall be notified when the screening is not conducted within 72 hours, which shall be documented. (In this situation, an "exigent circumstance" may include inmate intoxication, detoxification, a medical emergency, hospital transfer, or another security/safety concern upon arrival.)

I. Screening for Risk of Prisoner Victimization and Abusiveness-Regional lockup

1. Upon arrival, Regional Lockup prisoners shall be objectively assessed at the Ash Street Admissions/Booking Office for their possible risk of sexual victimization or abusiveness. To conduct this screening, a PREA Risk Assessment Screening Form shall be completed, along with other documents (e.g. Book Memo Form, Regional Lockup Receiving Screening Form).

2. At a minimum, this PREA Risk Assessment Screening Form shall include the following:

- a. Whether the inmate has a mental, physical or developmental disability;
- b. The age of the inmate;
- c. The physical build of the inmate;
- d. Whether the inmate has been previously incarcerated;
- e. Whether the inmate's criminal history is exclusively nonviolent;
- f. Whether the inmate has prior convictions for sex offenses against an adult or child;
- g. Whether the inmate is or is perceived to be gay, lesbian, bi-sexual, transgender, intersex, or gender nonconforming and may require heightened protection based on the inmate's response;
- h. Whether the inmate has previously experienced sexual victimization;
- i. The inmate's own perception of vulnerability; and

a. Whether the inmate is detained solely for civil immigration purposes.

3. The Ash Street Admissions/Booking Office shall either approve or denying the admission of a prisoner into the Regional Lockup. One factor in this decision shall be based upon the prisoner's apparent risk for sexual victimization, sexual abusiveness, and/or the results of a prisoner's initial PREA Risk Assessment Screening. The Booking Office shall notify the Watch Commander before denying the admission of the prisoner. Details regarding these decisions shall be documented.

Correctional Psychiatric Services

All inmates are screened upon arrival to include history of abuse and/or trauma including sexual victimization and mental health issues.

Evidence reviewed/analyzed by provision:

(a)(b) Policies, interviews with Intake staff and demonstration of intake support that an initial intake screen is completed immediately upon arrival to assess risk of sexual abuse or risk of being sexually abused.

(c)(d) Twelve examples of initial risk assessment, one from each month for the preceding twelve months were provided with the pre-audit documentation. The objective screening tool used considers the following information:

Risk of sexual victimization

- mental, physical, development disability
- age
- physical build
- first incarceration
- whether the inmate has prior convictions for sex offenses against an adult or child; (added with corrective action)
- perception of or self identifies as gay, lesbian, bisexual, transgender, intersex or gender nonconforming, subjective assessment by the screener
- crimes exclusively nonviolent
- previous experience as a victim of sexual abuse community and while incarcerated
- previous incarceration sexual sex act
- previous placement in protective custody
- If previous incarceration, have been approached for sex/ and or threatened with sexual assault?

- inmate's perception of vulnerability
- prior institutional sexual activity
- placed in protective custody for violent acts against you while incarcerated
- involved with or victimized by the sex industry
- The facility does not hold offenders who are detained solely for civil immigration. The screen also includes if they were placed in protective custody for violent acts against them while incarcerated, and if they have been involved with or victimized by the sex industry.

The screen is completed upon arrival by the intake officers at the Dartmouth complex. It did not meet the requirements of the FAQ in that staff can should make a subjective opinion of whether the offender is perceived as gay, lesbian, bisexual, transgender, intersex or gender nonconforming. Additionally, although noted in policy, the form does not consider convictions for sex offense against an adult or child when assessing risk for victimization.

(e) The screening tools addresses the following:

Risk of being Sexually Abusive

- conviction for a crime related to sexual offense against a child or adult
- history of committing institutional sexual abuse, convicted of or known history
- history of sexual activity while confined, placement in administrative segregation for sexual acts
- history physically assaulting someone while incarcerated or strong arming while incarcerated- History of violence if prior confinement
- Gang affiliation
- Have you physically assaulted anyone
- Convictions or charges of sex offense against a child or adult
- Prior convictions for violent crimes or domestic violence?
- Registered sex offender
- Received counseling or treatment for assaultive behavior (while incarcerated or in the community), anger management,

In addition to the requirements of the standard, the screen addresses gang affiliation, domestic violence history, sexual activity while incarcerated, history of placement in administrative segregation for sexual acts, registered sex offender, history of strong arming while incarcerated, received counseling or treatment for assaultive behavior (while incarcerated or in the community), anger management, Have you physically

	<p>assaulted anyone? The questions are asked verbally and in private according to the interview with the person who conducts risk assessments and demonstration of the intake process and confirmed by inmate interviews.</p> <p>(f) The auditor interviewed the staff who completed the 30-day reassessment. It was confirmed to the auditor that this occurs in person, privately and the inmate is verbally asked the questions again. This practice does meet the expectations clarified in the FAQ that requires that the 30-day reviewed be conducted in person with the offender. The auditor requested and received randomly requested Risk Assessments (first to arrive for the preceding 12 months) demonstrating completion of the Risk Survey initially and within 30 days if they are still confined.</p> <p>(g) Policy and interview with the random staff assured the auditor that staff are observant and would communicate any information to the PREA Coordinator that may initiate an updated (when warranted referral, receipt of additional information or request) risk assessment would be completed. No examples were available to support this as they have not had any sexual abuse or sexual harassment investigations for the previous twelve months. The auditor found this credible after conducting that pre audit and onsite audit.</p> <p>(h) The interview with the intake staff/staff who conduct risk assessments confirmed to the auditor that they would not require an offender to answer sensitive questions - (d)(1), (d)(7), (d)(8), or (d)(9) if they did not want to respond. Two examples from the randomly requested risk assessments demonstrated the inmate refused to answer the questions.</p> <p>(i) Per the interview with the PCM and observation of the offender record storage area, electronic versions of the risk assessments are maintained which has appropriate controls on which staff can access the area.</p> <p>Corrective Action Required: Update the risk assessment for risk of being sexually victimized with consideration for convictions for sex offense against an adult or child when assessing risk for victimization. Update: The risk screening form was updated to include these criteria, and a completed example was provided to the auditor. This standard is now compliant.</p> <p>Summary of evidence to support findings: Policies, updated risk assessment form, interview with the PREA Coordinator, PCM, and staff who complete the form Dartmouth complex, review of completed risk assessments previous 12 months, interviews with randomly selected inmates, all provided evidence to support compliance with the requirements of the standard.</p>
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115.42	Use of screening information
	Auditor Overall Determination: Meets Standard
	Auditor Discussion

The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:

- Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment
- Offender Management System (OMS) assignment cards
- Classification Hearing (two predator, one potential predator, three known victims, one potential victim)
- Observations
- Interviews PREA Coordinator
- Interview with staff who conduct the risk screen
- Interview with the Program Coordinator/review of programs
- Policy on transgender/intersex assessment
- Monthly review by the Sexual Abuse Incident team of Transgender/intersex inmates

The following policy excerpts support compliance with the requirements of this standard:

Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment states,

Information collected during an inmate's Initial PREA Risk Assessment shall be used to help staff make informed housing, bed, work, education and programming assignments for the inmate. The goal shall be to keep inmates who are a high risk of being sexually victimized separated from those inmates who are a high risk of being sexually abusive.

Based on the results from the screening instrument, inmates shall be individually determined as being a "known perpetrator" (KP) a "known victim" (KV), a "potential perpetrator" (PP), a "potential victim" (PV) for sexual abuse or as "ND" (no designation). This information shall be used to ensure the safety of each inmate and determine their initial bunk assignments, especially those who are at-risk for sexual victimization or abusiveness.

H. LBGTI+ Inmates

Inmates who are gay, lesbian, bisexual, transgender, intersex, or gender non-conforming shall be asked during booking/intake about their need for heightened protection. Staff consideration shall be made relative to their housing placement based on the inmate's response.

No lesbian, gay, bisexual, transgender or intersex inmate shall be placed into a

dedicated facility, unit or wing solely on the basis of such identification or status, unless such placement is in a dedicated facility, unit or wing established in connection with a consent decree, legal settlement or legal judgment for the purpose of protecting such inmates.

In deciding whether to assign a transgender or intersex inmate to a facility for male or female inmates, and in making other housing and programming assignments, the Sheriff's Office shall consider whether placement would ensure the inmate's health and safety, and whether the placement would present management and security problems. Such decisions shall be considered on a case-by-case basis

4. Placement and programming assignments for transgender and intersex inmates shall be reassessed at least twice each year. One purpose for this reassessment shall be to review any threats to safety experienced by such inmates.

5. A transgender or intersex inmate's, as well as all other LBGTI+ inmates", views regarding their own safety shall be given serious consideration by staff.

6. Transgender and intersex inmates shall be given the opportunity to shower separately from other inmates.

Evidence reviewed/analyzed by provision:

(a)(b) Policy supports and interviews with staff who make housing program decisions supports that information from the risk screening is used. It has an embedded alert system to ensure that housing is not in the same unit for a high risk of victimization with a known predator.

The Program Manager indicates he is able to retrieve this information when decisions are made regarding programming and work assignments. Most work assignments involve inmates living in the same housing area which additionally ensures further protection. Use of the OMS ensures easy access and notification of those deemed to be a known victim, potential victim, known predator and potential predator. Documentation provided to the auditor with the PAQ demonstrated this.

(c) (d) Policy supports and interview confirmed that placement would be considered on a case-by case basis. At the time of the audit, the transgender inmates interviewed indicated they were safe with the area they were placed. No inmate identified as transgender has been at the operation for six months. The classification staff confirmed that all inmates are assessed every 60 days, this assessment would occur at that time and that the inmate's views of his/her safety would be given serious consideration. Review of the monthly sexual abuse incident review meeting minutes reflected that inmates identified as transgender/intersex are reviewed to assess safety in addition to investigations.

(f) Policy supports that transgender and intersex inmates shall be given the opportunity to shower separately from other inmates. Interviews with transgender inmates confirmed this occurs when requested.

(g)During the audit process of touring, reviewing documentation and interviewing

	<p>staff, it is determined that this facility does not have dedicated facilities, units, or wings solely on the basis of such identification or status as transgender, intersex, homosexual, bi-sexual, gay or lesbian.</p> <p>Summary of evidence to support findings: Policy supports the requirement of the standard. Review of the information from the OMS, interview with the PREA Coordinator, Program Coordinator, review of incidents/transgender/intersex and interviews with transgender inmates all provided evidence supporting compliance. The auditor finds the facility compliant with the standard provisions.</p>
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115.43	Protective Custody
	<p>Auditor Overall Determination: Meets Standard</p>
	<p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Interviews Superintendent · Interviews staff who supervise RH · Special Management Review Tracking · Observations of Restricted Housing (RH) · PAQ <p>The PAQ states that no offender has been placed in involuntary protective custody due to their high risk of sexual victimization. The auditor found no evidence to dispute this during the audit process.</p> <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p>Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment states,</p> <p>Protective Custody</p> <p>1. Inmates determined to be at a high risk for sexual victimization shall not be placed into involuntary segregated housing unless an assessment of all available alternatives has been made and a determination has been rendered that there is no alternative housing available to separate the high-risk inmate from likely abusers. During regular business hours, Central Classification shall make this housing assessment. During</p>

non-business hours, the Watch Commander shall make such an assessment, which shall be reviewed by Central Classification on the next business day. A high-risk inmate can be held in involuntary segregation for less than 24 hours when this housing assessment cannot be completed immediately by staff.

2. An inmate placed into involuntary segregation for the purpose established above shall have access to programs, privileges, education, and work opportunities. If inmate access to these opportunities is restricted, the type, duration, and reasons for such limitations shall be documented.

3. An inmate should only be assigned to involuntary segregated housing until an alternative means of separation from likely sexual predators can be arranged. Such housing assignments should not ordinarily exceed a 30-day time period.

4. When an inmate is assigned to involuntary segregation after reporting an allegation of sexual abuse or sexual harassment, staff shall clearly document that the basis for such housing was determined because of safety concerns. The reason(s) why no alternative means of separation could otherwise be arranged shall also be documented.

5. When an inmate who is at-risk for sexual victimization is assigned to involuntary segregation, a review shall be conducted at least weekly to determine whether there is a continuing need to separate the inmate from general population. Results of this review shall be documented.

6. When an inmate is assigned to involuntary segregation, they shall receive a medical assessment by a qualified health care practitioner no later than the end of the work shift. Results of this medical assessment shall be documented.

7. An inmate determined to be at high risk for sexual victimization can be housed within the DHOC Health Services Unit, when so authorized by a qualified health care practitioner. Following such authorization, the Watch Commander shall be notified so that arrangements can be made for the inmate to be escorted to the HSU. The Superintendent, the PREA Coordinator and other correctional supervisors shall be notified no later than the next business day when such a housing assignment occurs.

Evidence reviewed/analyzed by provision:

(a) (b) (c) (d) (e) Policy supports all aspects of the standard provision. The interview with the Superintendent, interviews with staff who supervise special management operations and review of the Special Management Tracking Sheet confirms that an inmate has not been placed in this area due to being a high risk for sexual victimization. Review of investigations confirms an inmate has not been placed in this area for having alleged sexual abuse. During the audit, no evidence was discovered that contradicted this.

Summary of evidence to support findings: Based on policy, interviews and observations, the auditor finds it is credible that the facility has not placed any one in any type of segregation related to being at high risk of sexual victimization or having alleged sexual abuse. The auditor finds the facility compliant with the standard

	provisions.
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115.51	Inmate reporting
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Facility Rulebook · PREA Intake Information · Interviews random staff · Interviews random offenders · Posters · Availability of phones, inmate tablets · Test of telephone for reporting · Special Investigations Unit PREA Report (5), Internal Affairs Unit (1) · Verbal reports, grievance report, hotline report, report from nurse · PREA Reminder Card · Observations <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p>Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment states,</p> <p>Inmates and prisoners are provided with multiple internal ways to privately report incidents of sexual abuse, sexual harassment, acts of retaliation for reporting such incidents or when staff has neglected or violated their responsibilities which may have contributed to such incidents. To report such matters, they can:</p> <p>Speak with a BCSO employee;</p> <p>Speak with a health care practitioner, such as during daily Sick Call (At the Ash Street</p>

Jail, inmates only);

Submit a standard or emergency written grievance;

Submit an anonymous report to BCSO officials; and/or

Use the hotline number to contact a PREA Investigator.

2. Inmates can communicate an allegation of sexual abuse or sexual harassment to an outside, independent entity that is not part of the Sheriff's Office. (For example, the MA State Police Special Detective Unit (508-993-2016) and/or the Bristol County DA's Office Special Victims Unit (508 961-1844). The reporting inmate or prisoner may be allowed to remain anonymous upon request. Reporting can be made by telephone or mail. These reporting procedures shall be accessible to inmates and prisoners via posters, admissions forms and staff conversations. Information shall also be provided to inmates within the Inmate Handbook.

3. All verbal, written, anonymous and third party reports of inmate sexual abuse and sexual harassment shall be accepted by the Sheriff's Office. Verbal allegations shall be appropriately documented.

4. All privately reported allegations of inmate sexual abuse or sexual harassment shall be investigated.

TELEPHONE ACCESS TO INVESTIGATORS

1. Inmates shall have access to a toll-free number to report PREA related allegations to its PREA Investigators. This number shall be posted throughout each facility and can also be found within the Inmate Handbook, on CCTV, and on the back of each inmate's ID card. Inmate calls to this toll-free number can be made with an issued tablet or unit blue phone.

2. Prisoners can also use this telephone number at the Ash Street Booking Area.

3. All incoming hotline calls shall be investigated by PREA Investigators. The identity of the reporting party shall be kept confidential and known only to investigators, their supervisor(s) and those employees with a legitimate need to know.

An employee can privately report an allegation of sexual abuse and sexual harassment by using the SIU hotline telephone number, by writing anonymous to SIU investigators, or by other private means of communication.

PREA Reminder Cards:

Screening of Inmates · Training for staff and inmates · Verbal, written ,anonymous ,and/or third party reporting · Safeguard inmates and physical evidence, treat as crime scene · All allegations of sexual abuse/sexual harassment investigated · Discipline and/or criminal prosecution when appropriate · Announce all cross gender entries to housing areas · Report any suspicions of sexual activities between an inmate and Inmate and/or staff Inmate Reporting Options · Report to staff · Speak with a health care practitioner, such as during daily sick call · Submit an written

	<p>Emergency Grievance · Submit an anonymous report to BCSO Officials or/or use the hotline number to contact investigators : PREA and SIU Hotline Number: 508-995-9609 for Inmates. Report to Outside Agencies MA State Police Special Detective Unit: 508-993-2016 Bristol County DA's Office / Special Victim's Unit: 508-997-0711</p> <p>Evidence reviewed/analyzed by provision:</p> <p>(a) (b) The PREA posters and Inmate Handbook all inform the inmates that they have multiple ways to report any 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, to include privately anonymously and third party.</p> <p>The auditor tested access to the District Attorney's office from an inmate phone. No pin number was required, the initial message informs the caller that the call is free, confidential and not monitored or recorded.</p> <p>(c) Policy supports, PREA training reinforces, and the staff interviews all confirmed that all staff will accept reports made verbally, in writing, anonymously, and from third parties and shall promptly document any verbal reports. They indicated this report will be made immediately.</p> <p>(d) Staff interviews confirmed they can report privately to several many noting they can call the SID hotline number if they felt the situation warranted it. They confirmed with prompting that they do not have to go through the chain of command if they believed that would present concerns. This is addressed in the policy</p> <p>Summary of evidence to support findings: Policy, inmate handbooks, interviews with randomly selected corrections officers, interviews with randomly selected inmates, observation/confirmation of availability of phones to the inmate population, testing of the reporting phone number, observations of posters providing reporting information, review of investigations all provided ample evidence for the auditor to find the facility compliant with the standard provisions.</p>
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115.52	Exhaustion of administrative remedies
	<p>Auditor Overall Determination: Meets Standard</p>
	<p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment

- Bristol County Sheriff's Office 13.02.00 Inmate Grievances
- Grievance Form availability
- Review of the grievance process; Inmate Handbook
- Interview with Grievance Coordinator
- Emergency grievance files - harassment
- Informal conversations with inmates - access to grievance process
- PAQ

The PAQ provided the following information:

zero grievances regarding sexual abuse

zero emergency grievances

zero that had an initial response within 48 hours

zero grievances written in bad faith

zero third party grievances

zero grievances alleging imminent sexual abuse

The following policy excerpts supports compliance with the requirements of this standard:

Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment states,

Exhaustion Of Administrative Remedies (Inmate Grievances)

1. The PREA Coordinator shall receive any written inmate grievance alleging sexual abuse or sexual harassment. There shall be no imposed time limit on when an inmate can submit such a written grievance, but time limits can be imposed on other portions of the grievance that do not allege sexual abuse. If those other portions are rejected, the PREA allegation(s) will still continue to be accepted until a PREA investigation has concluded and, if requested, appeal process. Inmates shall not be required to use any informal grievance process or to otherwise attempt to resolve an alleged incident of sexual abuse. Nothing in this section shall restrict the ability of the Sheriff's Office to defend against an inmate lawsuit on the ground that the applicable statute of limitations has expired.

2. An inmate who alleges sexual abuse may submit a written grievance without submitting it to a staff member who is the subject of the complaint. Such a grievance shall not be referred to the staff member who is the subject of the complaint.

3. A final decision on the merits of any portion of an inmate grievance alleging sexual

abuse shall be issued within 90 days of its initial filing. Computation of this 90-day time period shall not include time consumed by an inmate to prepare an administrative appeal. Staff requests for a time extension may be granted for up to 70 days if the normal response time is insufficient to make an appropriate decision. The inmate who submitted the grievance shall be informed of this time extension in writing and shall be provided with a date by which a decision will be made. 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 extensions, the inmate may have considered the absence of a response to be a denial at that level.

4. Third parties, including fellow inmates, staff, family members, attorneys and outside advocates are permitted to assist inmates in filing written requests for administrative remedies relating to allegations of sexual abuse. They shall also be permitted to file such a request on an inmate's behalf. If a third party files a request on an inmate's behalf, the facility may require that the alleged victim agrees to have the request filed on their behalf and may also require the alleged victim to personally pursue any subsequent steps in the administrative remedy process. If the inmate should decline to have the request processed on their behalf, the BCSO shall document the inmate's decision.

5. An inmate can submit an emergency grievance alleging that they have been subject to a substantial risk of imminent sexual abuse. Upon receipt of an emergency grievance, the grievance (or any portion thereof that alleged the substantial risk of imminent sexual abuse) shall be forwarded to a level of review at which immediate corrective action may be taken. An initial response to be provided to the inmate within 48 hours. A final decision about the inmate's allegations shall be issued within five calendar days. This initial response and final decision shall document the steps taken to determine whether the inmate is in substantial risk of imminent sexual abuse and the actions taken in response to the emergency grievance.

6. An inmate may be disciplined for filing a grievance related to an alleged sexual abuse, but only when it has been demonstrated that the inmate filed the grievance in bad faith.

7. Regional Lockup prisoners cannot participate in the inmate grievance system. They can, however, report allegations of sexual abuse or sexual harassment through the other reporting methods, as established within this policy. (See 03.06.12 A)

Bristol County Sheriff's Office 13.02.00 Inmate Grievances states, Inmates will be able to file emergency/PREA related grievances that involve/substantial threat of personal injury, their safety/welfare or other damages. They shall receive written staff responses, including the basis for the decision in a timely manner. Emergency grievances shall be prioritized, as necessary.

Inmates may use the standard or emergency grievance process to privately report allegations of sexual abuse, sexual harassment, staff misconduct or staff failure for responding to inmate allegations of sexual abuse or harassment. Only assigned staff shall investigate and address such grievances. Inmate grievances containing PREA allegations shall be forwarded to the Watch Commander, the PREA Coordinator and/or

a higher-level supervisor for processing.

Formal grievance issues: Allegations about PREA related issues, sexual assault, sexual harassment and voyeurism; retaliation by other inmates or staff for reporting allegations of sexual assault, sexual harassment and voyeurism and/or staff neglect or violations of responsibilities that may have contributed to such incidents by inmates or employees.

No inmate shall be provided with staff assistance to prepare a Formal Grievance Form, except when submitting a PREA related grievance or when the inmate is deemed illiterate, disabled, or non-English speaking. Staff assistance shall be recorded. No inmate can assist or submit a Formal Grievance Form on behalf of another inmates.

A time extension can be allowed for PREA allegations or when otherwise justified, which shall be documented.

Emergency grievances:

- Includes sexual abuse, sexual harassment or when an inmate's safety or well-being could be jeopardized if others learn of the grievance.
- An inmate can submit by using a standard Formal Grievance form writing words "emergency" or "medical emergency" clearly on the top. They can hand deliver to an employee or deposit the form into a grievance box. Or they can present directly to the Watch Commander but state their reason for circumventing the chain of command.
- No employee shall deliberately deny an inmate access to file nor refuse to accept an inmate's emergency grievances.

Evidence reviewed/analyzed by provision:

(a) (b) (c)(d) (e) (f) (g) Policy addresses all requirements of the standard provisions. The interview with the Grievance Coordinator confirmed the following: inmates ask staff for grievance, complete it and place in a secure box where there are only three keys. Any grievance that implies any sexual abuse or sexual harassment is forwarded to the PREA Coordinator, assigned a number and gets immediately closed out with the answer to the inmate being that it has been forwarded to the investigators for investigation. The auditor reviewed three of the grievances regarding sexual harassment and noted that they resulted in a PREA investigation. They demonstrated a quick response to the investigators. Informal conversations with inmates regarding access to grievances did not yield any concerns regarding the availability and efficiency of the process. Information regarding sexual abuse grievances has been provided to the inmates in the Inmate Handbook.

Summary of evidence to support findings: Policy supports all requirements of all provisions of the standard. Interviews with the Grievance Coordinator supported the process, review of one sexual harassment grievance and information on sexual abuse grievances in the Inmate Handbook, provided the auditor with sufficient evidence to

	support a finding of compliance.
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115.53	Inmate access to outside confidential support services
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment · MOU Women's Center · Women's Center notices - observed throughout the facility · Verification of organization via the Office of Victim Services website · PREA Posters · Interviews random offenders · Review of access to mail and telephones <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p>Inmate Access To Confidential Support Services (Victim Advocates)</p> <ol style="list-style-type: none"> 1. All inmates shall be provided with access to outside Victim Advocates for emotional support services related to sexual abuse. Inmates shall be provided mailing addresses and telephone numbers, including toll-free hotline numbers of local, state or national victim advocacy or rape crisis organizations, where available. 2. Communications between inmates and a Victim Advocate organizations or agencies shall be conducted in as confidential a manner as possible. Inmates shall be notified of the extent to which such communications will be monitored by the Sheriff's Office and the extent to which reports of sexual abuse will be forwarded to authorities in accordance with mandatory reporting laws. 3. The Sheriff's Office shall maintain or attempt to enter into a Memoranda of Understanding or another agreement with community service providers that are able to provide inmates with confidential emotional support services related to sexual abuse (e.g. the New Bedford Women's Center.) Such agreements or attempts to enter such agreements shall be documented and maintained by the Sheriffs Office. 6. No inmate should contact a Victim Advocate or other external support service to

report an incident of sexual abuse or sexual harassment. To report such an incident, inmates must follow the procedures established within this policy. (See 03.06.12 A)

7. Victim Advocates are not obligated to notify the Sheriff's Office when an inmate has requested or is using their services.

Evidence reviewed/analyzed by provision:

(a) (b) (c)

Women's Center Notice:

- Free, confidential, available 24/7
- Safety planning, on-site hospital support in-court guidance, individual counseling, group counseling, child and adolescent trauma therapy
- Education services prevention education, referrals to other service providers

PREA Posters – confidential toll-free number and mailing address

Inmate handbook provides information about the Women's Center and indicates it is not for reporting PREA allegations.

There is an MOU with this organization that agrees to the following: Provides a toll-free confidential hotline. Inform the inmate population of how to confidentially report sexual abuse or sexual harassment, respect for the privileged communication between the Women's Center and the inmates, allowing the inmate to remain anonymous, provide emotional support, crisis intervention, information and referrals to inmate victims of sexual abuse, as indicated, provide training for the BCSO employees when requested.

The auditor tested access to this organization from an inmate phone. No pin number was required, the initial message informs the caller that the call is free, confidential and not monitored or recorded. When conducting random inmate interviews, approximately half knew of the organization that a phone number was available. They agreed it was free and confidential. However, they did not know what the organization provided. Inmates can make phone calls from their tablet which affords effective communication with the organization. The auditor confirmed that this organization is recognized by the State of Massachusetts Office for Victim Assistance. The auditor confirmed the relationship with the Bristol County Sheriff's Office briefly when testing the phone line for the services.

Summary of evidence to support findings: Policy, MOU, interview with the inmates, verification of organization via the Office of Victim Services website (Massachusetts), and verification of the confidentiality provided the auditor with sufficient evidence to support a finding of compliance.

115.54	Third-party reporting
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Observations · Agency website - Bristol County Sheriff's Office (bcso-ma.us) · Interview with the Superintendent · Interview with the PREA Coordinator · Random staff interviews · Testing of third-party reporting · Review of investigations · Visitors Flyers (English, Spanish, Portuguese) - · FAQ <p>The following policy excerpts demonstrate compliance with the provisions of the standards.</p> <p>Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment</p> <p>Third Party Reporting</p> <p>1. The Sheriff's Office shall accept, record and investigate third party reports of inmate sexual abuse or sexual harassment. This includes third party claims reported by phone, email, mail delivery, etc. The Sheriff's Office shall publicly distribute information on how a third party can report sexual abuse or sexual harassment on behalf of an inmate or prisoner. No third-party allegation shall be denied because the reporting person has refused to provide a written statement about their allegation or when the reporting person wishes to remain anonymous. The BCSO website provides the following information:</p> <p>The Bristol County Sheriff's Office supports the National Prison Rape Elimination Act of 2003 (PREA) and is committed to the prevention and elimination of sexual abuse perpetrated against inmates.</p> <p>Any person who wishes to report such an act may contact the BCSO Special</p>

	<p>Investigations Unit at:</p> <p>508.995.9609</p> <p>or by writing to:</p> <p>BCSO Special Investigations Unit, 400 Faunce Corner Road, North Dartmouth MA 02747</p> <p>All allegations of inmate sexual abuse or sexual harassment shall be investigated, including anonymous reports.</p> <p>Large font red background: Confidential phone number (Spanish and Portuguese)</p> <p>When a substantiated allegation of inmate sexual abuse or sexual harassment appears to be criminal in nature, the Sheriff's Office shall refer the case to an outside investigative agency that has the legal authority to conduct a criminal investigation, such as the Massachusetts State Police. Such refers shall be documented. The outside agency shall then conduct an administrative or criminal investigation for the allegations made, according to National PREA standards. The Sheriff's Office shall cooperate fully in this investigation and monitor its progress.</p> <p>Visitors Flyers (English, Spanish, Portuguese) - zero tolerance, report confidentially to SIU phone number provided</p> <p>Notice to Staff – duty to report privately and alleged PREA incident immediately to the on duty Watch Commander all allegations including third-party and anonymous reports will be investigated</p> <p>The auditor tested the reporting number by calling and leaving a message from outside the facility. Verification of receipt of that message was received three days later (it was left Friday evening and received Monday morning). The interviews with the Superintendent, PREA Coordinator and random staff all confirmed knowledge that third party allegations are to be accepted and reported immediately.</p> <p>Summary of evidence to support findings: Policy and the website supports that third party allegations can be received at the SIU tip line. The interview with the Superintendent confirmed the agency support for receiving and investigating all allegations of sexual abuse and harassment to include third party allegations. A notice has been developed in English, Spanish and Portuguese directed toward visitors available in the lobby. The auditor reviewed one investigation that was initiated from the tip line and also anonymous. The auditor called on a weekend and received confirmation of receipt of the message the next Monday. The evidence supports compliance with the FAQ issued October 2015 requiring that specific methods for reporting be provided.</p>
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115.61	Staff and agency reporting duties
	Auditor Overall Determination: Meets Standard

Auditor Discussion

The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:

- Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment
- Interview with the PREA Coordinator
- Interview with investigators
- Observations
- Interviews random staff
- Facility information to inmates
- Training curriculum
- Interview with medical and mental health professionals
- Notice to Staff
- Training curriculum
- Mandatory reporting laws
- Incident Report Form (sent with PAQ) – allowing private conversation with inmate, immediate report

The following policy excerpts supports compliance with the requirements of this standard:

Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment

Staff and Agency Reporting Duties

1. All employees must immediately report any knowledge, suspicion, or information regarding the following topics: ("Information" includes third-hand or anonymous information received, whether verifiable or believed to be credible):

- a. Incidents of sexual abuse, misconduct, or harassment that have occurred in a BCSO correctional facility or elsewhere;
- b. Acts of retaliation against any inmate/prisoner or employee who has reported an alleged incident of sexual abuse or harassment;
- c. Acts of neglect or irresponsibility by an employee which may have contributed to an alleged incident of sexual abuse, sexual harassment or retaliation;
- d. Knowledge that an inmate is at substantial risk of imminent sexual abuse; and/or

- e. Physical evidence of an alleged incident of sexual abuse or sexual harassment.
2. Employees shall not reveal information related to a report of inmate sexual abuse to anyone other than to the extent necessary to make treatment, investigation, and other security and management decisions. Inmate reports or sexual abuse shall be considered confidential. Only those persons with a legitimate need-to-know should be aware of and be apprised of such information and/or the status of investigations. The Chain of Command should be followed.
3. Unless otherwise precluded by federal, state or local law, medical and mental health practitioners are required to report allegations of sexual abuse. They shall inform an inmate or prisoner of their practitioner's duty to report such allegations and the limitations of confidentiality at the initiation of services. (II5.6lc &
4. Allegation of sexual abuse shall be reported to a designated state or local service agency when the alleged victim is under the age of 18 or a person considered a vulnerable adult under state or local statute.
5. All allegations of inmate sexual abuse and sexual harassment, including third party and anonymous reports, shall be reported directly to BCSO Investigators.
- Evidence reviewed/analyzed by provision:
- (a) Policy supports the requirements. Poster Notice to Staff – duty to report privately and alleged PREA incident immediately to the on duty Watch Commander all allegations including third-party and anonymous reports will be investigated. The PREA training curriculum reinforces the Duty to Report.
- (b) All staff interviews immediately articulated their knowledge to maintain confidentiality regarding these reports and their actions regarding a PREA incident.
- (c) Policy reassures that medical and mental health practitioners shall be required to report sexual abuse and to inform inmates of the practitioner's duty to report, and the limitations of confidentiality, at the initiation of services. This is addressed and acknowledged with the inmate during the initial medical screening; documentation was provided demonstrating this.
- (d) This facility does not house inmates under the age of 18. Per the Massachusetts State Law, Elder abuse states, Elder Protective Services can only investigate cases of abuse where the person is age 60 and over and lives in the community. Policy requires that a report be made regarding any allegations of Elder Abuse, in accordance with the law. The Bristol County Jail, House of Corrections is not considered community.
- (e) Policy supports and all staff interviews confirmed that all allegations are reported to the facility's investigators. Review of the investigations led the auditor to conclude this as anything that appears to reflect anything regarding sexual abuse or sexual harassment, to include third party and anonymous allegations were reported to them.

	<p>Summary of evidence to support findings: Policy supports compliance. Random staff interviews, including medical and mental health staff confirm their knowledge to report any information or suspicions 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.</p> <p>Documentation demonstrating this is discussed with the inmate at the initiation of services/intake assessment was provided. All staff interviews confirmed knowledge to remain confidential. Based on review of investigations, it was evident to the auditor that all allegations and suspicions are reported to the investigators timely.</p>
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115.62	Agency protection duties
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Observations · Interviews Sheriff · Interview Superintendent · Interview random staff · One example of immediate action based on perceived imminent risk of sexual abuse · Watch Commander Immediate Action check List · PAQ <p>The PAQ indicates there have been no times the facility determined that a offender was at risk of imminent sexual abuse. The auditor found no reason to dispute this during the audit process.</p> <p>The following policy excerpts demonstrate compliance with the provisions of the standards.</p> <p>Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment states, When a prisoner determined to be at risk for sexual victimization arrives at the Ash Street Jail, they shall be held inside an individual holding cell within the Ash Street Booking Area. The Ash Street Booking Officer shall then conduct the</p>

	<p>screening process for the at-risk prisoner before any other inmates. Once the screening process is completed, arrangements shall be made by Ash Street staff to have the at-risk prisoner individually escorted to a cell within the Regional Lockup area. All staff actions to process and house the prisoner shall be properly coordinated and documented.</p> <p>AGENCY PROTECTION DUTIES</p> <p>1. When an inmate is subject to a substantial risk of imminent sexual abuse, the First Responder on the scene shall take immediate action to protect the inmate. They shall follow approved First Responder procedures, as established in 03.06.10.</p> <p>Evidence reviewed/analyzed by provision:</p> <p>The interview with the Sheriff and the Superintendent confirmed that an inmate at imminent risk of sexual abuse or any imminent risk of harm shall have immediate action taken to ensure his safety. This can include a transfer. Typically, the auditor observed that they agency can use the housing options at the Dartmouth complex or the Ash Street jail to accomplish this and did based on interviews with inmates at Ash Street who confirmed they were transferred related to attempts to be extorted by other inmates (not sexual abuse or sexual harassment. All staff interviews confirmed to the auditor that they would take immediate action if they believed a offender was at imminent risk of sexual abuse. Staff confirmed that this request to intervene before something has occurred would be supported, and action would be taken to protect the offender before the suspected event occurred.</p> <p>Finding of compliance is based on the following: Based on information noted above and overall observations during the audit, the auditor found staff credible and that to protect offender is an integral part of the culture of this facility.</p>
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115.63	Reporting to other confinement facilities
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Interview with the Sheriff and Superintendent · Review of notifications – three notices received they are Superintendent to Superintendent · Statement from the Superintendent regarding notifications

- Review of investigation of allegation received from another county – Dartmouth complex

- PAQ

The PAQ indicates that three allegations were received that an inmate was abused while confined at another facility, two allegations of sexual abuse were received from another facility.

The following policy excerpts supports compliance with the requirements of this standard:

Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment

Reporting to Other Confinement Facilities

1. Allegation that an inmate was sexually abused while confined at another correctional agency shall be forwarded to the Superintendent. Within 72 hours after receiving notice of the allegation, the Superintendent shall notify the head from that facility or another appropriate official where the allegation occurred. This notification shall be documented.

2. When an agency or facility head receives this information from the Superintendent, it is expected that a follow-up investigation will be conducted in accordance with National PREA Standards.

3. The Superintendent's designee shall notify another confinement facility when the Superintendent is unable to do within 72 hours. This action shall be documented, with a copy forwarded to the Superintendent.

4. BCSO Investigators shall receive written notice when an inmate held at another confinement facility is alleging sexual abuse while in Bristol County custody. The Sheriff's Office shall notify the confinement facility in writing on the outcome of the investigation.

Evidence reviewed/analyzed by provision:

(a) (b) (c) (d)

The auditor reviewed the notification received at this operation regarding a sexual abuse that occurred at another county jail within the state. It was reported Superintendent to Superintendent within 48 hours, complying with the 72-hour requirement. Review of one investigation confirmed it was initiated based on an allegation received from another facility about an incident that occurred at this operation.

The interview with the Sheriff yielded the following responses: If an allegation was received, the Superintendent is the designated point of contact. He would notify the appropriate official from the agency where the alleged incident occurred. This would be done within 72 hours. The superintendent would request that the other agency

	<p>provide periodic written updates regarding their investigation into the allegations and its resolution. This occurred, In the past 12 months, there was one report (May of 2024) from a nearby county. With this report, a inmate claimed prior involvement in a PREA incident while housed at Bristol County. The inmate claimed that this incident occurred “several years ago” and involving an, “unknown” perpetrator. The Superintendent referred this claim to the Special Investigations Unit. As a result of this investigation, it was discovered that this same allegation had been previously reported and investigated when the inmate was incarcerated at Bristol County. In a follow-up letter to the County Superintendent, our Superintendent reported that the allegation had been determined to be unsubstantiated, and that the reporting inmate had been informed.</p> <p>Summary of evidence to support findings: Policy, review of notifications, review of one investigation and the interview with the Sheriff and Superintendent who both confirmed the process provided the auditor with ample evidence to support a finding of compliance.</p>
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115.64	Staff first responder duties
	<p>Auditor Overall Determination: Meets Standard</p>
	<p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none">· Bristol County Sheriff’s Office Prevention of Inmate Sexual Abuse and Sexual Harassment· PREA Response Checklist· Training curriculum· Observations· Random staff interviews – security and non-security· PREA Reminder cards· One example – separated harassment· PAQ <p>The PAQ indicates that during the previous 12 months:</p> <p>There were six allegations of sexual abuse</p> <ul style="list-style-type: none">o Zero times the first security staff member to respond separated the alleged victim and abuser

- o Zero times staff was notified within a time period that still allowed for the collection of physical evidence.
- o Of these allegations where staff were notified within a time period that still allowed for the collection of physical evidence, zero times the first security staff member to respond to the report preserved and protected any crime scene until appropriate steps could be taken to collect any evidence
- o Of these allegations where staff were notified within a time period that still allowed for the collection of physical evidence, zeros time the first security staff member to respond to the report requested that the alleged victim not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating:
- o Of these allegations where staff were notified within a time period that still allowed for the collection of physical evidence, zero times the first security staff member to respond to the report ensured that the alleged abuser not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating:
- o There were zero incidents of alleged sexual abuse in which a non-security staff member was the first responder

The following policy excerpts supports compliance with the requirements of this standard:

Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment

First Responder Duties (Correctional Staff)

1. Upon learning of an allegation that an inmate/prisoner was sexually abused, the first Correctional Officer on the scene shall:
 - a. Separate the alleged victim and abuser, if known;
 - b. Preserve all physical property belonging to the alleged victim or abuser;
 - c. Protect the alleged crime scene until appropriate steps can be taken to collect physical evidence;
 - d. Assess the alleged victim and abuser to determine if medical treatment is needed or to be stabilized
 - e. Report the allegation to the Watch Commander, Zone/Block Supervisor-but not by radio;
 - f. Ensure that a staff member visually monitors the alleged victim until a Correctional Officer(s) or BCSO Investigator arrives;
 - g. Ensure that the cell doors of the alleged victim and abuser(s) remain shut until so

ordered;

h. Make housing arrangements for inmates, as needed (Both cells should be emptied of inmates);

i. Perform any other actions that would protect the alleged victim and assist with future investigation efforts;

j. Submit an Incident Report about their actions by the end of their work shift.

2. If the alleged abuse occurred in a time period that allows for the collection of physical evidence, the Correctional Officer/First Responder shall request that the alleged victim and ensure the alleged abuser do not take any action that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking or eating.

Correctional Officers shall receive laminated cards detailing these First Responder response procedures following a reported allegation of inmate sexual abuse.

First Responder Duties(Civilian Staff)

1. Upon learning of an allegation that an inmate/prisoner was sexually abused, the first Civilian Staff Member at the scene shall:

Report the allegation confidentially to a Correctional Officer or Correctional Supervisor - but not by radio.

Initiate further instructions, if given;

Remain at the location until a Correctional Officer or a BCSO Investigator reports to the scene;

Perform any action that would protect an alleged victim and assist with future investigation efforts;

Submit an Incident Report to the Watch Commander by the end of the work shift.

2. If the alleged abuse occurred in a time period that allows for the collection of physical evidence, the Civilian Staff Member/First Responder shall take reasonable steps to prevent the alleged victim and abuser from activities which could hamper an investigation, such as destroying physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking or eating.

3. Civilian staff with inmate contact shall receive laminated cards detailing these First Responder response procedures following a reported allegation of inmate sexual abuse.

PREA Reminder cards:

Steps for PREA Incidents/First Responder Duties · Safeguard/separate victim and

	<p>perpetrator. · Immediately notify the Watch Commander (phone not radio). · Secure the Scene · Request the inmate victim to not brush teeth, drink, shower or change clothes and ensure perpetrator is unable to do the same. · Shift Commander will notify PREA Coordinator/Manager, SIU, Superintendent, and Zone Supervisor. · Ensure inmate is evaluated by medical for determination and documentation of treatment. · If necessary, arrange for transport to outside hospital · Complete incident reports prior to end of shift detailing inmate's statements, inmate's behavior and identify any staff and/or inmate witnesses.</p> <p>Evidence reviewed/analyzed by provision:</p> <p>(a)(b) Policy supports the requirements of the standard. All random staff interviews supported knowledge of the staff first responder duties, to include non-security staff. Response cards have been issued to assist with any questions which were carried by all staff. Staff presented them to the auditor during their interviews.</p> <p>Summary of evidence to support a finding of compliance: Policy, staff issued Response Cards, interviews with random staff security and non-security, training curriculum and the PREA Response Checklist all confirmed that staff are aware of the requirements to take to ensure that usable evidence is preserved. The auditor finds the standard to be compliant.</p>
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115.65	Coordinated response
	<p>Auditor Overall Determination: Meets Standard</p>
	<p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Sexual Abuse Response checklists · Interview Superintendent · Random staff interviews <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p>Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment</p> <p>Coordinated Supervisory Response</p> <p>1. Following a reported allegation of sexual abuse from a First Responder, the</p>

assigned Zone/Block Supervisor shall:

- a. Report immediately to the scene and provide a status report to the Watch Commander - but not by radio;
- b. Assist the First Responder and any other staff at the scene;
- c. Order a lock down of the housing unit location, if applicable and when necessary;
- d. Ensure that any known physical evidence has been protected and preserved;
- e. Ensure that the cell doors of the alleged victim and abuser(s) have remained shut until ordered by a BCSO

Investigator.

- f. Perform any other action which would protect the alleged victim and enhance the ability of the Sheriff's Office to conduct a proper investigation.

2. The Watch Commander shall also:

- a. Ensure that the coordinate responses taken by the First Responder and the Zone/Block Supervisor have been accomplished and remain in place, as necessary.
- b. Arrange escorts for the alleged victim to a pre-determined housing location, away from alleged abuser(s) and any known witnesses. (When a victim is assigned to involuntary segregation during non-business hours, Central Classification shall review this assignment by the next business day. See 03.06.07 (I) for additional procedures.)
- c. Ensure that the sexual abuse allegation is reported to the following personnel, either in person, by phone, or electronic communication - but NOT by radio:

- * The PREA Coordinator or designee;

- * The Superintendent or designee;

- * The SIU/Major or designee (such as the 2" or 3'd shift SIU investigator);

- * The Health Services Administrator or designee, (such as the on-duty Nurse and the Director of Mental

Health)

- * The Ash Street Major and Ash Street Nurse/LPN; (For Ash Street or Regional Lockup incidents only);

- * The on-call Duty Officer (during non-business hours); and

- * Any other person with a legitimate need to know, so authorized by this policy.

- d. Complete all required documentation, such as completing the Sexual Abuse/Assault Record (Immediate Check List), which shall record the time/date of the reported allegation, the name of the alleged victim, the name(s) of the alleged abuser(s) and

	<p>relevant details gathered following the allegation. The Watch Commander shall ensure that all written staff reports concerning the PREA allegations should be collected by the end of the work shift. The original checklist with corresponding reports shall be submitted to BCSO Investigators, who shall initiate an investigative file. An electronic/scanned copy of the Immediate Check List shall be forwarded to the PREA Coordinator.</p> <p>3. Whenever sexual abuse or sexual harassment is alleged, the First Responder shall notify the Watch Commander in person or by telephone - not by radio.</p> <p>4. Absent exigent circumstances, radios should not be used by staff for reporting or discussing an alleged PREA incident. Other means of staff communication (in person conversations, phone conversations, email) are permitted.</p> <p>5. See 03.06.14 regarding the coordinated response procedures for medical and mental health care practitioners following an allegation of sexual abuse</p> <p>Evidence reviewed/analyzed by provision:</p> <p>Policy clearly delineates steps to be taken in response to an allegation of sexual abuse. The interview with the Superintendent supported that Response Plan and its corresponding checklists. All random staff interviews confirmed knowledge of the Response process.</p> <p>Summary of evidence to support findings: The auditor finds the facility compliant with the standard provisions based on the evidence noted. The Checklists help ensure all necessary notifications and processes are completed.</p>
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115.66	Preservation of ability to protect inmates from contact with abusers
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Interview Sheriff · Interview with the Superintendent · Review of MCOFU · Review of NCEU · Review of NAGE · List of Union Representatives

· Observations

· PAQ

The PAQ indicates that the facility has entered into a collective bargaining on the agency's behalf.

The following policy excerpts supports compliance with the requirements of this standard:

Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment

Protection from Alleged Staff Abusers

1. Neither the Sheriff's Office nor any other governmental entity responsible for collective bargaining on the Sheriff's Office behalf shall enter into or renew any Contractual or Collective Bargaining Agreement that would limit its ability to remove alleged staff sexual abusers from inmate/prisoner contact, pending the outcome of an investigation or a determination on whether and to what extent discipline is warranted.

2. Nothing shall restrict the Sheriff's Office from entering or renewing a Contractual Agreement that governs:

a. The conducting of the disciplinary process - as long as such an agreement is not inconsistent with the provisions regarding the evidentiary standard for administrative investigations and staff discipline; or

b. Whether a no-contact assignment that is imposed pending the outcome of an investigation shall be expunged from or retained in the employee's personnel file following the determination that the allegation of sexual abuse is not substantiated.

Evidence reviewed/analyzed by provision:

(a) (b) Review of contracts notes the rights of Sheriff to suspend, discipline and discharge employees; to determine and assign the work duties of employees, to issue and enforce work rules and policies. The interview with the Sheriff confirmed that he has no restrictions from removing a potential abuser from assignment pending an investigation, noting that all contracts comply and do not limit BCSO's rights in this regard.

Summary of evidence to support findings: The interview with the Sheriff, the PAQ and observations provided the auditor with sufficient evidence to support that the facility/ agency is not restricted from removing alleged sexual abusers from contact with any offenders pending the outcome of an investigation or of a determination of whether and to what extent discipline is warranted. The auditor finds the facility compliant with the standard provisions.

115.67	Agency protection against retaliation
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Interviews Sheriff · Interview Superintendent · Interview with designated staff members charged with monitoring for retaliation · Documentation of retaliation monitoring · PAQ <p>The PAQ indicates that there were no reported incidents of retaliation. The auditor found no reason to dispute this during the audit process.</p> <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p>Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment</p> <p>Protection Against Retaliation</p> <ol style="list-style-type: none"> 1. All inmates and staff who report sexual abuse or sexual harassment or who cooperate with an investigation regarding sexual abuse or sexual harassment shall be protected from retaliation. Immediate steps shall be taken to protect any person who fears such retaliation from inmates or from other employees. Relevant whistle blower protection laws and victim rights laws shall be communicated to them, as necessary. (115.67 a, 115.167 a) 2. Multiple measures can be employed to protect a person who expresses a fear of retaliation after reporting a PREA allegation or after cooperating with a PREA investigation, including: <ol style="list-style-type: none"> a. Changing an inmate or prisoner's housing location; b. Initiating a transfer for victims and/or abusers; c. Removal of alleged staff and inmates abusers from contact with victims; d. Providing emotional support services for inmates, prisoners or staff who fear

retaliation after reporting sexual abuse or sexual harassment or for cooperating with an investigation.

F. Monitoring Efforts

1. For at least 90 days following a report of sexual abuse, the PREA Coordinator shall monitor the conduct and treatment of inmates or staff who has reported sexual abuse and of inmates who were reported to have suffered sexual abuse. The purpose of such monitoring efforts is to see if there are changes that may suggest possible retaliation by inmates or staff. The PREA Coordinator shall act promptly to remedy any such retaliation. On a case-by-case basis, items to be monitored may include inmate disciplinary reports, housing assignments, programming changes, and negative employee performance reviews or staff reassignments. Monitoring may continue beyond 90 days if the initial monitoring indicates a continual need. (When applicable, this procedure shall also apply to Regional Lockup prisoners.

2. Any person with knowledge or suspicion writing, in person, or by the PREA hotline of such retaliation shall report the matter to the PREA Coordinator in number.

3. The PREA Coordinator shall document the results of monitoring efforts with a 90 Day Monitoring Form or facsimile. If retaliation has been established, the Superintendent, the Special Investigations Unit and other BCSO supervisors shall be notified in writing.

4. In the case of inmate monitoring, the PREA Coordinator shall conduct periodic status checks, which shall be documented.

5. When another individual who cooperates with a PREA investigation expresses a fear of retaliation, appropriate measures shall be taken to protect the individual against retaliation

6. The obligation of the Sheriffs Office to continue monitoring shall terminate when the results of a sexual abuse investigation have determined that the allegation is unfounded.

Evidence reviewed/analyzed by provision:

(a) (b) (c) (d) (e)(f) The auditor reviewed the retaliation monitoring forms. It indicates it is to be completed for all allegations of substantiated and unsubstantiated sexual abuse. This is incorrect, the monitoring is to start at the time of the report. Policy is correct.

The interview with the Superintendent relayed to the auditor that the facility has many options for protecting an inmate or staff from retaliation which can include a transfer to/from the Ashe Street Jail, or to another county jail if the situation warranted it.

The interview with the Sheriff confirmed the following: The PREA Coordinator monitors the conduct and treatment (i.e. disciplinary reports, housing assignments, programming changes, employee performance reviews) of inmates or staff who have

	<p>reported sexual abuse and of inmates who were reported to have suffered sexual abuse. The purpose of such monitoring efforts is to see if there are changes that may suggest possible retaliation by inmates or staff. On a case-by-case basis, it is determined whether this monitoring should continue beyond 90 days. In addition to monitoring, inmates and staff are protected from retaliation during and after investigation, through a combination of monitoring and check-ins. Appropriate housing and programming decisions for inmates are reviewed. To ensure continued access to confidential support services, inmate may contact the Victim Advocate (New Bedford Women's Center) and on-site Mental Health professionals. Employees have access to the BCSO Staff Stress Unit and Mass4U, which is the Employee Assistance Program for MA state employees. If an inmate expresses such fears of retaliation after cooperating with a PREA investigation, the Sheriff's Office would consider their current and future housing, programming, work and job assignments. For instance, an inmate expressing such fears may be transferred to another housing unit and/or job assignment within the facility. They may also be moved to another facility, such as the Ash Street Jail (for males) and the Dartmouth Women's Center (for women). An employee expressing fears of retaliation can be transferred to another work assignment where contact with the alleged inmate/perpetrator would be prohibited. Inmates expressing fear of retaliation may also contact the designated Inmate Advocate (the New Bedford Women's Center) or on-site Mental Health professionals for confidential support services. Employees may contact the BCSO Staff Stress Unit and the state's EAP (Mass4U) for such services.</p> <p>The retaliation monitoring form was updated to ensure that this monitoring starts at the time of the report. Documentation was provided supporting this. The interview with staff who conducts retaliation monitoring supported the requirements of the standard provisions.</p> <p>Summary of evidence to support findings: Policy and the interview with the Sheriff, Superintendent, staff who monitor for relation and the updated Retaliation Monitoring Form, completed demonstrated compliance with all provisions of the standard.</p>
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115.68	Post-allegation protective custody
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Interview Superintendent · Interview staff who supervise restrictive housing

· Review of Special Management review roster – no one placed for alleging sexual abuse

· PAQ

The PAQ indicates there has been no incident where offenders who suffered sexual abuse was held in involuntary segregated housing in the past twelve months. The auditor found no reason to dispute this during the audit process.

The following policy excerpts supports compliance with the requirements of this standard:

Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment states,

Protective Custody

1. Inmates determined to be at a high risk for sexual victimization shall not be placed into involuntary segregated housing unless an assessment of all available alternatives has been made and a determination has been rendered that there is no alternative housing available to separate the high-risk inmate from likely abusers. During regular business hours, Central Classification shall make this housing assessment. During non-business hours, the Watch Commander shall make such an assessment, which shall be reviewed by Central Classification on the next business day. A high-risk inmate can be held in involuntary segregation for less than 24 hours when this housing assessment cannot be completed immediately by staff.

2. An inmate placed into involuntary segregation for the purpose established above shall have access to programs, privileges, education, and work opportunities. If inmate access to these opportunities is restricted, the type, duration, and reasons for such limitations shall be documented.

3. An inmate should only be assigned to involuntary segregated housing until an alternative means of separation from likely sexual predators can be arranged. Such housing assignments should not ordinarily exceed a 30-day time period.

4. When an inmate is assigned to involuntary segregation after reporting an allegation of sexual abuse or sexual harassment, staff shall clearly document that the basis for such housing was determined because of safety concerns. The reason(s) why no alternative means of separation could otherwise be arranged shall also be documented.

5. When an inmate who is at-risk for sexual victimization is assigned to involuntary segregation, a review shall be conducted at least weekly to determine whether there is a continuing need to separate the inmate from general population. Results of this review shall be documented.

6. When an inmate is assigned to involuntary segregation, they shall receive a medical assessment by a qualified health care practitioner no later than the end of the work shift. Results of this medical assessment shall be documented.

	<p>7. An inmate determined to be at high risk for sexual victimization can be housed within the DHOC Health Services Unit, when so authorized by a qualified health care practitioner. Following such authorization, the Watch Commander shall be notified so that arrangements can be made for the inmate to be escorted to the HSU. The Superintendent, the PREA Coordinator and other correctional supervisors shall be notified no later than the next business day when such a housing assignment occurs.</p> <p>Post Allegation Protective Custody</p> <p>1. The use of involuntary segregation to protect an inmate who has alleged to have suffered sexual abuse shall be subject to the requirements of these procedures.</p> <p>Evidence reviewed/analyzed by provision:</p> <p>The PREA Coordinator, PREA Compliance Manager and the Superintendent both confirmed to the auditor that placement for an inmate who is alleged to have suffered sexual abuse has not occurred. Superintendent reinforced that there are numerous options available to ensure a safe placement before use of special management. See comments to 115.43.</p> <p>Finding of compliance is based on the following: The PAQ indicates they have not had to use restrictive housing to protect an inmate who is alleged to have suffered sexual abuse. Policy addresses the requirements in the event of an occurrence in the future. Interviews with the Sheriff ensured the auditor that use of this area for an inmate who alleges sexual abuse will be used as a last resort, temporarily. Review of the Special Management roster and interview with staff who regularly supervise Special Management al provided sufficient evidence for the auditor to support a finding of compliant.</p>
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115.71	Criminal and administrative agency investigations
	<p>Auditor Overall Determination: Meets Standard</p>
	<p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Observations · Interview with investigators · Interview with the Superintendent · Interview with the PREA Coordinator

- Interview with inmates who reported sexual abuse
- Massachusetts Statewide Records Retention – retain six years after final resolution
- MOU Mass State Police
- PAQ

PAQ indicates one substantiated allegation of conduct that appeared criminal was referred for prosecution since the last PREA audit.

The following policy excerpts supports compliance with the requirements of this standard:

Bristol County Sheriff’s Office Prevention of Inmate Sexual Abuse and Sexual Harassment states,

Whenever sexual abuse or sexual harassment is alleged, the First Responder shall notify the Watch Commander in person or by telephone - not by radio. The Watch Commander shall then notify the PREA Coordinator of the allegation in person or by telephone. This notification shall be conducted during business and non-business hours. The Watch Commander shall also forward copies of all relevant documentation about the allegation to the PREA Coordinator to review.

After assessing the alleged incident of sexual abuse or sexual harassment, the PREA Coordinator shall contact the following:

1. Incidents involving inmate-on-inmate allegations: The PREA Coordinator shall notify the SIU/Major or designee. During regular business hours, the SIU Major shall then assign one or more qualified SIU investigators to initiate a preliminary PREA investigation. During non-business hours, the on-call SIU Investigator shall initiate this investigation.

2. Incidents involving staff-on-inmate allegations: The PREA Coordinator shall notify the IA/Major or designee.

During regular business hours, the Major shall then assign one or more qualified Investigators to initiate a preliminary PREA investigation. During non-business hours, the Major shall contact an Investigator to report to the facility to initiate this investigation.

3. Prior to assignment, all such investigators must have received specialized PREA training in conducting sexual abuse investigations.

Preliminary PREA Investigations

1. To conduct a preliminary PREA investigation, BCSO Investigators shall:

a. Interview alleged victims, suspected abuser(s) and witnesses in a neutral, separate and confidential location;

- b. Interview the Watch Commander and other involved staff, as available and if necessary;
- c. Review prior complaints and reports of sexual abuse involving the suspected perpetrator.
- d. Obtain copies of all available documentation about the allegations and review available electronic monitoring;
- e. Inform alleged victims and abuser(s) of their rights under the law. Miranda Rights shall also be read, if necessary;
- f. Consider all employee actions, especially those which may have contributed to reported allegation;
- g. Gather and preserve direct and circumstantial evidence, including any available physical/DNA evidence and electronic monitoring data.

Sexual Abuse Notification Forms

1. Within 72 hours from when the allegation of sexual abuse or sexual harassment was first reported, the Lead Investigator assigned shall complete a Sexual Abuse Notification Form. This shall provide a preliminary status report on the investigation up to that point. The Sexual Abuse Notification Form shall provide the following:

- a. The names/ID number, etc. of alleged victim/abuser(s);
- b. Known allegation information (date of alleged incident, allegations of penetrative or non-penetrative sexual abuse, sexual harassment, physical contact, etc.)
- c. Suspect/Victim bunk history.
- d. Witness Information;
- e. Post Incident Treatment/Protection (medical assessment, separation of victim/suspect, housing@reassignments)
- f. Investigative Standing (Substantiated, Unsubstantiated, Unfounded, Ongoing Investigation, Referred for criminal prosecution);
- g. Summary of Incident Report
- h. Date and Signature/Initials of Investigator submitting the form.

2. The Lead Investigator can submit a written request to the Immediate Supervisor for an extension beyond the 72 hour time period. If this 72 hour time requirement cannot be met, the Immediate Supervisor can also assign another qualified investigator to complete the preliminary investigation within established time limits.

3. The submitting of Sexual Abuse Notification Form will not be required when the Lead Investigator determines that an inmate allegation of sexual abuse or sexual harassment was unfounded. A Formal PREA Investigative Report shall be submitted

by the Lead Investigator, as detailed below.

4. Unfounded PREA allegations can be documented by investigators on a PREA Investigation Report form, not a Sexual Abuse Notification Form.

E. Administrative Investigations

1. Allegations of inmate-on-inmate sexual abuse or sexual harassment shall be investigated by qualified PREA Investigators within the Special Investigations Unit. Allegations of one or more staff person committing inmate sexual abuse or sexual harassment shall be investigated by qualified PREA Investigators from the Division.

2. To conduct an administrative PREA investigation, all previous and additional information, statements, inmate/staff interviews, evidence, audio video recordings, etc. shall be examined. The Sexual Abuse Notification Form shall also be reviewed. Documentation from health care professionals, forensic examination reports, etc. shall also be collected and reviewed, unless prevented by HIPPA laws.

3. At the conclusion of an administrative PREA investigation, the Lead Investigator shall complete a written Formal Investigative Report, which shall provide the following information:

The date/time and type of offense;

The name of the victim and abuser(s);

The name and signature of the reporting investigator

The reporting date and assigned reporting number;

Copies of documentary evidence;

A detailed summary of investigation results;

Date and Signature/Initials of the reviewing authority.

5. The written Formal Investigative Report shall also:

a. Determine if actions taken by staff contributed to the allegation of sexual abuse or sexual harassment and/or if a staff member failed to act;

b. Determine the credibility of an alleged victim, suspect and witness on a case-by case basis. (It shall not be determined by the person's status as an employee, inmate, etc.);

c. Provide a description of any physical and testimonial evidence, any evidence of physical injury, the reasoning behind credibility assessments, and investigative facts and findings;

d. Determine whether the allegations of sexual abuse are substantiated, unsubstantiated, unfounded, or ongoing. (If substantiated, inmate disciplinary sanctions shall be rendered and possible criminal prosecution sought.)

Criminal Investigations

1. When a substantiated allegation of sexual abuse appears to be criminal in nature, the case shall be referred to another outside investigative agency with the legal authority to conduct a criminal investigation (e.g. the Bristol County DA's Office). This includes when the case involves Sheriff's Office personnel, which may lead to criminal charges. The criminal investigation shall be conducted according to National PREA Standards.
2. When the quality of evidence appears to support criminal prosecution, the Sheriff's Office shall conduct compelled interviews only after consulting with prosecutors as to whether compelled interviews may be an obstacle for subsequent criminal prosecution.
3. When a criminal investigation is initiated by an outside investigative agency, the Sheriff's Office shall cooperate with participating state or federal agencies. BCSO Investigators shall endeavor to remain informed on the status of the investigations with routine follow-up conversations and correspondence.
4. The Sheriff's Office shall publish on its website the policy that allegations of sexual abuse or sexual harassment shall be referred to an agency with the legal authority to conduct criminal investigations, unless such an allegation does not involve potentially criminal behavior.
5. No inmate or prisoner who alleges sexual abuse shall be required to submit to a polygraph exam or other truth telling devices as a condition for proceeding with an investigation from such allegations.
6. The departure of an alleged abuser or victim from the employment or control of the Sheriff's Office shall not provide a basis for terminating a criminal (or administrative) PREA investigation.
7. The outside investigative agency should submit a Formal Criminal Investigation Report to the Sheriff or his designee once the criminal investigation is completed. Said report should contain a thorough description of physical, testimonial and documentary evidence gathered, as well as copies of documentary evidence, where feasible.
8. When there is probable cause to believe that a Regional Lockup prisoner was a victim or abuser of sexual abuse, the matter shall be referred to the appropriate prosecuting authority, such as the Bristol County DA. The appropriate Arresting Agency shall also be notified of the situation. Any state or DOJ component that is responsible for investigating allegations of sexual abuse within the lockup shall be subject to this requirement.

Conclusions for all administrative and criminal PREA investigations shall be based on the analysis of evidence gathered and a determination of its evidentiary value. Such evidence shall be weighed before determining whether an allegation is substantiated, unsubstantiated, or unfounded. This includes interviews and previous abuse reports

against accused perpetrators.

3. Evidence of physical injury, as well as other relevant factors, shall be considered when making credibility assessments.

4. Investigators shall detail the basis for their findings in their PREA reports, addressing the evidence and determinations of witness credibility.

5. No standard higher than a preponderance of the evidence shall be used in determining whether an allegation of inmate sexual abuse or sexual harassment is substantiated.

Investigative Documentation

1. Following the completion of a preliminary PREA investigation, the Lead Investigator shall electronically scan the completed Final Investigative Report to designated supervisory personnel, including the Superintendent, the PREA Coordinator, Chief of Inmate Services, Central Classification, and Legal Services.

2. Following the completion of a criminal PREA investigation conducted by an outside investigative agency (e.g. Bristol County DA's Office), the Final Investigative Report shall be electronically scanned to designated supervisory personnel, including the Superintendent, the PREA Coordinator, Legal Services and the Chief of Inmate Services.

3. The PREA Coordinator shall be responsible for collecting and ensuring that all Initial and Final PREA investigative reports and relevant documentation/files have been appropriately submitted. Copies of certain documents (e.g. the Inmate Outcome Notification Form, the 90 Day Monitoring Form and the Immediate Check List) shall be added into a six-part investigation folder. These folders and all accompanying documentation shall be kept on file with the PREA Coordinator's Office.

4. Depending on the nature/findings of a criminal investigation, the Sheriff, the Chief of Staff, and the Office of the General Counsel shall receive hard copies or scanned versions of these reports. The Sheriff and the Legal Services shall be notified whenever a BCSO employee has been criminally charged as a result of a PREA investigation.

5. Following a completed investigation of inmate-on-inmate sexual abuse or sexual harassment, BCSO Investigators may issue a Formal Disciplinary Report, when applicable.

6. All initial and final PREA investigation reports, whether administrative or criminal, shall be considered confidential materials and handled appropriately. Such reports shall be held at least as long as the alleged abuser is incarcerated or employed by the BCSO, plus five years and longer if required by MA state law.

Watch Commander Cover Sheet

Watch Commander Immediate Action Check List

Incident Report

Restrictive Housing Transfer Order

Notice of Placement into Awaiting Action or Administrative Segregation Order Status

Statement of Search Acknowledgement

Sexual Assault Notification Coordinator Checklist – victim to HSU alleged Perp SMU

Sexual Assault Notification Form (“Investigative Sensitive”)

Medical and mental health PREA assessments

Investigative Report

Miscellaneous Investigative documents

Finding

Interviews, video review, staff intel

Staffing review

Summary of actions

Inmate Notification

Final Report checklist

Retaliation Monitoring

Evidence reviewed/analyzed by provision:

(a) Policy clearly supports that the agency shall initiate reports promptly, thoroughly, and objectively for all allegations, including third-party and anonymous reports. Review of investigations supported that an allegation was received anonymously, and third party initiated the investigative process. The interview with the investigators, two SIU, two IA confirmed the auditor that investigations are initiated promptly, thoroughly and objectively. Review of the investigations supported this.

(b) All investigators receive training. See 115.34

(c) Policy and the interviews with the investigators support that Investigators shall gather and preserve direct and circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data; shall interview alleged victims, suspected perpetrators, and witnesses; and shall review prior complaints and reports of sexual abuse involving the suspected perpetrator. Review of investigations revealed that potential witnesses were identified and interviewed, As indicated, the agency has trained evidence collectors to assist with properly collecting DN evidence. Phone call review, email review and video review were standard for all investigations.

(d) When the quality of evidence appears to support criminal prosecution, the investigators indicated that they will conduct compelled interviews only after consulting with prosecutors as to whether compelled interviews may be an obstacle for subsequent criminal prosecution.

(e) The credibility of an alleged victim, suspect, or witness was assessed based on evidence, not status of the individual as confirmed by policy, interviews and detailed review of investigations. The agency will not require an inmate who alleges sexual abuse to submit to a polygraph examination or other truth-telling device as a condition for proceeding with the investigation of such an allegation. Policy and interviews confirmed this to the auditor. Review of investigations supported that the credibility of victim, suspect or witness was based on alignment with established facts.

(f) The interview with the investigators did confirm that staff actions are reviewed in every case. Review of investigations supports that they are in standardized, written reports that include a description of the physical and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings.

(g) Criminal investigations are documented in the same format (referred to as a six-part folder) with written report that contains a thorough description of physical, testimonial, and documentary evidence and attaches copies of all documentary evidence where feasible. This was confirmed by interviews and policy; there were no potential criminal investigations that occurred in the previous 12 months for review.

(i) This provision requires the following: The agency shall retain all written reports referenced in paragraphs (f) and (g) of this section for as long as the alleged abuser is incarcerated or employed by the agency, plus five years. This was confirmed by an interview with the investigators and policy. They are retained electronically and the investigators stated that at this point they are retained permanently.

(j) The departure of an alleged abuser or victim from employment or control of the agency does not provide a basis for terminating an investigation, as confirmed by the interview with the two investigators. Review of one supported that the investigation continued even when the alleged victim or perpetrator left the facility.

(k) (l) There is an MOU with the Massachusetts State Police to address investigations in accordance with these standards. The interview with the Superintendent confirmed that his investigators will remain informed of the progress, working with the Massachusetts State Police, that this is a regular occurrence.

Summary of evidence to support findings: Based on review of the policies, MOU, investigations and interviews with the Superintendent and investigators, the auditor concludes that investigators address investigations promptly, thoroughly, in a manner which will hold up in court, and with a review of incidents to address staff actions and assesses credibility consistently. The auditor concludes that there is sufficient evidence to support a finding of compliant.

115.72	Evidentiary standard for administrative investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Interviews Investigative staff · Review of investigations using preponderance of evidence (administrative) plus two with PAQ demonstrating preponderance of evidence <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p>Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment</p> <p>No standard higher than a preponderance of the evidence shall be used in determining whether an allegation of inmate sexual abuse or sexual harassment is substantiated.</p> <p>Evidence analyzed/reviewed by provision:</p> <p>Interviews with the investigators as well as review of investigations provided sound evidence to support that they analyze the evidence and make conclusions using this standard.</p> <p>Summary of evidence to support findings: The auditor finds the facility compliant with the standard provisions.</p>

115.73	Reporting to inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Interview Sheriff

- Interview with the PREA Coordinator
- PREA Notification forms
- PREA Notification Attempt (case referred for prosecution) 2021
- PAQ

The PAQ indicates the following:

eight investigations of alleged sexual abuse competed

seven investigations of alleged sexual abuse competed where inmate was notified of the results (verbally or in writing) copies provided with the PAQ

zero sexual abuse investigations completed by an outside agency

zero notifications of the results of an investigation completed by an outside agency follow up 2021 investigation

zero substantiated cases of staff sexual abuse

zero notifications made pursuant to those

zero notifications provide to offenders

zero those that are documented

The following policy excerpts supports compliance with the requirements of this standard:

Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment

Reporting To Inmates/Prisoners

1. Upon the conclusion of an investigation of inmate sexual abuse, the PREA Coordinator or designee shall notify the alleged inmate victim on whether or not their allegations have been determined to be substantiated, unsubstantiated, or unfounded. This notification shall be documented. The investigator shall inform the alleged victim that they have the right to request a copy of the Inmate Notification form post-release.

2. If the Sheriff's Office did not conduct an investigation of alleged inmate sexual abuse, BCSO Investigators shall request relevant information from the outside investigative agency in order to inform the inmate.

3. Unless it was determined that an allegation of inmate sexual abuse by an employee was unfounded, the PREA Coordinator or designee shall subsequently inform the inmate victim when:

a. The employee is no longer posted within the inmate's housing unit;

	<p>b. The employee is no longer employed by the Sheriff's Office;</p> <p>c. The Sheriff's Office has learned that the employee has been indicted or convicted of a charge related to sexual abuse within the facility.</p> <p>4. Following an inmate's allegation that they have been sexually abused by another inmate, the PREA Coordinator or designee shall subsequently inform the alleged victim whenever it learns that the alleged abuser has been indicted and/or convicted on a charge related to sexual abuse within the facility.</p> <p>5. All such notifications or attempted notifications shall be made by the PREA Coordinator or designee with an Inmate Notification Form.</p> <p>6. The obligation to report under these procedures shall terminate if the inmate has been released from Sheriff's Office custody.</p> <p>7. Following an investigation, the Sheriff's Office shall notify a Regional Lockup prisoner when their allegations of sexual abuse were determined to be substantiated, unsubstantiated or unfounded. An Inmate Notification Form shall be hand delivered to the prisoner within the lockup or provided when requested post-release. The Arresting Agency shall also be notified in writing when such an investigation was initiated and its results.</p> <p>Evidence reviewed/analyzed by provision:</p> <p>(a) Policy, interview with the PREA Coordinator and review of seven notifications provided evidence for the auditor to conclude that the agency does inform the inmate of the result of an allegation of sexual abuse and sexual harassment. These examples included sending the notification by mail and to another county jail.</p> <p>(b) The police and interview confirmed that the agency will request information from the outside agency (Massachusetts State Police), but this has not occurred. One case from 2021 was referred; there was documentation of attempted notification however the inmate was no longer housed at the facility.</p> <p>(c) (d) (e) Policy and interview with the PREA Coordinator confirms that the inmate will be notified of the results of a staff allegation that was substantiated and an inmate allegation that was substantiated.</p> <p>(f) Although not required by the provision, the agency does attempt to notify the inmate even if they are no longer housed at the facility.</p> <p>Summary of evidence to support findings: Policy, review of notifications, interview with the investigators, interview with the Sheriff and PREA Coordinator provided ample evidence for the auditor to support a finding of compliance.</p>
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115.76	Disciplinary sanctions for staff
	Auditor Overall Determination: Meets Standard

Auditor Discussion

The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:

- Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment
- Bristol County Sheriff's Office Human Resource Management 03.01.00
- Conversations with the Superintendent, investigators, PREA Coordinator
- Observations
- PAQ

The PAQ indicates that no staff have been terminated, none referred to licensing bodies for violating agency sexual abuse and/or sexual harassment policy, zero staff violated agency sexual abuse/sexual harassment policies in the previous twelve months.

The following policy excerpts supports compliance with the requirements of this standard:

Disciplinary Sanctions For Employees

1. Employees shall be subject to disciplinary sanctions, up to and including termination, for violating the sexual abuse or sexual harassment policies of the Bristol County Sheriffs Office and applicable state/federal laws.

2. Termination shall be the presumptive disciplinary sanction for staff who have engaged in inmate sexual abuse.

Staff engaging in sexual contact with inmates can also be charged criminally for such behavior, based on the conclusions of a PREA investigation. Unless such activity was clearly not criminal, staff terminations shall be reported to appropriate law enforcement agencies and to any relevant licensing bodies.

3. Disciplinary sanctions for policy violations relating to inmate sexual abuse or sexual harassment (other than actually engaging in sexual abuse) shall be commensurate with the nature and circumstances of the acts committed, the employee's disciplinary history, and the sanctions imposed for comparable staff offenses with similar histories.

4. The Sheriff's Office shall report to appropriate law enforcement agencies and relevant licensing bodies all staff terminations for violations-of sexual abuse or sexual harassment policies or resignations by staff who would have been terminated if not for their resignation, unless the activity was clearly not criminal in nature.

Bristol County Sheriff's Office Human Resource Management 03.01.00 states, The Sheriff's Office has established a "zero tolerance" standard towards inmate sexual

	<p>abuse or sexual harassment. Staff sexual harassment, sexual assault, stalking or sexual misconduct shall not be tolerated or condoned. Agency policy must be followed. Those who engage in discrimination, sexual harassment, sexual assault or sexual misconduct will be disciplined accordingly. Employees can also be terminated and face possible criminal prosecution.</p> <p>Evidence reviewed/analyzed by provision:</p> <p>(a)(b)(c)(d) Policy supports all requirements of the provisions. The interview with the Superintendent, investigators (Internal Affairs) and the PREA Coordinator confirmed that this has not occurred, but the requirements as indicated will be followed. Observations during the onsite audit to include formal and informal investigations did not result in evidence to doubt this.</p> <p>Summary of evidence to support findings: Policies, interviews and observations provided the auditor with sufficient evidence. The auditor finds the facility compliant with the standard provisions.</p>
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115.77	Corrective action for contractors and volunteers
	<p>Auditor Overall Determination: Meets Standard</p>
	<p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Interviews Superintendent · Interviews with contractual staff/volunteers · PAQ <p>The PAQ notes that no contractor or volunteer has been involved in an investigation regarding sexual abuse or sexual harassment towards an incarcerated individual. The auditor found no evidence to dispute this statement during the audit process.</p> <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p>Corrective Action for Volunteers and Contractors</p> <p>1. Termination from service shall be the presumptive disciplinary sanction for any contractor or volunteer who has engaged in inmate sexual abuse. They can also be criminally charged for such behavior, based on the conclusions of a PREA investigation. Unless the activity was clearly not criminal, such terminations shall be</p>

	<p>reported to appropriate law enforcement agencies and to any relevant licensing bodies.</p> <p>2. In cases where a contracted vendor or volunteer has violated the Sheriff's Office policy on inmate sexual abuse and harassment, appropriate remedial measures shall be taken. The Sheriff's Office shall also consider whether to prohibit the vendor or volunteer's further inmate contact.</p> <p>Evidence reviewed/analyzed by provision:</p> <p>(a) (b) The auditor interviewed the Superintendent who provided assurances he can and will prohibit contact from a volunteer or contractor if allegations of sexual abuse are made. Interviews with a volunteer, providing his services over 20 years, and several contractual staff (medical staff, mental health staff, reentry programming staff, food service staff) supported knowledge and understanding that they are held to the same law, and they understand the consequences of any action determined to be sexual abuse. The interview with the Volunteer Coordinator confirmed that this is reviewed and acknowledged in volunteer training.</p> <p>Summary of evidence to support findings: Policy supports the requirements of the standard. Interviews confirmed compliance. During the audit, the auditor found no evidence to dispute that a volunteer or contractor has violated sexual abuse policies. Therefore, the auditor finds there is sufficient evidence to support a finding of compliance.</p>
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115.78	Disciplinary sanctions for inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Correctional Psychiatric Services · Observations · Interviews Superintendent · Interviews with mental health staff · Interview with disciplinary officer · PAQ

The PAQ indicates there have been zero administrative findings or criminal findings of sexual abuse. The auditor found no reason to dispute this during the audit process.

The following policy excerpts supports compliance with the requirements of this standard:

Disciplinary Sanctions for Inmates

1. An inmate shall be subject to disciplinary sanctions pursuant to a formal disciplinary process following an administrative finding that they have engaged in inmate-on-inmate sexual abuse or following a criminal finding of guilt for inmate-on-inmate sexual abuse.
2. Disciplinary sanctions shall be commensurate with the nature and circumstances of the sexual abuse committed, the inmate's disciplinary history, and the sanctions imposed for comparable offenses by those with similar histories.
3. The disciplinary process shall consider whether an inmate's mental disabilities or mental illness contributed to their behavior when determining what type of sanction, if any, should be imposed.
4. If therapy, counseling, or other interventions designed to address and correct underlying reasons or motivations for the abuse are offered, the Sheriff's Office shall consider whether to require the offending inmate to participate in such interventions as a condition of access to programming or other benefits. An inmate may be asked or ordered to participate in such a program as part of their disciplinary sanction. Inmates with severe mental illness shall not be punished with prolonged isolation/ disciplinary segregation which would limit their access to mental health services or impose conditions otherwise inconsistent with their mental health needs.
5. An inmate may be disciplined for sexual contact with staff, only upon a finding that the staff member did not consent to such conduct.
6. For the purposes of disciplinary action, an inmate report of sexual abuse made in good faith - based on a reasonable belief that the alleged conduct occurred - shall not constitute falsely reporting an incident or lying, even if an investigation does not establish sufficient evidence to substantiate the allegation.
7. All sexual activity between inmates is prohibited, and inmates can be disciplined for such activity. The Sheriff's Office may not, however, deem such activity to constitute sexual abuse if it is determined that the activity is not coerced.
8. All inmate disciplinary sanctions shall be imposed fairly and proportionately.

Regional Lockup Prisoners

1. Regional Lock up prisoners engaging in sexual contact with others shall not face internal disciplinary sanctions, but can be charged criminally for such behavior, based on the conclusions of an investigation.

Correctional Psychiatric Services states, they offer group counseling and/or

	<p>psychosocial/psycho educational programs.</p> <p>Evidence reviewed/analyzed by provision:</p> <p>(a) Policy supports that inmates shall be subject to disciplinary sanctions pursuant to a formal disciplinary process following an administrative finding that the inmate engaged in inmate-on-inmate sexual abuse or following a criminal finding of guilt for inmate-on-inmate sexual abuse.</p> <p>(b) Policy supports this provision. The auditor spoke with staff who conduct disciplinary hearings. He confirmed that sanctions are commensurate with the nature and circumstances of the abuse committed. The interview with the Superintendent confirmed this.</p> <p>(c) Policy, interview with the mental health staff, and interview with the Superintendent all confirmed that 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.</p> <p>(d) At the time of the audit, it was confirmed by the interview with mental health staff that they do currently offer therapy, counseling, or other interventions designed to address and correct underlying reasons or motivations for the abuse. It is not considered a requirement for release.</p> <p>(e) Policy and the interview with the staff who conduct disciplinary hearings confirmed the following: The agency may discipline an inmate for sexual contact with staff only upon a finding that the staff member did not consent to such contact.</p> <p>(f) Policy supports that for the purpose of disciplinary action, a report of sexual abuse made in good faith based upon a reasonable belief that the alleged conduct occurred shall not constitute falsely reporting an incident or lying, even if an investigation does not establish evidence sufficient to substantiate the allegation.</p> <p>(g) This agency does prohibit all sexual activity between inmates and may discipline inmates for such activity. This agency, does not, however, deem such activity to constitute sexual abuse if it determines that the activity is not coerced. Policy supports this, the interview with the disciplinary staff confirmed it.</p> <p>Summary of evidence to support findings: Review of policy, interviews with mental health staff, disciplinary staff and the Superintendent all provided ample evidence to support the finding of compliance with all provisions of the standard.</p>
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115.81	Medical and mental health screenings; history of sexual abuse
	Auditor Overall Determination: Meets Standard
	Auditor Discussion

The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:

- Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment
- Correctional Psychiatric Services policy
- Demonstration of the intake process
- Interviews offenders who disclose sexual victimization at risk screening
- Interview staff responsible for risk screening
- Follow up meeting with prior victim – four examples with PAQ
- Interview with medical and mental health staff
- CPS Informed Consent reporting sexual abuse
- PAQ

The PAQ indicates that 100% of offenders who disclosed prior victimization during screening who were offered a follow up meeting with medical/mental health practitioner.

The following policy excerpts supports compliance with the requirements of this standard:

Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment states, The Booking Office shall notify the Intake Screening Nurse when an incoming inmate reveals during their Initial PREA Risk Assessment Screening that they have previously experienced and/or perpetrated sexual abuse while at another institutional setting or within the community. A follow-up meeting between the inmate and a qualified medical or mental health practitioner shall be offered to the inmate, which shall be conducted within 14 days of the intake screening. Details regarding the inmate offer and response shall be documented. (See 03.06.13 for additional procedures.)

Medical And Mental Health Screenings, History of Sexual Abuse

1. Upon arrival, all incoming inmates shall receive an intake medical screening from the Intake Screening Nurse or qualified designee. Results shall be imputed into the OMC/Receiving Screening Form.

a. If an intake medical screening indicates that the inmate has experienced prior sexual victimization -whether such victimization occurred in an institutional setting or in the community - the inmate shall be offered a follow-up meeting with a medical or mental health practitioner within 14 days of the screening.

b. If the intake medical screening indicates that the inmate has previously

perpetrated sexual abuse -whether it occurred in an institutional setting or in the community - the Receiving Screening Nurse shall ensure that the inmate is offered a follow up meeting with a mental health practitioner within 14 days of the intake screening.

2. Inmates shall receive a documented medical screening upon transfer from Dartmouth HOC to the Ash Street Jail. A portion of this screening shall be a review of the inmate's prior history of sexual victimization or perpetrated sexual abuse. As a result of this screening, an inmate may be returned back to the Dartmouth HOC for a follow-up meeting with a medical or mental health practitioner. This follow-up meeting shall be conducted within 14 days.

3. Information related to an inmate's past sexual victimization or abusiveness occurring inside an institutional or community setting shall be strictly limited to medical/mental health care practitioners and those Sheriff's Office employees with a legitimate need to know to inform inmate treatment plans and security/management decisions, which shall include housing, bed, work, education and programming assignments or as otherwise required be federal state or local law.

4. Medical and mental health practitioners shall obtain informed consent before reporting information about an inmate's prior sexual victimization that did not occur in an institutional setting. (Mandated reporting is required to certain MA state agencies if a victim of abuse or neglect, which would include sexual assault, is a child (under age 18), a disabled person, or an elderly person (aged 60 or older).

5. The Intake Screening Nurse shall be notified by the DHOC Booking Office when an incoming inmate reveals during their PREA Risk Assessment Screening that they have previously experienced and/or perpetrated sexual abuse while at another institutional setting or within the community. A follow-up meeting between the inmate and a qualified medical or mental health practitioner shall then be offered to the inmate and conducted within 14 days of the risk assessment screening.

6. At the Regional Lockup, incoming prisoners shall receive a medical screening as part of the intake process. Results shall be inputted into the OMS/Receiving Screening Form. As a result of this screening, a prisoner may not be accepted into the Regional Lockup until they receive written medical clearance from a local hospital. (Prisoner transport to a local hospital will be conducted by the Arresting Agency, an ambulance, or the Sheriff's Office.) If medical clearance is not obtained at the hospital, the prisoner shall be denied admittance into the Regional Lockup and shall be returned to the Arresting Agency.

Preventive Measures

1. Inmates shall verify in writing during orientation that they have received information on how to best access health

care. This information shall be communicated in languages understood by a majority of inmates. Translation services shall be provided, when necessary.

2. An inmate can request at any time for a visit with a qualified health care practitioner to discuss an allegation of sexual abuse or sexual harassment without having to confirm abuse or disclose the name(s) of alleged perpetrator(s). Requests can be directed to correctional or medical personnel, and shall be addressed as soon as feasible.

3. The Contracted Medical Provider shall maintain a quality improvement program which shall, in part, assess the services delivered to alleged inmate victims of sexual abuse. These services shall be equal to those provided in the local community.

Only those employees with a legitimate “need to know” shall have access to confidential information, especially those involving PREA-related medical reports or investigative report.

Correctional Psychiatric Services states, inmates are screened within 2-4 hours of admission to the BCSO for victimization of sexual abuse; for being perpetrators of sexual abuse and are referred either to BCSO staff and/or CPS qualified health care professionals. Inmates who have been identified as being victims of sexual abuse in an institutional or community setting are offered a meeting with a qualified health care professional within 14 days of admission.

Any information related to sexual victimization or abusiveness that occurred in an institutional setting shall be strictly limited to CPS qualified health care professionals and other staff, as necessary, to inform treatment plans and security and management decisions, including housing, bed, work, education, and program assignments. CPS qualified health care professionals shall 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. This provision of informed consent shall be explicitly documented in a progress note.

Evidence reviewed/analyzed by provision:

(a)(b) This is not applicable as this operation is a jail.

(c) Policy supports compliance. The review of the intake process and interview with the booking officer confirmed that a referral is made if the inmate indicates he or she has experienced prior sexual abuse. Interviews with inmates who reported prior sexual abuse confirmed they were offered the referral for mental health. Interviews with mental health staff confirmed that they receive these referrals. Documentation was provided demonstrating compliance with the PAQ.

(d) Policy and the interview with medical staff and the PREA Coordinator (liaison to medical operations) confirmed that any information related to sexual victimization or abusiveness that occurred in an institutional setting is strictly limited to medical and mental health practitioners and other staff, as necessary, to inform treatment plans and security and management decisions, including housing, bed, work, education, and program assignments, or as otherwise required by Federal, State, or local law. Medical information electronically stored with controls and laws on who can access the information.

	<p>(e) Medical and mental health practitioners do obtain informed consent from inmates before reporting information about prior sexual victimization that did not occur in an institutional setting as supported by interviews, policy and a consent form designed by CPS for this purpose.</p> <p>Summary of evidence to support findings: Policies, review of randomly requested intake screens with mental health follows up, interview with mental health staff, interview and demonstration of the intake process, interview with inmates who disclosed sexual victimization, consent form all provided the auditor sufficient evidence to support a finding of compliance with all provisions of the standard.</p>
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115.82	Access to emergency medical and mental health services
	<p>Auditor Overall Determination: Meets Standard</p>
	<p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Correctional Psychiatric Services · Sexual Abuse Response Plan · Interview with the facility head · Observations made during the tour · Interview with offender who reported sexual abuse <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p>Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment states, Access To Emergency Medical and Mental Health Services</p> <ol style="list-style-type: none"> 1. Following an allegation of inmate sexual abuse, the victim and perpetrator(s) shall receive timely, unimpeded access to emergency medical treatment and crisis intervention services. The nature and scope of these services shall be determined by medical and mental health practitioners, according to their professional judgment. Medical assessments and treatments shall be provided without charge to the alleged victim, regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident and documented accordingly. 2. Following an allegation of inmate sexual abuse, arrangements shall be made by the Sheriff's Office to separate the alleged victim from alleged perpetrator(s). The alleged

victim shall be escorted to the Dartmouth HSU or other approved location for a medical evaluation and interview. Except when no alternative means of separation is available, the alleged perpetrator(s) shall be escorted to another location, but not until the alleged victim has been escorted to the Dartmouth HSU for assessment by a qualified medical practitioner. All victim and perpetrator escorts should be conducted in the least conspicuous manner possible. The Watch Commander shall determine whether or not restraints will be necessary during these escorts, as well as the proper amount of inmate restraints to be applied.

3. The Sheriff's Office shall coordinate with medical staff when an alleged victim and/or perpetrator(s) has been approved for transport to a local hospital or crisis center for further treatment and the collection of forensic evidence by a SANE Nurse, if clinically indicated. During transport, the alleged victim and/or perpetrator(s) shall be separately seated and arranged in separate compartments within the transport vehicle. When feasible, separate transport vehicles shall be deployed.

4. No inmate perpetrator(s) shall be placed inside the same temporary holding cell with the alleged victim or any other inmate known to be at risk of sexual victimization.

5. In the event that no qualified medical or mental health practitioners are on duty at the time a report of recent abuse is made, BCSO First Responders shall take preliminary steps to immediately protect the victim (pursuant to PREA standard 115.62) and shall immediately notify the appropriate medical and health care practitioners. 6. Inmate victims of sexual abuse while incarcerated shall be offered timely information about and access to emergency contraception and sexually transmitted infections prophylaxis, in accordance with professionally accepted standards of care, and where medically appropriate. The recommended STI prophylaxis should inform future treatment decisions. An infectious disease consult may also be made for HIV assessment and treatment, as clinically indicated.

7. Inmates and prisoners shall be provided with free treatment services under all circumstances, regardless of whether they name the abuser or cooperate with an investigation arising out of the incident.

Prisoners at the Regional Lockup who alleged to be victims of sexual abuse shall receive timely, unimpeded access to a local hospital for emergency medical treatment and care. If a victim is transferred from the lockup to a jail, prison or medical facility, the Sheriff's Office shall, as permitted by law, inform the receiving facility of the incident and the victim's potential need for medical or social services, unless the victim requests otherwise. 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 arising from the incident.

Correctional Psychiatric Services states, CPS providers and mental health professionals, including psychiatrist are either on site or are available by telephone 24/7 to assess and treat patients or to consult with on-site. Inmates are provided the services of a Sane nurse and rape crisis responder at a community hospital, as indicated in compliance with PREA.

	<p>CPS qualified staff provide inmate victims of sexual abuse with follow-up medical and mental health care as clinically indicated.</p> <p>Evidence reviewed/analyzed by provision:</p> <p>(a) (b) It was reported that medical staff are on duty 24 hours a day, seven days a week at the Dartmouth complex. If not present at the Ashe Street Jail, the shift commander can contact medical staff at the Dartmouth Complex and initiate a transfer to the hospital if deemed necessary. Policy supports this.</p> <p>(c) There was no reported incident that warranted post sexual abuse treatment in the previous 12 months as reported by the facility. The auditor found this information credible.</p> <p>(d) Policy and the interview with the health services staff confirmed that treatment would be free and not based on whether the alleged victim cooperates with the investigation. Policy supports this.</p> <p>Summary of evidence to support a finding of compliance: Policy reflects compliance with the provisions of the standards. The interview with the health services staff confirmed that the provisions included in the policy would occur. Therefore, the auditor found there is sufficient evidence to support a finding of compliance.</p>
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115.83	Ongoing medical and mental health care for sexual abuse victims and abusers
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Correctional Psychiatric Services · Observations made during the tour · Interview with medical and mental health staff · Interview offender who reported abuse/medical and mental health follow up documents <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p>Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual</p>

Harassment

Ongoing Medical and Mental Healthcare for Victims and Perpetrators of Sexual Abuse

1. Medical and mental health evaluations and, as appropriate, treatment shall be offered to all inmates who have been victimized by sexual abuse in any prison, jail, lockup or juvenile facility. Perpetrators shall also receive such ongoing evaluations and treatment, as appropriate. The evaluation and treatment of such victims shall include, as appropriate, follow-up services, treatment plans and, when necessary, referrals for continual care following transfer to, or placement in, another facility or release from custody. Inmate victims of sexual abuse shall receive medical and mental health services consistent with community levels of care.
2. A pregnancy tests shall be offered when an inmate is the victim of sexually abusive vaginal penetration. If pregnancy results from an act of sexual abuse, the victim shall receive timely information about and access to all lawful pregnancy-related services. Only correctional and health care officials with a legitimate need-to-know shall be notified whenever the victim has been determined to be pregnant.
3. Inmate victims of sexual abuse shall be offered tests for sexually transmitted infections, as medically appropriate.
4. Inmate victims of sexual abuse shall receive ongoing, free, medical treatment services, regardless of whether or not they name the abuser or cooperate with any investigation arising out of the incident.
5. A mental health evaluation of all known inmate-on-inmate abusers shall be attempted within 60 days of learning of such abuse history. Treatment shall be offered when deemed appropriate by mental health practitioners.

Correctional Psychiatric Services Inmate victims of sexual abuse while incarcerated shall be offered tests for sexually transmitted infections (STI) as medically appropriate. The STI prophylaxis recommended by the Massachusetts Department of Public Health and the Center for Disease Control shall inform treatment decisions.

Evidence reviewed/analyzed by provision:

(a) (b) (c) There was no reported incidents that warranted post sexual abuse treatment in the previous 12 months as reported by the facility. The auditor found this information credible. The interview with the health services supervisor confirmed that 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 occur. She additionally confirmed that services would be consistent with community level of care.

(d) (e) Policy supports and the interview with the Health Service Administrator confirmed compliance with the requirements for females to receive timely and comprehensive information about and timely access to all lawful pregnancy-related medical services and Inmate victims of sexual abuse while incarcerated shall be

	<p>offered tests for sexually transmitted infections as medically appropriate.</p> <p>(f) (g) Policy and interview with the health services staff confirmed that the inmate would not be charged for this service. Testing and treatment for sexually transmitted infections may begin at the hospital or at the facility. Either way, this treatment would be provided.</p> <p>(h) This is not applicable to this facility as it is a jail.</p> <p>Summary of evidence to support findings: Policy reflects compliance with the provisions of the standards. There was no reported incident that warranted post sexual abuse treatment in the previous 12 months as reported by the facility. The auditor found this information credible. Interviews with medical and mental health staff confirmed that care would be provided consistent with community care as it occurs in the community. The Commonwealth of Massachusetts ensures that services to survivors of sexual abuse is available in the community as verified by review of the website. The auditor finds the facility compliant with the standard provisions.</p>
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115.86	Sexual abuse incident reviews
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Interview with members of the Sexual Abuse Incident Review Team · Interview with the Superintendent · List of staff on the incident review team · Sexual Assault Final Report Checklist · Interview with the PREA Manager · PAQ <p>The PAQ indicates that there were four criminal and/or administrative investigations of alleged sexual abuse completed at the facility, excluding only "unfounded" incidents.</p> <p>The following policy excerpts supports compliance with the requirements of this standard:</p>

Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment

Sexual Abuse Incident Reviews

1. A sexual abuse incident review shall be conducted at the conclusion of every sexual abuse investigation, including when the allegation has not been substantiated, unless the allegation was determined to be unfounded. This shall be conducted by the PREA Review Committee, which shall consist of upper management officials, with input from line supervisors, PREA Investigators and medical/mental health practitioners. Such reviews shall ordinarily occur within 30 days of the conclusion of a sexual abuse investigation.

2. The PREA Review Committee shall:

- a. Consider whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse;
- 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; or gang affiliation, or was motivated or otherwise caused by other group dynamics at the facility;
- c. Examine the area of the facility where the incident allegedly occurred to assess whether physical barriers in the area may enable abuse;
- d. Assess the adequacy of staffing levels in that area during different shifts;
- e. Assess whether monitoring technology should be deployed or augmented to supplement supervision by employees; and
- f. Review whether a PREA incident has been substantiated, unsubstantiated or considered unfounded.
- g. Prepare a report of its findings, including but not necessarily limited to determinations made pursuant to this section, recommendations for improvement, and submit such report to the Superintendent, the PREA Compliance Manager and other assigned BCSO personnel.

3. Recommendations by the PREA Committee for improvements to existing operations as a result of a submitted final report shall be implemented or there shall be a documented reason for not doing so.

Evidence reviewed/analyzed by provision:

(a) (b) (c) (d) (e) Policy supports all provisions of this standard. The interview with the PREA Coordinator confirmed that a sexual abuse incident review is completed for all allegations of sexual abuse whether substantiated or unsubstantiated, not those deemed unfounded. Review of one confirmed the following: team members PREA Coordinator, MH clinician, Zone supervisor, SIU, ADS Classification, Captain Classification. For completed investigations, a form is completed that addresses all

	<p>provisions. This meeting is conducted every 30 days to ensure that all closed cases are addressed timely. They additionally review open cases and discuss any transgender/intersex inmates in custody. Documentation for the four examples were provided to the auditor for review with the PAQ. They all demonstrated compliance with the standard provisions. Conducting this meeting monthly ensures all allegations are reviewed and the incident review is completed when required.</p> <p>Summary of evidence to support findings: Policy, interviews and review of documentation provide ample evidence for the auditor to find the facility compliance with the standard provisions.</p>
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115.87	Data collection
	<p>Auditor Overall Determination: Meets Standard</p>
	<p>Auditor Discussion</p> <p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Interview PREA Coordinator · Interview with the PCM · Data Collection Standardized Instrument for Allegation of Sexual Abuse · Definitions · Annual Report - agency · Observations <p>The following policy excerpts supports compliance with the requirements of this standard:</p> <p>Data Collection</p> <ol style="list-style-type: none"> 1. Accurate, uniform data shall be collected for every allegation of sexual abuse using a standardized instrument and set of definitions. 2. The PREA Coordinator shall aggregate the incident based sexual abuse data annually. 3. The incident-based data collected shall 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.

	<p>4. Data shall be maintained, reviewed and collected as needed from all available documents, including reports, investigative files, and PREA Committee Reviews.</p> <p>5. Upon request, all such data from the previous year shall be provided to the Department of Justice no later than June 30th. This data is typically filed annually by the PREA Coordinator.</p> <p>Evidence reviewed/analyzed by provision:</p> <p>(a) (b) The agency uses the Data Collection Standardized Instrument for Allegation of Sexual Abuse which records a detailed analysis of incidents that have occurred. This process was confirmed by the interview with the PREA Coordinator and PCM.</p> <p>(c) (d) Definitions established and the Data Collection form ensure that the agency has the data necessary to answer all questions from the most recent version of the SSV.</p> <p>(e) The agency does not contract for the confinement of its inmates. The auditor confirmed this.</p> <p>(f) Last SSVs completed for 2021 and 2022 were provided to the auditor for review.</p> <p>Summary of evidence to support findings: Policy, interview with the PCM and PREA Coordinator, review of the SSVs, provided evidence to support a finding of compliance.</p>
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115.88	Data review for corrective action
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Observations · Interview with the Sheriff · Vulnerability Assessment 2024 · Agency Annual Report · Interview PREA Coordinator · Link to website

· Annual Report on the Prison Rape Elimination Act

The following policy excerpts supports compliance with the requirements of this standard:

Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment states, Data Review for Corrective Action

Data collected and aggregated pursuant to §115.87 shall be reviewed in order to assess and improve the effectiveness of sexual abuse prevention, detection, and response policies, practices, and training, including by identifying problem areas, taking corrective action on an ongoing basis and preparing an annual report of its findings and corrective action for the BCSO correctional facilities. This annual report shall include a comparison of the current year's data and corrective actions with those from prior years and shall provide an assessment of the agency's progress in addressing inmate sexual abuse. (The annual Survey of Sexual Violence Report to the DOJ satisfies this requirement.) This annual report shall be approved by the Sheriff. It shall be made available to the public by the BCSO website. Specific material may be redacted from such reports when publication would present a clear and specific threat to the safety and security of the facility but must indicate the nature of the material redacted.

Evidence reviewed/analyzed by provision:

(a) The Agency does review data collected and aggregated to assess and improve effectiveness of its sexual abuse prevention, detection and response policies, practices and training. An annual report is completed that addresses (1) identifying problem areas; and (2) taking corrective action on an ongoing basis.

(b) The auditor reviewed the Annual PREA report on the agency's website. It compares statistics for 2021, 2022, and 2023. There is a narrative section describing the efforts made at this agency for preventing, detecting and responding to allegations of sexual abuse and sexual harassment. Additionally, the agency completes a Vulnerability Assessment of all areas to improve operations and make suggestions for prevention.

(c) (d) The interview with the Sheriff confirms the current practice is that these annual reports are prepared by the PREA Coordinator and approved/reviews by the Superintendent and the Chief of Inmate Services. An analysis of the investigations is available in the annual report. Names of staff or inmates are not included in this report. No redactions were required.

Summary of evidence to support a finding of compliance: Policy reflects compliance with the provisions of the standards. The annual report is located on the website. The interview with the Superintendent supports the process and use of information. The report compares statistics from 2021, 2022 to 2023. The Vulnerability Assessment provides further evidence of the agency identifying problem areas and taking corrective action on an ongoing basis. The auditor finds the facility compliant with the standard provisions.

115.89	Data storage, publication, and destruction
	<p data-bbox="256 185 959 219">Auditor Overall Determination: Meets Standard</p> <p data-bbox="256 264 544 297">Auditor Discussion</p> <p data-bbox="256 342 1406 421">The auditor reviewed, gathered, analyzed and/or retained the following evidence related to this standard:</p> <ul data-bbox="256 454 1433 745" style="list-style-type: none"> · Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment · Interviews PREA Coordinator · Documentation that it is on the website - Bristol County Sheriff's Office · Retention Schedule <p data-bbox="256 784 1390 862">The following policy excerpts supports compliance with the requirements of this standard:</p> <p data-bbox="256 896 1342 974">Bristol County Sheriff's Office Prevention of Inmate Sexual Abuse and Sexual Harassment states,</p> <p data-bbox="256 1008 868 1041">Data Storage, Publications and Destruction</p> <p data-bbox="256 1075 1145 1108">Data collected pursuant to § 115.87 shall be securely retained.</p> <p data-bbox="256 1153 1461 1232">The BCSO shall make all aggregated sexual abuse data from its correctional facilities readily available to the public at least annually through its website.</p> <p data-bbox="256 1265 1350 1344">Prior to making aggregated sexual abuse data publicly available, all personal identifiers shall be redacted.</p> <p data-bbox="256 1377 1481 1500">The BCSO shall maintain data collected pursuant to § 115.87/03.06.14 (B) in accordance with state records law, but for at least 10 years after the date of the initial collection.</p> <p data-bbox="256 1534 1457 1612">Collected data and information shall be forwarded to designated employees and can be used for other reporting functions.</p> <p data-bbox="256 1646 1473 1892">Report writing for incidents of inmate sexually abusive behavior is critical. Allegations of sexual abuse shall be reported using approved reporting mechanisms, such as the Sexual Assault Notification Form, Incident Reports, Final Investigative Reports, etc. Security, Medical, Mental health and investigative reports regarding these allegations will be forwarded to the authorized personnel with a legitimate need-to-know. Submitted reports can also be reviewed during PREA Review Committee meetings.</p> <p data-bbox="256 1926 852 1960">Evidence reviewed/analyzed by provision:</p> <p data-bbox="256 2004 1437 2083">(a) During the onsite audit, the auditor observed data stored in the following areas: risk assessment -OMS, with appropriate controls on who can access. Medical and</p>

	<p>mental health assessments are contained in medical records with appropriate controls and investigations maintained in the investigators office outside the Jail/Hoc or Ashe Street operations.</p> <p>(b) (c) The auditor observed on the website the annual report for 2023. Audit reports for 2018 and 2022 were available. Statistical comparisons are available for the years 2021, 2022 and 2023. No personal identifiers required redaction.</p> <p>(d) The agency, PREA Coordinator, confirms that it will maintain data for at least 10 years. Policy supports this. As most data collected is in an electronic format, the auditor finds this credible.</p> <p>Summary of evidence to support findings: Policy, interview, observation of the website all provided sufficient evidence to support the finding of compliance with all provisions of the standard.</p>
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115.401	Frequency and scope of audits
	<p>Auditor Overall Determination: Meets Standard</p>
	<p>Auditor Discussion</p> <p>Posters announcing the audit were strategically placed throughout the facility. They indicated that the facility will be undergoing an audit for compliance with the United States Department of Justice's National Standards to Prevent, Detect, and Respond to Prison Rape under the Prison Rape Elimination Act (PREA) dates provided. The auditors name and address were provided for any inmates who wanted to correspond prior to the commencement of the auditor. Confidentiality was explained as follows:</p> <p>*CONFIDENTIALITY – All correspondence and disclosures during interviews with the designated auditor are confidential and will not be disclosed unless required by law. There are exceptions when confidentiality must be legally broken. Exceptions include, but are not limited to the following:</p> <ul style="list-style-type: none"> · if the person is an immediate danger to her/himself or others (e.g. suicide or homicide); · allegations of suspected of child abuse, neglect or maltreatment; · in legal proceedings where information has been subpoenaed by a court of appropriate jurisdiction. <p>No letters were received.</p> <p>The auditor was allowed access to all areas of the facility, access to interview any staff or inmate requested and the ability to observe activities as requested.</p>

115.403	Audit contents and findings
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	The PREA audit reports for 2018 and 2022 are available on the agency website for review along with the most recent annual report.

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

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

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

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

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

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

	with inmates with disabilities including inmates who: Have intellectual disabilities?	
	Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with inmates with disabilities including inmates who: Have limited reading skills?	yes
	Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with inmates with disabilities including inmates who: are blind or have low vision?	yes
115.16 (b)	Inmates with disabilities and inmates who are limited English proficient	
	Does the agency take reasonable steps to ensure meaningful access to all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment to inmates who are limited English proficient?	yes
	Do these steps include providing interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary?	yes
115.16 (c)	Inmates with disabilities and inmates who are limited English proficient	
	Does the agency always refrain from relying on inmate interpreters, inmate readers, or other types of inmate assistance except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the inmate's safety, the performance of first-response duties under §115.64, or the investigation of the inmate's allegations?	yes
115.17 (a)	Hiring and promotion decisions	
	Does the agency prohibit the hiring or promotion of anyone who may have contact with inmates who has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. 1997)?	yes
	Does the agency prohibit the hiring or promotion of anyone who may have contact with inmates who has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse?	yes
	Does the agency prohibit the hiring or promotion of anyone who	yes

	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?	
	Does the agency prohibit the enlistment of services of any contractor who may have contact with inmates who has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. 1997)?	yes
	Does the agency prohibit the enlistment of services of any contractor who may have contact with inmates who has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse?	yes
	Does the agency prohibit the enlistment of services of any contractor who may have contact with inmates who has been civilly or administratively adjudicated to have engaged in the activity described in the two bullets immediately above?	yes
115.17 (b) Hiring and promotion decisions		
	Does the agency consider any incidents of sexual harassment in determining whether to hire or promote anyone who may have contact with inmates?	yes
	Does the agency consider any incidents of sexual harassment in determining whether to enlist the services of any contractor who may have contact with inmates?	yes
115.17 (c) Hiring and promotion decisions		
	Before hiring new employees who may have contact with inmates, does the agency perform a criminal background records check?	yes
	Before hiring new employees who may have contact with inmates, does the agency, consistent with Federal, State, and local law, make its best efforts to contact all prior institutional employers for information on substantiated allegations of sexual abuse or any resignation during a pending investigation of an allegation of sexual abuse?	yes
115.17 (d) Hiring and promotion decisions		
	Does the agency perform a criminal background records check before enlisting the services of any contractor who may have contact with inmates?	yes

115.17 (e)	Hiring and promotion decisions	
	Does the agency either conduct criminal background records checks at least every five years of current employees and contractors who may have contact with inmates or have in place a system for otherwise capturing such information for current employees?	yes
115.17 (f)	Hiring and promotion decisions	
	Does the agency ask all applicants and employees who may have contact with inmates directly about previous misconduct described in paragraph (a) of this section in written applications or interviews for hiring or promotions?	yes
	Does the agency ask all applicants and employees who may have contact with inmates directly about previous misconduct described in paragraph (a) of this section in any interviews or written self-evaluations conducted as part of reviews of current employees?	yes
	Does the agency impose upon employees a continuing affirmative duty to disclose any such misconduct?	yes
115.17 (g)	Hiring and promotion decisions	
	Does the agency consider material omissions regarding such misconduct, or the provision of materially false information, grounds for termination?	yes
115.17 (h)	Hiring and promotion decisions	
	Does the agency provide information on substantiated allegations of sexual abuse or sexual harassment involving a former employee upon receiving a request from an institutional employer for whom such employee has applied to work? (N/A if providing information on substantiated allegations of sexual abuse or sexual harassment involving a former employee is prohibited by law.)	yes
115.18 (a)	Upgrades to facilities and technologies	
	If the agency designed or acquired any new facility or planned any substantial expansion or modification of existing facilities, did the agency consider the effect of the design, acquisition, expansion, or modification upon the agency's ability to protect inmates from sexual abuse? (N/A if agency/facility has not acquired a new facility or made a substantial expansion to existing facilities since August 20, 2012, or since the last PREA audit, whichever is later.)	na
115.18 (b)	Upgrades to facilities and technologies	

	If the agency installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology, did the agency consider how such technology may enhance the agency's ability to protect inmates from sexual abuse? (N/A if agency/facility has not installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology since August 20, 2012, or since the last PREA audit, whichever is later.)	na
115.21 (a)	Evidence protocol and forensic medical examinations	
	If the agency is responsible for investigating allegations of sexual abuse, does the agency follow a uniform evidence protocol that maximizes the potential for obtaining usable physical evidence for administrative proceedings and criminal prosecutions? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.)	yes
115.21 (b)	Evidence protocol and forensic medical examinations	
	Is this protocol developmentally appropriate for youth where applicable? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.)	yes
	Is this protocol, as appropriate, adapted from or otherwise based on the most recent edition of the U.S. Department of Justice's Office on Violence Against Women publication, "A National Protocol for Sexual Assault Medical Forensic Examinations, Adults/Adolescents," or similarly comprehensive and authoritative protocols developed after 2011? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.)	yes
115.21 (c)	Evidence protocol and forensic medical examinations	
	Does the agency offer all victims of sexual abuse access to forensic medical examinations, whether on-site or at an outside facility, without financial cost, where evidentiarily or medically appropriate?	yes
	Are such examinations performed by Sexual Assault Forensic Examiners (SAFEs) or Sexual Assault Nurse Examiners (SANEs) where possible?	yes
	If SAFEs or SANEs cannot be made available, is the examination performed by other qualified medical practitioners (they must have been specifically trained to conduct sexual assault forensic exams)?	yes

	Has the agency documented its efforts to provide SAFEs or SANEs?	yes
115.21 (d)	Evidence protocol and forensic medical examinations	
	Does the agency attempt to make available to the victim a victim advocate from a rape crisis center?	yes
	If a rape crisis center is not available to provide victim advocate services, does the agency make available to provide these services a qualified staff member from a community-based organization, or a qualified agency staff member? (N/A if the agency always makes a victim advocate from a rape crisis center available to victims.)	na
	Has the agency documented its efforts to secure services from rape crisis centers?	yes
115.21 (e)	Evidence protocol and forensic medical examinations	
	As requested by the victim, does the victim advocate, qualified agency staff member, or qualified community-based organization staff member accompany and support the victim through the forensic medical examination process and investigatory interviews?	yes
	As requested by the victim, does this person provide emotional support, crisis intervention, information, and referrals?	yes
115.21 (f)	Evidence protocol and forensic medical examinations	
	If the agency itself is not responsible for investigating allegations of sexual abuse, has the agency requested that the investigating agency follow the requirements of paragraphs (a) through (e) of this section? (N/A if the agency/facility is responsible for conducting criminal AND administrative sexual abuse investigations.)	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 always makes a victim advocate from a rape crisis center available to victims.)	na
115.22 (a)	Policies to ensure referrals of allegations for investigations	

	Does the agency ensure an administrative or criminal investigation is completed for all allegations of sexual abuse?	yes
	Does the agency ensure an administrative or criminal investigation is completed for all allegations of sexual harassment?	yes
115.22 (b)	Policies to ensure referrals of allegations for investigations	
	Does the agency have a policy and practice in place to ensure that allegations of sexual abuse or sexual harassment are referred for investigation to an agency with the legal authority to conduct criminal investigations, unless the allegation does not involve potentially criminal behavior?	yes
	Has the agency published such policy on its website or, if it does not have one, made the policy available through other means?	yes
	Does the agency document all such referrals?	yes
115.22 (c)	Policies to ensure referrals of allegations for investigations	
	If a separate entity is responsible for conducting criminal investigations, does the policy describe the responsibilities of both the agency and the investigating entity? (N/A if the agency/facility is responsible for criminal investigations. See 115.21(a).)	yes
115.31 (a)	Employee training	
	Does the agency train all employees who may have contact with inmates on its zero-tolerance policy for sexual abuse and sexual harassment?	yes
	Does the agency train all employees who may have contact with inmates on how to fulfill their responsibilities under agency sexual abuse and sexual harassment prevention, detection, reporting, and response policies and procedures?	yes
	Does the agency train all employees who may have contact with inmates on inmates' right to be free from sexual abuse and sexual harassment?	yes
	Does the agency train all employees who may have contact with inmates on the right of inmates and employees to be free from retaliation for reporting sexual abuse and sexual harassment?	yes
	Does the agency train all employees who may have contact with inmates on the dynamics of sexual abuse and sexual harassment in confinement?	yes

	Does the agency train all employees who may have contact with inmates on the common reactions of sexual abuse and sexual harassment victims?	yes
	Does the agency train all employees who may have contact with inmates on how to detect and respond to signs of threatened and actual sexual abuse?	yes
	Does the agency train all employees who may have contact with inmates on how to avoid inappropriate relationships with inmates?	yes
	Does the agency train all employees who may have contact with inmates on how to communicate effectively and professionally with inmates, including lesbian, gay, bisexual, transgender, intersex, or gender nonconforming inmates?	yes
	Does the agency train all employees who may have contact with inmates on how to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities?	yes
115.31 (b)	Employee training	
	Is such training tailored to the gender of the inmates at the employee's facility?	yes
	Have employees received additional training if reassigned from a facility that houses only male inmates to a facility that houses only female inmates, or vice versa?	yes
115.31 (c)	Employee training	
	Have all current employees who may have contact with inmates received such training?	yes
	Does the agency provide each employee with refresher training every two years to ensure that all employees know the agency's current sexual abuse and sexual harassment policies and procedures?	yes
	In years in which an employee does not receive refresher training, does the agency provide refresher information on current sexual abuse and sexual harassment policies?	yes
115.31 (d)	Employee training	
	Does the agency document, through employee signature or electronic verification, that employees understand the training they have received?	yes
115.32 (a)	Volunteer and contractor training	

	Has the agency ensured that all volunteers and contractors who have contact with inmates have been trained on their responsibilities under the agency's sexual abuse and sexual harassment prevention, detection, and response policies and procedures?	yes
115.32 (b)	Volunteer and contractor training	
	Have all volunteers and contractors who have contact with inmates been notified of the agency's zero-tolerance policy regarding sexual abuse and sexual harassment and informed how to report such incidents (the level and type of training provided to volunteers and contractors shall be based on the services they provide and level of contact they have with inmates)?	yes
115.32 (c)	Volunteer and contractor training	
	Does the agency maintain documentation confirming that volunteers and contractors understand the training they have received?	yes
115.33 (a)	Inmate education	
	During intake, do inmates receive information explaining the agency's zero-tolerance policy regarding sexual abuse and sexual harassment?	yes
	During intake, do inmates receive information explaining how to report incidents or suspicions of sexual abuse or sexual harassment?	yes
115.33 (b)	Inmate education	
	Within 30 days of intake, does the agency provide comprehensive education to inmates either in person or through video regarding: Their rights to be free from sexual abuse and sexual harassment?	yes
	Within 30 days of intake, does the agency provide comprehensive education to inmates either in person or through video regarding: Their rights to be free from retaliation for reporting such incidents?	yes
	Within 30 days of intake, does the agency provide comprehensive education to inmates either in person or through video regarding: Agency policies and procedures for responding to such incidents?	yes
115.33 (c)	Inmate education	
	Have all inmates received the comprehensive education referenced in 115.33(b)?	yes

	Do inmates receive education upon transfer to a different facility to the extent that the policies and procedures of the inmate's new facility differ from those of the previous facility?	yes
115.33 (d)	Inmate education	
	Does the agency provide inmate education in formats accessible to all inmates including those who are limited English proficient?	yes
	Does the agency provide inmate education in formats accessible to all inmates including those who are deaf?	yes
	Does the agency provide inmate education in formats accessible to all inmates including those who are visually impaired?	yes
	Does the agency provide inmate education in formats accessible to all inmates including those who are otherwise disabled?	yes
	Does the agency provide inmate education in formats accessible to all inmates including those who have limited reading skills?	yes
115.33 (e)	Inmate education	
	Does the agency maintain documentation of inmate participation in these education sessions?	yes
115.33 (f)	Inmate education	
	In addition to providing such education, does the agency ensure that key information is continuously and readily available or visible to inmates through posters, inmate handbooks, or other written formats?	yes
115.34 (a)	Specialized training: Investigations	
	In addition to the general training provided to all employees pursuant to §115.31, does the agency ensure that, to the extent the agency itself conducts sexual abuse investigations, its investigators receive training in conducting such investigations in confinement settings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)	yes
115.34 (b)	Specialized training: Investigations	
	Does this specialized training include techniques for interviewing sexual abuse victims? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)	yes
	Does this specialized training include proper use of Miranda and	yes

	Garrrity warnings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)	
	Does this specialized training include sexual abuse evidence collection in confinement settings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)	yes
	Does this specialized training include the criteria and evidence required to substantiate a case for administrative action or prosecution referral? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)	yes
115.34 (c)	Specialized training: Investigations	
	Does the agency maintain documentation that agency investigators have completed the required specialized training in conducting sexual abuse investigations? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)	yes
115.35 (a)	Specialized training: Medical and mental health care	
	Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in how to detect and assess signs of sexual abuse and sexual harassment? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	yes
	Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in how to preserve physical evidence of sexual abuse? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	yes
	Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in how to respond effectively and professionally to victims of sexual abuse and sexual harassment? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	yes
	Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in how and to whom to report allegations or	yes

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

	screening instrument?	
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)	yes

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

	information is not exploited to the inmate's detriment by staff or other inmates?	
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	yes

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

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

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

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

	this standard.)	
	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,	yes

	including toll-free hotline numbers where available of local, State, or national immigrant services agencies? (N/A if the facility never has persons detained solely for civil immigration purposes.)	
	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	yes

	abuse or sexual harassment or retaliation?	
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	yes

	response to an incident of sexual abuse?	
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	yes

	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?	
	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	yes

	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).)	
	Does the agency conduct such investigations for all allegations, including third party and anonymous reports? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations. See 115.21(a).)	yes
115.71 (b)	Criminal and administrative agency investigations	
	Where sexual abuse is alleged, does the agency use investigators who have received specialized training in sexual abuse investigations as required by 115.34?	yes
115.71 (c)	Criminal and administrative agency investigations	
	Do investigators gather and preserve direct and circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data?	yes
	Do investigators interview alleged victims, suspected perpetrators, and witnesses?	yes
	Do investigators review prior reports and complaints of sexual abuse involving the suspected perpetrator?	yes
115.71 (d)	Criminal and administrative agency investigations	
	When the quality of evidence appears to support criminal prosecution, does the agency conduct compelled interviews only after consulting with prosecutors as to whether compelled interviews may be an obstacle for subsequent criminal prosecution?	yes
115.71 (e)	Criminal and administrative agency investigations	
	Do agency investigators assess the credibility of an alleged victim, suspect, or witness on an individual basis and not on the basis of that individual's status as inmate or staff?	yes
	Does the agency investigate allegations of sexual abuse without requiring an inmate who alleges sexual abuse to submit to a polygraph examination or other truth-telling device as a condition for proceeding?	yes
115.71 (f)	Criminal and administrative agency investigations	
	Do administrative investigations include an effort to determine whether staff actions or failures to act contributed to the abuse?	yes

	Are administrative investigations documented in written reports that include a description of the physical evidence and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings?	yes
115.71 (g)	Criminal and administrative agency investigations	
	Are criminal investigations documented in a written report that contains a thorough description of the physical, testimonial, and documentary evidence and attaches copies of all documentary evidence where feasible?	yes
115.71 (h)	Criminal and administrative agency investigations	
	Are all substantiated allegations of conduct that appears to be criminal referred for prosecution?	yes
115.71 (i)	Criminal and administrative agency investigations	
	Does the agency retain all written reports referenced in 115.71(f) and (g) for as long as the alleged abuser is incarcerated or employed by the agency, plus five years?	yes
115.71 (j)	Criminal and administrative agency investigations	
	Does the agency ensure that the departure of an alleged abuser or victim from the employment or control of the agency does not provide a basis for terminating an investigation?	yes
115.71 (l)	Criminal and administrative agency investigations	
	When an outside entity investigates sexual abuse, does the facility cooperate with outside investigators and endeavor to remain informed about the progress of the investigation? (N/A if an outside agency does not conduct administrative or criminal sexual abuse investigations. See 115.21(a).)	yes
115.72 (a)	Evidentiary standard for administrative investigations	
	Is it true that the agency does not impose a standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated?	yes
115.73 (a)	Reporting to inmates	
	Following an investigation into an inmate's allegation that he or she suffered sexual abuse in an agency facility, does the agency inform the inmate as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded?	yes

115.73 (b)	Reporting to inmates	
	If the agency did not conduct the investigation into an inmate's allegation of sexual abuse in an agency facility, does the agency request the relevant information from the investigative agency in order to inform the inmate? (N/A if the agency/facility is responsible for conducting administrative and criminal investigations.)	yes
115.73 (c)	Reporting to inmates	
	Following an inmate's allegation that a staff member has committed sexual abuse against the resident, unless the agency has determined that the allegation is unfounded, or unless the inmate has been released from custody, does the agency subsequently inform the resident whenever: The staff member is no longer posted within the inmate's unit?	yes
	Following an inmate's allegation that a staff member has committed sexual abuse against the resident, unless the agency has determined that the allegation is unfounded, or unless the resident has been released from custody, does the agency subsequently inform the resident whenever: The staff member is no longer employed at the facility?	yes
	Following an inmate's allegation that a staff member has committed sexual abuse against the resident, unless the agency has determined that the allegation is unfounded, or unless the resident has been released from custody, does the agency subsequently inform the resident whenever: The agency learns that the staff member has been indicted on a charge related to sexual abuse in the facility?	yes
	Following an inmate's allegation that a staff member has committed sexual abuse against the resident, unless the agency has determined that the allegation is unfounded, or unless the resident has been released from custody, does the agency subsequently inform the resident whenever: The agency learns that the staff member has been convicted on a charge related to sexual abuse within the facility?	yes
115.73 (d)	Reporting to inmates	
	Following an inmate's allegation that he or she has been sexually abused by another inmate, does the agency subsequently inform the alleged victim whenever: The agency learns that the alleged abuser has been indicted on a charge related to sexual abuse within the facility?	yes
	Following an inmate's allegation that he or she has been sexually	yes

	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?	
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	yes

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

	sexual victimization that did not occur in an institutional setting, unless the inmate is under the age of 18?	
115.82 (a)	Access to emergency medical and mental health services	
	Do inmate victims of sexual abuse receive timely, unimpeded access to emergency medical treatment and crisis intervention services, the nature and scope of which are determined by medical and mental health practitioners according to their professional judgment?	yes
115.82 (b)	Access to emergency medical and mental health services	
	If no qualified medical or mental health practitioners are on duty at the time a report of recent sexual abuse is made, do security staff first responders take preliminary steps to protect the victim pursuant to § 115.62?	yes
	Do security staff first responders immediately notify the appropriate medical and mental health practitioners?	yes
115.82 (c)	Access to emergency medical and mental health services	
	Are inmate victims of sexual abuse offered timely information about and timely access to emergency contraception and sexually transmitted infections prophylaxis, in accordance with professionally accepted standards of care, where medically appropriate?	yes
115.82 (d)	Access to emergency medical and mental health services	
	Are treatment services provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident?	yes
115.83 (a)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Does the facility offer medical and mental health evaluation and, as appropriate, treatment to all inmates who have been victimized by sexual abuse in any prison, jail, lockup, or juvenile facility?	yes
115.83 (b)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Does the evaluation and treatment of such victims include, as appropriate, follow-up services, treatment plans, and, when necessary, referrals for continued care following their transfer to, or placement in, other facilities, or their release from custody?	yes
115.83 (c)	Ongoing medical and mental health care for sexual abuse	

	victims and abusers	
	Does the facility provide such victims with medical and mental health services consistent with the community level of care?	yes
115.83 (d)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Are inmate victims of sexually abusive vaginal penetration while incarcerated offered pregnancy tests? (N/A if "all male" facility. Note: in "all male" facilities there may be inmates who identify as transgender men who may have female genitalia. Auditors should be sure to know whether such individuals may be in the population and whether this provision may apply in specific circumstances.)	yes
115.83 (e)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	If pregnancy results from the conduct described in paragraph § 115.83(d), do such victims receive timely and comprehensive information about and timely access to all lawful pregnancy-related medical services? (N/A if "all male" facility. Note: in "all male" facilities there may be inmates who identify as transgender men who may have female genitalia. Auditors should be sure to know whether such individuals may be in the population and whether this provision may apply in specific circumstances.)	yes
115.83 (f)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Are inmate victims of sexual abuse while incarcerated offered tests for sexually transmitted infections as medically appropriate?	yes
115.83 (g)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Are treatment services provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident?	yes
115.83 (h)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	If the facility is a prison, does it attempt to conduct a mental health evaluation of all known inmate-on-inmate abusers within 60 days of learning of such abuse history and offer treatment when deemed appropriate by mental health practitioners? (NA if the facility is a jail.)	na

115.86 (a)	Sexual abuse incident reviews	
	Does the facility conduct a sexual abuse incident review at the conclusion of every sexual abuse investigation, including where the allegation has not been substantiated, unless the allegation has been determined to be unfounded?	yes
115.86 (b)	Sexual abuse incident reviews	
	Does such review ordinarily occur within 30 days of the conclusion of the investigation?	yes
115.86 (c)	Sexual abuse incident reviews	
	Does the review team include upper-level management officials, with input from line supervisors, investigators, and medical or mental health practitioners?	yes
115.86 (d)	Sexual abuse incident reviews	
	Does the review team: Consider whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse?	yes
	Does the review team: Consider whether the incident or allegation was motivated by race; ethnicity; gender identity; lesbian, gay, bisexual, transgender, or intersex identification, status, or perceived status; gang affiliation; or other group dynamics at the facility?	yes
	Does the review team: Examine the area in the facility where the incident allegedly occurred to assess whether physical barriers in the area may enable abuse?	yes
	Does the review team: Assess the adequacy of staffing levels in that area during different shifts?	yes
	Does the review team: Assess whether monitoring technology should be deployed or augmented to supplement supervision by staff?	yes
	Does the review team: Prepare a report of its findings, including but not necessarily limited to determinations made pursuant to §§ 115.86(d)(1)-(d)(5), and any recommendations for improvement and submit such report to the facility head and PREA compliance manager?	yes
115.86 (e)	Sexual abuse incident reviews	
	Does the facility implement the recommendations for improvement, or document its reasons for not doing so?	yes

115.87 (a)	Data collection	
	Does the agency collect accurate, uniform data for every allegation of sexual abuse at facilities under its direct control using a standardized instrument and set of definitions?	yes
115.87 (b)	Data collection	
	Does the agency aggregate the incident-based sexual abuse data at least annually?	yes
115.87 (c)	Data collection	
	Does the incident-based data include, at a minimum, the data necessary to answer all questions from the most recent version of the Survey of Sexual Violence conducted by the Department of Justice?	yes
115.87 (d)	Data collection	
	Does the agency maintain, review, and collect data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews?	yes
115.87 (e)	Data collection	
	Does the agency also obtain incident-based and aggregated data from every private facility with which it contracts for the confinement of its inmates? (N/A if agency does not contract for the confinement of its inmates.)	na
115.87 (f)	Data collection	
	Does the agency, upon request, provide all such data from the previous calendar year to the Department of Justice no later than June 30? (N/A if DOJ has not requested agency data.)	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	yes

	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?	
115.88 (b)	Data review for corrective action	
	Does the agency's annual report include a comparison of the current year's data and corrective actions with those from prior years and provide an assessment of the agency's progress in addressing sexual abuse?	yes
115.88 (c)	Data review for corrective action	
	Is the agency's annual report approved by the agency head and made readily available to the public through its website or, if it does not have one, through other means?	yes
115.88 (d)	Data review for corrective action	
	Does the agency indicate the nature of the material redacted where it redacts specific material from the reports when publication would present a clear and specific threat to the safety and security of a facility?	yes
115.89 (a)	Data storage, publication, and destruction	
	Does the agency ensure that data collected pursuant to § 115.87 are securely retained?	yes
115.89 (b)	Data storage, publication, and destruction	
	Does the agency make all aggregated sexual abuse data, from facilities under its direct control and private facilities with which it contracts, readily available to the public at least annually through its website or, if it does not have one, through other means?	yes
115.89 (c)	Data storage, publication, and destruction	
	Does the agency remove all personal identifiers before making aggregated sexual abuse data publicly available?	yes
115.89 (d)	Data storage, publication, and destruction	
	Does the agency maintain sexual abuse data collected pursuant to § 115.87 for at least 10 years after the date of the initial collection, unless Federal, State, or local law requires otherwise?	yes
115.401 (a)	Frequency and scope of audits	

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

(f)	
	<div data-bbox="322 185 1273 555"> <p>The agency has published on its agency website, if it has one, or has otherwise made publicly available, all Final Audit Reports. The review period is for prior audits completed during the past three years PRECEDING THIS AUDIT. The pendency of any agency appeal pursuant to 28 C.F.R. § 115.405 does not excuse noncompliance with this provision. (N/A if there have been no Final Audit Reports issued in the past three years, or, in the case of single facility agencies, there has never been a Final Audit Report issued.)</p> </div> <div data-bbox="1302 185 1353 219">yes</div>