

# PREA Facility Audit Report: Final

**Name of Facility:** Polk County Juvenile Detention Center

**Facility Type:** Juvenile

**Date Interim Report Submitted:** NA

**Date Final Report Submitted:** 09/15/2022

Auditor Certification	
The contents of this report are accurate to the best of my knowledge.	<input checked="" type="checkbox"/>
No conflict of interest exists with respect to my ability to conduct an audit of the agency under review.	<input checked="" type="checkbox"/>
I have not included in the final report any personally identifiable information (PII) about any inmate/resident/detainee or staff member, except where the names of administrative personnel are specifically requested in the report template.	<input checked="" type="checkbox"/>
<b>Auditor Full Name as Signed:</b> Karen d. Murray	<b>Date of Signature:</b> 09/15/2022

AUDITOR INFORMATION	
<b>Auditor name:</b>	Murray, Karen
<b>Email:</b>	kdmconsults1@gmail.com
<b>Start Date of On-Site Audit:</b>	08/09/2022
<b>End Date of On-Site Audit:</b>	08/10/2022

FACILITY INFORMATION	
<b>Facility name:</b>	Polk County Juvenile Detention Center
<b>Facility physical address:</b>	1548 Hull Avenue, Des Moines, Iowa - 50316
<b>Facility mailing address:</b>	

Primary Contact	
<b>Name:</b>	Dan Larson
<b>Email Address:</b>	dan.larson@polkcountyiowa.gov
<b>Telephone Number:</b>	515-286-2100

Superintendent/Director/Administrator	
<b>Name:</b>	Dan Larson
<b>Email Address:</b>	dan.larson@polkcountyiowa.gov
<b>Telephone Number:</b>	515-286-2100

Facility PREA Compliance Manager	
<b>Name:</b>	Scott Weldon
<b>Email Address:</b>	scott.weldon@polkcountyiowa.gov
<b>Telephone Number:</b>	M: 515-286-3344
<b>Name:</b>	Eric Hansen
<b>Email Address:</b>	eric.hansen@polkcountyiowa.gov
<b>Telephone Number:</b>	O: (515) 286-3344

Facility Health Service Administrator On-Site	
<b>Name:</b>	Jami King
<b>Email Address:</b>	jami.king@polkcountyiowa.gov
<b>Telephone Number:</b>	515-286-3344

Facility Characteristics	
<b>Designed facility capacity:</b>	66
<b>Current population of facility:</b>	33
<b>Average daily population for the past 12 months:</b>	29
<b>Has the facility been over capacity at any point in the past 12 months?</b>	No
<b>Which population(s) does the facility hold?</b>	Both females and males
<b>Age range of population:</b>	11-17
<b>Facility security levels/resident custody levels:</b>	All levels in secure setting
<b>Number of staff currently employed at the facility who may have contact with residents:</b>	69
<b>Number of individual contractors who have contact with residents, currently authorized to enter the facility:</b>	10
<b>Number of volunteers who have contact with residents, currently authorized to enter the facility:</b>	0

AGENCY INFORMATION	
<b>Name of agency:</b>	Polk County Department of Community, Family, and Youth Services
<b>Governing authority or parent agency (if applicable):</b>	Polk County, Iowa
<b>Physical Address:</b>	1914 Carpenter Avenue, Des Moines, Iowa - 50314
<b>Mailing Address:</b>	
<b>Telephone number:</b>	5152863344

Agency Chief Executive Officer Information:	
<b>Name:</b>	Dan Larson
<b>Email Address:</b>	dan.larson@polkcountyiowa.gov
<b>Telephone Number:</b>	515-286-2100

Agency-Wide PREA Coordinator Information			
<b>Name:</b>	Dan Larson	<b>Email Address:</b>	dan.larson@polkcountyiowa.gov

SUMMARY OF AUDIT FINDINGS	
<p>The OAS automatically populates the number and list of Standards exceeded, the number of Standards met, and the number and list of Standards not met.</p> <p>Auditor Note: In general, no standards should be found to be "Not Applicable" or "NA." A compliance determination must be made for each standard. In rare instances where an auditor determines that a standard is not applicable, the auditor should select "Meets Standard" and include a comprehensive discussion as to why the standard is not applicable to the facility being audited.</p>	
<b>Number of standards exceeded:</b>	
0	
<b>Number of standards met:</b>	
43	
<b>Number of standards not met:</b>	
0	

# POST-AUDIT REPORTING INFORMATION

## GENERAL AUDIT INFORMATION

### On-site Audit Dates

1. Start date of the onsite portion of the audit:	2022-08-09
2. End date of the onsite portion of the audit:	2022-08-10

### Outreach

10. Did you attempt to communicate with community-based organization(s) or victim advocates who provide services to this facility and/or who may have insight into relevant conditions in the facility?	<input checked="" type="radio"/> Yes <input type="radio"/> No
a. Identify the community-based organization(s) or victim advocates with whom you communicated:	<p>On 7.10.2022 at 11:04 this Auditor tested the Polk County Victim and Advocacy Services line at 515.286.3600. After proper introductions and the reason for the call. The weekend operator connected the call with a Polk County employee. After standing by the Auditor was asked to leave a message for a call back on Monday. This Auditor received a call back from the Polk County Advocate on 7.11.2022 at 10:38 am, who stated this agency answers, address, reports and provides services for all Polk County residents in the community and those incarcerated.</p> <p>On 7.9.2022 at 2:31 pm, this Auditor contacted Mercy Medical Center at 1111 6th Avenue, Des Moines, IA 50314 at phone number 515.247.3121. Upon proper introductions and stating the reason for the call, the Auditor was transferred to the Emergency Room. Upon proper introductions and stating the reason for the call, the Auditor was transferred to Emergency Room ED Nurse who stated SANE nurses and a patient advocate is on call to perform exams. The ED Nurse stated the facility is aware residents can be treated for SANE/SAFE exams for facilities in the Des Moines area.</p>

## AUDITED FACILITY INFORMATION

14. Designated facility capacity:	66
15. Average daily population for the past 12 months:	29
16. Number of inmate/resident/detainee housing units:	4
17. Does the facility ever hold youthful inmates or youthful/juvenile detainees?	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> Not Applicable for the facility type audited (i.e., Community Confinement Facility or Juvenile Facility)

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

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

36. Enter the total number of inmates/residents/detainees in the facility as of the first day of onsite portion of the audit:	29
37. Enter the total number of youthful inmates or youthful/juvenile detainees in the facility as of the first day of the onsite portion of the audit:	29
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:	2
40. Enter the total number of inmates/residents/detainees who are Blind or have low vision (visually impaired) in the facility as of the first day of the onsite portion of the audit:	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
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:	1
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:	0
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:	5
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:	0
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):	No text provided.
<b>Staff, Volunteers, and Contractors Population Characteristics on Day One of the Onsite Portion of the Audit</b>	
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:	69

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:	0
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:	10
52. Provide any additional comments regarding the population characteristics of staff, volunteers, and contractors who were in the facility as of the first day of the onsite portion of the audit:	No text provided.

## INTERVIEWS

### Inmate/Resident/Detainee Interviews

#### Random Inmate/Resident/Detainee Interviews

53. Enter the total number of RANDOM INMATES/RESIDENTS/DETAINEES who were interviewed:	6
54. Select which characteristics you considered when you selected RANDOM INMATE/RESIDENT/DETAINEE interviewees: (select all that apply)	<input checked="" type="checkbox"/> Age <input checked="" type="checkbox"/> Race <input type="checkbox"/> Ethnicity (e.g., Hispanic, Non-Hispanic) <input checked="" type="checkbox"/> Length of time in the facility <input checked="" type="checkbox"/> Housing assignment <input checked="" type="checkbox"/> Gender <input type="checkbox"/> Other <input type="checkbox"/> None
55. How did you ensure your sample of RANDOM INMATE/RESIDENT/DETAINEE interviewees was geographically diverse?	Resident rosters were provided upon the onsite and interviews were chosen randomly with consideration of gender (both male and female during the onsite review), housing unit, race and housing unit. Residents from each housing unit were chosen.
56. Were you able to conduct the minimum number of random inmate/resident/detainee interviews?	<input checked="" type="radio"/> Yes <input type="radio"/> No
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):	No text provided.

#### Targeted Inmate/Resident/Detainee Interviews

58. Enter the total number of TARGETED INMATES/RESIDENTS/DETAINEES who were interviewed:	5
--	---

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><b>59. Enter the total number of interviews conducted with youthful inmates or youthful/juvenile detainees using the "Youthful Inmates" protocol:</b></p>	<p>10</p>
<p><b>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:</b></p>	<p>0</p>
<p><b>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</b></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>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).</b></p>	<p>During the tour, formal and informal interviews with staff and residents and resident file review, residents with this characteristic were not apparent.</p>
<p><b>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:</b></p>	<p>2</p>
<p><b>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:</b></p>	<p>0</p>
<p><b>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</b></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>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).</b></p>	<p>During the tour, formal and informal interviews with staff and residents and resident file review, residents with this characteristic were not apparent.</p>

<p><b>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:</b></p>	<p>0</p>
<p><b>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</b></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>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).</b></p>	<p>During the tour, formal and informal interviews with staff and residents and resident file review, residents with this characteristic were not apparent.</p>
<p><b>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:</b></p>	<p>0</p>
<p><b>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</b></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>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).</b></p>	<p>During the tour, formal and informal interviews with staff and residents and resident file review, residents with this characteristic were not apparent.</p>
<p><b>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:</b></p>	<p>0</p>
<p><b>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</b></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>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).</b></p>	<p>During the tour, formal and informal interviews with staff and residents and resident file review, residents with this characteristic were not apparent.</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:	1
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:	0
a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:	<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.  <input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.
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).	During the tour, formal and informal interviews with staff and residents and resident file review, residents with this characteristic were not apparent.
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:	2
69. Enter the total number of interviews conducted with inmates/residents/detainees who are or were ever placed in segregated housing/isolation for risk of sexual victimization using the "Inmates Placed in Segregated Housing (for Risk of Sexual Victimization/Who Allege to have Suffered Sexual Abuse)" protocol:	0
a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:	<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.  <input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.
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).	During the tour, formal and informal interviews with staff and residents and resident file review, residents with this characteristic were not apparent.
70. Provide any additional comments regarding selecting or interviewing targeted inmates/residents/detainees (e.g., any populations you oversampled, barriers to completing interviews):	No text provided.
<b>Staff, Volunteer, and Contractor Interviews</b>	
<b>Random Staff Interviews</b>	

71. Enter the total number of RANDOM STAFF who were interviewed:	12
72. Select which characteristics you considered when you selected RANDOM STAFF interviewees: (select all that apply)	<input checked="" type="checkbox"/> Length of tenure in the facility <input checked="" type="checkbox"/> Shift assignment <input checked="" type="checkbox"/> Work assignment <input checked="" type="checkbox"/> Rank (or equivalent) <input type="checkbox"/> Other (e.g., gender, race, ethnicity, languages spoken) <input type="checkbox"/> None
73. Were you able to conduct the minimum number of RANDOM STAFF interviews?	<input checked="" type="radio"/> Yes <input type="radio"/> No
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):	Staff from each shift were interviewed.
<b>Specialized Staff, Volunteers, and Contractor Interviews</b>	
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.	
75. Enter the total number of staff in a SPECIALIZED STAFF role who were interviewed (excluding volunteers and contractors):	10
76. Were you able to interview the Agency Head?	<input checked="" type="radio"/> Yes <input type="radio"/> No
77. Were you able to interview the Warden/Facility Director/Superintendent or their designee?	<input checked="" type="radio"/> Yes <input type="radio"/> No
78. Were you able to interview the PREA Coordinator?	<input checked="" type="radio"/> Yes <input type="radio"/> No
79. Were you able to interview the PREA Compliance Manager?	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> NA (NA if the agency is a single facility agency or is otherwise not required to have a PREA Compliance Manager per the Standards)

<p><b>80. Select which SPECIALIZED STAFF roles were interviewed as part of this audit from the list below: (select all that apply)</b></p>	<p><input type="checkbox"/> Agency contract administrator</p> <p><input checked="" type="checkbox"/> Intermediate or higher-level facility staff responsible for conducting and documenting unannounced rounds to identify and deter staff sexual abuse and sexual harassment</p> <p><input checked="" type="checkbox"/> Line staff who supervise youthful inmates (if applicable)</p> <p><input type="checkbox"/> Education and program staff who work with youthful inmates (if applicable)</p> <p><input checked="" type="checkbox"/> Medical staff</p> <p><input type="checkbox"/> Mental health staff</p> <p><input type="checkbox"/> Non-medical staff involved in cross-gender strip or visual searches</p> <p><input checked="" type="checkbox"/> Administrative (human resources) staff</p> <p><input type="checkbox"/> Sexual Assault Forensic Examiner (SAFE) or Sexual Assault Nurse Examiner (SANE) staff</p> <p><input checked="" type="checkbox"/> Investigative staff responsible for conducting administrative investigations</p> <p><input type="checkbox"/> Investigative staff responsible for conducting criminal investigations</p> <p><input checked="" type="checkbox"/> Staff who perform screening for risk of victimization and abusiveness</p> <p><input type="checkbox"/> Staff who supervise inmates in segregated housing/residents in isolation</p> <p><input checked="" type="checkbox"/> Staff on the sexual abuse incident review team</p> <p><input checked="" type="checkbox"/> Designated staff member charged with monitoring retaliation</p> <p><input type="checkbox"/> First responders, both security and non-security staff</p> <p><input checked="" type="checkbox"/> Intake staff</p> <p><input type="checkbox"/> Other</p>
<p><b>81. Did you interview VOLUNTEERS who may have contact with inmates/residents/detainees in this facility?</b></p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p>
<p><b>82. Did you interview CONTRACTORS who may have contact with inmates/residents/detainees in this facility?</b></p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p>
<p><b>83. Provide any additional comments regarding selecting or interviewing specialized staff.</b></p>	<p>No text provided.</p>

**SITE REVIEW AND DOCUMENTATION SAMPLING**

## Site Review

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

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

Yes

No

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

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

Yes

No

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

Yes

No

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

Yes

No

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

Yes

No

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).

No text provided.

## Documentation Sampling

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

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?

Yes

No

91. Provide any additional comments regarding selecting additional documentation (e.g., any documentation you oversampled, barriers to selecting additional documentation, etc.).

No text provided.

## SEXUAL ABUSE AND SEXUAL HARASSMENT ALLEGATIONS AND INVESTIGATIONS IN THIS FACILITY

## Sexual Abuse and Sexual Harassment Allegations and Investigations Overview

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

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
<b>Total</b>	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
<b>Total</b>	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
<b>Total</b>	0	0	0	0	0

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

	Ongoing	Unfounded	Unsubstantiated	Substantiated
<b>Inmate-on-inmate sexual abuse</b>	0	0	0	0
<b>Staff-on-inmate sexual abuse</b>	0	0	0	0
<b>Total</b>	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
<b>Inmate-on-inmate sexual harassment</b>	0	0	0	0	0
<b>Staff-on-inmate sexual harassment</b>	0	0	0	0	0
<b>Total</b>	0	0	0	0	0

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

	Ongoing	Unfounded	Unsubstantiated	Substantiated
<b>Inmate-on-inmate sexual harassment</b>	0	0	0	0
<b>Staff-on-inmate sexual harassment</b>	0	0	0	0
<b>Total</b>	0	0	0	0

**Sexual Abuse and Sexual Harassment Investigation Files Selected for Review**

**Sexual Abuse Investigation Files Selected for Review**

<b>98. Enter the total number of SEXUAL ABUSE investigation files reviewed/sampled:</b>	0
<b>a. Explain why you were unable to review any sexual abuse investigation files:</b>	The facility had no sexual abuse allegation in the past 36 months.
<b>99. Did your selection of SEXUAL ABUSE investigation files include a cross-section of criminal and/or administrative investigations by findings/outcomes?</b>	<input type="radio"/> Yes <input checked="" type="radio"/> No <input type="radio"/> NA (NA if you were unable to review any sexual abuse investigation files)

**Inmate-on-inmate sexual abuse investigation files**

<b>100. Enter the total number of INMATE-ON-INMATE SEXUAL ABUSE investigation files reviewed/sampled:</b>	0
---	---

<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 checked="" type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual abuse investigation files)</p>
<p>102. Did your sample of INMATE-ON-INMATE SEXUAL ABUSE investigation files include administrative investigations?</p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual abuse investigation files)</p>
<p><b>Staff-on-inmate sexual abuse investigation files</b></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 checked="" type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual abuse investigation files)</p>
<p>105. Did your sample of STAFF-ON-INMATE SEXUAL ABUSE investigation files include administrative investigations?</p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual abuse investigation files)</p>
<p><b>Sexual Harassment Investigation Files Selected for Review</b></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>The facility has not had a sexual harassment allegation in the past 36 months.</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 checked="" type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any sexual harassment investigation files)</p>
<p><b>Inmate-on-inmate sexual harassment investigation files</b></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 checked="" type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual harassment investigation files)</p>
--	--

<p>110. Did your sample of INMATE-ON-INMATE SEXUAL HARASSMENT investigation files include administrative investigations?</p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual harassment investigation files)</p>
--	--

**Staff-on-inmate sexual harassment investigation files**

<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 checked="" type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual harassment investigation files)</p>
---	---

<p>113. Did your sample of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files include administrative investigations?</p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual harassment investigation files)</p>
---	---

<p>114. Provide any additional comments regarding selecting and reviewing sexual abuse and sexual harassment investigation files.</p>	<p>No text provided.</p>
---	--------------------------

**SUPPORT STAFF INFORMATION**

**DOJ-certified PREA Auditors Support Staff**

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

**Non-certified Support Staff**

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



# AUDITING ARRANGEMENTS AND COMPENSATION

<p>121. Who paid you to conduct this audit?</p>	<ul style="list-style-type: none"><li><input checked="" type="radio"/> The audited facility or its parent agency</li><li><input type="radio"/> My state/territory or county government employer (if you audit as part of a consortium or circular auditing arrangement, select this option)</li><li><input type="radio"/> A third-party auditing entity (e.g., accreditation body, consulting firm)</li><li><input type="radio"/> Other</li></ul>
---	---

## Standards

### Auditor Overall Determination Definitions

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

### Auditor Discussion Instructions

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

115.311	<b>Zero tolerance of sexual abuse and sexual harassment; PREA coordinator</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Polk County Juvenile Detention Center PAQ</li> <li>2. Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, dated 2022</li> <li>3. Polk County Department of Community, Family, &amp; Youth Services Administrative Division Organizational Chart, dated 3.1.2021</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Random Residents</li> <li>2. Targeted Residents</li> <li>3. Youth Service Workers</li> <li>4. Team Leader</li> <li>5. PREA Compliance Managers</li> </ol> <p>Through interviews with residents and staff and review of resident and staff files, it is evident that this facility interweaves requirements for this standard in their daily protocols. Both residents and staff could speak to facility PREA practices and protocols being used as is described in the agency's PREA policy. The PREA Compliance Manager could attest to having the required time to institute and implement PREA protocols.</p> <p>Site Review Observation:</p> <p>During the tour of the facility, the Auditor witnessed posted Audit Notices on yellow paper, Victim Services Sexual Assault flyers with phone and address contact information, and Zero Tolerance postings in the lobby, visitation area, administration, resident wings, multipurpose and school areas, both in English and Spanish. The facility has cameras throughout the facility. Camera monitors were viewed in the Control Room and all cameras were operable except for one exterior camera which a work order had been submitted for repair.</p> <p>(a) Polk County Juvenile Detention Center PAQ states the agency policy mandates zero-tolerance toward all forms of sexual abuse and sexual harassment in the facility it operates and those directly 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.</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, Policy 5.5, page 136, section Policy, states, "It is the policy of the Polk County Juvenile Detention Center that all forms of sexual activity between staff and juveniles, volunteers or contract personnel and juveniles, juveniles and juveniles, regardless of consensual status, is prohibited and subject to administrative and criminal sanctions. The Polk County Juvenile Detention center has a zero-tolerance policy for all forms of sexual abuse/harassment and complies with all PREA standards for juvenile facilities. All staff working for and/or inside the PCJDC facility is required to take immediate action to protect a resident or residents, upon learning that a resident is at risk of imminent sexual abuse."</p> <p>(b) Polk County Juvenile Detention Center PAQ states 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 in all of its facilities. The position of the PREA Coordinator in the agency's organizational structure.</p> <p>The facility provided a Polk County Department of Community, Family, &amp; Youth Services Administrative Division Organizational Chart. Page 2 of the organizational chart demonstrates the Program Administrator serves as the facility PREA Coordinator who reports directly to the Deputy Director who reports to the Director of Community, Family and Youth Services. The organizational chart can be located online at <a href="https://www.polkcountyiowa.gov/media/nhqj4tl/county-wide-org-chart-shareable-3-1-2022.pdf">https://www.polkcountyiowa.gov/media/nhqj4tl/county-wide-org-chart-shareable-3-1-2022.pdf</a></p> <p>(c) The Polk County Juvenile Detention Facility PAQ states the facility has a facility PREA Manager. This position is shown on the facility organization chart as the Youth Services Team Leader. This position reports to the Program Administrator/PREA Coordinator.</p> <p>The facility provided a Polk County Department of Community, Family, &amp; Youth Services Administrative Division Organizational Chart. The organization chart demonstrates the PREA Compliance Manager serves as a Youth Services Team Leader who reports directly to PREA Coordinator. The PREA Coordinator reports directly to the Deputy Director.</p> <p>Through such reviews, the facility meets the standard requirements.</p>

115.312	<b>Contracting with other entities for the confinement of residents</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:  1. Polk County Juvenile Detention Center PAQ</p> <p>Interviews:  1. Program Administrator / PREA Coordinator</p> <p>During the pre-audit phase, the Program Administrator / PREA Coordinator conveyed the agency has privatized contracts.</p> <p>(a) The Polk County Juvenile Detention Center PAQ states this standard is not applicable as the facility does not have contracts with private agencies for confinement services of their residents.</p> <p>Through such reviews, the facility meets the standard requirements.</p>

115.313	<b>Supervision and monitoring</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Polk County Juvenile Detention Center PAQ</li> <li>2. Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, dated 2022</li> <li>3. Community, Family and Youth Services Team Leader Shift Report: Detention Unannounced Rounds, dated 06.6.2022 – 6.8.2022</li> <li>4. Polk County Juvenile Detention Center Staffing Plan – Supervision and Monitoring PREA Standard 115.312, dated 8.8.2022</li> <li>5. Polk County Juvenile Detention Center Policy &amp; Procedure Manual PREA Staffing/Supervision Annual Report 2019, 2020, 2021</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Random Residents</li> <li>2. Targeted Residents</li> <li>3. Youth Service Workers</li> <li>4. Team Lead</li> </ol> <p>Staff and youth interviewed could attest to supervisory staff conducting unannounced rounds, each day, during each shift. The Team Lead attested to completing unannounced rounds in all areas of the facility at various times so as to not have a set schedule when rounds are completed. The Team Lead stated the facility continually has enough staff to cover required ratios through scheduled staff, himself or calling in staff and that there is ‘no not having it shifts covered.’</p> <p>Site review observation:</p> <p>Unannounced rounds are documented in the shift daily report as there is a standing item in the template to ensure rounds are documented.</p> <p>(a) The Polk County Juvenile Detention Center PAQ states the agency requires each facility it operates to develop, document, and make its best efforts to comply on a regular basis with a staffing plan that provides for adequate levels of staffing, and, where applicable, video monitoring, to protect residents against abuse. Since August 20, 2012, or last PREA audit, whichever is later, the average daily number of residents is 29. Since August 20, 2012, or last PREA audit, whichever is later, the average daily number of residents on which the staffing plan was predicated is 33.</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, Policy 4.3, page 40, section PREA Staffing/Supervision Annual Report. The Annual Report includes the following components.</p> <ol style="list-style-type: none"> <li>1. Does the present PCJDC staffing level adhere to current PREA requirements?</li> <li>2. Have there been any deviations from the staffing requirements?</li> <li>3. Have the staffing levels adhered to generally accepted juvenile detention and correctional/secure residential practices?</li> <li>4. Have there been any institutional programs occurring on a particular shift which may have an impact on the staffing plan?</li> <li>5. Have there been any changes to the required number and placement of supervisory staff?</li> <li>6. Have there been any relevant factors to consider in regard to the staffing plan?</li> <li>7. Did management staff conduct and document unannounced rounds?</li> <li>8. Have there been any instances of staff members alerting other staff members of when the unannounced rounds will occur?</li> <li>9. Has there been a prevalence of substantiated and/or unsubstantiated incidents of sexual abuse impacting staffing/supervision?</li> <li>10. Have there been any judicial findings of inadequacy?</li> <li>11. Have there been any findings of inadequacy from Federal investigative agencies?</li> <li>12. Have there been any findings of inadequacy from internal or external oversight bodies?</li> <li>13. Have there been any changes to components of the facility’s physical plant, including “blind spots” or areas where staff or residents may be isolated?</li> <li>14. Do any of the above-mentioned findings require a need for changes in the current level of video monitoring?</li> </ol> <p>The facility provided a Polk County Juvenile Detention Center Staffing Plan – Supervision and Monitoring PREA Standard 115.312. The staffing plan is comprised of the following components:</p> <ol style="list-style-type: none"> <li>1. Generally accepted juvenile facility practices</li> <li>2. Any judicial findings of inadequacy</li> <li>3. Any finding or inadequacy from Federal investigative agencies</li> <li>4. Any findings of inadequacy from internal or external oversight bodies</li> <li>5. The composition of the resident population</li> </ol>

6. The number and placement of supervisory staff
7. All components of the programs physical plant (including blind spots or areas where staff or residents may be isolated)
  - a. Control Room
  - b. Living Units
  - c. Medical and Mental Health
  - d. Laundry
  - e. Gym
  - f. Outside Courtyards
  - g. Detention Level Store
  - h. Kitchen
  - i. Transportation
8. Programs occurring on a particular shift
9. Any applicable State or local laws, regulations or standards
10. The prevalence of substantiated and unsubstantiated incidents of sexual abuse
11. Any other relevant factors
12. Minimal recommendations

(b) The Polk County Juvenile Detention Center PAQ states each time the staffing plan is not complied with, the facility documents and justifies all deviations from the staffing plan. The PAQ states the facility has not deviated from the staffing plan; and, "if our population exceeds staffing capacity, we bump youth to other facilities."

(c) The Polk County Juvenile Detention Center PAQ states 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 1:8 during resident waking hours. The facility maintains staff ratios of a minimum of 1:16 during resident sleeping hours.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, Policy 4.3, page 38, section Prime Operating Hours and Night Hours, states, "During the prime operating hours from 7:00 a.m. till 9:00 p.m. a minimum staff-child ratio of one Youth Service Worker to five children (1:5) shall be maintained.

At night, there shall be a staff person awake on each living unit and making regular visual checks throughout the night. During night-time hours, a minimum staff-child ratio of one Youth Service Worker/Aide to eleven children (1:11) shall be maintain. The visual check shall be made every 4-6 minutes while the juvenile is awake, then every fifteen (15) minutes after the juvenile appears to be asleep for one (1) hour. A log shall be kept of all checks, including times of the check and any significant observation."

(d) The Polk County Juvenile Detention Center PAQ states at least once every year the agency or facility, in collaboration with the agency's PREA Coordinator, reviews the staffing plan to see whether adjustments are needed to: (a) the staffing plan; (b) prevailing staffing patterns; (c) the deployment of monitoring technology; or (d) the allocation of agency or facility resources to commit to the staffing plan to ensure compliance with the staffing plan.

The facility provided Polk County Juvenile Detention Center Policy & Procedure Manual PREA Staffing/Supervision Annual Report 2019, 2020, and 2021. Each review included includes the required 11 components as is described within the provision of this standard.

(e) The Polk County Juvenile Detention Center PAQ states The facility requires that intermediate-level or higher-level staff conduct unannounced rounds to identify and deter staff sexual abuse and sexual harassment.

County Juvenile Detention Center & Central Intake Policy & Procedure Manual, Policy 5.5., page 139, section 1-F Prevention – Unannounced supervisor rounds, states, "Administrative and Management staff will conduct and document unannounced rounds to identify and deter staff sexual abuse and sexual harassment on nights as well as day shifts. Staff members are prohibited from alerting other staff members that these supervisory rounds are occurring."

The facility provided Community, Family and Youth Services Team Leader Shift Report: Detention Unannounced Rounds. This report demonstrates the following is documented:

- Date
- Program
- Team Leader
- Hours worked
- Starting population
- Ending population
- Medication Manager
- PREA Check Time, of:
  - o 400 Wing
  - o 500 Wing

- o 600 Wing
- o Activity Worker
- o Intake Worker
- o Control Worker
- Youth Movement on shift
- Schedule changes/overtime approved this shift
- Suicide Risk Assessments
- Program shift review and Team Leader notes

Shift reports provided demonstrate rounds are completed on all shifts at the facility.

Through such reviews, the facility meets the standard requirements.

**115.315 Limits to cross-gender viewing and searches**

**Auditor Overall Determination:** Meets Standard

**Auditor Discussion**

Document Review:

- 1. Polk County Juvenile Detention Center PAQ
- 2. Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, dated 2022
- 3. Polk County Juvenile Detention Prison Rape Elimination Act Training PowerPoint, not dated

Interviews:

- 1. Random Residents
- 2. Targeted Residents
- 3. Youth Service Workers
- 4. Team Leads
- 5. PREA Compliance Managers

Interviews with residents demonstrated each had only been searched by same gender staff, and searches were respectfully conducted. The facility had one transgender resident who stated she was asked during the intake process if she wanted a male or female to search her and was granted a female search. The transgender stated she is always searched last, after other residents are in their rooms, by a female staff, so other residents were not aware of her sexual orientation. The transgender stated they keep my sexual identity here private.

Interviews with staff demonstrated each had been trained to conduct cross gender searches; however, cross gender and transgender searches were not allowed without administrative approval.

Site Review Observation:

- 1. Intake area
- 2. Search area

During the tour of the facility the Auditor observed Intake and search area. Searches are conducted once residents are down to one layer of clothing and are behind a shower curtain. When residents are strip searched, they are given a towel to cover their private plates. Although there is a camera in the area, the camera does not capture the room where searches take place. All other pat searches are conducted in camera view, typically in the housing wings.

(a) The Polk County Juvenile Detention Center PAQ states the facility does not conduct cross-gender strip or cross-gender visual body cavity searches of their Residents. In the past 12 months the facility has not conducted zero cross-gender strip or cross-gender visual body cavity searches of Residents.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, Policy 5.5, page 140, section, 1G Prevention – Cross-gender viewing and searches, fourth bullet, states, “Cross-gender pat searches, cross-gender strip searches, and cross-gender visual body cavity searches are prohibited.”

(b) Polk County Juvenile Detention Center PAQ states the facility does not permit cross-gender pat-down searches of female residents, absent exigent circumstances. The number of pat-down searches of female residents that were conducted by male staff has been zero. The number of pat-down searches of female residents conducted by male staff that did not involve exigent circumstance(s) has been zero.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, Policy 5.5, page 139-140, section, 1G Prevention – Cross-gender viewing and searches, third bullet 1-4, state, “Strip searches shall be performed only upon entry to the Detention Center or when there is reasonable cause to believe that weapons or contraband will be found. The strip search shall not be conducted except under all of the following conditions:

- 1. Written Authorization of the Team Leader on Duty is obtained.
- 2. A signed search warrant has been obtained from a Judge.
- 3. The search is conducted in a place where it cannot be observed by persons not conducting the search.
- 4. A staff member of the same gender shall conduct the strip search. “

(c) Polk County Juvenile Detention Center PAQ states the facility policy requires that all cross-gender strip searches, cross-gender visual body cavity searches, and cross-gender pat-down searches be documented and justified. This provision is not applicable as the PAQ states, “cross-gender searches are prohibited.”

(d) Polk County Juvenile Detention Center PAQ states 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/areas where residents are likely to be showering, performing bodily



functions, or changing clothing. The PAQ states, "Staff are required to knock and announce prior to checking on a youth in their room or in a shower room."

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, Policy 5.5, page 140, section, 1G Prevention – Cross-gender viewing and searches, bullets 2-5 state,

- Pat downs and undergarment searches will always be performed by a staff member of the same gender as the resident. Pat down searches will always be conducted with another, same gender, staff member present or on video monitoring.
- Staff members of opposite gender are required to knock and announce their presence prior to entering cells, bathrooms, or shower rooms
- Cross-gender pat searches, cross-gender strip searches, and cross-gender visual body cavity searches are prohibited
- The agency shall train staff how to conduct pat-down searches of transgender and intersex residents, in a professional and respectful manner, and in the least intrusive manner possible, consistent with security needs."

(e) The Polk County Juvenile Detention Center PAQ states 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. Such searches did not occur in the past 12 months.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, Policy 5.5, page 139, section, 1G Prevention – Cross-gender viewing and searches, second bullet states,

- Staff members will not search or physically examine a transgender or intersex resident for the sole purpose of determining the residents genital status. If the residents gender status is unknown, a medical practitioner may only obtain that information as part of a routine physical examination."

(f) The Polk County Juvenile Detention Center PAQ states the percent of all security staff who received training on conducting cross-gender pat-down searches and searches of transgender and intersex residents in a professional and respectful manner, consistent with security needs is 100%.

The facility provided a Polk County Juvenile Detention Prison Rape Elimination Act Training PowerPoint. Slide 43, Cross-gender viewing & searches trains staff members on the following:

- "Staff members will not view youth who are nude or performing bodily functions, except in the course of routine room checks (incidental viewing), urine drug testing or emergencies.
- Staff will not search or physically examine a transgender or intersex youth for the sole purpose of determining the youth's genital status.
- Pat downs and garment searches will be performed by a staff member of the same gender as the youth. Pat downs will be conducted on camera or with another staff member present. Searches of transgender/intersex youth will be conducted according to the direction of management taking into consideration feedback from the youth, guardian(s), JCO & attorney.
- Staff members of the opposite gender are required to knock & announce their presence prior to entering youth's assigned rooms, bathrooms or showers.
- Cross-gender pat searches, garment searches & visual body cavity searches are expressly prohibited."

Through such reviews, the facility met the standards requirements.

115.316	<b>Residents with disabilities and residents who are limited English proficient</b>
	<p><b>Auditor Overall Determination:</b> Meets Standard</p> <p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Polk County Juvenile Detention Center PAQ</li> <li>2. Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, dated 2022</li> <li>3. Resolution Languagelink Services, Inc., Contract, dated 8.6.2014</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Targeted Residents</li> <li>2. Intake Specialist</li> </ol> <p>During interviews with three targeted residents who were disabled cognitively, each could articulate their understanding of PREA protocols. Residents could articulate their understanding of PREA protocols.</p> <p>The interview with the Intake Specialist demonstrated she reviews the agency zero tolerance policy and procedures for reporting sexual harassment and sexual assault to residents during the intake process. The Intake Specialist explains to resident it is their right not to be sexually harassed and sexually abused and have them view a PREA video. The Intake Specialist state PREA intake information is explained to residents regardless to the number of times they enter or are transferred into the program.</p> <p>(a) The Polk County Juvenile Detention Center PAQ states the agency has established procedures to provide disabled Residents equal opportunities to be provided with and learn about the agency’s efforts to prevent, detect and respond to sexual abuse and sexual harassment.</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, policy 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), page 138, section (1-C) Prevention – Accommodating residents with special needs, first bullet, states, “Accommodations will be made to convey all written information about sexual abuse policies, including how to report sexual abuse, to individuals who have limited reading skills, are visually impaired, are LEP (limited English proficient), deaf, and/or otherwise impaired.”</p> <p>(b) The Polk County Juvenile Detention Center PAQ states the agency has established procedures to provide residents with limited English equal opportunity to participate in or benefit from all aspects of the agency’s efforts to prevent, detect, and respond to sexual abuse and sexual harassment.</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, policy 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), page 138, section (1-C) Prevention – Accommodating residents with special needs, second bullet, states, “All LEP, deaf, and/ or otherwise disabled residents can report sexual abuse directly through non-resident interpreters, who will be made available to them within 24 hours of intake.”</p> <p>During the pre-audit phase, the Program Administrator / PREA Coordinator stated, “Staff are trained that they cannot use other residents to translate. They are advised to use Language Link.”</p> <p>The facility provided Resolution Languagelink Services, Inc., contract for language services. The contract is dated 8.26.2014 and does not appear to have an expiration date.</p> <p>(c) The Polk County Juvenile Detention Center PAQ states the 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. Policy compliance can be found in provision (b) of this standard.</p> <p>Through such reviews, the facility meets the standard requirements.</p>

**Auditor Overall Determination:** Meets Standard

**Auditor Discussion**

Document Review:

1. Polk County Juvenile Detention Center PAQ
2. Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, dated 2022
3. Child Abuse Registry and Criminal Record Disclosure Statement, not dated
4. Polk County CFYS Employee Manual, dated 2017
5. Polk County Child Abuse Registry and Criminal Record Disclosure Statement, not dated

Interviews:

1. Management Analyst

Interviews with the Management Analyst demonstrated the initial criminal history and child abuse registry checks are completed following the interview, before hire, and every year thereafter. Administrative adjudication questions are asked during the interview process and annually during the background history checks.

Site Review Observation:

During review of 18 staff personnel files, this Auditor noted criminal background and child abuse registries were completed before hire and each year thereafter. The agency was unaware of the requirement to ask all promoted employees, who have direct contact with residents directly about previous misconduct described in paragraph (a) of this standard. The agency was unaware of the requirement to 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.

The facility was requested to complete the following action plans:

1. The facility is welcome to provide a memorandum stating a sustainable action plan to address the requirement to ask all promoted employees, who have direct contact with residents directly about previous misconduct described in paragraph (a) of this standard; and,
2. The requirement to 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.

During the onsite review, the agency provided a disclosure statement to ensure the agency does not hire anyone who may have contact with residents, and shall not enlist the services of any contractor who may have contact with residents, who—

- a. 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);
- b. Has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse; or
- c. Has been civilly or administratively adjudicated to have engaged in the activity described in paragraph (a)(2) of this section

The facility Central Intake Supervisor and PREA Compliance Manager provided the following action plan:

115.317 Hiring and Promotion Decisions:

Policy and Procedure Manual updated with the following wording to address asking (1) all promoted employees, who have direct contact with residents directly about previous misconduct described in paragraph (a) of this standard & (2) the requirement to 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.

Included is the form titled: 115.317 Hiring and Promotion Decisions Child Abuse Registry and Criminal Record Disclosure Statement

(a) The Polk County Juvenile Detention Center PAQ states the 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:

- 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);
- Has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse; or
- Has been civilly or administratively adjudicated to have engaged in the activity described in paragraph (a)(2) of this section.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, policy 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), page 140, section (1-H) Prevention – Hiring and promotion decisions, third bullet states, ‘Applicants and employees being considered for promotion will be disqualified upon learning of any history of substantiated allegations of sexual abuse in an institutional setting or in the community. Potential staff members will be

disqualified upon learning of any criminal convictions including domestic violence, child abuse, stalking, and sex offenses.”

The facility provided a Child Abuse Registry and Criminal Record Disclosure Statement. The statement has applicant attest to the following:

1. “Have you engaged in sexual abuse in prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. 1997-see reverse side of this page for definition)?
2. Have you 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?
3. Have you been civilly or administratively adjudicated to have engaged in the activity described in paragraph 2. above?

I hereby state by my signature below, that I have no history of a criminal record or substantiated instances of child abuse, neglect or sexual abuse.”

(b) The Polk County Juvenile Detention Center PAQ states agency policy requires the consideration of any incidents of sexual harassment when determining to hire and or promote anyone, or to enlist services of any contractor, who may have contact with youth.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, policy 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), page 140, section (1-H) Prevention – Hiring and promotion decisions, first bullet states, “Potential staff members and employees being considered for promotion will receive a thorough background and child abuse history check prior to being employed at the Center or earning a promotion.”

(c) The Polk County Juvenile Detention Center PAQ states 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. In the past 12 months, the number of persons hired who may have contact with residents who have had criminal background record checks was zero.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, policy 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), page 140, section (1-H) Prevention – Hiring and promotion decisions, second bullet states, “Administrative staff will conduct two reference checks on each newly hired staff, at which time they will contact prior institutional employers to obtain information on substantiated allegations of sexual abuse.”

(d) The Polk County Juvenile Detention Center PAQ states the 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. In the past 12 months, 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 is one.

Polk County CFYS Employee Manual page 78, first paragraph, states, “Prior to being offered a position at CFYS all employees, volunteers, contracted employees in Detention and interns will be subject to a criminal, child and dependent adult abuse and driving record check. All checks are repeated on a yearly basis.”

(e) The Polk County Juvenile Detention Center PAQ states the 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.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, policy 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), page 140, section (1-H) Prevention – Hiring and promotion decisions, fourth bullet states, “Employees will receive a criminal background check every year.”

(f) The facility provided a Polk County CFYS Employee Manual. Page 143, section 1-H Prevention – Hiring and promotion decisions, first bullet states, “Potential staff members and employees being considered for promotion will receive a thorough background and child abuse history check prior to being employed at the Center or earning a promotion.

Page 144, first bullet states, “PCJDC shall not hire or promote anyone who may have contact with residents and shall not enlist 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 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. The agency shall consider any incidence 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.

(g) The Polk County Juvenile Detention Center PAQ states that agency policy states that material omissions regarding such

misconduct, or the provision of materially false information, shall be grounds for termination.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, policy 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), page 141, section (1-H) Prevention – Hiring and promotion decisions, first bullet states, “Material omissions regarding sexual misconduct or the provision of materially false information shall be grounds for termination.”

(h) Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, policy 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), page 141, section (1-H) Prevention – Hiring and promotion decisions, second bullet states, “JDC will provide information on substantiated allegations of sexual abuse or sexual harassment involving a former employee upon receiving a request from an institutional employer.”

Through such reviews, the facility meets the standard requirements.

115.318	<b>Upgrades to facilities and technologies</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:  1. Polk County Juvenile Detention Center PAQ</p> <p>Interviews:  1. Director of Community Family Youth Services Center</p> <p>Interviews with the Agency Head demonstrated the facility has not acquired a new facility or made any substantial expansions, since the last PREA audit. The Agency Head stated there are very few areas of the facility that are not monitored by cameras, phones that move around with staff and staff wear duress buttons on their bodies should immediate reporting needs exist.</p> <p>Site Review Observation:  Multiple cameras were witnessed throughout the facility. Blind spots were not witnessed in any area of the facility. Staff were able to demonstrate how their duress devices would work in the case of an emergency.</p> <p>(a) The Polk County Juvenile Detention Center PAQ states the facility has not acquired a new facility or made substantial expansions or modifications to existing facilities since the last PREA audit.</p> <p>(b) The Polk County Juvenile Detention Center PAQ states the agency or 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.</p> <p>Through such reviews, the facility meets the standard requirements.</p>

**115.321 Evidence protocol and forensic medical examinations**

**Auditor Overall Determination:** Meets Standard

**Auditor Discussion**

Document Review:

1. Polk County Juvenile Detention Center PAQ
2. Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, dated 2022
3. Memorandum of Understanding, Mercy Hospital, Iowa Health Systems, Planned Parenthood of Greater Iowa, and Broadlawns Medical Center, dated 2.14.2006
4. Polk County Community Family & Youth Services Memorandum of Agreement, Polk County Sheriff, dated 5.18.2018

Interviews:

1. Random Residents
2. Targeted Residents
3. Youth Service Workers
4. Nurse
5. PREA Compliance Managers
6. Program Administrator / PREA Coordinator

Resident interviews demonstrated PREA postings throughout the facility had call information to hotlines and advocate services.

Every staff interviewed clearly articulated first responder duties to include protecting, preserving and reporting.

Interviews with the facility Nurse, PREA Compliance Managers and Program Administrator / PREA Coordinator demonstrated the facility has not had a youth sent for a forensic medical examination in the past 12 months.

Site Review Observation:

The facility has not sent a youth for a forensic medical exam in the past 12 months.

(a) The Polk County Juvenile Detention Center PAQ states the agency/facility is responsible for conducting administrative sexual abuse investigations (including resident-on-resident sexual abuse or staff sexual misconduct). The agency/facility is not responsible for conducting criminal sexual abuse investigations (including resident-on-resident sexual abuse or staff sexual misconduct). Criminal Investigations are conducted by the Polk County Sheriff Office & Department of Human Services (DHS).

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 150, section 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), Investigations, states, "PCJDC Program Administrator will ensure all reports of sexual abuse are investigated promptly, thoroughly, and objectively for all allegations including third-party and anonymous reports. Reports of a resident on resident sexual abuse will be reported to local law enforcement for criminal investigation. Reports of staff on resident sexual abuse will be reported to the local law enforcement for criminal investigation. All PCJDC staff shall cooperate with outside investigators and shall endeavor to remain informed about the progress of the investigation. PCJDC does not terminate an investigation solely because the source of the allegation recants the allegation."

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 150, section 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), 6-A Administrative Investigations, states, "The Program Administrator will conduct administrative investigations after receiving reports of any type of abuse or harassment to determine whether staff actions or failures to act contributed to the abuse/harassment. Investigations shall be documented in written reports that include a description of the physical and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings. PCJDC shall retain all written reports referenced above for as long as the alleged abuser is incarcerated or employed by the agency, plus five years. The departure of the alleged abuser or victim from employment or control of the facility shall not provide a basis for termination of the investigation. Sexual harassment behavior which could potentially rise to the level of criminal behavior as defined by Iowa Code Section 708.7, will be referred for investigation by local law enforcement (Polk County Sheriff). PCJDC has requested that the Polk County Sheriff follow the requirements of paragraphs 115.321 (a) through (e) of the National PREA Standards for Juvenile Facilities. PCJDC maintains documentation showing that the investigators have completed the required training."

The facility provided a Polk County Community Family & Youth Services Memorandum of Agreement, Polk County Sheriff for Investigations of Juvenile Sexual Abuse/Harassment. This memorandum demonstrates the Polk County sheriff Office will complete sexual abuse investigations for the Polk County Juvenile Detention Facility. This memorandum is signed on 4.5.201 by the Program Administrator and 5.18.2018 by the Polk County Sheriff. This memorandum has no apparent expiration date.

(b) The Polk County Juvenile Detention Center PAQ states the protocol being developmentally is appropriate for youth is not

applicable as the agency does not complete administrative or criminal sexual abuse investigations.

(c) The Polk County Juvenile Detention Center PAQ states the facility offers all residents who experience sexual abuse access to forensic medical examinations. Forensic examinations are offered at no cost to the victim. Where possible, all examinations are conducted by SAFE or SANE examiners. There have been zero medical exams, SAFE/SANE exams performed in the last 12 months.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 141, section 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), 2-A Treatment of alleged victim, fifth bullet, states, "Team Leader/Program Administrator will contact the Crisis and Advocacy Program offered through Polk County and immediately enlist the crisis intervention services of an Advocate from that agency. The victim advocate will accompany the victim through the entire investigation process, including the forensic medical exam."

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 142, section 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), 2-A Treatment of alleged victim, first bullet, states, "Staff members will work with Juvenile Court and local law enforcement to arrange medical treatment/examination of the alleged victim. The youth will be seen by medical personnel as they employ qualified forensic medical examiners trained in the unique conditions of younger victims of sexual abuse. At this time, the victim will have access to timely medical treatment, and a forensic medical exam, free of charge."

The facility provided a Memorandum of Understanding, Mercy Hospital, Iowa Health Systems, Planned Parenthood of Greater Iowa, and Broadlawns Medical Center. Page 1, first paragraph of the memorandum of understanding, states, "This Memorandum is created to clarify the process of the Sexual Assault Response Team (SART) in credentialing nurses to perform sexual assault examinations for victims of sexual assault in Des Moines areas hospitals and clinics."

On 7.9.2022 at 2:31 pm, this Auditor contacted Mercy Medical Center at 1111 6th Avenue, Des Moines, IA 50314 at phone number 515.247.3121. Upon proper introductions and stating the reason for the call, the Auditor was transferred to the Emergency Room. Upon proper introductions and stating the reason for the call, the Auditor was transferred to Emergency Room ED Nurse who stated SANE nurses and a patient advocate is on call to perform exams. The ED Nurse stated the facility is aware residents can be treated for SANE/SAFE exams for facilities in the Des Moines area.

(d) The Polk County Juvenile Detention Center PAQ states the facility attempts to make a victim advocate from a rape crisis center available to the victim, in person or by other means. All efforts are documented. If a rape crisis center is not available to provide victim advocate services. The facility does employ qualified staff member to accompany victims.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 141, section Alleged Sexual Assault Response Protocol, states, "PCJDC administration has developed this protocol, based on the U.S. Department of Justice's "A National Protocol for Sexual Assault Medical Forensic Examinations, Adults/Adolescents." Polk County Juvenile Detention Center administration will update the protocol upon publication of updated editions, or similarly comprehensive and authoritative protocols are developed. An updated policy will be kept on file at the center, for reference purposes, in the event of an alleged sexual assault."

On 7.10.2022, this Auditor phoned the Polk County and Advocacy Center. The Executive Director explained the center works with all sexual assault victims regardless of whether or not it is a criminal matter. The facility does not have nor need a specific MOU with the center as they work with all victims incarcerated and or public, in Polk County. The Executive Director also stated each of their staff are mandatory reporters and would reports of abuse. The agency website is: <https://www.polkcountyiowa.gov/community-family-youth-services/community-and-family/crisis-advocacy-services/>

(e) The Polk County Juvenile Detention Center PAQ states if 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.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 143, section 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), 2-A Treatment of alleged victim, third bullet, states, "Team Leader/Program Administrator will contact the Crisis and Advocacy Program offered through Polk County and immediately enlist the services of an Advocate from that agency. The victim advocate will accompany the victim through the entire investigation process, including the forensic medical exam."

(f, g) The Polk County Juvenile Detention Center PAQ states if the agency is not responsible for investigating administrative or criminal allegations of sexual abuse and relies on another agency to conduct these investigations, the agency has requested that the responsible agency follow the requirements of paragraphs §115.321 (a) through (e) of the standards.

Through such reviews, the facility meets the standard requirements.





115.322	<b>Policies to ensure referrals of allegations for investigations</b>
	<p><b>Auditor Overall Determination:</b> Meets Standard</p> <p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Polk County Juvenile Detention Center PAQ</li> <li>2. Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, dated 2022</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Youth Service Workers</li> <li>2. Team Lead</li> <li>3. PREA Compliance Managers</li> </ol> <p>Resident and staff interviews demonstrated each can report incidents of sexual abuse and sexual harassment through the grievance process, reporting to a family member, reporting to staff or utilizing the hotline. Each stated being comfortable reporting incidents of sexual harassment and assault, primarily in person.</p> <p>Site Review Observation:</p> <p>The facility has not had an allegation of sexual harassment or sexual abuse in the past 12 months.</p> <p>(a) The Polk County Juvenile Detention Center PAQ states the agency ensures that an administrative or criminal investigations are completed for all allegations of sexual abuse and sexual harassment. In the past 12 months the facility has had zero allegations of sexual abuse and sexual harassment that were received.</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 150, section 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), 6-A Administrative Investigations, states, "The Program Administrator will conduct administrative investigations after receiving reports of any type of abuse or harassment to determine whether staff actions or failures to act contributed to the abuse/harassment. Investigations shall be documented in written reports that include a description of the physical and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings. PCJDC shall retain all written reports referenced above for as long as the alleged abuser is incarcerated or employed by the agency, plus five years. The departure of the alleged abuser or victim from employment or control of the facility shall not provide a basis for termination of the investigation. Sexual harassment behavior which could potentially rise to the level of criminal behavior as defined by Iowa Code Section 708.7, will be referred for investigation by local law enforcement (Polk County Sheriff). PCJDC has requested that the Polk County Sheriff follow the requirements of paragraphs 115.321 (a) through (e) of the National PREA Standards for Juvenile Facilities. PCJDC maintains documentation showing that the investigators have completed the required training."</p> <p>(b-c) The Polk County Juvenile Detention Center PAQ states the agency has a policy that requires 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 agency's policy regarding the referral of allegations of sexual abuse or sexual harassment for a criminal investigation is published on the agency website or made publicly available via other means. The facility provided the agency policy on its website at <a href="https://www.polkcountyiowa.gov/community-family-youth-services/juvenil-e-detention/prea/">https://www.polkcountyiowa.gov/community-family-youth-services/juvenil-e-detention/prea/</a></p> <p>(d) This standard is not applicable as the facility completes Administrative Investigations and the Polk County Sheriff's Office is responsible for conducting Criminal Investigations.</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 144, section 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), 3-A Investigation of the Incident, second bullet, states, "Each and every step that staff members and members of the management team take to initiate and assist in the investigation will be meticulously documented, from the allegation of the accuser to the outcome of the investigation."</p> <p>Third bullet states, "The Program Administrator or designee will contact Law Enforcement (Polk County Sheriff's Office) with the authority to conduct criminal investigations, as well as Child Protective Services in order to begin an investigation into the incident. "</p> <p>Through such reviews, the facility meets the standard requirements.</p>

**Auditor Overall Determination:** Meets Standard

**Auditor Discussion**

Document Review:

1. Polk County Juvenile Detention Center PAQ
2. Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, dated 2022
3. Polk County PREA Training New Staff PowerPoint, not dated
4. Polk County PREA Training Online Refresher PowerPoint, not dated
5. Polk County Juvenile Detention Center PREA Refresher, dated 6.2013
6. Polk County Juvenile Detention Prison Rape Elimination Act (PREA) Training Acknowledgment, not dated
7. Post Audit: Training Sign In Sheets, not dated

Interviews:

1. Youth Service Aids
2. Youth Service Workers
3. Youth Service Worker Team Lead
4. PREA Compliance Managers

Interviews with facility staff demonstrated each were aware of and received initial and annual PREA training. When prompted, staff could speak to various information regarding separating residents, preserving resident's persons, posting a staff in the alleged area of the reported allegation until the police could arrive to collect evidence and notifying their Team Lead or the supervisor on duty.

Site Observation:

Review of personnel files demonstrated staff had received PREA training upon hire and annual training taking place, every other year. The facility was unaware of the requirement to document employee refresher training on years when annual training is not completed.

The facility was requested to complete the following action plan:

The facility is welcome to provide a memorandum stating a sustainable action plan to ensure employee refresher education is documented on years in which annual training is not completed.

The facility Central Intake Supervisor and PREA Compliance Manager provided the following action plan:

Staff will complete documented refresher training quarterly on a yearly basis. I have included the sign-in sheets that we will use. They are titled as:

- 115.331 Employee Training Quarterly PREA Sign-In Sheet March
- 115.331 Employee Training Quarterly PREA Sign-In Sheet June
- 115.331 Employee Training Quarterly PREA Sign-In Sheet September
- 115.331 Employee Training Quarterly PREA Sign-In Sheet December

Post audit, the facility provided four Training Sign In Sheets, each with a different topic, Topics include:

- Completing and Incident Report, Investigations, & Encouraging Residents to Report Sexual Abuse (completed in December through on-line training)
- Resident Privacy, Ways Residents Can Report, & Resident Support Services (completed in June through on-line training)
- PREA Basics, Effects of Abuse, & Professional Communication & Boundaries (completed in March through on-line training)
- Helping Residents Who Primarily Speak Another Language, Reporting Knowledge, Suspicion, or Information, & First Responder Duties (completed in September through on-line training)

Trainings are documented by employee printed name and signature on the Training Sign-In Sheets.

(a) The Polk County Juvenile Detention Center PAQ states the agency trains all employees who may have contact with Residents in all required provisions of this standard. PAQ states, "Staff will be required to watch Cross-Gender and Transgender Pat Searches <https://vimeo.com/183649668>

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 146, section 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), Sexual Abuse Training and Education, states, "Polk County Juvenile Detention Center staff receives training during the first six months of employment and bi-annual refresher training on the topic of sexual abuse. In years in which an employee does not receive refresher training, staff will receive refresher information on current sexual abuse and sexual harassment policies and procedures. Volunteers and contractors will receive an abbreviated training annually. Following training, Polk County Juvenile Detention Center will require all employees, volunteers, and contractors who have direct contact with the residents to sign documentation stating they understand the training. Polk County Juvenile Detention Center Administration will maintain documentation of all employees, contractors, and volunteers signatures."

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 146, section 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), states, "4-A Juvenile Detention Staff Training covers an array of topics relating to sexual assault, is tailored to the unique needs of the Polk County Juvenile Detention Center and will ensure employees:

- Are able to fulfill their responsibilities under agency sexual abuse prevention, detection, and response policies in regard to PREA standards and relevant laws
- Are educated on the agency's most current sexual abuse policies and procedures
- Understand a resident's right to be free from sexual abuse
- Understand the right of residents and employees to be free from retaliation for reporting sexual abuse
- Learn dynamics of sexual abuse and sexual harassment in juvenile facilities
- Learn common reactions of juvenile victims of sexual abuse and harassment
- Are able 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
- Are able to avoid inappropriate relationships with residents
- Learn how to communicate effectively and professionally with residents, including lesbian, gay, bisexual, transgender, intersex or gender non-conforming residents
- Learn how to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities
- Understand that youth in the care of PCJDC may never consent to sexual activity with staff personnel."

The facility provided a Polk County PREA Training New Staff PowerPoint. Training topics include:

- PREA History
- PCJDC Policy Statement
- Age of Consent
- Definitions
- Facts of the Profession
- Communicating Professionally
- Youth on Youth Assault Prevention
- Staff on Youth Assault Prevention
- Accommodating Residents with special needs
- Assessment and Placement of Residents
- PREA Risk Assessment
- Use of monitoring technology
- Vehicle cameras
- 400 Blind Spots
- Blind Spots
- Cross-gender viewing & searches
- Sexual Assault Response Policy
- Sexual Assault Allegation Coordinated Response Plan
- Sexual Assault Incident Form
- Unannounced Supervisor Rounds
- Common reactions of sexual abuse victims
- Youth Reporting
- Zero Tolerance Policy Form
- Youth reporting policy – Residents rights to be free from sexual abuse/harassment and retaliation from reporting sexual abuse.
- Staff Reporting
- Protection against retaliation
- Warning signs
- Disciplinary Sanctions (Staff)
- Disciplinary Sanctions (Youth)
- Avoiding inappropriate relationships with residents – Do's and Don'ts

(b) The Polk County Juvenile Detention Center PAQ states training is tailored to the unique needs and attributes and gender of residents at the facility. The PAQ states, "Everyone receives training on managing opposite gender populations due to the makeup of the facility."

(c) The Polk County Juvenile Detention Center PAQ states between trainings the agency provides employees who may have contact with residents with refresher information about current policies regarding sexual abuse and sexual harassment. The frequency with which employees who may have contact with residents receive refresher training on PREA requirements, yearly. Policy compliance can be found in provision (a) of this standard.

The facility provided a Polk County PREA Training Online Refresher PowerPoint. Training topics include:

- PREA History

- Update / Audit (Improvements)
- PCJDC Policy Statement
- Age of Consent
- Definitions
- Facts of the Profession
- Communicating Professionally
- Youth on Youth Assault Prevention
- Staff on Youth Assault Prevention
- Accommodating Residents with special needs
- Assessment and Placement of Residents
- PREA Risk Assessment
- Use of monitoring technology
- Vehicle cameras
- 400 Blind Spots
- Cross-gender viewing & searches
- Sexual Assault Response Policy
- Sexual Assault Allegation Coordinated Response Plan
- Sexual Assault Incident Form
- Unannounced Supervisor Rounds
- Common reactions of sexual abuse victims
- Youth Reporting
- Zero Tolerance Policy Form
- Youth reporting policy – Residents rights to be free from sexual abuse/harassment and retaliation from reporting sexual abuse.
- Staff Reporting
- Protection against retaliation
- Warning signs
- Disciplinary Sanctions (Staff)
- Disciplinary Sanctions (Youth)
- Case Scenarios
- Avoiding inappropriate relationships with residents – Do's and Don'ts

The facility provided Polk County Juvenile Detention Center PREA Refresher trainings. Monthly refresher trainings include the following topics.

- Monitoring Safety and Security
- PREA Basics
  - o Zero Tolerance
  - o Dynamics of Sexual Abuse in Juvenile Facilities
  - o Detecting Signs of Sexual Abuse
- Handling Disclosures of Abuse
- Common Reactions to Abuse
- Professional Communication and Boundaries
- Resident Privacy
  - o Housing Unit Assignments
  - o Pat and Strip Searches
- Ways Residents Can Report
- Resident Support Services
- Helping Residents Who Primarily Speak Another Language
- Duty to Report: Knowledge, Suspicion, or Information
- First Responder Duties
- Completing a PREA Incident Report
- Investigations
- Encouraging Residents to Report Sexual Assault

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

The facility provided a Polk County Juvenile Detention Prison Rape Elimination Act (PREA) Training Acknowledgment. This acknowledgment documents:

- Polk County Juvenile Detention Center's (PCJDC's) PREA Compliance Policy;
- PCJDC's zero-tolerance policy for sexual abuse and sexual harassment;
- How to fulfill your responsibilities under the PREA Compliance Policy's sexual abuse and sexual harassment prevention, detection, reporting and response policies & procedures;

- Residents' right to be free from sexual abuse and sexual harassment;
- How to utilize the Intake PREA screening assessment tool;
- The right of residents and employees to be free from retaliation for reporting sexual abuse & sexual harassment;
- The dynamics of sexual abuse and sexual harassment in juvenile facilities;
- The common reactions of juvenile victims of sexual abuse and sexual harassment;
- 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;
- How to avoid inappropriate relationships with residents;
- How to communicate effectively and professionally with residents, including lesbian, gay, bisexual, transgender, intersex, or nonconforming residents;
- How to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities;
- Relevant laws regarding the applicable age of consent.

I certify I have participated in the PCJDC PREA compliance training covering these topics and understand the material covered in the training topics listed above.

Through such reviews, the facility meets the standard requirements.

115.332	<b>Volunteer and contractor training</b>
	Auditor Overall Determination: Meets Standard
	Auditor Discussion

Document Review:

1. Polk County Juvenile Detention Center PAQ
2. Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, dated 2022
3. Polk County Juvenile Detention Center PREA for Volunteers and Contractors of the Polk County Juvenile Detention Center, dated 2014
4. Polk County Juvenile Detention Center Prison Rape Elimination Act of 2003 Volunteer and Contractor Acknowledgment, not dated

Interviews:

1. PREA Compliance Managers

The PREA Compliance Managers stated mental health contractors have initial and annual training that is provided to all staff per §115.331 as well as specialized training for medical and mental health staff.

Site Observation:

File review of one mental health contractor demonstrated PREA training had occurred in June of 2022.

(a) The Polk County Juvenile Detention Center PAQ states 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 harassment prevention, detection, and response. 10 contractors, who have contact with residents, have completed the required training.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 147, section 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), 4-C Volunteers, low-contact contractors training, states,

"Detention Center will have interns, medical practitioners, and mental health practitioners, and various other volunteers and miscellaneous contractors working in the center. These volunteers and contractors who have a low level of contact will meet with the center director prior to contact with residents to ensure that they:

- Are able to fulfill their responsibilities under agency sexual abuse prevention, detection, and response policies in regard to PREA standards and relevant laws
- Understand the Polk County Juvenile Detention center's zero tolerance policy regarding all forms of sexual abuse
- Are trained in how to report sexual abuse to juvenile direct care staff and/or juvenile court services staff when appropriate."

The facility provided a Polk County Juvenile Detention Center PREA for Volunteers and Contractors of the Polk County Juvenile Detention Center. Training topics include:

- PREA Introduction
- Sexual violence against offenders is a security issue.
- Sex acts committed by staff, contractors, or volunteers with offenders is a crime.
- Victims of prison rape suffer severe psychological and physical effects that hinder their ability to integrate back into society.
- There is no allowable sexual contact between offenders
- There is no consent for sexual behavior with an offender
- Offender-on-Offender Sexual Assault
- All other unwanted sexual behavior
- Staff, Contractor, or Volunteer Sexual Misconduct with Offenders
- Staff, Contractor, or Volunteer Sexual Harassment with Offenders
- How does this impact you as a contractor of volunteer?
- Report Misconduct
- Zero Tolerance – No Retaliation

(b) The Polk County Juvenile Detention Center PAQ states the level and type of training provided to volunteers and contractors is based on the services they provide and level of contact they have with residents. All volunteers and contractors who have contact with residents have been notified of the agency's zero-tolerance policy regarding sexual abuse and sexual harassment and informed how to report such incidents. Policy compliance can be found in provision (a) of this standard.

(c) The Polk County Juvenile Detention Center PAQ states the agency maintains documentation confirming that the volunteers and contractors understand the training they have received.

The facility provided a Polk County Juvenile Detention Center Prison Rape Elimination Act of 2003 Volunteer and Contractor Acknowledgment. This acknowledgment documents volunteer and contractor participation on training of Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual.

Through such reviews, the facility meets the standard requirements.



**Auditor Overall Determination:** Meets Standard

**Auditor Discussion**

Document Review:

1. Polk County Juvenile Detention Center PAQ
2. Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, dated 2022
3. Polk County Juvenile Detention Center Policy 6.5, Subject Zero Tolerance, not dated
4. Youth Handbook Polk County Juvenile Center, pages not dated
5. PCJDC Orientation Quiz, Juvenile Handbook, not dated
6. Zero Tolerance Flyer, not dated

Interviews:

1. Random Residents
2. Targeted Residents
3. Intake Specialist
4. PREA Compliance Managers

Interviews with residents demonstrated their reporting knowledge of PREA, reporting options to staff, writing a grievance, telling a friend, notifying a family member and or utilizing the hotline numbers posted on Zero-tolerance Posters throughout the facility.

Site Observation:

Of the 10 resident files reviewed, each demonstrated evidence of required 72-hour and 10-day comprehensive PREA education had been completed, timely.

(a) The Polk County Juvenile Detention Center PAQ states 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. 384 residents admitted in the past 12 months were given information at intake.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 147, section 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), 4-D Resident education and training, states, "During the intake process, staff educates residents, in an age appropriate fashion, on the following:

- Polk County Juvenile Detention Center's zero tolerance policy regarding all forms of sexual abuse and harassment
- How to report incidents of sexual abuse/harassment (to JCO or staff) Within 10 days of intake, residents will be provided comprehensive age-appropriate education through handouts and staff presentation regarding:
- Their right to be free from sexual abuse and free from retaliation for reporting abuse
- PCJDC sexual abuse response policies and procedures

L.E.P., deaf, visually impaired, or otherwise disabled residents will be provided the training information in a format that accommodates their individual needs. PCJDC will verify resident attendance at training sessions and maintain written verification of attendance. Pamphlets will be continuously and readily available to residents at all times providing such education."

(b) The Polk County Juvenile Detention Center PAQ states the number of those residents admitted in the past 12 months who received comprehensive age-appropriate education on their rights to be free from sexual abuse and sexual harassment, from retaliation for reporting such incidents, and on agency policies and procedures for responding to such incidents within 10 days of intake was 267.

(c) The Polk County Juvenile Detention Center PAQ states of those who were not educated during 30 days of intake, all residents have been educated subsequently. All juveniles have been trained. Agency policy requires that residents who are transferred from one facility to another be 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 agency policies and procedures for responding to such incidents to the extent that the policies and procedures of the new facility differ from those of the previous facility. The PAQ states, "Due to Covid19 CDC quarantine requirements, some youth were unable to watch the PREA video until out of quarantine. The PREA Zero-tolerance policy was reviewed upon admission."

The facility provided a Zero Tolerance flyer states,  
RIGHT TO REPORT

"If you, or someone you know, are experiencing sexual abuse or sexual harassment, Polk County Juvenile Detention Center wants to know. We want you to report right away! Why?

- We want to keep YOU safe; it is our job! It is your right to be free from sexual abuse and sexual harassment.
- You have the right to be free from retaliation from reporting abuse/harassment. • We want to conduct an investigation of the reported incident.

- We want to hold the perpetrator accountable for his/her actions.
- We want to provide YOU with relevant information and support services.

#### HOW TO REPORT

Polk County Juvenile Detention Center offers multiple ways to report sexual abuse and sexual harassment. Reports can be made anonymously.

- Call DHS, Child Protection Assessment at 1-800-362-2178 PO Box 4826, Des Moines, IA 50305.
- The National Sex Abuse Hotline at 1-800-656-4673.
- Report to any staff, volunteer, contractor, or medical or mental health staff.
- Submit a grievance. • Report to the PREA coordinator or PREA compliance manager.
- Tell a family member, friend, legal counsel, or anyone else outside the facility. They can report on your behalf by calling the Program Administrator at (515) 286-2100.
- You also can submit a report on someone's behalf, or someone at the facility can report for you using the ways listed here.

#### VICTIM SUPPORT SERVICES

- Polk County Juvenile Detention Center has partnered with Polk County Crisis and Advocacy to provide survivors of sexual abuse with emotional support services. To access these services, contact (515) 286-3600”

Polk County Juvenile Detention Center Policy 6.5, Subject Zero Tolerance, page 15, top of page states, “The Polk County Juvenile Detention Center has a strict, zero-tolerance policy regarding all forms of sexual abuse/harassment. You have the right to be free from retaliation for reporting abuse/harassment. If you are believed to have committed sexual abuse/harassment, you will be prosecuted to the full extent of the law and will be isolated from peers for the remainder of your stay.

If you have been the victim of sexual abuse/harassment or have witnessed sexual abuse/harassment, there are multiple ways for you to make a report. First, you can make a verbal report to a staff member, Team Leader or teaching staff. You can also make a report in “Letter to the Administrator: in which you place in a sealed envelope without writing your name and give to staff. You can also report it to your Juvenile Court Officer via phone or by contacting DHS Child Protection Assessment at 1.800.362.2178 or DH, P.O. Box 4826, Des Moines, IA 50305. All reports of sexual abuse/harassment will be treated seriously, forwarded to the Program Administrator and will be investigated promptly.

If you wish to access emotional support service related to sexual abuse/harassment you may call the local rape/sexual assault counseling and advocacy program provided by Polk County, If you ask to call, the staff will connect you promptly and discreetly.”

Youth attest to receipt of this document through their signature and date.

(d) The Polk County Juvenile Detention Center PAQ states Resident PREA education is available in accessible formats for all residents including those who are limited English proficient, deaf, visually impaired, otherwise disabled or have limited reading skills.

The facility provided page 6 of the Youth Handbook. The first paragraph states, “The Polk County Juvenile Detention Center follows the Prison Rape Elimination Act of 2003 (PREA) and has a strict, zero-tolerance policy regarding all forms of sexual abuse/harassment. You have the right to be free from sexual abuse/harassment and free from retaliation for reporting abuse/harassment. If you are believed to have committed sexual abuse/harassment, you will be prosecuted to the full extent of the law and will be isolated from peers for the remainder of your stay.

If you have been the victim of sexual abuse/harassment or have witnessed sexual abuse/harassment, or have experienced retaliation as a result of making a report of abuse or harassment, there are multiple ways for you to make a report. First you can make a verbal report to a staff member, Team Leader or teaching staff. You can also make a report in a “Letter to the Administrator” in which you place a letter in a sealed envelope without writing your name and give to staff stating this is for the Administrator. You can report it to your Juvenile Court Officer via phone. All reports of sexual abuse / harassment will be treated seriously, forwarded to the Program Administrator and will be investigated promptly.

When in or after leaving Polk County Juvenile Detention Center, you can contact the following numbers at any time to report any form of sexual abuse/harassment:

Iowa Sex Abuse Hotline: 1.800.284.7821

National Sex Abuse Hotline: 1.800.656.4673

Department of Human Services, Child Protection Assessment at 725.2727

Polk County Victim and Advocacy Services 515.286.3600”

(e) The Polk County Juvenile Detention Center PAQ states the facility maintains documentation of resident participation in PREA education sessions.

Polk County Juvenile Detention Center Policy 6.5, Subject Zero Tolerance, upon arrival, educates youth on the facility zero tolerance policy against sexual abuse and sexual harassment and reporting information via telling a staff, writing an

administrator, or calling the Juvenile Court Officer or the local rape/sexual assault advocate. Youth and staff sign and date acknowledgment of receipt of this policy.

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

The facility provided a Zero Tolerance Flyer. This flyer provides residents with the following:

- Right to Report
- How to Report to include internal and external contact names and phone numbers.
- Victim Support Services to include a contact number.

Through such reviews the facility meets the standard requirements.

115.334	<b>Specialized training: Investigations</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Polk County Juvenile Detention Center PAQ</li> <li>2. Agency Investigator Training Certificates</li> </ol> <p>Interviews and on-site file review:</p> <ol style="list-style-type: none"> <li>1. PREA Compliance Managers</li> <li>2. Program Administrator / PREA Coordinator</li> </ol> <p>Interviews with the Program Administrator/ PREA Coordinator and the PREA Compliance Managers demonstrated criminal investigations are conducted by Polk County Sheriff's Department. As of recent, administrative investigations are now, completed by the Program Administrator and the PREA Compliance Managers.</p> <p>During the pre-audit phase, the Auditor worked with the administrative team in regard to the facility completing administrative investigations as opposed to law enforcement. Through discussions, the administrative team decided, post audit, to complete specialized training through the National Institute of Corrections website and the building of facility administrative investigation forms. Moving forward, the facility is now prepared to conduct their own administrative investigations.</p> <p>(a-b) The Polk County Juvenile Detention Center PAQ states this standard is not applicable as the facility does not conduct administrative or criminal sexual harassment or abuse investigations.</p> <p>(c) The Polk County Juvenile Detention Center PAQ states the agency maintains documentation showing that investigators have completed the required training. The facility provided the following certificates for the agency investigator.</p> <ul style="list-style-type: none"> <li>• National Institute of Corrections - Certificate of Completion, PREA: Investigating Sexual Abuse in a Confinement Setting, dated 1.27.2021</li> </ul> <p>Through such reviews the facility meets the standard requirements.</p>

115.335	<b>Specialized training: Medical and mental health care</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Polk County Juvenile Detention Center PAQ</li> <li>2. Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, dated 2022</li> <li>3. Three National Institute of Corrections, Certificate of Completion, PREA 201 for Medical and Mental Health Practitioners</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Nurse</li> </ol> <p>The interview with the Nurse demonstrated she has received specialized medical mental health training through the National Institute of Corrections website. The Nurse stated she also completes monthly and annual training through facility refreshers.</p> <p>Site Observation:</p> <p>File review of the Nurse training records demonstrated she had completed specialized medical and mental health training as well annual training.</p> <p>(a) The Polk County Juvenile Detention Center PAQ states the agency has a policy related to the training of medical and mental health practitioners who work regularly in its facilities. The facility has two (100%) contractors who work at the facility have received training required by agency policy.</p> <p>Three National Institute of Corrections, Certificate of Completion, PREA 201 for Medical and Mental Health Practitioners. Training was completed on 8.2.2022, 8.3.2022</p> <p>(b) The Polk County Juvenile Detention Center PAQ states their medical staff do not conduct forensic medical exams.</p> <p>(c) The Polk County Juvenile Detention Center PAQ states the agency maintains documentation showing that medical and mental health practitioners have completed the required training.</p> <p>Through such reviews the facility meets the standard requirements.</p>

**Auditor Overall Determination:** Meets Standard

**Auditor Discussion**

Document Review:

1. Polk County Juvenile Detention Center PAQ
2. Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, dated 2022
3. PDJDC PREA Risk Assessment, not dated

Interviews:

1. Residents
2. Intake Specialist

Interviews with residents demonstrated they had been asked risk questions regarding possible past victimization, sexual orientation, physical and mental disabilities and populations where they feel most safe.

Interviews with the Intake Specialist demonstrated that risk assessments are completed with each resident within 72 hours of admission. The Intake Specialist stated if past victimization or perpetration was reported she would make proper notification. The Intake Specialists stated she also considers physical size, past crimes, age and sexual orientation to determine where residents are placed in the facility.

Site Observation:

During review of 10 resident files each resident had received screening within 72 hours of admission, primarily on the day of admission, except those residents who were brought in late in the evening, whose risk was completed the following day.

(a) The Polk County Juvenile Detention Center PAQ states the facility has a policy that requires screening, upon admission or transfer, for risk of sexual abuse victimization or sexual abusiveness toward other 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 number of residents entering the facility (either through intake or transfer) within the past 12 months whose length of stay in the facility was for 72 hours or more and who were screened for risk of sexual victimization or risk of sexually abusing other residents within 72 hours of their entry into the facility was 361.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 140, section 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), first bullet, states, "Staff will utilize the "PREA Risk-Assessment" form to determine the residents risk of perpetrating or becoming a victim of sexual abuse with 48 hours. This will be completed upon admission, transfer or bump backs,"

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 138-139, section 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), 1E, Prevention – Assessment and Placement of Residents, eighth bullet, states, "Reassessments shall occur upon the youth being bumped back to PCJDC, additional PREA related issues arise or the youth has been detained for a period of six consecutive months."

- Have you ever been the victim of sexual abuse/harassment/misconduct? (If Yes, see below)
  - o How long ago did the incident(s) occur?
  - o Did the abuse occur in a correctional setting?
- Have you ever engaged in sexual abuse/harassment/misconduct?
- Do you consider yourself gay, bi-sexual, transgender, or intersex? (If Yes, see below)
- If you identify as intersex, which gender of staff would you feel more comfortable with performing a pat down search on you? Male/Female
- Do you feel vulnerable to sexual abuse? (If Yes, see below)
- What type of circumstances do you feel would make you vulnerable?
- Do you feel that you need to be separated from other youth for safety reasons?
- If yes, list the reasons why:
- What are the youth's most recent charges?
- What other charges are in the youth's offense history?
- Is the youth's cognitive or emotional development impaired in any way? If so, how?
- Does the youth have any known mental illnesses or mental disabilities? If so, list:
- Does the youth have any known intellectual, developmental, or physical disabilities? If yes, list:
- Is the youth below 5 ft or 100 lbs (or) above 6 ft or 200 lbs? Is the youth below 14 years of age?

(b/c) The Polk County Juvenile Detention Center PAQ states the Risk assessment is conducted using an objective screening instrument.

The facility provided the PDJDC PREA Risk Assessment. This assessment documents:

- Youth Name/Age
- Date/Time of Intake
- Date/Time of Risk Assessment Completion

Youth Interview (completed by youth – answers will be kept confidential and only used to help ensure your safety and the safety of others.)

1. Have you ever been the victim of sexual abuse/harassment/misconduct? (If Yes, see below)
  - o How long ago did the incident(s) occur?
  - o Did the abuse occur in a correctional setting?
2. Have you ever engaged in sexual abuse/harassment/misconduct?
3. Do you consider yourself gay, bi-sexual, transgender, or intersex? (If Yes, circle one)
  - a) If you identify as intersex, which gender of staff would you feel more comfortable with performing a pat down search on you? Male/Female (circle one)
  4. If you identify as intersex, which gender of staff would you feel more comfortable with performing a pat down search on you? Male/Female
5. Do you feel vulnerable to sexual abuse? Yes/No
  - a) If yes, list reasons:

To be completed by Intake Specialists with input from Juvenile Court when possible)

1. What are the youth's most recent charges?
2. What other charges are in the youth's offense history?
3. Is the youth's cognitive or emotional development impaired in any way? If so, how?
4. Does the youth have any known mental illnesses or mental disabilities? If so, list:
5. Does the youth have any known intellectual, developmental, or physical disabilities? If yes, list:
6. Is the youth below 5 ft or 100 lbs (or) above 6 ft or 200 lbs? Is the youth below 14 years of age?

Age/Size/Stature:

1. Is the youth below 5ft or 100 lbs (or) above 6ft or 200lbs? Yes/No
2. Is the youth below 14 years of age? Yes/No

PREA assessment must be completed within 48 hours of assessment.

(d) Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 138-139, section 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), 1E, Prevention – Assessment and Placement of Residents, first bullet, states,

First bullet states, "Staff will utilize the "PREA risk assessment" form to determine the residents risk of perpetrating or becoming a victim of sexual abuse? Your assessment tool states on the bottom; however, policy needs to state, " this information shall be ascertained through conversations with the resident during the intake process and medical and mental health screenings; during classification assessments; and by reviewing court records, case files, facility behavioral records, and other relevant documentation from the resident's files."

(e) Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 138-139, section 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), 1E, Prevention – Assessment and Placement of Residents, third and fourth bullets, state,

- "Any information obtained during the risk assessment regarding sexual abuse/victimization will be limited to medical and mental health practitioners, and detention staff only to be used to make decisions regarding security.
- All sensitive information that is obtained will not be exploited to the residents' detriment by staff or shared with other residents."

Through such reviews the facility meets the standard requirements.

**Auditor Overall Determination:** Meets Standard

**Auditor Discussion**

Document Review:

1. Polk County Juvenile Detention Center PAQ
2. Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, dated 2022

Interviews:

1. Residents
2. Youth Service Workers
3. Intake Specialist
4. Team Leads

Interviews with residents demonstrated they believed to be placed in a wing where they felt most comfortable. One resident stated they were having an issue with bullying, he reported this to staff and staff moved him the same day and he has felt safe since. The transgender at the facility stated she is placed in a place where she feels safe, and staff held a high regard for her keeping her sexual orientation private.

Formal and informal interviews with staff demonstrated resident risk level is shared; however, they have no details regarding their risk screening information.

The Intake Specialist and Team Leads stated residents placed in the different wings based on their age, propensity of victimization and or perpetration.

Site Observation:

While interviewing residents, the Auditor could ascertain which wings residents came from which aligned with their sexual orientation and or propensity of victimization and or perpetration. The facility has three wings in use, and one wing in particular was used for residents who were young, of a sexual orientation that could cause them to be at risk and those who had disclosed or who had the propensity or past history of being victimized.

(a) The Polk County Juvenile Detention Center PAQ states the facility uses information from the risk screening required by §115.3341 to inform housing, bed, work, education, and program assignments with the goal of keeping separate those residents at high risk of being sexually victimized from those at high risk of being sexually abusive.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 139, 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 1-D Prevention – Assessment and Placement of residents, first and second bullets, state, “Staff will utilize the

- “PREA risk assessment” form to determine the residents risk of perpetrating or becoming a victim of sexual abuse.
- Employees use all information obtained about a resident at intake and throughout their stay when determining housing, bed, program, and education placements. This is completed on an individualized basis with the goal of keeping all residents safe and free from sexual and physical abuse.”

(b) The Polk County Juvenile Detention Center PAQ states 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. The number of residents at risk of sexual victimization who were placed in isolation in the past 12 months was zero. The PAQ states, “Youth deemed at risk of victimization are not placed in isolation in our facility. Alleged offenders would be moved to another wing or facility.”

(c) The Polk County Juvenile Detention Center PAQ states 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.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 139, 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 1-D Prevention – Assessment and Placement of residents, fifth bullet, states, “Gay, lesbian, transgender, bi-sexual and intersex, the youth shall not be assigned to a living unit based on their status and their status will not be used as an indicator of being sexually abusive.”

(d) The Polk County Juvenile Detention Center PAQ states the agency or facility makes housing and program assignments for transgender or intersex residents in a facility on a case-by-case basis.



Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 139, 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 1-D Prevention – Assessment and Placement of residents, second bullet, states, “Employees use all information obtained about a resident at intake and throughout their stay when determining housing, bed, program, and education placements. This is completed on an individualized basis with the goal of keeping all residents safe and free from sexual and physical abuse.”

(e) Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 139, 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 1-D Prevention – Assessment and Placement of residents, seventh bullet, states, “Reassessments shall occur upon the youth being bumped back to PCJDC, additional PREA related issues arise or the youth has been detained for a period of six consecutive months.”

(f) Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 139, 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 1-D Prevention – Assessment and Placement of residents, sixth bullet, states, “A transgender or intersex resident’s own views with respect to their safety shall be given serious consideration.”

(g) Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 205, Policy 9.1, Showing and Hair Care, section second bullet, states, “Juvenciles are required to shower daily, are provided clean clothing daily, and are encouraged to practice healthy hygiene habits. All youth will shower separately from one another. Each resident shall be provided a personal hygiene kit upon admission to his/her assigned living unit. The personal hygiene kit shall provide items needed for the resident to shower at least once a day with a time limit of no more than eight minutes. Deodorant shall be made available to residents in the morning and after showering.”

(h) The Polk County Juvenile Detention Center PAQ states 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: • A statement of the basis for facility’s concern for the residents’ safety, and • The reason or reasons why alternative means of separation cannot be arranged is not applicable as zero youth have been held in isolation. This provision is not applicable as the facility does not utilize isolation.

(i) The Polk County Juvenile Detention Center PAQ states 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. The PAQ states, “No youth is separated from the general population for a period up to 30 days.”

Through such reviews the facility meets the standard requirements.

**Auditor Overall Determination:** Meets Standard

**Auditor Discussion**

Document Review:

1. Polk County Juvenile Detention Center PAQ
2. Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, dated 2022
3. Youth Handbook, Polk County Juvenile Detention Center, August 2020
4. Zero Tolerance Flyer, not dated

Interviews:

1. Random Residents
2. Targeted Residents
3. Youth Service Workers

Staff and residents were comfortable reporting verbally to any staff; however, each interviewed knew the PREA Compliance Managers by name and were comfortable approaching them with questions throughout the onsite review. Residents were also aware of calling the hotline numbers posted, giving a note to staff, telling their Juvenile Community Officer, Judge or a person they trusted.

Site Observations:

PREA Audit notices printed on yellow paper, Zero Tolerance flyers with reporting information, both in English and Spanish were posted throughout the wings, multipurpose area, school, cafeteria, administration and lobby of the facility.

(a) The Polk County Juvenile Detention Center PAQ states the agency has established procedures allowing for multiple internal ways for Residents to report privately to agency officials about sexual harassment, abuse, retaliation and or any type of neglect.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 139, 5.5, section, Preventing Sexual Misconduct Against Youth (PREA Compliance), 5-A Resident Reports of sexual abuse, states, "PCJDC provides multiple internal ways for residents to report easily, privately, and securely sexual abuse, retaliation by other residents or staff for reporting abuse, and staff neglect or violation of responsibilities that may have contributed to sexual abuse. All residents have regular access to direct line staff members, shift leaders, the center director, AEA school teachers, and contractors. Residents are informed upon intake that they may make a verbal report to any of these staff at any time or write a confidential "letter to the director." Also, they are informed they may make a report to their Juvenile Court Officer at any time. Staff will accept reports made verbally, in writing, anonymously, and by third parties. A youth who alleges sexual abuse/harassment may submit a grievance without submitting it to a staff member who is the subject of the complaint. All verbal reports and third-party reports will be immediately put into writing and the center director will be notified immediately. Residents will be provided the tools necessary to write a report. If the resident declines to have third-party assistance in filing a grievance alleging sexual abuse, PCJDC will document the resident's decision to decline assistance."

The facility provided page 6 of the Youth Handbook. The second paragraph states, "If you have been the victim of sexual abuse/harassment or have witnessed sexual abuse/harassment or have experienced retaliation as a result of making a report of abuse or harassment, there are multiple ways for you to make a report. First you can make a verbal report to a staff member, Team Leader or teaching staff. You can also make a report in a "Letter to the Administrator" in which you place a letter in a sealed envelope without writing your name and give to staff stating this is for the Administrator. You can report it to your Juvenile Court Officer via phone. All reports of sexual abuse / harassment will be treated seriously, forwarded to the Program Administrator and will be investigated promptly."

(b) The Polk County Juvenile Detention Center PAQ states facility 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. The agency does not have a policy requiring residents detained solely for civil immigration purposes be provided information on how to contact relevant consular officials and relevant officials of the Department of Homeland Security.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 139, 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 5-C Resident Access to outside support services and legal representatives, states, "PCJDC provides residents with access to outside victim advocates for emotional support services related to sexual abuse by informing residents of the child abuse hotline offered through the Department of Human Services, Child Protective Assessment. Residents are provided the phone number upon intake and informed they may call at any time. Staff will inform them that their call will not be monitored but that if they report sexual abuse during the call, the phone counselor will likely make a report on their behalf."

The facility provided page 6 of the Youth Handbook. The third paragraph states, "When in or after leaving Polk County

Juvenile Detention Center, you can contact the following numbers at any time to report any form of sexual abuse/harassment:  
Iowa Sex Abuse Hotline: 1.800.284.7821  
National Sex Abuse Hotline: 1.800.656.4673  
Department of Human Services, Child Protection Assessment at 725.2727  
Polk County Victim and Advocacy Services 515.286.3600”

On 7.10.2022 at 10:47 am MST, this Auditor tested the Iowa Sex Abuse Hotline. 1.800.284.7821. The call was immediately answered by the Crisis Hotline of Iowa. This Auditor explained the reason for the call. Upon asking if the caller could be anonymous, they do help with PREA calls, get the name and get a PREA report ready. They will share with what they are willing to give them. The call will then be transferred to the facility and dispatch the information to the facility.

On 7.10.2022 at 11:02 this Auditor tested the Department of Human Services, Child Protection Assessment at 515.725.2727 and received a busy signal. During the pre-audit phase the PREA Compliance Manager stated, “Department of Human Services, Child Protection Assessments number changed to 1-800-362-2178. This was updated in the P&P Manual. We will remove The Iowa Sex Abuse Hotline as an option.” On 7.24.2022 at 11:38 am, this Auditor phoned 1.800.362.2178 and received the following message, “You have reached Iowa Department of Human Services Centralized Intake Unit for reporting suspected child and dependent adult abuse. If this is an emergency, please hang up and dial 911. Please stay on the line and your call will be answered by the next available agent.”

The facility provided a Zero Tolerance flyer states,

#### HOW TO REPORT

Polk County Juvenile Detention Center offers multiple ways to report sexual abuse and sexual harassment. Reports can be made anonymously.

- Call DHS, Child Protection Assessment at 1-800-362-2178 PO Box 4826, Des Moines, IA 50305.
- The National Sex Abuse Hotline at 1-800-656-4673.
- Report to any staff, volunteer, contractor, or medical or mental health staff.
- Submit a grievance. • Report to the PREA coordinator or PREA compliance manager.
- Tell a family member, friend, legal counsel, or anyone else outside the facility. They can report on your behalf by calling the Program Administrator at (515) 286-2100.
- You also can submit a report on someone’s behalf, or someone at the facility can report for you using the ways listed here.

#### VICTIM SUPPORT SERVICES

- Polk County Juvenile Detention Center has partnered with Polk County Crisis and Advocacy to provide survivors of sexual abuse with emotional support services. To access these services, contact (515) 286-3600”

(c) The Polk County Juvenile Detention Center PAQ states the agency has a policy mandating that staff accept reports of sexual abuse and sexual harassment made verbally, in writing, anonymously and from third parties. 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. Policy compliance can be found in provision (a) of this standard.

(d) The Polk County Juvenile Detention Center PAQ states 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. Policy compliance can be found in provision (a) of this standard.

(e) The Polk County Juvenile Detention Center PAQ states 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.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 139, section 5.5, Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 5-B Staff reports of sexual abuse, states, “PCJDC staff shall report sexual abuse and harassment immediately and take immediate action (in the event of witnessing sexual abuse) towards fellow staff and/or residents to stop the abuse. Staff is encouraged to report this as soon as possible and are able to privately report sexual abuse by contacting the Program Administrator. PCJDC requires all staff report any knowledge suspicion, or information they receive regarding an incident of sexual abuse or sexual harassment that occurred in the facility, 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. These reports need to be made as soon as possible directly to the center director. PCJDC staff members 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.”

Through such reviews, the facility meets the standard requirements.

115.352	<b>Exhaustion of administrative remedies</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Polk County Juvenile Detention Center PAQ</li> <li>2. Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, dated 2022</li> <li>3. Youth Handbook, Polk County Juvenile Detention Center, August 2020</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Residents</li> <li>2. PREA Compliance Manager</li> </ol> <p>Residents interviewed were aware of the grievance procedures and understood they could complete a grievance, if necessary. However, many residents interviewed stated they were comfortable enough with staff they would simply go to a staff member if they had an issue.</p> <p>(a) The Polk County Juvenile Detention Center PAQ states the agency has an administrative procedure for dealing with resident grievances regarding sexual abuse.</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 188, section, Policy 7.6 Juvenile's Grievance Procedure, Policy states, "On admission, juveniles shall be informed of their right to file grievances against any behavior or disciplinary action of staff or other juveniles. Grievances that have not been resolved informally shall be filed according to the procedures outlined below. All grievances shall be handled expeditiously and without threats to or reprisals against the individual grievant. Grievances are limited to events that occur while in Polk County Juvenile Detention Center (PCJDC) custody. Parents or legal guardians of residents may file a grievance alleging sexual abuse, including appeals, on behalf of residents, regardless of whether or not the resident agrees to have the grievance filed on their behalf."</p> <p>(b) The Polk County Juvenile Detention Center PAQ states the agency policy or procedure allows a resident to submit a grievance regarding an allegation of sexual abuse at any time regardless of when the incident is alleged to have occurred.</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 188, section, Policy 7.6 Juvenile's Grievance Procedure, Informal Resolution, first two paragraphs, state,</p> <p>"Residents believing they have been discriminated against, treated unfairly, or that their rights as outlined in the Resident Handbook have been violated are encouraged to discuss the situation with a Youth Service Worker supervising their living unit. The Youth Service Worker will make every effort to resolve the resident's grievance which may involve explaining, or re-explaining a situation, or taking steps within their authority to rectify the situation where necessary.</p> <p>If the juvenile is not satisfied with the effort of the Youth Service Worker, the Youth Service Worker will inform the juvenile of his/her right to file a formal grievance using the grievance procedure for non-disciplinary issues. If the juvenile needs assistance to complete or deliver the grievance request, a Youth Service Worker or other staff member shall be asked to help."</p> <p>(c) The Polk County Juvenile Detention Center PAQ states the agency's policy and procedure allows a resident to submit a grievance alleging sexual abuse without submitting it to the staff member who is the subject of the complaint. The agency's policy and procedure requires that a resident grievance alleging sexual abuse not be referred to the staff member who is the subject of the complaint.</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 188, Policy 7.6 Juvenile's Grievance Procedure, Informal Resolution, section, third paragraph, states, "A juvenile who files a grievance shall not be retaliated against or suffer any adverse consequence as a result of filing a grievance. The juvenile may turn the grievance form in to any staff member. "</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 148, section 5-A Resident Reports of sexual abuse, states, "PCJDC provides multiple internal ways for residents to report easily, privately, and securely sexual abuse, retaliation by other residents or staff for reporting abuse, and staff neglect or violation of responsibilities that may have contributed to sexual abuse. All residents have regular access to direct line staff members, shift leaders, the center director, AEA school teachers, and contractors. Residents are informed upon intake that they may make a verbal report to any of these staff at any time or write a confidential "letter to the director." Also, they are informed they may make a report to their Juvenile Court Officer at any time. Staff will accept reports made verbally, in writing, anonymously, and by third parties. A youth who alleges sexual abuse/harassment may submit a grievance without submitting it to a staff member who is the subject of the complaint. All verbal reports and third party reports will be immediately put into writing and the center director will be notified immediately. Residents will be provided the tools necessary to write a report. If the resident declines to have</p>

third-party assistance in filing a grievance alleging sexual abuse, PCJDC will document the resident's decision to decline assistance."

(d) The Polk County Juvenile Detention Center PAQ states the agency's policy and procedures that require a decision on the merits of any grievance or portion of a grievance alleging sexual abuse be made within 90 days of the filing of the grievance. In the past 12 months:

- there have been zero grievances filed alleging sexual abuse;
- zero grievances alleging sexual abuse that involved extensions because final decision was not reached within 90 days.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 189, section, Policy 7.6 Juvenile's Grievance Procedure, Informal Resolution, paragraphs 1-5, state,

"Within 24-hours of receiving the grievance form the Team Leader for that shift will meet with the juvenile to discuss the grievance and try to resolve with discussion or by taking any step within his/her authority to rectify the situation if they believe such actions are justified. During this discussion the resident may relate his/her side of the situation, call witnesses, and question facts presented.

The Team Leader will record his/her conclusion and/or actions on the Grievance Form. A copy of the form will be made and given to the resident. If the resident is not satisfied with the efforts of the Team Leader, he/she may appeal to the Program Administrator by marking the form and resubmitting it to the Team Leader who will initial the receipt of the form and forward it to the Program Administrator.

The Program Administrator shall review the matter and will record his/her conclusion and/or actions on the Grievance Form and a copy will be given to the juvenile within three (3) days of receipt of the grievance form, excluding weekends and holidays.

If the resident is not satisfied with the efforts of the Program Administrator, he/she may appeal to the Director of Polk County Community, Family, and Youth Services by marking the form and resubmitting it to Team Leader who will initial the receipt of the form and forward it to the PCCFYS Director.

The Director shall review the matter within three (3) days of receiving the grievance form, excluding weekends and holidays, and submit his/her findings in a written report to the juvenile within two (2) additional days. The findings of the PCYS Director are final. The resident will be notified in writing when the Director files for an extension, including notice of the date by which a decision will be made."

(e) The Polk County Juvenile Detention Center PAQ states agency policy and procedure permits third parties, including fellow residents, staff members, family members, attorneys, and outside advocates, to assist residents in filing requests for administrative remedies relating to allegations of sexual abuse and to file such requests on behalf of residents. Agency policy and procedure requires that the resident declines to have third-party assistance in filing a grievance alleging sexual abuse, the agency documents the resident's decision to decline.

Agency policy allows parents or legal guardians of residents to file a grievance alleging sexual abuse, including appeals, on behalf of such resident, regardless of whether or not the resident agrees to having the grievance filed on their behalf. The number of grievances alleging sexual abuse filed by residents in the past 12 months in which the resident declined third-party assistance, containing documentation of the resident's decision to decline was zero. Policy compliance can be found in provision (a) of this standard,"

(f) The Polk County Juvenile Detention Center PAQ states the facility has a policy and established procedures for filing an emergency grievance alleging that a resident is subject to a substantial risk of imminent sexual abuse. The facilities policy and procedures for emergency grievances alleging substantial risk of imminent sexual abuse require an initial response within 48 hours. The facilities policy and procedure for emergency grievances alleging substantial risk of imminent sexual abuse require that a final agency decision be issued within 5 days. Zero grievances were received alleging substantial risk of imminent sexual abuse, that were filed in the past 12 months, reached final decisions within 40 days.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 189, Policy 7.6, Juvenile's Grievance Procedure, section, Grievance Process, third bullet, states, "

The Program Administrator shall review the matter and will record his/her conclusion and/or actions on the Grievance Form and a copy will be given to the juvenile within three (3) days of receipt of the grievance form, excluding weekends and holidays."

(g) The Polk County Juvenile Detention Center PAQ states the facility has a written policy that limits its ability to discipline a resident for filing a grievance alleging sexual abuse to occasions where the agency demonstrates that the resident filed the grievance in bad faith. In the past 12 months, there have been zero grievances alleging sexual abuse to occasions where the agency demonstrated that the Resident filed the grievance in bad faith.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 152, Policy 5.5 Preventing Sexual

Misconduct Against Youth (PREA Compliance), section, 7-D, Disciplinary sanctions for residents filing a grievance in bad faith, states, "PCJDC may discipline a youth for filing a grievance related to alleged sexual abuse/harassment only when it can be demonstrated the youth filed the grievance in bad faith. Discipline can include notifying the County Attorney's office and determining if criminal charges could be warranted. For the purpose of the disciplinary action, an unfounded or unsubstantiated finding is not sufficient to determine that a resident made an allegation in bad faith."

Through such reviews, the facility meets the standard requirements.

**Auditor Overall Determination:** Meets Standard

**Auditor Discussion**

Document Review:

1. Polk County Juvenile Detention Center PAQ
2. Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, dated 2022
3. Polk County Advocacy Services Pamphlet, not dated
4. Youth Handbook, Polk County Juvenile Detention Center, August 2020
5. Zero Tolerance Flyer, not dated

Interviews:

1. Residents
2. Youth Service Workers
3. Team Leaders

Staff and residents interviewed informally and formally were aware of outside reporting agencies and spoke to the information being posted throughout the facility and in living unit picket areas.

Site Observation:

During the tour, the Auditor dialed the number posted for the Domestic Violence Hotline. The operator who answered the call stated she was aware residents at this program could report sexual abuse, that if the resident requested the agency report to law enforcement they would report if a consent form was completed and depending on the advocate, they would meet the resident at the hospital. The operator also stated they would report the call to the facility PREA Coordinator.

(a) The Polk County Juvenile Detention Center PAQ states the facility provides residents with access to outside victim advocates for emotional support services related to sexual abuse.

- The facility provides residents with access to such services by giving residents (by providing, posting, or otherwise making accessible) mailing addresses and telephone numbers (including toll-free hotline numbers where available) for local, State, or national victim advocacy or rape crisis organizations.
- The facility provides residents (by providing, posting, or otherwise making accessible) with access to such services by giving residents mailing addresses and telephone numbers (including toll-free hotline numbers where available) for immigrant services agencies for persons detained solely for civil immigration purposes.
- The facility provides residents with access to such services by enabling reasonable communication between residents and these organizations in as confidential a manner as possible.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 143, section Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 2-B Treatment for Alleged Victim, third bullet, states, "Team Leader/Program Administrator will contact the Crisis and Advocacy Program offered through Polk County and immediately enlist the services of an Advocate from that agency. The victim advocate will accompany the victim through the entire investigation process, including the forensic medical exam."

The facility provided a Zero Tolerance flyer states,

**VICTIM SUPPORT SERVICES**

- Polk County Juvenile Detention Center has partnered with Polk County Crisis and Advocacy to provide survivors of sexual abuse with emotional support services. To access these services, contact (515) 286-3600"

The facility provided a Polk County Advocacy Services Pamphlet. The pamphlet provides a mailing address and local telephone number and provides information on the following:

- Polk County Crisis & Advocacy Services
- SART – Mid – Iowa Sexual Assault Response Team
- Violent Crime
- Homicide Crisis Response
- Coping After Suicide Support
- Art Therapy
- Child Sexual Abuse Resource Coalition (C-SART)
- IFSAP – Intra-Family Sexual Abuse Program
- Volunteer Program

(b) The Polk County Juvenile Detention Center PAQ states 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 for disclosures of sexual abuse made to outside victim advocates, including any limits to confidentiality

under relevant Federal, State, or local law.

The facility provided a Youth Handbook, Polk County Juvenile Detention Center. Page 6, middle of page, states, "If you wish to access emotional support service related to sexual abuse/harassment you may call the local rape/sexual assault counseling and advocacy program. If you ask to call, staff will connect you promptly and discreetly."

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

On 7.10.2022 at 11:04 this Auditor tested the Polk County Victim and Advocacy Services line at 515.286.3600. After proper introductions and the reason for the call. The weekend operator connected the call with a Polk County employee. After standing by the Auditor was asked to leave a message for a call back on Monday. This Auditor received a call back from the Polk County Advocate on 7.11.2022 at 10:38 am, who stated this agency answers, address, reports and provides services for all Polk County residents in the community and those incarcerated.

(d) 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.

The facility provided a Youth Handbook, Polk County Juvenile Detention Center. Page 25, Outgoing Calls, states, "You are allowed to make one seven (7) minute telephone call per day to your parent/legal guardian, foster parent, and/or custodian. If the parent(s), legal guardian(s), foster parent(s), and/or custodian does not live in the local calling area then you will be allowed to make a collect telephone call."

Through such reviews, the facility meets the standard requirements.



115.354	<b>Third-party reporting</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Polk County Juvenile Detention Center PAQ</li> <li>2. Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, dated 2022</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Residents</li> <li>2. Youth Service Workers</li> <li>3. PREA Compliance Manager</li> </ol> <p>Residents and staff interviewed demonstrated their reporting knowledge of third-party reporting stating that resident family members, friends and or Juvenile Court Officers could report sexual harassment or sexual abuse allegations for residents.</p> <p>Site Observation:</p> <p>During tours of visitation area Zero Tolerance flyers were witnessed which include several reporting options to include third party reporting information.</p> <p>(a) The Polk County Juvenile Detention Center PAQ states the facility provides a method to receive third-party reports of resident sexual abuse or sexual harassment. The agency publicly distributes information on how to report resident sexual abuse or sexual harassment on behalf of residents.</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 147, section Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 5-A Residents Reports of sexual abuse, states, "PCJDC provides multiple internal ways for residents to report easily, privately, and securely sexual abuse, retaliation by other residents or staff for reporting abuse, and staff neglect or violation of responsibilities that may have contributed to sexual abuse. All residents have regular access to direct line staff members, shift leaders, the center director, AEA school teachers, and contractors. Residents are informed upon intake that they may make a verbal report to any of these staff at any time or write a confidential "letter to the director." Also, they are informed they may make a report to their Juvenile Court Officer at any time. Staff will accept reports made verbally, in writing, anonymously, and by third parties. A youth who alleges sexual abuse/harassment may submit a grievance without submitting it to a staff member who is the subject of the complaint. All verbal reports and third party reports will be immediately put into writing and the center director will be notified immediately. Residents will be provided the tools necessary to write a report. If the resident declines to have third-party assistance in filing a grievance alleging sexual abuse, PCJDC will document the resident's decision to decline assistance."</p> <p>The agency website supports third party reporting at: <a href="https://www.polkcountyiowa.gov/community-family-youth-services/juvenile-detention/prea/reporting-abuse/">https://www.polkcountyiowa.gov/community-family-youth-services/juvenile-detention/prea/reporting-abuse/</a></p> <p>The website provides the following information:  <b>REPORTING SEXUAL ABUSE, SEXUAL HARASSMENT OR STAFF SEXUAL MISCONDUCT</b>  If you are a victim of sexual abuse, assault, sexual misconduct, sexual harassment or staff sexual misconduct while in custody by any law enforcement agency or correctional facility, or if you know of an incident of sexual assault of a person in the custody of any law enforcement agency, correctional facility or in this program, please report it immediately!</p> <p><b>WHO TO INFORM</b>  Any staff member at the Polk County Juvenile Detention Center  It is part of their job to ensure safety and maintain confidentiality.</p> <p>The youth's Juvenile Court Officer  Polk County Juvenile Court  Justice Center Annex  222- 5th Avenue  Des Moines, IA 50309  (515) 286-3960</p> <p>The Program Administrator of the Polk County Juvenile Detention Center  Currently, Dan Larson  Polk County Juvenile Detention Center  1548 Hull Avenue  Des Moines, IA 50316  (515) 286-2100</p>

dan.larson@polkcountyiowa.gov

The PREA Compliance Officer at the Polk County Juvenile Detention Center

Currently, Eric Hansen

Polk County Juvenile Detention Center

1548 Hull Avenue

Des Moines, IA 50316

(515) 286-3344

Eric.Hansen@polkcountyiowa.gov

The Iowa Department of Human Services Abuse Hotline

Available 24 hours a day 7 days a week.

Call: 1-800-362-2178

Law Enforcement

Call 9-1-1

Reports can be made verbally, in writing, anonymously or by a third party. Family, friends and community advocates can also report allegations of sexual abuse, sexual harassment and retaliation. All reported incidents of sexual misconduct will be investigated.

Through such reviews, the facility meets the standard requirements.

115.361	<b>Staff and agency reporting duties</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Polk County Juvenile Detention Center PAQ</li> <li>2. Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, dated 2022</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Residents</li> <li>2. Youth Service Workers</li> <li>3. Team Leads</li> <li>4. PREA Compliance Managers</li> </ol> <p>Interviews with the facility staff and residents demonstrated each actively practices and understood the importance of immediately reporting all allegations of sexual abuse and sexual harassment.</p> <p>Site Observations:</p> <p>The facility has not had an allegation of sexual harassment or sexual abuse in the past 12 months.</p> <p>(a) The Polk County Juvenile Detention Center PAQ states the agency requires all staff to report immediately and according to agency policy any knowledge, suspicion, or information they receive regarding an incident of sexual abuse or sexual harassment that occurred in a facility, whether or not it is part of the agency. The agency requires all staff to report immediately and according to agency policy any retaliation against Residents or staff who reported such an incident. The agency requires all staff to report immediately and according to agency policy any staff neglect or violation of responsibilities that may have contributed to an incident or retaliation.</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 148, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 5-B Staff reports of sexual abuse, states, "PCJDC staff shall report sexual abuse and harassment immediately and take immediate action (in the event of witnessing sexual abuse) towards fellow staff and/or residents to stop the abuse. Staff is encouraged to report this as soon as possible and are able to privately report sexual abuse by contacting the Program Administrator. PCJDC requires all staff report any knowledge suspicion, or information they receive regarding an incident of sexual abuse or sexual harassment that occurred in the facility, 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. These reports need to be made as soon as possible directly to the center director. PCJDC staff members 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."</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 149, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 5-G Staff and resident – Protection against retaliation for reporting, "All staff will monitor residents to ensure that residents who report sexual abuse/harassment or comply with sexual abuse/harassment investigations are protected from any type of retaliation from staff or residents. Team Leaders are responsible for ensuring staff members who report sexual abuse or comply with the sexual abuse investigation are protected from any type of retaliation from other staff. Team Leaders will immediately report any retaliation by staff to the Program Administrator and the disciplinary process will be utilized."</p> <p>(b) The Polk County Juvenile Detention Center PAQ states the agency requires all staff to comply with any applicable mandatory child abuse reporting laws.</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 134-135, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 5.4 Mandatory Reporting, Procedure, states, "The person to whom the abuse was reported or who suspects a child has been a victim shall telephone DHS with an oral report within twenty-four (24) hours. DHS is available 24 hours per day, 7 days per week. Acute cases shall be reported no matter what time of day. The telephone number is 515-283-9224 or 1-800-362-2178. The reporter will contact the Des Moines Police Department (283-4811) or call 911 in situations of imminent danger. At no time shall Polk County Youth Services apply a policy, work rule, or another requirement that interferes with a staff person making a child abuse report."</p> <p>(c) The Polk County Juvenile Detention Center PAQ states apart from reporting to the 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. Policy compliance can be found in provision (a) of this standard.</p> <p>(d) Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 148-149, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 5-D Medical and mental health care professionals reporting,</p>

states, "Medical and mental health practitioners who come into contact with PCJDC residents are required to report sexual abuse to the Program Administrator upon witnessing sexual abuse or receiving a report of sexual abuse. Medical and mental health practitioners are required to inform residents at the initiation of services of their duty to report and limitations of confidentiality. Medical and mental health practitioners obtain informed consent from residents before reporting information about prior victimization, which did not occur in an institutional setting, unless the resident is under the age of eighteen (18)."

(e) Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 149, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 5-E Reporting to other confinement facilities, states, "Upon receiving an allegation that a resident was sexually abused while confined at another facility, the Program Administrator will notify the head of the facility where the alleged abuse occurred and shall also notify the appropriate investigative agency. Such notification shall be provided as soon as possible, but no later than 72 hours after receiving the allegation. The Program Administrator will document the notification in the resident's case file. If PCJDC receives an allegation from an outside agency, the center director will ensure that the allegation is investigated in accordance with this procedure."

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 149-150, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section 2-A Treatment of the Alleged Victim – Resident on Resident Assault, seventh bullet, states, "Team Leader/Program Administrator will contact Juvenile Court Services as well as the victim's parents, attorney and inform them of the situation within 24 hours. (if the resident is under the guardianship of the child welfare system, the report shall be made to the alleged victim's caseworker instead of parents)."

(f) Policy compliance can be found in provision (b) of this standard.

Through such reviews, the facility meets the standard requirements.

115.362	<b>Agency protection duties</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Polk County Juvenile Detention Center PAQ</li> <li>2. Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, dated 2022</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Team Leads</li> <li>2. PREA Compliance Manager</li> </ol> <p>Interviews with facility staff demonstrated each would act promptly and responds properly at the discovery of any incident of harassment, retaliation and abuse.</p> <p>(a) The Polk County Juvenile Detention Center PAQ states 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. In the past 12 months, the facility reports zero residents were subject to substantial risk of imminent sexual abuse. Upon discovery of Resident being subject to substantial risk, the facility immediately separates the victim from the perpetrator, made notification and completed incident reporting requirements.</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 137, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section Sexual Assault Prevention Planning Policy, states, "Juvenile Detention Center staff and administration will take every precaution to assure that residents of the Center are not at risk of rape, sexual harassment or sexual assault. If there is an allegation that such an act takes place the following procedures will be followed to ensure the emotional and physical well-being of the alleged victim. Staff members and Management of the Center will also take every step to see that the perpetrator of the assault is held 100% accountable. This policy encompasses three distinct procedures depending on the circumstances of the allegation:</p> <ol style="list-style-type: none"> <li>1. Prevention of rape/sexual assault/harassment.</li> <li>2. Treatment of the alleged victim.</li> <li>3. Protection of the crime scene/evidence and investigation of the incident."</li> </ol> <p>Through such reviews the facility meets the standard requirements.</p>

115.363	<b>Reporting to other confinement facilities</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Polk County Juvenile Detention Center PAQ</li> <li>2. Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, dated 2022</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Program Administrator</li> <li>2. Director of Community Family Youth Services Centers</li> </ol> <p>The interview with administrative staff demonstrated that each was aware that upon receiving an allegation that a resident was sexually abused while confined at another facility, they had the responsibility to notify the head of the facility where the allegation occurred. Each stated they would begin an internal investigation and keep in contact with the facility in question until the investigation was completed.</p> <p>Site Observation:</p> <p>The facility has not had an allegation of sexual harassment or sexual abuse in the past 12 months.</p> <p>(a) The Polk County Juvenile Detention Center PAQ states 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 facility has received zero allegations that a resident was abused while in confinement at another facility. The PAQ states, "If there is a report, MCDF would immediately report notify the supervisor who will relay the information to the Commander. The Commander will then contract the head of the facility of the agency where the alleged abuse occurred and shall notify the appropriate agency head no later than 72 hours after receiving the allegation."</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 148, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 5-E Reporting to other confinement facilities, states, "Upon receiving an allegation that a resident was sexually abused while confined at another facility, the Program Administrator will notify the head of the facility where the alleged abuse occurred and shall also notify the appropriate investigative agency. Such notification shall be provided as soon as possible, but no later than 72 hours after receiving the allegation. The Program Administrator will document the notification in the resident's case file. If PCJDC receives an allegation from an outside agency, the center director will ensure that the allegation is investigated in accordance with this procedure.</p> <p>(b) The Polk County Juvenile Detention Center PAQ states agency policy requires that the facility head provides such notification as soon as possible, but no later than 72 hours after receiving the allegation. Policy compliance can be found in provision (a) of this standard.</p> <p>(c) The Polk County Juvenile Detention Center PAQ states the facility documents that it has provided such notification within 72 hours of receiving the allegation. Policy compliance can be found in provision (a) of this standard.</p> <p>(d) The Polk County Juvenile Detention Center PAQ states facility policy requires that allegations received from other agencies or facilities investigated in accordance with the PREA standards. In the last 12 months, there have been zero allegations of sexual abuse the facility received from other facilities.</p> <p>Through such reviews, the facility meets the standard requirements.</p>

115.364	<b>Staff first responder duties</b>
	<p><b>Auditor Overall Determination:</b> Meets Standard</p> <p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Polk County Juvenile Detention Center PAQ</li> <li>2. Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, dated 2022</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Youth Service Workers</li> <li>2. Team Leads</li> <li>3. PREA Compliance Managers</li> </ol> <p>Informal and formal interviews with all staff demonstrated each were aware of their first responder responsibilities. Staff stated reporting information is posted throughout the facility. Staff stated they would have one staff preserve an alleged area while the victim and suspect were being separated and preserved by another staff. Each staff interviewed stated they would make proper notifications to supervisory staff and complete a report documenting details of any incident or reporting allegation.</p> <p>Site Observation:</p> <p>The facility has not had an allegation of sexual harassment or sexual abuse in the past 12 months.</p> <p>(a) The Polk County Juvenile Detention Center PAQ states the agency has a first responder policy for allegations of sexual abuse. The policy requires that, upon learning of an allegation that a resident was sexually abused, the first security staff member to respond to the report shall be required to separate, preserve, protect, collect physical evidence, request that the alleged victim not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating. If the abuse occurred within a time period that still allows for the collection of physical evidence, ensure that the alleged abuser does not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating. In the past 12 months, zero allegations occurred where a resident was sexually abused.</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 148, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 5-F Staff first responder duties, states, "Upon learning of an allegation that a resident was sexually abused, the first staff member to respond to the report shall be required to:</p> <ul style="list-style-type: none"> <li>• Separate the alleged victim and abuser</li> <li>• Preserve and protect any crime scene until appropriate steps can be taken to collect evidence</li> <li>• Request the alleged victim and alleged abuser not take any action that could destroy physical evidence, including, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating</li> <li>• Immediately inform a Team Leader or Administrative staff</li> <li>• Immediately inform medical/nursing staff and Polk County Crisis &amp; Advocacy Services"</li> </ul> <p>(b) The Polk County Juvenile Detention Center PAQ states the facility's' policy requires that if the first staff responder is not a security staff member, that responder shall be required to request that the alleged victim not take any actions that could destroy physical evidence and notify security staff. Of the allegations that a resident was sexually abused made in the past 12 months, the number of times a non-security staff member was the first responder was zero.</p> <p>Through such reviews, the facility meets the standard requirements.</p>

115.365	<b>Coordinated response</b>
	<b>Auditor Overall Determination: Meets Standard</b>
	<b>Auditor Discussion</b>



Document Review:

1. Polk County Juvenile Detention Center PAQ
2. Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, dated 2022

Interviews:

1. Youth Service Workers
2. Team Leads
3. PREA Compliance Managers

Interviews with facility staff demonstrated response to allegations of sexual assault is written to coordinate actions taken in response to sexual abuse and sexual harassment incidents.

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

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 141-142, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, Alleged Sexual Assault Response Protocol, states, "PCJDC administration has developed this protocol, based on the U.S. Department of Justice's "A National Protocol for Sexual Assault Medical Forensic Examinations, Adults/Adolescents." Polk County Juvenile Detention Center administration will update the protocol upon publication of updated editions, or similarly comprehensive and authoritative protocols are developed. An updated policy will be kept on file at the center, for reference purposes, in the event of an alleged sexual assault.

(2-A) Treatment of the Alleged Victim - Resident on Resident Assault

- All allegations of sexual abuse and harassment, including third-party and anonymous reports will be taken seriously and will be forwarded to the local law enforcement.
- The Program Administrator will be contacted and informed of the situation immediately.
- The victim of the alleged assault will be sight and sound separated from the perpetrator. If sight and sound separation cannot be assured, the alleged perpetrator of this offense will be moved to another secure facility.
- The alleged victim of the assault will be placed on suicide watch until cleared by a psychologist/psychiatrist.
- Team Leader/Program Administrator will contact the Crisis and Advocacy Program offered through Polk County and immediately enlist the crisis intervention services of an Advocate from that agency. The victim advocate will accompany the victim through the entire investigation process, including the forensic medical exam.
- The County Risk Manager will be contacted by the Program Administrator.
- Team Leader/Program Administrator will contact Juvenile Court Services as well as the victim's parents, attorney and inform them of the situation. (if the resident is under the guardianship of the child welfare system, the report shall be made to the alleged victim's caseworker instead of parents)
- Staff members will work with Juvenile Court and local law enforcement to arrange medical treatment/examination of the alleged victim. The youth will be seen by medical personnel as they employ qualified forensic medical examiners trained in the unique conditions of younger victims of sexual abuse. At this time, the victim will have access to timely medical treatment, and a forensic medical exam, free of charge.
- Staff members, as well as the Management Team, will work closely with the victim, victim's family, Juvenile Court Services, victim's attorney and the Crisis and Advocacy Advocate to assure that the alleged victim is treated with dignity and receives all of the counseling and medical services deemed appropriate by the professionals dealing with this situation.
- Alleged victims of sexual abuse will be offered timely information about and access to emergency contraception.
- Alleged victims of sexual abuse will be offered access to STD (sexually transmitted disease) information, testing, and treatment.
- Alleged female victims of sexually abusive vaginal penetration shall be offered a pregnancy test.
- If pregnancy results are positive, victims will receive timely access to pregnancy-related medical services.
- PCJDC, in collaboration with other involved agencies, will help facilitate referrals for continuing care, once the victim has been transferred or discharged, with the nature and scope of services determined by medical and mental health practitioners' professional judgement, consistent with care generally All medical treatment received by the victim will be provided free of cost, regardless of whether the victim names the abuser or cooperates with the investigation.
- PCJDC, as permitted by the resident abusers' attorneys, guardians, judge and parties, will help facilitate a mental health evaluation and treatment of resident abusers in our facility (within 60 days of learning of such abuse history), when deemed appropriate by mental health practitioners."

Through such reviews, the facility meets the standard requirements.

115.366	<b>Preservation of ability to protect residents from contact with abusers</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:</p> <p>1. Polk County Juvenile Detention Center PAQ</p> <p>(a) The Polk County Juvenile Detention Center PAQ states the agency, facility, or any other governmental entity responsible for collective bargaining on the agency's behalf has not entered into or renewed any collective bargaining agreement or other agreement since August 20, 2012, or since the last PREA audit, whichever is later.</p> <p>Through such reviews, the facility meets the standard requirements.</p>

115.367	<b>Agency protection against retaliation</b>
	<p data-bbox="242 145 738 174"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="242 208 451 237"><b>Auditor Discussion</b></p> <p data-bbox="242 271 435 300">Document Review:</p> <ol data-bbox="242 304 1228 365" style="list-style-type: none"> <li>1. Polk County Juvenile Detention Center PAQ</li> <li>2. Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, dated 2022</li> </ol> <p data-bbox="242 396 352 425">Interviews:</p> <ol data-bbox="242 430 384 459" style="list-style-type: none"> <li>1. Team Lead</li> </ol> <p data-bbox="242 463 1485 591">Interviews with the Team Lead demonstrated he would initiate monitoring by first informing the youth of retaliation monitoring processes and ensuring they knew they would not be placed in a situation where they may have contact with their abuser. The Team Lead stated he would monitor the victims' demeanor, interactions, point sheet, prior and present behaviors. The Team Lead stated he would monitor retaliation for 90 days or as long as was necessary.</p> <p data-bbox="242 620 419 649">Site Observation:</p> <p data-bbox="242 654 967 683">A need for retaliation monitoring had not occurred in the past 12 months.</p> <p data-bbox="242 712 1469 840">(a,d) The Polk County Juvenile Detention Center PAQ states 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. The agency designates Team Leaders and the Program Administrator with monitoring for possible retaliation.</p> <p data-bbox="242 869 1485 1099">Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 149, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 5-G Staff and resident – Protection against retaliation for reporting, first paragraph states, “All staff will monitor residents to ensure that residents who report sexual abuse/harassment or comply with sexual abuse/harassment investigations are protected from any type of retaliation from staff or residents. Team Leaders are responsible for ensuring staff members who report sexual abuse or comply with the sexual abuse investigation are protected from any type of retaliation from other staff. Team Leaders will immediately report any retaliation by staff to the Program Administrator and the disciplinary process will be utilized.”</p> <p data-bbox="242 1128 1485 1525">(b) Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 149-150, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 5-G Staff and resident – Protection against retaliation for reporting, third paragraphs states, “PCJDC will employ protection measures up to and including, moving victims or abusers to different living units, transferring victims or abusers to different facilities, and removal of alleged staff or resident abusers from all contact with victims in order to protect them from retaliation. The situation will be continually monitored throughout the alleged victims or perpetrators stay. All staff shall act promptly to remedy any such retaliation. The Program Administrator will utilize mental health care practitioners to provide emotional support services for residents of staff who fear retaliation for reporting sexual abuse or harassment or for cooperating with investigations. Residents who need to be segregated for their protections are entitled to rights outlined under policy 1-E. For at least 90 days from the initial report, PCJDC Administrative staff will monitor the conduct or treatment of residents or staff who reported the sexual abuse and 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 and will act promptly to remedy such action.”</p> <p data-bbox="242 1554 1437 1648">(c-d) The Polk County Juvenile Detention Center PAQ states the agency/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.</p> <p data-bbox="242 1677 1485 1805">Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 149, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 5-G Staff and resident – Protection against retaliation for reporting, second paragraphs states, “The Team Leaders/Program Administrator will conduct weekly status checks of residents during the monitoring period to ensure retaliation is not occurring. Checks shall include:</p> <ul data-bbox="242 1809 624 1906" style="list-style-type: none"> <li>• Resident disciplinary reports</li> <li>• Living unit assignment/reassignment</li> <li>• Staff reviews, etc.”</li> </ul> <p data-bbox="242 1935 919 1964">Through such reviews, the facility meets the standard requirements.</p>

115.368	<b>Post-allegation protective custody</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Polk County Juvenile Detention Center PAQ</li> <li>2. Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, dated 2022</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Residents</li> <li>2. Team Leads</li> <li>3. PREA Compliance Managers</li> </ol> <p>Interviews with staff demonstrated because each bedroom is a single use, bedrooms are not utilized for protective custody.</p> <p>Site Observation:</p> <p>All rooms are single use, each with a toilet and sink. During the onsite review the Auditor did not observe youth being placed in their rooms for any reason other than displaying negative behaviors.</p> <p>(a) The Polk County Juvenile Detention Center PAQ states 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>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 149, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 1-A Prevention – Resident on Resident Assault Prevention, first bullet states, “Residents will always be placed in a single room and will never have a roommate.”</p> <p>Through such reviews, the facility meets the standard requirements.</p>

115.371	<b>Criminal and administrative agency investigations</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Polk County Juvenile Detention Center PAQ</li> <li>2. Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, dated 2022</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. PREA Compliance Managers</li> <li>2. Program Administrator</li> </ol> <p>As is stated in §115.334, during the pre-audit phase, the Auditor worked with the facility administrators in regard to the facility completing administrative investigations as opposed to having law enforcement complete those investigations. Each of the PREA Compliance Managers and the Program Administrator are prepared to complete administrative investigations, moving forward. Criminal investigations would be completed by the Polk County Sheriff's Department.</p> <p>Site Observation:</p> <p>The facility has not had a sexual harassment or sexual abuse allegation in the past 12 months.</p> <p>(a) The Polk County Juvenile Detention Center PAQ states the agency/facility has a policy related to criminal and administrative agency investigations. During the pre-audit phase the Team Leader/PREA Compliance Manager who stated the facility will complete administrative investigations.</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 141, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 2-A Treatment of the Alleged Victim, first bullet, states, "All allegations of sexual abuse and harassment, including third-party and anonymous."</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 148, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section 5-A Resident Reports of sexual abuse, states, "PCJDC provides multiple internal ways for residents to report easily, privately, and securely sexual abuse, retaliation by other residents or staff for reporting abuse, and staff neglect or violation of responsibilities that may have contributed to sexual abuse. All residents have regular access to direct line staff members, shift leaders, the center director, AEA school teachers, and contractors. Residents are informed upon intake that they may make a verbal report to any of these staff at any time or write a confidential "letter to the director." Also, they are informed they may make a report to their Juvenile Court Officer at any time. Staff will accept reports made verbally, in writing, anonymously, and by third parties. A youth who alleges sexual abuse/harassment may submit a grievance without submitting it to a staff member who is the subject of the complaint. All verbal reports and third party reports will be immediately put into writing and the center director will be notified immediately. Residents will be provided the tools necessary to write a report. If the resident declines to have third-party assistance in filing a grievance alleging sexual abuse, PCJDC will document the resident's decision to decline assistance."</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 150, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section Investigations, states, "PCJDC Program Administrator will ensure all reports of sexual abuse are investigated promptly, thoroughly, and objectively for all allegations including third-party and anonymous reports. Reports of a resident on resident sexual abuse will be reported to local law enforcement for criminal investigation. Reports of staff on resident sexual abuse will be reported to the local law enforcement for criminal investigation. All PCJDC staff shall cooperate with outside investigators and shall endeavor to remain informed about the progress of the investigation. PCJDC does not terminate an investigation solely because the source of the allegation recants the allegation."</p> <p>(b) This standard was not applicable during the pre-audit phase as the facility or agency did not conduct administrative or criminal investigations. Post audit the facility will begin conducting administrative investigations.</p> <p>(c) This standard was not applicable during the pre-audit phase as the facility or agency did not conduct administrative or criminal investigations. Post audit the facility will begin conducting administrative investigations.</p> <p>(d) The Polk County Juvenile Detention Center PAQ states the agency does not terminate an investigation solely because the source of the allegation recants the allegation. Policy compliance can be found in provision (a) of this standard.</p> <p>(e) This standard was not applicable during the pre-audit phase as the facility or agency did not conduct administrative or criminal investigations. Post audit the facility will begin conducting administrative investigations.</p> <p>(f) The Polk County Juvenile Detention Center PAQ states there has been zero sustained allegation of conduct that appears to be criminal that was referred for prosecution, since the last audit date. Policy compliance can be found in provision (a) of</p>

this standard.

(g) Policy compliance can be found in provision (a) of this standard.

(h) Policy compliance can be found in provision (f) of this standard.

(i) The Polk County Juvenile Detention Center PAQ states 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 August 20, 2012, or since the last PREA audit, whichever is later was zero. Policy compliance can be found in provision (f) of this standard.

(j) The Polk County Juvenile Detention Center PAQ states the agency retains all written reports pertaining to administrative or criminal investigation of alleged sexual abuse or sexual harassment for as long as the alleged abuser is incarcerated or employed by the agency, plus five years. Policy compliance can be found in provision (f) of this standard.

(j) Policy compliance can be found in provision (f) of this standard.

(m) Policy compliance can be found in provision (f) of this standard.

Through such reviews, the facility meets the standard requirements.

115.372	<b>Evidentiary standard for administrative investigations</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Polk County Juvenile Detention Center PAQ</li> <li>2. Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, dated 2022</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. PREA Compliance Managers</li> <li>2. Program Administrator</li> </ol> <p>As is stated in §115.334 and §115.371, during the pre-audit phase, the Auditor worked with the facility administrators in regard to the facility completing administrative investigations as opposed to having law enforcement complete those investigations. Both the Director and the Assistant Director are aware the preponderance of evidence would be applied for all unsubstantiated and substantiated allegations of sexual abuse.</p> <p>(a) The Polk County Juvenile Detention Center PAQ states the agency imposes a standard of a preponderance of the evidence or a lower standard of proof for determining whether allegations of sexual abuse or sexual harassment are substantiated.</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 150, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section 6-B Evidentiary standard, states, "PCJDC shall impose no standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated."</p> <p>Through such reviews, the facility meets the standard requirements.</p>

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



Document Review:

1. Polk County Juvenile Detention Center PAQ
2. Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, dated 2022

Interviews:

1. PREA Compliance Managers
2. Program Administrator

As is stated in §115.334, §115.371 and §115.372 during the pre-audit phase, the Auditor worked with the facility administrators in regard to the facility completing administrative investigations as opposed to having law enforcement complete those investigations. Both the PREA Compliance Managers and the Program Administrator are aware they would report movement of staff and or residents throughout an investigation and outcomes of unsubstantiated or substantiated investigations to residents.

(a) The Polk County Juvenile Detention Center PAQ states 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. The number of criminal and/or administrative investigations of alleged resident sexual abuse that were completed by the agency/facility in the past 12 months was zero.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 150-151, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section 6-C Reporting Investigation findings to residents, states, "Following an investigation into a resident's allegation of sexual abuse suffered at PCJDC, the center director will inform the resident as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded. If the investigation was conducted by a local law enforcement agency, the center director will request the relevant information in order to inform the resident. Following a resident's allegation that a staff member has committed sexual abuse against the resident, the center director will inform the resident (and document notification) if and when:

- The staff member is no longer posted within the resident's unit
- The staff member is no longer employed by the facility
- PCJDC learns that the staff member has been indicted and/or convicted on a sexual abuse charge

Following a resident's allegation that another resident has committed sexual abuse against the resident, the center director will inform the resident (and document notification) if and when:

- PCJDC learns that the alleged abuser has been indicted on the related sexual abuse charge
- PCJDC learns that the alleged abuser has been convicted on the related sexual abuse charge

\*\*Note: PCJDC will only make above notifications if the resident is still in the custody of PCJDC.

(b) The Polk County Juvenile Detention Center PAQ states If an outside entity conducts such investigations, the agency requests the relevant information from the investigative entity in order to inform the resident as to the outcome of the investigation. In the past 12 months, there has been zero investigations of alleged resident sexual abuse.

(c) The Polk County Juvenile Detention Center PAQ states following a resident's allegation that a staff member has committed sexual abuse against the resident, the agency/facility subsequently does inform the Resident (unless the agency has determined that the allegation is unfounded) whenever:

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

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 an agency facility in the past 12 months. Policy compliance can be found in provision (a) of this standard.

(d) The Polk County Juvenile Detention Center PAQ states 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: the agency learns that the alleged abuser has been indicted on a charge related to sexual abuse within the facility; or the agency learns that the alleged abuser has been convicted on a charge related to sexual abuse within the facility. Policy compliance can be found in provision (a) of this standard.

(e) The Polk County Juvenile Detention Center PAQ states the agency has a policy that all notifications to residents described under this standard are documented. In the past 12 months, there has been seven notifications to a resident, pursuant to this standard. Of those notifications made in the past 12 months, the number that were documented was zero. Policy compliance can be found in provision (a) of this standard.

Through such reviews, the facility meets the standard requirements.

115.376	<b>Disciplinary sanctions for staff</b>
	<p data-bbox="242 145 738 174"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="242 208 451 237"><b>Auditor Discussion</b></p> <p data-bbox="242 271 435 300">Document Review:</p> <ol data-bbox="242 304 1228 365" style="list-style-type: none"> <li>1. Polk County Juvenile Detention Center PAQ</li> <li>2. Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, dated 2022</li> </ol> <p data-bbox="242 396 352 425">Interviews:</p> <ol data-bbox="242 430 496 459" style="list-style-type: none"> <li>1. Program Administrator</li> </ol> <p data-bbox="242 463 1485 557">The interview with the Program Administrator demonstrated in the last 12 months, the facility had zero staff who had been disciplined for violation of an agency sexual abuse or sexual harassment policy. Should a staff be involved in an allegation of sexual harassment or sexual abuse, staff would be separated and reassigned until an outcome of an investigation.</p> <p data-bbox="242 589 419 618">Site Observation:</p> <p data-bbox="242 622 1493 683">In the last 12 months, the facility did not have any staff who were disciplined for violation of an agency sexual abuse or sexual harassment policy.</p> <p data-bbox="242 714 1422 775">(a) The Polk County Juvenile Detention Center PAQ states staff is subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies.</p> <p data-bbox="242 804 1485 1128">Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 153, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section Disciplinary Sanctions, 7-A Disciplinary Sanction for staff, states, "Staff shall be subject to disciplinary sanctions up to and including termination for violating the PCJDC PREA Compliance Policy and/or the Community, Family and Youth Services "Standards of Conduct" policy. Staff who are determined to have engaged in sexual activity with a resident, including sexual abuse, will be terminated immediately. Disciplinary sanctions for violations of the PCJDC PREA Compliance Policy and/or the Community, Family and Youth Services "Standards of Conduct" policy will be commensurate with the nature and circumstances of the acts committed, the staff member's disciplinary history, and past sanctions imposed upon other staff for comparable histories. If a staff member has their employment terminated or resigns due to violations of sexual abuse and harassment policies it will be reported to local law enforcement and relevant licensing's bodies and the Iowa Department of Human Services, unless the activity was clearly not criminal."</p> <p data-bbox="242 1160 1469 1285">(b) The Polk County Juvenile Detention Center PAQ states in the last 12 months, there has been zero staff from the facility that had violated agency sexual abuse or sexual harassment policies. In the past 12 months, the number of staff from the facility who have been terminated (or resigned prior to termination) for violating agency sexual abuse or sexual harassment policies is zero.</p> <p data-bbox="242 1317 1477 1478">(c) The Polk County Juvenile Detention Center PAQ states disciplinary sanctions for violations of agency policies relating to sexual abuse or sexual harassment (other than actually engaging in sexual abuse) are commensurate with the nature and circumstances of the acts committed, the staff member's disciplinary history, and the sanctions imposed for comparable offenses by other staff with similar histories. In the past 12 months there have zero staff requiring discipline for sexual abuse or sexual harassment. Policy compliance can be found in provision (a) of this standard.</p> <p data-bbox="242 1509 1477 1635">(d) The Polk County Juvenile Detention Center PAQ states all terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, are reported to law enforcement agencies, unless the activity was clearly not criminal, and to any relevant licensing bodies. In the past 12 months, zero staff have been terminated for sexual abuse or harassment.</p> <p data-bbox="242 1666 919 1695">Through such reviews, the facility meets the standard requirements.</p>

115.377	<b>Corrective action for contractors and volunteers</b>
	<p data-bbox="242 145 738 174"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="242 208 451 237"><b>Auditor Discussion</b></p> <p data-bbox="242 271 435 300">Document Review:</p> <ol data-bbox="242 304 1228 365" style="list-style-type: none"> <li>1. Polk County Juvenile Detention Center PAQ</li> <li>2. Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, dated 2022</li> </ol> <p data-bbox="242 396 352 425">Interviews:</p> <ol data-bbox="242 430 496 459" style="list-style-type: none"> <li>1. Program Administrator</li> </ol> <p data-bbox="242 463 1493 589">The interview with the Program Administrator demonstrated during the last audit cycle, the facility did not have any volunteers or contractors subject to disciplinary action due to violating sexual abuse or sexual harassment policies. If a contractor or volunteer was involved in an allegation of sexual harassment or sexual abuse the facility would follow the same procedures for staff violations.</p> <p data-bbox="242 620 419 649">Site Observation:</p> <p data-bbox="242 654 1485 714">During the last audit cycle, the facility did not have any volunteers or contractors subject to disciplinary action due to violating sexual abuse or sexual harassment policies.</p> <p data-bbox="242 745 1490 904">(a) The Polk County Juvenile Detention Center PAQ states agency policy requires that any contractor or volunteer who engages in sexual abuse be reported to law enforcement agencies, unless the activity was clearly not criminal, and to relevant licensing bodies. Agency policy requires that any contractor or volunteer who engages in sexual abuse be prohibited from contact with residents. In the past 12 months, there have been zero contractors or volunteers reported to law enforcement or relevant licensing bodies for engaging in sexual abuse of residents.</p> <p data-bbox="242 936 1490 1263">Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 154, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section 7-B Disciplinary Sanctions for contractors and volunteers, states, "Any contractor or volunteer who is determined to have committed sexual abuse will be prohibited from re-entering the facility indefinitely. If a contractor or volunteer is determined to have committed sexual abuse, the Program Administrator will make reports to local law enforcement and the Department of Human Services. If it is determined that a volunteer or contractor has violated the PCJDC, PREA Compliance Policy and/or the Community, Family and Youth Services "Standards of Conduct" policy. PCJDC will take appropriate remedial measures and shall consider whether to prohibit further contact with residents. If a contractor or volunteer has their employment terminated or resigns due to violations of sexual abuse and harassment policies it will be reported to local law enforcement, relevant licensing bodies and the Iowa Department of Human Services, unless the activity was clearly not criminal.</p> <p data-bbox="242 1294 1469 1388">(b) The Polk County Juvenile Detention Center PAQ states 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 data-bbox="242 1420 887 1449">Policy compliance can be found in provision (a) of this standard.</p> <p data-bbox="242 1480 919 1509">Through such reviews, the facility meets the standard requirements.</p>

**115.378 Interventions and disciplinary sanctions for residents**

**Auditor Overall Determination:** Meets Standard

**Auditor Discussion**

Document Review:

- 1. Polk County Juvenile Detention Center PAQ
- 2. Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, dated 2022

Interviews:

- 1. Program Administrator

The interview with the Program Administrator demonstrated residents who were involved in allegations of sexual harassment or sexual abuse would be separated from the victim in another area of the building and be disciplined per the facility code of conduct.

(a) The Polk County Juvenile Detention Center PAQ states 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. 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 there have been zero administrative findings of resident-on-resident sexual abuse have occurred at the facility. In the past 12 months there has been zero criminal findings of guilt for resident-on-resident sexual abuse, occurring at the facility.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 151-152, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section 7-C Disciplinary sanctions for residents, states, "PCJDC prohibits all sexual activity between residents and will provide discipline for such activity. However, PCJDC does not consider the sexual activity to constitute sexual abuse if it is not coerced. A resident will only be disciplined for sexual contact with a staff member if there is a finding that the staff member did not consent to the sexual contact. PCJDC residents may be subject to disciplinary sanctions only after a formal disciplinary process following an administrative investigation finding that the resident engaged in resident-on-resident sexual abuse or following a criminal finding of guilt for resident-on-resident sexual abuse. Disciplinary sanctions will be commensurate with the nature and circumstances of the abuse committed, the resident's disciplinary history, and sanctions imposed for comparable offenses by other residents."

(b) The Polk County Juvenile Detention Center PAQ states 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.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 81, Policy 4.12(a) Use of Room Confinement, section Living Conditions and Checks, states, "Juveniles placed in room confinement must be afforded living conditions and rights approximating those available to the general juvenile population unless clear and substantial evidence justifies an exception and administrative approval has been secured. During confinement, potentially dangerous articles shall be removed and all physical needs of the juvenile shall be met.

The juvenile is granted the following unless at the time of offering, the juvenile's behavior poses a serious and immediate risk of physical harm to any person and only when less restrictive means of stabilizing the juvenile's behavior are unsuccessful or would be unsafe/inappropriate. The following will then be rescheduled to a time when the youth is appropriate.

If the juvenile refuses to partake of a large muscle activity, the refusal will be documented on the room confinement form and noted in the communication log. The juvenile shall still receive the one-hour out of her/his room.

A health care practitioner employed by or contracted by Polk County shall visit with and evaluate the youth's general well-being at least once for every 24-hour consecutive period of room confinement."

(c) Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 154, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance) section 7-C Disciplinary sanctions for residents, states, "PCJDC prohibits all sexual activity between residents and will provide discipline for such activity. However, PCJDC does not consider the sexual activity to constitute sexual abuse if it is not coerced. A resident will only be disciplined for sexual contact with a staff member if there is a finding that the staff member did not consent to the sexual contact. PCJDC residents may be subject to disciplinary sanctions only after a formal disciplinary process following an administrative investigation finding that the resident engaged in resident-on-resident sexual abuse or following a criminal finding of guilt for resident-on-resident sexual abuse. Disciplinary sanctions will be commensurate with the nature and circumstances of the abuse committed, the resident's disciplinary history, and sanctions imposed for comparable offenses by other residents."

(d) The Polk County Juvenile Detention Center PAQ states Lutheran Services of Iowa (LSI) is contracted through Juvenile Court to provide therapy services for youth in detention.

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

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

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 152, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance) section, 7-D Disciplinary sanctions for residents filing a grievance in bad faith, states, "PCJDC may discipline a youth for filing a grievance related to alleged sexual abuse/harassment only when it can be demonstrated the youth filed the grievance in bad faith. Discipline can include notifying the County Attorney's office and determining if criminal charges could be warranted. For the purpose of the disciplinary action, an unfounded or unsubstantiated finding is not sufficient to determine that a resident made an allegation in bad faith."

(g) The Polk County Juvenile Detention Center PAQ states the agency prohibits all sexual activity between residents. If the agency prohibits all sexual activity between residents and disciplines residents for such activity, the agency deems such activity to constitute sexual abuse only if it determines that the activity is coerced.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 136, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance) section, Policy. States, "It is the policy of the Polk County Juvenile Detention Center that all forms of sexual activity between staff and juveniles, volunteers or contract personnel and juveniles, juveniles and juveniles, regardless of consensual status, is prohibited and subject to administrative and criminal sanctions. The Polk County Juvenile Detention center has a zero-tolerance policy for all forms of sexual abuse/harassment and complies with all PREA standards for juvenile facilities. All staff working for and/or inside the PCJDC facility is required to take immediate action to protect a resident or residents, upon learning that a resident is at risk of imminent sexual abuse."

Through such reviews, the facility meets the standard requirements.

115.381	<b>Medical and mental health screenings; history of sexual abuse</b>
	Auditor Overall Determination: Meets Standard
	Auditor Discussion

Document Review:

1. Polk County Juvenile Detention Center PAQ
2. Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, dated 2022

Interviews:

1. Targeted Residents
2. Intake Specialist
3. Nurse

Interviews with three residents who disclosed victimization stated they were offered mental health. Of the three residents who discloses, only two accepted the offer of mental health services.

The interview with the Intake Specialist demonstrated she notifies the facility nurse or the mental health provided upon a resident disclosing victimization and or perpetration. In addition, each youth has a staff who serves as their Youth Advocate who ensures residents receive necessary medical and or mental health follow up services.

Interviews with the facility Nurse demonstrated she would contact contracted mental health staff as soon as possible, but with the 14-day reporting requirement to ensure they are seen by mental health following a disclosure of sexual abuse.

Site Observation:

Youth Advocates document any services received in the Youth Treatment Plans.

(a) The Polk County Juvenile Detention Center PAQ states all residents at this facility who have disclosed any prior sexual victimization during a screening pursuant to §115.3341 are offered a follow-up meeting with a medical or mental health practitioner. Follow up meetings are offered within 14 days of the intake screening. In the past 12 months 100% of residents who disclosed prior victimization during the intake screening were offered a follow-up meeting with a medical or mental health provider. Medical and mental health staff maintain secondary materials, documenting compliance with the above required services. The PAQ states, "Documented in CMS (Case Management System) program under "medical visit"."

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 139, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance) section, 1-E Prevention – Assessment and Placement of Residents, third bullet, states, "If at any point during this risk assessment, the resident indicates either they have experienced sexual victimization, sexual harassment or have perpetrated sexual abuse, the resident will be offered a follow-up meeting with a medical/mental health care practitioner within 14 days. PCJDC will offer the treatment recommendation deemed appropriate by the mental health care practitioner."

(b) The Polk County Juvenile Detention Center PAQ states all residents who have ever previously perpetrated sexual abuse are offered a follow-up meeting with a mental health practitioner within 14 days of the intake screening. In the past 12 months five residents who disclosed previously perpetrated sexual abuse, as indicated during the screening process. The PAQ states, "Documented in CMS (Case Management System) program under "medical visit"." Policy compliance can be found in provision (a) of this standard.

(c) The Polk County Juvenile Detention Center PAQ states information related to sexual victimization or abusiveness that occurred in an institutional setting is strictly limited to medical and mental health practitioners.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 139, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance) section, 1-E Prevention – Assessment and Placement of Residents, second bullet, states, "Employees use all information obtained about a resident at intake and throughout their stay when determining housing, bed, program, and education placements. This is completed on an individualized basis with the goal of keeping all residents safe and free from sexual and physical abuse."

(d) The Polk County Juvenile Detention Center PAQ 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 18.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 148-149, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 5-D Medical and mental health care professionals reporting, states, "Medical and mental health practitioners who come into contact with PCJDC residents are required to report sexual abuse to the Program Administrator upon witnessing sexual abuse or receiving a report of sexual abuse. Medical and mental health practitioners are required to inform residents at the initiation of services of their duty to report and limitations of confidentiality. Medical and mental health practitioners obtain informed consent from residents before reporting information about prior victimization, which did not occur in an institutional setting, unless the resident is under the age of eighteen (18)."

Through such reviews, the facility meets the standard requirements.

115.382	<b>Access to emergency medical and mental health services</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Polk County Juvenile Detention Center PAQ</li> <li>2. Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, dated 2022</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Nurse</li> </ol> <p>The interview with the facility Nurse demonstrated resident victims of sexual abuse would receive timely and unimpeded access to emergency medical treatment and crisis intervention services if a resident were victimized.</p> <p>(a-b) The Polk County Juvenile Detention Center PAQ states 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</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 142, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 2-A Treatment of the Alleged Victim, bullets 2-4, state, “</p> <ul style="list-style-type: none"> <li>• “Staff members, as well as the Management Team, will work closely with the victim, victim’s family, Juvenile Court Services, victim’s attorney and the Crisis and Advocacy Advocate to assure that the alleged victim is treated with dignity and receives all of the counseling and medical services deemed appropriate by the professionals dealing with this situation.</li> <li>• Alleged victims of sexual abuse will be offered timely information about and access to emergency contraception.</li> <li>• Alleged victims of sexual abuse will be offered access to STD (sexually transmitted disease) information, testing, and treatment.”</li> </ul> <p>(c) The Polk County Juvenile Detention Center PAQ states 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. Policy compliance can be found in provision (a) of this standard.)</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 142, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 2-A Treatment of the Alleged Victim, third bullet, states, “Alleged victims of sexual abuse will be offered timely information about and access to emergency contraception.”</p> <p>(d) The Polk County Juvenile Detention Center PAQ states treatment services are provided to every victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident.</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 142, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 2-A Treatment of the Alleged Victim, eight bullet, states, “All medical treatment received by the victim will be provided free of cost, regardless of whether the victim names the abuser or cooperates with the investigation.”</p> <p>Through such reviews, the facility meets the standard requirements.</p>



**Auditor Overall Determination:** Meets Standard

**Auditor Discussion**

Document Review:

1. Polk County Juvenile Detention Center PAQ
2. Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, dated 2022

Interviews:

1. Nurse

The interview with the facility Nurse demonstrated that residents are aware of access to emergency medical and mental health services. In the past of 12 months' residents have not reported sexual abuse. Should a resident be involved in an incident of sexual abuse, the Nurse stated she would follow emergency room follow up care treatment instructions.

Site Observation:

The facility has not experienced a need for ongoing medical and mental health care for sexual abuse victims and abusers.

(a/b) The Polk County Juvenile Detention Center PAQ states 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.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 142-143, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 2-C Ongoing medical/mental health care for sexual abuse victims/abusers, states, "At any point in time, if a resident reports prior sexual abuse victimization, sexual harassment or have perpetrated sexual abuse, they will be offered a medical and mental health evaluation while in our care, and if appropriate, treatment (including follow-up services and treatment plans) consistent to what they would receive in the community. Medical and mental health staff will maintain secondary materials (e.g., form, log) documenting compliance with the above required services."

(b) The Polk County Juvenile Detention Center PAQ states all residents who have ever previously perpetrated sexual abuse are offered a follow-up meeting with a mental health practitioner within 14 days of the intake screening. Policy compliance can be found in provision (a) of this standard.

(a) Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 153, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 2-A Treatment of the Alleged Victim, 13th bullet, states, "PCJDC, in collaboration with other involved agencies, will help facilitate referrals for continuing care, once the victim has been transferred or discharged, with the nature and scope of services determined by medical and mental health practitioners' professional judgement, consistent with care generally provided in the community."

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

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 142, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 2-A Treatment of the Alleged Victim, fifth bullet, states, "Alleged female victims of sexually abusive vaginal penetration shall be offered a pregnancy test."

(e) The Polk County Juvenile Detention Center PAQ states if pregnancy results from sexual abuse while incarcerated, victims receive timely and comprehensive information about, and timely access to, all lawful pregnancy-related medical services.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 142, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 2-A Treatment of the Alleged Victim, sixth bullet, states, "If pregnancy results are positive, victims will receive timely access to pregnancy-related medical services.

(f) The Polk County Juvenile Detention Center PAQ states resident victims of sexual abuse while incarcerated are offered tests for sexually transmitted infections as medically appropriate. Policy compliance can be found in provision (a) of this section.

(g) The Polk County Juvenile Detention Center PAQ states treatment services are provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 142, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 2-A Treatment of the Alleged Victim, eighth bullet, states, "All

medical treatment received by the victim will be provided free of cost, regardless of whether the victim names the abuser or cooperates with the investigation.”

(h) The Polk County Juvenile Detention Center PAQ states if the facility is a prison, it 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.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 142, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 2-A Treatment of Alleged Victim, last bullet, states, “PCJDC, as permitted by the resident abusers’ attorneys, guardians, judge and parties, will help facilitate a mental health evaluation and treatment of resident abusers in our facility (within 60 days of learning of such abuse history), when deemed appropriate by mental health practitioners.”

Through such reviews, the facility meets the standard requirements.

115.386	<b>Sexual abuse incident reviews</b>
	<p><b>Auditor Overall Determination:</b> Meets Standard</p> <p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Polk County Juvenile Detention Center PAQ</li> <li>2. Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, dated 2022</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. PREA Compliance Managers</li> <li>2. Program Administrator</li> </ol> <p>The team on-site were aware of the requirements to document and safeguard investigations. Incident reviews are completed by the facility administrative team to include those who may be part of the residents' team.</p> <p>(a) The Polk County Juvenile Detention Center PAQ states the facility conducts a sexual abuse incident review at the conclusion of every criminal or administrative sexual abuse investigation, unless the allegation has been determined to be unfounded. In the past 12 months there has been zero administrative investigations of alleged sexual abuse completed at the facility,</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 145-146, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 3-D Sexual Abuse Incident Review, states,</p> <ul style="list-style-type: none"> <li>• "Program Administrator and Team Leaders will conduct a sexual abuse incident review within 30 days of the conclusion of every sexual abuse investigation unless the allegation has been determined to be unfounded.</li> <li>• Program Administrator will attempt to gain input for the sexual abuse incident review from involved investigators and medical and mental health care practitioners who were involved in the investigation or care of the perpetrator/victim</li> <li>• Changes to PCJDC policies/procedures, physical environment, staffing, etc. which are recommended from the review will be implemented as soon as possible. If changes are unable to be made, reasons why will be documented."</li> </ul> <p>(b) The Polk County Juvenile Detention Center PAQ states sexual abuse incident reviews are ordinarily conducted within 30 days of concluding the criminal or administrative investigation. In the past 12 months, the number of criminal and/or administrative investigations of alleged sexual abuse completed at the facility that were followed by a sexual abuse incident review within 30 days, excluding only "unfounded" incidents was zero. Policy compliance can be found in provision (a) of this standard.</p> <p>(c) The Polk County Juvenile Detention Center PAQ states the sexual abuse incident review team includes upper-level management officials and allows for input from line supervisors, investigators, and medical or mental health practitioners.</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 145, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 3-D Sexual Abuse Incident Review, third bullet, states, "Program Administrator and Team Leaders will utilize the "PCJDC Sexual Abuse Incident Review form" and complete a written report with recommended changes after gaining input from involved investigators of the incident."</p> <p>(d) The Polk County Juvenile Detention Center PAQ states the facility prepares a report of its findings from sexual abuse incident reviews, including but not necessarily limited to determinations made pursuant to paragraphs (d)(1)-(d)(5) of this section, and any recommendations for improvement and submits such report to the facility head and PREA Compliance Manager.</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 152-153, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 9-B Data Review, states, "PCJDC will review data collected and aggregated annually, at the end of each fiscal year, to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training. The PCJDC Program Administrator will prepare an annual report at the end of each fiscal year which includes aggregate data, identified problem areas, and corrective action plans. The report shall include a comparison of previous year's data and a report on PCJDC's progress in addressing sexual abuse. The report will be made readily available to the public through PCJDC's website within 90 days of the end of the fiscal year. All personal identifiers will be removed from the data, prior to making publicly available. When the facility 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 facility will indicate the nature of the material redacted.</p> <p>(e) The Polk County Juvenile Detention Center PAQ states, the facility implements the recommendations for improvement or documents its reasons for not doing so.</p> <p>Through such reviews, the facility meets the standard requirements.</p>

115.387	<b>Data collection</b>
	<p><b>Auditor Overall Determination:</b> Meets Standard</p> <p><b>Auditor Discussion</b></p> <p>Document Review:  1. Polk County Juvenile Detention Center PAQ  2. Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, dated 2022</p> <p>(a)/(c)-1,2  The Polk County Juvenile Detention Center PAQ states the agency collects accurate, uniform data for every allegation of sexual abuse at facilities under its direct control using a standardized instrument and set of definitions.</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 153, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 9-C Data storage, Publication, and Destruction: All sexual abuse data collected by PCJDC staff will be securely retained in the Program Administrator’s locked office. PCJDC will maintain sexual abuse data collected for 10 years after the date of its initial collection.”</p> <p>(b) The Polk County Juvenile Detention Center PAQ states the annual report includes a comparison of the current year’s data and corrective action from prior years.</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 152-153, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 9-B Data Review, states, “PCJDC will review data collected and aggregated annually, at the end of each fiscal year, to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training. The PCJDC Program Administrator will prepare an annual report at the end of each fiscal year which includes aggregate data, identified problem areas, and corrective action plans. The report shall include a comparison of previous year’s data and a report on PCJDC’s progress in addressing sexual abuse. The report will be made readily available to the public through PCJDC’s website within 90 days of the end of the fiscal year. All personal identifiers will be removed from the data, prior to making publicly available. When the facility 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 facility will indicate the nature of the material redacted.</p> <p>(d) The Polk County Juvenile Detention Center PAQ states the agency maintains, reviews, and collects data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews.</p> <p>Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 152-153, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 9-A Data Collection, states, “PCJDC will collect uniform data for every allegation of sexual abuse, alleged to have occurred inside the facility. PCJDC staff will utilize the U.S. Department of Justice “survey of Sexual Violence, 2009 – Juvenile incident Form” to document incidents of sexual abuse alleged to have occurred inside the facility. PCJDC will aggregate the incident-based sexual abuse data annually, at the end of each fiscal year. Upon request, PCJDC will provide sexual abuse incident data to the United States Department of Justice.”</p> <p>(e) The Polk County Juvenile Detention Center PAQ states N/A as the agency does not contract with private facilities. This provision is not applicable as the agency does not contract with private facilities.</p> <p>(f) The Polk County Juvenile Detention Center PAQ states the Department of Justice has requested agency data for the previous calendar year.</p> <p>Through such reviews, the facility meets the standard requirements.</p>

115.388

**Data review for corrective action**

**Auditor Overall Determination:** Meets Standard

**Auditor Discussion**

Document Review:

1. Polk County Juvenile Detention Center PAQ
2. Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, dated 2022
3. Polk County Juvenile Detention Center PREA, Data Review FY 21-22

Interviews:

1. Program Administrator
2. Director of Community Family Youth Services Center

Interviews with agency administration demonstrated an annual report is completed each year and the agency has not experienced a sexual harassment or sexual abuse in the past 12 months.

Site Observation:

The facility annual plan is currently not approved by the agency head.

The facility was requested to complete the following action plan:

The facility is welcome to provide a memorandum stating a sustainable action plan to ensure the annual plan is approved by the agency head.

The facility Central Intake Supervisor and PREA Compliance Manager provided the following action plan: The annual report was updated to include a section for the PCJDC Administrator and PCYS Director to sign and date. Titled: 115.388 Data Review for Corrective Action - Polk County Juvenile Detention Center Staffing Plan 2022

Post audit, the facility provided a Polk County Juvenile Detention Center PREA, Data Review FY 21-22. The report includes the following information:

- Number of PREA incidents confirmed in FY 21-22
- Description of Each Incident if confirmed in FY 22-22
- Identified Problem Areas at Polk County Juvenile Detention Center and Corrective Plans if Needed in FY 21/22: PREA Audit scheduled in 8/2022
- PREA Trainings Scheduled in FY 20-21: New staff and refreshers as needed.
- Data Review from Previous FY
- Table of Sexual Harassment and Sexual Abuse incidents

The Annual Plan is signed by the Head of the Agency

(a) The Polk County Juvenile Detention Center PAQ states 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:

- 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.

Polk County Juvenile Detention Center & Central Intake Policy & Procedure Manual, page 153, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 9-C Data storage, Publication, and Destruction: All sexual abuse data collected by PCJDC staff will be securely retained in the Program Administrator's locked office. PCJDC will maintain sexual abuse data collected for 10 years after the date of its initial collection."

(b) The Polk County Juvenile Detention Center PAQ states the annual report includes a comparison of the current year's data and corrective actions to those from prior years. The annual report provides an assessment of the agency's progress in addressing sexual abuse. The facility will begin this process in 2023 once a full year of data is compiled.

(c) The Polk County Juvenile Detention Center PAQ states the agency makes its annual report readily available to the public, at least annually, through its website. Annual reports are approved by the agency head. The following is the agency website where the annual reports will be located is <https://www.polkcountyowa.gov/community-family-youth-services/juvenile-detention/prea/>

(d) The Polk County Juvenile Detention Center PAQ states when the agency redacts material from an annual report for publication, the redactions are limited to specific materials where publication would present a clear and specific threat to the safety and security of the facility.

Through such reviews, the facility meets the standard requirements.

115.389	<b>Data storage, publication, and destruction</b>
	<p data-bbox="242 145 738 174"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="242 208 451 237"><b>Auditor Discussion</b></p> <p data-bbox="242 271 435 300">Document Review:</p> <ol data-bbox="242 304 1228 365" style="list-style-type: none"> <li data-bbox="242 304 711 333">1. Polk County Juvenile Detention Center PAQ</li> <li data-bbox="242 338 1228 365">2. Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, dated 2022</li> </ol> <p data-bbox="242 394 1473 454">(a) The Polk County Juvenile Detention Center PAQ states the agency ensures that incident-based and aggregate data are securely retained.</p> <p data-bbox="242 486 1485 613">Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 153, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 9-C Data storage, Publication, and Destruction: All sexual abuse data collected by PCJDC staff will be securely retained in the Program Administrator’s locked office. PCJDC will maintain sexual abuse data collected for 10 years after the date of its initial collection.”</p> <p data-bbox="242 642 1469 736">(b) The Polk County Juvenile Detention Center PAQ states agency policy requires that aggregated sexual abuse data from facilities under its direct control and private facilities with which it contracts be made readily available to the public at least annually through its website.</p> <p data-bbox="242 768 1493 1128">Polk County Juvenile Detention Center &amp; Central Intake Policy &amp; Procedure Manual, page 152-153, Policy 5.5 Preventing Sexual Misconduct Against Youth (PREA Compliance), section, 9-B Data Review, states, “PCJDC will review data collected and aggregated annually, at the end of each fiscal year, to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training. The PCJDC Program Administrator will prepare an annual report at the end of each fiscal year which includes aggregate data, identified problem areas, and corrective action plans. The report shall include a comparison of previous year’s data and a report on PCJDC’s progress in addressing sexual abuse. The report will be made readily available to the public through PCJDC’s website within 90 days of the end of the fiscal year. All personal identifiers will be removed from the data, prior to making publicly available. When the facility 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 facility will indicate the nature of the material redacted.</p> <p data-bbox="242 1160 1473 1220">(c) The Polk County Juvenile Detention Center PAQ states before making aggregated sexual abuse data publicly available, the agency removes all personal identifiers.</p> <p data-bbox="242 1249 879 1279">Policy compliance can be found in provision (b) of this standard.</p> <p data-bbox="242 1308 1489 1402">(d) The Polk County Juvenile Detention Center PAQ the agency maintains 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. Policy compliance can be found in provision (a) of this standard.</p> <p data-bbox="242 1433 919 1462">Through such reviews, the facility meets the standard requirements.</p>

115.401	<b>Frequency and scope of audits</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p data-bbox="229 192 1509 255"><b>Auditor Discussion</b></p> <p data-bbox="229 255 1509 344">(a) During the prior three-year audit period, the agency did not implement PREA. This is the first year of PREA compliance for this agency.</p> <p data-bbox="229 344 1509 434">(b) This is the third audit cycle for Polk County Juvenile Detention Facility and the third year of the third audit cycle. Due to COVID, the agency was not audited in the second audit cycle.</p> <p data-bbox="229 434 1509 479">(c) The Auditor was granted complete access to, and the ability to observe, all areas of the facility.</p> <p data-bbox="229 479 1509 568">(d) The Auditor was permitted to request and receive copies of any relevant documents (including electronically stored information).</p> <p data-bbox="229 568 1509 613">(e) The Auditor was permitted to conduct private interviews with residents.</p> <p data-bbox="229 613 1509 703">(f) Residents were permitted to send confidential information or correspondence to the Auditor in the same manner as if they were communicating with legal counsel.</p> <p data-bbox="229 703 1509 790">Through such reviews, the facility meets the standards requirements.</p>



115.403	<b>Audit contents and findings</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>(b) The agency has posted the current 2017 PREA audit report, on their website.</p> <p>Through such reviews, the facility meets the standards requirements.</p>

<b>Appendix: Provision Findings</b>		
<b>115.311 (a)</b>	<b>Zero tolerance of sexual abuse and sexual harassment; PREA coordinator</b>	
	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
<b>115.311 (b)</b>	<b>Zero tolerance of sexual abuse and sexual harassment; PREA coordinator</b>	
	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
<b>115.311 (c)</b>	<b>Zero tolerance of sexual abuse and sexual harassment; PREA coordinator</b>	
	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.)	yes
<b>115.312 (a)</b>	<b>Contracting with other entities for the confinement of residents</b>	
	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
<b>115.312 (b)</b>	<b>Contracting with other entities for the confinement of residents</b>	
	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)	<b>Supervision and monitoring</b>	
	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 staffing levels and determining the need for video monitoring: Any findings of inadequacy from internal or external oversight bodies?	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: 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

<b>115.313 (b)</b>	<b>Supervision and monitoring</b>	
	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
<b>115.313 (c)</b>	<b>Supervision and monitoring</b>	
	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
	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
<b>115.313 (d)</b>	<b>Supervision and monitoring</b>	
	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
<b>115.313 (e)</b>	<b>Supervision and monitoring</b>	
	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 functions of the facility? (N/A for non-secure facilities )	yes
<b>115.315 (a)</b>	<b>Limits to cross-gender viewing and searches</b>	
	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
<b>115.315 (b)</b>	<b>Limits to cross-gender viewing and searches</b>	
	Does the facility always refrain from conducting cross-gender pat-down searches in non-exigent circumstances?	yes

<b>115.315 (c)</b>	<b>Limits to cross-gender viewing and searches</b>	
	Does the facility document and justify all cross-gender strip searches and cross-gender visual body cavity searches?	no
	Does the facility document all cross-gender pat-down searches?	no
<b>115.315 (d)</b>	<b>Limits to cross-gender viewing and searches</b>	
	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)	yes
<b>115.315 (e)</b>	<b>Limits to cross-gender viewing and searches</b>	
	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 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?	yes
<b>115.315 (f)</b>	<b>Limits to cross-gender viewing and searches</b>	
	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)	<b>Residents with disabilities and residents who are limited English proficient</b>	
	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: Residents who have speech 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: 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)	<b>Residents with disabilities and residents who are limited English proficient</b>	
	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

<b>115.316 (c)</b>	<b>Residents with disabilities and residents who are limited English proficient</b>	
	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 safety, the performance of first-response duties under §115.364, or the investigation of the resident's allegations?	yes
<b>115.317 (a)</b>	<b>Hiring and promotion decisions</b>	
	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
<b>115.317 (b)</b>	<b>Hiring and promotion decisions</b>	
	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
<b>115.317 (c)</b>	<b>Hiring and promotion decisions</b>	
	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
<b>115.317 (d)</b>	<b>Hiring and promotion decisions</b>	
	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

<b>115.317 (e)</b>	<b>Hiring and promotion decisions</b>	
	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
<b>115.317 (f)</b>	<b>Hiring and promotion decisions</b>	
	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 employees?	yes
	Does the agency impose upon employees a continuing affirmative duty to disclose any such misconduct?	yes
<b>115.317 (g)</b>	<b>Hiring and promotion decisions</b>	
	Does the agency consider material omissions regarding such misconduct, or the provision of materially false information, grounds for termination?	yes
<b>115.317 (h)</b>	<b>Hiring and promotion decisions</b>	
	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
<b>115.318 (a)</b>	<b>Upgrades to facilities and technologies</b>	
	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
<b>115.318 (b)</b>	<b>Upgrades to facilities and technologies</b>	
	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
<b>115.321 (a)</b>	<b>Evidence protocol and forensic medical examinations</b>	
	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



<b>115.321 (b)</b>	<b>Evidence protocol and forensic medical examinations</b>	
	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.)	yes
	Is this protocol, as appropriate, adapted from or otherwise based on the most recent edition of the U.S. Department of Justice's Office on Violence Against Women publication, "A National Protocol for Sexual Assault Medical Forensic Examinations, Adults/Adolescents," or similarly comprehensive and authoritative protocols developed after 2011? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations. )	yes
<b>115.321 (c)</b>	<b>Evidence protocol and forensic medical examinations</b>	
	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
<b>115.321 (d)</b>	<b>Evidence protocol and forensic medical examinations</b>	
	Does the agency attempt to make available to the victim a victim advocate from a rape crisis center?	yes
	If a rape crisis center is not available to provide victim advocate services, does the agency make available to provide these services a qualified staff member from a community-based organization, or a qualified agency staff member?	yes
	Has the agency documented its efforts to secure services from rape crisis centers?	yes
<b>115.321 (e)</b>	<b>Evidence protocol and forensic medical examinations</b>	
	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
<b>115.321 (f)</b>	<b>Evidence protocol and forensic medical examinations</b>	
	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 not responsible for investigating allegations of sexual abuse.)	yes
<b>115.321 (h)</b>	<b>Evidence protocol and forensic medical examinations</b>	
	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.)	yes

<b>115.322 (a)</b>	<b>Policies to ensure referrals of allegations for investigations</b>	
	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
<b>115.322 (b)</b>	<b>Policies to ensure referrals of allegations for investigations</b>	
	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
<b>115.322 (c)</b>	<b>Policies to ensure referrals of allegations for investigations</b>	
	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))	yes
<b>115.331 (a)</b>	<b>Employee training</b>	
	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
	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

<b>115.331 (b)</b>	<b>Employee training</b>	
	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
<b>115.331 (c)</b>	<b>Employee training</b>	
	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
<b>115.331 (d)</b>	<b>Employee training</b>	
	Does the agency document, through employee signature or electronic verification, that employees understand the training they have received?	yes
<b>115.332 (a)</b>	<b>Volunteer and contractor training</b>	
	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
<b>115.332 (b)</b>	<b>Volunteer and contractor training</b>	
	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
<b>115.332 (c)</b>	<b>Volunteer and contractor training</b>	
	Does the agency maintain documentation confirming that volunteers and contractors understand the training they have received?	yes
<b>115.333 (a)</b>	<b>Resident education</b>	
	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

<b>115.333 (b)</b>	<b>Resident education</b>	
	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 sexual abuse and sexual harassment?	yes
	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
<b>115.333 (c)</b>	<b>Resident education</b>	
	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
<b>115.333 (d)</b>	<b>Resident education</b>	
	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
<b>115.333 (e)</b>	<b>Resident education</b>	
	Does the agency maintain documentation of resident participation in these education sessions?	yes
<b>115.333 (f)</b>	<b>Resident education</b>	
	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
<b>115.334 (a)</b>	<b>Specialized training: Investigations</b>	
	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).)	yes

<b>115.334 (b)</b>	<b>Specialized training: Investigations</b>	
	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).)	yes
	Does this specialized training include: Proper use of Miranda and Garrity warnings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.321(a).)	yes
	Does this specialized training include: Sexual abuse evidence collection in confinement settings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.321(a).)	yes
	Does this specialized training include: The criteria and evidence required to substantiate a case for administrative action or prosecution referral? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.321(a).)	yes
<b>115.334 (c)</b>	<b>Specialized training: Investigations</b>	
	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).)	yes
<b>115.335 (a)</b>	<b>Specialized training: Medical and mental health care</b>	
	Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in: How to detect and assess signs of sexual abuse and sexual harassment? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	yes
	Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in: How to preserve physical evidence of sexual abuse? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	yes
	Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in: How to respond effectively and professionally to 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.)	yes
	Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in: How and to whom to report allegations or suspicions of sexual abuse and sexual harassment? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	yes
<b>115.335 (b)</b>	<b>Specialized training: Medical and mental health care</b>	
	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.)	yes
<b>115.335 (c)</b>	<b>Specialized training: Medical and mental health care</b>	
	Does the agency maintain documentation that medical and mental health practitioners have received the training referenced in this standard either from the agency or elsewhere? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	yes

<b>115.335 (d)</b>	<b>Specialized training: Medical and mental health care</b>	
	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.)	yes
	Do medical and mental health care practitioners contracted by and volunteering for the agency also receive training mandated for contractors and volunteers by §115.332? (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.)	yes
<b>115.341 (a)</b>	<b>Obtaining information from residents</b>	
	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
<b>115.341 (b)</b>	<b>Obtaining information from residents</b>	
	Are all PREA screening assessments conducted using an objective screening instrument?	yes
<b>115.341 (c)</b>	<b>Obtaining information from residents</b>	
	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 the agency attempt to ascertain information about: Age?	yes
	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

<b>115.341 (d)</b>	<b>Obtaining information from residents</b>	
	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
<b>115.341 (e)</b>	<b>Obtaining information from residents</b>	
	Has the agency implemented appropriate controls on the dissemination within the facility of responses to questions asked pursuant to this standard in order to ensure that sensitive information is not exploited to the resident's detriment by staff or other residents?	yes
<b>115.342 (a)</b>	<b>Placement of residents</b>	
	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
<b>115.342 (b)</b>	<b>Placement of residents</b>	
	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

<b>115.342 (c)</b>	<b>Placement of residents</b>	
	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
<b>115.342 (d)</b>	<b>Placement of residents</b>	
	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
<b>115.342 (e)</b>	<b>Placement of residents</b>	
	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
<b>115.342 (f)</b>	<b>Placement of residents</b>	
	Are each transgender or intersex resident's own views with respect to his or her own safety given serious consideration when making facility and housing placement decisions and programming assignments?	yes
<b>115.342 (g)</b>	<b>Placement of residents</b>	
	Are transgender and intersex residents given the opportunity to shower separately from other residents?	yes
<b>115.342 (h)</b>	<b>Placement of residents</b>	
	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
<b>115.342 (i)</b>	<b>Placement of residents</b>	
	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?	no



<b>115.351 (a)</b>	<b>Resident reporting</b>	
	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
<b>115.351 (b)</b>	<b>Resident reporting</b>	
	Does the agency also provide at least one way for residents to report sexual abuse or sexual harassment to a public or private entity or office that is not part of the agency?	yes
	Is that private entity or office able to receive and immediately forward 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?	no
<b>115.351 (c)</b>	<b>Resident reporting</b>	
	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
<b>115.351 (d)</b>	<b>Resident reporting</b>	
	Does the facility provide residents with access to tools necessary to make a written report?	yes
<b>115.351 (e)</b>	<b>Resident reporting</b>	
	Does the agency provide a method for staff to privately report sexual abuse and sexual harassment of residents?	yes
<b>115.352 (a)</b>	<b>Exhaustion of administrative remedies</b>	
	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
<b>115.352 (b)</b>	<b>Exhaustion of administrative remedies</b>	
	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.)	yes
	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.)	yes

<b>115.352 (c)</b>	<b>Exhaustion of administrative remedies</b>	
	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.)	yes
	Does the agency ensure that: Such grievance is not referred to a staff member who is the subject of the complaint? (N/A if agency is exempt from this standard.)	yes
<b>115.352 (d)</b>	<b>Exhaustion of administrative remedies</b>	
	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.)	yes
	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.)	yes
	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.)	yes
<b>115.352 (e)</b>	<b>Exhaustion of administrative remedies</b>	
	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.)	yes
	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.)	yes
	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.)	yes
	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.)	yes
	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.)	yes

<b>115.352 (f)</b>	<b>Exhaustion of administrative remedies</b>	
	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.)	yes
	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.)	yes
	After receiving an emergency grievance described above, does the agency provide an initial response within 48 hours? (N/A if agency is exempt from this standard.)	yes
	After receiving an emergency grievance described above, does the agency issue a final agency decision within 5 calendar days? (N/A if agency is exempt from this standard.)	yes
	Does the initial response and final agency decision document the agency's determination whether the resident is in substantial risk of imminent sexual abuse? (N/A if agency is exempt from this standard.)	yes
	Does the initial response document the agency's action(s) taken in response to the emergency grievance? (N/A if agency is exempt from this standard.)	yes
	Does the agency's final decision document the agency's action(s) taken in response to the emergency grievance? (N/A if agency is exempt from this standard.)	yes
<b>115.352 (g)</b>	<b>Exhaustion of administrative remedies</b>	
	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.)	yes
<b>115.353 (a)</b>	<b>Resident access to outside confidential support services and legal representation</b>	
	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
<b>115.353 (b)</b>	<b>Resident access to outside confidential support services and legal representation</b>	
	Does the facility inform residents, prior to giving them access, of the extent to which such communications will be monitored and the extent to which reports of abuse will be forwarded to authorities in accordance with mandatory reporting laws?	yes
<b>115.353 (c)</b>	<b>Resident access to outside confidential support services and legal representation</b>	
	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

<b>115.353 (d)</b>	<b>Resident access to outside confidential support services and legal representation</b>	
	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
<b>115.354 (a)</b>	<b>Third-party reporting</b>	
	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
<b>115.361 (a)</b>	<b>Staff and agency reporting duties</b>	
	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 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?	yes
<b>115.361 (b)</b>	<b>Staff and agency reporting duties</b>	
	Does the agency require all staff to comply with any applicable mandatory child abuse reporting laws?	yes
<b>115.361 (c)</b>	<b>Staff and agency reporting duties</b>	
	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
<b>115.361 (d)</b>	<b>Staff and agency reporting duties</b>	
	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

<b>115.361 (e)</b>	<b>Staff and agency reporting duties</b>	
	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 the parents or legal guardians? (N/A if the alleged victim is not under the guardianship of the child welfare system.)	yes
	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
<b>115.361 (f)</b>	<b>Staff and agency reporting duties</b>	
	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
<b>115.362 (a)</b>	<b>Agency protection duties</b>	
	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
<b>115.363 (a)</b>	<b>Reporting to other confinement facilities</b>	
	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
<b>115.363 (b)</b>	<b>Reporting to other confinement facilities</b>	
	Is such notification provided as soon as possible, but no later than 72 hours after receiving the allegation?	yes
<b>115.363 (c)</b>	<b>Reporting to other confinement facilities</b>	
	Does the agency document that it has provided such notification?	yes
<b>115.363 (d)</b>	<b>Reporting to other confinement facilities</b>	
	Does the facility head or agency office that receives such notification ensure that the allegation is investigated in accordance with these standards?	yes

<b>115.364 (a)</b>	<b>Staff first responder duties</b>	
	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
<b>115.364 (b)</b>	<b>Staff first responder duties</b>	
	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
<b>115.365 (a)</b>	<b>Coordinated response</b>	
	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
<b>115.366 (a)</b>	<b>Preservation of ability to protect residents from contact with abusers</b>	
	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?	no
<b>115.367 (a)</b>	<b>Agency protection against retaliation</b>	
	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
<b>115.367 (b)</b>	<b>Agency protection against retaliation</b>	
	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

<b>115.367 (c)</b>	<b>Agency protection against retaliation</b>	
	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 of sexual abuse, does the agency: Act promptly to remedy any such retaliation?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor: Any 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
<b>115.367 (d)</b>	<b>Agency protection against retaliation</b>	
	In the case of residents, does such monitoring also include periodic status checks?	yes
<b>115.367 (e)</b>	<b>Agency protection against retaliation</b>	
	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
<b>115.368 (a)</b>	<b>Post-allegation protective custody</b>	
	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
<b>115.371 (a)</b>	<b>Criminal and administrative agency investigations</b>	
	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).)	yes
	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).)	yes

<b>115.371 (b)</b>	<b>Criminal and administrative agency investigations</b>	
	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
<b>115.371 (c)</b>	<b>Criminal and administrative agency investigations</b>	
	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
<b>115.371 (d)</b>	<b>Criminal and administrative agency investigations</b>	
	Does the agency always refrain from terminating an investigation solely because the source of the allegation recants the allegation?	yes
<b>115.371 (e)</b>	<b>Criminal and administrative agency investigations</b>	
	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?	no
<b>115.371 (f)</b>	<b>Criminal and administrative agency investigations</b>	
	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
<b>115.371 (g)</b>	<b>Criminal and administrative agency investigations</b>	
	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
<b>115.371 (h)</b>	<b>Criminal and administrative agency investigations</b>	
	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
<b>115.371 (i)</b>	<b>Criminal and administrative agency investigations</b>	
	Are all substantiated allegations of conduct that appears to be criminal referred for prosecution?	yes
<b>115.371 (j)</b>	<b>Criminal and administrative agency investigations</b>	
	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
<b>115.371 (k)</b>	<b>Criminal and administrative agency investigations</b>	
	Does the agency ensure that the departure of an alleged abuser or victim from the employment or control of the facility or agency does not provide a basis for terminating an investigation?	yes



<b>115.371 (m)</b>	<b>Criminal and administrative agency investigations</b>	
	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
<b>115.372 (a)</b>	<b>Evidentiary standard for administrative investigations</b>	
	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
<b>115.373 (a)</b>	<b>Reporting to residents</b>	
	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
<b>115.373 (b)</b>	<b>Reporting to residents</b>	
	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
<b>115.373 (c)</b>	<b>Reporting to residents</b>	
	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 has determined that the allegation is unfounded or unless the resident has been released from custody, does the agency subsequently inform the resident whenever: The staff member is no longer employed at the facility?	yes
	Following 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
<b>115.373 (d)</b>	<b>Reporting to residents</b>	
	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
<b>115.373 (e)</b>	<b>Reporting to residents</b>	
	Does the agency document all such notifications or attempted notifications?	yes

<b>115.376 (a)</b>	<b>Disciplinary sanctions for staff</b>	
	Are staff subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies?	yes
<b>115.376 (b)</b>	<b>Disciplinary sanctions for staff</b>	
	Is termination the presumptive disciplinary sanction for staff who have engaged in sexual abuse?	yes
<b>115.376 (c)</b>	<b>Disciplinary sanctions for staff</b>	
	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
<b>115.376 (d)</b>	<b>Disciplinary sanctions for staff</b>	
	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
<b>115.377 (a)</b>	<b>Corrective action for contractors and volunteers</b>	
	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
<b>115.377 (b)</b>	<b>Corrective action for contractors and volunteers</b>	
	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
<b>115.378 (a)</b>	<b>Interventions and disciplinary sanctions for residents</b>	
	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

<b>115.378 (b)</b>	<b>Interventions and disciplinary sanctions for residents</b>	
	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
<b>115.378 (c)</b>	<b>Interventions and disciplinary sanctions for residents</b>	
	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
<b>115.378 (d)</b>	<b>Interventions and disciplinary sanctions for residents</b>	
	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
	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
<b>115.378 (e)</b>	<b>Interventions and disciplinary sanctions for residents</b>	
	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
<b>115.378 (f)</b>	<b>Interventions and disciplinary sanctions for residents</b>	
	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
<b>115.378 (g)</b>	<b>Interventions and disciplinary sanctions for residents</b>	
	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
<b>115.381 (a)</b>	<b>Medical and mental health screenings; history of sexual abuse</b>	
	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
<b>115.381 (b)</b>	<b>Medical and mental health screenings; history of sexual abuse</b>	
	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

<b>115.381 (c)</b>	<b>Medical and mental health screenings; history of sexual abuse</b>	
	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
<b>115.381 (d)</b>	<b>Medical and mental health screenings; history of sexual abuse</b>	
	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
<b>115.382 (a)</b>	<b>Access to emergency medical and mental health services</b>	
	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
<b>115.382 (b)</b>	<b>Access to emergency medical and mental health services</b>	
	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
<b>115.382 (c)</b>	<b>Access to emergency medical and mental health services</b>	
	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
<b>115.382 (d)</b>	<b>Access to emergency medical and mental health services</b>	
	Are treatment services provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident?	yes
<b>115.383 (a)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	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
<b>115.383 (b)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	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
<b>115.383 (c)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	Does the facility provide such victims with medical and mental health services consistent with the community level of care?	yes
<b>115.383 (d)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	Are resident victims of sexually abusive vaginal penetration while incarcerated offered pregnancy tests? (N/A if all-male facility.)	yes

<b>115.383 (e)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	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
<b>115.383 (f)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	Are resident victims of sexual abuse while incarcerated offered tests for sexually transmitted infections as medically appropriate?	yes
<b>115.383 (g)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	Are treatment services provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident?	yes
<b>115.383 (h)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	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
<b>115.386 (a)</b>	<b>Sexual abuse incident reviews</b>	
	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
<b>115.386 (b)</b>	<b>Sexual abuse incident reviews</b>	
	Does such review ordinarily occur within 30 days of the conclusion of the investigation?	yes
<b>115.386 (c)</b>	<b>Sexual abuse incident reviews</b>	
	Does the review team include upper-level management officials, with input from line supervisors, investigators, and medical or mental health practitioners?	yes
<b>115.386 (d)</b>	<b>Sexual abuse incident reviews</b>	
	Does the review team: Consider whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse?	yes
	Does the review team: Consider whether the incident or allegation was motivated by race; ethnicity; gender identity; lesbian, gay, bisexual, transgender, or intersex identification, status, or perceived status; gang affiliation; or other group dynamics at the facility?	yes
	Does the review team: Examine the area in the facility where the incident allegedly occurred to assess whether physical barriers in the area may enable abuse?	yes
	Does the review team: Assess the adequacy of staffing levels in that area during different shifts?	yes
	Does the review team: Assess whether monitoring technology should be deployed or augmented to supplement supervision by staff?	yes
	Does the review team: Prepare a report of its findings, including but not necessarily limited to determinations made pursuant to §§ 115.386(d)(1)-(d)(5), and any recommendations for improvement and submit such report to the facility head and PREA compliance manager?	yes
<b>115.386 (e)</b>	<b>Sexual abuse incident reviews</b>	
	Does the facility implement the recommendations for improvement, or document its reasons for not doing so?	yes
<b>115.387 (a)</b>	<b>Data collection</b>	
	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

<b>115.387 (b)</b>	<b>Data collection</b>	
	Does the agency aggregate the incident-based sexual abuse data at least annually?	yes
<b>115.387 (c)</b>	<b>Data collection</b>	
	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
<b>115.387 (d)</b>	<b>Data collection</b>	
	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
<b>115.387 (e)</b>	<b>Data collection</b>	
	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 the confinement of its residents.)	na
<b>115.387 (f)</b>	<b>Data collection</b>	
	Does the agency, upon request, provide all such data from the previous calendar year to the Department of Justice no later than June 30? (N/A if DOJ has not requested agency data.)	yes
<b>115.388 (a)</b>	<b>Data review for corrective action</b>	
	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
<b>115.388 (b)</b>	<b>Data review for corrective action</b>	
	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
<b>115.388 (c)</b>	<b>Data review for corrective action</b>	
	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
<b>115.388 (d)</b>	<b>Data review for corrective action</b>	
	Does the agency indicate the nature of the material redacted where it redacts specific material from the reports when publication would present a clear and specific threat to the safety and security of a facility?	yes
<b>115.389 (a)</b>	<b>Data storage, publication, and destruction</b>	
	Does the agency ensure that data collected pursuant to § 115.387 are securely retained?	yes

<b>115.389 (b)</b>	<b>Data storage, publication, and destruction</b>	
	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
<b>115.389 (c)</b>	<b>Data storage, publication, and destruction</b>	
	Does the agency remove all personal identifiers before making aggregated sexual abuse data publicly available?	yes
<b>115.389 (d)</b>	<b>Data storage, publication, and destruction</b>	
	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
<b>115.401 (a)</b>	<b>Frequency and scope of audits</b>	
	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
<b>115.401 (b)</b>	<b>Frequency and scope of audits</b>	
	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.)	na
	If this is the third year of the current audit cycle, did the agency ensure that at least two-thirds of each facility type operated by the agency, or by a private organization on behalf of the agency, were audited during the first two years of the current audit cycle? (N/A if this is not the third year of the current audit cycle.)	yes
<b>115.401 (h)</b>	<b>Frequency and scope of audits</b>	
	Did the auditor have access to, and the ability to observe, all areas of the audited facility?	yes
<b>115.401 (i)</b>	<b>Frequency and scope of audits</b>	
	Was the auditor permitted to request and receive copies of any relevant documents (including electronically stored information)?	yes
<b>115.401 (m)</b>	<b>Frequency and scope of audits</b>	
	Was the auditor permitted to conduct private interviews with inmates, residents, and detainees?	yes
<b>115.401 (n)</b>	<b>Frequency and scope of audits</b>	
	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
<b>115.403 (f)</b>	<b>Audit contents and findings</b>	
	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