

PREA Facility Audit Report: Final

Name of Facility: Bradley County Juvenile Detention Center

Facility Type: Juvenile

Date Interim Report Submitted: 09/08/2024

Date Final Report Submitted: 10/19/2024

| 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: Robert B. Latham | Date of Signature: 10/19/2024 |

| AUDITOR INFORMATION | |
|-------------------------------------|--------------------------|
| Auditor name: | Latham, Robert |
| Email: | robertblatham@icloud.com |
| Start Date of On-Site Audit: | 07/11/2024 |
| End Date of On-Site Audit: | 07/12/2024 |

| FACILITY INFORMATION | |
|-----------------------------------|--|
| Facility name: | Bradley County Juvenile Detention Center |
| Facility physical address: | 1620 Johnson Boulevard Southeast, Cleveland, Tennessee - 37311 |
| Facility mailing address: | |

| Primary Contact |
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|--------------------------|---------------------------|
| Name: | Becca Shepherd |
| Email Address: | beccawilliams78@gmail.com |
| Telephone Number: | 423-728-7088 |

| Superintendent/Director/Administrator | |
|--|---------------------------|
| Name: | ANDRE CARR |
| Email Address: | ACARR@BRADLEYCOUNTYTN.GOV |
| Telephone Number: | 423-728-7096 |

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

| Facility Characteristics | |
|---|------------------------|
| Designed facility capacity: | 27 |
| Current population of facility: | 6 |
| Average daily population for the past 12 months: | 7 |
| Has the facility been over capacity at any point in the past 12 months? | No |
| Which population(s) does the facility hold? | Both females and males |
| Age range of population: | 10-17 |
| Facility security levels/resident custody levels: | SECURED |
| Number of staff currently employed at the facility who may have contact with | 20 |

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| residents: | |
| Number of individual contractors who have contact with residents, currently authorized to enter the facility: | 2 |
| Number of volunteers who have contact with residents, currently authorized to enter the facility: | 2 |

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| AGENCY INFORMATION | |
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| Name of agency: | Bradley County Juvenile Court |
| Governing authority or parent agency (if applicable): | Bradley County Government |
| Physical Address: | 1620 Johnson Boulevard Southeast, Cleveland, Tennessee - 37311 |
| Mailing Address: | |
| Telephone number: | |

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| Agency Chief Executive Officer Information: | |
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| Name: | |
| Email Address: | |
| Telephone Number: | |

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| Agency-Wide PREA Coordinator Information | | | |
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|--------------|----------------|-----------------------|---------------------------|
| Name: | Becca Shepherd | Email Address: | beccawilliams78@gmail.com |
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| Facility AUDIT FINDINGS | |
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| Summary of Audit Findings |
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The OAS automatically populates the number and list of Standards exceeded, the number of Standards met, and the number and list of Standards not met.

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

Number of standards exceeded:

0

Number of standards met:

43

Number of standards not met:

0

POST-AUDIT REPORTING INFORMATION

GENERAL AUDIT INFORMATION

On-site Audit Dates

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| 1. Start date of the onsite portion of the audit: | 2024-07-11 |
| 2. End date of the onsite portion of the audit: | 2024-07-12 |

Outreach

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| 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: | <ol style="list-style-type: none">1. Tennessee Department of Children's Services2. Just Detention International3. The HOPE Center, Inc. |

AUDITED FACILITY INFORMATION

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| 14. Designated facility capacity: | 27 |
| 15. Average daily population for the past 12 months: | 7 |
| 16. Number of inmate/resident/detainee housing units: | 4 |
| 17. Does the facility ever hold youthful inmates or youthful/juvenile detainees? | <input type="radio"/> Yes <input type="radio"/> No <input checked="" 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

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| 36. Enter the total number of inmates/residents/detainees in the facility as of the first day of onsite portion of the audit: | 2 |
| 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: | 0 |
| 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: | 0 |
| 40. Enter the total number of inmates/residents/detainees who are Blind or have low vision (visually impaired) in the facility as of the first day of the onsite portion of the audit: | 0 |
| 41. Enter the total number of inmates/residents/detainees who are Deaf or hard-of-hearing in the facility as of the first day of the onsite portion of the audit: | 0 |
| 42. Enter the total number of inmates/residents/detainees who are Limited English Proficient (LEP) in the facility as of the first day of the onsite portion of the audit: | 0 |
| 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: | 0 |

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| <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>0</p> |
| <p>45. Enter the total number of inmates/residents/detainees who reported sexual abuse in the facility as of the first day of the onsite portion of the audit:</p> | <p>0</p> |
| <p>46. Enter the total number of inmates/residents/detainees who disclosed prior sexual victimization during risk screening in the facility as of the first day of the onsite portion of the audit:</p> | <p>0</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>20</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>2</p> |

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| <p>51. Enter the total number of CONTRACTORS assigned to the facility as of the first day of the onsite portion of the audit who have contact with inmates/residents/detainees:</p> | <p>2</p> |
| <p>52. Provide any additional comments regarding the population characteristics of staff, volunteers, and contractors who were in the facility as of the first day of the onsite portion of the audit:</p> | <p>No text provided.</p> |
| <p>INTERVIEWS</p> | |
| <p>Inmate/Resident/Detainee Interviews</p> | |
| <p>Random Inmate/Resident/Detainee Interviews</p> | |
| <p>53. Enter the total number of RANDOM INMATES/RESIDENTS/DETAINEES who were interviewed:</p> | <p>2</p> |
| <p>54. Select which characteristics you considered when you selected RANDOM INMATE/RESIDENT/DETAINEE interviewees: (select all that apply)</p> | <p> <input type="checkbox"/> Age <input type="checkbox"/> Race <input type="checkbox"/> Ethnicity (e.g., Hispanic, Non-Hispanic) <input type="checkbox"/> Length of time in the facility <input type="checkbox"/> Housing assignment <input type="checkbox"/> Gender <input checked="" type="checkbox"/> Other <input type="checkbox"/> None </p> |
| <p>If "Other," describe:</p> | <p>The total resident population on the first day of the audit was two. Both residents were interviewed.</p> |
| <p>55. How did you ensure your sample of RANDOM INMATE/RESIDENT/DETAINEE interviewees was geographically diverse?</p> | <p>The total resident population on the first day of the audit was two. Both residents were interviewed.</p> |

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| 56. Were you able to conduct the minimum number of random inmate/resident/detainee interviews? | <input type="radio"/> Yes <input checked="" type="radio"/> No |
| a. Explain why it was not possible to conduct the minimum number of random inmate/resident/detainee interviews: | The total resident population on the first day of the audit was two. Both residents were interviewed. |
| 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): | The total resident population on the first day of the audit was two. Both residents were interviewed. |
| Targeted Inmate/Resident/Detainee Interviews | |
| 58. Enter the total number of TARGETED INMATES/RESIDENTS/DETAINEES who were interviewed: | 0 |
| <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> | |
| 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: | 0 |

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| <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>Corroboration methods included interviewing staff and residents.</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>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>Corroboration methods included interviewing staff and residents.</p> |

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| <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>Corroboration methods included interviewing staff and residents.</p> |
| <p>63. Enter the total number of interviews conducted with inmates/residents/detainees who are Deaf or hard-of-hearing using the "Disabled and Limited English Proficient Inmates" protocol:</p> | <p>0</p> |
| <p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p> | <p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p> |
| <p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p> | <p>Corroboration methods included interviewing staff and residents.</p> |

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| <p>64. Enter the total number of interviews conducted with inmates/residents/detainees who are Limited English Proficient (LEP) using the "Disabled and Limited English Proficient Inmates" protocol:</p> | <p>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>Corroboration methods included interviewing staff and residents.</p> |
| <p>65. Enter the total number of interviews conducted with inmates/residents/detainees who identify as lesbian, gay, or bisexual using the "Transgender and Intersex Inmates; Gay, Lesbian, and Bisexual Inmates" protocol:</p> | <p>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>Corroboration methods included interviewing staff and residents and reviewing risk screening information.</p> |

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| <p>66. Enter the total number of interviews conducted with inmates/residents/detainees who identify as transgender or intersex using the "Transgender and Intersex Inmates; Gay, Lesbian, and Bisexual Inmates" protocol:</p> | <p>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>Corroboration methods included interviewing staff and residents and reviewing risk screening information.</p> |
| <p>67. Enter the total number of interviews conducted with inmates/residents/detainees who reported sexual abuse in this facility using the "Inmates who Reported a Sexual Abuse" protocol:</p> | <p>0</p> |
| <p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p> | <p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p> |
| <p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p> | <p>Corroboration methods included interviewing staff and residents.</p> |

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| <p>68. Enter the total number of interviews conducted with inmates/residents/detainees who disclosed prior sexual victimization during risk screening using the "Inmates who Disclosed Sexual Victimization during Risk Screening" protocol:</p> | <p>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>Corroboration methods included interviewing staff and residents and reviewing risk screening information.</p> |
| <p>69. Enter the total number of interviews conducted with inmates/residents/detainees who are or were ever placed in segregated housing/isolation for risk of sexual victimization using the "Inmates Placed in Segregated Housing (for Risk of Sexual Victimization/Who Allege to have Suffered Sexual Abuse)" protocol:</p> | <p>0</p> |
| <p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p> | <p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p> |

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| <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>Corroboration methods included interviewing staff and residents. The facility does not use isolation or segregated housing.</p> |
| <p>70. Provide any additional comments regarding selecting or interviewing targeted inmates/residents/detainees (e.g., any populations you oversampled, barriers to completing interviews):</p> | <p>The total resident population on the first day of the audit was two. Both residents were interviewed. Neither of the two residents was identified as targeted residents for interviews.</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 <input checked="" type="checkbox"/> Shift assignment <input checked="" type="checkbox"/> Work assignment <input checked="" type="checkbox"/> Rank (or equivalent) <input checked="" type="checkbox"/> Other (e.g., gender, race, ethnicity, languages spoken) <input type="checkbox"/> None </p> |
| <p>If "Other," describe:</p> | <p>Gender, race, ethnicity, and languages spoken were considered.</p> |
| <p>73. Were you able to conduct the minimum number of RANDOM STAFF interviews?</p> | <p> <input checked="" type="radio"/> Yes <input type="radio"/> No </p> |

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| <p>74. Provide any additional comments regarding selecting or interviewing random staff (e.g., any populations you oversampled, barriers to completing interviews, barriers to ensuring representation):</p> | <p>The auditor was provided a roster on the first day of the onsite audit. Staff were selected all housing units and from each shift. To enable a cross section of staff interviewed, the auditor considered, length of tenure in the facility, rank, work assignments, gender, race, ethnicity, and languages spoken. The auditor interviewed all staff scheduled to work on each shift during the two days of the onsite audit.</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>8</p> |
| <p>76. Were you able to interview the Agency Head?</p> | <p><input checked="" type="radio"/> Yes <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 <input type="radio"/> No</p> |
| <p>78. Were you able to interview the PREA Coordinator?</p> | <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> |
| <p>79. Were you able to interview the PREA Compliance Manager?</p> | <p><input type="radio"/> Yes <input type="radio"/> No <input checked="" 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

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| | <input type="checkbox"/> Other |
| 81. Did you interview VOLUNTEERS who may have contact with inmates/residents/detainees in this facility? | <input type="radio"/> Yes <input checked="" type="radio"/> No |
| 82. Did you interview CONTRACTORS who may have contact with inmates/residents/detainees in this facility? | <input type="radio"/> Yes <input checked="" type="radio"/> No |
| 83. Provide any additional comments regarding selecting or interviewing specialized staff. | There were no current active volunteers and contracted educational staff were on summer break. |

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.

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

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| 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)? | <input checked="" type="radio"/> Yes <input type="radio"/> No |
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| <p>86. Tests of all critical functions in the facility in accordance with the site review component of the audit instrument (e.g., risk screening process, access to outside emotional support services, interpretation services)?</p> | <p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> |
| <p>87. Informal conversations with inmates/residents/detainees during the site review (encouraged, not required)?</p> | <p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> |
| <p>88. Informal conversations with staff during the site review (encouraged, not required)?</p> | <p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> |
| <p>89. Provide any additional comments regarding the site review (e.g., access to areas in the facility, observations, tests of critical functions, or informal conversations).</p> | <p>No text provided.</p> |
| <p>Documentation Sampling</p> | |
| <p>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> | |
| <p>90. In addition to the proof documentation selected by the agency or facility and provided to you, did you also conduct an auditor-selected sampling of documentation?</p> | <p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> |
| <p>91. Provide any additional comments regarding selecting additional documentation (e.g., any documentation you oversampled, barriers to selecting additional documentation, etc.).</p> | <p>The auditor reviewed documentation for all staff and residents interviewed.</p> |

SEXUAL ABUSE AND SEXUAL HARASSMENT ALLEGATIONS AND INVESTIGATIONS IN THIS FACILITY

Sexual Abuse and Sexual Harassment Allegations and Investigations Overview

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

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

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

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 | 0 | 0 | 0 | 0 |
| Staff-on-inmate sexual harassment | 0 | 0 | 0 | 0 |
| Total | 0 | 0 | 0 | 0 |

Sexual Abuse and Sexual Harassment Investigation Outcomes

Sexual Abuse Investigation Outcomes

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

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

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

Sexual Harassment Investigation Outcomes

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

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

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

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

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

Sexual Abuse and Sexual Harassment Investigation Files Selected for Review

Sexual Abuse Investigation Files Selected for Review

| | |
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| 98. Enter the total number of SEXUAL ABUSE investigation files reviewed/ sampled: | 0 |
| a. Explain why you were unable to review any sexual abuse investigation files: | There were no sexual abuse allegations reported. |

| | |
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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 type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" 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>0</p> |
| <p>101. Did your sample of INMATE-ON-INMATE SEXUAL ABUSE investigation files include criminal investigations?</p> | <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" 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 type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" 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>0</p> |
| <p>104. Did your sample of STAFF-ON-INMATE SEXUAL ABUSE investigation files include criminal investigations?</p> | <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual abuse investigation files)</p> |

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| <p>105. Did your sample of STAFF-ON-INMATE SEXUAL ABUSE investigation files include administrative investigations?</p> | <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" 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>0</p> |
| <p>a. Explain why you were unable to review any sexual harassment investigation files:</p> | <p>There were no sexual harassment allegations reported.</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 type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" 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>0</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 type="radio"/> No</p> <p><input checked="" type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual harassment investigation files)</p> |

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| <p>110. Did your sample of INMATE-ON-INMATE SEXUAL HARASSMENT investigation files include administrative investigations?</p> | <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual harassment investigation files)</p> |
| <p>Staff-on-inmate sexual harassment investigation files</p> | |
| <p>111. Enter the total number of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files reviewed/sampled:</p> | <p>0</p> |
| <p>112. Did your sample of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files include criminal investigations?</p> | <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual harassment investigation files)</p> |
| <p>113. Did your sample of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files include administrative investigations?</p> | <p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual harassment investigation files)</p> |
| <p>114. Provide any additional comments regarding selecting and reviewing sexual abuse and sexual harassment investigation files.</p> | <p>No text provided.</p> |

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.

- Yes
 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 |
|--|
| <p>Auditor Overall Determination Definitions</p> <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) |
| <p>Auditor Discussion Instructions</p> <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> |

| 115.311 | Zero tolerance of sexual abuse and sexual harassment; PREA coordinator |
|----------------|--|
| | <p>Auditor Overall Determination: Meets Standard</p> |
| | <p>Auditor Discussion</p> <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> 1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy 2. Bradley County Juvenile Detention Center Organizational Flowchart 3. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Interview:</p> <p>PREA Coordinator</p> <p>Findings (By Provision):</p> <p>115.311 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency has a written policy mandating zero tolerance toward all forms of sexual abuse and sexual harassment in facilities it operates directly or</p> |

under contract. The facility has a policy outlining how it will implement the agency's approach to preventing, detecting, and responding to sexual abuse and sexual harassment. The policy includes definitions of prohibited behaviors regarding sexual abuse and sexual harassment. The policy includes sanctions for those found to have participated in prohibited behaviors. The policy includes a description of agency strategies and responses to reduce and prevent sexual abuse and sexual harassment of residents.

Bradley County Juvenile Detention Center has a comprehensive PREA Policy. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 4, policy section, states Bradley County Juvenile Detention Center has a zero tolerance for any acts of sexual abuse, assault, misconduct or harassment. Sexual activity between staff, volunteers or contracted personnel and youth, as well as between youth and youth is prohibited and subject to administrative and criminal disciplinary sanctions. BCJDC staff shall take prudent measures to ensure the safety of both youth and staff. All employees, contractors, volunteers and youth shall have a clear understanding that a sexual relationship with an individual under the BCJDC supervision is strictly prohibited and is a serious breach of employee conduct. All contracts with providers shall include the contracting entity's obligation to adopt and comply with the PREA standards outlined in BCJDC PREA Policy. Contracted providers will be subject to PREA audits, including contract monitoring to ensure compliance.

The policy outlines the facility's approach to preventing, detecting, and responding to such conduct. The policy includes definitions of prohibited behaviors regarding sexual abuse and sexual harassment and includes sanctions for those found to have participated in prohibited behaviors. Bradley County Juvenile Detention Center policy addresses prevention of sexual abuse and sexual harassment through the designation of a PREA Coordinator, supervision and monitoring, criminal background checks, staff training, resident education, PREA posters and educational materials. The policy addresses detection of sexual abuse and sexual harassment through resident education, staff training, and intake screening for risk of sexual victimization and abusiveness. The policy addresses responding to sexual abuse and sexual harassment through the various ways of reporting, investigations, disciplinary sanctions for residents and staff, victim advocates, access to emergency medical treatment and crisis intervention services, sexual abuse incident reviews, data collection, and data review for corrective action.

115.311 (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency employs or designates an upper-level, agency-wide PREA Coordinator. The PREA Coordinator has sufficient time and authority to develop, implement, and oversee agency efforts to comply with the PREA standards at the facility. The position of the PREA Coordinator is in the agency's organizational structure.

The detention center has designated an upper-level, agency-wide PREA Coordinator with sufficient time and authority to develop, implement, and oversee agency efforts to comply with the PREA standards. The position of the PREA Coordinator is

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| | <p>identified in the detention center’s organizational structure as Administrative Officer.</p> <p>The PREA Coordinator reported having enough time to manage all her PREA-related responsibilities and effectively communicated how she coordinates the detention center’s efforts to comply with the PREA standards. She stated she communicates with the shift supervisors the compliance managers to work toward achieving compliance with the standards.</p> <p>115.311 (c) Bradley County Juvenile Detention Center is a single facility agency. There is no PREA Compliance Manager.</p> <p>Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the agency is fully compliant with this standard requiring a zero-tolerance policy toward sexual abuse and sexual harassment and the designation of a PREA Coordinator. No corrective action is required.</p> |
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| 115.312 | Contracting with other entities for the confinement of residents |
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| | <p>Auditor Overall Determination: Meets Standard</p> |
| | <p>Auditor Discussion</p> |
| | <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Findings (by provision):</p> <p>115.312 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency has not entered into or renewed a contract for the confinement of residents since the last PREA audit. All of the above contracts require contractors to adopt and comply with PREA Standards. Since the last PREA audit:</p> <ol style="list-style-type: none"> The number of contracts for the confinement of residents that the agency entered into or renewed with private entities or other government agencies: 0 The number of above contracts that DID NOT require contractors to adopt and comply with PREA standards: N/A <p>Bradley County Juvenile Detention Center does not contract for the confinement of its residents with private agencies or other entities including other government agencies. The Tennessee Department of Children’s Services contracts with Bradley County Juvenile Detention Center for confinement of juveniles.</p> <p>115.312 (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: All of the above contracts require the agency to monitor the contractor’s</p> |

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| | <p>compliance with PREA Standards. Since the last PREA audit the number of the contracts referenced in 115.312 (a) that DO NOT require the agency to monitor contractor’s compliance with PREA Standards: N/A</p> <p>Bradley County Juvenile Detention Center does not contract for the confinement of its residents.</p> <p>Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the agency is fully compliant with this standard regarding contracting with other entities for the confinement of residents. No corrective action is required.</p> |
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| 115.313 | Supervision and monitoring |
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| | <p>Auditor Overall Determination: Meets Standard</p> |
| | <p>Auditor Discussion</p> |
| | <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> 1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy 2. Bradley County Juvenile Detention Center Staffing Plan 3. 2021 Tennessee Department of Children’s Services Staffing Plan Assessment 4. 2022 Tennessee Department of Children’s Services Staffing Plan Assessment 5. 2023 Tennessee Department of Children’s Services Staffing Plan Assessment 6. 2024 Tennessee Department of Children’s Services Staffing Plan Assessment 7. Bradley County Juvenile Detention Center PREA Monitoring by Supervisors Log 8. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Interviews:</p> <ol style="list-style-type: none"> 1. Superintendent or Designee (Facility Director) 2. PREA Coordinator 3. Intermediate or Higher-Level Facility Staff <p>Site Review Observations:</p> <p>Observations during onsite review of facility</p> <p>Findings (By Provision):</p> <p>115.313 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Since the 2021 PREA audit:</p> <ol style="list-style-type: none"> 1. The average daily number of residents: 7 2. The average daily number of residents on which the staffing plan was predicated: 10 |

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, pages 6-7, section C.1.a.i.1-10, states BCJDC facility has developed, implemented, and documented a staffing plan that provides adequate levels of staffing to protect residents against sexual abuse. In calculating adequate staffing levels and video monitoring, this facility took the following into consideration:

1. general juvenile detention practices,
2. any judicial finding of inadequacy,
3. any findings of inadequacy from Federal investigative agencies,
4. inadequacy from internal or external oversight bodies,
5. all components of the building- including blind spots, composition of resident population,
6. the number and placement of supervisory staff,
7. programs occurring on a particular shift,
8. any applicable State or local laws, regulations, or standards,
9. the prevalence or substantiated and unsubstantiated incidents of sexual abuse
10. any other relevant factors

The Facility Director confirmed Bradley County Juvenile Detention Center regularly develops a staffing plan. He confirmed adequate staffing levels to protect residents against sexual abuse are considered in the plan, video monitoring is part of the plan, and the staffing plan is documented with the Annual Staffing Plan Assessment. He confirmed all requirements of this provision of the standard are addressed in the staffing plan. He confirmed he checks for compliance with the staffing plan by reviewing the schedule for each shift.

The auditor reviewed the Bradley County Juvenile Detention Center Staffing Plan and observed the plan is inclusive of the standard provision requirements. The evidence shows the facility develops, implements, and documents a staffing plan that provides for adequate levels of staffing, and, where applicable, video monitoring, to protect residents against sexual abuse. The staffing plan is well documented and provides for adequate levels of staffing.

115.313 (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Each time the staffing plan is not complied with, the facility documents and justifies all deviations from the staffing plan.

The Facility Director confirmed the facility has not had any deviations from the staffing plan and confirmed the facility would document all instances of non-compliance.

115.313 (c) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The facility is obligated by law, regulation, or judicial consent decree to maintain staffing ratios of a minimum of 1:8 during resident waking hours and 1:16 during resident sleeping hours. The facility maintains staff ratios of a minimum of 1:6 during resident waking hours. The facility maintains staff ratios of a minimum of 1:12 during resident sleeping hours.

In the past 12 months:

1. The number of times the facility deviated from the staffing ratios of 1:8 security

staff during resident waking hours: 0

2. The number of times the facility deviated from the staffing ratios of 1:16 security staff during resident sleeping hours: 0

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 7, section C.1.b, states staffing ratios shall be in compliance with contractual requirements.

The Facility Director confirmed the facility is obligated by the Tennessee Department of Children's Services to follow staffing ratios of 1:8 during waking hours and 1:16 during sleeping hours.

PREA Site Review: During the site review, the auditor observed all areas of the facility were compliant with the required staffing ratios.

115.313 (d) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: At least once every year the agency or facility, in collaboration with the PREA Coordinator, reviews the staffing plan to see whether adjustments are needed to:

1. The staffing plan;
2. Prevailing staffing patterns;
3. The deployment of monitoring technology; or
4. The allocation of agency or facility resources to commit to the staffing plan to ensure compliance with the staffing plan.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 6, section C.1.a.ii, states the agency shall assess, determine, and document whether adjustments are needed to the staffing plan established, prevailing staffing patterns, the facilities deployment of video monitoring systems and other monitoring technologies, and the resources the facility has available to commit to ensure adherence to the staffing plan.

The PREA Coordinator confirmed she is part of the facility team that meets regarding assessments of, or adjustments to, the staffing plan for Bradley County Juvenile Detention Center. She confirmed the plan is assessed at least annually and documented with the Tennessee Department of Children's Services Staffing Plan Assessment.

The auditor reviewed the 2021, 2022, 2023, and 2024 staffing plan reviews and observed the reviews are inclusive of the standard provision requirements.

115.313 (e) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The facility requires that intermediate-level or higher-level staff conduct unannounced rounds to identify and deter staff sexual abuse and sexual harassment. The facility documents unannounced rounds. The unannounced rounds cover all shifts. The facility prohibits staff from alerting other staff of the conduct of such rounds.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility

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| | <p>Policy, page 7, section C.1.c-d, states facility supervisors shall conduct unannounced rounds, at a minimum of one time per shift, in order to identify and deter staff sexual misconduct. These rounds should include all areas of the facility, including areas where youth are prohibited from entering. These rounds shall be documented.</p> <p>Staff is prohibited from alerting other staff of the supervisor's rounds, unless it is related to the legitimate operational functions of the facility. Staff alerting other staff shall receive disciplinary sanctions.</p> <p>The auditor reviewed documented unannounced rounds for the 12-month audit period. The documentation demonstrated the rounds are conducted on both shifts several times monthly. An interview with the Sargent confirmed the rounds are conducted as scheduled, documented, and staff are not alerted as to when they are occurring.</p> <p>Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the facility is compliant with this standard regarding supervision and monitoring. No corrective action is required.</p> |
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| 115.315 | Limits to cross-gender viewing and searches |
|---------|--|
| | <p>Auditor Overall Determination: Meets Standard</p> <p>Auditor Discussion</p> <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Documents (Corrective Action):</p> <ol style="list-style-type: none"> Guidance in Cross-Gender and Transgender Pat Searches Video dated June 28, 2024 Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy updated June 28, 2024 Guidance in Cross-Gender and Transgender Pat Searches Video Training Log dated July 2, 2024 <p>Interviews:</p> <ol style="list-style-type: none"> Random Sample of Staff Random Sample of Residents Transgender or Intersex Residents <p>Site Review Observations:</p> |

Observations during onsite review of facility

Findings (By Provision):

115.315 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The facility does not conduct cross-gender strip or cross-gender visual body cavity searches of residents.

In the past 12 months:

1. The number of cross-gender strip or cross-gender visual body cavity searches of residents: 0
2. The number of cross-gender strip or cross-gender visual body cavity searches of residents that did not involve exigent circumstances or were performed by non-medical staff: 0

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 7, section C.2.a-b, states all searches will conform to BCJDC policy in which states at no time a cross-gender search should be permitted. Cross-gender viewing and searches is strictly prohibited at BCJDC. This facility does not conduct cross-gender strip searches or cross-gender visual body cavity searches (meaning a search of the anal or genital opening). Cavity searches can only be performed by a medical practitioner in exigent circumstances.

115.315 (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The facility does not permit cross-gender pat-down searches of residents, absent exigent circumstances.

In the past 12 months:

1. The number of cross-gender pat-down searches of residents: 0
2. The number of cross-gender pat-down searches of residents that did not involve exigent circumstance(s): 0

Bradley County Juvenile Detention Center prohibits cross-gender pat-down searches of residents.

Residents interviewed confirmed no staff of the opposite gender have performed a pat-down search of their body. Staff interviewed confirmed they are restricted from conducting cross-gender pat-down searches. No staff interviewed provided an example of a circumstance that has warranted such a search.

115.315 (c) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: 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.

Bradley County Juvenile Detention Center prohibits cross-gender strip searches, cross-gender visual body cavity searches, and cross-gender pat-down searches.

115.315 (d) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The facility has implemented policies and procedures that enable residents 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 a resident housing unit or area where residents are likely to be showering, performing bodily functions, or changing clothing.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 8, section C.2.d-f, states the facility will ensure that youth have access 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 checks.

Staff of the opposite sex shall announce their presence when entering a youth housing area where youth are likely to be showering, performing bodily functions, or changing clothing.

Staff interviews confirmed female staff would announce their presence if they were to enter one of the housing units. They also confirmed residents are able to shower, change clothing, and perform bodily functions without being seen by female staff. Resident interviews confirmed female staff do not work in the housing units, but they would announce their presence if they were to enter one of the housing units. No residents interviewed reported ever having been naked in full view of female staff while showering, changing clothing, and performing bodily functions.

PREA Site Review: During the onsite review the auditor observed staff announce their presence when entering the housing units. The auditor observed residents are able to shower, change clothing and perform bodily functions without being seen by staff of either gender. Residents can do so behind a shower curtain.

115.315 (e) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The facility has a policy prohibiting staff from searching or physically examining a transgender or intersex resident for the sole purpose of determining the resident's genital status. Zero (0) such searches occurred in the past 12 months.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy updated June 28, 2024, page 8, section C.2.c, states staff shall not search or physically examine a transgender or intersex youth for the sole purpose of determining the youth's genital status. If the genital status is unknown, it may be determined during conversation with the youth, review of the medical records, or if necessary, by learning that information as part of the broader medical examination conducted in private by a medical practitioner. Transgender or intersex juveniles have the right to choose what gender of officer shall do the frisk (pat-down) search.

Interviews with staff confirmed they are aware of the policy prohibiting them from searching or physically examining a transgender or intersex juvenile for the purpose of determining the juvenile's genital status.

115.315 (f) The percent of all security staff who received training on conducting

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| | <p>cross-gender pat-down searches and searches of transgender and intersex residents in a professional and respectful manner, consistent with security needs: 100%</p> <p>Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 8, section C.2.g, states it is required by PREA standards that cross gender pat down training shall be provided, so all employees will have this annual training, but the center policy still stands with no cross-gender searches. Thorough training of transgender or intersex searches will be given to all officers.</p> <p>Through corrective action the facility implemented the Cross-Gender and Transgender Pat Searches Training Video June 28, 2024, developed by The Moss Group, Inc. Training participation was documented with the Guidance in Cross-Gender and Transgender Pat Searches Video Training Log dated July 2, 2024. The auditor observed 19 staff completed the training.</p> <p>Staff interviewed confirmed they have received training on how to conduct cross-gender pat down searches and searches of transgender residents in a professional and respectful manner, consistent with security needs.</p> <p>Conclusion and Corrective Action: Based upon the review and analysis of the available evidence, the auditor has determined the facility is compliant with this standard regarding limits to cross-gender viewing and searches. Corrective action is complete.</p> <p>115.315 (e) The facility updated policy to specify transgender or intersex juveniles have the right to choose what gender of officer shall perform searches.</p> <p>115.315 (f) The facility implemented the Cross-Gender and Transgender Pat Searches Training Video June 28, 2024, developed by The Moss Group, Inc. The facility trained 19 staff and documented completion of training with the Guidance in Cross-Gender and Transgender Pat Searches Video Training Log dated July 2, 2024.</p> |
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| 115.316 | Residents with disabilities and residents who are limited English proficient |
| | Auditor Overall Determination: Meets Standard |
| | <p>Auditor Discussion</p> <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> 1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy 2. No Means No Posters (English and Spanish) 3. Tennessee Department of Children’s Services “A Teen’s Guide to Reporting Abuse” Brochure (English and Spanish) |

4. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities)

Documents (Corrective Action):

1. Availability of Interpretation to Ensure Effective Communication with Residents with Limited English Proficiency dated September 4, 2024
2. PREA Intake Video implemented June 28, 2024
3. PREA Comprehensive Education Video implemented July 16, 2024
4. Staff Training on PREA-Compliant Practices for Residents with disabilities dated August 28, 2024
5. Staff Training on PREA-Compliant Practices for Residents with Limited English Proficiency dated August 28, 2024

Interviews:

1. Agency Head (Facility Director)
2. Random sample of Staff
3. Residents (with disabilities or who are limited English proficient)

Site Review Observations:

Observations during onsite review of facility

Findings (By Provision):

115.316 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency has established procedures to provide disabled residents 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.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 10, section D.5, states the PREA Facility Compliance Manager shall ensure that youth with disabilities, including youth who are deaf/hard of hearing, blind/low vision, or those who have intellectual, developmental, psychiatric, or speech disabilities, have an equal opportunity to participate in or benefit from all aspects of the facilities efforts to prevent, detect, and respond to sexual misconduct. The facility will also ensure meaningful access to its efforts to prevent, detect, and respond to sexual misconduct to youth who are limited English proficient, including steps to provide interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary.

The Agency Head confirmed the facility has established procedures to provide residents with a disabilities and residents who are Limited English proficient equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment.

The PREA Coordinator described services available for residents with disabilities. Written materials used for effective communication about PREA with residents with disabilities include the Tennessee Department of Children's Services "A Teen's Guide to Reporting Abuse" Brochure which is available in English and Spanish. Staff would read the information to the residents based on their individual needs. Through

corrective action, the facility implemented a new PREA intake video provided by the PREA Resource Center June 28, 2024, and a PREA Comprehensive Education Video July 16, 2024, to provide additional resources such as ASL and closed captioning. The facility provided staff training on PREA-compliant practices for residents with disabilities August 28, 2024. The auditor reviewed the sign-in sheets and observed 19 staff received the training. No residents with disabilities were identified during the onsite phase of the audit.

115.316 (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency has established procedures to provide residents with limited English proficiency 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.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 10, section D.5, states the PREA Facility Compliance Manager shall ensure that youth with disabilities, including youth who are deaf/hard of hearing, blind/low vision, or those who have intellectual, developmental, psychiatric, or speech disabilities, have an equal opportunity to participate in or benefit from all aspects of the facilities efforts to prevent, detect, and respond to sexual misconduct. The facility will also ensure meaningful access to its efforts to prevent, detect, and respond to sexual misconduct to youth who are limited English proficient, including steps to provide interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary.

The auditor observed the posters and brochure are available in English and Spanish. During the onsite phase of the audit no interpretation service was identified. Through corrective action, the facility implemented use of an interpretation device September 4, 2024. The facility provided successful demonstrations of using the device to translate written text and interpret spoken language. Additionally, the facility implemented a new PREA intake video provided by the PREA Resource Center June 28, 2024, and a PREA Comprehensive Education Video July 16, 2024, to provide additional resources in Spanish. The facility provided staff training on PREA-compliant practices for residents with limited English proficiency August 28, 2024. The auditor reviewed the sign-in sheets and observed 19 staff received the training. No residents with limited English proficiency were identified during the onsite phase of the audit.

115.316 (c) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Agency policy prohibits use of resident interpreters, resident readers, or other types of resident assistants except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the resident's safety, the performance of first-response duties under § 115.364, or the investigation of the resident's allegations. The agency or facility documents the limited circumstances in individual cases where resident interpreters, readers, or other types of resident assistants are used.

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| | <p>In the past 12 months, the number of instances where resident interpreters, readers, or other types of resident assistants have been used and it was not the case that an extended delay in obtaining another interpreter could compromise the resident’s safety, the performance of first-response duties under § 115.364, or the investigation of the resident’s allegations: 0</p> <p>Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 10, section D.5, states the facility may not use youth or staff as interpreters, readers or other assistants to perform such functions except in limited circumstances where an extended delay in obtaining an effective interpreter/reader/assistant could compromise the youth’s safety, the performance of the first responder duties, or the investigation of the youth’s allegations.</p> <p>Staff interviews confirmed the agency would use a professional for interpretation. No staff interviewed had any knowledge of resident interpreters, resident readers, or any other types of resident assistants being used in relation to allegations of sexual abuse or sexual harassment.</p> <p>Conclusion and Corrective Action: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding residents with disabilities and residents who are limited English Proficient. Corrective action is complete.</p> <p>115.316 (a) The facility implemented a new PREA intake video provided by the PREA Resource Center June 28, 2024, and a PREA Comprehensive Education Video July 16, 2024, to provide additional resources such as ASL and closed captioning. The facility provided staff training on PREA-compliant practices for residents with disabilities August 28, 2024.</p> <p>115.316 (b) The facility implemented use of an interpretation device September 4, 2024. The facility provided successful demonstrations of using the device to translate written text and interpret spoken language. Additionally, the facility implemented a new PREA intake video provided by the PREA Resource Center June 28, 2024, and a PREA Comprehensive Education Video July 16, 2024, to provide additional resources in Spanish. The facility provided staff training on PREA-compliant practices for residents with limited English proficiency August 28, 2024.</p> |
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| 115.317 | Hiring and promotion decisions |
| | Auditor Overall Determination: Meets Standard |
| | Auditor Discussion |
| | <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) |

Facility Policy

2. Prison Rape Elimination Act (PREA) Employment Questionnaire
3. Criminal Background Record Checks
4. Tennessee Department of Children's Services Database Search Results
5. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities)

Documents (Corrective Action):

1. Prison Rape Elimination Act (PREA) Employment Questionnaire updated August 27, 2024
2. Prison Rape Elimination Act (PREA) Employment Questionnaire Implemented for Contractors August 29, 2024
3. Tennessee Department of Children's Services PREA Questionnaire for Prior Institutional Employers dated August 5, 2024
4. Tennessee Department of Children's Services Database Search Results for Contractors dated September 20, 2024 and October 15, 2024

Interviews:

1. Administrative (Human Resources) Staff

Findings (By Provision):

115.317 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Agency policy prohibits hiring or promoting anyone who may have contact with residents, and prohibits enlisting the services of any contractor who may have contact with residents, 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.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 16, section I.a.i-iii, states the agency shall not hire or promote anyone who may have contact with the residents and shall not enlist the services of any contractor who may have contact with the residents, who-

- i. Have engaged in sexual abuse in a prison, jail, lockup, community confinement or juvenile facility, or other institution (as defined in 42 U.S.C. 1997)
- ii. 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
- iii. Has been civilly or administratively adjudicated to have engaged in the activity described in paragraph ii of this section

The auditor reviewed the Prison Rape Elimination Act (PREA) Employment Questionnaire and observed the facility asks about the misconduct included in the standard provision. The auditor reviewed 6 examples for new hires and observed

the questions were asked and answered.

Through corrective action, the facility implemented the Prison Rape Elimination Act (PREA) Employment Questionnaire for contractors and provided 2 examples August 29, 2024.

The HR staff interview supported the documented evidence. The facility asks all applicants and employees about previous misconduct in written applications for hiring and promotions and in written self-evaluations conducted as part of reviews for current employees.

115.317 (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Agency policy requires the consideration of any incidents of sexual harassment in determining whether to hire or promote anyone, or to enlist the services of any contractor, who may have contact with residents.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, pages 16-17, section I.1, states BCJDC will consider any incidents of sexual harassment in determining whether to hire or promote anyone, or to enlist the services of any contractor, who may have contact with residents

Through corrective action, the facility updated the Prison Rape Elimination Act (PREA) Employment Questionnaire August 27, 2024, to include consideration of any incidents of sexual harassment in determining whether to hire or promote anyone, or to enlist the services of any contractor, who may have contact with residents. The auditor reviewed 2 examples for contractors and observed the certifications are conducted according to the standard provision requirement.

115.317 (c) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Agency policy requires that before it hires any new employees who may have contact with residents, it (a) conducts criminal background record checks, (b) consults any child abuse registry maintained by the State or locality in which the employee would work; and (c) 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

During the past 12 months:

1. The number of persons hired who may have contact with residents who have had criminal background record checks: 5
2. The percent of persons hired who may have contact with residents who have had criminal background record checks: 100%

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 17, section I.2.a-c, states before hiring new employees who may have contact with residents, BCJDC shall

- a. Perform a criminal background records check
- b. Consult any child abuse registry maintained by the State
- c. Consistent with Federal, State, and local law, make it by 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.

The HR staff confirmed the department performs criminal background record checks and considers pertinent civil or administrative adjudications for all newly hired employees who may have contact with the residents and all employees, who may have contact with residents who are being considered for promotions.

The auditor reviewed criminal background record checks for 14 employees and observed the criminal background record checks are conducted according to the standard provision requirement.

The auditor reviewed Tennessee Department of Children's Services Database Search Results for 14 employees and observed the consultations are conducted according to the standard provision requirement.

Through corrective action, the facility implemented the Tennessee Department of Children's Services PREA Questionnaire for Prior Institutional Employers dated June 2024 and provided one completed example for a new hire on August 5, 2024.

115.317 (d) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Agency policy requires that a criminal background records check be completed, and applicable child abuse registries consulted before enlisting the services of any contractor who may have contact with residents.

During the past 12 months:

1. The number of contracts for services where criminal background record checks were conducted on all staff covered in the contract who might have contact with residents: 0

The HR staff confirmed the facility performs criminal background record checks and considers pertinent civil or administrative adjudications for all contractors who may have contact with the residents and all contractors, who may have contact with residents who are being considered for promotions.

The facility has 2 teachers. The facility provided documented evidence the teachers completed criminal background record checks in 2021. The facility conducted Tennessee Department of Children's Services Database Search Results for the teachers September 20, 2024, and October 15, 2024.

115.317 (e) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Agency policy requires that either criminal background records checks be conducted at least every five years of current employees and contractors who may have contact with residents or that a system is in place for otherwise capturing such information for current employees.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 17, section I.a.iv, states BDJDC will conduct criminal background records checks at least every five years of all current employees and contractors.

The interview with the HR staff confirmed the criminal background records checks are conducted annually.

The auditor reviewed 14 criminal background records checks and observed the checks are conducted annually.

The auditor reviewed documented evidence of criminal background record checks for the 2 contractors and observed the criminal background record checks were conducted in 2021.

115.317 (f) The interview with the HR staff confirmed the facility ask all applicants and employees who may have contact with residents about previous misconduct described in this provision of the standard.

The auditor reviewed the Prison Rape Elimination Act (PREA) Employment Questionnaire. The forms require employees to certify they have not engaged in the misconduct included in the standard provision. The certifications are required at hire, annually, and for promotions. The auditor reviewed 14 examples completed annually. There were no promotions.

115.317 (g) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Agency policy states that material omissions regarding such misconduct, or the provision of materially false information, shall be grounds for termination.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 17, section I.a.v, states BCJDC shall also ask all applicants and employees directly about previous misconduct and shall also impose upon employees a continuing affirmative duty to disclose such misconduct. Material omissions regarding such conduct or giving false information shall be grounds for termination.

115.317 (h) Unless prohibited by law, the agency shall 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.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 17, section I.a.v, states unless prohibited by law, the agency shall disclose any information on substantiated allegations of sexual abuse or sexual harassment involving a former employee if requested by another institutional employer for whom the former employee has applied to work.

The HR staff confirmed the facility would 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.

Conclusion and Corrective Action: Based upon the review and analysis of the available evidence, the auditor has determined the agency, and facility is fully compliant with this standard regarding hiring and promotion decisions. Corrective

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| | <p>action is complete.</p> <p>115.317 (a) The facility implemented the Prison Rape Elimination Act (PREA) Employment Questionnaire for contractors and provided 2 examples August 29, 2024.</p> <p>115.317 (b) The facility updated the Prison Rape Elimination Act (PREA) Employment Questionnaire August 27, 2024, to include consideration of any incidents of sexual harassment in determining whether to hire or promote anyone, or to enlist the services of any contractor, who may have contact with residents. The auditor reviewed 2 examples for contractors and observed the certifications are conducted according to the standard provision requirement.</p> <p>115.317 (c)-1c The facility implemented the Tennessee Department of Children’s Services PREA Questionnaire for Prior Institutional Employers dated June 2024 and provided one completed example for a new hire on August 5, 2024.</p> <p>115.317 (d) The facility conducted Tennessee Department of Children’s Services Database Search Results for the teachers September 20, 2024, and October 15, 2024.</p> |
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| 115.318 | Upgrades to facilities and technologies |
| | Auditor Overall Determination: Meets Standard |
| | Auditor Discussion |
| | <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Interviews:</p> <ol style="list-style-type: none"> Agency Head (Facility Director) Superintendent or Designee (Facility Director) <p>Site Review Observations:</p> <p>Observations during on-site review of physical plant</p> <p>Findings (By Provision):</p> <p>115.318 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency or facility has not acquired a new facility or made a substantial expansion or modification to existing facilities since the last PREA audit.</p> <p>The Facility Director confirmed the facility would consider the ability to protect residents from sexual abuse when designing or acquiring any new facility and in planning any substantial expansion or modification of existing facilities. Also, the</p> |

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| | <p>agency would consider the effect of the design, acquisition, expansion, or modification upon the agency’s ability to protect residents from sexual abuse.</p> <p>115.318 (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency or facility has not installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology since the last PREA audit.</p> <p>The Facility Director confirmed when installing or updating a video monitoring system, electronic surveillance system, or other monitoring technology, the agency shall consider how such technology may enhance the agency’s ability to protect residents from sexual abuse.</p> <p>Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the agency and facility is fully compliant with this standard regarding upgrades to facilities and technologies. No corrective action is required.</p> |
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| 115.321 | Evidence protocol and forensic medical examinations |
| | Auditor Overall Determination: Meets Standard |
| | Auditor Discussion |
| | <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> 1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy 2. State of Tennessee Department of Children’s Services Administrative Policies and Procedures: 14.10 Special Investigations Unit Child Protective Services Investigations dated May 7, 2024 3. State of Tennessee Department of Children’s Services Administrative Policies and Procedures: 18.8 Zero-Tolerance Standards and Guidelines for Sexual Abuse and Sexual Harassment Incidents and Prison Rape Elimination Act (PREA) dated May 7, 2024 4. Agreement with Bradley County Sheriff’s Department and PREA Compliance Form 5. Memorandum of Understanding between Bradley County Juvenile Detention Center and the HOPE Center, Inc. dated March 2, 2015 6. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Interviews:</p> <ol style="list-style-type: none"> 1. Agency Head (Facility Director) 2. PREA Coordinator 3. Random Sample of Staff 4. SAFEs/SANEs 5. Residents who Reported a Sexual Abuse |

Findings (By Provision):

115.321 (a) and (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The facility is not responsible for conducting administrative or criminal sexual abuse investigations (including resident-on-resident sexual abuse or staff sexual misconduct).

Bradley County Juvenile Detention Center is not responsible for conducting administrative or criminal sexual abuse investigations. Administrative investigations are conducted by the Tennessee Department of Children’s Services and criminal investigations are conducted by local law enforcement.

Staff interviews confirmed they are knowledgeable of the agency’s protocol for obtaining usable physical evidence if a resident alleges sexual abuse. They were also knowledgeable that the Tennessee Department of Children’s Services and the Bradley County Sheriff’s Department are responsible for conducting sexual abuse investigations.

115.321 (c) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The facility offers all residents who experience sexual abuse access to forensic medical examinations. Forensic medical examinations are offered without financial cost to the victim. Where possible, examinations are conducted by Sexual Assault Forensic Examiners (SAFEs) or Sexual Assault Nurse Examiners (SANEs). When SANEs or SAFEs are not available, a qualified medical practitioner performs forensic medical examinations.

During the past 12 months:

1. The number of forensic medical exams conducted: 0
2. The number of exams performed by SANEs/SAFEs: 0

The number of exams performed by a qualified medical practitioner: 0

Bradley County Juvenile Detention Center offers all residents who experience sexual abuse access to forensic medical examinations through a Memorandum of Understanding with the HOPE Center Inc., Cleveland Children's Advocacy Center dated March 2, 2015, without financial cost, where evidentiary or medically appropriate. Such examinations shall be performed by a Sexual Assault Nurse Examiner (SANE) at Tennova Healthcare. Additionally, the Memorandum of Understanding with the HOPE Center Inc., Cleveland Children's Advocacy Center makes available to the victim a victim advocate.

115.321 (d) and (e)

(d) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The facility makes a victim advocate from a rape crisis center available to the victim, in person or by other means. These efforts are documented. If and when a rape crisis center is not available to provide victim advocate services, the facility provides a qualified staff member from a community-based organization or a qualified agency staff member.

(e) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: If

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| | <p>requested by the victim, a victim advocate, or qualified agency staff member, or qualified community-based organization staff member accompanies and supports the victim through the forensic medical examination process and investigatory interviews and provides emotional support, crisis intervention, information, and referrals.</p> <p>The detention center offers all residents who experience sexual abuse access to forensic medical examinations through a Memorandum of Understanding with the HOPE Center Inc., Cleveland Children's Advocacy Center dated March 2, 2015, without financial cost, where evidentiary or medically appropriate. Such examinations shall be performed by a Sexual Assault Nurse Examiner (SANE) at Tennova Healthcare. Additionally, the Memorandum of Understanding with the HOPE Center Inc., Cleveland Children's Advocacy Center was updated June 24, 2024, to specify the victim advocate would accompany and support the victim through the forensic medical examination process and investigatory interviews.</p> <p>115.321 (f) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: If the agency is not responsible for administrative or criminal investigating 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 §115.321 (a) through (e) of the standards.</p> <p>Bradley County Juvenile Detention Center has an agreement with the Bradley County Sheriff's Department. The PREA Compliance Form section of the agreement requests the Bradley County Sheriff's Department follows the requirements of paragraphs (a) through (e) of the standard and states the responsibilities of the detention center.</p> <p>Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding evidence protocol and forensic medical examinations. No corrective action is required.</p> |
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| 115.322 | Policies to ensure referrals of allegations for investigations |
| | Auditor Overall Determination: Meets Standard |
| | Auditor Discussion |
| | <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> 1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy 2. State of Tennessee Department of Children's Services Administrative Policies and Procedures: 14.10 Special Investigations Unit Child Protective Services Investigations dated May 7, 2024 |

3. State of Tennessee Department of Children’s Services Administrative Policies and Procedures: 18.8 Zero-Tolerance Standards and Guidelines for Sexual Abuse and Sexual Harassment Incidents and Prison Rape Elimination Act (PREA) dated May 7, 2024

4. Agreement with Bradley County Sheriff’s Department dated April 27, 2015

5. Agreement with Cleveland Police Department dated June 27, 2015

6. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities)

Interview:

1. Agency Head (Facility Director)

Findings (By Provision):

115.322 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency ensures that an administrative or criminal investigation is completed for all allegations of sexual abuse and sexual harassment.

In the past 12 months:

1. The number of allegations of sexual abuse and sexual harassment that were received: 0

2. The number of allegations resulting in an administrative investigation: 0

3. The number of allegations referred for criminal investigation: 0

Referring to allegations received in the past 12 months, all administrative and/or criminal investigations were completed.

An administrative or criminal investigation is completed for all allegations of sexual abuse and sexual harassment. All incidents are documented on the Tennessee Family and Child Tracking System (TFACTS). Administrative investigations are conducted by the Tennessee Department of Children’s Services and criminal investigations are conducted by local law enforcement, the Bradley County Sheriff’s Department and the Cleveland Police Department.

The Facility Director confirmed the agency ensures that an administrative or criminal investigation is completed for all allegations of sexual abuse or sexual harassment.

115.322 (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency has a policy that requires that allegations of sexual abuse or sexual harassment be referred for investigation to an agency with the legal authority to conduct criminal investigations, including the agency if it conducts its own investigations, unless the allegation does not involve potentially criminal behavior.

The Tennessee Department of Children’s Services (DCS) has policy governing the conduct of sexual abuse and sexual harassment investigations. The auditor reviewed State of Tennessee Department of Children’s Services Administrative Policies and Procedures: 14.10 Special Investigations Unit Child Protective Services Investigations dated May 7, 2024 and State of Tennessee Department of Children’s

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| | <p>Services Administrative Policies and Procedures: 18.8 Zero-Tolerance Standards and Guidelines for Sexual Abuse and Sexual Harassment Incidents and Prison Rape Elimination Act (PREA) dated May 7, 2024 and observed the policies require that allegations of sexual abuse or sexual harassment be referred for investigation to an agency with the legal authority to conduct criminal investigations. The investigations policy is published at https://bradleysessionscourt.com/juvenile-delinquency-court/#Detention.</p> <p>The auditor reviewed the agreements with the Bradley County Sheriff’s Department dated April 27, 2015, and the Cleveland Police Department dated June 27, 2015 and observed the agreements describe the responsibilities of both Bradley County Juvenile Detention Center and local law enforcement.</p> <p>Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding policies to ensure referrals of allegations for investigations. No corrective action is required.</p> |
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| 115.331 | Employee training |
| | <p>Auditor Overall Determination: Meets Standard</p> <hr/> <p>Auditor Discussion</p> <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> 1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy 2. Tennessee Department of Children’s Services Employee/Volunteer/Contractor Acknowledgement and Notification of Prison Rape Elimination Act (PREA) 3. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Documents (Corrective Action):</p> <ol style="list-style-type: none"> 1. Training Curriculum updated to include all training topics dated July 10, 2024 2. Tennessee Department of Children’s Services Employee/Volunteer/Contractor Acknowledgement and Notification of Prison Rape Elimination Act (PREA) <p>Interviews:</p> <ol style="list-style-type: none"> 1. Random Sample of Staff <p>Findings (By Provision):</p> <p>115.331 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency trains all employees who may have contact with residents on the eleven required topics.</p> |

The auditor reviewed the training curricula, and it was not inclusive if all training topics required by the standard. Through corrective action, the facility updated the training curriculum on July 10, 2024, to include all topics. Staff interviewed reported receiving PREA training annually.

115.331 (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Training is tailored to the unique needs and attributes and gender of the residents at the facility. Employees who are reassigned from facilities housing the opposite gender are given additional training.

115.331 (c) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Between trainings the agency provides employees who may have contact with residents with refresher information about current policies regarding sexual abuse and harassment. The frequency with which employees who may have contact with residents receive refresher training on PREA requirements: annually

Staff interviews confirmed they receive training annually. The auditor reviewed training records for verification the training occurs annually.

115.331 (d) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency documents that employees who may have contact with residents understand the training they have received through employee signature or electronic verification.

The auditor observed staff sign the Tennessee Department of Children’s Services Employee/Volunteer/Contractor Acknowledgement and Notification of Prison Rape Elimination Act (PREA) confirming they have completed the required training.

The auditor reviewed training records for verification that the staff received the training based on the training curriculum updated July 10, 2024. Training was completed by 16 staff.

Conclusion and Corrective Action: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding employee training. Corrective action is complete.

115.331 (a-d) The facility implemented a training curriculum that is inclusive of all training topics required by the standard July 10 22, 2024. The facility provided Tennessee Department of Children’s Services Employee/Volunteer/Contractor Acknowledgements and Notification of Prison Rape Elimination Act (PREA) for 16 staff.

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| 115.332 | Volunteer and contractor training |
| | Auditor Overall Determination: Meets Standard |
| | Auditor Discussion |

The following evidence was analyzed in making the compliance determination:

Documents:

1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy
2. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities)

Documents (Corrective Action):

Tennessee Department of Children's Services Employee/Volunteer/Contractor Acknowledgement and Notification of Prison Rape Elimination Act (PREA) dated August 29, 2024

Findings (By Provision):

115.332 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: All volunteers and contractors who have contact with residents have been trained on their responsibilities under the agency's policies and procedures regarding sexual abuse and sexual harassment prevention, detection, and response.

The number of volunteers and contractors, who have contact with residents, who have been trained in agency's policies and procedures regarding sexual abuse and sexual harassment prevention, detection, and response: 2

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 17, section K.a-b, states BCJDC will ensure all volunteers and contractors who have contact with the residents will be properly trained on their responsibilities under BCJDC sexual abuse and sexual harassment prevention, detection, and response policies and procedures. Volunteers and contractors shall be notified of the strict zero tolerance policy regarding sexual abuse and sexual harassment and informed how to report such incidents.

The auditor reviewed the Tennessee Department of Children's Services Employee/Volunteer/Contractor Acknowledgement and Notification of Prison Rape Elimination Act (PREA) and observed the training topics required by the standard provision are included.

115.332 (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: 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 residents, but all volunteers and contractors who have contact with residents shall be notified of the agency's zero-tolerance policy regarding sexual abuse and sexual harassment and informed how to report such incidents.

115.332 (c) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency maintains documentation confirming that volunteers and contractors understand the training they have received.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 17, section K.c, states training documentation will be maintained

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| | <p>confirming volunteers and contractors understand the training they have received.</p> <p>The auditor reviewed the Tennessee Department of Children’s Services Employee/ Volunteer/Contractor Acknowledgement and Notification of Prison Rape Elimination Act (PREA) and observed the training was completed by 2 contracted teachers August 29, 2024.</p> <p>Conclusion and Corrective Action: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding volunteer and contractor training. Corrective action is complete.</p> <p>115.332 (c) Training was completed by 2 contracted teachers August 29, 2024.</p> |
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| 115.333 | Resident education |
| | <p>Auditor Overall Determination: Meets Standard</p> <hr/> <p>Auditor Discussion</p> <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> 1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy 2. No Means No Posters (English and Spanish) 3. Tennessee Department of Children’s Services “A Teen’s Guide to Reporting Abuse” Brochure (English and Spanish) 4. Tennessee Department of Children’s Services Youth Acknowledgement and Notification of Prison Rape Elimination Act (PREA) 5. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Documents (Corrective Action):</p> <ol style="list-style-type: none"> 1. PREA Intake Video implemented June 28, 2024 2. PREA Comprehensive Education Video implemented July 16, 2024 3. Juvenile Video Log implemented June 12, 2024 <p>Interviews:</p> <ol style="list-style-type: none"> 1. Intake Staff 2. Random Sample of Residents <p>Site Review Observations:</p> <p>Observations during on-site review of physical plant</p> <p>Findings (By Provision):</p> <p>115.333 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire</p> |

response: Residents receive information at time of intake about the zero-tolerance policy and how to report incidents or suspicions of sexual abuse or sexual harassment. This information is provided in an age-appropriate fashion.

Of residents admitted during the past 12 months, the number who were given this information at intake: 296

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 17, section I.a, states during intake, all youth will be provided with information on the zero-tolerance policy regarding sexual misconduct, including how to report incidents and suspicion of sexual misconduct.

The intake staff confirmed she provides the residents with complete PREA education during intake. She confirmed all residents receive the information. Residents transferred from other facilities are educated in the same manner as all residents.

Residents interviewed confirmed they were told about their right to not be sexually abused or sexually harassed, how to report sexual abuse and sexual harassment, and their right not to be punished for reporting sexual abuse or sexual harassment. All residents interviewed confirmed they were given information about the rules against sexual abuse and sexual harassment.

The intake staff demonstrated the intake process. Youth sign the Tennessee Department of Children's Services Youth Acknowledgement and Notification of Prison Rape Elimination Act (PREA). The brochure includes information about the agency's zero tolerance policy regarding sexual abuse and sexual harassment and how to report incidents or suspicions of sexual abuse or sexual harassment. The auditor reviewed the brochure and determined it to be inclusive of the information required during the intake process. Through corrective action, the facility implemented a new PREA intake video provided by the PREA Resource Center June 28, 2024.

The auditor reviewed the acknowledgement forms to verify residents have been provided the PREA Pamphlet at intake. The auditor observed acknowledgement forms for the 2 residents interviewed were completed at intake. The auditor reviewed historical documentation for the 12-month audit period. For all 11 residents the acknowledgement forms were completed during intake.

115.333 (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Of residents admitted during the past 12 months, the number who received such education within 10 days of intake: 296

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 18, section I.b, states BCJDC shall provide additional comprehensive training to all youth within 10 days of intake regarding: their rights to be free from sexual misconduct; their rights to be free from retaliation for reporting such misconduct; and the agency's sexual misconduct response policies and procedures. This information will be readily available to all youth at all facilities.

The intake staff confirmed she ensures residents are educated regarding their rights to be free from sexual abuse and sexual harassment, and to be free from retaliation for reporting such incidents, and regarding facility policies and procedures for responding to such incidents. Through corrective action, the facility implemented a new PREA Comprehensive Education Video July 16, 2024.

115.333 (c) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: All residents were educated within 10 days of intake.

115.333 (d) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency shall provide resident education in formats accessible to all residents, including those who are limited English proficient, deaf, visually impaired, or otherwise disabled, as well as to residents who have limited reading skills.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, pages 17-18, section I.a, states special accommodations shall be made to ensure all written information about sexual misconduct policies, including how to report sexual misconduct, is conveyed verbally to youth with limited reading skills or who are visually impaired, deaf or otherwise disabled.

The PREA Coordinator described services available for residents with disabilities. Written materials used for effective communication about PREA with residents with disabilities include the Tennessee Department of Children's Services "A Teen's Guide to Reporting Abuse" Brochure which is available in English and Spanish. Staff would read the information to the residents based on their individual needs. Through corrective action, the facility implemented a new PREA intake video provided by the PREA Resource Center June 28, 2024, and a PREA Comprehensive Education Video July 16, 2024, to provide additional resources such as Spanish, ASL and closed captioning. The facility implemented use of an interpretation device September 4, 2024. The facility provided successful demonstrations of using the device to translate written text and interpret spoken language.

115.333 (e) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency maintains documentation of resident participation in PREA education sessions.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 18, section I.b, states BCJDC shall retain all documentation of youth participation.

Through corrective action the facility implemented the Juvenile Video Log June 12, 2024, to document resident participation in comprehensive PREA education. The facility provided the log for the month of June, demonstrating 8 residents viewed the video.

115.333 (f) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency ensures that key information about the agency's PREA policies is continuously and readily available or visible through posters, resident handbooks, or other written formats.

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| | <p>Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 18, section I.c, states the facility shall ensure that information regarding BDJDC policy on zero-tolerance of sexual misconduct will be posted and visible to all youth at the facility, including posters and brochures.</p> <p>The auditor observed resident PREA posters. The posters are available in English and Spanish, they are readable and accessible, consistent, and posted throughout the facility. Additionally, the resident brochure includes important PREA information that reinforces the availability of PREA education.</p> <p>Conclusion and Corrective Action: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding resident education. Corrective action is complete.</p> <p>115.333 (a) The facility implemented a new PREA intake video provided by the PREA Resource Center June 28, 2024.</p> <p>115.333 (b) The facility implemented a new Comprehensive Education Video provided by the PREA Resource Center July 16, 2024.</p> <p>115.333 (e) The facility implemented the Juvenile Video Log June 12, 2024, to document resident participation in comprehensive PREA education.</p> |
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| 115.334 | Specialized training: Investigations |
| | <p>Auditor Overall Determination: Meets Standard</p> <hr/> <p>Auditor Discussion</p> <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> 1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy 2. State of Tennessee Department of Children’s Services Administrative Policies and Procedures: 18.8 Zero-Tolerance Standards and Guidelines for Sexual Abuse and Sexual Harassment Incidents and Prison Rape Elimination Act (PREA) dated May 7, 2024 3. PREA Investigator Training Edison Completion Log 4. National Institute of Corrections’ Prison Rape Elimination Act (PREA) Investigating Sexual Abuse in a Confinement Setting Course Certificates 5. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Interview: Investigative Staff</p> |

Findings (By Provision):

115.334 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Agency policy requires that investigators are trained in conducting sexual abuse investigations in confinement settings.

State of Tennessee Department of Children’s Services Administrative Policies and Procedures: 18.8 Zero-Tolerance Standards and Guidelines for Sexual Abuse and Sexual Harassment Incidents and Prison Rape Elimination Act (PREA) dated May 7, 2024, page 11, section I.4, states employees who conduct investigations of allegations of sexual abuse/harassment on children/youth in YDC/agencies care receive training in compliance with PREA Standards.

The auditor reviewed annual training required by § 115.331 and National Institute of Corrections’ Prison Rape Elimination Act (PREA) Investigating Sexual Abuse in a Confinement Setting Course Certificates. The training was completed by 21 Tennessee Department of Children’s Services investigators.

The Tennessee Department of Children’s Services investigator interviewed confirmed he received training specific to conducting sexual abuse and sexual harassment investigations in confinement settings. He stated he received the training required by §115.331 and completed the specialized training topics.

115.334 (b) Specialized training includes techniques for interviewing juvenile 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. The Tennessee Department of Children’s Services investigator confirmed he has received the required training.

115.334 (c) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency maintains documentation showing that investigators have completed the required training. The number of investigators currently employed who have completed the required training: 42 investigators employed with the Tennessee Department of Children’s Services

The auditor reviewed annual training required by § 115.331 and National Institute of Corrections’ Prison Rape Elimination Act (PREA) Investigating Sexual Abuse in a Confinement Setting Course Certificates. The training was completed by 21 Tennessee Department of Children’s Services investigators.

Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding specialized training for investigations. No corrective action is required.

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| 115.335 | Specialized training: Medical and mental health care |
| | Auditor Overall Determination: Meets Standard |

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| | <p>Auditor Discussion</p> <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> 1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy 2. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Findings (By Provision):</p> <p>115.335 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency has a policy related to the training of medical and mental health practitioners who work regularly in its facilities.</p> <ol style="list-style-type: none"> 1. The number of all medical and mental health care practitioners who work regularly at this facility who received the training: 0 2. The percent of all medical and mental health care practitioners who work regularly at this facility who received the training required by agency policy: N/A <p>There are no medical or mental health practitioners who work regularly at the Bradley County Juvenile Detention Center.</p> <p>115.335 (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Forensic medical examinations are performed offsite.</p> <p>115.335 (c) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency maintains documentation showing that medical and mental health practitioners have completed the required training.</p> <p>There are no medical or mental health practitioners who work regularly at the Bradley County Juvenile Detention Center.</p> <p>115.335 (d) Medical and mental health care practitioners shall also receive the training mandated for employees under § 115.331 or for contractors and volunteers under §115.332, depending upon the practitioner’s status at the agency.</p> <p>There are no medical or mental health practitioners who work regularly at the Bradley County Juvenile Detention Center.</p> <p>Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding specialized training for medical and mental health care. No corrective action is required.</p> |
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| 115.341 | Obtaining information from residents |
| | Auditor Overall Determination: Meets Standard |

Auditor Discussion

The following evidence was analyzed in making the compliance determination:

Documents:

1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy
2. Tennessee Department of Children’s Services Assessment, Checklist and Protocol for Behavior and Risk for Victimization Form dated April 2020
3. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities)

Documents (Corrective Action):

1. Tennessee Department of Children’s Services Prison Rape Elimination Act (PREA) Risk Assessment dated November 2023
2. Risk Reassessment Plan of Action dated July 2, 2024

Interviews:

1. PREA Coordinator
2. Staff Responsible for Risk Screening
3. Random Sample of Residents

Site Review:

Observations during onsite review of facility

Findings (By Provision):

115.341 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency has a policy that requires screening (upon admission to a facility or transfer to another facility) for risk of sexual abuse victimization or sexual abusiveness toward other residents. The policy requires that residents be screened for risk of sexual victimization or risk of sexually abusing other residents within 72 hours of their intake. The policy requires that a resident’s risk level be reassessed periodically throughout their confinement.

In the past 12 months:

1. The number of residents entering the facility (either through intake or transfer) 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 residents within 72 hours of their entry into the facility: 296
2. The percent of residents entering the facility (either through intake or transfer) 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 residents within 72 hours of their entry into the facility: 100%

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, pages 4-5, section B.1, states all youth admitted to the facility shall be screened for vulnerability to victimization and sexually aggressive behavior within 72 hours of admittance using the DCS Assessment, Checklist and Protocol for

Behavior and Risk for Victimization Form CS-0946. While there is no repercussion for youth who refuse to answer any questions from the form, an attempt should be made to obtain the youth's initials at each question they refuse to answer. Based upon any additional, relevant information received by the facility since the intake screening, a reassessment shall occur within a set time period, not to exceed 30 days after juvenile's intake.

The auditor reviewed completed Bradley County Juvenile Detention Center Screenings for Risk of Sexual Victimization and Abusiveness for verification they are completed within 72 hours of entry into the facility. Twenty assessments were reviewed for the 12-month audit period. All 20 assessments were completed within 72 hours of intake. Two assessments were reviewed for residents interviewed. Both assessments were completed within 72 hours of intake.

The auditor observed risk reassessments did not occur during the 12-month audit period. The facility reported 2 residents would have required reassessments, as their confinement was for more than 90 days. Through corrective action, the facility provided a memorandum dated July 2, 2024, detailing the facility's plans to conduct reassessments at 90-day intervals.

The Staff Responsible for Risk Screening (Sergeant) confirmed she screens residents upon admission to the facility or transfer from another facility for risk of sexual abuse victimization or sexual abusiveness toward other residents. She confirmed residents are screened for risk of sexual victimization or risk of sexually abusing other residents within 72 hours of their intake. The information is ascertained through conversations with residents during intake and reviewing all available information. She confirmed resident's risk levels will be reassessed every 90 days.

Residents interviewed confirmed they were asked questions like the following examples at intake:

- (1) Have you have ever been sexually abused?
- (2) Do you identify with being gay, bisexual or transgender?
- (3) Do you have any disabilities?
- (4) Do you think you might be in danger of sexual abuse at the facility?

115.341 (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Risk assessment is conducted using an objective screening instrument.

The auditor reviewed the objective screening instrument, examples for residents interviewed, and additional documentation for the 12-month audit period.

115.341 (c) The auditor reviewed the Tennessee Department of Children's Services Assessment, Checklist and Protocol for Behavior and Risk for Victimization Form dated April 2020 and observed the risk assessment did not include identification as intersex. Through corrective action, the Tennessee Department of Children's Services Prison Rape Elimination Act (PREA) Risk Assessment dated November 2023 was implemented and includes identification as intersex.

The facility provided 17 examples of the new assessment, demonstrating the fully

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| | <p>inclusive risk assessment tool has been implemented.</p> <p>115.341 (d) The interview with the Sergeant confirmed the information is ascertained through conversations with the residents using the Tennessee Department of Children’s Services Prison Rape Elimination Act (PREA) Risk Assessment and all available information is considered.</p> <p>115.341 (e) The auditor observed the risk assessments are maintained electronically. The PREA Coordinator and Sergeant confirmed administration and shift supervisors have access to the resident’s risk assessment.</p> <p>Conclusion and Corrective Action: Based upon the review and analysis of the available evidence, the auditor has determined the facility fully meets this standard regarding screening for risk of victimization and abusiveness. Corrective action is complete.</p> <p>115.341 (a)-4 The facility provided a memorandum dated July 2, 2024, detailing the facility’s plans to conduct risk reassessments at 90-day intervals.</p> <p>115.341 (c) The Tennessee Department of Children’s Services Prison Rape Elimination Act (PREA) Risk Assessment was updated in November 2023 to include identification as intersex. The facility provided 17 examples of the new assessment.</p> |
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| 115.342 | Placement of residents |
| | Auditor Overall Determination: Meets Standard |
| | Auditor Discussion |
| | <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> 1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy 2. Tennessee Department of Children’s Services Assessment, Checklist and Protocol for Behavior and Risk for Victimization Form dated April 2020 3. Tennessee Department of Children’s Services Prison Rape Elimination Act (PREA) Risk Assessment dated November 2023 4. Tennessee Department of Children’s Services Safe Housing Assessment 5. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Interviews:</p> <ol style="list-style-type: none"> 1. Agency Head (Facility Director) 2. PREA Coordinator 3. Staff Responsible for Risk Screening 4. Staff who Supervise Residents in Isolation |

5. Residents in Isolation

6. Transgendered/Intersex/Gay/Lesbian/Bisexual Residents

Site Review Observations:

Observations during on-site review of physical plant

Findings (By Provision):

115.342 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency/facility uses information from the risk screening required by §115.341 to inform housing, bed, work, education, and program assignments with the goal of keeping all residents safe and free from sexual abuse.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 5, section B.2-4, states youth identified as sexually aggressive or vulnerable to victimization shall be placed permanently on a Q-15 watch.

All entries on a the Q-15 paper of any youth placed on a permanent Q-15 in reference to the status of an aggressive youth or a victimized youth shall not contain any specifics, nor shall any specifics be identified to staff or other youth unless there is a documented need-to-know basis. If a youths' status changes, appropriate changed will be made regarding the Q-15.

Room assignments by staff shall ensure a youth's potential for victimization or predatory risk has been reviewed through screening tools to ensure placement with any roommate does not pose a risk.

The PREA Coordinator stated every juvenile is housed alone in a single occupancy cell. The facility uses risk screening to place the juvenile in the proper pod for either being susceptible or a perpetrator towards others. Daily logs indicate pod, bed assignment, education, recreation time, visitation, and movement within the facility. Once the risk assessment is completed, DCS form CS-1236, Safe Housing Assessment, is used to determine the appropriate housing assignment.

The PREA Coordinator and Staff Responsible for Risk Screening (Sargent) both confirmed the facility used information from the risk screening during intake to keep residents safe and free from sexual abuse and sexual harassment by determining housing and programming assignments.

The auditor reviewed Safe Housing Assessments for the residents interviewed and for the 12-month audit period. The auditor observed the assessments designate a resident's risk level and housing placement recommendation.

115.342 (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The facility has a policy that residents at risk of sexual victimization may only be placed in isolation as a last resort if less restrictive measures are inadequate to keep them and other residents safe, and only until an alternative means of keeping all residents safe can be arranged. The facility policy requires that residents at risk of sexual victimization who are placed in isolation have access to legally required educational programming, special education services, and daily large-

muscle exercise.

In the past 12 months:

1. The number of residents at risk of sexual victimization who were placed in isolation: 0
2. The number of residents at risk of sexual victimization who were placed in isolation who have been denied daily access to large muscle exercise, and/or legally required education, or special education services: 0
3. The average period of time residents at risk of sexual victimization who were held in isolation to protect them from sexual victimization: N/A

The Facility Director confirmed Bradley County Juvenile Detention Center does not use isolation for residents at risk of sexual victimization.

115.342 (c) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The facility prohibits placing lesbian, gay, bisexual, transgender, or intersex residents in particular housing, bed, or other assignments solely on the basis of such identification or status. The facility prohibits considering lesbian, gay, bisexual, transgender, or intersex identification or status as an indicator of likelihood of being sexually abusive.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 6, section C.b, states Lesbian, gay, bisexual, transgender, or intersex residents shall not be placed in particular housing, bed, or other assignments solely based on their identification or status. BCJDC will not consider the LGBTI resident's identification or status as an indicator of being sexually abusive.

The PREA Coordinator confirmed lesbian, gay, bisexual, transgender, or intersex residents would not be placed in particular housing, bed, or other assignments solely on the basis of such identification or status, nor would the facility consider lesbian, gay, bisexual, transgender, or intersex identification or status as an indicator of likelihood of being sexually abusive.

No residents identified as Lesbian, gay, bisexual, transgender, or intersex during the onsite phase of the audit.

115.342 (d) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency or facility makes housing and program assignments for transgender or intersex residents in the facility on a case-by-case basis.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 6, section C.c, states when deciding the housing and bed placement of a transgender or intersex resident to be with the male or female pods, BCJDC shall consider on a case by case basis whether the placement would ensure the residents health and safety, and whether the placement would present management or security problems.

The PREA Coordinator and Administrative Assistant both confirmed the facility would consider on a case-by-case basis whether a placement would ensure the resident's

health and safety, and whether the placement would present management or security problems.

No residents identified as transgender or intersex during the onsite phase of the audit.

115.342 (e) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Placement and programming assignments for each transgender or intersex resident shall be reassessed at least twice each year to review any threats to safety experienced by the resident.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 6, section C.c, states placement and assignments for each transgender and intersex resident should be reassessed at least twice a year (if long term residency) to review any threats to safety experienced by the resident.

The PREA Coordinator and Sargent both confirmed each transgender or intersex resident would be reassessed at least twice each year to review any threats to safety experienced by the resident.

115.342 (f) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: A transgender or intersex resident's own view with respect to his or her own safety shall be given serious consideration.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 6, section C.d, states a transgender or intersex resident's own views with respect to his or her own safety shall be given serious consideration.

The PREA Coordinator and Sargent both confirmed a transgender or intersex resident's own view with respect to his or her own safety would be given serious consideration. No residents identified as transgender or intersex during the onsite phase of the audit.

115.342 (g) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Transgender and intersex residents shall be given the opportunity to shower separately from other residents.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 6, section C.e, states transgender and intersex residents shall be given the opportunity to shower separately from other residents.

The PREA Coordinator and Sargent both confirmed a transgender or intersex resident would be given the opportunity to shower separately from other residents.

Site Review Observations: Observations made during the site review revealed the showers allow for a resident to shower separately behind the privacy of a shower curtain. No residents identified as transgender or intersex during the onsite phase of the audit.

115.342 (h) Bradley County Juvenile Detention Center Pre-Audit Questionnaire

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| | <p>response: From a review of case files of residents at risk of sexual victimization who were held in isolation in the past 12 months, the number of case files that include BOTH:</p> <ol style="list-style-type: none"> 1. A statement of the basis for facility’s concern for the resident’s safety, and 2. The reason or reasons why alternative means of separation cannot be arranged: <p>N/A</p> <p>The Facility Director confirmed the facility has not used isolation for this purpose.</p> <p>115.342 (i) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: If a resident at risk of sexual victimization is held in isolation, the facility affords each such resident a review every 30 days to determine whether there is a continuing need for separation from the general population.</p> <p>Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding use of screening information. No corrective action is required.</p> |
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| 115.351 | Resident reporting |
| | Auditor Overall Determination: Meets Standard |
| | Auditor Discussion |
| | <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> 1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy 2. Tennessee Department of Children’s Services “A Teen’s Guide to Reporting Abuse” Brochure 3. Systems Test of Grievance Process and Response dated July 11, 2024 4. Systems Test of External Reporting Entity and Response dated July 11, 2024 5. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Documents (Corrective Action):</p> <ol style="list-style-type: none"> 1. No Means No Posters dated July 1, 2024 2. Outside Support Services Poster dated July 1, 2024 3. Anonymous Reporting Instructions dated June 28, 2024 4. Grievance Boxes for Anonymous Reporting dated August 27, 2024 5. Preaddressed Envelopes for Anonymous Reporting dated August 27, 2024 <p>Interviews:</p> <ol style="list-style-type: none"> 1. PREA Coordinator 2. Random Sample of Staff 3. Random Sample of Residents |

4. Residents who Reported a Sexual Abuse

Site Review Observations:

Observations during on-site review of physical plant

Findings (By Provision):

115.351 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency has established procedures allowing for multiple internal ways for residents to report privately to agency officials about: Sexual abuse or sexual harassment; Retaliation by other residents or staff for reporting sexual abuse and sexual harassment; AND Staff neglect or violation of responsibilities that may have contributed to such incidents.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 10, section D. 3, states youth and staff shall be permitted to privately report sexual misconduct, retaliation by other youth or staff for reporting sexual misconduct, and staff neglect or violation of responsibilities that may have contributed to such incidents through their grievance system or conversation with a staff person, case manager, therapist, supervisor, or the PREA Facility Compliance Manager.

Staff interviews confirmed residents can privately report sexual abuse or sexual harassment, retaliation by other residents or staff for reporting sexual abuse and sexual harassment, or staff neglect or violation of responsibilities that may have contributed to an incident of sexual abuse or sexual harassment by calling the hotline number. Residents stated they would report sexual abuse or sexual harassment that happened to them or someone else by telling staff, calling the hotline, or writing a grievance.

The auditor observed signage is readable and accessible, consistent, and placed throughout the facility. Signage is provided in English and Spanish. The auditor observed residents are provided with numerous methods for reporting both internally and externally. Internal methods include verbally, grievance, anonymously, or by third party. Information for reporting, including hotline numbers, is posted throughout the facility and included in the brochure and posters

The auditor tested internal reporting by submitting a test grievance. The grievance was responded to by email the same day.

115.351 (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency provides at least one way for residents to report abuse or harassment to a public or private entity or office that is not part of the agency.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 10, section D. 6, states youth detained solely for civil immigrations purposes shall be provided information on how to contact relevant consular officials and relevant officials at the Department of Homeland Security (local department 423-553-1716).

The auditor observed residents were provided a telephone number for reporting to and external entity, the Tennessee Department of Children's Services Abuse Hotline. However, telephone procedures did not allow for anonymous reports to the external entity. Through corrective action the facility implemented procedures to allow residents to submit a report to the hotline through the grievance process and posted instructions June 28, 2024. Grievance forms, envelopes and locked grievance boxes are located in the pods. Residents are permitted to place an anonymous report in a preaddressed envelope without staff assistance. The anonymous reports are mailed to the Tennessee Department of Children's Services Abuse Hotline.

Pictures of newly installed locked grievance boxes, grievance forms, and preaddressed envelopes were provided for review August 27, 2024.

Resident interviews confirmed the youth were knowledgeable of their ability to make anonymous reports. The PREA Coordinator confirmed there are several ways for residents to report abuse or harassment to a public or private entity or office that is not part of the facility.

The auditor tested the external reporting method by telephone. The auditor called the Tennessee Department of Children's Services Abuse Hotline from a facility telephone. The report was immediately forwarded to the facility.

115.351 (c) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: 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. The time frame that staff are required to document verbal reports: Immediately

Staff interviews confirmed reports can be made verbally, in writing, anonymously, and from third parties. Staff interviewed stated they would document verbal reports immediately. Reports would be made to their supervisors, the Facility Director, and the PREA Coordinator. Residents interviewed acknowledged they could report verbally or in writing. If they wanted to make a report without having to give their name a relative or friend could make the report for them.

115.351 (d) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The facility provides residents with access to tools to make written reports of sexual abuse or sexual harassment, retaliation by other residents or staff for reporting sexual abuse and sexual harassment, and staff neglect or violation of responsibilities that may have contributed to such incidents.

The PREA Coordinator confirmed residents have access to pens and pencils to write a grievance. The auditor observed the availability of writing utensils, grievance forms, and locked drop boxes.

115.351 (e) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency has established procedures for staff to privately report sexual abuse and sexual harassment of residents. Staff are informed of these procedures in the following ways: employee training

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 10, section D. 3, states youth and staff shall be permitted to privately report sexual misconduct, retaliation by other youth or staff for reporting sexual misconduct, and staff neglect or violation of responsibilities that may have contributed to such incidents through their grievance system or conversation with a staff person, case manager, therapist, supervisor, or the PREA Facility Compliance Manager.

Staff interviews confirmed they were knowledgeable they could privately report sexual abuse and sexual harassment of residents. Most named the grievance process as the preferred method.

The auditor observed the Bradley County Juvenile Detention Center Emergency Preparedness/Safety Plan dated January 17, 2024, informs staff of private reporting procedures.

Conclusion and Corrective Action: Based upon the review and analysis of the available evidence, the auditor has determined the facility meets this standard regarding resident reporting. Corrective action is complete.

115.351 (b) The facility implemented procedures to allow residents to submit a report to the Tennessee Department of Children’s Services Abuse Hotline through the grievance process and posted instructions June 28, 2024. Grievance forms, envelopes and locked grievance boxes are located in the pods. Residents are permitted to place an anonymous report in a preaddressed envelope without staff assistance. The anonymous reports are mailed to the Tennessee Department of Children’s Services Abuse Hotline. Pictures of newly installed locked grievance boxes, grievance forms, and preaddressed envelopes were provided for review August 27, 2024.

| 115.352 | Exhaustion of administrative remedies |
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| | Auditor Overall Determination: Meets Standard |
| | Auditor Discussion |
| | <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Interviews:</p> <ol style="list-style-type: none"> Residents who Reported a Sexual Abuse |

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| | <p>Site Review Observations: Observations during on-site review of physical plant</p> <p>Findings: Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency does not have an administrative procedure for dealing with resident grievances regarding sexual abuse. All resident grievances regarding sexual abuse are investigated externally by the Tennessee Department of Children’s Services.</p> <p>Although there is a grievance procedure available for the youth, policy dictates that PREA allegations are not officially utilized by the youth in this capacity. All allegations of sexual abuse or sexual harassment shall be reported to the Tennessee Department of Children’s Services.</p> <p>Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding exhaustion of administrative remedies. No corrective action is required.</p> |
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| 115.353 | Resident access to outside confidential support services and legal representation |
| | Auditor Overall Determination: Meets Standard |
| | Auditor Discussion |
| | <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> 1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy 2. Memorandum of Understanding between Bradley County Juvenile Detention Center and the HOPE Center, Inc. dated March 2, 2015 3. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Documents (Corrective Action):</p> <ol style="list-style-type: none"> 1. No Means No Posters dated July 1, 2024 2. Outside Support Services Poster dated July 1, 2024 3. Memorandum of Understanding between Bradley County Juvenile Detention Center and the HOPE Center, Inc. updated June 25, 2024 <p>Interviews:</p> <ol style="list-style-type: none"> 1. Agency Head (Facility Director) 2. PREA Coordinator 3. Random Sample of Residents 4. Residents who Reported a Sexual Abuse |

Findings (By Provision):

115.353 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The facility provides residents access to outside victim advocates for emotional support services related to sexual abuse by:

1. Giving residents (by providing, posting, or otherwise making accessible) mailing addresses and telephone numbers (including toll-free hotline numbers where available) of local, State, or national victim advocacy or rape crisis organizations.
2. Enabling reasonable communication between residents and these organizations, in as confidential a manner as possible.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, pages 8-9, section C.4.a, states youth shall have access to outside victim advocates for emotional support services related to sexual misconduct. The facility shall post, provide, or otherwise make accessible mailing addresses and telephone number, including hotline numbers of local, state, or national victim advocacy or rape crisis organizations. Such communications shall be available in as confidential a manner as possible.

Through corrective action, the facility updated the Outside Support Services Poster July 1, 2024. The poster identifies the HOPE Center, Inc. as providing outside victim advocate services for emotional support related to sexual abuse. A telephone number and address are provided. Additionally, the facility provided a memorandum of understanding between Bradley County Juvenile Detention Center and the HOPE Center, Inc. updated June 25, 2024. The updated memorandum of understanding clarifies that victim advocates for emotional support services are available by telephone and mail.

The auditor also observed contact information for the HOPE Center, Inc. on the No Means No posters implemented July 1, 2024. The auditor called the HOPE Center, Inc. from a facility telephone and confirmed calls could be made. Staff demonstrated they would practice supervision through sight but would not listen to calls.

Resident interviews revealed the residents were not knowledgeable of outside victim advocate services for emotional support provided by the HOPE Center, Inc. To improve knowledge of the services available the facility will be including the information with information provided at intake.

115.353 (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The facility informs residents, prior to giving them access to outside support services, the extent to which such communications will be monitored. The facility informs residents, prior to giving them access to outside support services, of the mandatory reporting rules governing privacy, confidentiality, and/or privilege that apply to disclosures of sexual abuse made to outside victim advocates, including any limits to confidentiality under relevant Federal, State, or local law.

Resident interviews confirmed they were knowledgeable of mandatory reporting laws. During the site review the PREA Coordinator and Sargent stated resident

phone calls would be monitored with sight, but not sound supervision.

Through corrective action, the Outside Support Services Poster dated July 1, 2024, indicates staff will monitor calls to the HOPE Center, Inc. Additionally, the poster indicates the HOPE Center, Inc. staff are mandatory reporters.

115.353 (c) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency or facility maintains memoranda of understanding (MOUs) or other agreements with community service providers that are able to provide residents with emotional support services related to sexual abuse. The agency or facility maintains copies of those agreements.

The auditor reviewed the memorandum of understanding between Bradley County Juvenile Detention Center and the HOPE Center, Inc. dated March 2, 2015, and the updated memorandum of understanding dated June 25, 2024. The auditor observed the agreements provide residents with emotional support services related to sexual abuse. The auditor contacted the HOPE Center, Inc. and confirmed victim advocacy is available to the youth at the facility.

115.353 (d) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The facility provides residents with reasonable and confidential access to their attorneys or other legal representation. The facility provides residents with reasonable access to parents or legal guardians.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 9, section C.4.b, states youth shall have reasonable and confidential access to their attorney or other legal representation, their parents, or legal guardians for reporting of sexual allegations. Youth shall have unimpeded access and means, including written, to submit or report sexual allegations.

The Facility Director and PREA Coordinator confirmed the facility would provide residents with reasonable and confidential access to their attorneys or other legal representation and reasonable access to parents or legal guardians. Residents confirmed the facility allows them to see or talk with their lawyer or another lawyer and they are allowed to talk with that person privately. Residents also confirmed the facility allows them to see or talk with their parents or someone else such as a legal guardian.

Conclusion and Corrective Action: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding resident access to outside confidential support services and legal representation. Corrective action is complete.

115.353 (a) The facility updated the Outside Support Services Poster dated July 1, 2024. The poster identifies the HOPE Center, Inc. as providing outside victim advocate services for emotional support related to sexual abuse. A telephone number and address are provided.

The memorandum of understanding between Bradley County Juvenile Detention

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| | <p>Center and the HOPE Center, Inc. updated June 25, 2024, clarifies that victim advocates for emotional support services are available by telephone and mail.</p> <p>115.353 (b) The Outside Support Services Poster dated July 1, 2024, indicates staff will not monitor resident calls to the HOPE Center, Inc. Additionally, the poster indicates the HOPE Center, Inc. staff are mandatory reporters.</p> |
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| 115.354 | Third-party reporting |
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| | Auditor Overall Determination: Meets Standard |
| | Auditor Discussion |
| | <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> 1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy 2. Agency Website 3. No Means No Posters 4. Systems Test of Third-Party Reporting 5. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Site Review Observations:</p> <p>Observations during on-site review of physical plant</p> <p>§115.354 Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency or facility provides a method to receive third-party reports of resident sexual abuse or sexual harassment.</p> <p>Bradley County Juvenile Detention Center has a link published on its webpage for third-party reporting at, https://bradleysessionscourt.com/juvenile-delinquency-court/#Detention. The link includes a telephone number and a link to the Tennessee Department of Children Services Child Abuse Reporting. Additionally, an email ne address, and mailing address re provided to report directly to the Bradley County Juvenile Detention Center PREA Coordinator.</p> <p>Posters located throughout the facility include information for making third party reports to the Tennessee Department of Children Services Child Abuse Hotline. The posters are in English and Spanish. They are readable, accessible, consistent and include accurate information.</p> <p>The auditor submitted a test third-party report by emailing the facility PREA Coordinator. The test report was responded to the same day.</p> <p>Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the facility exceeds this standard regarding third-party</p> |

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| | reporting by providing multiple ways for third-party reporting. No corrective action is required. |
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| 115.361 | Staff and agency reporting duties |
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| | <p>Auditor Overall Determination: Meets Standard</p> <p>Auditor Discussion</p> <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> 1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy 2. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Interviews:</p> <ol style="list-style-type: none"> 1. Agency Head (Facility Director) 2. Superintendent or Designee (Facility Director) 3. PREA Coordinator 4. Random Sample of Staff 5. Mental Health Staff <p>Findings (By Provision):</p> <p>115.361 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency requires all staff to report immediately and according to agency policy:</p> <ol style="list-style-type: none"> 1. 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. 2. Any retaliation against residents or staff who reported such an incident. 3. Any staff neglect or violation of responsibilities that may have contributed to an incident or retaliation. <p>Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, pages 10-11, section D.8, states all staff are required to immediately report any knowledge, suspicion, or information received regarding: any incident that has occurred in the facility; retaliation against youth or staff who report sexual misconduct; and any staff neglect or violation of responsibilities that may have contributed to an incident of sexual misconduct or retaliation to the local law enforcement and to CPS as required by mandatory reporting laws and Department policy.</p> <p>Interviews with staff confirmed the requirement to report 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;</p> |

retaliation against residents or staff who reported such an incident; and any staff neglect or violation of responsibilities that may have contributed to an incident or retaliation.

115.361 (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency requires all staff to comply with any applicable mandatory child abuse reporting laws.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, pages 10-11, section D.8, states all staff are required to immediately report any knowledge, suspicion, or information received regarding: any incident that has occurred in the facility; retaliation against youth or staff who report sexual misconduct; and any staff neglect or violation of responsibilities that may have contributed to an incident of sexual misconduct or retaliation to the local law enforcement and to CPS as required by mandatory reporting laws and Department policy.

Interviews with staff confirmed they are knowledgeable Tennessee law related to mandatory reporting of sexual abuse.

115.361 (c) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Apart from reporting to designated supervisors or officials 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.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 11, section D.11, states apart from reporting to designated supervisors or officials, all staff should only reveal information to those individuals who have a need-to-know basis to make treatment, investigate or other security and management decisions.

Interviews with staff confirmed they are knowledgeable they are prohibited 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.

115.361 (d) Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 11, section D.10, states medical, case managers and mental health practitioners are required to report sexual misconduct to designated supervisors and Department officials, CPS, law enforcement if criminal in nature, and the Abuse Registry. Said practitioners must inform residents at the initiation of services of their duty to report and the limitation of confidentiality.

The facility reports there are no medical or and mental health practitioners who work regularly at the facility.

115.361 (e) Bradley County Juvenile Detention Center Prison Rape Elimination Act

(PREA) Facility Policy, page 14, section E.7, states the Juvenile Director shall notify the alleged victim's parents or legal guardians; unless there is official documentation showing the parents or legal guardians should not be notified. If the youth is under DCS custody, the caseworker shall be notified. If applicable, the youth's attorney or other legal representative on record shall be notified of the allegation within fourteen (14) days of receiving the allegation.

The Facility Director confirmed when the facility receives an allegation of sexual abuse the allegation is reported to the Tennessee Department of Children's Services Child Abuse Hotline, local law enforcement, and the victim's legal guardians as appropriate. If a juvenile court retains jurisdiction over the alleged victim, the allegation will be reported to the resident's attorney. All allegations of sexual abuse and sexual harassment are referred for an investigation.

The PREA Coordinator confirmed when the facility receives an allegation of sexual abuse he reports the allegation to child protective services and law enforcement. If the victim is under the guardianship of the child welfare system, she stated the allegation would be immediately reported to child protective services, the juvenile's case worker, and law enforcement. Lastly, she stated if a juvenile court retains jurisdiction over a victim, the allegation would be reported to the juvenile's court appointed attorney within 24 hours.

115.361 (f) The Facility Director confirmed allegations of sexual abuse and sexual harassment, including third-party and anonymous reports are reported to local law enforcement and to the Tennessee Department of Children's Services Child Protection Services.

Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding staff and agency reporting duties. No corrective action is required.

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| 115.362 | Agency protection duties |
| | Auditor Overall Determination: Meets Standard |
| | Auditor Discussion |
| | <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Interviews:</p> <ol style="list-style-type: none"> Agency Head (Facility Director) |

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| | <p>2. Superintendent or Designee (Facility Director) 3. Random Sample of Staff</p> <p>§115.362 Findings: Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: When the agency or facility learns that a resident is subject to a substantial risk of imminent sexual abuse, it takes immediate action to protect the resident (i.e., it takes some action to assess and implement appropriate protective measures without unreasonable delay).</p> <p>In the past 12 months: The number of times the agency or facility determined that a resident was subject to substantial risk of imminent sexual abuse: 0</p> <p>Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 11, section D.9, states if staff learns that a youth is subject to a substantial risk of imminent sexual misconduct, they shall take immediate action to protect the youth from further harm or threat. Also, if staff learns a youth posts a substantial risk of sexually abusing other youth in the facility, they shall take immediate action to protect other youth from further harm or threat.</p> <p>The Facility Director confirmed that immediate actions will be taken to protect a resident who is subject to a substantial risk of imminent sexual abuse. Protective measures would include placing a resident in a safe and secure setting. Staff interviewed confirmed they would take immediate action upon learning a resident is at risk of imminent sexual abuse. Protective measures mentioned included separating the potential victim from the potential aggressor, housing changes, and monitoring.</p> <p>Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding agency protection duties. No corrective action is required.</p> |
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| 115.363 | Reporting to other confinement facilities |
| | Auditor Overall Determination: Meets Standard |
| | Auditor Discussion |
| | <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> 1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy 2. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Interviews:</p> <ol style="list-style-type: none"> 1. Agency Head (Facility Director) |

2. Superintendent or Designee (Facility Director)

Findings (By Provision):

115.363 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency has a policy requiring that, upon receiving an allegation that a resident 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 number of allegations the facility received that a resident was abused while confined at another facility: 0

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 11, section F.a, states upon receiving an allegation that a resident was sexually abused while confined at another facility, the BCJDC Captain will notify the head of the facility or appropriate office of the agency where the alleged abuse occurred and shall also notify the appropriate investigative agency.

115.363 (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Agency policy requires that the facility head provides such notification as soon as possible, but no later than 72 hours after receiving the allegation.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 11, section F.b, states notification will be as soon as possible and no later than 72 hours after receiving the allegation.

115.363 (c) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency or facility documents that it has provided such notification within 72 hours of receiving the allegation.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 11, section F.c, states documentation of notification will be provided.

115.363 (d) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Agency/facility policy requires that allegations received from other facilities/agencies are investigated in accordance with the PREA standards. The facility head or agency office that receives such notification shall ensure that the allegation is investigated in accordance with these standards.

In the past 12 months, the number of allegations of sexual abuse the facility received from other facilities: 0

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 11, section F.d, states the facility head or agency office that receives such notification will ensure that the allegation is investigated in accordance to PREA standards.

The Facility Director confirmed that upon receiving an allegation that a resident was sexually abused while confined at another facility, he would notify local law

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| | <p>enforcement, provide them the information, and ensure that the allegation is investigated in accordance with the standards.</p> <p>Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding reporting to other confinement facilities. No corrective action is required.</p> |
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| 115.364 | Staff first responder duties |
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| | Auditor Overall Determination: Meets Standard |
| | Auditor Discussion |
| | <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy Bradley County Juvenile Detention Center Facility PREA First Responder Checklist Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Documents (Corrective Action):</p> <ol style="list-style-type: none"> Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy updated June 17, 2024 Staff First Responder Refresher Training dated August 28, 2024 <p>Interviews:</p> <ol style="list-style-type: none"> Staff First Responders Random Sample of Staff Residents who Reported a Sexual Abuse <p>Findings (By Provision):</p> <p>115.364 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency has a first responder policy for allegations of sexual abuse.</p> <ul style="list-style-type: none"> The policy requires that, upon learning of an allegation that a resident was sexually abused, the first security staff member to respond to the report separate the alleged victim and abuser. The policy requires that, upon learning of an allegation that a resident was sexually abused, the first security staff member to respond to the report preserve and protect any crime scene until appropriate steps can be taken to collect any evidence. The policy requires that, if the abuse occurred within a time period that still allows for the collection of physical evidence, the first security staff member to respond to the report 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. |

- The policy requires that, if the abuse occurred within a time period that still allows for the collection of physical evidence, the first security staff member to respond to the report 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.

In the past 12 months, the number of allegations that a resident was sexually abused: 0

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy updated June 17, 2024, page 9, section C.5, states All staff first responders will immediately notify the appropriate medical and mental health facilities when an incident is reported. The first officer to respond to the report shall request that the alleged victim and ensure that the alleged abuser does not take any actions that could destroy physical evidence, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating.

The auditor reviewed the policy and observed the policy didn't fully address the standard provision requirements. Policy was updated through corrective action June 17, 2024, to include ensuring the abuser not take any actions that could destroy physical evidence, including, as appropriate washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating. The auditor reviewed the updated policy and observed it is fully inclusive if the standard provision requirements.

Interviews with staff revealed a need for refresher training for their duties when responding to allegations of sexual abuse. Through corrective action, the facility conducted the refresher training and provided a roster to document completion of the training August 28, 2024. The auditor observed 17 staff signed that they received the training.

115.364 (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agencies policy requires that if the first staff responder is not a security staff member, that responder shall be required to:

1. Request that the alleged victim not take any actions that could destroy physical evidence.
2. Notify security staff.

Of the allegations that a resident was sexually abused made in the past 12 months, the number of times a non-security staff member was the first responder: 0

Interviews with staff revealed a need for refresher training for their duties when responding to allegations of sexual abuse. Through corrective action, the facility conducted the refresher training and provided a roster to document completion of the training August 28, 2024. The auditor observed 17 staff signed that they received the training.

Conclusion and Corrective Action: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with

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| | <p>this standard regarding staff first responder duties. Corrective action is complete.</p> <p>115.364 (a) Policy was updated June 17, 2024, to include ensuring the abuser not take any actions that could destroy physical evidence, including, as appropriate washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating.</p> <p>The facility conducted first responder refresher training for 17 staff and provided a roster documenting completion of the training August 28, 2024.</p> |
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| 115.365 | Coordinated response |
| | Auditor Overall Determination: Meets Standard |
| | Auditor Discussion |
| | <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy Tennessee Department of Children’s Services Protocol: First Responder Guidelines for Sexual Assaults Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Interview: Superintendent or Designee (Facility Director)</p> <p>Findings: Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The facility has 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.</p> <p>Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 12, section E.1, states upon the discovery of an incident defined as sexual abuse, staff shall take immediate action to ensure the safety of the victim and notify appropriate law enforcement and medical personnel. These actions include but are not limited to identifying victim(s), suspect(s), and making every attempt to preserve evidence.</p> <p>These actions are detailed in the First Responder Guidelines for Sexual Assaults. The auditor reviewed the protocol and found it to be inclusive of the actions that would be taken if there were to be an incident of sexual abuse. The Facility Director confirmed Bradley County Juvenile Detention Center has a coordinated response plan to coordinate actions taken in response to an incident of sexual abuse among staff first responders, medical and mental health practitioners, and facility</p> |

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| | <p>leadership. He stated staff would work together in the best interest of the juvenile in a timely manner, giving all the information to the investigator and the health practitioners.</p> <p>Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding a coordinated response to an incident of sexual abuse. No corrective action is required.</p> |
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| 115.366 | Preservation of ability to protect residents from contact with abusers |
| | Auditor Overall Determination: Meets Standard |
| | Auditor Discussion |
| | <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> 1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy 2. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Interviews:</p> <ol style="list-style-type: none"> 1. Agency Head (Facility Director) <p>Findings (By Provision):</p> <p>115.366 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: 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 the last PREA audit.</p> <p>The Facility Director confirmed Bradley County Juvenile Detention Center has not entered into or renewed any collective bargaining agreements.</p> <p>115.366 (b) Nothing in this standard shall restrict the entering into or renewal of agreements that govern:</p> <ol style="list-style-type: none"> (1) The conduct of the disciplinary process, as long as such agreements are not inconsistent with the provisions of §§115.372 and 115.376; or (2) Whether a no-contact assignment that is imposed pending the outcome of an investigation shall be expunged from or retained in the staff member’s personnel file following a determination that the allegation of sexual abuse is not substantiated. |

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| | <p>Bradley County Juvenile Detention Center does not have a collective bargaining agreement</p> <p>Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding the preservation of ability to protect residents from contact with abusers. No corrective action is required.</p> |
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| 115.367 | Agency protection against retaliation |
| | Auditor Overall Determination: Meets Standard |
| | Auditor Discussion |
| | <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> 1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy 2. Bradley County Juvenile Detention Center Facility Protections Against Retaliation Form 3. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Interviews:</p> <ol style="list-style-type: none"> 1. Agency Head (Facility Director) 2. Superintendent or Designee (Facility Director) 3. Designated Staff Member Charged with Monitoring Retaliation (PREA Coordinator) 4. Residents who Reported a Sexual Abuse - none present <p>Findings (By Provision):</p> <p>115.367 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency has a policy to protect all residents and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other residents or staff.</p> <p>The Agency designates staff member(s) or charges department(s) with monitoring for possible retaliation.</p> <p>The name of the staff member: Becca Shepherd</p> <p>The title of the staff member: PREA Coordinator</p> <p>Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 11, section D.17, states youth and staff who have reported sexual misconduct shall be provided protection against retaliation.</p> <p>The interview with the PREA Coordinator confirmed she is charged with monitoring for retaliation.</p> |

115.367 (b) The agency shall employ multiple protection measures, such as housing changes or transfers for resident victims or abusers, removal of alleged staff or resident abusers from contact with victims, and emotional support services for residents or staff who fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigations.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 11, section D.17, states accommodations will include housing changes and removal of alleged staff or youth from contact with victims. Emotional support services for youth or staff that fears retaliation for reporting or cooperating with investigations will be available.

The Agency Head/Facility Director confirmed the facility would protect residents and staff from retaliation for sexual abuse and sexual harassment allegations. Protective measures would include housing changes and emotional support services. The Designated Staff Member Charged with Monitoring Retaliation (PREA Coordinator) confirmed she would make housing changes for the victim and perpetrator. Staff would be assigned to a different Pod. She would start and maintain the 90-day retaliation monitoring form and inform shift leaders to monitor more closely.

115.367 (c) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency and/or facility monitors the conduct or treatment of residents or staff who reported sexual abuse and of residents who were reported to have suffered sexual abuse to see if there are any changes that may suggest possible retaliation by residents or staff.

The length of time that the agency and/or facility monitors the conduct or treatment: 90 days

The agency/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. The number of times an incident of retaliation occurred in the past 12 months: Zero (0)

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 12, section D.18, states at each thirty (30) day period, the PREA Facility Compliance Manager shall determine that the conduct or treatment of any youth or staff who reported sexual misconduct, and the victims is treated according to policy and make sure no retaliation is occurring.

The PREA Coordinator confirmed some of the things she would look for in detecting possible retaliation are violent behavior, bullying, and staff mistreatment of juveniles. She confirmed she would monitor the conduct and treatment of residents and staff who report sexual abuse of a resident or were to have suffered sexual abuse indefinitely due to the short-term facility length of the facility. The Facility Director confirmed if retaliation is suspected the housing changes would be made.

The auditor reviewed the Protections Against Retaliation Form and observed the form is designed to document monitoring the conduct and treatment of residents or staff who reported the sexual abuse, and of residents, who were reported to have

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| | <p>suffered sexual abuse for a period of at least 90 days.</p> <p>115.367 (d) Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 12, section D.18, states items to be monitored include youth disciplinary reports, status checks, housing or program changes, negative performance review or reassignment of staff.</p> <p>The PREA Coordinator confirmed she would use the PREA Protection Against Retaliation form. The auditor reviewed the Protections Against Retaliation Form and observed the form is designed to document biweekly status checks.</p> <p>115.367 (e) The Facility Director confirmed if any other individual who cooperates with an investigation expresses a fear of retaliation from another resident or staff member, JRBH shall take appropriate measures to protect that individual against retaliation to include housing changes and emotional support services.</p> <p>115.367 (f) Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 12, section D.18, states the obligation to monitor terminates if the allegation is determined to be unfounded.</p> <p>Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding agency protection against retaliation. No corrective action is required.</p> |
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| 115.368 | Post-allegation protective custody |
| | Auditor Overall Determination: Meets Standard |
| | Auditor Discussion |
| | <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> 1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy 2. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Interview:</p> <p>Superintendent or Designee (Facility Director)</p> <p>Findings: Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The facility has a policy that residents who allege to have suffered sexual abuse may only be placed in isolation as a last resort if less restrictive measures are inadequate to keep them and other residents safe, and only until an alternative means of keeping all residents safe can be arranged.</p> <p>The number of residents who allege to have suffered sexual abuse who were placed</p> |

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| | <p>in isolation in the past 12 months: 0</p> <p>Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 6, section C.a, states residents may be isolated from others only as a last resort when less restrictive means are inadequate to keep them or others safe. While in isolation, those residents will not be denied large muscle exercise, educational programs, work programs, or special education services.</p> <p>If a resident is isolated, there shall be a clearly documented basis for the facility’s concern for the resident’s safety and documented reason why no alternative means of separation can be arranged.</p> <p>The Facility Director confirmed the facility does not use segregated housing in this manner.</p> <p>Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding post-allegation protective custody. No corrective action is required.</p> |
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| 115.371 | Criminal and administrative agency investigations |
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| | Auditor Overall Determination: Meets Standard |
| | Auditor Discussion |
| | <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> 1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy 2. State of Tennessee Department of Children’s Services Administrative Policies and Procedures: 14.10 Special Investigations Unit Child Protective Services Investigations dated May 7, 2024 3. State of Tennessee Department of Children’s Services Administrative Policies and Procedures: 18.8 Zero-Tolerance Standards and Guidelines for Sexual Abuse and Sexual Harassment Incidents and Prison Rape Elimination Act (PREA) dated March 31, 2023 4. Tennessee Department of Children’s Services Protocol for DCS PREA Investigators to Conduct Prison Rape Elimination Act (PREA) Investigation 5. PREA Investigator Training Edison Completion Log 6. National Institute of Corrections’ Prison Rape Elimination Act (PREA) Investigating Sexual Abuse in a Confinement Setting Course Certificates 7. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Interviews:</p> <ol style="list-style-type: none"> 1. Superintendent or Designee (Facility Director) |

2. PREA Coordinator
3. PREA Compliance Manager
4. Investigative Staff - Tennessee Department of Children's Services Investigator
5. Residents who Reported a Sexual Abuse - none

Findings (By Provision):

115.371 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency/facility has a policy related to criminal and administrative agency investigations.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 15, section H.1, states local law enforcement and the Department of Children Services (DCS) handle the investigation involving youth in Tennessee. Staff is expected to cooperate with the investigation.

State of Tennessee Department of Children's Services Administrative Policies and Procedures: 14.10 Special Investigations Unit Child Protective Services Investigations dated May 7, 2024, page 1, policy statement section, states the Department of Children's Services (DCS) Special Investigations Unit (SIU) conducts investigations on allegations of child abuse and neglect which occur while a child is in DCS custody or when the case involves non-custodial children where the alleged perpetrator (AP) is acting in an official employment, volunteer, or foster care capacity. The SIU conducts investigations where the allegations would affect the employment or volunteer status of those working with children.

The Tennessee Department of Children's Services investigator stated once a case is received, an investigation is initiated. Additionally, the investigator confirmed he handles anonymous or third-party reports of sexual abuse and sexual harassment in the same manner as all investigations.

115.371 (b) State of Tennessee Department of Children's Services Administrative Policies and Procedures: 18.8 Zero-Tolerance Standards and Guidelines for Sexual Abuse and Sexual Harassment Incidents and Prison Rape Elimination Act (PREA) dated March 31, 2023, page 11, section I.4, states employees who conduct investigations of allegations of sexual abuse/harassment on children/youth in YDC/ agencies care receive training in compliance with PREA Standards.

The auditor reviewed annual training required by § 115.331 and National Institute of Corrections' Prison Rape Elimination Act (PREA) Investigating Sexual Abuse in a Confinement Setting Course Certificates.

The Tennessee Department of Children's Services investigator interviewed confirmed he received training specific to conducting sexual abuse and sexual harassment investigations in confinement settings. He stated he received the training required by §115.331 and completed the specialized training topics.

115.371 (c) The Tennessee Department of Children's Services investigator confirmed the first steps in initiating an investigation is contacting the facility where an allegation of sexual abuse or sexual harassment has been made, requesting all

available information, and identifying interviews. He then would arrive on scene, making sure it is secure, He would review any actions taken by the medical department, conduct interviews, and review video evidence. Direct and circumstantial evidence he would be responsible for gathering in an investigation of an incident of sexual abuse would include video footage, risk assessments, risk reassessments, logbook entries, telephone logs, incident reports, medical reports, and all available paperwork.

115.371 (d) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency does not terminate an investigation solely because the source of the allegation recants the allegation.

The Tennessee Department of Children’s Services investigator confirmed an investigation does not terminate if the source of the allegation recants the allegation.

115.371 (e) The Tennessee Department of Children’s Services investigator confirmed there is evidence that a prosecutable crime may have taken place, detectives would consult with prosecutors before conducting compelled interviews.

115.371 (f) The Tennessee Department of Children’s Services investigator confirmed he judges the credibility of an alleged victim, suspect, or witness based on evidence. He stated under no circumstance, does he require a resident who alleges sexual abuse to submit to a polygraph examination or truth telling device as a condition for proceeding with an investigation.

One resident, who reported sexual abuse or sexual harassment, was interviewed who reported a sexual abuse allegation. The resident confirmed he was not required to submit to a polygraph examination or truth telling device.

115.371 (g) The Tennessee Department of Children’s Services investigator stated the efforts he makes during an administrative investigation to determine whether staff actions or failures to act contributed to the sexual abuse include looking at supervision, staff actions, room checks, etc. He confirmed he documents administrative investigations in written reports. The reports include a full description of the investigation, referrals, contacts made, interviews, case concerns, and a conclusion.

115.371 (h) The Tennessee Department of Children’s Services investigator confirmed criminal investigations are documented.

There were no criminal investigation reports.

115.371 (i) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Substantiated allegations of conduct that appear to be criminal are referred for prosecution.

The number of substantiated allegations of conduct that appear to be criminal that were referred for prosecution since the last PREA audit: 0

The Tennessee Department of Children’s Services investigator confirmed the sheriff’s department would take the lead and cases would be referred for prosecution only when there are substantiated allegations of conduct that appears to be criminal.

115.371 (j) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency retains all written reports pertaining to the administrative or criminal investigation of alleged sexual abuse or sexual harassment for as long as the alleged abuser is incarcerated or employed by the agency, plus five years.

State of Tennessee Department of Children’s Services Administrative Policies and Procedures: 18.8 Zero-Tolerance Standards and Guidelines for Sexual Abuse and Sexual Harassment Incidents and Prison Rape Elimination Act (PREA) dated March 31, 2023, page 14, section K.3.e, states pursuant to PREA Standards § 115.371 DCS/ agencies retains all written reports pertaining to the administrative or criminal investigation of alleged sexual abuse or sexual harassment for as long as the alleged abuser is incarcerated, or abuser is employed by the agency plus five (5) years.

115.371 (k) The departure of the alleged abuser or victim from the employment or control of the facility or agency shall not provide a basis for terminating an investigation.

The Tennessee Department of Children’s Services investigator confirmed an investigation continues when a staff member alleged to have committed sexual abuse or sexual harassment terminates employment prior to a completed investigation into his/her conduct.

115.371 (m) When outside agencies investigate sexual abuse, the facility shall cooperate with outside investigators and shall endeavor to remain informed about the progress of the investigation.

Bradley County Juvenile Detention Center cooperates with the Tennessee Department of Children’s Services investigators and remains informed about the progress of investigations through the Tennessee Family & Child Tracking System (TFACTS) and contact with the investigator.

The Facility Director confirmed if an outside agency investigates allegations of sexual abuse, the facility remains informed of the progress of a sexual abuse investigation through contact with investigators by telephone or email. The PREA Coordinator stated she requests investigators to keep her informed of the progress of a sexual abuse investigation.

Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding criminal and administrative agency investigations. No corrective action is required.

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| | <p>Auditor Overall Determination: Meets Standard</p> |
| | <p>Auditor Discussion</p> |
| | <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> 1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy 2. State of Tennessee Department of Children’s Services Administrative Policies and Procedures: 18.8 Zero-Tolerance Standards and Guidelines for Sexual Abuse and Sexual Harassment Incidents and Prison Rape Elimination Act (PREA) dated March 31, 2023 3. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Interview:</p> <p>Investigative Staff - Tennessee Department of Children’s Services Investigator</p> <p>Findings:</p> <p>115.372 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency imposes a standard of a preponderance of the evidence or a lower standard of proof when determining whether allegations of sexual abuse or sexual harassment are substantiated.</p> <p>State of Tennessee Department of Children’s Services Administrative Policies and Procedures: 18.8 Zero-Tolerance Standards and Guidelines for Sexual Abuse and Sexual Harassment Incidents and Prison Rape Elimination Act (PREA) dated March 31, 2023, page 8, section F.1, states DCS imposes a standard of preponderance of the evidence for determining whether allegations of sexual abuse or sexual harassment are substantiated.</p> <p>The Tennessee Department of Children’s Services investigator confirmed he requires the preponderance of the evidence to substantiate allegations of sexual abuse or sexual harassment.</p> <p>Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the agency, and facility is fully compliant with this standard regarding evidentiary standard for administrative investigations. No corrective action is required.</p> |

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| 115.373 | Reporting to residents |
| | <p>Auditor Overall Determination: Meets Standard</p> |
| | <p>Auditor Discussion</p> |

The following evidence was analyzed in making the compliance determination:

Documents:

1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy
2. Bradley County Juvenile Detention Center Notification of Outcome of PREA Allegation Form
3. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities)

Interviews:

1. Facility Director
2. Investigative Staff - Tennessee Department of Children's Services Investigator
3. Residents who Reported a Sexual Abuse - none

Findings (by provision):

115.373 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency has a policy requiring that any resident 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.

In the past 12 months:

1. The number of criminal and/or administrative investigations of alleged resident sexual abuse that were completed by the agency/facility: 0
2. Of the investigations that were completed of alleged sexual abuse, the number of residents who were notified, verbally or in writing, of the results of the investigation: 0

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 16, section H.5, states following an investigation into a resident's allegation of sexual abuse suffered in our facility, BCJDC Captain shall inform the resident the outcome of the allegation investigation, whether it to be determined to be substantiated, unsubstantiated, or unfounded.

The Facility Director confirmed that residents who make an allegation of sexual abuse are notified in writing whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded following an investigation.

The Tennessee Department of Children's Services investigator he is aware that when a resident makes an allegation of sexual abuse, the resident must be informed as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded following an investigation.

115.373 (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: If an outside entity conducts such investigations, the agency requests the relevant information from the investigative entity in order to inform the resident of the outcome of the investigation.

In the past 12 months:

1. The number of investigations of alleged resident sexual abuse in the facility that were completed by an outside agency: 0
2. Of the outside agency investigations of alleged sexual abuse that were completed, the number of residents alleging sexual abuse in the facility who were notified verbally or in writing of the results of the investigation: 0

115.373 (c) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response:: Following a resident's allegation that a staff member has committed sexual abuse against the resident, the agency/facility subsequently informs the resident (unless the agency/facility has determined that the allegation is unfounded) whenever:

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

There has not been a substantiated or unsubstantiated complaint (i.e., not unfounded) of sexual abuse committed by a staff member against a resident in the past 12 months.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 16, section H.5.a, states following a resident's allegation that a staff member has committed sexual abuse against the resident, BCJDC shall inform the resident whenever: the officer is no longer posted within the resident's unit, the officer is no longer employed by BCJDC, or if the officer has been indicted or convicted on a charge related to sexual abuse while employed by another facility.

The auditor reviewed the Bradley County Juvenile Detention Center Notification of Outcome of PREA Allegation Form and observed that all aspects of this standard provision are included on the notification form.

115.373 (d) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Following a resident's allegation that he or she has been sexually abused by another resident in an agency facility, the agency subsequently informs the alleged victim whenever:

1. The agency learns that the alleged abuser has been indicted on a charge related to sexual abuse within the facility; or
2. The agency learns that the alleged abuser has been convicted on a charge related to sexual abuse within the facility.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 16, section H.5.b, states following a resident's allegation that they have been sexually abused by another resident, BCJDC shall inform the victim whenever the alleged abuser have been indicated or convicted on a charge related to sexual abuse within our facility.

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| | <p>The auditor reviewed the Bradley County Juvenile Detention Center Notification of Outcome of PREA Allegation Form and observed that all aspects of this standard provision are included on the notification form.</p> <p>115.373 (e) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency has a policy that all notifications to residents described under this standard are documented.</p> <p>In the past 12 months:</p> <ol style="list-style-type: none"> 1. The number of notifications to residents that were made pursuant to this standard: 0 2. The number of those notifications that were documented: 0 <p>Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 16, section H.5.c, states all notifications or attempted notifications shall be documented.</p> <p>The auditor reviewed the Bradley County Juvenile Detention Center Notification of Outcome of PREA Allegation Form and observed the form is used to document notifications to residents of the outcome of an investigation.</p> <p>115.373 (f) An agency's obligation to report under this standard shall terminate if the resident is released from the agency's custody.</p> <p>Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding reporting to residents. No corrective action is required.</p> |
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| 115.376 | Disciplinary sanctions for staff |
| | Auditor Overall Determination: Meets Standard |
| | Auditor Discussion |
| | <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> 1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy 2. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Findings (by provision):</p> <p>115.376 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Staff is subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies.</p> <p>Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility</p> |

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| | <p>Policy, page 4, policy section, states Bradley County Juvenile Detention Center has a zero tolerance for any acts of sexual abuse, assault, misconduct or harassment. Sexual activity between staff, volunteers or contracted personnel and youth, as well as between youth and youth is prohibited and subject to administrative and criminal disciplinary sanctions.</p> <p>115.376 (b) In the past 12 months:</p> <ol style="list-style-type: none"> 1. The number of staff from the facility that have violated agency sexual abuse or sexual harassment policies: 0 2. The number of those staff from the facility that have been terminated (or resigned prior to termination) for violating agency sexual abuse or sexual harassment policies: 0 <p>115.376 (c) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: 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.</p> <p>In the past 12 months, the number of staff from the facility that have been disciplined, short of termination, for violation of agency sexual abuse or sexual harassment policies: 0</p> <p>115.376 (d) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: 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.</p> <p>In the past 12 months, the number of staff from the facility that have been reported to law enforcement or licensing boards following their termination (or resignation prior to termination) for violating agency sexual abuse or sexual harassment policies: 0</p> <p>Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding disciplinary sanctions for staff. No corrective action is required.</p> |
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| 115.377 | Corrective action for contractors and volunteers |
| | Auditor Overall Determination: Meets Standard |
| | Auditor Discussion |
| | The following evidence was analyzed in making the compliance determination: |

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| | <p>Documents:</p> <ol style="list-style-type: none"> Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Interview:</p> <p>Superintendent or Designee (Facility Director)</p> <p>Findings (by provision):</p> <p>115.377 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: 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 residents.</p> <p>In the past 12 months, no contractors or volunteers have been reported to law enforcement agencies and relevant licensing bodies for engaging in sexual abuse of residents.</p> <p>Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 12, section D.23, states any contractor or volunteer who engages in sexual abuse shall be reported to law enforcement and to be kept away from all juveniles.</p> <p>115.377 (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The facility takes appropriate remedial measures and considers whether to prohibit further contact with residents in the case of any other violation of agency sexual abuse or sexual harassment policies by a contractor or volunteer.</p> <p>The Facility Director confirmed the facility would take appropriate remedial measures, and the contractor or volunteer would be terminated if they violated agency sexual abuse or sexual harassment policies.</p> <p>Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding corrective action for contractors and volunteers. No corrective action is required.</p> |
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| 115.378 | Interventions and disciplinary sanctions for residents |
| | Auditor Overall Determination: Meets Standard |
| | Auditor Discussion |
| | The following evidence was analyzed in making the compliance determination: |

Documents:

1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy
2. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities)

Interview:

1. Superintendent or Designee (Facility Director)

Findings (by provision):

115.378 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Residents are subject to disciplinary sanctions only pursuant to a formal disciplinary process following an administrative finding that the resident engaged in resident-on-resident sexual abuse. Residents are subject to disciplinary sanctions only pursuant to a formal disciplinary process following a criminal finding of guilt for resident-on-resident sexual abuse.

In the past 12 months:

1. The number of administrative findings of resident-on-resident sexual abuse that have occurred at the facility: 0
2. The number of criminal findings of guilt for resident-on-resident sexual abuse that have occurred at the facility: 0

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 12, section D.19, states youth shall be subject to disciplinary actions when found guilty by administrative finding that youth engaged in resident-on-resident sexual abuse or following a criminal finding of guilt for resident-on-resident sexual abuse.

115.378 (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: In the event a disciplinary sanction for resident-on resident sexual abuse results in the isolation of a resident, the facility policy requires that residents in isolation have daily access to large muscle exercise, legally required educational programming, and special education services. In the event a disciplinary sanction for resident-on resident sexual abuse results in the isolation of a resident, residents in isolation receive daily visits from a medical or mental health care clinician. In the event a disciplinary sanction for resident-on resident sexual abuse results in the isolation of a resident, residents in isolation have access to other programs and work opportunities to the extent possible.

In the past 12 months:

1. The number of residents placed in isolation as a disciplinary sanction for resident-on resident sexual abuse: 0
2. The number of residents placed in isolation as a disciplinary sanction for resident-on resident sexual abuse, who were denied daily access to large muscle exercise, and/or legally required educational programming, or special education services: N/A
3. The number of residents placed in isolation as a disciplinary sanction for resident-on resident sexual abuse, who were denied access to other programs and work opportunities: N/A

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 12, section D.20, states any disciplinary actions given to the youth will be commensurate with the nature and circumstances of the abuse committed, the youth's disciplinary history, and the actions imposed for comparable offenses by other youth with similar histories. If disciplinary actions result in placing the youth in Isolation, BCJDC shall not deny the resident daily large-muscle exercise, educational programs, or special education services. Youth will receive daily visits from medical or mental health services. Youth will have access to other programs or work opportunities.

The Facility Director confirmed any disciplinary sanctions would be commensurate with the nature and circumstances of the abuse committed, the resident's disciplinary history, and the sanctions imposed for comparable offenses by other residents with similar histories. Bradley County Juvenile Detention Center does not use isolation as a disciplinary sanction.

115.378 (c) Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 12, section D.19, states the disciplinary process shall consider whether the youth's mental illness or mental disabilities contributed to his or her behavior when determining what type of action, if any, should be imposed.

The Facility Director confirmed the disciplinary process would consider whether a resident's mental disabilities or mental illness contributed to his or her behavior when determining what type of sanction, if any, should be imposed.

115.378 (d) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The facility offers therapy, counseling, or other interventions designed to address and correct the underlying reasons or motivations for abuse. If 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 resident to participate in such interventions as a condition of access to any rewards-based behavior management system or other behavior-based incentives. Access to general programming or education is not conditional on participation in such interventions.

115.378 (e) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency disciplines residents for sexual contact with staff only upon finding that the staff member did not consent to such contact.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 12, section D.21, states BCJDC may discipline the youth for sexual contact with staff only upon finding that the staff member did not consent to such contact.

115.378 (f) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: 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.

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| | <p>115.378 (g) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency prohibits all sexual activity between residents. The agency deems such activity to constitute sexual abuse only if it determines that the activity is coerced.</p> <p>Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding interventions and disciplinary sanctions for residents. No corrective action is required.</p> |
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| 115.381 | Medical and mental health screenings; history of sexual abuse |
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| | <p>Auditor Overall Determination: Meets Standard</p> |
| | <p>Auditor Discussion</p> |
| | <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> 1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy 2. State of Tennessee Department of Children’s Services Administrative Policies and Procedures: 18.8 Zero-Tolerance Standards and Guidelines for Sexual Abuse and Sexual Harassment Incidents and Prison Rape Elimination Act (PREA) dated March 31, 2023 3. Tennessee Department of Children’s Services Prison Rape Elimination Act (PREA) Risk Assessment dated November 2023 3. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Interviews:</p> <ol style="list-style-type: none"> 1. Staff Responsible for Risk Screening 2. Medical and Mental Health Staff – N/A 3. Residents who Disclose Sexual Victimization at Risk Screening <p>Findings (by provision):</p> <p>115.381 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: All residents at this facility who have disclosed any prior sexual victimization during a screening pursuant to §115.341 are offered a follow-up meeting with a medical or mental health practitioner. The follow-up meeting was offered within 14 days of the intake screening. Medical and mental health staff maintain secondary materials (e.g., form, log) documenting compliance with the above required services. In the past 12 months, the number of residents who disclosed prior victimization during screening who were offered a follow up meeting with a medical or mental health practitioner: 100% (2 residents)</p> <p>State of Tennessee Department of Children’s Services Administrative Policies and</p> |

Procedures: 18.8 Zero-Tolerance Standards and Guidelines for Sexual Abuse and Sexual Harassment Incidents and Prison Rape Elimination Act (PREA) dated March 31, 2023, page 2, section B.5, states if further screenings or assessments indicate a child/youth has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, designated staff ensures that the child/youth is offered a follow-up meeting with a medical or mental health practitioner within fourteen (14) days of the intake screening.

No residents were present during the onsite phase of the audit who were identified as indicating experiencing prior sexual victimization during risk screening.

The Sargent responsible for performing screening for risk of victimization and abusiveness confirmed if a screening indicates a resident has experienced prior sexual victimization, they are offered a follow-up meeting with a medical or mental health practitioner within 14 days.

The auditor reviewed Risk Assessments for the 12-month audit period and observed 2 residents accepted a follow-up meeting with a medical or mental health practitioner. The auditor reviewed additional examples documenting residents were offered follow-up meetings but declined.

115.381 (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: All residents who have previously perpetrated sexual abuse, as indicated during the screening pursuant to § 115.341, are offered a follow-up meeting with a mental health practitioner. The follow-up meeting was offered within 14 days of the intake screening. Mental health staff maintain secondary materials (e.g., form, log) documenting compliance with the above required services.

In the past 12 months, the percent of residents who previously perpetrated sexual abuse, as indicated during screening, who were offered a follow up meeting with a mental health practitioner: 0; No residents reported previously perpetrating sexual abuse during the audit period.

State of Tennessee Department of Children's Services Administrative Policies and Procedures: 18.8 Zero-Tolerance Standards and Guidelines for Sexual Abuse and Sexual Harassment Incidents and Prison Rape Elimination Act (PREA) dated March 31, 2023, pages 2-3, section B.8, states if the screening indicates that a child/youth has previously perpetrated sexual abuse/harassment, whether it occurred in an institutional setting or in the community, designated staff ensure that the child/youth is offered a follow-up meeting with a mental health practitioner within fourteen (14) days of the intake screening.

The Sargent responsible for performing screening for risk of victimization and abusiveness confirmed if a screening indicates a resident has previously perpetrated sexual abuse, they are offered a follow-up meeting with a medical or mental health practitioner within 14 days.

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| | <p>115.381 (c) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Information related to sexual victimization or abusiveness that occurred in an institutional setting is strictly limited to medical and mental health practitioners.</p> <p>115.381 (d) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Medical and mental health practitioners obtain informed consent from residents before reporting information about prior sexual victimization that did not occur in an institutional setting, unless the resident is under the age of 18.</p> <p>State of Tennessee Department of Children’s Services Administrative Policies and Procedures: 18.8 Zero-Tolerance Standards and Guidelines for Sexual Abuse and Sexual Harassment Incidents and Prison Rape Elimination Act (PREA) dated March 31, 2023, page 2, section B.7, states medical and mental health practitioners obtain informed consent from residents before reporting information about prior sexual victimization that did not occur in an institutional setting unless the resident is under the age of eighteen (18).</p> <p>Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding medical and mental health screenings; history of sexual abuse. No corrective action is required.</p> |
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| 115.382 | Access to emergency medical and mental health services |
| | Auditor Overall Determination: Meets Standard |
| | Auditor Discussion |
| | <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> 1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy 2. State of Tennessee Department of Children’s Services Administrative Policies and Procedures: 18.8 Zero-Tolerance Standards and Guidelines for Sexual Abuse and Sexual Harassment Incidents and Prison Rape Elimination Act (PREA) dated March 31, 2023 3. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Interviews:</p> <ol style="list-style-type: none"> 1. Mental Health Staff - N/A 2. Residents who Reported a Sexual Abuse - none 3. Staff First Responders <p>Site Review Observations:</p> <p>Observations during on-site review of physical plant</p> |

Findings (By Provision):

115.382 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Resident 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.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 9, section C.5.a, states all victims of sexual abuse will receive timely, unimpeded access to emergency medical treatment and crisis intervention services.

115.382 (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: If no qualified medical or mental health practitioners are on duty at the time a report of recent abuse is made, staff first responders shall take preliminary steps to protect the victim pursuant to § 115.362 and shall immediately notify the appropriate medical and mental health practitioners.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 9, section C.5.a, states all staff first responders will immediately notify the appropriate medical and mental health facilities when an incident is reported.

115.382 (c) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Resident 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. Medical and mental health staff maintain secondary materials 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 about and timely access to emergency contraception and sexually transmitted infections prophylaxis, in accordance with professionally accepted standards of care, where medically appropriate.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 9, section C.5.a, states victims of sexual abuse will also be offered timely information about and timely access to emergency contraception and sexually transmitted infection medication by an authorized physician.

115.382 (d) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Treatment services shall be provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident.

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| | <p>Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 9, section C.5.a, states treatment services will be 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.</p> <p>Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding access to emergency medical and mental health services. No corrective action is required.</p> |
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| 115.383 | Ongoing medical and mental health care for sexual abuse victims and abusers |
| | <p>Auditor Overall Determination: Meets Standard</p> <hr/> <p>Auditor Discussion</p> <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> 1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy 2. State of Tennessee Department of Children’s Services Administrative Policies and Procedures: 18.8 Zero-Tolerance Standards and Guidelines for Sexual Abuse and Sexual Harassment Incidents and Prison Rape Elimination Act (PREA) dated March 31, 2023 3. Memorandum of Understanding between Bradley County Juvenile Detention Center and the HOPE Center, Inc. dated March 2, 2015 4. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Interviews:</p> <ol style="list-style-type: none"> 1. Mental Health Staff - N/A 2. Residents who Reported a Sexual Abuse - none <p>Site Review Observations:</p> <p>Observations during on-site review of physical plant</p> <p>Findings (by provision):</p> <p>115.383 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The facility offers medical and mental health evaluation and, as appropriate, treatment to all residents who have been victimized by sexual abuse in any prison, jail, lockup, or juvenile facility.</p> <p>Bradley County Juvenile Detention Center does not employ medical staff. Medical services are provided offsite. Bradley County Juvenile Detention Center offers medical and mental health evaluations and, as appropriate, treatment to all</p> |

residents who have been victimized by sexual abuse at the facility through a Memorandum of Understanding between Bradley County Juvenile Detention Center and the HOPE Center, Inc. dated March 2, 2015, and Tennova Healthcare - Cleveland.

The HOPE Center would provide, as appropriate, follow-up services, treatment plans, and, when necessary, referrals for continued care following transfer to, or placement in, other facilities, or release from custody. These services are consistent with the community level of care.

115.383 (b) The evaluation and treatment of such victims shall include, as appropriate, follow-up services, treatment plans, and, when necessary, referrals for continued care following their transfer to, or placement in, other facilities, or their release from custody.

115.383 (c) Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 8, section C.3.b, states the facility shall ensure youth sexual abusers have access to appropriate medical and mental health services, and as appropriate treatment consistent with the community level of care.

115.383 (d) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Female victims of sexual abusive vaginal penetration while incarcerated are offered pregnancy tests.

The HOPE Center would offer pregnancy tests to female victims of sexual abusive vaginal penetration.

115.383 (e) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: If pregnancy results from conduct specified in paragraph (d) of this section, such victims shall receive timely and comprehensive information about and timely access to all lawful pregnancy-related medical services.

If pregnancy results, The HOPE Center would provide victims with timely and comprehensive information about and timely access to all lawful pregnancy-related medical services.

115.383 (f) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Resident victims of sexual abuse while incarcerated are offered tests for sexually transmitted infections as medically appropriate.

Tests for sexually transmitted infections would be offered at The HOPE Center.

115.383 (g) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: 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.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 9, section C.5.a, states treatment services will be provided to the victim without financial cost and regardless of whether the victim names the abuser or

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| | <p>cooperates with any investigation arising out of the incident.</p> <p>115.383 (h) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The facility attempts to conduct a mental health evaluation of all known resident-on-resident abusers within 60 days of learning of such abuse history and offers treatment when deemed appropriate by mental health practitioners.</p> <p>Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding ongoing medical and mental health care for sexual abuse victims and abusers. No corrective action is required.</p> |
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| 115.386 | Sexual abuse incident reviews |
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| | <p>Auditor Overall Determination: Meets Standard</p> |
| | <p>Auditor Discussion</p> |
| | <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> 1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy 2. Tennessee Department of Children’s Services PREA - Sexual Abuse Critical Incident Review Form 3. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Interviews:</p> <ol style="list-style-type: none"> 1. Superintendent or Designee (Facility Director) 2. PREA Coordinator 3. Incident Review Team <p>Findings (by provision):</p> <p>115.386 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The facility conducts a sexual abuse incident review at the conclusion of every sexual abuse criminal or administrative investigation unless the allegation has been determined to be unfounded.</p> <p>In the past 12 months, the number of criminal and/or administrative investigations of alleged sexual abuse completed at the facility, excluding only “unfounded” incidents: 0</p> <p>Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 15, policy H.3, states the facility shall conduct a sexual misconduct incident review at the conclusion of every sexual misconduct investigation or administrative review, including those where the allegation has not been</p> |

substantiated, unless the allegation has been determined to be unfounded.

115.386 (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The facility ordinarily conducts a sexual abuse incident review within 30 days of the conclusion of the criminal or administrative sexual abuse 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: 0

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 15, policy H.3, states the review shall ordinarily be conducted within thirty (30) days of the conclusion of the investigation by a Review Team.

115.386 (c) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: 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.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 15, policy H.3.a, states BCJDC has created a review team that consists of:

1. PREA Coordinator
2. Juvenile Court Director
3. Juvenile Detention Captain
4. Shift Supervisor
5. Lead Youth Service Officer

The interview with the Facility Director confirmed the incident review team would include upper-level management officials, with input from line supervisors, investigators, and medical or mental health practitioners.

115.386 (d) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: 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 coordinator.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, pages 15-16, policy H.3.b.i-vi, states the review team shall:

1. Consider whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse;
2. Consider whether the incident or allegation was motivated by race; ethnicity; gender identity; lesbian, gay, bisexual, transgender, or intersex identification, status, or perceived status; or, gang affiliation; or was motivated or otherwise caused by other group dynamics at the facility;
3. Examine the area in the facility where the incident allegedly occurred to assess whether physical barriers in the area may enable abuse;
4. Assess the adequacy of staffing levels in that area during different shifts;

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| | <p>5. Assess whether monitoring technology should be deployed or augmented to supplement supervision by staff; and</p> <p>6. Prepare a report of the team findings, including but not necessarily limited to items above, and any recommendations for improvement and submit such report to the PCFM.</p> <p>The interview with the Facility Director/Incident Review Team Member confirmed the facility would prepare a report of its findings and any recommendations for improvement when conducting a sexual abuse incident review. He confirmed the team would consider all factors required by the standard.</p> <p>The auditor reviewed the Tennessee Department of Children’s Services PREA - Sexual Abuse Critical Incident Review Form and observed the form would be used to document findings and any recommendations for improvement.</p> <p>115.386 (e) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The facility implements the recommendations for improvement or documents its reasons for not doing so.</p> <p>Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 16, policy H.3.a.vi, states the report shall include recommendations for improvement. All the recommendations shall be implanted, or justification provided for not implementing said recommendations.</p> <p>The Facility Director and PREA Coordinator confirmed the incident review team makes recommendations for improvement and any reasons for not implementing the recommendations would be documented. They stated there have been no allegations reported.</p> <p>The auditor reviewed the Tennessee Department of Children’s Services PREA - Sexual Abuse Critical Incident Review Form and observed the form would document changes in policy or practice, recommended modifications, the need for additional monitoring technology, and corrective actions taken.</p> <p>Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding sexual abuse incident reviews. No corrective action is required.</p> |
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| 115.387 | Data collection |
| | Auditor Overall Determination: Meets Standard |
| | Auditor Discussion |
| | The following evidence was analyzed in making the compliance determination: Documents: |

1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy
2. Survey of Sexual Victimization Substantiated Incident Form (Juvenile)
3. Bradley County Juvenile Detention Center PREA Annual Reports (2014-2023)
4. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities)

Findings (by provision):

115.387 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: 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. The standardized instrument includes, at a minimum, the data necessary to answer all questions from the most recent version of the Survey of Sexual Victimization conducted by the Department of Justice.

The auditor reviewed the Survey of Sexual Victimization, Substantiated Juvenile Incident Form and observed the form includes, at a minimum, the data necessary to answer all questions from the most recent version of the Survey of Sexual Victimization conducted by the Department of Justice.

115.387 (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency aggregates the incident-based sexual abuse data at least annually.

The auditor reviewed the Bradley County Juvenile Detention Center PREA Annual Report for 2023-2024 and observed there were no reported PREA incidents of sexual abuse during 2022, 2023, or 2024.

115.387 (c) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: 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.

The auditor reviewed the Survey of Sexual Victimization, Substantiated Juvenile Incident Form and observed the forms include, 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.

115.387 (d) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency maintains, reviews, and collects data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews.

There were no incident-based documents.

115.387 (e) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency does not obtain incident-based and aggregated data from every private facility with which it contracts for the confinement of its residents. The data from private facilities complies with SSV reporting regarding content.

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| | <p>Bradley County Juvenile Detention Center does not contract for the confinement of its residents.</p> <p>115.387 (f) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency was not requested to provided the Department of Justice with data from the previous calendar year.</p> <p>Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 18, policy M, states if selected to participate in the annual survey of the prevalence of sexual violence in correctional facilities, the Detention Captain shall ensure that requested information is provided in a timely manner.</p> <p>Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding data collection. No corrective action is required.</p> |
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| 115.388 | Data review for corrective action |
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| | Auditor Overall Determination: Meets Standard |
| | Auditor Discussion |
| | <p>The following evidence was analyzed in making the compliance determination:</p> <p>Documents:</p> <ol style="list-style-type: none"> Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy Bradley County Juvenile Detention Center PREA Annual Reports (2014-2023) Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) <p>Interviews:</p> <ol style="list-style-type: none"> Superintendent or Designee (Facility Director) PREA Coordinator <p>Findings (by provision):</p> <p>115.388 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency reviews data collected and aggregated pursuant to §115.387 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, and training, including:</p> <ol style="list-style-type: none"> 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. <p>The auditor reviewed the Bradley County Juvenile Detention Center PREA Annual Report for 2023-2024 and observed the data review is inclusive of the of the</p> |

standard provision requirements. The Agency Head confirmed the facility would use incident-based sexual abuse data to take corrective actions. The PREA Coordinator confirmed the facility reviews data collected and aggregated pursuant to §115.387 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, and training.

115.388 (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The annual report includes a comparison of the current year’s data and corrective actions with those from prior years. The annual report provides an assessment of the agency’s progress in addressing sexual abuse.

The auditor reviewed the Bradley County Juvenile Detention Center PREA Annual Report for 2023-2024 and observed the report includes a comparison of 2023 and 2024 data and corrective actions with those from 2021 and 2022 and provides an assessment of the agency’s progress in addressing sexual abuse.

115.388 (c) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency makes its annual report readily available to the public at least annually upon request from the administrative office. The annual reports are approved by the agency head.

The Agency Head (Facility Director) confirmed he approves the Bradley County Juvenile Detention Center PREA Annual Reports.

The auditor observed the published annual report at <https://bradleysessionscourt.com/juvenile-delinquency-court/#Detention> and observed the report is approved by the Facility Director.

115.388 (d) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: 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.

The auditor reviewed the Bradley County Juvenile Detention Center PREA Annual Report for 2023-2024 and observed no identifying information. The report indicates there is no personal identifying information.

Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the facility is fully compliant with this standard regarding data review for corrective action. No corrective action is required.

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| 115.389 | Data storage, publication, and destruction |
| | Auditor Overall Determination: Meets Standard |
| | Auditor Discussion |

The following evidence was analyzed in making the compliance determination:

Documents:

1. Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy
2. Bradley County Juvenile Detention Center PREA Annual Reports (2014-2023)
3. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities)

Site Review:

Observations during onsite review of facility

Findings (by provision):

115.389 (a) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency ensures that incident-based and aggregate data are securely retained.

Bradley County Juvenile Detention Center Prison Rape Elimination Act (PREA) Facility Policy, page 18, policy O.a, states the facility shall ensure that records are maintained and securely retained.

The PREA Coordinator confirmed Bradley County Juvenile Detention Center reviews data collected and aggregated in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, and training. She confirmed the data collected is securely retained and the agency takes corrective action on an ongoing basis based on the data.

115.389 (b) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: 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.

The auditor observed published reports on the agency website at <https://bradleysessionscourt.com/juvenile-delinquency-court/#Detention>.

115.389 (c) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: Before making aggregated sexual abuse data publicly available, the agency removes all personal identifiers.

The auditor reviewed the published annual reports at <https://bradleysessionscourt.com/juvenile-delinquency-court/#Detention> and observed personal identifiers were not included in the reports.

115.389 (d) Bradley County Juvenile Detention Center Pre-Audit Questionnaire response: The agency maintains sexual abuse data sexual abuse data collected pursuant to §115.387 for at least 10 years after the date of initial collection, unless Federal, State, or local law requires otherwise.

The auditor reviewed sexual abuse data from 2014 through 2024.

Conclusion: Based upon the review and analysis of the available evidence, the

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| | auditor has determined the facility is fully compliant with this standard regarding data storage, publication, and destruction. No corrective action is required. |
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| 115.401 | Frequency and scope of audits |
| | Auditor Overall Determination: Meets Standard |
| | Auditor Discussion |
| | <p>The following evidence was analyzed in making the compliance determination:</p> <ol style="list-style-type: none"> 1. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities) 2. Interviews 3. Research 4. Policy Review 5. Document Review 6. Observations during onsite review of facility <p>Findings: During the three-year period starting on August 20, 2013, and the current audit cycle, Bradley County Juvenile Detention Center was audited each audit cycle.</p> <p>The auditor was given access to, and the ability to observe, all areas of Bradley County Juvenile Detention Center. The auditor was permitted to conduct private interviews with residents at the facility. The auditor sent an audit notice to the facility more than six weeks prior to the on-site audit. The facility confirmed the audit notice was posted by emailing pictures of the posted audit notices. The audit notice contained contact information for the auditor. The residents were permitted to send confidential information or correspondence to the auditor in the same manner as if they were communicating with legal counsel. No confidential information or correspondence was received.</p> <p>Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the agency and facility is fully compliant with this standard regarding frequency and scope of audits. No corrective action is required.</p> |

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| 115.403 | Audit contents and findings |
| | Auditor Overall Determination: Meets Standard |
| | Auditor Discussion |
| | <p>The following evidence was analyzed in making the compliance determination:</p> |

1. Bradley County Juvenile Detention Center Pre-Audit Questionnaire (Juvenile Facilities)
2. Policy Review
3. Documentation Review
4. Interviews
5. Observations during onsite review of facility

All Bradley County Juvenile Detention Center Audit Reports are published on the agency's website at <https://bradleysessionscourt.com/juvenile-delinquency-court/#Detention>.

Conclusion: Based upon the review and analysis of the available evidence, the auditor has determined the agency and facility is fully compliant with this standard regarding audit contents and findings. No corrective action is required.

| Appendix: Provision Findings | | |
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| 115.311 (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 |
| 115.311 (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 |
| 115.311 (c) | Zero tolerance of sexual abuse and sexual harassment; PREA coordinator | |
| | If this agency operates more than one facility, has each facility designated a PREA compliance manager? (N/A if agency operates only one facility.) | na |
| | Does the PREA compliance manager have sufficient time and authority to coordinate the facility's efforts to comply with the PREA standards? (N/A if agency operates only one facility.) | na |
| 115.312 (a) | Contracting with other entities for the confinement of residents | |
| | If this agency is public and it contracts for the confinement of its residents with private agencies or other entities including other government agencies, has the agency included the entity's obligation to adopt and 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 residents.) | na |
| 115.312 (b) | Contracting with other entities for the confinement of residents | |

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| | Does any new contract or contract renewal signed on or after August 20, 2012 provide for agency contract monitoring to ensure that the contractor is complying with the PREA standards? (N/A if the agency does not contract with private agencies or other entities for the confinement of residents OR the response to 115.312(a)-1 is "NO".) | na |
| 115.313 (a) | Supervision and monitoring | |
| | Does the agency ensure that each facility has developed a staffing plan that provides for adequate levels of staffing and, where applicable, video monitoring, to protect residents against sexual abuse? | yes |
| | Does the agency ensure that each facility has implemented a staffing plan that provides for adequate levels of staffing and, where applicable, video monitoring, to protect residents against sexual abuse? | yes |
| | Does the agency ensure that each facility has documented a staffing plan that provides for adequate levels of staffing and, where applicable, video monitoring, to protect residents against sexual abuse? | yes |
| | Does the agency ensure that each facility's staffing plan takes into consideration the 11 criteria below in calculating adequate staffing levels and determining the need for video monitoring: The prevalence of substantiated and unsubstantiated incidents of sexual abuse? | yes |
| | Does the agency ensure that each facility's staffing plan takes into consideration the 11 criteria below in calculating adequate staffing levels and determining the need for video monitoring: Generally accepted juvenile detention and correctional/secure residential practices? | yes |
| | Does the agency ensure that each facility's staffing plan takes into consideration the 11 criteria below in calculating adequate staffing levels and determining the need for video monitoring: Any judicial findings of inadequacy? | yes |
| | Does the agency ensure that each facility's staffing plan takes into consideration the 11 criteria below in calculating adequate staffing levels and determining the need for video monitoring: Any findings of inadequacy from Federal investigative agencies? | yes |
| | Does the agency ensure that each facility's staffing plan takes into consideration the 11 criteria below in calculating adequate | yes |

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| | staffing levels and determining the need for video monitoring: Any findings of inadequacy from internal or external oversight bodies? | |
| | Does the agency ensure that each facility's staffing plan takes into consideration the 11 criteria below in calculating adequate staffing levels and determining the need for video monitoring: All components of the facility's physical plant (including "blind-spots" or areas where staff or residents may be isolated)? | yes |
| | Does the agency ensure that each facility's staffing plan takes into consideration the 11 criteria below in calculating adequate staffing levels and determining the need for video monitoring: The composition of the resident population? | yes |
| | Does the agency ensure that each facility's staffing plan takes into consideration the 11 criteria below in calculating adequate staffing levels and determining the need for video monitoring: The number and placement of supervisory staff? | yes |
| | Does the agency ensure that each facility's staffing plan takes into consideration the 11 criteria below in calculating adequate staffing levels and determining the need for video monitoring: Institution programs occurring on a particular shift? | yes |
| | Does the agency ensure that each facility's staffing plan takes into consideration the 11 criteria below in calculating adequate staffing levels and determining the need for video monitoring: Any applicable State or local laws, regulations, or standards? | yes |
| | Does the agency ensure that each facility's staffing plan takes into consideration the 11 criteria below in calculating adequate staffing levels and determining the need for video monitoring: Any other relevant factors? | yes |
| 115.313 (b) | Supervision and monitoring | |
| | Does the agency comply with the staffing plan except during limited and discrete exigent circumstances? | yes |
| | In circumstances where the staffing plan is not complied with, does the facility fully document all deviations from the plan? (N/A if no deviations from staffing plan.) | na |
| 115.313 (c) | Supervision and monitoring | |
| | Does the facility maintain staff ratios of a minimum of 1:8 during resident waking hours, except during limited and discrete exigent circumstances? (N/A only until October 1, 2017.) | yes |

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| | Does the facility maintain staff ratios of a minimum of 1:16 during resident sleeping hours, except during limited and discrete exigent circumstances? (N/A only until October 1, 2017.) | yes |
| | Does the facility fully document any limited and discrete exigent circumstances during which the facility did not maintain staff ratios? (N/A only until October 1, 2017.) | yes |
| | Does the facility ensure only security staff are included when calculating these ratios? (N/A only until October 1, 2017.) | yes |
| | Is the facility obligated by law, regulation, or judicial consent decree to maintain the staffing ratios set forth in this paragraph? | yes |
| 115.313 (d) | 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: Prevailing staffing patterns? | 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 |
| 115.313 (e) | Supervision and monitoring | |
| | Has the facility 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? (N/A for non-secure facilities) | yes |
| | Is this policy and practice implemented for night shifts as well as day shifts? (N/A for non-secure facilities) | yes |
| | Does the facility 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 | yes |

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| | functions of the facility? (N/A for non-secure facilities) | |
| 115.315 (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 |
| 115.315 (b) | Limits to cross-gender viewing and searches | |
| | Does the facility always refrain from conducting cross-gender pat-down searches in non-exigent circumstances? | yes |
| 115.315 (c) | Limits to cross-gender viewing and searches | |
| | Does the facility document and justify all cross-gender strip searches and cross-gender visual body cavity searches? | yes |
| | Does the facility document all cross-gender pat-down searches? | yes |
| 115.315 (d) | Limits to cross-gender viewing and searches | |
| | Does the facility implement policies and procedures that enable residents 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 a resident housing unit? | yes |
| | In facilities (such as group homes) that do not contain discrete housing units, does the facility require staff of the opposite gender to announce their presence when entering an area where residents are likely to be showering, performing bodily functions, or changing clothing? (N/A for facilities with discrete housing units) | na |
| 115.315 (e) | Limits to cross-gender viewing and searches | |
| | Does the facility always refrain from searching or physically examining transgender or intersex residents for the sole purpose of determining the resident's genital status? | yes |
| | If a resident's genital status is unknown, does the facility | yes |

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| | determine genital status during conversations with the resident, 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? | |
| 115.315 (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 residents in a professional and respectful manner, and in the least intrusive manner possible, consistent with security needs? | yes |
| 115.316 (a) | Residents with disabilities and residents who are limited English proficient | |
| | Does the agency take appropriate steps to ensure that residents 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: Residents who are deaf or hard of hearing? | yes |
| | Does the agency take appropriate steps to ensure that residents 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: Residents who are blind or have low vision? | yes |
| | Does the agency take appropriate steps to ensure that residents 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: Residents who have intellectual disabilities? | yes |
| | Does the agency take appropriate steps to ensure that residents 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: Residents who have psychiatric disabilities? | yes |
| | Does the agency take appropriate steps to ensure that residents 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: | yes |

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| | Residents who have speech disabilities? | |
| | Does the agency take appropriate steps to ensure that residents 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 residents who are deaf or hard of hearing? | yes |
| | Do such steps include, when necessary, providing access to interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary? | yes |
| | Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with residents with disabilities including residents who: Have intellectual disabilities? | yes |
| | Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with residents with disabilities including residents 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 residents with disabilities including residents who: Who are blind or have low vision? | yes |
| 115.316 (b) | Residents with disabilities and residents 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 residents 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 |
| 115.316 (c) | Residents with disabilities and residents who are limited English proficient | |
| | Does the agency always refrain from relying on resident interpreters, resident readers, or other types of resident assistants except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the resident's | yes |

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| | safety, the performance of first-response duties under §115.364, or the investigation of the resident's allegations? | |
| 115.317 (a) | Hiring and promotion decisions | |
| | Does the agency prohibit the hiring or promotion of anyone who may have contact with residents 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 residents who: Has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse? | yes |
| | Does the agency prohibit the hiring or promotion of anyone who may have contact with residents who: Has been civilly or administratively adjudicated to have engaged in the activity described in the bullet immediately above? | yes |
| | Does the agency prohibit the enlistment of services of any contractor who may have contact with residents who: Has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. 1997)? | yes |
| | Does the agency prohibit the enlistment of services of any contractor who may have contact with residents 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 residents who: Has been civilly or administratively adjudicated to have engaged in the activity described in the two bullets immediately above? | yes |
| 115.317 (b) | Hiring and promotion decisions | |
| | Does the agency consider any incidents of sexual harassment in determining whether to hire or promote anyone, or to enlist the services of any contractor, who may have contact with residents? | yes |
| 115.317 | Hiring and promotion decisions | |

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| (c) | | |
| | Before hiring new employees who may have contact with residents, does the agency: Perform a criminal background records check? | yes |
| | Before hiring new employees who may have contact with residents, does the agency: Consult any child abuse registry maintained by the State or locality in which the employee would work? | yes |
| | Before hiring new employees who may have contact with residents, 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 |
| 115.317 (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 residents? | yes |
| | Does the agency consult applicable child abuse registries before enlisting the services of any contractor who may have contact with residents? | yes |
| 115.317 (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 residents or have in place a system for otherwise capturing such information for current employees? | yes |
| 115.317 (f) | Hiring and promotion decisions | |
| | Does the agency ask all applicants and employees who may have contact with residents 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 residents 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 | yes |

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| | employees? | |
| | Does the agency impose upon employees a continuing affirmative duty to disclose any such misconduct? | yes |
| 115.317 (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 |
| 115.317 (h) | Hiring and promotion decisions | |
| | Unless prohibited by law, 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 |
| 115.318 (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 residents 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 |
| 115.318 (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 residents 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 |
| 115.321 (a) | Evidence protocol and forensic medical examinations | |

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| | If the agency is responsible for investigating allegations of sexual abuse, does the agency follow a uniform evidence protocol that maximizes the potential for obtaining usable physical evidence for administrative proceedings and criminal prosecutions? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.) | na |
| 115.321 (b) | Evidence protocol and forensic medical examinations | |
| | Is this protocol developmentally appropriate for youth? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.) | na |
| | Is this protocol, as appropriate, adapted from or otherwise based on the most recent edition of the U.S. Department of Justice's Office on Violence Against Women publication, "A National Protocol for Sexual Assault Medical Forensic Examinations, Adults/Adolescents," or similarly comprehensive and authoritative protocols developed after 2011? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.) | na |
| 115.321 (c) | Evidence protocol and forensic medical examinations | |
| | Does the agency offer all residents who experience 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 |
| 115.321 (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 |

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| | 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? | yes |
| | Has the agency documented its efforts to secure services from rape crisis centers? | yes |
| 115.321 (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 |
| 115.321 (f) | Evidence protocol and forensic medical examinations | |
| | If the agency itself is not responsible for investigating allegations of sexual abuse, has the agency requested that the investigating entity follow the requirements of paragraphs (a) through (e) of this section? (N/A if the agency is responsible for investigating allegations of sexual abuse.) | yes |
| 115.321 (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? (Check N/A if agency attempts to make a victim advocate from a rape crisis center available to victims per 115.321(d) above.) | na |
| 115.322 (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 |

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| 115.322 (b) | Policies to ensure referrals of allegations for investigations | |
| | Does the agency have a policy 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 |
| 115.322 (c) | Policies to ensure referrals of allegations for investigations | |
| | If a separate entity is responsible for conducting criminal investigations, does such publication describe the responsibilities of both the agency and the investigating entity? (N/A if the agency/facility is responsible for criminal investigations. See 115.321(a)) | na |
| 115.331 (a) | Employee training | |
| | Does the agency train all employees who may have contact with residents on: Its zero-tolerance policy for sexual abuse and sexual harassment? | yes |
| | Does the agency train all employees who may have contact with residents 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 residents on: Residents' right to be free from sexual abuse and sexual harassment | yes |
| | Does the agency train all employees who may have contact with residents on: The right of residents 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 residents on: The dynamics of sexual abuse and sexual harassment in juvenile facilities? | yes |
| | Does the agency train all employees who may have contact with residents on: The common reactions of juvenile victims of sexual abuse and sexual harassment? | yes |

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| | Does the agency train all employees who may have contact with residents on: How to detect and respond to signs of threatened and actual sexual abuse and how to distinguish between consensual sexual contact and sexual abuse between residents? | yes |
| | Does the agency train all employees who may have contact with residents on: How to avoid inappropriate relationships with residents? | yes |
| | Does the agency train all employees who may have contact with residents on: How to communicate effectively and professionally with residents, including lesbian, gay, bisexual, transgender, intersex, or gender nonconforming residents? | yes |
| | Does the agency train all employees who may have contact with residents on: How to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities? | yes |
| | Does the agency train all employees who may have contact with residents on: Relevant laws regarding the applicable age of consent? | yes |
| 115.331 (b) | Employee training | |
| | Is such training tailored to the unique needs and attributes of residents of juvenile facilities? | yes |
| | Is such training tailored to the gender of the residents at the employee's facility? | yes |
| | Have employees received additional training if reassigned from a facility that houses only male residents to a facility that houses only female residents, or vice versa? | yes |
| 115.331 (c) | Employee training | |
| | Have all current employees who may have contact with residents 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 |

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| 115.331 (d) | Employee training | |
| | Does the agency document, through employee signature or electronic verification, that employees understand the training they have received? | yes |
| 115.332 (a) | Volunteer and contractor training | |
| | Has the agency ensured that all volunteers and contractors who have contact with residents have been trained on their responsibilities under the agency's sexual abuse and sexual harassment prevention, detection, and response policies and procedures? | yes |
| 115.332 (b) | Volunteer and contractor training | |
| | Have all volunteers and contractors who have contact with residents 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 residents)? | yes |
| 115.332 (c) | Volunteer and contractor training | |
| | Does the agency maintain documentation confirming that volunteers and contractors understand the training they have received? | yes |
| 115.333 (a) | Resident education | |
| | During intake, do residents receive information explaining the agency's zero-tolerance policy regarding sexual abuse and sexual harassment? | yes |
| | During intake, do residents receive information explaining how to report incidents or suspicions of sexual abuse or sexual harassment? | yes |
| | Is this information presented in an age-appropriate fashion? | yes |
| 115.333 (b) | Resident education | |
| | Within 10 days of intake, does the agency provide age-appropriate | yes |

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| | comprehensive education to residents either in person or through video regarding: Their rights to be free from sexual abuse and sexual harassment? | |
| | Within 10 days of intake, does the agency provide age-appropriate comprehensive education to residents either in person or through video regarding: Their rights to be free from retaliation for reporting such incidents? | yes |
| | Within 10 days of intake, does the agency provide age-appropriate comprehensive education to residents either in person or through video regarding: Agency policies and procedures for responding to such incidents? | yes |
| 115.333 (c) | Resident education | |
| | Have all residents received such education? | yes |
| | Do residents receive education upon transfer to a different facility to the extent that the policies and procedures of the resident's new facility differ from those of the previous facility? | yes |
| 115.333 (d) | Resident education | |
| | Does the agency provide resident education in formats accessible to all residents including those who: Are limited English proficient? | yes |
| | Does the agency provide resident education in formats accessible to all residents including those who: Are deaf? | yes |
| | Does the agency provide resident education in formats accessible to all residents including those who: Are visually impaired? | yes |
| | Does the agency provide resident education in formats accessible to all residents including those who: Are otherwise disabled? | yes |
| | Does the agency provide resident education in formats accessible to all residents including those who: Have limited reading skills? | yes |
| 115.333 (e) | Resident education | |
| | Does the agency maintain documentation of resident participation in these education sessions? | yes |
| 115.333 (f) | Resident education | |

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| | In addition to providing such education, does the agency ensure that key information is continuously and readily available or visible to residents through posters, resident handbooks, or other written formats? | yes |
| 115.334 (a) | Specialized training: Investigations | |
| | In addition to the general training provided to all employees pursuant to §115.331, does the agency ensure that, to the extent the agency itself conducts sexual abuse investigations, its investigators have received training in conducting such investigations in confinement settings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.321(a).) | na |
| 115.334 (b) | Specialized training: Investigations | |
| | Does this specialized training include: Techniques for interviewing juvenile sexual abuse victims? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.321(a).) | na |
| | Does this specialized training include: Proper use of Miranda and Garrity warnings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.321(a).) | na |
| | 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 115.321(a).) | na |
| | 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 115.321(a).) | na |
| 115.334 (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 115.321(a).) | na |

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| 115.335 (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.) | na |
| | 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.) | na |
| | 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 juvenile 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.) | na |
| | Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in: How and to whom to report allegations or suspicions of sexual abuse and sexual harassment? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.) | na |
| 115.335 (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 |
| 115.335 (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.) | na |

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| 115.335 (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 §115.331? (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.) | na |
| | Do medical and mental health care practitioners contracted by and volunteering for the agency also receive training mandated for contractors and volunteers by §115.332? (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.) | na |
| 115.341 (a) | Obtaining information from residents | |
| | Within 72 hours of the resident's arrival at the facility, does the agency obtain and use information about each resident's personal history and behavior to reduce risk of sexual abuse by or upon a resident? | yes |
| | Does the agency also obtain this information periodically throughout a resident's confinement? | yes |
| 115.341 (b) | Obtaining information from residents | |
| | Are all PREA screening assessments conducted using an objective screening instrument? | yes |
| 115.341 (c) | Obtaining information from residents | |
| | During these PREA screening assessments, at a minimum, does the agency attempt to ascertain information about: Prior sexual victimization or abusiveness? | yes |
| | During these PREA screening assessments, at a minimum, does the agency attempt to ascertain information about: Any gender nonconforming appearance or manner or identification as lesbian, gay, bisexual, transgender, or intersex, and whether the resident may therefore be vulnerable to sexual abuse? | yes |
| | During these PREA screening assessments, at a minimum, does the agency attempt to ascertain information about: Current charges and offense history? | yes |
| | During these PREA screening assessments, at a minimum, does | yes |

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| | the agency attempt to ascertain information about: Age? | |
| | During these PREA screening assessments, at a minimum, does the agency attempt to ascertain information about: Level of emotional and cognitive development? | yes |
| | During these PREA screening assessments, at a minimum, does the agency attempt to ascertain information about: Physical size and stature? | yes |
| | During these PREA screening assessments, at a minimum, does the agency attempt to ascertain information about: Mental illness or mental disabilities? | yes |
| | During these PREA screening assessments, at a minimum, does the agency attempt to ascertain information about: Intellectual or developmental disabilities? | yes |
| | During these PREA screening assessments, at a minimum, does the agency attempt to ascertain information about: Physical disabilities? | yes |
| | During these PREA screening assessments, at a minimum, does the agency attempt to ascertain information about: The resident's own perception of vulnerability? | yes |
| | During these PREA screening assessments, at a minimum, does the agency attempt to ascertain information about: Any other specific information about individual residents that may indicate heightened needs for supervision, additional safety precautions, or separation from certain other residents? | yes |
| 115.341 (d) | Obtaining information from residents | |
| | Is this information ascertained: Through conversations with the resident during the intake process and medical mental health screenings? | yes |
| | Is this information ascertained: During classification assessments? | yes |
| | Is this information ascertained: By reviewing court records, case files, facility behavioral records, and other relevant documentation from the resident's files? | yes |
| 115.341 (e) | Obtaining information from residents | |
| | Has the agency implemented appropriate controls on the dissemination within the facility of responses to questions asked | yes |

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| | pursuant to this standard in order to ensure that sensitive information is not exploited to the resident's detriment by staff or other residents? | |
| 115.342 (a) | Placement of residents | |
| | Does the agency use all of the information obtained pursuant to § 115.341 and subsequently, with the goal of keeping all residents safe and free from sexual abuse, to make: Housing Assignments? | yes |
| | Does the agency use all of the information obtained pursuant to § 115.341 and subsequently, with the goal of keeping all residents safe and free from sexual abuse, to make: Bed assignments? | yes |
| | Does the agency use all of the information obtained pursuant to § 115.341 and subsequently, with the goal of keeping all residents safe and free from sexual abuse, to make: Work Assignments? | yes |
| | Does the agency use all of the information obtained pursuant to § 115.341 and subsequently, with the goal of keeping all residents safe and free from sexual abuse, to make: Education Assignments? | yes |
| | Does the agency use all of the information obtained pursuant to § 115.341 and subsequently, with the goal of keeping all residents safe and free from sexual abuse, to make: Program Assignments? | yes |
| 115.342 (b) | Placement of residents | |
| | Are residents isolated from others only as a last resort when less restrictive measures are inadequate to keep them and other residents safe, and then only until an alternative means of keeping all residents safe can be arranged? | yes |
| | During any period of isolation, does the agency always refrain from denying residents daily large-muscle exercise? | yes |
| | During any period of isolation, does the agency always refrain from denying residents any legally required educational programming or special education services? | yes |
| | Do residents in isolation receive daily visits from a medical or mental health care clinician? | yes |
| | Do residents also have access to other programs and work opportunities to the extent possible? | yes |

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| 115.342 (c) | Placement of residents | |
| | Does the agency always refrain from placing: Lesbian, gay, and bisexual residents in particular housing, bed, or other assignments solely on the basis of such identification or status? | yes |
| | Does the agency always refrain from placing: Transgender residents in particular housing, bed, or other assignments solely on the basis of such identification or status? | yes |
| | Does the agency always refrain from placing: Intersex residents in particular housing, bed, or other assignments solely on the basis of such identification or status? | yes |
| | Does the agency always refrain from considering lesbian, gay, bisexual, transgender, or intersex identification or status as an indicator or likelihood of being sexually abusive? | yes |
| 115.342 (d) | Placement of residents | |
| | When deciding whether to assign a transgender or intersex resident to a facility for male or female residents, does the agency consider on a case-by-case basis whether a placement would ensure the resident's health and safety, and whether a placement would present management or security problems (NOTE: if an agency by policy or practice assigns residents 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 residents, does the agency consider on a case-by-case basis whether a placement would ensure the resident's health and safety, and whether a placement would present management or security problems? | yes |
| 115.342 (e) | Placement of residents | |
| | Are placement and programming assignments for each transgender or intersex resident reassessed at least twice each year to review any threats to safety experienced by the resident? | yes |
| 115.342 (f) | Placement of residents | |
| | Are each transgender or intersex resident's own views with respect to his or her own safety given serious consideration when | yes |

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| | making facility and housing placement decisions and programming assignments? | |
| 115.342 (g) | Placement of residents | |
| | Are transgender and intersex residents given the opportunity to shower separately from other residents? | yes |
| 115.342 (h) | Placement of residents | |
| | If a resident is isolated pursuant to paragraph (b) of this section, does the facility clearly document: The basis for the facility's concern for the resident's safety? (N/A for h and i if facility doesn't use isolation?) | na |
| | If a resident is isolated pursuant to paragraph (b) of this section, does the facility clearly document: The reason why no alternative means of separation can be arranged? (N/A for h and i if facility doesn't use isolation?) | na |
| 115.342 (i) | Placement of residents | |
| | In the case of each resident who is isolated as a last resort when less restrictive measures are inadequate to keep them and other residents safe, does the facility afford a review to determine whether there is a continuing need for separation from the general population EVERY 30 DAYS? | yes |
| 115.351 (a) | Resident reporting | |
| | Does the agency provide multiple internal ways for residents to privately report: Sexual abuse and sexual harassment? | yes |
| | Does the agency provide multiple internal ways for residents to privately report: 2. Retaliation by other residents or staff for reporting sexual abuse and sexual harassment? | yes |
| | Does the agency provide multiple internal ways for residents to privately report: Staff neglect or violation of responsibilities that may have contributed to such incidents? | yes |
| 115.351 (b) | Resident reporting | |
| | Does the agency also provide at least one way for residents to report sexual abuse or sexual harassment to a public or private | yes |

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| | entity or office that is not part of the agency? | |
| | Is that private entity or office able to receive and immediately forward resident reports of sexual abuse and sexual harassment to agency officials? | yes |
| | Does that private entity or office allow the resident to remain anonymous upon request? | yes |
| | Are residents detained solely for civil immigration purposes provided information on how to contact relevant consular officials and relevant officials at the Department of Homeland Security to report sexual abuse or harassment? | yes |
| 115.351 (c) | Resident reporting | |
| | Do staff members accept reports of sexual abuse and sexual harassment made verbally, in writing, anonymously, and from third parties? | yes |
| | Do staff members promptly document any verbal reports of sexual abuse and sexual harassment? | yes |
| 115.351 (d) | Resident reporting | |
| | Does the facility provide residents with access to tools necessary to make a written report? | yes |
| 115.351 (e) | Resident reporting | |
| | Does the agency provide a method for staff to privately report sexual abuse and sexual harassment of residents? | yes |
| 115.352 (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 resident grievances regarding sexual abuse. This does not mean the agency is exempt simply because a resident 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 |
| 115.352 (b) | Exhaustion of administrative remedies | |

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| | Does the agency permit residents 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.) | na |
| | Does the agency always refrain from requiring an resident 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.) | na |
| 115.352 (c) | Exhaustion of administrative remedies | |
| | Does the agency ensure that: A resident who alleges sexual abuse may submit a grievance without submitting it to a staff member who is the subject of the complaint? (N/A if agency is exempt from this standard.) | na |
| | 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.) | na |
| 115.352 (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 residents in preparing any administrative appeal.) (N/A if agency is exempt from this standard.) | na |
| | If the agency determines that the 90 day timeframe is insufficient to make an appropriate decision and claims an extension of time (the maximum allowable extension of time to respond is 70 days per 115.352(d)(3)) , does the agency notify the resident 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.) | na |
| | At any level of the administrative process, including the final level, if the resident does not receive a response within the time allotted for reply, including any properly noticed extension, may a resident consider the absence of a response to be a denial at that level? (N/A if agency is exempt from this standard.) | na |
| 115.352 (e) | Exhaustion of administrative remedies | |

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| | Are third parties, including fellow residents, staff members, family members, attorneys, and outside advocates, permitted to assist residents in filing requests for administrative remedies relating to allegations of sexual abuse? (N/A if agency is exempt from this standard.) | na |
| | Are those third parties also permitted to file such requests on behalf of residents? (If a third party, other than a parent or legal guardian, files such a request on behalf of a resident, 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.) | na |
| | If the resident declines to have the request processed on his or her behalf, does the agency document the resident's decision? (N/A if agency is exempt from this standard.) | na |
| | Is a parent or legal guardian of a juvenile allowed to file a grievance regarding allegations of sexual abuse, including appeals, on behalf of such juvenile? (N/A if agency is exempt from this standard.) | na |
| | If a parent or legal guardian of a juvenile files a grievance (or an appeal) on behalf of a juvenile regarding allegations of sexual abuse, is it the case that those grievances are not conditioned upon the juvenile agreeing to have the request filed on his or her behalf? (N/A if agency is exempt from this standard.) | na |
| 115.352 (f) | Exhaustion of administrative remedies | |
| | Has the agency established procedures for the filing of an emergency grievance alleging that a resident is subject to a substantial risk of imminent sexual abuse? (N/A if agency is exempt from this standard.) | na |
| | After receiving an emergency grievance alleging a resident 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.) | na |
| | 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.) | na |

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| | 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.) | na |
| | Does the initial response and final agency decision document the agency's determination whether the resident is in substantial risk of imminent sexual abuse? (N/A if agency is exempt from this standard.) | na |
| | 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.) | na |
| | 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.) | na |
| 115.352 (g) | Exhaustion of administrative remedies | |
| | If the agency disciplines a resident for filing a grievance related to alleged sexual abuse, does it do so ONLY where the agency demonstrates that the resident filed the grievance in bad faith? (N/A if agency is exempt from this standard.) | na |
| 115.353 (a) | Resident access to outside confidential support services and legal representation | |
| | Does the facility provide residents with access to outside victim advocates for emotional support services related to sexual abuse by providing, posting, or otherwise making accessible mailing addresses and telephone numbers, including toll-free hotline numbers where available, of local, State, or national victim advocacy or rape crisis organizations? | yes |
| | Does the facility provide persons detained solely for civil immigration purposes mailing addresses and telephone numbers, including toll-free hotline numbers where available of local, State, or national immigrant services agencies? | yes |
| | Does the facility enable reasonable communication between residents and these organizations and agencies, in as confidential a manner as possible? | yes |
| 115.353 (b) | Resident access to outside confidential support services and legal representation | |
| | Does the facility inform residents, prior to giving them access, of the extent to which such communications will be monitored and | yes |

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| | the extent to which reports of abuse will be forwarded to authorities in accordance with mandatory reporting laws? | |
| 115.353 (c) | Resident access to outside confidential support services and legal representation | |
| | Does the agency maintain or attempt to enter into memoranda of understanding or other agreements with community service providers that are able to provide residents 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 |
| 115.353 (d) | Resident access to outside confidential support services and legal representation | |
| | Does the facility provide residents with reasonable and confidential access to their attorneys or other legal representation? | yes |
| | Does the facility provide residents with reasonable access to parents or legal guardians? | yes |
| 115.354 (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 a resident? | yes |
| 115.361 (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 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? | yes |
| | Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information they receive regarding retaliation against residents 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 | yes |

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| | information they receive regarding any staff neglect or violation of responsibilities that may have contributed to an incident of sexual abuse or sexual harassment or retaliation? | |
| 115.361 (b) | Staff and agency reporting duties | |
| | Does the agency require all staff to comply with any applicable mandatory child abuse reporting laws? | yes |
| 115.361 (c) | Staff and agency reporting duties | |
| | Apart from reporting to designated supervisors or officials and designated State or local services agencies, are staff prohibited 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 |
| 115.361 (d) | Staff and agency reporting duties | |
| | Are medical and mental health practitioners required to report sexual abuse to designated supervisors and officials pursuant to paragraph (a) of this section as well as to the designated State or local services agency where required by mandatory reporting laws? | yes |
| | Are medical and mental health practitioners required to inform residents of their duty to report, and the limitations of confidentiality, at the initiation of services? | yes |
| 115.361 (e) | Staff and agency reporting duties | |
| | Upon receiving any allegation of sexual abuse, does the facility head or his or her designee promptly report the allegation to the appropriate office? | yes |
| | Upon receiving any allegation of sexual abuse, does the facility head or his or her designee promptly report the allegation to the alleged victim's parents or legal guardians unless the facility has official documentation showing the parents or legal guardians should not be notified? | yes |
| | If the alleged victim is under the guardianship of the child welfare system, does the facility head or his or her designee promptly report the allegation to the alleged victim's caseworker instead of | yes |

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| | the parents or legal guardians? (N/A if the alleged victim is not under the guardianship of the child welfare system.) | |
| | If a juvenile court retains jurisdiction over the alleged victim, does the facility head or designee also report the allegation to the juvenile's attorney or other legal representative of record within 14 days of receiving the allegation? | yes |
| 115.361 (f) | 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 |
| 115.362 (a) | Agency protection duties | |
| | When the agency learns that a resident is subject to a substantial risk of imminent sexual abuse, does it take immediate action to protect the resident? | yes |
| 115.363 (a) | Reporting to other confinement facilities | |
| | Upon receiving an allegation that a resident 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 |
| | Does the head of the facility that received the allegation also notify the appropriate investigative agency? | yes |
| 115.363 (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 |
| 115.363 (c) | Reporting to other confinement facilities | |
| | Does the agency document that it has provided such notification? | yes |
| 115.363 (d) | Reporting to other confinement facilities | |
| | Does the facility head or agency office that receives such notification ensure that the allegation is investigated in | yes |

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| | accordance with these standards? | |
| 115.364 (a) | Staff first responder duties | |
| | Upon learning of an allegation that a resident 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 a resident 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 a resident 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 a resident 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 |
| 115.364 (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 |
| 115.365 (a) | Coordinated response | |
| | Has the facility developed a written institutional plan to coordinate actions among staff first responders, medical and mental health practitioners, investigators, and facility leadership taken in response to an incident of sexual abuse? | yes |
| 115.366 (a) | Preservation of ability to protect residents from contact with abusers | |

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| | 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 limits the agency's ability to remove alleged staff sexual abusers from contact with any residents pending the outcome of an investigation or of a determination of whether and to what extent discipline is warranted? | yes |
| 115.367 (a) | Agency protection against retaliation | |
| | Has the agency established a policy to protect all residents and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other residents or staff? | yes |
| | Has the agency designated which staff members or departments are charged with monitoring retaliation? | yes |
| 115.367 (b) | Agency protection against retaliation | |
| | Does the agency employ multiple protection measures for residents or staff who fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigations, such as housing changes or transfers for resident victims or abusers, removal of alleged staff or resident abusers from contact with victims, and emotional support services? | yes |
| 115.367 (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 residents or staff who reported the sexual abuse to see if there are changes that may suggest possible retaliation by residents 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 residents who were reported to have suffered sexual abuse to see if there are changes that may suggest possible retaliation by residents 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 | yes |

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| | 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 resident 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: Resident 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: Resident 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 |
| 115.367 (d) | Agency protection against retaliation | |
| | In the case of residents, does such monitoring also include periodic status checks? | yes |
| 115.367 (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 |
| 115.368 (a) | Post-allegation protective custody | |
| | Is any and all use of segregated housing to protect a resident who is alleged to have suffered sexual abuse subject to the requirements of § 115.342? | yes |

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| 115.371 (a) | Criminal and administrative agency investigations | |
| | When the agency conducts its own investigations into allegations of sexual abuse and sexual harassment, does it do so promptly, thoroughly, and objectively? (N/A if the agency does not conduct any form of administrative or criminal investigations of sexual abuse or harassment. See 115.321(a).) | na |
| | Does the agency conduct such investigations for all allegations, including third party and anonymous reports? (N/A if the agency does not conduct any form of administrative or criminal investigations of sexual abuse or harassment. See 115.321(a).) | na |
| 115.371 (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 involving juvenile victims as required by 115.334? | yes |
| 115.371 (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 |
| 115.371 (d) | Criminal and administrative agency investigations | |
| | Does the agency always refrain from terminating an investigation solely because the source of the allegation recants the allegation? | yes |
| 115.371 (e) | 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 |
| 115.371 | Criminal and administrative agency investigations | |

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| (f) | | |
| | 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 resident or staff? | yes |
| | Does the agency investigate allegations of sexual abuse without requiring a resident who alleges sexual abuse to submit to a polygraph examination or other truth-telling device as a condition for proceeding? | yes |
| 115.371 (g) | 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 |
| 115.371 (h) | 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 |
| 115.371 (i) | Criminal and administrative agency investigations | |
| | Are all substantiated allegations of conduct that appears to be criminal referred for prosecution? | yes |
| 115.371 (j) | Criminal and administrative agency investigations | |
| | Does the agency retain all written reports referenced in 115.371(g) and (h) for as long as the alleged abuser is incarcerated or employed by the agency, plus five years unless the abuse was committed by a juvenile resident and applicable law requires a shorter period of retention? | yes |
| 115.371 (k) | 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 facility or agency | yes |

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| | does not provide a basis for terminating an investigation? | |
| 115.371 (m) | 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 115.321(a).) | yes |
| 115.372 (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 |
| 115.373 (a) | Reporting to residents | |
| | Following an investigation into a resident's allegation of sexual abuse suffered in the facility, does the agency inform the resident as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded? | yes |
| 115.373 (b) | Reporting to residents | |
| | If the agency did not conduct the investigation into a resident'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 resident? (N/A if the agency/facility is responsible for conducting administrative and criminal investigations.) | yes |
| 115.373 (c) | Reporting to residents | |
| | Following a resident'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 posted within the resident's unit? | yes |
| | Following a resident's allegation that a staff member has committed sexual abuse against the resident, unless the agency | yes |

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| | 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? | |
| | Following a resident'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 a resident'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 |
| 115.373 (d) | Reporting to residents | |
| | Following a resident's allegation that he or she has been sexually abused by another resident, 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 a resident's allegation that he or she has been sexually abused by another resident, does the agency subsequently inform the alleged victim whenever: The agency learns that the alleged abuser has been convicted on a charge related to sexual abuse within the facility? | yes |
| 115.373 (e) | Reporting to residents | |
| | Does the agency document all such notifications or attempted notifications? | yes |
| 115.376 (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 |

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| 115.376 (b) | Disciplinary sanctions for staff | |
| | Is termination the presumptive disciplinary sanction for staff who have engaged in sexual abuse? | yes |
| 115.376 (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 |
| 115.376 (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 |
| 115.377 (a) | Corrective action for contractors and volunteers | |
| | Is any contractor or volunteer who engages in sexual abuse prohibited from contact with residents? | 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 |
| 115.377 (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 residents? | yes |

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| 115.378 (a) | Interventions and disciplinary sanctions for residents | |
| | Following an administrative finding that a resident engaged in resident-on-resident sexual abuse, or following a criminal finding of guilt for resident-on-resident sexual abuse, may residents be subject to disciplinary sanctions only pursuant to a formal disciplinary process? | yes |
| 115.378 (b) | Interventions and disciplinary sanctions for residents | |
| | Are disciplinary sanctions commensurate with the nature and circumstances of the abuse committed, the resident's disciplinary history, and the sanctions imposed for comparable offenses by other residents with similar histories? | yes |
| | In the event a disciplinary sanction results in the isolation of a resident, does the agency ensure the resident is not denied daily large-muscle exercise? | yes |
| | In the event a disciplinary sanction results in the isolation of a resident, does the agency ensure the resident is not denied access to any legally required educational programming or special education services? | yes |
| | In the event a disciplinary sanction results in the isolation of a resident, does the agency ensure the resident receives daily visits from a medical or mental health care clinician? | yes |
| | In the event a disciplinary sanction results in the isolation of a resident, does the resident also have access to other programs and work opportunities to the extent possible? | yes |
| 115.378 (c) | Interventions and disciplinary sanctions for residents | |
| | When determining what types of sanction, if any, should be imposed, does the disciplinary process consider whether a resident's mental disabilities or mental illness contributed to his or her behavior? | yes |
| 115.378 (d) | Interventions and disciplinary sanctions for residents | |
| | 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 offer the offending resident participation in such interventions? | yes |

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| | If the agency requires participation in such interventions as a condition of access to any rewards-based behavior management system or other behavior-based incentives, does it always refrain from requiring such participation as a condition to accessing general programming or education? | yes |
| 115.378 (e) | Interventions and disciplinary sanctions for residents | |
| | Does the agency discipline a resident for sexual contact with staff only upon a finding that the staff member did not consent to such contact? | yes |
| 115.378 (f) | Interventions and disciplinary sanctions for residents | |
| | For the purpose of disciplinary action, does a report of sexual abuse made in good faith based upon a reasonable belief that the alleged conduct occurred NOT constitute falsely reporting an incident or lying, even if an investigation does not establish evidence sufficient to substantiate the allegation? | yes |
| 115.378 (g) | Interventions and disciplinary sanctions for residents | |
| | Does the agency always refrain from considering non-coercive sexual activity between residents to be sexual abuse? (N/A if the agency does not prohibit all sexual activity between residents.) | yes |
| 115.381 (a) | Medical and mental health screenings; history of sexual abuse | |
| | If the screening pursuant to § 115.341 indicates that a resident has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, do staff ensure that the resident is offered a follow-up meeting with a medical or mental health practitioner within 14 days of the intake screening? | yes |
| 115.381 (b) | Medical and mental health screenings; history of sexual abuse | |
| | If the screening pursuant to § 115.341 indicates that a resident has previously perpetrated sexual abuse, whether it occurred in an institutional setting or in the community, do staff ensure that the resident is offered a follow-up meeting with a mental health practitioner within 14 days of the intake screening? | yes |
| 115.381 (c) | Medical and mental health screenings; history of sexual abuse | |

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| | 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 |
| 115.381 (d) | Medical and mental health screenings; history of sexual abuse | |
| | Do medical and mental health practitioners obtain informed consent from residents before reporting information about prior sexual victimization that did not occur in an institutional setting, unless the resident is under the age of 18? | yes |
| 115.382 (a) | Access to emergency medical and mental health services | |
| | Do resident 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 |
| 115.382 (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 staff first responders take preliminary steps to protect the victim pursuant to § 115.362? | yes |
| | Do staff first responders immediately notify the appropriate medical and mental health practitioners? | yes |
| 115.382 (c) | Access to emergency medical and mental health services | |
| | Are resident 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 |
| 115.382 (d) | Access to emergency medical and mental health services | |
| | Are treatment services provided to the victim without financial | yes |

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| | cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident? | |
| 115.383 (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 residents who have been victimized by sexual abuse in any prison, jail, lockup, or juvenile facility? | yes |
| 115.383 (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 |
| 115.383 (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 |
| 115.383 (d) | Ongoing medical and mental health care for sexual abuse victims and abusers | |
| | Are resident victims of sexually abusive vaginal penetration while incarcerated offered pregnancy tests? (N/A if all-male facility.) | yes |
| 115.383 (e) | Ongoing medical and mental health care for sexual abuse victims and abusers | |
| | If pregnancy results from the conduct described in paragraph § 115.383(d), do such victims receive timely and comprehensive information about and timely access to all lawful pregnancy-related medical services? (N/A if all-male facility.) | yes |
| 115.383 (f) | Ongoing medical and mental health care for sexual abuse victims and abusers | |
| | Are resident victims of sexual abuse while incarcerated offered tests for sexually transmitted infections as medically appropriate? | yes |
| 115.383 (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 | yes |

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| | cooperates with any investigation arising out of the incident? | |
| 115.383 (h) | Ongoing medical and mental health care for sexual abuse victims and abusers | |
| | Does the facility attempt to conduct a mental health evaluation of all known resident-on-resident abusers within 60 days of learning of such abuse history and offer treatment when deemed appropriate by mental health practitioners? | yes |
| 115.386 (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 |
| 115.386 (b) | Sexual abuse incident reviews | |
| | Does such review ordinarily occur within 30 days of the conclusion of the investigation? | yes |
| 115.386 (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 |
| 115.386 (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 |

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| | 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 §§ 115.386(d)(1)-(d)(5), and any recommendations for improvement and submit such report to the facility head and PREA compliance manager? | yes |
| 115.386 (e) | Sexual abuse incident reviews | |
| | Does the facility implement the recommendations for improvement, or document its reasons for not doing so? | yes |
| 115.387 (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 |
| 115.387 (b) | Data collection | |
| | Does the agency aggregate the incident-based sexual abuse data at least annually? | yes |
| 115.387 (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 |
| 115.387 (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 |
| 115.387 (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 residents? (N/A if agency does not contract for | na |

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| | the confinement of its residents.) | |
| 115.387 (f) | Data collection | |
| | Does the agency, upon request, provide all such data from the previous calendar year to the Department of Justice no later than June 30? (N/A if DOJ has not requested agency data.) | na |
| 115.388 (a) | Data review for corrective action | |
| | Does the agency review data collected and aggregated pursuant to § 115.387 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 § 115.387 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Taking corrective action on an ongoing basis? | yes |
| | Does the agency review data collected and aggregated pursuant to § 115.387 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Preparing an annual report of its findings and corrective actions for each facility, as well as the agency as a whole? | yes |
| 115.388 (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 |
| 115.388 (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 |
| 115.388 (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 | yes |

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| | publication would present a clear and specific threat to the safety and security of a facility? | |
| 115.389 (a) | Data storage, publication, and destruction | |
| | Does the agency ensure that data collected pursuant to § 115.387 are securely retained? | yes |
| 115.389 (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 |
| 115.389 (c) | Data storage, publication, and destruction | |
| | Does the agency remove all personal identifiers before making aggregated sexual abuse data publicly available? | yes |
| 115.389 (d) | Data storage, publication, and destruction | |
| | Does the agency maintain sexual abuse data collected pursuant to § 115.387 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.) | no |
| | 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.) | yes |

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| | 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, residents, and detainees permitted to send confidential information or correspondence to the auditor in the same manner as if they were communicating with legal counsel? | yes |
| 115.403 (f) | Audit contents and findings | |
| | The agency has published on its agency website, if it has one, or has otherwise made publicly available, all Final Audit Reports. The review period is for prior audits completed during the past three years PRECEDING THIS AUDIT. 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 |