

PREA Facility Audit Report: Final

Name of Facility: Metro West Detention Center

Facility Type: Prison / Jail

Date Interim Report Submitted: 09/20/2023

Date Final Report Submitted: 10/21/2023

Auditor Certification	
The contents of this report are accurate to the best of my knowledge.	<input type="checkbox"/>
No conflict of interest exists with respect to my ability to conduct an audit of the agency under review.	<input type="checkbox"/>
I have not included in the final report any personally identifiable information (PII) about any inmate/resident/detainee or staff member, except where the names of administrative personnel are specifically requested in the report template.	<input type="checkbox"/>
Auditor Full Name as Signed: Karen d. Murray	Date of Signature: 10/21/ 2023

AUDITOR INFORMATION	
Auditor name:	Murray, Karen
Email:	kdmconsults1@gmail.com
Start Date of On-Site Audit:	08/15/2023
End Date of On-Site Audit:	08/17/2023

FACILITY INFORMATION	
Facility name:	Metro West Detention Center
Facility physical address:	13850 Northwest 41st Street , Miami , Florida - 33178
Facility mailing address:	

Primary Contact	
Name:	Desi Daniels
Email Address:	Desi.Daniels@miamidade.gov
Telephone Number:	7862635009

Warden/Jail Administrator/Sheriff/Director	
Name:	James Reyes
Email Address:	James.Reyes@miamidade.gov
Telephone Number:	7862636019

Facility PREA Compliance Manager

Facility Health Service Administrator On-site	
Name:	Jorge Sousa
Email Address:	Jorge.sousa@miamidade.gov
Telephone Number:	786-263-5495

Facility Characteristics	
Designed facility capacity:	2984
Current population of facility:	2290
Average daily population for the past 12 months:	2354
Has the facility been over capacity at any point in the past 12 months?	No
Which population(s) does the facility hold?	Males
Age range of population:	18-55+
Facility security levels/inmate custody levels:	Minimum, Medium, Maximum

Does the facility hold youthful inmates?	No
Number of staff currently employed at the facility who may have contact with inmates:	532
Number of individual contractors who have contact with inmates, currently authorized to enter the facility:	20
Number of volunteers who have contact with inmates, currently authorized to enter the facility:	60

AGENCY INFORMATION

Name of agency:	Miami-Dade County Corrections and Rehabilitation Department
Governing authority or parent agency (if applicable):	
Physical Address:	2525 NW 62nd Street, Miami, Florida - 33147
Mailing Address:	
Telephone number:	

Agency Chief Executive Officer Information:

Name:	James Reyes
Email Address:	james.reyes@miamidade.gov
Telephone Number:	7862636019

Agency-Wide PREA Coordinator Information

Name:	Alicia Morris	Email Address:	alicia.morris@miamidade.gov
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Facility AUDIT FINDINGS

Summary of Audit Findings

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

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

Number of standards exceeded:

2

- 115.13 - Supervision and monitoring
- 115.15 - Limits to cross-gender viewing and searches

Number of standards met:

43

Number of standards not met:

0

POST-AUDIT REPORTING INFORMATION

GENERAL AUDIT INFORMATION

On-site Audit Dates

1. Start date of the onsite portion of the audit:	2023-08-15
2. End date of the onsite portion of the audit:	2023-08-17

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:	Roxcy Bolton Rape Treatment Center - Rape Crisis Center Security and Internal Affairs Bureau - Third Party Reporting See Something Say Something Reporting Service - Hotline Miami-Dade Police Department - Hotline

AUDITED FACILITY INFORMATION

14. Designated facility capacity:	2670
15. Average daily population for the past 12 months:	2317
16. Number of inmate/resident/detainee housing units:	36
17. Does the facility ever hold youthful inmates or youthful/juvenile detainees?	<input type="radio"/> Yes <input checked="" type="radio"/> No <input type="radio"/> Not Applicable for the facility type audited (i.e., Community Confinement Facility or Juvenile Facility)

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

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

36. Enter the total number of inmates/residents/detainees in the facility as of the first day of onsite portion of the audit:	2398
38. Enter the total number of inmates/residents/detainees with a physical disability in the facility as of the first day of the onsite portion of the audit:	26
39. Enter the total number of inmates/residents/detainees with a cognitive or functional disability (including intellectual disability, psychiatric disability, or speech disability) in the facility as of the first day of the onsite portion of the audit:	2
40. Enter the total number of inmates/residents/detainees who are Blind or have low vision (visually impaired) in the facility as of the first day of the onsite portion of the audit:	8
41. Enter the total number of inmates/residents/detainees who are Deaf or hard-of-hearing in the facility as of the first day of the onsite portion of the audit:	8
42. Enter the total number of inmates/residents/detainees who are Limited English Proficient (LEP) in the facility as of the first day of the onsite portion of the audit:	13
43. Enter the total number of inmates/residents/detainees who identify as lesbian, gay, or bisexual in the facility as of the first day of the onsite portion of the audit:	42

<p>44. Enter the total number of inmates/residents/detainees who identify as transgender or intersex in the facility as of the first day of the onsite portion of the audit:</p>	<p>10</p>
<p>45. Enter the total number of inmates/residents/detainees who reported sexual abuse in the facility as of the first day of the onsite portion of the audit:</p>	<p>9</p>
<p>46. Enter the total number of inmates/residents/detainees who disclosed prior sexual victimization during risk screening in the facility as of the first day of the onsite portion of the audit:</p>	<p>4</p>
<p>47. Enter the total number of inmates/residents/detainees who were ever placed in segregated housing/isolation for risk of sexual victimization in the facility as of the first day of the onsite portion of the audit:</p>	<p>0</p>
<p>48. Provide any additional comments regarding the population characteristics of inmates/residents/detainees in the facility as of the first day of the onsite portion of the audit (e.g., groups not tracked, issues with identifying certain populations):</p>	<p>No text provided.</p>
<p>Staff, Volunteers, and Contractors Population Characteristics on Day One of the Onsite Portion of the Audit</p>	
<p>49. Enter the total number of STAFF, including both full- and part-time staff, employed by the facility as of the first day of the onsite portion of the audit:</p>	<p>535</p>
<p>50. Enter the total number of VOLUNTEERS assigned to the facility as of the first day of the onsite portion of the audit who have contact with inmates/residents/detainees:</p>	<p>107</p>

51. Enter the total number of CONTRACTORS assigned to the facility as of the first day of the onsite portion of the audit who have contact with inmates/residents/detainees:	196
52. Provide any additional comments regarding the population characteristics of staff, volunteers, and contractors who were in the facility as of the first day of the onsite portion of the audit:	No text provided.
INTERVIEWS	
Inmate/Resident/Detainee Interviews	
Random Inmate/Resident/Detainee Interviews	
53. Enter the total number of RANDOM INMATES/RESIDENTS/DETAINEES who were interviewed:	21
54. Select which characteristics you considered when you selected RANDOM INMATE/RESIDENT/DETAINEE interviewees: (select all that apply)	<input type="checkbox"/> Age <input checked="" type="checkbox"/> Race <input type="checkbox"/> Ethnicity (e.g., Hispanic, Non-Hispanic) <input checked="" type="checkbox"/> Length of time in the facility <input checked="" type="checkbox"/> Housing assignment <input type="checkbox"/> Gender <input type="checkbox"/> Other <input type="checkbox"/> None

<p>55. How did you ensure your sample of RANDOM INMATE/RESIDENT/DETAINEE interviewees was geographically diverse?</p>	<p>The facility provided targeted rosters for blind, deaf, hard of hearing, cognitive disability, debilitating medical conditions, inmates who reported abuse, LEP, Physical disability, sexual orientation, transgender, those who had reported sexual abuse and by living unit. Once targeted inmates were randomly chosen by the auditor, random inmates were randomly chosen by the auditor to ensure inmates from 26 of the 36 living units.</p>
<p>56. Were you able to conduct the minimum number of random inmate/resident/detainee interviews?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
<p>57. Provide any additional comments regarding selecting or interviewing random inmates/residents/detainees (e.g., any populations you oversampled, barriers to completing interviews, barriers to ensuring representation):</p>	<p>No text provided.</p>
<p>Targeted Inmate/Resident/Detainee Interviews</p>	
<p>58. Enter the total number of TARGETED INMATES/RESIDENTS/DETAINEES who were interviewed:</p>	<p>20</p>
<p>As stated in the PREA Auditor Handbook, the breakdown of targeted interviews is intended to guide auditors in interviewing the appropriate cross-section of inmates/residents/detainees who are the most vulnerable to sexual abuse and sexual harassment. When completing questions regarding targeted inmate/resident/detainee interviews below, remember that an interview with one inmate/resident/detainee may satisfy multiple targeted interview requirements. These questions are asking about the number of interviews conducted using the targeted inmate/resident/detainee protocols. For example, if an auditor interviews an inmate who has a physical disability, is being held in segregated housing due to risk of sexual victimization, and disclosed prior sexual victimization, that interview would be included in the totals for each of those questions. Therefore, in most cases, the sum of all the following responses to the targeted inmate/resident/detainee interview categories will exceed the total number of targeted inmates/residents/detainees who were interviewed. If a particular targeted population is not applicable in the audited facility, enter "0".</p>	

<p>60. Enter the total number of interviews conducted with inmates/residents/detainees with a physical disability using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>1</p>
<p>61. Enter the total number of interviews conducted with inmates/residents/detainees with a cognitive or functional disability (including intellectual disability, psychiatric disability, or speech disability) using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>2</p>
<p>62. Enter the total number of interviews conducted with inmates/residents/detainees who are Blind or have low vision (i.e., visually impaired) using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>0</p>
<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>Although the facility provided rosters with inmates who had low vision, this targeted category was not chosen as physically disabled and hard of hearing inmates were chosen by the Auditor for this category of inmates.</p>
<p>63. Enter the total number of interviews conducted with inmates/residents/detainees who are Deaf or hard-of-hearing using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>1</p>

64. Enter the total number of interviews conducted with inmates/residents/detainees who are Limited English Proficient (LEP) using the "Disabled and Limited English Proficient Inmates" protocol:	2
65. Enter the total number of interviews conducted with inmates/residents/detainees who identify as lesbian, gay, or bisexual using the "Transgender and Intersex Inmates; Gay, Lesbian, and Bisexual Inmates" protocol:	3
66. Enter the total number of interviews conducted with inmates/residents/detainees who identify as transgender or intersex using the "Transgender and Intersex Inmates; Gay, Lesbian, and Bisexual Inmates" protocol:	5
67. Enter the total number of interviews conducted with inmates/residents/detainees who reported sexual abuse in this facility using the "Inmates who Reported a Sexual Abuse" protocol:	3
68. Enter the total number of interviews conducted with inmates/residents/detainees who disclosed prior sexual victimization during risk screening using the "Inmates who Disclosed Sexual Victimization during Risk Screening" protocol:	3
69. Enter the total number of interviews conducted with inmates/residents/detainees who are or were ever placed in segregated housing/isolation for risk of sexual victimization using the "Inmates Placed in Segregated Housing (for Risk of Sexual Victimization/Who Allege to have Suffered Sexual Abuse)" protocol:	0

<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>The facility does not utilize segregated housing for victims of sexual harassment or sexual abuse.</p>
<p>70. Provide any additional comments regarding selecting or interviewing targeted inmates/residents/detainees (e.g., any populations you oversampled, barriers to completing interviews):</p>	<p>No text provided.</p>
<p>Staff, Volunteer, and Contractor Interviews</p>	
<p>Random Staff Interviews</p>	
<p>71. Enter the total number of RANDOM STAFF who were interviewed:</p>	<p>12</p>
<p>72. Select which characteristics you considered when you selected RANDOM STAFF interviewees: (select all that apply)</p>	<p><input checked="" type="checkbox"/> Length of tenure in the facility</p> <p><input checked="" type="checkbox"/> Shift assignment</p> <p><input checked="" type="checkbox"/> Work assignment</p> <p><input type="checkbox"/> Rank (or equivalent)</p> <p><input type="checkbox"/> Other (e.g., gender, race, ethnicity, languages spoken)</p> <p><input type="checkbox"/> None</p>
<p>73. Were you able to conduct the minimum number of RANDOM STAFF interviews?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>

<p>74. Provide any additional comments regarding selecting or interviewing random staff (e.g., any populations you oversampled, barriers to completing interviews, barriers to ensuring representation):</p>	<p>Security personnel were randomly chosen by the Auditor to include staff from each of the three shifts.</p>
<p>Specialized Staff, Volunteers, and Contractor Interviews</p>	
<p>Staff in some facilities may be responsible for more than one of the specialized staff duties. Therefore, more than one interview protocol may apply to an interview with a single staff member and that information would satisfy multiple specialized staff interview requirements.</p>	
<p>75. Enter the total number of staff in a SPECIALIZED STAFF role who were interviewed (excluding volunteers and contractors):</p>	<p>13</p>
<p>76. Were you able to interview the Agency Head?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
<p>77. Were you able to interview the Warden/Facility Director/Superintendent or their designee?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
<p>78. Were you able to interview the PREA Coordinator?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
<p>79. Were you able to interview the PREA Compliance Manager?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><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)</p>

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

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

	<input type="checkbox"/> Other
81. Did you interview VOLUNTEERS who may have contact with inmates/residents/detainees in this facility?	<input checked="" type="radio"/> Yes <input type="radio"/> No
a. Enter the total number of VOLUNTEERS who were interviewed:	1
b. Select which specialized VOLUNTEER role(s) were interviewed as part of this audit from the list below: (select all that apply)	<input type="checkbox"/> Education/programming <input type="checkbox"/> Medical/dental <input type="checkbox"/> Mental health/counseling <input checked="" type="checkbox"/> Religious <input type="checkbox"/> Other
82. Did you interview CONTRACTORS who may have contact with inmates/residents/detainees in this facility?	<input checked="" type="radio"/> Yes <input type="radio"/> No
a. Enter the total number of CONTRACTORS who were interviewed:	1
b. Select which specialized CONTRACTOR role(s) were interviewed as part of this audit from the list below: (select all that apply)	<input type="checkbox"/> Security/detention <input type="checkbox"/> Education/programming <input checked="" type="checkbox"/> Medical/dental <input type="checkbox"/> Food service <input type="checkbox"/> Maintenance/construction <input type="checkbox"/> Other
83. Provide any additional comments regarding selecting or interviewing specialized staff.	No text provided.

SITE REVIEW AND DOCUMENTATION SAMPLING

Site Review

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

84. Did you have access to all areas of the facility?

Yes

No

Was the site review an active, inquiring process that included the following:

85. Observations of all facility practices in accordance with the site review component of the audit instrument (e.g., signage, supervision practices, cross-gender viewing and searches)?

Yes

No

86. Tests of all critical functions in the facility in accordance with the site review component of the audit instrument (e.g., risk screening process, access to outside emotional support services, interpretation services)?

Yes

No

87. Informal conversations with inmates/residents/detainees during the site review (encouraged, not required)?

Yes

No

88. Informal conversations with staff during the site review (encouraged, not required)?

Yes

No

<p>89. Provide any additional comments regarding the site review (e.g., access to areas in the facility, observations, tests of critical functions, or informal conversations).</p>	<p>Multiple informal interviews were conducted with staff and inmates in 80% of living units, kitchen, maintenance and medical areas.</p>
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Documentation Sampling

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

<p>90. In addition to the proof documentation selected by the agency or facility and provided to you, did you also conduct an auditor-selected sampling of documentation?</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>
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<p>91. Provide any additional comments regarding selecting additional documentation (e.g., any documentation you oversampled, barriers to selecting additional documentation, etc.).</p>	<p>Please see narrative provided in individual standards within this report.</p>
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SEXUAL ABUSE AND SEXUAL HARASSMENT ALLEGATIONS AND INVESTIGATIONS IN THIS FACILITY

Sexual Abuse and Sexual Harassment Allegations and Investigations Overview

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

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

	# of sexual abuse allegations	# of criminal investigations	# of administrative investigations	# of allegations that had both criminal and administrative investigations
Inmate-on-inmate sexual abuse	8	8	6	6
Staff-on-inmate sexual abuse	8	8	7	7
Total	16	16	13	13

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

	# of sexual harassment allegations	# of criminal investigations	# of administrative investigations	# of allegations that had both criminal and administrative investigations
Inmate-on-inmate sexual harassment	13	13	10	10
Staff-on-inmate sexual harassment	2	2	1	1
Total	15	15	11	11

Sexual Abuse and Sexual Harassment Investigation Outcomes

Sexual Abuse Investigation Outcomes

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

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

	Ongoing	Referred for Prosecution	Indicted/ Court Case Filed	Convicted/ Adjudicated	Acquitted
Inmate-on-inmate sexual abuse	5	0	0	0	0
Staff-on-inmate sexual abuse	2	0	0	0	0
Total	7	0	0	0	0

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

	Ongoing	Unfounded	Unsubstantiated	Substantiated
Inmate-on-inmate sexual abuse	5	1	5	0
Staff-on-inmate sexual abuse	8	3	4	0
Total	13	4	9	0

Sexual Harassment Investigation Outcomes

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

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

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

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

	Ongoing	Unfounded	Unsubstantiated	Substantiated
Inmate-on-inmate sexual harassment	5	1	9	0
Staff-on-inmate sexual harassment	2	0	1	0
Total	7	1	10	0

Sexual Abuse and Sexual Harassment Investigation Files Selected for Review

Sexual Abuse Investigation Files Selected for Review

98. Enter the total number of SEXUAL ABUSE investigation files reviewed/ sampled:	6
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<p>99. Did your selection of SEXUAL ABUSE investigation files include a cross-section of criminal and/or administrative investigations by findings/outcomes?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any sexual abuse investigation files)</p>
<p>Inmate-on-inmate sexual abuse investigation files</p>	
<p>100. Enter the total number of INMATE-ON-INMATE SEXUAL ABUSE investigation files reviewed/sampled:</p>	<p>3</p>
<p>101. Did your sample of INMATE-ON-INMATE SEXUAL ABUSE investigation files include criminal investigations?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual abuse investigation files)</p>
<p>102. Did your sample of INMATE-ON-INMATE SEXUAL ABUSE investigation files include administrative investigations?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual abuse investigation files)</p>
<p>Staff-on-inmate sexual abuse investigation files</p>	
<p>103. Enter the total number of STAFF-ON-INMATE SEXUAL ABUSE investigation files reviewed/sampled:</p>	<p>3</p>
<p>104. Did your sample of STAFF-ON-INMATE SEXUAL ABUSE investigation files include criminal investigations?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual abuse investigation files)</p>

<p>105. Did your sample of STAFF-ON-INMATE SEXUAL ABUSE investigation files include administrative investigations?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual abuse investigation files)</p>
<p>Sexual Harassment Investigation Files Selected for Review</p>	
<p>106. Enter the total number of SEXUAL HARASSMENT investigation files reviewed/sampled:</p>	<p>2</p>
<p>107. Did your selection of SEXUAL HARASSMENT investigation files include a cross-section of criminal and/or administrative investigations by findings/outcomes?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any sexual harassment investigation files)</p>
<p>Inmate-on-inmate sexual harassment investigation files</p>	
<p>108. Enter the total number of INMATE-ON-INMATE SEXUAL HARASSMENT investigation files reviewed/sampled:</p>	<p>1</p>
<p>109. Did your sample of INMATE-ON-INMATE SEXUAL HARASSMENT files include criminal investigations?</p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual harassment investigation files)</p>
<p>110. Did your sample of INMATE-ON-INMATE SEXUAL HARASSMENT investigation files include administrative investigations?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual harassment investigation files)</p>

Staff-on-inmate sexual harassment investigation files	
111. Enter the total number of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files reviewed/sampled:	1
112. 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)
113. 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)
114. 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	
115. Did you receive assistance from any DOJ-CERTIFIED PREA AUDITORS at any point during this audit? REMEMBER: the audit includes all activities from the pre-onsite through the post-onsite phases to the submission of the final report. Make sure you respond accordingly.	<input type="radio"/> Yes <input checked="" type="radio"/> No

Non-certified Support Staff

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

Yes

No

AUDITING ARRANGEMENTS AND COMPENSATION

121. Who paid you to conduct this audit?

The audited facility or its parent agency

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

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

Other

Standards	
Auditor Overall Determination Definitions	
<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>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. Miami-Dade Corrections and Rehabilitation Department (MDCR) and Corrections Health Services (CHS) Policy IP-001, dated 2023 3. Miami-Dade Corrections and Rehabilitation Department Organization Chart, not dated 4. Metro West Detention Center Table of Organization, not dated <p>Interviews:</p> <ol style="list-style-type: none"> 1. Random Inmates

2. Targeted Inmates
3. Correctional Officers
4. PREA Sergeant
5. Executive Officer / PREA Coordinator
6. Captain
7. Agency Director

Through interviews with inmates and staff and review of inmate and personnel files, it is evident that this facility interweaves PREA in their daily protocols. Both inmates and staff could speak to facility PREA practices and protocols being used as is described in the agency's Inter agency policy with Corrections Health Services. Inmates also offered unsolicited comments regarding the facility and facility staff, stating the following.

- I've been here for 27 months and haven't had any issues with PREA this entire time.
- Every day I've been here they show the video. (1 month)
- CO's are very professional here.
- Staff is fantastic here.
- Unit has good officers.
- Transgender stated they check with me and honor who I am.
- LEP stated he was moved after a sexual harassment report. He didn't like the move at first, but no one messes with him anymore and he has actually made friends.
- Transgender stated I am safe here and like where I am housed.
- 37 of 38 inmates interviewed stated they felt safe in the facility. Of the one inmate who stated she did not feel safe also stated staff respect her and provide ensure her privacy while dressing. Her complaint regarding feeling unsafe was researched and found to be a grievance that was unrelated to sexual safety.

Site Review Observation:

During the tour of the facility to include highly trafficked areas by staff and inmates and the 37 housing units, the Auditor witnessed green Audit Notices and standardized postings with information on dialing instructions to the PREA hotline which rings directly into the Sex Crimes Unit at the Miami-Dade Police Department. These same postings can be found in the front lobby of the building where video visitation cubicles

are located. Advocate postings were observed to be located throughout hallways of the facility.

The facility has 36 with staff direct supervision dorms, each with bathrooms having five showers, toilets and sinks. Shower curtains were found for each operable shower or shower in use, (curtains are provided only during scheduled shower times) toilets each have $\frac{3}{4}$ wall barriers for privacy. The facility has a Special Management Unit, with two sides, equipped with single cells with toilets and individual showers behind steel doors and shower curtains allowing for privacy. Toilets in individual cells provide privacy behind the cell doors. Each of the 36 units and the Special Management Unit were toured and inmates in each appeared calm with none approaching or calling out negative comments to the Auditor.

During the tour facility cameras were observed in the Master Control Booth. All cameras were reported to have been operable; however, one camera was reported to not be completely clear, and an electronic service ticket has been completed. Cells and holding areas with cameras were viewed and each were observed to have a grey box covering toilets to ensure privacy from those viewing cameras. Unit cameras were viewed, and none were observed to be able to see inside inmate bathrooms.

During the tour, multiple informal interviews were conducted with inmates and staff. Inmates stated they were aware of PREA and how to report by telling a staff member or calling the hotline numbers posted Staff reported first responder duties with emphasis on ensuring victims were kept and made to feel safe.

During the tour the following recommendations were suggested, and each was responded to during the onsite review.

- Place mirror in kitchen area near warming ovens. Mirrors installed during onsite review.
- Place mirror in warehouse in the right hand back. Mirrors installed during onsite review.
- Place tint on restroom windows in the Chapel, isolation cells near pharmacy and triage medical restrooms. Tint was placed on all windows during the onsite review.

(a) The Metro West Detention Center PAQ states the agency Safe Prisons/PREA Plan mandates zero-tolerance toward all forms of sexual abuse and sexual harassment in the facility it operates and those directly under contract.

MDCR and CHS Policy IP-001, page 1, section I. Policy, states, "It is the policy of the Miami-Dade Corrections and Rehabilitation Department (MDCR) and Corrections Health Services (CHS) to provide a safe and secure environment free from sexual battery/abuse/harassment. Pursuant to the Prison Rape Elimination Act of 2003 (PREA) and Florida Statutes (FS) 944.35 and 951.221, a zero-tolerance policy for sexual activity is established. Any form of sexual misconduct between staff, contractors, or volunteers involving an inmate/patient shall be considered non-consensual, an abuse of authority. Contractors or volunteers who engage in sexual abuse shall be prohibited from contact with inmates and shall be reported to law enforcement agencies, unless the activity was clearly not criminal, and to relevant licensing bodies."

MDCR and CHS Policy IP-001, page 1, section III. Prevention, states, "MDCR and CHS have established procedures to prevent, detect, and investigate all allegations of sexual battery/abuse/harassment. The PREA Coordinator is responsible for developing, implementing, and overseeing agency efforts (to include PREA Compliance Managers at each facility) to comply with PREA standards."

(b) The Metro West Detention Center PAQ states the agency employs or designates an upper-level, agency-wide PREA Coordinator. The position of the PREA Coordinator in the agency's organizational structure is the Executive Officer / PREA Coordinator.

The facility provided a Miami-Dade Corrections and Rehabilitation Department organization chart. The organizational chart demonstrates the Executive Officer / PREA Coordinator reports directly to the Office of Compliance who report directly to the MDCR Director.

(c) The Metro West Detention Center PAQ states the facility has designated a PREA Compliance Manager. The PREA Compliance Manager has sufficient time and authority to coordinate the facility's efforts to comply with the PREA standards. The PAQ states, the Facility Supervisor / Security Lieutenant serves as the facility PREA Compliance Manager.

The facility provided a Metro West Detention Center Table of Organization which demonstrates the Security Lieutenant, Jason Juhmi, is the facility PREA Compliance Manager.

	Through such reviews, the facility meets the standard requirements.
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115.12	Contracting with other entities for the confinement of inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ <p>Interviews:</p> <ol style="list-style-type: none"> 1. Executive Officer / PREA Coordinator <p>During the pre-audit phase, the PREA Coordinator stated the agency does not have privatized contracts for the care of their inmate population.</p> <p>(a-b) The Metro West Detention Center PAQ states the agency does not contract with a private agency for confinement services of their inmates. The PAQ states, "The MDCR does not contract with other agencies for the confinement of inmates."</p> <p>Through such reviews, the facility meets the standard requirements.</p>

115.13	Supervision and monitoring
	Auditor Overall Determination: Exceeds Standard
	Auditor Discussion
	<p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023 3. Miami-Dade Corrections and Rehabilitation Department Staffing Plan, dated 5.23.2023

4. Red Book / Unannounced Round Sample / Three Shifts dated 5.10.2023

5. Workforce TeleStaff Roster Report, dated 5.28.2023

Interviews:

1. Sergeant

2. Executive Officer / PREA Coordinator

3. Captain

4. Agency Director

The interview with the Sergeant demonstrated she and another Sergeant divides unannounced rounds in each of the units by one completing unannounced rounds on the North side and one completing unannounced rounds on the South side. The Sergeant stated she addresses any concerns staff and inmates during her rounds and documents those rounds in the Unit Round Logbook in red ink. The Sergeant stated unannounced rounds of the kitchen and warehouse are completed by a third Sergeant.

The interview with the PREA Coordinator and the newly appointed Captain demonstrated the agency currently utilized an agency wide staffing plan, including each of the required components. The Auditor and the Captain discussed reasons necessary for each agency facility to have their own staffing plan and the Captain stated such discussions have already been taking place at the administrative level. The Captain stated deviations to the staffing plan have not typically yet occurred and staffing levels are always maintained through mandatory overtime.

The interview with the Agency Director demonstrated his awareness of the staffing plan, the continuous process of collection of information and being accessible for ongoing communication for sustaining compliance with each of the required components of the staffing plan.

Site review observation:

During the tour of the facility three logbooks were observed in each living unit, one for each shift. Unannounced rounds were observed being documented in red ink from January 1, 2023, two to three times per shift, in red ink.

(a) The Metro West Detention Center PAQ states the agency requires the facility

to develop, document and make its best efforts to comply on a regular basis with a staffing plan that provides for adequate levels of staffing, and, where applicable, video monitoring, to protect inmates against abuse. Since August 20, 2012, or last PREA audit, whichever is later, the average daily number of inmates is 2321. The average daily number of inmates on which the staffing plan was predicated is 4663.

MDCR and CHS Policy IP-001, page 8, section E.1., Staffing and Video Monitoring, states, "MDCR Facility/Bureau Supervisors, Division Chiefs, Deputy Directors, and the Director shall perform the following through the annual budget process:

- a. Complete a staffing assessment considering the number of sexual battery/abuse/harassment incidents and any other relevant factors (e.g., number of staff needed for transportation to/from medical and mental health units) when calculating adequate staffing levels;
- b. Consult with the PREA Coordinator annually to assess, determine, and document if adjustments are needed to the: 1) Staffing assessment, 2) Facility's deployment of video monitoring systems and other monitoring technologies;
- c. Develop, document, and make best efforts to comply with a plan that provides adequate levels of staffing and video monitoring to protect inmates/patients against sexual battery/abuse/harassment.
- d. Forward the proposed staffing assessments to the MDCR Director for review and approval of a comprehensive staffing analysis plan to be presented to the Office of Management and Budget during the annual budget/resource allocation process."

The facility provided a Miami-Dade Corrections and Rehabilitation Department Staffing Plan. The Staffing Plan documents the following information.

1. Generally accepted detention and correctional practices
2. Any judicial findings of inadequacy
3. Any findings of inadequacy from Federal investigative agencies
4. Any findings of inadequacy from internal or external oversight bodies
5. All components of the facility's physical plant (including blind spots or areas where staff or inmates may be isolated)
6. The composition of the inmate population
7. The number and placement of supervisory staff
8. Institution programs occurring on a particular shift
9. Any applicable State or local laws, regulations, or standards

10. The prevalence of substantiated and unsubstantiated incidents of sexual abuse

11. Any other relevant factors

The Staffing Plan is signed and dated on 5.23.2023 by the Fiscal Resource Division Chief and the Departmental PREA Coordinator.

(b) The Metro West Detention Center PAQ states each time the staffing plan is not complied with, the facility documents and justifies deviations. The most common reasons for deviations are unscheduled absences (call-ins), Vacation, Mental Health Details, Unit closures, Hospital Details and Operational Details.

The facility provided a Workforce TeleStaff Roster Report. The report highlights staff deviations on each shift assignment throughout a 24-hour time period.

(c) The Metro West Detention Center PAQ states at least once every year the facility/agency, in collaboration with the PREA coordinator, reviews the staffing plan to whether adjustments are needed in (a) the staffing, (b) the deployment of monitoring technology, or (c) the allocation of agency/facility resources to commit to the staffing plan to ensure compliance with the staffing plan. The facility completes a staffing plan annually to ensure continued compliance.

(d) The Metro West Detention Center PAQ states facility requires that intermediate level or higher-level staff conduct unannounced rounds to identify and deter staff sexual abuse and sexual harassment.

MDCR and CHS Policy IP-001, page 8, section F. Unannounced Rounds, states, "Each Security Supervisor shall conduct unannounced rounds and physically enter every housing area, on each shift, to identify and deter sexual battery/abuse/harassment. Staff shall not alert inmates or others that such rounds are being conducted unless such announcement is related to the legitimate operational functions of the facility. Staff alerting others regarding unannounced rounds shall be subject to discipline. Rounds shall be documented in the WTMS or on a Physical Sight Check Sheet when the WTMS is unavailable or inoperable. Rounds shall also be documented in the Red Logbook."

The facility provided 'Red Book' entries demonstrating unannounced rounds are documented once per shift, per day.

	Through such reviews of the facility’s multiple documented unannounced rounds, the facility exceeds the standard requirements.
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115.14	Youthful inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ <p>Interviews:</p> <ol style="list-style-type: none"> 1. PREA Sergeant 2. Security Lieutenant / PREA Compliance Manager 3. Captain <p>Interviews with the PREA Sergeant, PREA Compliance Manager and the Captain demonstrated youthful inmates were not housed at this facility.</p> <p>Site Observation:</p> <p>The facility tour, formal and informal interviews with inmates and staff demonstrated youthful inmates were not housed at the facility.</p> <p>(a) The Metro West Detention Center PAQ states the facility prohibits placing youthful inmates in a housing unit in which a youthful inmate will have sight, sound, or physical contact with any adult inmate through use of a shared dayroom or other common space, shower area, or sleeping quarters. The facility does not house youthful inmates.</p> <p>Through such reviews, the facility meets the standard requirements.</p>

115.15	Limits to cross-gender viewing and searches
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Auditor Overall Determination: Exceeds Standard

Auditor Discussion

Document Review:

1. Metro West Detention Center PAQ
2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023
3. Miami-Dade Corrections and Rehabilitation Department DSOP: 11-022, Frisk and Strip Search Procedures, dated 7.11.2012
4. Miami-Dade Corrections and Rehabilitation Department DSP: 18-017, Lesbian, Gay, Bisexual, Transgender, and Intersex Inmates, not dated
5. Miami-Dade Corrections and Rehabilitation Department Strip Search Authorization Log, dated 1.17.2023
6. Miami-Dade Corrections and Rehabilitation Department, Rules 2.2.000, General Conduct and Responsibilities, dated 2012
7. Prison Rape Elimination Act Inmate Battery / Abuse / Harassment Prevention and Response PowerPoint, dated 4.11.2022

Interviews:

1. Random Inmates
2. Targeted Inmates
3. Correctional Officers
4. PREA Sergeant

Interviews with 36 of 38 inmates who were asked if searches of their bodies were conducted respectfully demonstrated those searches were conducted respectfully. Of the two inmates who stated searches were not conducted respectfully, one did not like the process of body searches in general and one complained of pat searches being too thorough by new officers. The interview with one intersex, three gay, and five transgender inmates all but two stated their searches were conducted by gender staff of their choice and that choice had been documented by them on a statement form. Of the two transgender's who did not state their searches were conducted respectfully, one could not provide a reason for why she believed the search to be disrespectful and the other stated both gender staff go back and forth on who will search her; however, she has not completed a search statement form and she stated when she is searched the actual search is conducted respectfully. Each of the LGBTQI inmates were asked if they were believed to be in a housing unit with a good group of

inmates and if they felt safe and each stated, yes. Positive comments inmates provided about searches and unit placement are as follows.

- Staff in SMU always make it a point to knock first, before opening the door and close my flap so I have privacy to get dressed. (Transgender who could not provide a reason for feeling searches were not respectable.)
- Transgender's report staff shut down the showers during their shower time and each had completed a search statement form.
- Transgender stated I am safe here and like where I am housed.

Interviews with female Correctional Officers demonstrated cross gender searches had been trained and each conducts pat searches and searches of transgender inmates; however, none of the female Correctional Officers interviewed had completed a strip search of a transgender inmate.

The interview with the PREA Sergeant demonstrated searches are conducted in a private cell with a privacy screen by having one staff to one inmate and at least two staff members in the search area. The PREA Sergeant stated Transgender inmates are offered private shower options during the intake process and statement forms with the transgender staff gender search preference is documented during this process.

Site Review Observation:

During the tour the intake area was observed, where searches are conducted. The search area is in a private cell with a moveable privacy screen to block the doorway, at the back of the intake area adjoining the sally port out of line of sight of cameras and staff and inmates in the immediate area.

(a) Metro West Detention Center PAQ states the facility does not conduct cross-gender strip or cross-gender visual body cavity searches of their Inmates. In the past 12 months five cross-gender strip or cross-gender visual body cavity searches of inmates.

Miami-Dade Corrections and Rehabilitation Department DSOP: 11-022, Frisk and Strip Search Procedures, page 2, section IV. Procedures B. Frisk Search and C. Strip Search, state,

B. "All inmates will be frisk searched when entering a secure area of the facility to ensure they are not in possession of any contraband. Frisk searches shall be

conducted in a professional, respectful, and discreet manner. An inmate shall be frisk searched by sworn staff of the same gender or same gender identity as the inmate. Sworn staff shall conduct frisk searches as follows:

1. Sworn male staff shall not frisk search female inmates, unless the inmate identifies as transgender or intersex and has requested to be searched by a male staff member. (Refer to III.L of this policy for additional information). If exigent circumstances exist, refer to section IV.D of this policy for additional information;

2. Sworn female staff may frisk search male inmates.

C. A strip search includes a visual body cavity search, not a physical body cavity search. There will be no physical contact with the inmate during a routine strip search.

1. During the intake process, a strip search shall be conducted of all inmates charged with a felony;

2. Sworn staff shall conduct all strip searches as follows:

a. Sworn male staff shall not strip search female inmates, unless the inmate identifies as transgender or intersex and has requested to be searched by a male staff member. (Refer to III.L of this policy for additional information). If exigent circumstances exist, refer to section IV.D of this policy for additional information;

b. Sworn female staff shall not strip search male inmates unless the inmate identifies as transgender or intersex and has requested to be searched by a female staff member. (Refer to III.L of this policy for additional information). If exigent circumstances exist, refer to section IV.D of this policy for additional information;

c. Strip search inmates one at a time to avoid passing or disposing of contraband;

d. Conduct the search in a private area, out of the view of others not conducting the search, to include other inmates;

e. Conduct the search with the minimum number of sworn staff necessary to safely conduct the strip search;

f. Document each inmate strip searched on a Strip Search Authorization Log.”

MDCR and CHS Policy IP-001, page 8, section IV A-B. Transgender or Intersex Inmate Search, states, “All MDCR sworn staff shall ensure transgender and intersex inmates are searched in a professional and respectful manner utilizing the least intrusive method possible, consistent with the safety and security needs.

A. Transgender or intersex inmates/patients shall have an opportunity to express their preference to be frisk/strip-searched by a male or female officer.

B. If a transgender or intersex inmate/patient requests a cross-gender frisk/strip-search, a Subject/Victim statement shall be obtained prior to conducting the search. Upon completion of the search, the officer shall generate an MDCR Incident Report. Refer to DSOP 11-022 "Frisk and Strip Search Procedures" and DSOP 18-017 "Lesbian, Gay, Bisexual, Transgender, and Intersex Inmates," for additional information."

(b) Metro West Detention Center PAQ states the facility does not permit cross-gender pat-down searches of female inmates, absent exigent circumstances. The facility does not restrict female inmates' access to regularly available programming or other out-of-cell opportunities in order to comply with this provision. The PAQ states, "There are no inmates that were assigned female at birth currently housed at MWDC. The number of pat-down searches of female inmates that were conducted by male staff was zero. Policy compliance can be found in provision (a) of this standard.

(c) Metro West Detention Center PAQ states the facility policy requires that all cross-gender strip searches, cross-gender visual body cavity searches, and cross-gender pat-down searches be documented and justified.

Miami-Dade Corrections and Rehabilitation Department DSOP: 11-022, Frisk and Strip Search Procedures, page 4, section D. 3. Cross-Gender Search, states, "If exigent circumstances exist, cross-gender searches shall be authorized by a supervisor, documented on an MDCR Incident Report with an MDCR Subject/Victim Statement completed by the inmate, and approved by the Shift Supervisor/Commander, in accordance with DSOP 10-003 "Major Incident Reporting Procedures."

The facility provided a Miami-Dade Corrections and Rehabilitation Department Strip Search Authorization Log. The log documents the following information.

- Inmate Name
- Jail # / Date / Time
- Reason Code / Incident Report #
- Describe Other Here - Reason for search
- Officer's Name (Print) & Gender
- Signature / Badge #
- Authorizing Supervisor Name (Print)
- Signature / Badge #

(d) Metro West Detention Center PAQ states the facility has implemented policies and procedures that enable inmates to shower, perform bodily functions, and change clothing without non-medical staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks (this includes viewing via video camera). Policies and procedures require staff of the opposite gender to announce their presence when entering an inmate housing unit.

Miami-Dade Corrections and Rehabilitation Department DSP: 18-017, Lesbian, Gay, Bisexual, Transgender, and Intersex Inmates, page 10, section VII. B-C., state,

B. Cross-Gender Viewing, states, "All inmates shall have the opportunity to shower, perform bodily functions, and change clothes without being viewed by the opposite gender, except in exigent circumstances (e.g. emergency response) or when such viewing is incidental to a routine cell check.

C. Transgender and intersex inmates shall have the opportunity to shower separately from other inmates, and whenever possible, shall have the opportunity to perform bodily functions, and change clothes separately from other inmates."

Miami-Dade Corrections and Rehabilitation Department, Rules 2.2.000, General Conduct and Responsibilities, page 8, section 2.2.037 Housing of Pretrial, Misdemeanants and Traffic Violation Inmates, states, "When a male is required to enter a female inmate housing area, he shall do so only after a verbal announcement is made to the female inmate population and only when accompanied by a female correctional officer or other female employee designated by the Shift Supervisor/Shift Commander, unless an emergency situation dictates otherwise. In addition, when a female is required to enter a male housing area, she shall do so only after a verbal announcement is made to the male inmate population."

(e) The Metro West Detention Center PAQ states the facility has a policy prohibiting staff from searching or physically examining a transgender or intersex Inmate for the sole purpose of determining the Inmate's genital status. Such searches did not occur in the past 12 months.

Miami-Dade Corrections and Rehabilitation Department DSP: 18-017, Lesbian, Gay, Bisexual, Transgender, and Intersex Inmates, page 2, section B. Gender Identification During Intake, states, "MDCR or Corrections Health Services (CHS) staff shall not examine an inmate's genitals for the sole purpose of determining the inmate's gender status. The following shall be adhered to when an inmate's gender identity is

	<p>unknown and the information is necessary to ensure proper processing and classification. 2. If the inmate is transgender or intersex, staff shall ask the inmate if they prefer to be searched by a male or female officer.”</p> <p>(f) The Metro West Detention Center PAQ states 100% of security staff at each facility receive training on conducting cross-gender pat-down searches and searches of transgender and intersex inmates in a professional and respectful manner.</p> <p>The facility provided a Prison Rape Elimination Act Inmate Battery / Abuse / Harassment Prevention and Response PowerPoint. PowerPoint slides 75-77 speak to Frisk & Strip Search Procedures for LGBTI and Identified Victims of Sexual Violence.</p> <p>Through such reviews of the facility providing and documenting transgender’s search preference of staff gender and providing the entire bathroom to transgender’s during their shower time, the facility exceeds the standard requirements.</p>
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115.16	Inmates with disabilities and inmates who are limited English proficient
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023 3. Contract No. FB-01560-Onsite Interpretation Services, dated 2.1.2021 – 1.31.2026 <p>Interviews:</p> <ol style="list-style-type: none"> 1. Targeted Inmates 2. Lieutenant 3. Agency Director <p>Interviews with two hard of hearing, one handicapped, two cognitively delayed and</p>

four LEP, inmates demonstrated each understood PREA and was provided PREA information regarding rights, reporting information and the agency sexual abuse and sexual harassment policy during the intake process. Most inmates reported seeing the 'video' each day which provides comprehensive education regarding PREA and agency rules and programmatic information.

The interview with the Lieutenant demonstrated she reads the agency PREA brochure, to each intake, which includes the agency zero tolerance policy, inmate rights and internal and external reporting options within 72 hours of arrival to the facility.

The interview with the Director demonstrated the agency has ADA friendly facilities and an expansive cadre of counselors regularly accessible.

Site Review Observation:

During the pre-audit phase the Auditor viewed the inmate PREA video and found the video to well done, thorough and to include information regarding an explanation of PREA, definitions of sexual harassment and sexual abuse to include voyeurism, the agency zero tolerance policy, inmate rights and internal and external sexual harassment and sexual abuse reporting options. During the tour the Auditor witnessed standardized postings with information on dialing instructions to the PREA hotline which rings directly into the Sex Crimes Unit at the Miami-Dade Police Department. Advocate postings were observed to be located throughout hallways of the facility.

(a) The Metro West Detention Center PAQ states the agency has established procedures to provide disabled Inmates equal opportunities to be provided with and learn about the agency's efforts to prevent, detect and respond to sexual abuse and sexual harassment.

MDCR and CHS Policy IP-001, page 5, section B. 1-5. Inmate Orientation, states, "All inmates/patients shall receive an orientation that addresses MDCR's zero tolerance for sexual battery/abuse/harassment. The Classification Officer shall provide the orientation within 72 hours after intake unless exigent circumstances exist, e.g., inmates/patients requiring detox. Inmates/patients shall:

1. View a video presentation on how to report incidents or suspicions of sexual battery/abuse/harassment, and the right to be free from retaliation for reporting such incidents;

2. Receive the Sexual Battery/Abuse/Harassment Awareness Pamphlet;
3. Receive an Inmate Handbook that includes information regarding prohibited acts, violations, and sanctions; how inmates/patients can protect themselves from sexual battery/abuse/harassment; and how to report sexual acts, etc.;
4. Be provided communication assistance, if the inmate has a hearing (deaf or hard of hearing), vision (blind or have low vision), or speech impairment; cognitive disabilities; as well as those who have limited reading skills or limited English proficiency that will prevent them from understanding MDCR's efforts to prevent, detect and respond to sexual abuse and sexual harassment. Communication assistance includes, but is not limited to:
 - a. Auxiliary aids,
 - b. Large print materials,
 - c. Qualified sign language interpreters,
 - d. MDCR Point Book,
 - e. Translation services for inmates with limited English proficiency;
5. The assistance provided shall be documented on an Incident Report."

The facility provided a Contract No. FB-01560-Onsite Interpretation Services. The contract is for sign language interpretation and translation services for 9.1.2020 through 8.31.2025.

(b) The Metro West Detention Center PAQ states the agency has established procedures to provide Inmates with limited English 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. Policy compliance can be found in provision (a) of this standard.

(c) The Metro West Detention Center PAQ states the agency prohibits the use of inmate interpreters, inmate readers, or other types of inmate assistants except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the inmate's safety, the performance of first-response duties under §115.64, or the investigation of the inmate's allegations. In the last 12 months the facility has had zero instances where inmates were used for interpreters.

	<p>MDCR and CHS Policy IP-001, page 5, section B. 6. Inmate Orientation, states, “MDCR staff shall not rely on inmate/patient interpreters, inmate/patient readers, or other types of inmate/patient assistants except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the inmate/patient’s safety or the performance of staff’s responsibilities to act.”</p> <p>Through such reviews, the facility meets the standard requirements.</p>
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115.17	Hiring and promotion decisions
	<p>Auditor Overall Determination: Meets Standard</p> <hr/> <p>Auditor Discussion</p> <p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023 3. Post Audit: Miami Dade County Memorandum, Subject: PREA Standard 115.17 Hiring and Promotion Decisions, dated 8.17.2023 4. Post Audit: Adjudication Spreadsheet 5. Post Audit: 106 Completed Administrative Adjudication Questionnaires for Contractors and Volunteers <p>Interviews:</p> <ol style="list-style-type: none"> 1. Human Resource Commander <p>The interview with the Human Resource Commander demonstrated during the hiring process, criminal background checks are completed on each employee and contractor and again within four years of the hire date. The Human Resource Commander stated this same process is repeated for all personnel who enter into a promotion application. The Human Resource Commander stated institutional reference checks are completed for every applicant and administrative adjudication questions are completed through a polygraph.</p> <p>Site Review Observation:</p>

By utilizing the PREA Audit Adult Prison & Jail Documentation Review Employee File/ Records template, 18 employee files reviewed demonstrated each had background checks upon hire and within five years, thereafter. The facility was able to demonstrate administrative questions were asked during the application and promotion processes and institutional references are requested or attempted to be requested, during the hiring process. Contractor file review demonstrated the agency was not currently asking/tracking contractors regarding provision (a) of this standard.

Action Plan:

- The facility to document administrative adjudication questions with contractors.
- Appropriate facility staff to write a memorandum providing a sustainable action plan stating which facility position will ensure ongoing compliance of this provision.
- The facility to upload documentation and memorandum to the supplemental files.

Post audit the facility provided a Miami Dade County Memorandum, to the Executive Officer & Department PREA Coordinator, Office of Compliance, from the Chief Administrative Services Division, Subject: PREA Standard 115.17 Hiring and Promotion Decisions, REF: PREA Questionnaire Expand to Corrections Health Services (CHS), stating, "The Personnel Management Bureau (PMB) utilizes a questionnaire to gather the required information, relative to the above listed standard, from all applicants, new employees, and staff pending promotions. To ensure compliance is maintained, PMB will ensure that CHS staff is included in the completion of the PREA Questionnaire.

Effective immediately, the following procedures will be implemented.

- PMB in collaboration with CHS will ensure all current CHS staff completes the PREA Questionnaire and return said document to PMB to maintain.
- PMS's Background Unit will review all PREA Questionnaires for compliance. Any concerns identified will be immediately addressed, as per protocol.
- PMB will ensure that all new CHS staff completes the PREA Questionnaire during the time they report to be fingerprinted.
- PMB will include the above listed responsibilities in the Background Unit's Standard Operating Procedures (SOP)."

Post audit the facility provided a spreadsheet demonstrating the following is

documented for 108 contractors and volunteers.

- Last Name / First Name / Title
- Employee Number
- Department Name
- PREA Completed
- Institution
- Date PREA Form Completed

Post audit the facility provided 108 completed Administrative Adjudication Questionnaires for contractors and volunteers.

(a) The Metro West Detention Center PAQ states the agency policy prohibits hiring or promoting anyone who may have contact with inmates and prohibits enlisting the services of any contractor who may have contact with inmates who: (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.

MDCR and CHS Policy IP-001, page 20, section XVI. Hiring, Promotions and Retention A. 1-3, states, "MDCR shall not hire or promote anyone who may have contact with inmates, or enlist the services of any contractor or volunteer who may have contact with inmates, who:

1. Has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institutions;
2. Has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, open or implied threats of force, or coercions, or if the victim did not consent or was unable to consent or refuse;
3. Has been civilly or administratively adjudicated to have engaged in the activity described in any paragraph in this section."

(b) The Metro West Detention Center PAQ states agency policy requires the

consideration of any incidents of sexual harassment when determining to hire and or promote anyone, or to enlist services of any contractor, who may have contact with inmates.

MDCR and CHS Policy IP-001, page 20, section XVI. Hiring, Promotions and Retention D., states, "MDCR will consider any incidents of sexual harassment when determining whether to hire or promote anyone or to enlist the services of any contractor, who may have contact with inmates."

(c/f) The Metro West Detention Center PAQ states agency policy requires that before it hires any new employees who may have contact with inmates, it (a) conducts criminal background record checks, and (b) consistent with federal, state, and local law, makes 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. In the past 12 months, the number of persons hired who may have contact with inmates who have had criminal background record checks was 353.

MDCR and CHS Policy IP-001, page 20, section XVI. Hiring, Promotions and Retention C 1.3., states, "Before hiring any new employees, who may have contact with inmates, MDCR shall:

1. Conduct criminal background record checks; and
2. 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, consistent with federal, state, and local law;
3. Criminal background records checks will be conducted on all current employees, volunteers, and contractors, who may have contact with inmates at least every five (5) years."

(d) The Metro West Detention Center PAQ states the agency policy requires that a criminal background records check be completed before enlisting the services of any contractor who may have contact with inmates. In the past 12 months there were 68 contracts for services where criminal background record checks were conducted on all contractors covered in the contract who might have contact with inmates.

MDCR and CHS Policy IP-001, page 20, section XVI. Hiring, Promotions and Retention C., states, MDCR shall review all applicants, staff member, contractors or volunteers

who may have contact with inmates directly about any previous allegations of sexual misconduct involving inmates as a part of the background review prior to hiring or promotional consideration for current staff members.”

(e) The Metro West Detention Center PAQ states the agency requires background checks to be completed every five years. Policy compliance can be found in provision (c) of this standard.

(g) The Metro West Detention Center PAQ states that agency policy states that material omissions regarding such misconduct, or the provision of materially false information, shall be grounds for termination.

MDCR and CHS Policy IP-001, page 20, section XVI. Hiring, Promotions and Retention, F., states, “Any material omission(s) regarding such misconduct, or the providing of materially false information, shall be grounds for termination.”

(h) MDCR and CHS Policy IP-001, page 20, section XVI. Hiring, Promotions and Retention G., states, “MDCR shall provide other correctional agencies or prospective employers any information on substantiated allegations of sexual misconduct against a current or previous MDCR staff member, contractor, or volunteer who has applied for employment or to provide other services consistent with federal, state, and local law.”

Through such reviews, the facility meets the standard requirements.

115.18	Upgrades to facilities and technologies
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	Document Review: 1. Metro West Detention Center PAQ Interviews:

	<p>1. Captain</p> <p>Interviews with the Captain demonstrated the facility has not acquired a new facility or made substantial expansions since the last PREA Audit.</p> <p>(a) The Metro West Detention Center PAQ states the facility has not acquired a new facility or made substantial expansions or modifications to existing facilities since the last PREA audit.</p> <p>(b) The Metro West Detention Center PAQ states the facility has not installed electronic surveillance system since the last PREA audit.</p> <p>Through such reviews, the facility meets the standard requirements.</p>
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115.21	Evidence protocol and forensic medical examinations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023 3. Miami-Dade Corrections and Rehabilitation Department Sexual Assault Response Team Protocol, not dated 4. Memorandum of Understanding, Roxcy Bolton Rape Treatment Center, dated 6.27.2017 5. Memorandum to File, Subject: PREA Standard 115.21 Evidence Protocol and Forensic Medical Examinations (Qualified Staff), dated 5.25.2023 6. Memorandum of Understanding, Miami-Dade Police Department, dated 6.2.2022 <p>Interviews:</p> <ol style="list-style-type: none"> 1. Contractor - Director of Patient Care Services

The interview with the Director of Patient Care Services demonstrated she is aware of signs and symptoms of sexual abuse and would immediately report allegations to the Shift Commander and contact the police department. The Director of Patient Care Services stated all victims of sexual abuse would be taken to the rape treatment center based on her referral to agency personnel and the police department.

(a) The Metro West Detention Center PAQ states the facility is responsible for conducting administrative sexual abuse investigations (including inmate-on-inmate sexual abuse or staff sexual misconduct). The agency/facility is not responsible for conducting criminal sexual abuse investigations (including inmate-on-inmate sexual abuse or staff sexual misconduct).

If another agency has responsibility for conducting either administrative or criminal sexual abuse investigations, the name of the agency that has responsibility is the Miami-Dade Police Department. The PAQ states, "The Memorandums of Understandings with MDPD and RTC are currently being revised. However, I uploaded our most recent agreements. The role of MDPD and RTC has changed. MDPD is now serving as our external reporting entity. The Miami-Dade Police Department is responsible for conducting Criminal Investigations. MDCR's Security and Internal Affairs Bureau is responsible for conducting administrative Investigations."

MDCR and CHS Policy IP-001, page 17, section Investigation A., states, "MDPD – SVB shall conduct all criminal investigations involving allegations of sexual battery/abuse by inmate/patient or staff or sexual misconduct by staff, contractor, or volunteer. Upon completion of criminal investigations, SIAB shall conduct administrative investigations for alleged staff sexual misconduct and sexual harassment, if warranted, in accordance with DSOP 4-015 "Complaints, Investigations and Dispositions"; SIAB Staff shall also conduct investigations for inmate-on-inmate allegations of sexual battery/abuse/harassment, if warranted."

(b) The Metro West Detention Center PAQ states the protocol is developmentally appropriate for youth.

Miami-Dade Corrections and Rehabilitation Department Sexual Assault Response Team Protocol, page 2, section 1. The Sexual Assault Response Team Overview, first paragraph states, "The Sexual Assault Response Team (SART) model is widely recognized as the most effective approach for responding to sexual violence. The Miami-Dade Corrections and Rehabilitation Department (MDCR) SART Protocol is a guide for an effective response to sexual assault in any MDCR facility. This protocol will also assist the department to comply with the provisions of the Department of Justice's National Standards to Prevent, Detect, and Respond to Prison Rape, as required by the Prison Rape Elimination Act (PREA) of 2003."

(c) The Metro West Detention Center PAQ states the facility offers all inmates who experience sexual abuse access to forensic medical examinations. Forensic examinations are offered at no cost to the victim. Where possible, all examinations are conducted by SAFE or SANE examiners. There have been zero forensic medical exams performed by a SAFE/SANE in the last 12 months. The PAQ states, "Forensic exams are conducted at the Roxcy Bolton Rape Treatment Center (RTC) or at Jackson Memorial Hospital Emergency Room."

MDCR and CHS Policy IP-001, page 1, section Policy, fourth sentence, states, "MDCR and CHS shall ensure access to medical and mental health services, free of charge, to inmate/patient victims of sexual abuse."

The facility provided a Memorandum of Understanding, Roxcy Bolton Rape Treatment Center. Page one of the memorandum states, "The purpose of this Memorandum of Understanding is to comply with the Prison Rape Elimination Act (PREA) standards established by the U.S. Department of Justice. Specifically, the agreement established an operational understanding among the parties to facilitate crisis intervention services to incarcerated victims of sexual assault by providing a process for victim advocacy and qualifying sexual assault forensic exams 24 hours a day, 7 days a week (24/7)."

On June 1, 2023, at 4:16 pm, this Auditor phoned the Roxcy Bolton Rape Treatment Center at 1611 NW 12th Avenue, Miami, FL 33136 at 305.585.7273. After proper introductions and the reason for the call, the Advocate stated they do forensic exams, testing and can only provide crisis intervention and not ongoing emotional services. They can call us anytime for support, just not scheduled therapy sessions. When they are preparing to bring the inmate in, we need to book a room in the emergency department of the hospital due to safety reasons. We used to report to the shift commander, but we no longer provide reporting for inmates as they can call the police department to report.

(d) The Metro West Detention Center PAQ states the facility attempts to make a victim advocate from a rape crisis center available to the victim, in person or by other means. All efforts are documented. If a rape crisis center is not available to provide victim advocate services, the facility provides a qualified staff or community member. Please note the Memorandum of Understanding with the Roxcy Bolton Rape Treatment Center is for both forensic exams and emotional support services.

MDCR and CHS Policy IP-001, page 21, section XVIII Inmates Access to Outside Confidential Support Services A.1., states, "Inmates who are alleged to have been the victim of sexual abuse will be provided with: 1. Access to outside victim advocates for emotional support services related to sexual abuse by contacting the Roxcy Bolton Rape Treatment Center via telephone at *9025# or via mail to 1611 N.W. 12th Avenue, 1st floor, room 116A, Miami, FL, 33136."

(e) The Metro West Detention Center PAQ states a qualified staff or community member accompanies and supports the victim through the forensic medical examination process and investigatory interviews and provides emotional support, crisis intervention, information and referrals.

MDCR and CHS Policy IP-001, page 21, section XVIII Inmates Access to Outside Confidential Support Services B., states, "Inmates will be informed by a responding certified victim advocate, prior to giving them access to outside support services, of the mandatory reporting rules governing privacy, medical confidentiality, and/or privilege that apply for disclosures of sexual abuse made to outside victim advocates, including any limits to medical confidentiality under the law."

The facility provided a Memorandum to File, Subject: PREA Standard 115.21 Evidence Protocol and Forensic Medical Examinations (Qualified Staff), from AVP & CHS Corporate Director, Corrections Health Services Jackson Health Systems. The memorandum states, "As it relates to the Prison Rape Elimination Act (PREA) Standard 115.21(d), Jackson Memorial Hospital Roxy Bolton Rape Treatment Center, provides victim advocacy 24 hours a day 7 days a week. However, if a rape crisis center is not available to provide advocacy services to a victim, the following staff members are qualified to provide assistance." The document lists the name, classification, facility and shift of 29 staff.

(f, g, h) The Metro West Detention Center PAQ states the agency is responsible for investigating administrative or criminal allegations of sexual abuse and relies on another agency to conduct these investigations, the agency has requested that the responsible agency follow the requirements of paragraphs §115.21 (a) through (e) of the standards.

The facility provided a Memorandum of Understanding, Miami-Dade Police Department. The memorandum states "This Memorandum of Understanding outlines the collaboration and partnership of MDCR and MDPD to coordinate the investigation of criminal offense as defined by F.S.S 775.08, within MDCR facilities. MDPD agrees to respond to all MDCR facilities to investigate allegations of felonies and narcotics

	<p>offenses within or adjoining the facilities and shall conduct any investigations as required by Florida law, Prison Rape Elimination Act (PREA), and this MOU. Adhere to PREA standards 115.21, 115.22, 115.71, 115.72 (Exhibit A) when investigating PREA-related allegations.”</p> <p>Through such reviews, the facility meets the standard requirements.</p>
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115.22	Policies to ensure referrals of allegations for investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023 <p>Interviews:</p> <ol style="list-style-type: none"> 1. Correctional Officers 2. Lieutenant / Investigator 3. PREA Sergeant 4. Security Lieutenant / PREA Compliance Manager 5. Executive Officer / PREA Coordinator 6. Captain <p>Staff interviews demonstrated each would immediately report allegations of sexual abuse and sexual harassment to the Shift Commander, regardless of the source of the allegation.</p> <p>Interviews with Administrative personnel demonstrated each allegation of sexual harassment or sexual abuse would be investigated regardless of the timeline of the report, if the report was received from an inmate transferred into Metro West, and or the source of the allegation being verbal, through a grievance or inmate request form, anonymous or a third party.</p>

Site Review Observation:

The facility has received 16 total sexual abuse allegations in the past 12 months. Ten investigations reviewed during the onsite review demonstrated referrals for allegations are completed within one to three days upon receipt of the allegation unless the allegation was reported after the fact.

(a) The Metro West Detention Center PAQ states the agency ensures that an administrative or criminal investigation is completed for all allegations of sexual abuse and sexual harassment (including inmate-on-inmate sexual abuse and staff sexual misconduct). In the past 12 months the facility has had 16 allegations of sexual abuse and 15 sexual harassment that were received. In the past 12 months, the number of allegations resulting in an administrative investigation was 31. In the past 12 months, the number of allegations referred for criminal investigation was 13. The PAQ states, "The cases are pending a police report from MDPD. Once the reports are received SIAB proceed with the case closure, if the administrative investigation is completed."

MDCR and CHS Policy IP-001, page 17, section XI. Investigations A./C., states,

A. "MDPD - SVB shall conduct all criminal investigations involving allegations of sexual battery/abuse by inmate/patient or staff or sexual misconduct by staff, contractor, or volunteer. Upon completion of criminal investigations, SIAB shall conduct administrative investigations for alleged staff sexual misconduct and sexual harassment, if warranted, in accordance with DSOP 4-015 "Complaints, Investigations and Dispositions"; SIAB Staff shall also conduct investigations for inmate-on-inmate allegations of sexual battery/abuse/harassment, if warranted.

C. Following completion of SVB's investigation, SIAB administrative investigation shall be conducted for all allegations of sexual battery/abuse/harassment involving staff, contractors, and volunteers.

(b) The Metro West Detention Center PAQ states if the agency is responsible for conducting administrative or criminal investigations of alleged sexual abuse, and another state entity has that responsibility, this other entity has a policy governing how such investigations are conducted is applicable.

The agency policy is available on the agency website at:

[https://www.miamidade.gov/global/corrections/corrections-reports.pag](https://www.miamidade.gov/global/corrections/corrections-reports.page)

e

(d) The Metro West Detention Center PAQ states if the agency is not responsible for conducting administrative or criminal investigations of alleged sexual abuse, and another state entity has that responsibility, this other entity has a policy governing how such investigations are conducted. Practice compliance can be found in provision f. g. & h of standard 115.21.

Through such reviews, the facility meets the standard requirements.

115.31 Employee training
Auditor Overall Determination: Meets Standard
Auditor Discussion
<p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023 3. Miami-Dade Corrections and Rehabilitating Department PREA 2023 Annual and Refresher PowerPoint Training 4. Miami-Dade Corrections and Rehabilitation Department Training Bureau Roster Acknowledgment, dated 7.2.2014 <p>Interviews:</p> <ol style="list-style-type: none"> 1. Correctional Officers 2. Executive Officer / PREA Coordinator <p>Formal and informal interviews with Correctional Officers demonstrated each were aware of and received initial, annual and refresher PREA training. Correctional Officers stated training is delivered to them once a year through in-service training, the agency learning management system and through shift discussions.</p> <p>Site Observation:</p> <p>Through utilization of the PREA Audit Adult Prison & Jail Documentation Review Employee File / Records Review template, 11 of 11 employee training files</p>

demonstrate annual training had been completed refresher training in 2021 and 2023 and annual training in 2022.

(a) The Metro West Detention Center PAQ states the agency trains all employees who may have contact with inmates in all required provisions of this standard.

MDCR and CHS Policy IP-001, page 23, section XXI. Training A-C., states,

A. "MDCR and CHS staff, medical and mental health care practitioners, contractors, and volunteers with inmate/patient contact shall be trained and/or receive educational information on prevention and detection of sexual battery/abuse/harassment. The training shall be conducted upon new employee orientation and a refresher training every two years (every other year). Educational information and information on policy updates shall be provided to staff between refresher trainings. Copies of the sign-off sheets or electronic verification documenting the training shall be forwarded to the Training Bureau and the PREA Coordinator. Refer to the Training Requirements for specific training topics. Training shall also be tailored to the gender of the inmates at the employee's facility.

B. The QMS Officer shall receive training on how to complete the Victim and/or Predator Screening Instrument.

C. CHS medical and mental health care staff who work regularly in the facilities are trained on the following:

1. How to prevent, detect, and assess signs of sexual abuse/harassment;
2. How to preserve evidence;
3. How to respond professionally to victims of sexual abuse/harassment;
4. How and when to report allegations or suspicions of sexual abuse/harassment;
5. CHS shall document completion of the training through employee's signature or electronic verification."

The facility provided a Miami-Dade Corrections and Rehabilitating Department PREA 2023 Annual and Refresher PowerPoint Training. Training slides 27-41 contain the following learning objectives.

b. Prevention:

- Intake screening

- Frisk/Strip search of LGVTI intimates during and after Intake Screening
 - Classification Screening
 - Prevention through Inmate Orientation
 - Inmates' Right to be Free from Sexual Abuse/Harassment
- c. Detection:
- Staff Observation
 - Contributing Factors to Sexual Abuse
 - Where does Sexual Abuse & Harassment Occur?
 - Potential Sexual Abuse Victims
 - Signs of Sexual Abuse
- d. The Dynamics of Victimization
- Vulnerable Populations
 - The Dynamics of Victimization
 - Dynamics of Sexual Abuse in Confinements Settings
- e. Reporting and Responding
- Verbally
 - In writing (e.g.: grievances, notes, letters)
 - Anonymously
 - From third parties (e.g.: family call)
 - How we respond to a PREA Incident
- f. Effective Communication with Victims of Sexual Abuse
- g. Avoiding and Identifying Inappropriate Relationships with Inmates
- h. Effective Communication with Lesbian, Gay, Bisexual, Transgender, Intersex (LGBTI) Inmates/Patients
- i. Inmate Sanctions
- j. Retaliation
- k. Confidentiality and the Law
- l. Your PREA Team

(b) The Metro West Detention Center PAQ states training is tailored to the unique needs and attributes and gender of Inmates at the facility. Employees who are reassigned from facilities housing the opposite gender are given additional training. Procedure compliance can be found in the agency PowerPoint training.

(c) The Metro West Detention Center PAQ states between trainings the agency provides employees who may have contact with inmates with refresher information about current policies regarding sexual abuse and sexual harassment. The PAQ states, "In the years refresher training is not provided the Training Bureau in collaboration with the Departmental PREA Coordinator, generates a Training note. Which addresses basic PREA information and hot topics relative to PREA."

The facility provided a Miami-Dade Corrections and Rehabilitating Department PREA 2023 Annual and Refresher PowerPoint Training. Training slides 11-35 contain the following learning objectives.

m. Miami-Dade Corrections & Rehabilitation (MDCR) and Corrections Health Services (CHS) Stance on PREA

- MDCR Zero Tolerance Policy
- MDCR and CHS staff have a responsibility to prevent, intervene and insure treatment is provided.
- Prevention
- Detection
- Potential Sexual Abuse Victims

(d) The Metro West Detention Center PAQ states the agency documents that employees who may have contact with Inmates, understand the training they have received through employee signature or electronic verification.

The facility provided a Miami-Dade Corrections and Rehabilitation Department Training Bureau Roster Acknowledgment. The acknowledgment documents the following information.

- In accordance with PREA Standard 115.31(d), your signature below is verification that you understand the training that you received.

	<ul style="list-style-type: none"> · Date · Course Title · Instructor · Last Name / First Name / Employee ID# / Facility/Bureau/Shift Signature <p>Through such reviews, the facility meets the standard requirements.</p>
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115.32	Volunteer and contractor training
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023 3. Miami-Dade Corrections and Rehabilitation Department Volunteers and Contractual Personnel Regulations and Application, not dated 4. Volunteer / Contractor Video (Viewed during the onsite review) 5. Post Audit: Miami Dade County Memorandum, Subject: Volunteer and Contractor Training (115.32), dated 9.18.2023 <p>Interviews:</p> <ol style="list-style-type: none"> 1. Religious Volunteer 2. Contractor - Licensed Mental Health Counselor 3. Contractor - Director of Patient Care Services <p>Interviews with one volunteer and two contractors demonstrated each had received training through the agency Staff, Contractor and Volunteer video which includes information on the facility sexual abuse policy and how to report any type of information each may hear or receive regarding allegations of sexual harassment and sexual abuse to the any staff. The religious volunteer's first language is Spanish and although the video is in English, Spanish and Creole, the volunteer stated an interpreter was provided at the time he viewed the video. When the volunteer was</p>

asked who he would report sexual harassment and or sexual abuse information to he was unable to provide a response in alignment with the agency protocol.

Through utilization of the PREA Audit Adult Prison & Jail Documentation Review Employee File / Records Review template, three of three contractor and volunteer training files demonstrate each has completed training through the review of the agency video.

Action Plan:

- Appropriate facility staff to write a memorandum providing a sustainable action plan stating which facility position will ensure ongoing compliance of this provision.
- Upload documentation and memorandum to the supplemental files.

Post audit the facility provided a Miami Dade County Memorandum, to the Executive Officer - Training Bureau, from the Reentry Program Services Bureau, Subject: Volunteer and Contractor Training, stating, "To ensure that the individuals receiving the training understands the information given, the Re-Entry team will ensure the following:

- Training is provided in the individuals predominate language.
- The individual will receive the PREA response card in their predominant language.
- The orientation checklist will be completed in the individual's predominant language.

(a) The Metro West Detention Center PAQ states all volunteers and contractors who have contact with Inmates have been trained on their responsibilities under the agency's policies and procedures regarding sexual abuse and harassment prevention, detection, and response. 80 total contract staff and volunteers who have contact with Inmates, have completed the required training.

MDCR and CHS Policy IP-001, page 23, section XXI. A. Training, states, "MDCR and CHS staff, medical and mental health care practitioners, contractors, and volunteers with inmate/patient contact shall be trained and/or receive educational information on prevention and detection of sexual battery/abuse/harassment. The training shall be conducted upon new employee orientation and a refresher training every two years (every other year). Educational information and information on policy updates

shall be provided to staff between refresher trainings. Copies of the sign-off sheets or electronic verification documenting the training shall be forwarded to the Training Bureau and the PREA Coordinator. Refer to the Training Requirements for specific training topics. Training shall also be tailored to the gender of the inmates at the employee's facility." I, the undersigned, have read and understand MDCR's rules and regulations and agree to fully comply with them. I also understand that MDCR reserves the right to terminate or cancel any visitation without notice."

The facility provided a Miami-Dade Corrections and Rehabilitation Department Volunteers and Contractual Personnel Regulations and Application. Volunteers and contractors attest to the following by printing, signing and dating the following on the application. "I have been informed that Miami Dade Corrections and Rehabilitation Department's has a zero tolerance policy regarding: sexual assault, sexual harassment, "consensual sex" with correctional staff, and inmate-inmate sexual assault, in accordance with Prison Rape Elimination Act (PREA) Standards 115.32, 115.132, 115.232, 115.332 "Volunteer and Contractor Training" and FS 944.35 "Authorized use of force; malicious battery and sexual misconduct prohibited; reporting required; penalties." I have been provided a copy of the MDCR PREA Response Card. I will abide by all policies, directives, rules, and regulations including those that address preserving the confidentiality of records and other privileged information."

(b) The Metro West Detention Center PAQ states the level and type of training provided to volunteers and contractors is based on the services they provide and level of contact they have with inmates. All volunteers and contractors who have contact with inmates have been notified of the agency's zero-tolerance policy regarding sexual abuse and sexual harassment and informed how to report such incidents. The PAQ states, "All volunteers and contractors receive the same level of training and are advised of their duties to report in the event an allegation is received."

(c) The Metro West Detention Center PAQ states the agency maintains documentation confirming that the volunteers and contractors understand the training they have received. Procedure compliance can be found in provision (a) of this standard.

Through such reviews, the facility meets the standard requirements.

Auditor Overall Determination: Meets Standard

Auditor Discussion

Document Review:

1. Metro West Detention Center PAQ
2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023
3. PREA Comprehensive Education – Information Session Handout, not dated
4. Inmate PREA Video
5. Metro West Detention Center PREA Completion Report, dated 5.2022 – 4.2023
6. Miami-Dade Corrections and Rehabilitation PREA Comprehensive Education Acknowledgement, not dated
7. Reporting Posting, English, Spanish and Creole, not dated
8. Miami-Dade Corrections and Rehabilitation Inmate Handbook Addendum, dated 5.2023
9. Post Audit: Miami-Dade County Memorandum, Subject: PREA Standard 115.33, dated 9.18.2023
10. Post Audit: Inmate PREA Education Spreadsheet

Interviews:

1. Random Inmates
2. Targeted Inmates
3. Lieutenant

Interviews with 21 random and 20 targeted inmates demonstrated PREA education of their rights, the agency sexual harassment and sexual abuse policy and reporting options were provided to them within the first week upon arriving to the facility, which included options to report incidents of sexual abuse and sexual harassment through dialing the PREA hotline number, verbally report to a trusted staff, report through a third party, report anonymously, or report through grievances and or an inmate request form.

The interview with the Lieutenant demonstrated she reads the agency PREA brochure, to each intake, which includes the agency zero tolerance policy, inmate

rights and internal and external reporting options within 72 hours of arrival to the facility.

Site Observation:

During the pre-audit phase the Auditor reviewed the inmate PREA video and found the video to be informative, thorough and to include information regarding an explanation of PREA, definitions of sexual harassment and sexual abuse to include voyeurism, the agency zero tolerance policy, inmate rights and internal and external sexual harassment and sexual abuse reporting options. Through utilization of the PREA Audit Adult Prison & Jail Documentation Review Inmate File / Records Review template demonstrated nine of 40 inmates interviewed had been in the facility 12 months or under. Of the nine inmate files reviewed, six received PREA education within 72 hours of the intake process and two received comprehensive education within 30 days of intake.

Action Plan:

- Track inmate jail number, intake date, and 30-day comprehensive education for the next 60 days.
- Appropriate facility staff to write a memorandum providing a sustainable action plan stating which facility position will ensure ongoing compliance of this provision.
- Upload report of inmate jail number, intake date, and 30-day comprehensive education via report/spreadsheet and memorandum to the supplemental files.

Post audit the facility provided a Miami-Dade County Memorandum, to the Executive Officer, Training Bureau, from the Reentry Program Services Bureau, Subject: PREA Standard 115.33, stating, "Reentry Program Services Bureau will ensure the following PREA Comprehensive Education tasks are adhered to:

- A counselor will be assigned to track, monitor, and follow up on all inmates who require a PREA Comprehensive Education.
- A list will be disseminated to the identified counselors who will ensure inmates receive training.
- The assigned counselor will update the PREA comprehensive session in the Criminal Justice Information System (CJIS). An ongoing list will be retained due to CJIS not permitting updates for an inmate who has been incarcerated within 365 days.

Post audit the facility provided an Inmate PREA Education spreadsheet for

approximately 1300 inmates over a period of two months, beginning on 8.6.2023 through 10.14.2023, documenting the following information.

- Jail Number / Booking Date / Cell Number
- Last Name / First Name
- Transferred to MWDC Date
- Comprehensive Education within 30 days of arrival to MWCC
- Number of Days in-between
- Notes: Explanation of reasons, if education was past the requirement 30 days. (16 occurrences, most due to inmate having multiple housing unit changes since booking.)

(a) The Metro West Detention Center PAQ states Inmates receive information at time of intake about the zero-tolerance policy and how to report incidents or suspicions of sexual abuse or sexual harassment. The number of inmates admitted in the past 12 months who were given this information at intake was 7077.

MDCR and CHS Policy IP-001, page 5, section B.1-3. Inmate Orientation, states, "All inmates/patients shall receive an orientation that addresses MDCR's zero tolerance for sexual battery/abuse/harassment. The Classification Officer shall provide the orientation within 72 hours after intake unless exigent circumstances exist, e.g., inmates/patients requiring detox. Inmates/patients shall:

1. View a video presentation on how to report incidents or suspicions of sexual battery/abuse/harassment, and the right to be free from retaliation for reporting such incidents;
2. Receive the Sexual Battery/Abuse/Harassment Awareness Pamphlet;
3. Receive an Inmate Handbook that includes information regarding prohibited acts, violations, and sanctions; how inmates/patients can protect themselves from sexual battery/abuse/harassment; and how to report sexual acts, etc."

The facility provided a PREA Comprehensive Education - Information Session Handout. The handout provides inmates with the following information.

4. MDCR has zero tolerance for all sexual battery/abuse/harassment. Therefore, all allegations that are reported to our agency will be investigated.
5. You have the right to be protected from sexual abuse/battery/harassment.

6. If you are the victim of sexual abuse/battery/harassment you can report it by doing the following:

(a) Advise a staff member immediately for assistance (i.e. Officer, Counselor, Nurse, Chaplain, etc.)

(b) Advise a family member so they can report it for you.

(c) Contact the Miami-Dade Police Department (MDPD) *9022

(d) All calls made to this number are anonymous

- The Miami-Dade Police Department serves as our external reporting agency. They are not a part of MDCR.

- We will make sure that you are not retaliated against by other inmates, staff, or contractors for reporting an act of sexual abuse/battery/harassment or cooperating with investigators. If you believe you are being retaliated against by anyone for reporting or cooperating, please immediately notify a supervisor or file a grievance documenting the retaliatory behavior.

- When filing a report, you may remain anonymous. However, providing identifying information such as your name, date, and location of the incident, will assist us in ensuring that the complaint is fully investigated.

- Filing a false report will result in disciplinary action. Abuse of the RTC hotline (i.e., calls for time checks and use of profane or sexually explicit language) may result in disciplinary action.

- Sexual activity of any sort is prohibited and will not be tolerated.

- You are encouraged to help ensure the safety and security of you, other inmates, and staff. If you see something, please say something by calling the See Something, Say Something Hotline at *9027 (internal hotline) or (786)-263-6599. (Please note that calls made to this line are not anonymous)

- Facility specific contact information.

During the pre-audit phase, the Inmate PREA Education video was provided by the PREA Coordinator and was viewed by the PREA Auditor. The education video is individual to Miami-Dade and their facilities, informative and educates inmates on the agency zero tolerance policies and procedures, rights, sexual harassment and sexual assault scenarios, how and who to report allegations.

(b) The Metro West Detention Center PAQ states the number of those inmates admitted during the past 12 months (whose length of stay in the facility was for 30 days or more) who received comprehensive education on their rights to be free from

both sexual abuse and sexual harassment and retaliation for reporting such incidents and on agency policies and procedures for responding to such incidents within 30 days of intake was 6865.

The facility provided a Metro West Detention Center PREA Completion Report demonstrating inmate completion totals for each month for months May 2022 through April 2023.

(c) The Metro West Detention Center PAQ states of those who were not educated during 30 days of intake, all inmates have been subsequently educated. Agency policy requires that inmates who are transferred from one facility to another be educated regarding their rights to be free from both sexual abuse and sexual harassment and retaliation for reporting such incidents and on agency policies and procedures for responding to such incidents, to the extent that the policies and procedures of the new facility differ from those of the previous facility. The PAQ states, "The process for reporting is the same at all facilities. However, the Education Session handout identifies the PCM, HSA, & Captain at each facility/bureau."

(d) The Metro West Detention Center PAQ states Inmate PREA education is available in accessible formats for all inmates including those who are limited English proficient, deaf, visually impaired, otherwise disabled or have limited reading skills.

MDCR and CHS Policy IP-001, page 5, section B.4. a.- e. Inmate Orientation, states, "Be provided communication assistance, if the inmate has a hearing (deaf or hard of hearing), vision (blind or have low vision), or speech impairment; cognitive disabilities; as well as those who have limited reading skills or limited English proficiency that will prevent them from understanding MDCR's efforts to prevent, detect and respond to sexual abuse and sexual harassment. Communication assistance includes, but is not limited to:

- a. Auxiliary aids,
- b. Large print materials,
- c. Qualified sign language interpreters,
- d. MDCR Point Book, e. Translation services for inmates with limited English proficiency."

(e) The Metro West Detention Center PAQ states the facility maintains documentation of inmate participation in PREA education sessions.

The facility provided a Miami-Dade Corrections and Rehabilitation PREA Comprehensive Education Acknowledgment. The acknowledgment documents the following information.

- Facility Name
- Date
- Your signature below is a verification of the following:
 - o You have viewed the PREA Education Video and understand its contents.
 - o You were afforded an opportunity to ask questions and Your questions were answered.
 - o You received a copy of the PREA comprehensive Education Information Session Handout, Sexual Batter/Abuse/Harassment Awareness Pamphlet and the Inmate Handbook.
- Name / Jail Number / Unit - Cell / Signature / Status - Completed-Refused
- Print MDCR Staff Name / Signature

(f) The Metro West Detention Center PAQ states the agency ensures that key information about the agency's PREA policies is continuously and readily available or visible through posters, inmate handbooks, or other written formats.

The facility provided a Reporting Poster, in English, Spanish and Creole, providing the following information.

Miami-Dade Corrections & Rehabilitation Department Reporting Sexual Battery/Abuse/ Harassment

- If you become a victim of sexual abuse or you suspect abuse is taking place, you MUST do the following:
 - o Notify a staff member immediately!
 - o This means any Officer, Supervisor, Nurse, Counselor, Chaplain, Volunteer, or Contractor.
 - o You can also call the Miami Dade Police Department by dialing *9022#
 - o Medical and mental health services will be provided to victims of sexual battery/ abuse free of charge.

o *All calls made to this number are confidential. You may also wish to remain anonymous when reporting.

The facility provided a Miami-Dade Corrections and Rehabilitation Inmate Handbook Addendum. Page 6, section Reporting Sexual Battery/Abuse/Harassment, A. Reporting includes the same information as found in the Reporting Posting. Section B. Advocacy Services, states, "If you have been a victim of sexual battery/abuse and in need of advocacy services, you may contact the Roxy Bolton Rape Treatment Center 7 days a week from 7:00 a.m. to 5:00 p.m. by dialing *9025#.

- All calls made to this number are free.
- If you wish to remain anonymous you may do so.
- Calls made to this number are not monitored.
- You cannot file a report for sexual abuse/battery/harassment at this number.
- You may also contact them by mailing a letter to the following mailing address:
 - o Roxcy Bolton Rape Treatment Center
 - o Jackson Memorial Hospital
 - o 1611 NW 12th Avenue Miami, FL 33136
- If you would like to report an incident of sexual abuse/batter/harassment, please contact the Miami-Dade Police Department at *9022#."

Through such reviews, the facility meets the standard requirements.

115.34	Specialized training: Investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. Miami-Dade Corrections and Rehabilitation Department DSOP: 4-015, Complaints, Investigations and Dispositions, dated 2022 3. PREA: Investigating Sexual Abuse and Advanced Sexual Abuse Investigations Training Records

4. Security and Internal Affairs Bureau (SIAB) Investigators Internal Affairs Investigators Listing

Interviews and on-site file review:

1. Lieutenant / Investigator
2. Security and Internal Affairs Bureau (SIAB) Investigator - (Internal Affairs Investigators)

The interview with investigators and personnel file review demonstrated the investigator had completed investigator training through the PREA: Investigating Sexual Abuse and Advanced Sexual Abuse Investigations curriculum. Miami-Dade Police Department Sexual Crimes Unit Investigators have completed specialized investigator training through the PREA Resource Center.

(a) The Metro West Detention Center PAQ states the agency policy requires that investigators are trained in conducting sexual abuse investigations in confinement settings. The PAQ states, "Miami-Dade Corrections and Rehabilitation Department DSOP: 4-015, Complaints, Investigations and Dispositions."

Miami-Dade Corrections and Rehabilitation Department DSOP: 4-015, Complaints, Investigations and Dispositions, page 12, section XXI. Training A.-B., states,

A. "Investigators who conduct sexual abuse investigations shall receive training on conducting investigations in confinement settings. Refer to IP 001 "inmate Sexual Battery / Abuse / Harassment Prevention and Response" For specific training topics. The Training Bureau shall maintain a copy of each employee's training documentation for recordkeeping.

B. Investigative: Investigators shall receive specialized investigative training on appropriate investigation policies and procedures, the investigation tracking process, interviewing techniques, and confidentiality requirements."

(b) The Metro West Detention Center PAQ states investigator training has been completed on the National Institute for Corrections Specialized Investigator training website, which includes techniques for interviewing sexual abuse victims, proper use of Miranda and Garrity warnings, sexual abuse evidence collection in confinement settings, and the criteria and evidence required to substantiate a case for administrative action or prosecution referral.

	<p>(c) The Metro West Detention Center PAQ states the agency shall maintain documentation that agency investigators have completed the required specialized training in conducting sexual abuse investigations. The facility has 15 employees who have completed investigator training.</p> <p>The facility provided an Investigating Sexual Abuse Training Record demonstrating 60 agency personnel have completed PREA: Investigating Sexual Abuse in a Confinement Setting Training and 37 personnel have completed PREA: Investigating Sexual in a Confinement Setting Advanced Investigations.</p> <p>The facility provided a Security and Internal Affairs Bureau (SIAB) Investigators Internal Affairs Investigators Listing demonstrating the agency has 15 criminal investigators.</p> <p>Through such reviews, the facility meets the standard requirements.</p>
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115.35	Specialized training: Medical and mental health care
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023 3. Corrections Health Services PREA PowerPoint Training, dated 6.2.2023 4. Medical Training Records 5. PREA Clinical Health Services PREA Training Report, dated 6.6.2023 <p>Interviews:</p> <ol style="list-style-type: none"> 1. Contractor - Licensed Mental Health Counselor 2. Contractor - Director of Patient Care Services <p>Interviews with medical and mental health staff demonstrated each had completed</p>

specialized medical and mental health training to include the proper protocols of reporting, separating victims from abusive situations, acute and follow up care in accordance with their department responsibilities.

Site Observation:

Medical and mental health staff certifications were uploaded to the online audit system during the pre-audit phase.

(a) The Metro West Detention Center PAQ states the agency has a policy related to the training of medical and mental health practitioners who work regularly in its facilities. 89 staff, 99% of medical and mental health staff who work at the facility who have received training required by agency policy.

MDCR and CHS Policy IP-001, page 23, section C. states, "CHS medical and mental health care staff who work regularly in the facilities are trained on the following:

3. How to prevent, detect, and assess signs of sexual abuse/harassment;
4. How to preserve evidence;
5. How to respond professionally to victims of sexual abuse/harassment;
6. How and when to report allegations or suspicions of sexual abuse/harassment;
7. CHS shall document completion of the training through employee's signature or electronic verification."

The facility provided a Corrections Health Services PREA PowerPoint Training. Training components consist of the following.

In accordance with PREA Standards 115.31 Employee Training and 115.35 Specialized Training: Medical and Mental Health Care, all Medical and Mental Health Staff must be trained prior to contact with the inmate population.

- The Creation of the PREA Rape Elimination Act (PREA)
- Miami-Dade Corrections & Rehabilitation (MDCR) and Corrections Health Services (CHS) stance on PREA
- Prevention
- Detection
- Potential Sexual Abuse Victims

	<ul style="list-style-type: none"> · The Dynamics of Victimization · Reporting and Responding to PREA Related Incidents · Effective Communications with Lesbian, Gay, Bisexual, transgender, Intersex (LGBTI) inmates/patients · Avoiding Inappropriate Relationships with Inmates · Inmate Sanctions · Retaliation · Confidentiality and the Law <p>(b) The Metro West Detention Center PAQ states their medical staff do not conduct forensic medical exams.</p> <p>(c) The Metro West Detention Center PAQ states the agency maintains documentation showing that medical and mental health practitioners have completed the required training.</p> <p>The facility provided Medical Training Records demonstrating 89 agency personnel have completed PREA Biennial Training. During the pre-audit phase, the PREA Coordinator stated Biennial Training consisted of the PowerPoint training for medical and mental health personnel initially and again, every two years.</p> <p>The facility provided a PREA Clinical Health Services PREA Training Report with the facility medical and mental health six staff names highlighted to demonstrate each had successfully completed PREA Biennial training during the time period of 2022-2023.</p> <p>Through such reviews, the facility meets the standard requirements.</p>
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115.41	Screening for risk of victimization and abusiveness
	Auditor Overall Determination: Meets Standard
	Auditor Discussion

Document Review:

1. Metro West Detention Center PAQ
2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023
3. PREA Risk Assessment, not dated
4. Miami-Dade Memorandum, Subject: 115.41(i)- Screening for risk and sexual victimization, dated 6.5.2023
5. Inmate Information and Risk Screening Screen Prints
6. Post Audit: Miami-Dade County Memorandum, Subject: 115.41 Compliance Document, dated 9.18.2023
7. Post Audit: Miami-Dade County Memorandum, Subject: 115.41, dated 9.18.2023
8. Post Audit: 115.41 Corrective Action Spreadsheet

Interviews:

1. Random Inmates
2. Targeted Inmates
3. Lieutenant
4. Executive Officer / PREA Coordinator

Interviews with inmates demonstrated most had remembered being asked risk screening questions during the intake process; however, many could not remember being reassessed.

The interview with the Lieutenant demonstrated that risk assessments are completed with each inmate, in a one-on-one setting, during intake into the facility. The Lieutenant stated the risk screening considers stature, if the inmate is a victim and or perpetrator of sexual abuse, convicted or charged with a sex crime, if they are old or young, if they feel vulnerable, and or a history of aggression.

Discussions with the PREA Coordinator during pre-audit phase demonstrated risk assessments were not completed within 72 hours of transfer to an individual facility. Once discovered, the agency as a whole revised current process and began conducting 72-hour risk assessment at each facility when transfer from the assessment facility.

Site Observation:

Utilization of the PREA Audit Adult Prison & Jail Documentation Review Inmate File / Records Review template demonstrated four of 11 reassessments were not completed within 30 days of intake.

Action Plan:

- Track inmate jail number, intake date, assessment date, reassessment date for the next 60 days.
- Appropriate facility staff to write a memorandum providing a sustainable action plan stating which facility position will ensure ongoing compliance of this provision.
- Upload report of inmate jail number, intake date, assessment date, reassessment date via report/spreadsheet and memorandum to the supplemental files.

Post audit the facility provided a Miami-Dade County Memorandum, to the Executive Officer Training Bureau, from the Captain-Classification and Inmate Management Bureau, Subject: 115.41 Compliance Document, stating, "To ensure all inmates receive an initial screening (IPS) within 72 hours and PREA information at Intake (IPS) within 72 hours, the Classification and Inmate Management Bureau (CIMB) staff will adhere to the following:

- The Classification supervisor will review the classification dashboard three times daily. While reviewing this dashboard, any inmates who require an initial assessment will be shown on the document as unclassified.
- The Classification Supervisor will assign the classification officers 16 inmates each to insure they are classified within in this window.
- The Classification Sergeant and/or Lieutenant will review this document daily to ensure no inmates goes over the 72-hour period.
- The Classification Sergeant and/or Lieutenant will use the powerbi compliance report to update the corrective action report to indicate which inmates have been transported to MWDC on a daily basis.
- Based on the information received from MWDC staff, the document will be updated once again to indicate the day the inmate received the initial assessment upon arrival to the facility.

Note: Any discrepancies noted by the Classification Sergeant and/or Lieutenant will be escalated to all parties for swift and immediate action in order to remain in compliance.”

Post audit the facility provided a Miami-Dade County Memorandum to the Executive Officer, Training Bureau, from the Captain-Metro West Detention Center, Subject: 115.41, stating, “To ensure all inmates receive an assessment upon transfer and a PREA reassessment Metro West Detention Center (MWDC) will adhere to the following:

- Assign a staff member to assess, track, monitor, and following up with all inmates transferring into MWDC.
- Ensure that an updated list is provided to the shift commander each week identifying inmates that has not completed the PREA reassessment interview.
- Ensure that the supervisor receiving the list is prioritizing the order in which these assessments should be completed. (e.g., an individual that have been at MWDC for 20 days vs. an individual that transferred into MWDC 3 days ago)

Post audit the facility provided a spreadsheet to demonstrate intake and 30-day risk assessments were completed timely for a period of two months. The spreadsheet documents the following information for approximately 1300 inmates from 8.6.2023 through 10.14.2023.

- Jail Number / Booking Date / Cell Number
- Last Name / First Name
- PREA Screening Date
- Compliance Dates for Intake Screening - of the 1300 inmates, only nine were completed outside of the prescribed 72 hours, each with a coded explanation.
- PREA Information at Intake (IPS) within 72 hours
- Compliance Dates for PREA Information at Intake
- Transferred to MWDC
- Notes: Classification
- Secondary Assessment. New arrival and upon transfer, with 72 hours of arrival at MWDC
- Number of Days In Between
- PREA Reassessment, within 30 days of arrival to MWDC

· Number of Days In Between

(a) The Metro West Detention Center PAQ states the facility has a policy that requires screening, upon admission or transfer, for risk of sexual abuse victimization or sexual abusiveness toward other Inmates.

MDCR and CHS Policy IP-001, page 2, section A. Inmate Assessments, states, “

All inmates/patients shall be assessed within 72 hours upon arrival into MDCR custody and upon transfer to another facility to determine their risk of becoming a victim and/ or committing sexual battery/abuse/harassment. The assessment shall be used in determining the inmate/patient’s permanent classification and housing assignment, prior to being placed into general population or housed with another inmate/patient.

1. Assessment Criteria Screening criteria to assess inmates for risk of sexual victimization and abusiveness shall include, but not be limited to the inmate/ patient’s:

- a. Disability status (mental, physical, developmental or no disability);
- b. Age;
- c. Limited English Proficiency (individuals who do not speak English as their primary language and who have a limited ability to read, speak, write, or understand English can be limited English proficient);
- d. Physical build;
- e. History of incarceration, criminal history of violence or exclusively nonviolent;
- f. History of sexual offenses;
- g. Gender identity expression, i.e., LGBTI and gender nonconforming;
- h. History of sexual victimization;
- i. Perception of vulnerability to victimization; and
- j. Charging status, e.g., being detained solely for immigration holds”

(b) The Metro West Detention Center PAQ states the number of inmates entering the facility (either through intake or transfer) within the past 12 months (whose length of stay in the facility was for 72 hours or more) who were screened for risk of sexual victimization or risk of sexually abusing other inmates with 72 hours of their entry into the facility was 6728, 100% of inmates. Policy compliance can be found in provision (a) of this standard.

(c-e) The Metro West Detention Center PAQ states the facility conducts risk assessments by using an objective screening instrument. The facility does not house inmates solely for civil immigration purposes.

The facility provided a PREA Risk Assessment comprised of the following components.

Inmate Name / Intake Date

Employee Name / Assessment Date

Screening Type: New Admission

Possible Victim Factors:

1. Victims of sexual assault in an institutional setting
2. Experienced prior sexual victimization in community
3. Youthful age (24 or younger in adult facility; 14 or younger in youth units)
4. Elderly (65 or older)
5. Small physical stature
6. Developmental disability / mental disability / physical disability
7. First time incarcerated
8. Lesbian/gay/bisexual/transgender/intersex/gender nonconforming/ (admitted or perceived)
9. Inmate has current or prior convictions for sex offenses against a child or adult
10. The inmate's criminal history is exclusively nonviolent
11. Does the inmate consider themselves vulnerable

Possible Predator Factors:

1. Previously perpetrated sexual abuse in an institutional setting
2. Prior acts of sexual abuse in community
3. Current or prior adjudication or convictions for violent offenses
4. History of prior institutional violence

Inmate signature and date

Victim Designation Process:

- If 'yes' to item #1, enter inmate as "Known Victim"
- If 'yes' to three or more items other than item #1, enter inmate as a "Potential Victim"
- Otherwise designate inmate as a "Non-Victim"
- Scored Designation: (Check One) Known Victim / Potential Victim / Non-Victim
- Victim Over-ride (Check-One): No / Yes- "Potential victim to non-victim / Yes - "Non-victim to potential victim
- Basis for override:

Predator Designation Process:

- If 'yes' to item #1, enter inmate as "Known Predator"
- If 'yes' to two or more other than item #1, enter inmate as a "Potential Predator"
- Otherwise designate inmate as "Non-Predator"
- Scored Designation: (Check One) Known Predator / Potential Predator / Non-Predator
- Predator Over-ride (Check-One): No / Yes- "Potential predator to non-predator / Yes - "Non-predator to potential predator
- Basis for override:

The facility provided screen print information to demonstrate inmate age is documented within the agency software database. During the pre-audit phase, the PREA Coordinator stated inmates are not detained in JDCR solely for immigration purposes.

(f) The Metro West Detention Center PAQ states the policy requires that the facility reassess each inmate's risk of victimization or abusiveness within a set time period, not to exceed 30 days after the inmate's arrival at the facility, based upon any

additional, relevant information received by the facility since the intake screening. The number of inmates entering the facility (either through intake or transfer) within the past 12 months (whose length of stay in the facility was for 30 days or more) who were reassessed for their risk of sexual victimization or of being sexually abusive with 30 days after their arrival at the facility based upon any additional relevant information received since intake was 5409.

MDCR and CHS Policy IP-001, page 6-7, section D. PREA Reassessment 2. a., states, "The PREA reassessment shall be conducted within 30 days for all inmates as follows:

a. IRB Classification Unit shall:

1) Review the compiled report daily, containing the name and demographic information of identified inmates/patients that:

a. Remain in custody for 25 days,

b. Transferred to a new facility within the last 25 days

(g) The Metro West Detention Center PAQ states the policy requires that an inmate's risk level 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.

MDCR and CHS Policy IP-001, page 6, section D. PREA Reassessment 1. a.-e., states, "Within a set time frame not to exceed 30 days from the inmate arrival at the facility, the facility will reassess all Inmates/patients risk of sexual victimization or abusiveness, and when warranted due to:

a. A referral, e.g., from CHS, Classification Unit, MDCR staff;

b. A request from the inmate/patient;

c. An incident of sexual abuse, activity, etc., while in custody;

d. Receipt of additional information, e.g., anonymous call received that impacts the inmate/patient's risk of sexual victimization or abuse;

e. A transfer to another MDCR facility."

(h) The Metro West Detention Center PAQ states the policy prohibits disciplining inmates for refusing to answer (or for not disclosing complete information related to) questions regarding: (a) whether or not the inmate has a mental, physical, or

developmental disability; (b) whether or not the inmate is or is perceived to be gay, lesbian, bisexual, transgender, intersex, or gender non-conforming; (c) whether or not the inmate has previously experienced sexual victimization; and (d) the inmate's own perception of vulnerability.

MDCR and CHS Policy IP-001, page 4, section A. Inmate Assessments, 5. Inmates/ Patient's Refusal to Disclose, states, "Inmates/patients shall not be disciplined for refusing to answer questions or not disclosing complete information in response to questions related to mental, physical, or developmental disability; inmate/patient sexual orientation; previous history of sexual victimization; or perception of vulnerability."

(i) The facility provided a Miami-Dade Memorandum, Subject: 115.41(i)- Screening for risk and sexual victimization, from the Acting Captain Inmate Management Bureau, stating, "As it relates to Prison Rape Elimination Act (PREA) Standard 114.41(i), in order to ensure that sensitive information is not exploited to the inmate's detriment by staff or other inmates, only staff assigned to the Intake and Release Bureau's Classification Unit, are granted access to responses asked pursuant to this standard."

Through such reviews, the facility meets the standard requirements.

115.42	Use of screening information
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023 3. Miami-Dade Corrections and Rehabilitation Department DSP: 18-017, Lesbian, Gay, Bisexual, Transgender, and Intersex Inmates, not dated <p>Interviews:</p> <ol style="list-style-type: none"> 1. Random Inmates

2. Targeted Inmates
3. PREA Sergeant
4. Security Lieutenant

Interviews with inmates demonstrated care and concern regarding their safety is addressed. Targeted inmates of the LGBTQI community stated they were comfortable in their units and were treated well by staff and other inmates. Inmates who reported sexual abuse stated they were separated from their aggressors at the time the allegation was reported.

Interviews with PREA Sergeant and the PREA Compliance Manager demonstrated the Classification Department are the only personnel who have access to completed inmate risk assessments.

Site Observation:

Review of classification protocols and inmate placement in the front of dorms demonstrated thought and consideration is placed on inmates who could be considered victims and or aggressors in order to ensure sexual safety throughout the facility.

(a) The Metro West Detention Center PAQ states the facility uses information from the risk screening required by §115.41 to inform housing, bed, work, education, and program assignments with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive.

MDCR and CHS Policy IP-001, page 4, section 3.b., states, "Inmates/patients determined to be at risk of becoming a victim or committing sexual battery/abuse/ harassment shall be housed in direct supervision housing to ensure their safety and safety of other inmates/patients."

MDCR and CHS Policy IP-001, page 4, section 4. Programs, states, "When assigning work, education, and programs for an inmate/patient identified as a potential victim or perpetrator, MDCR and CHS staff shall use information from the Victim and/or Predator Screening Instrument with the goal of keeping potential victims from perpetrators. MDCR and CHS staff shall also consider on a case-by-case basis, whether the placement would ensure the inmate's health and safety, and whether the placement would present management or security problems."

(b) The Metro West Detention Center PAQ states the agency/facility makes individualized determinations about how to ensure the safety of each inmate. Policy compliance can be found in provision (a) of this standard.

(c) The Metro West Detention Center PAQ states the agency/facility makes housing and program assignments for transgender, or intersex inmates in the facility on a case-by-case bases. Policy compliance can be found in provision (a) of this standard.

(d) MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, page 12, section C., states, “The TC shall convene a minimum of 2 times per year to review transgender inmates housing assignments, access to programs, privileges, education, work opportunities, and any threats to safety experienced by the inmate, for transgender inmates in MDCR custody. in accordance with PREA Standard 115.42(d).”

(e) MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, page 6, section 9., states, “A transgender or intersex inmate’s own view with respect to their own safety shall be given consideration.”

(f) MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, page 10, states, “VII. Cross-Gender Viewing, C., states, “Transgender and intersex inmates shall have the opportunity to shower separately from other inmates, and whenever possible, shall have the opportunity to perform bodily functions, and change clothes separately from other inmates.”

Through such reviews, the facility meets the standard requirements.

115.43	Protective Custody
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	Document Review:
	1. Metro West Detention Center PAQ

2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023

Interviews:

1. Targeted Inmate
2. Special Management Unit Sergeant.
3. PREA Sergeant
4. Security Lieutenant / PREA Compliance Manager
5. Captain

The interview of the one transgender in the Special Management Unit (SMU) demonstrated she was placed in this unit at her own request.

The interview with the SMU Sergeant demonstrated victims can be placed in SMU at their request. The Sergeant stated all victims are provided privileges and since he has been assigned to SMU, he has not experienced a victim of sexual abuse being placed in this unit. The Sergeant stated if a victim was placed in SMU based off a risk assessment and or being victimized a weekly review of everyone in the unit would occur; however, the goal of placing a victim in proper housing is 72 hours.

Interviews with the PREA Sergeant, PREA Compliance Manager and the Captain demonstrated inmate victims are not typically placed in SMU unless the inmate request placement. Staff stated inmates who were at high risk of being sexually abused and victims of sexual abuse placed in the SMU would be allotted privileges during their entire stay.

Site Review:

During the tour of the SMU multiple telephones on wheels were at the doors of inmate cells as phone calls were taking place. Inmates were observed in the outdoor recreation areas and watching movies in the open housing area.

(a) The Metro West Detention Center PAQ states the agency has a policy prohibiting the placement of inmates at high risk for sexual victimization in involuntary segregated housing unless and an assessment of all available alternatives has been made and a determination has been made that there is not available alternative means of separation from likely abusers. The number of inmates at risk of sexual

victimization who were held in involuntary segregated housing the past 12 months for one to 24 hours awaiting completion of assessment was zero.

MDCR and CHS Policy IP-001, page5-6, C. Protective Custody 2., states, "The facility shall assign such inmates/patients to involuntary segregated housing only until an alternative means of separation from likely abusers can be arranged, and such an assignment shall not ordinarily exceed a period of 30 days."

(b) MDCR and CHS Policy IP-001, pages 6, C. Protective Custody 2., states, "Inmates/patients placed in segregated housing for this purpose shall have access to programs, privileges, education, and work opportunities to the extent possible. If an inmate/patient has restricted access to programs, privileges, education, or work opportunities, the following shall be documented on an MDCR Incident Report:

- a. The opportunities that have been limited;
- b. The duration of the limitation; and
- c. Reasons for such limitations.

(c) The Metro West Detention Center PAQ states the number of inmates at risk of sexual victimization who were assigned to involuntary segregated housing in the past 12 months, for longer than 30 days while awaiting alternative placement was zero.

(d) The Metro West Detention Center PAQ states from a review of case files of inmates at risk of sexual victimization who were held in involuntary segregated housing in the past 12 months, the number of case files that include BOTH (a) a statement of the basis for facilities concerns for the inmate's safety, and (b) the reason or reason why alternative means of separation could not be arranged was zero.

MDCR and CHS Policy IP-001, pages 6, C. Protective Custody 3., states, "If an involuntary segregated housing assignment is made, the facility shall:

- a. Clearly document:
 - 1) The basis for the facility's concern for the inmate's safety, and
 - 2) The reason why no alternative means of separation can be arranged;
- b. Reassess the inmate/patient every 30 days to determine whether there is a continuing need for separation from the general population."

	<p>(e) The Metro West Detention Center PAQ states if an involuntary segregated housing assignment is made, the facility affords each such inmate a review every 30 days to determine whether there is a continuing need for separation from the general population. Policy compliance can be found in provision (a) of this standard.</p> <p>Through such reviews, the facility meets the standard requirements.</p>
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115.51	Inmate reporting
	<p>Auditor Overall Determination: Meets Standard</p> <hr/> <p>Auditor Discussion</p> <p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023 3. Miami-Dade Corrections & Rehabilitation Department - Reporting Sexual Battery/Abuse/Harassment Posting in English and Spanish 4. Miami-Dade Corrections and Rehabilitation Inmate Handbook Addendum, dated 2023 5. Memorandum of Understanding, Miami-Dade Police Department, dated 6.22.2023 <p>Interviews:</p> <ol style="list-style-type: none"> 1. Random Inmates 2. Targeted Inmates 3. Correctional Officers 4. Mail Room Staff 5. PREA Sergeant <p>Interviews with the 30 inmates demonstrated they were comfortable and aware they could report PREA by phone through the hotline numbers, report directly to staff and up the chain of command, through a grievance or telling a family member who could</p>

report for them.

Correctional Officers stated they would accept and report allegations report to them personally, through a note or grievance or a family member reporting for inmates.

Site Observations:

Standardized bulletin boards with consisting of Audit Notices, Peer Support, Red Flag, Reporting and Break the Silence postings. Record storage was found to be secure in the Programs Building, behind a locked door with only program staff having access to the paper files and all risk assessments were kept in the database with limited access by the Captain, Program Staff and the PREA Compliance Manager. The mailroom was in the visitation / Human Resource and PREA Compliance Manager building, separated by locked doors on each side of the office with key access to only mailroom staff and the PREA Compliance Manger. Mail room staff stated professional mail is logged and stamped with receipt date, each day and never opened.

(a) The Metro West Detention Center PAQ states the agency has established procedures allowing for multiple internal ways for inmates to report privately to agency officials about: (a) sexual abuse or sexual harassment; (b) retaliation by other inmates or staff for reporting sexual abuse and sexual harassment; and (c) staff neglect or violation of responsibilities that may have contributed to such incidents.

MDCR and CHS Policy IP-001, page 9, section V. Reports of Sexual Battery / Abuse / Harassment A. – B., states,

A. "All MDCR staff, contractors, and volunteers are required to immediately report verbally and in writing any knowledge, suspicion, or information they receive regarding an incident of sexual abuse, sexual harassment, retaliation, or neglect resulting in retaliation that occurred in a facility, even if that facility is not a MDCR detention facility. Reports of sexual abuse and sexual harassment of inmates may be submitted privately to any MDCR Supervisor or any other facility supervisor.

B. Inmates/patients may report verbally, in writing, or through a third party to any MDCR/CHS staff, contractor, or volunteer at any time, regardless of when the incident may have occurred or if it occurred while in the custody of MDCR."

The facility provided a Miami-Dade Corrections & Rehabilitation Department - Reporting Sexual Battery/Abuse/Harassment posting in English and Spanish. The posting provides the following information.

REPORTING SEXUAL BATTERY/ABUSE/HARASSMENT

If you become a victim of sexual abuse or you suspect abuse is taking place, you MUST do the following:

- Notify a staff member IMMEDIATELY! This means any Officer, Supervisor, Nurse, Counselor, Chaplain, Volunteer, or Contractor.
- You can also call the Miami Dade Police Department by dialing *9022#
- Medical and mental health services will be provided to victims of sexual battery/abuse free of charge.
- *All calls made to this number are confidential. You may also wish to remain anonymous when reporting.

The facility provided a Miami-Dade Corrections and Rehabilitation Inmate Handbook Addendum. Page 6 of the Inmate Handbook Addendum provides information on the following.

- Reporting Sexual Batter/Abuse/Harassment to include staff titles and contact information.
- Advocacy Services to include address and phone contact information.

(b) The Metro West Detention Center PAQ states facility provides at least one way for Inmates to report abuse or harassment to a public or private entity or office that is not part of the agency. The agency does not have a policy requiring inmates detained solely for civil immigration purposes be provided information on how to contact relevant consular officials and relevant officials of the Department of Homeland Security.

The facility is currently posting signage and has updated the Inmate Handbook to include instruction on reporting to the Miami-Dade Police Department. The facility provided an amended memorandum that has been presented to the police department demonstrating page 1., section MDPD agrees to: 6. And 8., states,

6. "In accordance with PREA Standard 115.51, serve as the external reporting agency to ensure inmates' allegations of sexual abuse/batter/harassment are reported to MDCR.

8. Will also advise the inmates that they may remain anonymous when reporting allegations of sexual abuse/batter/harassment."

The facility provided a Memorandum of Understanding between Miami-Dade Corrections and Rehabilitation Department and the Miami-Dade Police Department. The memorandum specifically speaks to compliance with §115.21, §115.22, §115.51 and §115.71. The memorandum of understanding is current and signed and dated by the Miami-Dade Department of Corrections and Rehabilitation Department Director and the Miami-Dade Police Department Director.

(c) The Metro West Detention Center PAQ states the agency has a policy mandating that staff accept reports of sexual abuse and sexual harassment made verbally, in writing, anonymously, and from third parties. Staff are required to document verbal reports. Policy compliance can be found in provision (a) of this standard.

(d) The Metro West Detention Center PAQ states the agency has established procedures for staff to privately report sexual abuse and sexual harassment of inmates. Policy compliance can be found in provision (a) of this standard.

Through such reviews, the facility meets the standard requirements.

115.52	Exhaustion of administrative remedies
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023 3. Miami-Dade Corrections and Rehabilitation Department DSOP: 15.001, Inmate Complaint / Grievance Process, dated 2020 4. Miami-Dade Corrections and Rehabilitation Inmate Handbook Addendum, dated 2023 5. Miami-Dade Corrections and Rehabilitation Department Inmate Grievances by Type, dated 5.1.2022 - 4.30.2023

Interviews:

1. Random Inmates
2. Targeted Inmates
3. PREA Sergeant

Interviews with inmates demonstrated most were aware of the grievance procedures, stated grievances can be completed on the kiosk or they are easily obtained through a verbal request to a Correctional Officer. Inmates stated they have access to or have writing utensils at all times if they are not on a disciplinary status.

An interview with a targeted inmate whose mother wrote a letter to the Auditor during the pre-audit phase demonstrated he had reported his allegation via a grievance. The inmate stated the report was due to an event that was investigated; however, the report could not be corroborated through camera footage review demonstrating the grievance was responded to by facility personnel.

The interview with the PREA Compliance Manager demonstrated grievances could be handed to staff or placed in Counselor boxes located in each unit.

Site Observation:

Grievance forms were observed in Correctional Officer desks in each housing unit and Counselor and sick call boxes were observed at the entrance of each unit.

(a) The Metro West Detention Center PAQ states the agency has an administrative procedure for dealing with Inmate grievances regarding sexual abuse.

MDCR and CHS Policy IP-001, page 9, section V. Reports of Sexual Battery/Abuse/ Harassment D. 1-2., states, "Inmate/patient reports may be submitted verbally, or in writing, through the Inmate Grievance process, anonymously, or from third parties, e.g., outside agencies, family, volunteers, etc.

1. If a grievance is filed by a third party, the inmate/patient may decline in writing to have the complaint investigated. MDCR staff must document via incident report the inmate decision to decline;
2. If the inmate agrees to have the allegation processed on his/her behalf MDCR

staff must initiate the PREA Protocol, which is outlined in this policy.”

Miami-Dade Corrections and Rehabilitation Department DSOP: 15.001, Inmate Complaint / Grievance Process, page 4, section VIII. Emergency Complaint/Grievance B. states, “An emergency complaint/grievance includes, but is not limited to the following: Sexual battery, sexual abuse, and/or sexual harassment.”

(b) The Metro West Detention Center PAQ states agency policy or procedure allows an inmate to submit a grievance regarding an allegation of sexual abuse at any time, regardless of when the incident is alleged to have occurred.

Miami-Dade Corrections and Rehabilitation Department DSOP: 15.001, Inmate Complaint / Grievance Process, page 2, section V. Access to The Grievance Process, B., states, “There is no time limit for inmates to submit a grievance for alleged sexual battery, sexual abuse, and/or sexual harassment Inmate request drop boxes are secured a maintained by MDCR.”

MDCR and CHS Policy IP-001, page 18, section Inmate Grievances Alleging Sexual Abuse/Harassment, A., states, “Inmates are not required to use an informal grievance process, or otherwise to attempt to resolve an ALLEGED incident of sexual abuse with any staff, volunteer, or contractor.”

(c) The Metro West Detention Center PAQ states the agency’s policy and procedure allows an inmate to submit a grievance alleging sexual abuse without submitting it to the staff member who is the subject of the complaint. The agency’s policy and procedure require that an inmate grievance alleging sexual abuse not be referred to the staff member who is the subject of the complaint. Policy compliance can be found in provision (a) of this standard.

(d) The Metro West Detention Center PAQ states the agency’s policy and procedures that require a decision on the merits of any grievance or portion of a grievance alleging sexual abuse be made within 90 days of the filing of the grievance. In the past 12 months there has been 46 grievances filed alleging sexual abuse. In the past 12 months, the number of grievances alleging sexual abuse that reached final decision within 90 days after being filed was 46.

MDCR and CHS Policy IP-001, page 19, section Inmate Grievances Alleging Sexual

Abuse/Harassment, G. 2., states, "A final decision on the merits of any portion of a grievance alleging sexual abuse shall be issued within 90 days of the initial filing of the grievance even when the inmate is out of the care, custody, and control of MDCR."

The facility provided a Miami-Dade Corrections and Rehabilitation Department Inmate Grievances by Type, through the period of 5.1.2022 and 4.30.2023. The grievance log documents the following information.

- Facility
- Grievance Type
- Grievance SUB-T
- Control Number
- Inmate Name
- EMRG
- DOC Input By
- Part VI Input By
- Entity Staff
- IMP Follow UP Comp
- IA
- ACPT
- Griev Date
- APLD
- Date Offered to Inmate
- Griev Closed Date
- # of work days Inmate received response

The grievance log demonstrates each grievance was responded to in one to 14 days.

(e) The Metro West Detention Center PAQ states agency policy and procedure permits third parties, including fellow inmates, staff members, family members, attorneys, and outside advocates, to assist inmates in filing requests for administrative remedies relating to allegations of sexual abuse and to file such

requests on behalf of inmates. Agency policy and procedure requires that if an inmate declines to have third-party assistance in filing a grievance alleging sexual abuse, the agency documents the inmate's decision to decline. The number of grievances alleging sexual abuse filed by inmates in the past 12 months in which the inmate declined third-party assistance, containing documentation of the inmate's decision to decline was zero.

MDCR and CHS Policy IP-001, page 18, section Inmate Grievances Alleging Sexual Abuse/Harassment, D., states, "If a third party files such a request on behalf of an inmate, the facility may require as a condition of processing the request that the alleged victim agrees 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."

Miami-Dade Corrections and Rehabilitation Inmate Handbook Addendum, page 6, section A. third bullet states, "If someone else reports that you have been a victim of sexual abuse/complaint and you do not want the complaint investigated, you must decline in writing."

(f) The Metro West Detention Center PAQ states the facility has a policy and established procedures for filing an emergency grievance alleging that an inmate is subject to a substantial risk of imminent sexual abuse. The facilities policy and procedures for emergency grievances alleging substantial risk of imminent sexual abuse require an initial response within 48 hours. The facilities policy and procedure for emergency grievances alleging substantial risk of imminent sexual abuse require that a final agency decision be issued within five days. Seven grievances were received alleging substantial risk of imminent sexual abuse, that were filed in the past 12 months.

The number of those grievances in 115.52(e)-3 that had an initial response within 48 hours was one. The number of grievances alleging substantial risk of imminent sexual abuse filed in the past 12 months that reached final decisions within 5 days was four.

MDCR and CHS Policy IP-001, page 19, section Inmate Grievances Alleging Sexual Abuse/Harassment, G. 1., states, "Grievances alleging substantial risk of imminent sexual abuse require an initial response within 48 hours, and a final response will be issued within five (5) days."

(g) The Metro West Detention Center PAQ states the facility has a written policy that limits its ability to discipline an inmate for filing a grievance alleging sexual abuse to occasions where the agency demonstrates that the Inmate filed the grievance in bad

	<p>faith. In the past 12 months, there have been zero grievances alleging sexual abuse to occasions where the agency demonstrated that the Inmate filed the grievance in bad faith.</p> <p>MDCR and CHS Policy IP-001, page 19, section Inmate Grievances Alleging Sexual Abuse/Harassment, F., states, "An inmate will not be disciplined for filing a grievance or making a report related to alleged sexual abuse, unless it is DEMONSTRATED that the inmate filed the grievance in bad faith."</p> <p>Through such reviews, the facility meets the standard requirements.</p>
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115.53	Inmate access to outside confidential support services
	<p>Auditor Overall Determination: Meets Standard</p> <p>Auditor Discussion</p> <p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023 3. Memorandum of Understanding, Roxcy Bolton Rape Treatment Center, dated 1.27.2017 <p>Interviews:</p> <ol style="list-style-type: none"> 2. Random Inmates 3. Targeted Inmates 4. PREA Sergeant <p>Interviews with 21 random and 20 targeted inmates demonstrated many were not aware of the reason behind advocate services although they could speak to advocate information being posted in the facility hallways and on the inmate kiosk.</p> <p>The interview with the PREA Sergeant demonstrated due to past inmates abusing the advocate contact line, phone call availability is available from 7:00 am to 5:00 pm, daily.</p>

Site Observation:

During the tour advocate postings with address and phone number information were observed throughout highly trafficked areas and hallways of inmate units. During the tour the Auditor contacted the advocacy agency through an inmate payphone. The operator stated the agency would take inmate information and provide crisis intervention services; however, the agency would not report the allegations of abuse but would instruct the inmate to call the Miami-Dade Police Department.

(a) The Metro West Detention Center PAQ states the facility provides inmates with access to outside victim advocates for emotional support services related to sexual abuse by:

- The facility provides inmates with access to such services by giving inmates mailing addresses and telephone numbers (including toll-free hotline numbers where available) for local, state, or national victim advocacy or rape crisis organizations.
- The facility provides inmates with access to such services by giving inmates mailing addresses and telephone numbers (including toll-free hotline numbers where available) for immigrant services agencies for persons detained solely for civil immigration purposes.
- The facility provides inmates with access to such services by enabling reasonable communication between inmates and these organizations in as confidential a manner as possible.
- The PAQ states, "MDCR does not detain inmates solely for immigration purposes."

MDCR and CHS Policy IP-001, page 20, section XVIII. Inmates Access to Outside Confidential Support Services, A. 1-3., states, "Inmates who are alleged to have been the victim of sexual abuse will be provided with:

1. Access to outside victim advocates for emotional support services related to sexual abuse by contacting the Roxcy Bolton Rape Treatment Center via telephone at *9025# or via mail to 1611 N.W. 12th Avenue, 1st floor, room 116A, Miami, FL, 33136;
2. Providing mailing addresses and telephone numbers of victim advocacy or rape crisis organizations;
3. Opportunities for reasonable communication between inmate victims and outside victim advocates in as confidential a manner as possible."

(b) The Metro West Detention Center PAQ states the facility informs inmates, prior to giving them access to outside support services, the extent to which such communications will be monitored. The facility informs inmates, prior to giving them access to outside support services, of the mandatory reporting rules governing privacy, confidentiality, and/or privilege that apply for disclosures of sexual abuse made to outside victim advocates, including any limits to confidentiality under relevant Federal, State, or local law.

MDCR and CHS Policy IP-001, page 20, section XVIII. Inmates Access to Outside Confidential Support Services, B., states, "Inmates will be informed by a responding certified victim advocate, prior to giving them access to outside support services, of the mandatory reporting rules governing privacy, medical confidentiality, and/or privilege that apply for disclosures of sexual abuse made to outside victim advocates, including any limits to medical confidentiality under the law."

(c) The Metro West Detention Center PAQ states the facility maintains memoranda of understanding with community service providers that are able to provide inmates with emotional support services related to sexual abuse.

The facility provided a Memorandum of Understanding, Roxcy Bolton Rape Treatment Center. Page one of the memorandum states, "The purpose of this Memorandum of Understanding is to comply with the Prison Rape Elimination Act (PREA) standards established by the U.S. Department of Justice. Specifically, the agreement established an operational understanding among the parties to facilitate crisis intervention services to incarcerated victims of sexual assault by providing a process for victim advocacy and qualifying sexual assault forensic exams 24 hours a day, 7 days a week (24/7)."

On June 1, 2023, at 4:16 pm, this Auditor phoned the Roxcy Bolton Rape Treatment Center at 1611 NW 12th Avenue, Miami, FL 33136 at 305.585.7273. After proper introductions and the reason for the call, the Advocate stated they do forensic exams, testing and can only provide crisis intervention and not ongoing emotional services. They can call us anytime for support, just not scheduled therapy sessions. When they are preparing to bring the inmate in, we need to book a room in the emergency department of the hospital due to safety reasons. We used to report to the shift commander, but we no longer provide reporting for inmates as they can call the police department to report.

Through such reviews, the facility meets the standard requirements.

115.54	Third-party reporting
	<p data-bbox="256 188 959 221">Auditor Overall Determination: Meets Standard</p> <hr/> <p data-bbox="256 264 544 297">Auditor Discussion</p> <p data-bbox="256 340 523 374">Document Review:</p> <ol data-bbox="256 412 799 445" style="list-style-type: none"> 1. Metro West Detention Center PAQ <p data-bbox="256 555 416 589">Interviews:</p> <ol data-bbox="256 627 612 801" style="list-style-type: none"> 1. Random Inmates 2. Targeted Inmates 3. Correctional Officers <p data-bbox="256 840 1445 918">Interviews with inmates demonstrated may were aware of third-party reporting to a family member or a trusted adult in the community.</p> <p data-bbox="256 1025 1457 1144">Interviews with Correctional Officers demonstrated they were aware of third-party reporting, and each stated they would report any allegation reported through a third party.</p> <p data-bbox="256 1254 504 1288">Site Observation:</p> <p data-bbox="256 1326 1418 1404">During the tour third-party reporting information was observed in the lobby of the facility where video monitors are provided for video visits.</p> <p data-bbox="256 1512 1481 1921">(a) The Metro West Detention Center PAQ states the facility provides a method to receive third-party reports of inmate sexual abuse or sexual harassment. The agency publicly distributes information on how to report Inmate sexual abuse or sexual harassment on behalf of inmates. The PAQ states, "Internally we distribute information via pamphlet and inmate handbook that advises the population that they can file a report. We also have a prompt in the video visitation screen that advises of our zero-tolerance policy and instructs visitors on how to report. We also have the See Something Say Something hotline number and the number to Internal Affairs published on the agency website. This information is published on the agency website at</p> <p data-bbox="256 1960 1294 2036">https://www.miamidade.gov/global/service.page?Mduid_service=ser1513007206560819"</p>

On 6.2.2023 at 1:30 pm this Auditor phoned the Security and Internal Affairs Bureau, as described on the agency website, at 786.293.6500. A message was received stating, "We are sorry we cannot process your custom calling request at this time." (The number was incorrect and corrected on the agency website on 7.6.2023). The Auditor then noticed a similar number was available on the same page of 786.263.6500. At 1:40 pm the Auditor phoned 786.263.6500. A quick voicemail was received providing a name and to leave a message. A message was left by the Auditor requesting verification that the number was for the Security and Internal Affairs Bureau and a request for a return call with information on how the agency would respond if a third-party report was left on this number.

On 6.2.2023 at 1:33 pm this Auditor phoned the See Something Say Something Reporting Service at 786.263.6599. A lengthy instructional voicemail message was received in English and Spanish. A message was left by the Auditor requesting a call back and information on how the agency would respond if a third-party report was left on this number. A second attempt was made on 7.6.2023 at 2:41 pm. The same message was provided in English and Spanish, and the Auditor left another request for a call back and information on how the agency would respond if a third-party report was left on the number.

On Tuesday, July 11, 2023, at 10:35 am, MST, a call back was received verifying the number for third-party reports. The caller stated they report the call to the Miami-Dade Police, appropriate facility and ensure an investigation is completed on all third-party allegations.

Through such reviews, the facility meets the standard requirements.

115.61	Staff and agency reporting duties
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	Document Review: <ul style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023

3. Investigation Information Spreadsheet, dated 2.1.2023 – 5.20.2023

Interviews:

1. Correctional Officers
2. Medical and Mental Health staff
3. PREA Sergeant
4. Captain

Interviews with the facility personnel demonstrated each actively practices and understood the importance of immediately reporting all allegations of sexual abuse and sexual harassment to their immediate supervisor or the Shift Commander.

Site Observations:

The facility has had 66 investigations in the past 14 months of which 10 of those investigations were reviewed during the onsite review. Of the 10 investigations, five were reviewed and the source of those allegations were direct reports to Correctional Officers, the Nurse or Intake personnel, demonstrating agency reporting duties are followed as required by agency policy.

(a/c) The Metro West Detention Center PAQ states the agency requires all staff to report immediately and according to agency policy any knowledge, suspicion, or information they receive regarding an incident of sexual abuse or sexual harassment that occurred in a facility, whether or not it is part of the agency. The agency requires all staff to report immediately and according to agency policy any retaliation against inmates or staff who reported such an incident. The agency requires all staff to report immediately and according to agency policy any staff neglect or violation of responsibilities that may have contributed to an incident or retaliation.

MDCR and CHS Policy IP-001, page 9, section V. Reports of Sexual Battery/Abuse/ Harassment, A., states, "All MDCR staff, contractors, and volunteers are required to immediately report verbally and in writing any knowledge, suspicion, or information they receive regarding an incident of sexual abuse, sexual harassment, retaliation, or neglect resulting in retaliation that occurred in a facility, even if that facility is not a MDCR detention facility. Reports of sexual abuse and sexual harassment of inmates may be submitted privately to any MDCR Supervisor or any other facility supervisor."

(b) The Metro West Detention Center PAQ states, apart from reporting to designated supervisors or official and designated state or local service agencies, agency policy prohibits staff from revealing any information related to a sexual abuse report to anyone other than to the extent necessary to make treatment, investigation, and other security and management decisions.

MDCR and CHS Policy IP-001, page 9, section V. Reports of Sexual Battery/Abuse/ Harassment, G. 3., states, "Staff shall not disclose any information regarding an inmate/patient's report of allegations of sexual battery/abuse/harassment to anyone other than those required to provide treatment, conduct investigations, and/or make security and management decisions."

(d) MDCR and CHS Policy IP-001, page 9, section V. Reports of Sexual Battery/Abuse/ Harassment, F., states, "All allegations of sexual abuse of victims under the age of 18 or who are considered a vulnerable adult under Florida law shall be reported by the PREA Compliance Manager to the Florida Department of Children and Families, as required under Florida law.

(e) The facility provided a PREA investigation spreadsheet. The spreadsheet provides the following information.

- Case No
- PREA #
- Reported Date
- Facility/Location
- IR Number
- Type
- Complainant Name
- Jail Number
- Alleged Aggressor
- Jail Number
- Status
- Outcome

	<ul style="list-style-type: none"> · Date Investigation Completed · Police Case # · How did the inmate report? · Summary of Event <p>Through such reviews, the facility meets the standard requirements.</p>
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115.62	Agency protection duties
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023 <p>Interviews:</p> <ol style="list-style-type: none"> 1. Targeted Inmates 2. Correctional Officers 3. PREA Sergeant <p>Interviews with targeted inmates demonstrated one had reported sexual harassment, two reported sexual abuse, and one did not want to speak about his report as he didn't believe it would benefit him. Each inmate who chooses to be interviewed stated they were quickly separated from their abuser, and none were placed in the special management unit.</p> <p>Interviews with administrative staff demonstrated the facility staff act promptly and responds properly at the discovery of any incident involving sexual harassment or sexual abuse.</p> <p>Site Observation:</p>

	<p>Investigation file review demonstrated inmates who reported sexual harassment or sexual abuse were separated from their abuser on the day the allegation was reported.</p> <p>(a) The Metro West Detention Center PAQ states when the agency or facility learns that an inmate is subject to a substantial risk of imminent sexual abuse, it takes immediate action to protect the Inmate. In the past 12 months, the facility reports zero inmates were subject to substantial risk of imminent sexual abuse. Upon discovery of inmates being subject to substantial risk, the facility immediately separates the victim from the perpetrator, made notification and completed incident reporting requirements.</p> <p>MDCR and CHS Policy IP-001, page 3, section 3. b., states, “Inmates/patients determined to be at risk of becoming a victim or committing sexual battery/abuse/harassment shall be housed in direct supervision housing to ensure their safety and safety of other inmates/patients.”</p> <p>Through such reviews the facility meets the standard requirements.</p>
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115.63	Reporting to other confinement facilities
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023 <p>Interviews:</p> <ol style="list-style-type: none"> 1. Captain <p>The interview with the Captain demonstrated that he was aware that upon receiving an allegation that an inmate was sexually abused, while the inmate had been confined at another facility, he needed to make the notification to the appropriate facility head, within 72 hours. The Captain was newly appointed to his position and he was not aware of an offender reporting abuse which may have occurred at another</p>

facility.

(a) The Metro West Detention Center PAQ states the agency has a policy requiring that, upon receiving an allegation that an inmate was sexually abused while confined at another facility, the head of the facility must notify the head of the facility or appropriate office of the agency or facility where sexual abuse is alleged to have occurred. The agency's policy also requires that the head of the facility notify the appropriate investigative agency. In the past 12 months the has received zero allegations that an inmate was abused while in confinement at another facility. The PAQ states, "In the event, an allegation is received that an inmate was abused while confined at another agency, we initiate the PREA Protocol here internally, generate an incident report, contact the affected agency, and document such notification. If the allegation occurs outside of normal business hours, the facility supervisor must contact the affected facility/bureau supervisor or the appropriate office."

MDCR and CHS Policy IP-001, page 9-10, section G. 4., states, "If an allegation is received that an inmate/patient was sexually assaulted or abused while confined at another correctional facility or by an employee of a law enforcement agency, the Facility/Bureau Supervisor learning of this information shall ensure: a. The facility/agency head is notified as soon as possible but no later than 72 hours after receiving the allegation.

(b) The Metro West Detention Center PAQ states agency policy requires that the facility head provides such notification as soon as possible, but no later than 72 hours after receiving the allegation.

MDCR and CHS Policy IP-001, page 9-10, section G. 4. a., states, "The facility/agency head is notified as soon as possible but no later than 72 hours after receiving the allegation."

(c) The Metro West Detention Center PAQ states the facility documents that it has not had a need to provide such notification within 72 hours of receiving the allegation.

MDCR and CHS Policy IP-001, page 9-10, section G. 4. b., states, "The notification is documented."

	<p>(d) The Metro West Detention Center PAQ states facility policy requires that allegations received from other agencies or facilities are investigated in accordance with the PREA standards. In the last 12 months, there have been zero allegations of sexual abuse. Policy compliance can be found in provision (a) of this standard.</p> <p>Through such reviews, the facility meets the standard requirements.</p>
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115.64	Staff first responder duties
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023 <p>Interviews:</p> <ol style="list-style-type: none"> 1. Correctional Officers 2. PREA Sergeant <p>Interviews with Correctional Officers demonstrated they were aware of their first responder responsibilities. If sexual abuse occurred, Correctional Officers stated they would separate victims and aggressors to an area where they did not have access to water and or a way to disturb any evidence on their bodies and shut down the scene to ensure evidence could not be tampered with. Each stated they would notify a supervisor and document their involvement on a handwritten report to ensure confidentiality regarding the investigation was maintained.</p> <p>(a) The Metro West Detention Center PAQ states the agency has a first responder policy for allegations of sexual abuse. The policy requires that, upon learning of an allegation that an inmate was sexually abused, the first security staff member to respond to the report shall be required to separate, preserve, protect, collect physical evidence, 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, ensure that the alleged abuser does not take any actions that could destroy physical</p>

evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating.

In the past 12 months, 13 allegations occurred where an inmate was sexually abused. Of these allegations, the number of times the first security staff member to respond to the report separated the alleged victim and abuser was 13. In the past 12 months, there was 13 allegations where staff were notified within a time period that allowed for the collection of evidence. Of these allegations in the past 12 months where staff were notified within a time period that still allowed for the collection of physical evidence, the number of times the first security staff member to respond to the report preserved and protected any crime scene until appropriate steps could be taken to collect any evidence was 13. Of these allegations in the past 12 months where staff were notified within a time period that still allowed for the collection of physical evidence, the number of times the first security staff member to respond to the report requested that the alleged victim not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating was 13.

MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, page 10, section VI. Response to Reports of Inmate-On-Inmate Sexual Battery/Abuse, A. 1.-2., states, "When staff receives a report of an inmate/patient's being at imminent risk or an alleged victim of inmate-on-inmate sexual battery/abuse, the following procedures shall be adhered to:

1. Sworn staff shall:

- a. Immediately separate the alleged victim from the alleged perpetrator;
- b. If the abuse occurred within a time period that still allows for the collection of physical evidence, request that the alleged victim and alleged perpetrator not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating;
- c. Preserve and protect any crime scene until appropriate steps can be taken to collect any evidence;
- d. Notify the Area Supervisor and Shift Supervisor/Commander immediately;
- e. Initiate an Incident Report (staff shall not input any victim's information or assault details into the Criminal Justice Information System, in accordance with FS 119 and 794.024) and Physical Sight Check Sheet;
- f. Initiate disciplinary process in accordance with DSOP 16-001 "Inmate Disciplinary Procedures."

	<p>2. Non-Sworn staff shall:</p> <p>a. Immediately separate the alleged victim from the alleged perpetrator;</p> <p>b. If the abuse occurred within a time period that still allows for the collection of physical evidence, request that the alleged victim not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, drinking, or eating;</p> <p>c. Notify a sworn staff member and the Shift Supervisor/Commander immediately;</p> <p>d. Document and submit a written statement to the Shift Supervisor/Commander prior to the end of the shift that the incident occurred on. Initiate an Incident Report (staff shall not input any victim’s information or assault details into the Criminal Justice Information System, in accordance with FS 119 and 794.024) and Physical Sight Check Sheet.”</p> <p>(b) The Metro West Detention Center PAQ states the facility’s’ policy requires that if the first staff responder is not a security staff member, that responder shall be required to request that the alleged victim not take any actions that could destroy physical evidence and notify security staff. Of the allegations that an inmate was sexually abused made in the past 12 months, the number of times a non-security staff member was the first responder was zero. Policy compliance can be found in provision (a) of this standard.</p> <p>Through such reviews, the facility meets the standard requirements.</p>
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115.65	Coordinated response
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023 <p>Interviews:</p> <ol style="list-style-type: none"> 1. Correctional Officers

2. Captain

Interviews with Correctional Officers demonstrated each had been provided 'PREA Cards' which include coordinated response instructions for security staff.

The interview with the Captain demonstrated each department have 'PREA Cards' and those same cards are placed into unit logbooks and on cell phones for quick reference. The Captain stated these same cards are available online and reviewed during training.

Site Observation:

Review of the facilities Coordinated Response Plan demonstrates clear direction to is provided to staff to ensure first responder duties are fulfilled.

(a) The Metro West Detention Center PAQ states the facility developed a written institutional plan to coordinate actions taken in response to an incident of sexual abuse among staff first responders, medical and mental health practitioners, investigators, and facility leadership.

MDCR and CHS Policy IP-001, page 14-15, section VII. Response to Reports of Staff-on-Inmate Sexual Battery / Abuse provide a coordinated response for the following personnel.

- Sworn Staff
- QHP Staff
- Shift Supervisor / Commander
- PCM

MDCR and CHS Policy IP-001, page 15, section VIII. Response to Reports of Inmate-on-Inmate Sexual Battery / Abuse provide a coordinated response for the following personnel.

- Sworn Staff
- Area Supervisor
- PCM Staff

	Through such reviews, the facility meets the standard requirements.
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115.66	Preservation of ability to protect inmates from contact with abusers
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ <p>Interviews:</p> <ol style="list-style-type: none"> 1. Agency Director <p>The interview with the Captain demonstrated the agency is responsible for collective bargaining. The Director stated the contract allows the agency to remove alleged staff from the alleged victims.</p> <p>(a) The Metro West Detention Center PAQ states the agency, facility, or any other governmental entity responsible for collective bargaining on the agency’s behalf has not entered into or renewed any collective bargaining agreement or other agreement since August 20, 2012, or since the last PREA audit, whichever is later.</p> <p>Through such reviews, the facility meets the standard requirements.</p>

115.67	Agency protection against retaliation
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023

3. Memorandum, Subject: PREA Compliance Managers (PCM), dated 5.2.2023
4. Miami-Dade Corrections and Rehabilitation Department Protection Against Retaliation Form, dated 4.17.2017

Interviews:

1. Security Lieutenant / PREA Compliance Manager

The interview with the PREA Compliance Manager demonstrated he makes initial contact with victims of abuse within one to two days of receipt of allegations of a sexual abuse incident. The PREA Compliance Manager stated he monitors reports from the inmate, frivolous and excessive disciplinary reports, unit and job changes. The PREA Compliance Manager stated he documents retaliation monitoring at least once every 30 days for at least 90 days or as long as may be necessary.

On Site Observation:

Of the 10 investigations reviewed, each had retaliation monitoring completed except for one report which where the allegation reported to have happened back in 2021 and the victim did not want to discuss the incident, cooperate with investigators or move forward with an investigation.

(a) The Metro West Detention Center PAQ states the agency has 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. The facility designates the Security Lieutenant and PREA Compliance Manager as the Retaliation Monitor.

MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, page 16, section X. Retaliation, A., states, "MDCR/CHS staff, contractors, and volunteers are prohibited from retaliating against inmates/patients and/or staff reporting or cooperating with investigations of allegations regarding sexual battery/abuse/harassment allegations. Staff having knowledge of retaliation shall report the information to the Shift Supervisor/Commander and facility PCM, and document the incident on an MDCR Incident Report in accordance with DSOP 11-003 "Incident Report Procedures".

The agency provided a Memorandum from the Director in regard to PREA Compliance Managers, addressed to all staff in regard facility staff designated as PREA Compliance Managers for the Boot Camp Program, Turner Guilford Knight, Pre-Trial

Detention Center, Intake and Release Bureau and Metro West Detention Center.

(b) MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, page 16, section X. Retaliation, B., states, "The PCM shall monitor the conduct and treatment of inmates/patients or staff (e.g., inmate disciplinary reports, housing changes, negative performance reviews or reassignment of staff) who reported incidents of sexual battery/abuse/harassment or cooperated with investigations. The monitoring shall be conducted for at least 90 days or more, if necessary, to ensure that no retaliation occurs. If retaliation occurs, it shall be referred to the SIAB for investigation and/or the Facility/Bureau Supervisor for disciplinary review."

(c-e) The Metro West Detention Center PAQ states the facility monitors the conduct or treatment of inmates or staff who reported sexual abuse and of inmates who were reported to have suffered sexual abuse to see if there are any changes that may suggest possible retaliation by inmates or staff. The length of time that the facility monitors the conduct of treatment is 90 days. The facility acts promptly to remedy any such retaliation. The agency/facility continues such monitoring beyond 90 days if the initial monitoring indicates a continuing need. In the past 12 months, the facility has had zero incidents of retaliation. Policy compliance can be found in provision (c) of this standard.

The facility provided a Miami-Dade Corrections and Rehabilitation Department Protection Against Retaliation Form. The form documents the following information.

- Inmate Name / Jail Number
- Incident Date
- Monitoring Begin Date / Monitoring End Date
- Allegation outcome
 - o The inmate reported sexual abuse.
 - o The inmate reported sexual harassment
 - o The inmate cooperated with a sexual abuse investigation.
 - o The inmate cooperated with a sexual harassment investigation.
- PCM Checklist / 30 Days / 60 Days / 90 Days / 120 Days / 150 Days
 - o Housing unit change
 - o Facility Transfer
 - o Removal of alleged staff abuser from contact with victim

	<ul style="list-style-type: none"> o Removal of alleged abuser from contact with victim o Emotional support services offered inmate o Other · Inmate reported concerns related to: <ul style="list-style-type: none"> o Disciplinary report(s) o Housing unit change(s) o Program change(s) o Other · Date/Time/Comments/Initials of check in's <p>Through such reviews the facility meets the standard requirements.</p>
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115.68	Post-allegation protective custody
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023 <p>Interviews:</p> <ol style="list-style-type: none"> 1. Special Management Sergeant 2. Captain <p>The interview with the Special Management Sergeant demonstrated he had not experienced a victim being placed in the Special Management Unit; however, he was state the facility would provide victims with their privileges. The Sergeant stated every inmate in special management receives in person weekly review by program personnel.</p>

	<p>The interview with the Captain demonstrated the Special Management Unit is not utilized for long term purposes and he could not recall protective custody being used in the past 12 months.</p> <p>Site Observation:</p> <p>During the tour of the Special Management Unit inmates were observed with rolling payphones at their doors, having individual recreation time in the 'outdoor' recreation areas, and individually watching a movie.</p> <p>(a) The Metro West Detention Center PAQ states the agency has a policy prohibiting the placement of inmates who allege to have suffered sexual abuse in involuntary segregated housing unless an assessment of all available alternatives has been made and a determination has been made that there is no available alternative means of separation from likely abusers. The number of inmates who allege to have suffered sexual abuse who were held in involuntary segregated housing in the past 12 months for one to 24 hours awaiting completion of assessment was zero.</p> <p>MDCR and CHS Policy IP-001, page 5-6, section Protective Custody, states, "Inmates/ patients that have been a victim of sexual victimization or those who have been identified as being a high risk for sexual victimization shall not be placed in involuntary segregated housing unless an assessment of all available alternatives has been conducted, and a determination has been made that there is no available alternative means of separation from likely abusers. If a facility cannot conduct such an assessment immediately, the facility may hold the inmate/patient in involuntary segregated housing for less than 24 hours while completing the assessment."</p> <p>Through such reviews, the facility meets the standard requirements.</p>
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115.71	Criminal and administrative agency investigations
	Auditor Overall Determination: Meets Standard
	<p>Auditor Discussion</p> <p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023

3. Internal Affairs Investigation

4. Onsite Review Action Plan: Miami-Dade Memorandum, dated 7.3.2023

Interviews:

1. Lieutenant / Investigator

The interview with the Investigator demonstrated each clearly articulated processes required during an investigation, to include reporting the allegation to the Miami-Dade Police Department, beginning an investigation the day the allegation is received, completing interviews with the victim, witnesses and subject, reviewing video and any pictures that may have been taken, review any evidence collected from the facility and or crime scene investigators and complete a written report for each allegation of sexual harassment and sexual abuse regardless of the source.

Site Observation:

Review of 10 investigations demonstrated each were referred to law enforcement, regardless of the type of allegation received. Administrative investigations were completed for each of the 10 investigations reviewed. Of those investigations reviewed, each were found to include records retention as required of this standard accept for documented review of prior complaints of perpetrators.

During the onsite review, the facility completed the following action plan.

- Facility to complete memorandums with review documentations for each administrative and criminal investigation.
- Memorandums to be attached to the investigation files.
- Appropriate facility staff to write a memorandum providing a sustainable action plan stating which facility position will ensure ongoing compliance of this provision.
- Upload memorandum to the supplemental files.

During the onsite review the agency provided documentation of past prior complaints via Miami-Dade Memorandum with the following information.

- Date
- To: File
- From: Lieutenant of Security and Internal Affairs Bureau

· Subject: Memo to File IO-22-475

· Stating, "A review of the AIMS database reflects that Officer XXX, Badge #XXX and Officer XXX, Badge #XXX, have not been listed in any other PREA Complaints.

(a) The Metro West Detention Center PAQ states the agency/facility has a policy related to criminal and administrative agency investigations.

MDCR and CHS Policy IP-001, page 17, section XI. Investigations, section A., states, "MDPD - SVB shall conduct all criminal investigations involving allegations of sexual battery/abuse by inmate/patient or staff or sexual misconduct by staff, contractor, or volunteer. Upon completion of criminal investigations, SIAB shall conduct administrative investigations for alleged staff sexual misconduct and sexual harassment, if warranted, in accordance with DSOP 4-015 "Complaints, Investigations and Dispositions"; SIAB Staff shall also conduct investigations for inmate-on-inmate allegations of sexual battery/abuse/harassment, if warranted."

(b) MDCR and CHS Policy IP-001, page 17, section XI. Investigations, section B., states, "SIAB shall conduct compelled interviews of staff only after the SVB completes the criminal investigation and the investigation has been reviewed and/or closed out by the State Attorney's Office."

(c) MDCR and CHS Policy IP-001, page 17, section XI. Investigations, section B., states, "SIAB shall conduct compelled interviews of staff only after the SVB completes the criminal investigation and the investigation has been reviewed and/or closed out by the State Attorney's Office."

During the pre-audit phase, the facility stated the following, "Upon MDCR receiving a PREA complaint the Miami-Dade Police Department (MDPD) is notified. The MDPD will handle all criminal PREA complaints including gathering and preserving evidence. At this time MDCR will make sure that the alleged victim is separated from the alleged perpetrator, and secured to a holding area where there is no toilet/bathroom, to preserve any possible evidence. If there is a criminal investigation, the Security and Internal Affairs Bureau (SIAB) will monitor the investigation until its completion. Upon the completion of the criminal investigation, MDCR will then conduct an administrative investigation, to include compelled interviews by SIAB staff. MDCR will also conduct victim and witness interviews. During the course of the investigation, the SIAB will review (Administrative Information System) and refer with Classification Unit to see if the alleged perpetrators have any prior PREA allegations.

The facility provided and Internal Affairs investigation demonstrating a criminal PREA compliant was responded to in compliance with provision requirements of this standard.

(d) During the pre-audit phase, the facility stated, “when the quality of evidence appears to support a criminal prosecution, the agency shall conduct compelled interviews only after consulting with prosecutors as to whether compelled interviews may be an obstacle for subsequent criminal prosecution a Subject and Witness statement form is provided.”

(e) MDCR and CHS Policy IP-001, page 17, section XI. Investigations, section F., states, “The credibility of an alleged victim, alleged perpetrator, or witness shall be assessed on facts and shall not be determined by the person’s status as an inmate/patient or staff.” During the pre-audit phase the facility stated MDCR does not utilize truth telling devices.

(f/g/j) MDCR and CHS Policy IP-001, page 17, section XI. Investigations, section C. 1.-2., states, “Following completion of SVB’s investigation, SIAB administrative investigation shall be conducted for all allegations of sexual battery/abuse/harassment involving staff, contractors, and volunteers. Administrative investigations shall:

1. Identify if staff actions or failures to act contributed to the abuse including review of classification and housing decisions.
2. Document a description of the physical and testimonial evidence, and investigative facts and findings.

(h) The Metro West Detention Center PAQ states there has been zero allegations of conduct that appears to be criminal that was referred for prosecution, since the last audit date.

MDCR and CHS Policy IP-001, page 1, section Policy, second paragraph, states, “Staff who commits sexual battery/abuse/harassment involving an inmate/patient shall be subject to disciplinary action, including termination, and/or criminal prosecution. Staff failing to report an incident of staff sexual battery/abuse/harassment shall receive corrective or disciplinary action up to and including termination and/or criminal prosecution in accordance with FS 944.35. Criminal background records check of MDCR staff, contractors (CHS staff), and volunteers are conducted at least every five

	<p>years.”</p> <p>(i) The Metro West Detention Center PAQ states the agency retains all written reports pertaining to administrative or criminal investigation of alleged sexual abuse or sexual harassment for as long as the alleged abuser is incarcerated or employed by the agency, plus five years. Policy compliance can be found in provision (h) of this standard.</p> <p>(l) MDCR and CHS Policy IP-001, page 17, section XI. Investigations, section G., states, “The release or removal of the alleged abuser, or victim of abuse, from employment or the custody of MDCR shall not be a basis for terminating an investigation of allegations of sexual abuse.”</p> <p>Through such reviews the facility meets the standard requirements.</p>
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115.72	Evidentiary standard for administrative investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023 <p>Interviews:</p> <ol style="list-style-type: none"> 1. Internal Affairs Investigator <p>The interview with the Investigator demonstrated the facility shall impose no standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated.</p> <p>Site Observation:</p> <p>During the onsite review of six sexual abuse investigations demonstrated preponderance of evidence was applied and documented in each investigation</p>

	<p>reviewed.</p> <p>(a) The Metro West Detention Center PAQ states the agency imposes a standard of a preponderance of the evidence or a lower standard of proof for determining whether allegations of sexual abuse or sexual harassment are substantiated.</p> <p>MDCR and CHS Policy IP-001, page 17, section XI. Investigations, D., states, "A Disposition Panel shall impose no standard higher than a preponderance of the evidence in determining if allegations of sexual battery/abuse/harassment by staff are substantiated.</p> <p>Through such reviews, the facility meets the standard requirements.</p>
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115.73	Reporting to inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023 3. Documentation of Notification <p>Interviews:</p> <ol style="list-style-type: none"> 1. Internal Affairs Investigator <p>The interview with the Investigator demonstrated notification requirements to victims were to be given verbally and documented through letters from the Security and Internal Affairs Bureau.</p> <p>On Site Observation:</p> <p>Review of investigations by utilizing the PREA Audit - Adult Prisons & Jails Documentation Review - Investigations template demonstrated six sexual abuse</p>

investigations reviewed provided documentation demonstrating inmates who reported sexual abuse were notified by the Security and Internal Affairs Bureau.

(a) The Metro West Detention Center PAQ states the agency has a policy requiring that any inmate who makes an allegation that he or she suffered sexual abuse in an agency facility is informed, verbally or in writing, as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded following an investigation by the agency. The number of criminal and/or administrative investigations of alleged inmate sexual abuse that were completed by the agency/facility in the past 12 months was eight. Of the alleged sexual abuse investigations that were completed in the past 12 months, the number of inmates who were notified, verbally or in writing, of the results of the investigations was eight.

MDCR and CHS Policy IP-001, page 17, section XII. Reporting to Inmates, A. 1., states, "Following an investigation related to sexual battery/abuse/harassment allegations, SIAB shall report the following to the inmate/patient:

1. If the allegations are substantiated, unsubstantiated, or unfounded as determined by MDPD."

(b) The Metro West Detention Center PAQ states If an outside entity conducts such investigations, the agency requests the relevant information from the investigative entity in order to inform the inmate as to the outcome of the investigation. The number of investigations of alleged inmate sexual abuse in the facility that were completed by an outside agency in the past 12 months was eight. Of the outside agency investigations of alleged sexual abuse that were completed in the past 12 months, the number of inmates alleging sexual abuse in the facility who were notified verbally or in writing of the results of the investigation was zero. The PAQ states, "MDPD provide their report to MDCR. Once that report is received information from this report is utilized to close out the investigation by MDCR Investigators."

The facility provided documentation of inmate notifications which include the following information.

- Date
- Victim Name / Cell
- Case Number
- Outcome
- Case Status

- Name and signature of Security and Internal Affairs Bureau, Director

(c) The Metro West Detention Center PAQ states following an inmate's allegation that a staff member has committed sexual abuse against the inmate, the agency/facility subsequently informs the Inmate (unless the agency has determined that the allegation is unfounded) whenever:

- The staff member is no longer posted within the Inmate's unit;
- The staff member is no longer employed at the facility;
- The agency learns that the staff member has been indicted on a charge related to sexual abuse within the facility; or
- The agency learns that the staff member has been convicted on a charge related to sexual abuse within the facility."

MDCR and CHS Policy IP-001, page 17-18, section XII. Reporting to Inmates, A. 2.-3., states,

2. "When the allegation involves staff sexual misconduct (unless the agency has determined that the allegation is unfounded), when:

- a. The staff member is no longer assigned to the inmate/patient's unit
- b. The staff member is no longer assigned to the facility;
- c. The agency learns that the staff member has been indicted on a charge related to sexual abuse within the facility; or
- d. The agency learns that the staff member has been convicted related to sexual abuse within the facility.

3. When the allegation involves inmate-on-inmate sexual battery/abuse, if:

- a. The alleged perpetrator has been indicted on a charge related to sexual abuse within the facility;
- b. The agency learns that the alleged perpetrator has been convicted on a charge related to sexual abuse within the facility."

(d) The Metro West Detention Center PAQ states following an inmate's allegation that he or she has been sexually abused by another inmate in an agency facility, the agency subsequently informs the alleged victim whenever: the agency learns that the alleged abuser has been indicted on a charge related to sexual abuse within the facility; or the agency learns that the alleged abuser has been convicted on a charge

	<p>related to sexual abuse within the facility. Policy compliance can be found in provision (c) of this standard.</p> <p>(e) The Metro West Detention Center PAQ states the agency has a policy that all notifications to inmates described under this standard are documented. In the past 12 months, there has been eight notifications to an inmate, pursuant to this standard. Of those notifications, in the past 12 months, eight notifications were documented. Policy compliance can be found in provision (b) of this standard.</p> <p>Through such reviews the facility meets the standard requirements.</p>
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115.76	Disciplinary sanctions for staff
	<p>Auditor Overall Determination: Meets Standard</p> <hr/> <p>Auditor Discussion</p> <p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023 3. Miami-Dade Corrections and Rehabilitation Department DSOP: 6-013, Employee Counseling and Discipline Procedures, dated 11.30.2012 4. Settlement Agreement Between Miami-Dade County and Employee; Disciplinary Action and Internal Investigation Report <p>Interviews:</p> <ol style="list-style-type: none"> 1. Captain <p>Interview with the Captain demonstrated the agency would follow internal protocols, relieve the staff of duty, follow all PREA investigative processes, notify the Miami-Dade Police Department, the Human Resource Department, the Florida Department of Law Enforcement to ensure the employee cannot be recertified as well as notify any applicable licensing agencies.</p> <p>Site Observation:</p>

In the last 12 months, the facility had three staff who were alleged to be involved in sexual abuse or sexual harassment investigations of which all three were substantiated.

(a) The Metro West Detention Center PAQ states staff is subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies.

MDCR and CHS Policy IP-001, page 1, section Policy, second paragraph states, "Staff who commits sexual battery/abuse/harassment involving an inmate/patient shall be subject to disciplinary action, including termination, and/or criminal prosecution. Staff failing to report an incident of staff sexual battery/abuse/harassment shall receive corrective or disciplinary action up to and including termination and/or criminal prosecution in accordance with FS 944.35. Criminal background records check of MDCR staff, contractors (CHS staff), and volunteers are conducted at least every five years."

(b) The Metro West Detention Center PAQ states in the last 12 months, there has been three staff from the facility that had violated agency sexual abuse or sexual harassment policies. In the past 12 months, the number of those staff from the facility who have been terminated (or resigned prior to termination) for violating agency sexual abuse or sexual harassment policies was three.

(c) The Metro West Detention Center PAQ states disciplinary sanctions for violations of agency policies relating to sexual abuse or sexual harassment (other than actually engaging in sexual abuse) are commensurate with the nature and circumstances of the acts committed, the staff member's disciplinary history, and the sanctions imposed for comparable offenses by other staff with similar histories. In the past 12 months, the number of staff from the facility who have been disciplined, short of termination, for violation of agency sexual abuse or sexual harassment policies (other than actually engaging in sexual abuse) is zero.

Miami-Dade Corrections and Rehabilitation Department DSOP: 6-013, Employee Counseling and Discipline Procedures, page 6-7, section V. Disciplinary Action, A. Level of Discipline, states, "Staff may be reprimanded, suspended, demonstrated or dismissed in accordance with AO 7-3, "Disciplinary Action," for any good and sufficient reason which shall promote the efficiency of the County Service. The level of discipline recommended for a particular infraction shall depend on a variety of factors. Formal counseling should normally precede disciplinary action; however, staff who commit a serious offense(s) shall receive appropriate disciplinary action, which

may be applied in a progressive fashion. The level of disciplinary action to be recommended depends on the totality of factors associated with each incident and/or violation or sustained complaint. The LMU shall provide the proposed level of discipline consistent with discipline imposed for recent similar violations. The proposed level may be increased or decreased by the chain of command accordingly. Any deviations from the proposed level must be justified in writing.”

(d) The Metro West Detention Center PAQ states all terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, are reported to law enforcement agencies, unless the activity was clearly not criminal, and to any relevant licensing bodies. In the past 12 months, zero staff have been terminated for sexual abuse or harassment.

MDCR and CHS Policy IP-001, page 1, section Policy, last sentence states, “Contractors or volunteers who engage in sexual abuse shall be prohibited from contact with inmates and shall be reported to law enforcement agencies, unless the activity was clearly not criminal, and to relevant licensing bodies.”

Through such reviews, the facility meets the standard requirements.

115.77	Corrective action for contractors and volunteers
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023 <p>Interviews:</p> <ol style="list-style-type: none"> 1. Captain <p>The interview with the Captain demonstrated any volunteer or contractor would be prohibited from coming into the facility with notification to the Miami-Dade Police Department, their place of business and any applicable licensing entities.</p>

Site Observation:

During the last audit cycle, the facility did not have any volunteers or contractors subject to disciplinary action due to violating sexual abuse or sexual harassment policies.

(a) The Metro West Detention Center PAQ states agency policy requires that any contractor or volunteer who engages in sexual abuse be reported to law enforcement agencies, unless the activity was clearly not criminal, and to relevant licensing bodies. agency policy requires that any contractor or volunteer who engages in sexual abuse be prohibited from contact with inmates. In the past 12 months, there have been zero contractors or volunteers reported to law enforcement or relevant licensing bodies for engaging in sexual abuse of inmates.

MDCR and CHS Policy IP-001, page 1, section Policy, first paragraph states, "It is the policy of the Miami-Dade Corrections and Rehabilitation Department (MDCR) and Corrections Health Services (CHS) to provide a safe and secure environment free from sexual battery/abuse/harassment. Pursuant to the Prison Rape Elimination Act of 2003 (PREA) and Florida Statutes (FS) 944.35 and 951.221, a zero tolerance policy for sexual activity is established. Any form of sexual misconduct between staff, contractors, or volunteers involving an inmate/patient shall be considered non-consensual, an abuse of authority. Contractors or volunteers who engage in sexual abuse shall be prohibited from contact with inmates and shall be reported to law enforcement agencies, unless the activity was clearly not criminal, and to relevant licensing bodies."

(b) The Metro West Detention Center PAQ states the facility takes appropriate remedial measures and considers whether to prohibit further contact with inmates in the case of any other violation of agency sexual abuse or sexual harassment policies by a contractor or volunteer.

MDCR and CHS Policy IP-001, page 9, section V. Reports of Sexual Battery / Abuse / Harassment, G. 2., states, "The Facility/Bureau Supervisor shall ensure any MDCR/CHS staff, contractor, or volunteer alleged to have engaged in sexual battery/abuse is prohibited from contact with inmates/patients."

Through such reviews, the facility meets the standard requirements.

115.78	Disciplinary sanctions for inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023 <p>Interviews:</p> <ol style="list-style-type: none"> 1. Captain <p>The interview with the Captain demonstrated the facility would contact the Miami-Dade Police Department to press charges and follow internal disciplinary procedures for appropriate action within agency confinements.</p> <p>(a)-c The Metro West Detention Center PAQ states inmates are subject to disciplinary sanctions only pursuant to a formal disciplinary process following a criminal finding of guilt for inmate-on-inmate sexual abuse. Inmates are subject to disciplinary sanctions only pursuant to a formal disciplinary process following a criminal finding of guild for inmate-on-inmate sexual abuse. In the past 12 months there have been 12 administrative findings of inmate-on-inmate sexual abuse. In the past 12 months there have zero criminal findings of guilt for inmate-on-inmate sexual abuse.</p> <p>MDCR and CHS Policy IP-001, page 19, section XIV. Inmate Sanctions, A.-D., states, "An inmate/patient forcing another inmate to engage in sexual activity with another inmate/patient or subjecting staff, visitors, contractors, and volunteers to lewd exhibitionism and/or masturbation shall be subject to any of the following:</p> <ol style="list-style-type: none"> A. Formal disciplinary action. (The disciplinary process shall consider whether an inmate's mental disabilities or mental illness contributed to his or her behavior when determining if disciplinary sanctions will be imposed). B. Administrative confinement, e.g., protection, investigation, pre-hearing segregation pending the inmate/patient disciplinary hearing. C. Disciplinary confinement, e.g., found guilty during the disciplinary hearing: <ol style="list-style-type: none"> 1. Sanctions shall be comparable with the nature and circumstances of the abuse committed;

2. The inmate disciplinary history; and
3. Sanctions imposed for comparable offenses by other inmates with similar histories.
4. D. Criminal prosecution, e.g., sexual battery/assault, lewd exhibitionism and/or masturbation.”

(d) The Metro West Detention Center PAQ states the facility offers therapy, counseling, or other interventions designed to address and correct the underlying reasons or motivations for abuse. The facility offers therapy, counseling, or other interventions designed to address and correct the underlying reasons or motivations for abuse, the facility considers whether to require the offending inmate to participate in such interventions as a condition of access to programming or other benefits.

(e) The Metro West Detention Center PAQ states the agency disciplines inmates for sexual contact with staff only upon finding that the staff member did not consent to such contact. Policy compliance can be found in provision (a-c) of this standard.

(f) The Metro West Detention Center PAQ states the agency prohibits disciplinary action for a report of sexual abuse made in good faith based upon a reasonable belief that the alleged conduct occurred, even if an investigation does not establish evidence sufficient to substantiate the allegation.

MDCR and CHS Policy IP-001, page 19, section XIII. Inmate Grievances Alleging Sexual Abuse/Harassment, F., states, “An inmate will not be disciplined for filing a grievance or making a report related to alleged sexual abuse, unless it is DEMONSTRATED that the inmate filed the grievance in bad faith.”

(g) The Metro West Detention Center PAQ states the agency prohibits all sexual activity between inmates. If the agency prohibits all sexual activity between inmates and disciplines inmates for such activity, the agency deems such activity to constitute sexual abuse only if it determines that the activity is coerced. Policy compliance can be found in provision (f) of this standard.

Through such reviews, the facility meets the standard requirements.

Auditor Overall Determination: Meets Standard

Auditor Discussion

Document Review:

1. Metro West Detention Center PAQ
2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023

Interviews:

1. Licensed Mental Health Counselor
2. Director of Patient Care Services

The interview with the Licensed Mental Health Counselor demonstrated she would receive a system notification and or custody staff would notify them, and the patient would be evaluated and assessed, typically of a couple hours of the notification; however, none are forced to participate in treatment. The interview with the Director of Patient Care Services demonstrated victims and abusers would be immediately assessed for treatment.

(a, c) The Metro West Detention Center PAQ states all inmates at this facility who have disclosed any prior sexual victimization during a screening pursuant to §115.41 are offered a follow-up meeting with a medical or mental health practitioner. Follow up meetings are offered within 14 days of the intake screening. In the past 12 months three inmates disclosed prior victimization during the intake screening. Medical and mental health staff maintain secondary materials, documenting compliance with the above required services.

MDCR and CHS Policy IP-001, page 3, section 2. Intake 3), states, "If an inmate discloses that he/she had experienced prior sexual victimization or has been charged/convicted of sexual abuse, regardless of if it occurred in the community or in an institutional setting, that individual must be referred for a follow-up meeting with the medical or mental health practitioner within 14 days of intake."

(b) The Metro West Detention Center PAQ states this provision is not applicable as the facility is a jail.

(d) The Metro West Detention Center PAQ states, Information related to sexual victimization or abusiveness that occurred in an institutional setting is strictly limited to medical and mental health practitioners.

MDCR and CHS Policy IP-001, page 9, section G. 3., states, "Staff shall not disclose any information regarding an inmate/patient's report of allegations of sexual battery/abuse/harassment to anyone other than those required to provide treatment, conduct investigations, and/or make security and management decisions."

(e) The Metro West Detention Center PAQ states, Medical and mental health practitioners do not obtain informed consent from inmates before reporting information about prior sexual victimization that did not occur in an institution setting unless the inmate is under the age of 18.

MDCR and CHS Policy IP-001, page 9, section F., states, "All allegations of sexual abuse of victims under the age of 18 or who are considered a vulnerable adult under Florida law shall be reported by the PREA Compliance Manager to the Florida Department of Children and Families, as required under Florida law.

Note: Medical and mental health practitioners 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."

Through such reviews, the facility meets the standard requirements.

115.82	Access to emergency medical and mental health services
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	Document Review: 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023

Interviews:

1. Licensed Mental Health Counselor
2. Director of Patient Care Services

Interviews with medical and mental health staff demonstrated each are aware of access to emergency medical and mental health services upon receipt of an allegation of sexual abuse. Both staff stated they would provide immediate medical and mental health services, based on their scope of service recommendations.

Site Observation:

Of the six investigations reviewed during the onsite review, each demonstrated medical and mental health services were offered; however, none required a forensic exam.

(a) The Metro West Detention Center PAQ states Inmate victims of sexual abuse receive timely, unimpeded access to emergency medical treatment and crisis intervention services. The nature and scope of such services are determined by medical and mental health practitioners according to their professional judgment. Medical and mental health staff maintain secondary materials (e.g., form, log) documenting the timeliness of emergency medical treatment and crisis intervention services that were provided; the appropriate response by non-health staff in the event health staff are not present at the time the incident is reported; and the provision of appropriate and timely information and services concerning contraception and sexually transmitted infection prophylaxis.

(b) The Metro West Detention Center PAQ states inmate If no qualified medical or mental health practitioners are on duty at the time a report of recent abuse is made, security staff first responders shall take preliminary steps to protect the victim pursuant to § 115.62 and shall immediately notify the appropriate medical and mental health practitioners.

(c) The Metro West Detention Center PAQ states inmate victims of sexual abuse while incarcerated are offered timely information about and timely access to emergency contraception and sexually transmitted infections prophylaxis, in accordance with professionally accepted standards of care, where medically appropriate.

(d) The Metro West Detention Center PAQ states treatment services are provided to

	<p>every victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident.</p> <p>MDCR and CHS Policy IP-001, page 1, section Policy, last sentence states, “MDCR and CHS shall ensure access to medical and mental health services, free of charge, to inmate/patient victims of sexual abuse, regardless of whether the alleged victim cooperates with the investigation.”</p> <p>Through such reviews, the facility meets the standard requirements.</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>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023 <p>Interviews:</p> <ol style="list-style-type: none"> 1. Licensed Mental Health Counselor 2. Director of Patient Care Services <p>Interviews with medical and mental health staff demonstrated a continuum of medical and mental health treatment would continue immediately upon receipt of sexual abuse allegations. Both medical and mental health staff stated protocols provide for evaluations to be completed upon return from emergency services.</p> <p>On Site Observation:</p> <p>The facility had not experienced a sexual abuse allegation requiring immediate care for a sexual abuse victim.</p>

(a-c) The Metro West Detention Center PAQ states the facility offers 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.

MDCR and CHS Policy IP-001, page 13, section 7. c) i., states, "Evaluate the alleged victim and assess the need for crisis intervention counseling and long-term follow-up care."

(d) The Metro West Detention Center PAQ states female victims of sexual abusive vaginal penetration while incarcerated are offered pregnancy tests.

MDCR and CHS Policy IP-001, page 13, section 7. a), states, "Offer pregnancy tests to victims of sexual abuse when vaginal penetration has occurred."

(e) The Metro West Detention Center PAQ states this standard is not applicable.

(f) The Metro West Detention Center PAQ states inmate victims of sexual abuse while incarcerated are offered tests for sexually transmitted infections as medically appropriate.

MDCR and CHS Policy IP-001, page 13, section 7. b), states, "Provide follow-up testing and counseling for sexually transmitted diseases, and postexposure prophylactic treatment, as necessary."

(g) The Metro West Detention Center PAQ states treatment services are 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.

MDCR and CHS Policy IP-001, page 1, section Policy, last sentence, states, "MDCR and CHS shall ensure access to medical and mental health services, free of charge, to inmate/patient victims of sexual abuse, regardless of whether the alleged victim cooperates with the investigation."

(h) The Metro West Detention Center PAQ states this standard is not applicable.

Through such reviews, the facility meets the standard requirements.

115.86 Sexual abuse incident reviews

Auditor Overall Determination: Meets Standard

Auditor Discussion

Document Review:

1. Metro West Detention Center PAQ
2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023
3. Memorandum, Subject: SART Committee Meeting, dated 4.25.2023
4. Miami-Dade Corrections and Rehabilitation Department Sexual Assault Response Team Protocol Table of Contents

Interviews:

1. Executive Officer / PREA Coordinator
2. Captain

The team on-site were aware of the requirements to document and safeguard investigations of sexual abuse. Both the PREA Coordinator and the Captain stated the team review causes, reasons, possible blind spots, group dynamics, video footage, policy review and how to further prevent and improve current protocols.

Site Observation:

Review of investigations by utilizing the PREA Audit - Adult Prisons & Jails Documentation Review - Investigations template demonstrated of the six sexual abuse investigations reviewed, each were completed within 30 days of the completion of the investigation.

(a) The Metro West Detention Center PAQ states the facility conducts a sexual abuse incident review at the conclusion of every criminal or administrative sexual abuse investigation, unless the allegation has been determined to be unfounded. In the past 12 months there has been eight investigations of alleged sexual abuse completed

within in 30 days.

MDCR and CHS Policy IP-001, page 21, section XIX. Documentation and Review, A. 1., states, "Case files for sexual battery/abuse/harassment allegations, e.g., incident reports, investigative reports, and case dispositions, shall be maintained electronically by SIAB. Original medical and psychological documentation shall be maintained in the inmate/patient's EHR. Staff with access to an inmate/patient's records and information shall adhere to confidentiality requirements. The following review shall occur:

A. The PREA Coordinator shall:

- Coordinate a sexual abuse incident review with the SART at the conclusion of every sexual abuse investigation, including unsubstantiated allegations, unless the allegation has been determined to be unfounded. The SART includes PCM, SIAB investigators, Facility/Bureau Supervisors, and CHS medical/mental health staff."

(b) The Metro West Detention Center PAQ states sexual abuse incident reviews are ordinarily conducted within 30 days of concluding the criminal or administrative investigation. In the past 12 months, the number of criminal and/or administrative investigations of alleged sexual abuse completed at the facility that were followed by a sexual abuse incident review within 30 days, excluding only "unfounded" incidents were eight.

MDCR and CHS Policy IP-001, page 21, section XIX. Documentation and Review, A. 2., states, "Conduct the sexual abuse incident review within 30 days of the conclusion of the investigation."

The facility provided a SART Committee Meeting memorandum documenting the following information.

- Recommendations
- Questions, comments, Concerns
- PREA Number
- Incident Report
- Inmate Name
- Jail Number
- Type

- Outcome/Date Closed
- Change Policy/Practice
- Motivational Factors
- Physical Barriers
- Staffing
- Video Monitoring

(c) The Metro West Detention Center PAQ states the sexual abuse incident review team includes upper-level management officials and allows for input from line supervisors, investigators, and medical or mental health practitioners. Policy compliance can be found in provision (a) of this standard.

(d) The Metro West Detention Center PAQ states the facility prepares a report of its findings from sexual abuse incident reviews, including but not necessarily limited to determinations made pursuant to paragraphs (d)(1) -(d)(5) of this section, and any recommendations for improvement and submits such report to the facility head and PREA Compliance Manager.

The agency provided a Miami-Dade Corrections and Rehabilitation Department Sexual Assault Response Team Protocol Table of Contents demonstrating the following occurs during a sexual assault review.

- i. Sexual Assault Response Team Overview
- ii. Goal of the SART
- iii. Leadership Role of the MDCR SARTs
- iv. MDCR SART Structure
- v. Initiating the SART Response
- vi. Facility-SART Process/Timeline
 - A. Immediately following an allegation of a sexual assault.
 - B. During transport to the exam.
 - C. During the medical forensic exam.

	<p style="text-align: center;">D. If a forensic exam is not necessary/not wanted.</p> <p style="text-align: center;">E. Following the exam or after acute care is provided.</p> <p style="text-align: center;">F. Long-term facility SART Duties</p> <p>SART Competencies and Training Requirements</p> <p>Sexual Assault Incident Reviews</p> <p>Appendix 1: Definitions</p> <p>Appendix 2: Prison Rape Elimination Act (PREA) Standards</p> <p>Appendix 3: Sexual Assault Incident Review Checklist</p> <p>Appendix 4: MDCR Sexual Assault Response Team Evaluation Form</p> <p>Appendix 5: Sexual Assault Survivors’ Rights</p> <p>Appendix 6: Additional Suggestions for Further Consideration</p> <p>(e) The Metro West Detention Center PAQ states, the facility implements the recommendations for improvement or documents its reasons for not doing so. Policy compliance can be found in provision (d) of this standard.</p> <p>Through such reviews, the facility meets the standard requirements.</p>
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115.87	Data collection
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023 3. SSV 2021 <p>Interviews:</p>

1. Executive Officer / PREA Coordinator

The interview with the PREA Coordinator demonstrated the agency reviews all incident reports of sexual harassment and sexual abuse, staff and inmates involved in allegations, compile year end reports from each of their four facilities and investigations referred for criminal prosecution and look for common trends. The agency focuses on areas to address in the past year and identifies areas needing corrective action.

(a) The Metro West Detention Center PAQ states the agency collects accurate, uniform data for every allegation of sexual abuse at facilities under its direct control using a standardized instrument and set of definitions.

MDCR and CHS Policy IP-001, page 22, section XIX. Documentation and Reviews, B. 1-5., states, "The PREA Coordinator shall:

1. Collect, maintain, and report sexual battery/abuse/harassment data to the Survey of Sexual Victimization (SSV). MDCR shall provide all pertinent data for every allegation of sexual abuse from the previous calendar year to the SSV;
2. Review data to assess and improve sexual abuse prevention, detection and response policies, practices, training;
3. Collect data from PCMs monthly;
4. Meet monthly with MDPD - SVB and SIAB to follow up the status of open cases;
5. Prepare a status report of the previous calendar year for submission to the Director annually. The report shall consist of information collected from each entity. The Director's Office shall publish the information on the MDCR's public website, annually."

(b) The Metro West Detention Center PAQ states the agency aggregates the incident-based sexual abuse data at least annually. Policy compliance can be found in provision (a) of this standard.

(c) The Metro West Detention Center PAQ states the standardized instrument includes, at a minimum, the data necessary to answer all questions from the most recent version of the Survey of Sexual Violence (SSV) conducted by the Department of Justice.

	<p>The facility provided a 2021 completed Survey of Sexual Victimization.</p> <p>(d) The Metro West Detention Center PAQ states the agency maintains, reviews, and collects data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews. Policy compliance can be found in provision (a) of this standard.</p> <p>(e) The Metro West Detention Center PAQ states the agency does not obtain incident-based and aggregated data from every private facility with which it contracts for the confinement of its inmates as the agency does not have private contracts.</p> <p>(f) The Metro West Detention Center PAQ states the Department of Justice has requested agency data for the previous calendar year.</p> <p>Through such reviews, the facility meets the standard requirements.</p>
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115.88	Data review for corrective action
	<p>Auditor Overall Determination: Meets Standard</p> <p>Auditor Discussion</p> <p>Document Review:</p> <ol style="list-style-type: none"> 1. Metro West Detention Center PAQ 2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023 3. 2021 Miami-Dade Corrections and Rehabilitation Department PREA Annual Report 4. 2022 Miami-Dade Corrections and Rehabilitation Department PREA Annual Report <p>(a) The Metro West Detention Center PAQ states the agency reviews 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, and training, including:</p>

- Identifying problem areas;
- Taking corrective action on an ongoing basis; and
- Preparing an annual report of its findings from its data review and any corrective actions for each facility, as well as the agency as a whole.

The facility provided a 2022 Miami-Dade Corrections and Rehabilitation Department PREA Annual Report which documents the following information.

- History
- Current Efforts
- PREA Investigations
- Comparative Data Analysis 2020 through 2022
- o Inmate on Inmate
- o Staff on Inmate
- Ongoing Efforts
- Ongoing Efforts
- Conclusion

The report is signed by the Director on 8.11.2023

The facility provided a 2021 Miami-Dade Corrections and Rehabilitation Department PREA Annual Report which documents the following information.

- History of PREA and MDCR
- Current PREA Efforts
- PREA Investigations
- Comparative Data Analysis
- Definitions
- Survey of Sexual Violence and Survey of Sexual Victimization Comparative Data 2019-2021
- o Inmate on Inmate
- o Staff on Inmate

	<ul style="list-style-type: none"> · Ongoing Efforts · Conclusion <p>(b) The Metro West Detention Center PAQ states the annual report includes a comparison of the current year’s data and corrective actions to those from prior years. The annual report provides an assessment of the agency’s progress in addressing sexual abuse.</p> <p>(c) The Metro West Detention Center PAQ states the agency makes its annual report readily available to the public, at least annually, through its website. Annual reports are approved by the agency head.</p> <p>MDCR and CHS Policy IP-001, page 22, section XIX. Documentation and Reviews, B. 5., states, “Prepare a status report of the previous calendar year for submission to the Director annually. The report shall consist of information collected from each entity. The Director’s Office shall publish the information on the MDCR’s public website, annually.”</p> <p>The annual report is available to the public at https://www.miamidade.gov/corrections/library/prea-annual-report.pdf></p> <p>(d) The Metro West Detention Center PAQ states when the agency redacts material from an annual report for publication, the redactions are limited to specific materials where publication would present a clear and specific threat to the safety and security of the facility. The agency indicates the nature of material redacted.</p> <p>Through such reviews, the facility meets the standard requirements.</p>
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115.89	Data storage, publication, and destruction
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	Document Review:

	<p>1. Metro West Detention Center PAQ</p> <p>2. MDCR and CHS Policy IP-001, Inmate Sexual Battery/Abuse/Harassment Prevention and Response, dated 2023</p> <p>(a) The Metro West Detention Center PAQ states the agency ensures that incident-based and aggregate data are securely retained.</p> <p>MDCR and CHS Policy IP-001, page 27, section XIX. Documentation and Reviews, states, “Case files for sexual battery/abuse/harassment allegations, e.g., incident reports, investigative reports, and case dispositions, shall be maintained electronically by SIAB. Original medical and psychological documentation shall be maintained in the inmate/patient’s EHR. Staff with access to an inmate/patient’s records and information shall adhere to confidentiality requirements.”</p> <p>(b) The Metro West Detention Center PAQ states agency policy requires that aggregated sexual abuse data from facilities under its direct control and private facilities with which it contracts be made readily available to the public at least annually through its website.</p> <p>The annual report is available to the public at https://www.miamidade.gov/corrections/library/prea-annual-report.pdf></p> <p>(c-d) The Metro West Detention Center PAQ states before making aggregated sexual abuse data publicly available, the agency removes all personal identifiers. The agency maintains sexual abuse data collected pursuant to §115.87 for at least 10 years after the date of initial collection, unless federal, state, or local law requires otherwise.</p> <p>Through such reviews, the facility meets the standard requirements.</p>
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115.401	Frequency and scope of audits
	Auditor Overall Determination: Meets Standard
	Auditor Discussion

	<p>(a) During the prior three-year audit period, the agency ensured that each facility operated was audited, once.</p> <p>(b) This is the fourth audit cycle for Metro West Detention Center and the first year of the fourth audit cycle.</p> <p>(h) The Auditor was granted complete access to, and the ability to observe, all areas of the facility.</p> <p>(i) The Auditor was permitted to request and receive copies of any relevant documents (including electronically stored information).</p> <p>(m) The Auditor was permitted to conduct private interviews with residents.</p> <p>(n) Residents were permitted to send confidential information or correspondence to the Auditor in the same manner as if they were communicating with legal counsel.</p> <p>Through such reviews, the facility meets the standard requirements.</p>
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115.403	Audit contents and findings
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>(b) The agency has posted the current 2022 PREA audit report, on their website.</p> <p>Through such reviews, the facility meets the standard requirements.</p>

Appendix: Provision Findings		
115.11 (a)	Zero tolerance of sexual abuse and sexual harassment; PREA coordinator	
	Does the agency have a written policy mandating zero tolerance toward all forms of sexual abuse and sexual harassment?	yes
	Does the written policy outline the agency's approach to preventing, detecting, and responding to sexual abuse and sexual harassment?	yes
115.11 (b)	Zero tolerance of sexual abuse and sexual harassment; PREA coordinator	
	Has the agency employed or designated an agency-wide PREA Coordinator?	yes
	Is the PREA Coordinator position in the upper-level of the agency hierarchy?	yes
	Does the PREA Coordinator have sufficient time and authority to develop, implement, and oversee agency efforts to comply with the PREA standards in all of its facilities?	yes
115.11 (c)	Zero tolerance of sexual abuse and sexual harassment; PREA coordinator	
	If this agency operates more than one facility, has each facility designated a PREA compliance manager? (N/A if agency operates only one facility.)	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.)	na
	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	na

	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)?	no
	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.)	yes
115.21 (h)	Evidence protocol and forensic medical examinations	
	If the agency uses a qualified agency staff member or a qualified community-based staff member for the purposes of this section, has the individual been screened for appropriateness to serve in this role and received education concerning sexual assault and forensic examination issues in general? (N/A if agency always makes a victim advocate from a rape crisis center available to victims.)	yes
115.22 (a)	Policies to ensure referrals of allegations for investigations	

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

	Does the agency train all employees who may have contact with inmates on the common reactions of sexual abuse and sexual harassment victims?	yes
	Does the agency train all employees who may have contact with inmates on how to detect and respond to signs of threatened and actual sexual abuse?	yes
	Does the agency train all employees who may have contact with inmates on how to avoid inappropriate relationships with inmates?	yes
	Does the agency train all employees who may have contact with inmates on how to communicate effectively and professionally with inmates, including lesbian, gay, bisexual, transgender, intersex, or gender nonconforming inmates?	yes
	Does the agency train all employees who may have contact with inmates on how to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities?	yes
115.31 (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

	Garrity 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 degree, 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 degree, 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.)	na
115.51 (c)	Inmate reporting	
	Does staff accept reports of sexual abuse and sexual harassment made verbally, in writing, anonymously, and from third parties?	yes
	Does staff promptly document any verbal reports of sexual abuse and sexual harassment?	yes
115.51 (d)	Inmate reporting	
	Does the agency provide a method for staff to privately report sexual abuse and sexual harassment of inmates?	yes
115.52 (a)	Exhaustion of administrative remedies	
	Is the agency exempt from this standard? NOTE: The agency is exempt ONLY if it does not have administrative procedures to address inmate grievances regarding sexual abuse. This does not mean the agency is exempt simply because an inmate does not have to or is not ordinarily expected to submit a grievance to report sexual abuse. This means that as a matter of explicit policy, the agency does not have an administrative remedies process to address sexual abuse.	yes
115.52 (b)	Exhaustion of administrative remedies	
	Does the agency permit inmates to submit a grievance regarding an allegation of sexual abuse without any type of time limits? (The agency may apply otherwise-applicable time limits to any portion of a grievance that does not allege an incident of sexual abuse.) (N/A if agency is exempt from this standard.)	yes
	Does the agency always refrain from requiring an inmate to use any informal grievance process, or to otherwise attempt to resolve with staff, an alleged incident of sexual abuse? (N/A if agency is exempt from this standard.)	yes
115.52 (c)	Exhaustion of administrative remedies	
	Does the agency ensure that: An inmate who alleges sexual abuse may submit a grievance without submitting it to a staff member who is the subject of the complaint? (N/A if agency is exempt from	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,	na

	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?	no
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).	yes
115.81 (b)	Medical and mental health screenings; history of sexual abuse	
	If the screening pursuant to § 115.41 indicates that a prison inmate has previously perpetrated sexual abuse, whether it occurred in an institutional setting or in the community, do staff ensure that the inmate is offered a follow-up meeting with a mental health practitioner within 14 days of the intake screening? (N/A if the facility is not a prison.)	na
115.81 (c)	Medical and mental health screenings; history of sexual abuse	
	If the screening pursuant to § 115.41 indicates that a jail inmate has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, do staff ensure that the inmate is offered a follow-up meeting with a medical or mental health practitioner within 14 days of the intake screening? (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.)	na
115.83 (f)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Are inmate victims of sexual abuse while incarcerated offered tests for sexually transmitted infections as medically appropriate?	yes
115.83 (g)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Are treatment services provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident?	yes
115.83 (h)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	If the facility is a prison, does it attempt to conduct a mental health evaluation of all known inmate-on-inmate abusers within 60 days of learning of such abuse history and offer treatment when deemed appropriate by mental health practitioners? (NA if the facility is a jail.)	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)		
	The agency has published on its agency website, if it has one, or has otherwise made publicly available, all Final Audit Reports. The review period is for prior audits completed during the past three years PRECEDING THIS AUDIT. The pendency of any agency appeal pursuant to 28 C.F.R. § 115.405 does not excuse noncompliance with this provision. (N/A if there have been no Final Audit Reports issued in the past three years, or, in the case of single facility agencies, there has never been a Final Audit Report issued.)	yes