

Prison Rape Elimination Act (PREA) Audit Report Adult Prisons & Jails

Interim Final

Date of Interim Audit Report: - N/A

If no Interim Audit Report, select N/A

Date of Final Audit Report: 1/12/2021

Auditor Information

Name: Noelda Martinez Email: martinezauditingervices@yahoo.com

Company Name: Martinez Auditing Services, LLC

Mailing Address: P.O. Box 372 City, State, Zip: Beeville, TX

Telephone: (210) 790-7402 Date of Facility Visit: August 3 & 4, 2020

Agency Information

Name of Agency: Dewitt County Jail

Governing Authority or Parent Agency (If Applicable):

Physical Address: 208 E. Live Oak City, State, Zip: Cuero, Texas 77954

Mailing Address: - City, State, Zip: -

The Agency Is: Military Private for Profit Private not for Profit

Municipal County State Federal

Agency Website with PREA Information: <https://dewittsheriff.org/detention-center/>

Agency Chief Executive Officer

Name: Carl R. Bowen/Sheriff

Email: sheriff@co.dewitt.tx.us Telephone: (361) 275-5734

Agency-Wide PREA Coordinator

Name: Jerry Garza/Captain

Email: jgarza@co.dewitt.tx.us Telephone: (361) 275-0034

PREA Coordinator Reports to: Number of Compliance Managers who report to the PREA Coordinator:
Carl R. Bowen/Sheriff 2

Facility Information

Name of Facility: Dewitt County Jail

Physical Address: 208 E. Live Oak

City, State, Zip: Cuero, Texas 77954

Mailing Address (if different from above):

Click or tap here to enter text.

City, State, Zip: Click or tap here to enter text.

The Facility Is:

Military

Private for Profit

Private not for Profit

Municipal

County

State

Federal

Facility Type:

Prison

Jail

Facility Website with PREA Information: <https://dewittsheriff.org/detention-center/>

Has the facility been accredited within the past 3 years? Yes No

If the facility has been accredited within the past 3 years, select the accrediting organization(s) – select all that apply (N/A if the facility has not been accredited within the past 3 years):

ACA

NCCHC

CALEA

Other (please name or describe: Jail Commission October 2019)

N/A

If the facility has completed any internal or external audits other than those that resulted in accreditation, please describe:
n/a

Warden/Jail Administrator/Sheriff/Director

Name: Jerry Garza/Jail Administrator

Email: jgarza@co.dewitt.tx.us

Telephone: (361) 275-0034

Facility PREA Compliance Manager

Name: Christopher Smith/Lieutenant

Email: jgarza@co.dewitt.tx.us

Telephone: (361) 275-0034

Facility Health Service Administrator N/A

Name: Jennifer Stinnett/LVN

Email: nurse@co.dewitt.tx.us

Telephone: (361) 275-0034

Facility Characteristics	
Designated Facility Capacity:	161
Current Population of Facility:	115
Average daily population for the past 12 months:	119
Has the facility been over capacity at any point in the past 12 months?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Which population(s) does the facility hold?	<input type="checkbox"/> Females <input type="checkbox"/> Males <input checked="" type="checkbox"/> Both Females and Males
Age range of population:	18-99
Average length of stay or time under supervision:	55.19
Facility security levels/inmate custody levels:	Minimum, Medium, Maximum
Number of inmates admitted to facility during the past 12 months:	1011
Number of inmates admitted to facility during the past 12 months whose length of stay in the facility was for 72 hours or more:	unknown
Number of inmates admitted to facility during the past 12 months whose length of stay in the facility was for 30 days or more:	unknown
Does the facility hold youthful inmates?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Number of youthful inmates held in the facility during the past 12 months: (N/A if the facility never holds youthful inmates)	5 <input type="checkbox"/> N/A
Does the audited facility hold inmates for one or more other agencies (e.g., a State correctional agency, U.S. Marshals Service, Bureau of Prisons, U.S. Immigration and Customs Enforcement)?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Select all other agencies for which the audited facility holds inmates: Select all that apply (N/A if the audited facility does not hold inmates for any other agency or agencies):	<input type="checkbox"/> Federal Bureau of Prisons <input checked="" type="checkbox"/> U.S. Marshals Service <input type="checkbox"/> U.S. Immigration and Customs Enforcement <input type="checkbox"/> Bureau of Indian Affairs <input type="checkbox"/> U.S. Military branch <input type="checkbox"/> State or Territorial correctional agency <input type="checkbox"/> County correctional or detention agency <input type="checkbox"/> Judicial district correctional or detention facility <input type="checkbox"/> City or municipal correctional or detention facility (e.g., police lockup or city jail) <input type="checkbox"/> Private corrections or detention provider <input type="checkbox"/> Other - please name or describe: Click or tap here to enter text. <input type="checkbox"/> N/A
Number of staff currently employed by the facility who may have contact with inmates:	28
Number of staff hired by the facility during the past 12 months who may have contact with inmates:	2

Number of contracts in the past 12 months for services with contractors who may have contact with inmates:	2 Medical
Number of individual contractors who have contact with inmates, currently authorized to enter the facility:	2 Medical
Number of volunteers who have contact with inmates, currently authorized to enter the facility:	5 Clergy/Anger Management
Physical Plant	
<p>Number of buildings:</p> <p>Auditors should count all buildings that are part of the facility, whether inmates are formally allowed to enter them or not. In situations where temporary structures have been erected (e.g., tents) the auditor should use their discretion to determine whether to include the structure in the overall count of buildings. As a general rule, if a temporary structure is regularly or routinely used to hold or house inmates, or if the temporary structure is used to house or support operational functions for more than a short period of time (e.g., an emergency situation), it should be included in the overall count of buildings.</p>	1
<p>Number of inmate housing units:</p> <p>Enter 0 if the facility does not have discrete housing units. DOJ PREA Working Group FAQ on the definition of a housing unit: How is a "housing unit" defined for the purposes of the PREA Standards? The question has been raised in particular as it relates to facilities that have adjacent or interconnected units. The most common concept of a housing unit is architectural. The generally agreed-upon definition is a space that is enclosed by physical barriers accessed through one or more doors of various types, including commercial-grade swing doors, steel sliding doors, interlocking sally port doors, etc. In addition to the primary entrance and exit, additional doors are often included to meet life safety codes. The unit contains sleeping space, sanitary facilities (including toilets, lavatories, and showers), and a dayroom or leisure space in differing configurations. Many facilities are designed with modules or pods clustered around a control room. This multiple-pod design provides the facility with certain staff efficiencies and economies of scale. At the same time, the design affords the flexibility to separately house inmates of differing security levels, or who are grouped by some other operational or service scheme. Generally, the control room is enclosed by security glass, and in some cases, this allows inmates to see into neighboring pods. However, observation from one unit to another is usually limited by angled site lines. In some cases, the facility has prevented this entirely by installing one-way glass. Both the architectural design and functional use of these multiple pods indicate that they are managed as distinct housing units.</p>	35
Number of single cell housing units:	17
Number of multiple occupancy cell housing units:	18
Number of open bay/dorm housing units:	0
Number of segregation cells (for example, administrative, disciplinary, protective custody, etc.):	(same single cell housing units)
In housing units, does the facility maintain sight and sound separation between youthful inmates and adult inmates? (N/A if the facility never holds youthful inmates)	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A
Does the facility have a video monitoring system, electronic surveillance system, or other monitoring technology (e.g., cameras, etc.)?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Has the facility installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology in the past 12 months?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

Medical and Mental Health Services and Forensic Medical Exams

Are medical services provided on-site?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Are mental health services provided on-site?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Where are sexual assault forensic medical exams provided? Select all that apply.	<input type="checkbox"/> On-site <input checked="" type="checkbox"/> Local hospital/clinic <input type="checkbox"/> Rape Crisis Center <input type="checkbox"/> Other (please name or describe: Click or tap here to enter text.)

Investigations

Criminal Investigations

Number of investigators employed by the agency and/or facility who are responsible for conducting CRIMINAL investigations into allegations of sexual abuse or sexual harassment:	2
When the facility received allegations of sexual abuse or sexual harassment (whether staff-on-inmate or inmate-on-inmate), CRIMINAL INVESTIGATIONS are conducted by: Select all that apply.	<input type="checkbox"/> Facility investigators <input checked="" type="checkbox"/> Agency investigators <input type="checkbox"/> An external investigative entity
Select all external entities responsible for CRIMINAL INVESTIGATIONS : Select all that apply (N/A if no external entities are responsible for criminal investigations)	<input type="checkbox"/> Local police department <input checked="" type="checkbox"/> Local sheriff's department <input checked="" type="checkbox"/> State police <input type="checkbox"/> A U.S. Department of Justice component <input type="checkbox"/> Other (please name or describe: Click or tap here to enter text.) <input type="checkbox"/> N/A

Administrative Investigations

Number of investigators employed by the agency and/or facility who are responsible for conducting ADMINISTRATIVE investigations into allegations of sexual abuse or sexual harassment?	2
When the facility receives allegations of sexual abuse or sexual harassment (whether staff-on-inmate or inmate-on-inmate), ADMINISTRATIVE INVESTIGATIONS are conducted by: Select all that apply	<input type="checkbox"/> Facility investigators <input checked="" type="checkbox"/> Agency investigators <input type="checkbox"/> An external investigative entity
Select all external entities responsible for ADMINISTRATIVE INVESTIGATIONS : Select all that apply (N/A if no external entities are responsible for administrative investigations)	<input type="checkbox"/> Local police department <input checked="" type="checkbox"/> Local sheriff's department <input checked="" type="checkbox"/> State police <input type="checkbox"/> A U.S. Department of Justice component <input type="checkbox"/> Other (please name or describe: Click or tap here to enter text.) <input type="checkbox"/> N/A

Audit Findings

Audit Narrative (including Audit Methodology)

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

The Prison Rape Elimination Act (PREA) re-certification audit for Dewitt County Jail (DCJ), Dewitt County Sheriff's Office (DCSO) in Cuero, Texas was conducted on August 3 & 4, 2020, to determine the continued compliance of the Prison Rape Elimination Act Standards. The audit was conducted by Noelda Martinez, Prison Rape Elimination Act Certified Auditor. The audit was conducted by Martinez Auditing Services, LLC as the contractor and was personally, accountable for complying with the DOJ certification requirements and audit findings. The contract described the specific work required according to the DOJ standards and PREA auditor handbook to include the pre-audit, onsite audit, and post-audit.

Paper Audit Instruments (PAI): The Dewitt County Sheriff's Office (DCSO)/ Dewitt County Jail (DCJ) elected to use the Paper Audit Instrument. The DCJ and MAS, LLC agreed to conduct the audit using the PAI, the information was provided by the DCJ PREA Manager then forwarded to the auditor. The PREA manager provided the auditor with the:

1. Agency Information
2. Facility Information
3. Prevention Planning
4. Responsive Planning
5. Training and Education
6. Screening for Risk of Sexual Victimization and Abusiveness
7. Reporting
8. Official Response Following an Inmate Report
9. Investigations
10. Discipline
11. Medical and Mental Care
12. Data Collection and Review
13. Auditing and Corrective Action
14. Audit Findings
15. Post-Audit Reporting Information
16. Compliance Tool
17. Supplemental Files

The auditor received the additional information within days of the request. The PAQ and additional audit information were expedited promptly allowing follow-up questions & additional documentation as needed.

Audit Methodology (Pre-Onsite Audit Phase): The auditor utilized the Paper Audit Instrument (PAI) which included the pre-audit questionnaire, and auditor compliance tool. The auditor utilized the instructions for the PREA audit tour, and interview protocols which included:

1. Agency Head or Designee
2. Warden or Designee,
3. PREA Compliance Manager/Contractor
4. Specialized Staff
5. Random Staff
6. Inmates

The auditor utilized the PREA auditor handbook for continued reference and guidance, audit report template, process map and checklist of documents. The auditor contacted the DCJ PREA Manager before the audit to help if needed during the audit process. The auditor established a positive working rapport with the PREA manager. The DCJ PREA Manager was receptive and eager to engage in dialogue and discussions regarding the standards. The PREA management team understood the importance of providing the auditor with unfettered access to all areas of the facility, file review of personnel contractors, volunteers, and inmates to include a variety of sensitive and confidential documentation and information referencing standard 115.401 (PREA Auditor Handbook pg. 32 & 37). The auditor explained the 30-day interim report if corrective action was required and the 180-day corrective action timeframe, if needed. The auditor explained to the PREA Manager/Jail Administrator the 45-day time frame for the submission of the final PREA report. The auditor notified the DCJ Jail Administrator and staff of her responsibilities and expectations as an auditor and the agencies right to report any violation of the auditors' code of conduct to the PREA resource center.

The auditor did not encounter any problems while completing the audit. The facility provided the auditor with unfettered access to areas requested by the auditor which included staff and inmate files, inmate housing areas, work areas, staff offices to include chemical, electrical and janitor closets. There was no pressure during the audit or prohibited access by the facility administration during the site review, the facility administration was transparent with policies, procedures, inmate, and staff interviews. Good communication and professionalism was maintained throughout the audit with the PREA management team and staff. The auditor received correspondence from inmates assigned the facility before the audit. During the random inmate interviews, the auditor asked the inmates if they were aware of the Audit Notice with the auditors' information, and the responses were "yes". During the site review, the auditor informally asked inmates if they could point out the auditors posted information to ensure it was made available. The Notice of Audit information was displayed throughout the facility for the inmate population.

Point of Contact (POC):

A point of contact was established with the facility prior to the audit and the facility maintained good communication and overall professionalism. The auditor and PREA Coordinator discussed the location audit planning and logistics phase prior to the audit. The auditor remained engaged with the PREA Coordinator regarding the audit process, expectations, and coordinated the logistics of the onsite portion of the audit. The auditor focused on multiple sources of information during the audit process applying audit planning & logistics, posting notice of the audit, reviewing facility policies, procedures, supporting documentation and conducting outreach to advocacy organizations.

Correspondence:

The DCJ posted the Notice of Audit with the auditor information six to eight weeks (6/29/2020) before the audit in both English and Spanish on white paper for inmates to send confidential information or correspondence to the auditor. The auditor verified that the inmates were allowed to write the auditor in a confidential manner. The auditor did receive inmate correspondence from Dewitt County Jail and interviewed inmates to address issues or concerns related to the audit. The notices were posted throughout the facility to include visitation, housing units and restrictive housing in white paper. The auditor verified the Notice of Audit through a previous email, during the site review and through random inmate interviews. The audit notice was posted six weeks before the audit and observed by the auditor in the visitation and housing areas.

Notice of Audit

The Notice of Audit was posted in both English and Spanish in the following areas: Intake area, (zero-tolerance), recreation area and three roll phones for single cells, general population in pods A, B, C and all 18 housing units, to include the entry area of each pod (A, B, C). The Notice of Audit was distributed to the inmate population along with the posting of the audit.

Litigation/Internet Search: The auditor conducted an internet search regarding the Dewitt County Jail with the following website links and information. <https://www.crossroadstoday.com/investigation...> and <https://www.dewittcountytoday.com>.

Community Based Victim Services:

The Dewitt County Jail had a verbal agreement with Mid-Coast Family Services prior to the onsite audit. The verbal agreement provided phone numbers free of cost to the inmate population. According to an interview with the PREA Coordinator, the services provided allowed the inmates to report sexual abuse to the hotline and were then forwarded to the jail administrator. The auditor was unable to verify the reporting process through the verbal agreement. The auditor contacted the Mid-Coast Family Services and was unable to verify the reporting process from the inmate to the facility at the time of the audit. The auditor had several different inmates (male and female) in different housing units, test the phone numbers to Mid-Coast Family Services during the onsite portion of the audit. The phones were in working condition, the phone number was readily available, and the inmates were able to make the calls to Mid-Coast Family Services. The Mid-Coast Family Services responded to the inmates as the calls were made by the inmate as requested by the auditor. The facility had a verbal agreement but no written agreement with the community-based service providers. The Dewitt County Jail secured a Memorandum of Understanding with Mid-Coast Family Services dated by both parties on 8/17/2020 with the required PREA standards and reporting process.

Video Surveillance:

The auditor reviewed the camera placement for Dewitt County Jail surveillance system. The cameras were checked for readiness and operational status of the equipment, including back up power, picture clarity and quality, sightline obstructions, blind spots, cleanliness and or anything that would affect the camera coverage video recording capability. The Dewitt County Jail had 96 video surveillance cameras with six microphones monitoring the overall facility. The surveillance cameras feed into a central matrix in the main central control monitored by staff. The central control had multiple monitors with the ability to view as many cameras as needed with the ability to access any of the 96 cameras throughout the facility.

On-site Audit Phase:

On the first day of the audit 8/3/2020, an introductory meeting was held with the Jail Administrator/PREA Manager. The auditor conducted the site review on August 3 & 4, 2020 to observe the operations at the facility and was given unimpeded access to areas requested by the auditor. The auditor was required to wear a mask and gloves at all times due to the COVID-19 pandemic. All employees, visitors, and inmates were required to wear a mask. The auditor's temperature was checked upon entrance and upon clearance was allowed access to the facility. The auditor was required to show identification prior to entering the facility. The auditor spent two full days on the unit to observe and assess the day-to-day practice of employee interactions and the promotion of the overall sexual safety.

During the site review, the auditor conducted informal interviews and reviewed the following areas: front entrance, central control, visitation, hallways, janitor and electrical closets, B-pod (B1A, B1B, B2A, B2B, B3A, B3B), recreation yard, A-pod (A1A, A1B, A2A, A2B, A3A, A3B), C-pod (C1A, C1B, C2A, C2B, C3A, C3B), recreation yard, booking (intake area), kitchen, laundry, medical, and offices. The auditor reviewed the following central booking, intake for risk screening, opposite-gender announcements in housing units, cross-gender viewing in housing areas, grievance slips, zero-tolerance signs, notice of audit, access to reporting entities, phones, housing activity, restroom and shower procedures, staffing ratios (Texas Jail Commission), cameras and surveillance deployment, and supervision practices.

The auditor reviewed the surveillance cameras in several different areas at different times. The surveillance cameras provided a clear view into the hallways and at the entrance of the housing units. There were no cameras observed by the auditor in direct view of a shower or toilet area.

Site Review/Locations:

During the site review, the auditor observed the following areas with privacy barriers, privacy screens, half-doors, walls, providing privacy from cross-gender viewing to include the verbal announcements conducted by the opposite gender staff before entering a housing unit.

The following locations were observed: Booking entrance, search locations in a private room with a door by same gender staff, holding cells, intake/booking interview area, detox and transportation area, central control, visitation, hallways, janitor and electrical closets, B-pod (B1A, B1B, B2A, B2B, B3A, B3B), recreation yard, A-pod (A1A, A1B, A2A, A2B, A3A, A3B), C-pod (C1A, C1B, C2A, C2B, C3A, C3B), recreation yard,

booking (intake area), kitchen, laundry, medical, and offices. Access to the DVR system is controlled by user credentials, maintenance and replaced by Stanley Security and only authorized staff had access to the DVR system for live feed or playback viewing or recording for investigations.

The auditor observed the followings signs on display at the DCJ for the inmate population: Zero-Tolerance (English/Spanish), Notice of Audit (English/Spanish), and PREA hotlines. The Zero-Tolerance Signs displayed the following information for sexual abuse and sexual harassment.

Right to Report

If you, or someone you know, are experiencing sexual abuse or sexual harassment, Dewitt County Jail 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.
- 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

Dewitt County Jail offers multiple ways to report sexual abuse and sexual harassment. Reports can be made anonymously.

- Call Dewitt County Sheriff at (361) 275-****.
- Report to any staff, volunteer, contractor, or medical or mental health staff
- Submit a grievance, request form or a sick call slip.
- 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 Dewitt County Jail at (361) 275-****.
- You can also submit a report someone's behalf, or someone at the Dewitt County Jail can report for you using the ways listed here.
- You may report via phone to Mid-Coast Family Services in cell by pressing the #3 option on inmate phone when prompted to.

Victim Support Services:

Dewitt County Jail has partnered with Mid-Coast Family Services to provide survivors of sexual abuse with emotional support services. To access these services, contact (361) 573-**** or send a letter to: (address was provided).

The Dewitt County Jail had the Jail Administrator assigned as the PREA manager who reports directly to the Sheriff. The Jail Administrator had two Lieutenants who are assigned to shift but have been trained to assist the Jail Administrator. The PREA brochures are provided to the inmates upon arrival in both English and Spanish.

The Dewitt County Jail had all forms of Zero-Tolerance posters, signs, and notice of audit dated 6/29/2020. The Zero-Tolerance posters had the following information: Right to report, how to report, and the victim support services address and phone numbers. The housing areas observed by the auditor had the Zero-Tolerance signs of sexual abuse or harassment displayed in the hallways and housing pods. The auditor observed the working phones in the housing areas and requested inmates to make a test phone call to ensure the phone lines and rape crisis numbers were working and phones were in good condition. The auditor observed the kiosk machine in recreation area for commissary request. The auditor reviewed the inmate grievance process and methods. The auditor entered different male and female pods and observed the shower area prior to and upon entrance.

The shower area was facilitated with partial half walls for the restroom and the shower area. The shower area had an opening for the inmates to enter and were allowed to put up a sheet which were held with water bottles for privacy. The inmates, staff and administration were interviewed to determine the privacy levels.

The inmates and staff stated that sufficient privacy was provided and that the opposite gender staff rarely entered the housing units. The inmates are pat searched by same gender staff. The auditor recommended for the jail administrator to provide a permanent privacy solution for inmates to use as a shower curtain without the inmates having to put up a sheet and water bottles to hold it up. The auditor offered different suggestions to the Jail Administrator and discussed several different strategies which could be utilized. The auditor did advise the Jail Administrator that other options may be utilized to provide privacy at the discretion of the administration. The auditor and Administrative staff discussed the standard and discussed several different options to correct the observation.

The Dewitt County Jail had a population of 115 inmates (0 youthful) during the onsite portion of the audit. There were no volunteers or contractors assigned to the facility during the audit. The Central Booking/Intake process was observed by the auditor. A brochure with PREA related information was provided to the inmate upon arrival, TTY/PREA information was issued, the notice of audit was displayed, and the suicide medical questions are conducted. The strip search is conducted by the same gender staff in a private setting in a respected and professional manner. Inmates who identify as transgender or intersex are given the opportunity to select a male or female staff prior to the search. The searches are conducted by same gender staff in a private setting one inmate at a time. The auditor observed the video room where investigation interviews are conducted. The auditor suggested that the facility label inmate restrooms for easy visibility and identification. The PREA information was displayed on every wall of the central booking/intake for the inmate population. The auditor observed the PREA video showing in the intake waiting area. The auditor conducted an informal interview with the screening officer regarding the risk screening for victimization. The officer thoroughly explained the intake process and the auditor reviewed the questions. The officers received training specifically for conducting intake/risk screening for victimization. The facility follows the Texas Jail Commission ration 1:48.

Housing Unit AS4 (single cell) was designated for male inmates. The employees verbally made the opposite gender announcement prior to entering the housing areas. The individual cells had a full door and a window with a cover for privacy. Each single cell had a shower, toilet, sink and bunk in the housing. The auditor observed the grievance process and correctional staff verbally announce the opposite gender announcement prior to entering the housing area several times. The auditor randomly observed the utility closets during the site review. The mobile phone was in good working condition for the single cell units. The auditor randomly and informally asked the staff about the PREA reporting process. The auditor observed surveillance cameras throughout the facility. The auditor observed the hallways and Cor-B1. The auditor observed surveillances cameras in the hallway with good coverage of the area.

A1 (16), A2 (16), A3 (16)-Pod Housing Unit (Trustees) A2-A (16), A2-B (16), A3-A, A3-B was designated for male inmates. The employees verbally made the opposite gender announcement prior to entering the housing areas. The individual cells had a full door and a window to include a cover for privacy on the window. Each single cell had a shower, toilet, sink and bunk in the housing. The auditor observed the grievance process and correctional staff verbally announce the opposite gender announcement prior to entering the housing area several times. The auditor randomly observed the utility closets during the site review. The mobile phone was in good working condition for the single cell units. The auditor randomly and informally asked the staff about the PREA reporting process. The auditor observed surveillance cameras throughout the facility.

The auditor observed the followings signs on display at the DCJ for the inmate population: Zero-Tolerance (English/Spanish), Notice of Audit (English/Spanish) dated 6/29/2020, and PREA hotlines. The Zero-Tolerance Signs displayed the following information for sexual abuse and sexual harassment.

Right to Report

If you, or someone you know, are experiencing sexual abuse or sexual harassment, Dewitt County Jail 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.
- 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:

Dewitt County Jail offers multiple ways to report sexual abuse and sexual harassment. Reports can be made anonymously.

- Call Dewitt County Sheriff at (361) 275-****.
- Report to any staff, volunteer, contractor, or medical or mental health staff
- Submit a grievance, request form or a sick call slip.
- 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 Dewitt County Jail at (361) 275-****.
- You can also submit a report someone's behalf, or someone at the Dewitt County Jail can report for you using the ways listed here.
- You may report via phone to Mid-Coast Family Services in cell by pressing the #3 option on inmate phone when prompted to.

Victim Support Services:

Dewitt County Jail has partnered with Mid-Coast Family Services to provide survivors of sexual abuse with emotional support services. To access these services, contact (361) 573-**** or send a letter to: (address was provided).

The auditor reviewed the grievance process, and the grievances were made available to the inmate population at the desk 24/7. There were two trustee inmates assigned to the maintenance department to conduct general maintenance. The auditor observed the pipe chase and single cell AS1 (male inmate unit) with a TV, toilet, shower, and zero-tolerance information for the inmate population.

The facility had a designated area (CS6) utilized specifically for youthful inmates with a designated sign labeled PREA for clear visibility. The facility provides and maintains sight and sound separation between youthful inmates and adult inmates. The facility provides direct staff supervision when youthful inmates and adult inmates have sight, sound, or physical contact. There were no youthful inmates assigned to the facility during the onsite portion of the audit. The auditor observed the supply closet and pipe chase closets with good lighting and limited access.

Housing Unit CS1 (single cell), CS2 (single cell), CS3 (single cell), CS4 (single cell) was designated for female inmates. The employees verbally made the opposite gender announcement prior to entering the housing areas. The individual cells had a full door and a window with a cover for privacy. Each single cell had a shower, toilet, sink and bunk in the housing. The auditor observed the grievance process and correctional staff verbally announce the opposite gender announcement prior to entering the housing area several times. The auditor randomly observed the utility closets during the site review. The mobile phone was in good working condition for the single cell units. The auditor randomly and informally asked the staff about the PREA reporting process. The auditor observed surveillance cameras throughout the facility. The auditor observed the hallways and Cor-C2. The auditor tested the mobile phone by calling Mid-Coast Family Services at 9:07 a.m. A representative answered the call and answered the auditor's questions and provided the information. The Jail Administrator explained to the auditor that all newly received inmates are quarantined as a precautionary measure prior to entering general population to reduce COVID-19 and for the overall protection of the current inmates. The auditor observed surveillance cameras in the hallway with good coverage of the area.

The auditor observed the followings signs on display at the DCJ for the inmate population: Zero-Tolerance (English/Spanish), Notice of Audit (English/Spanish) dated 6/29/2020, and PREA hotlines. The Zero-Tolerance Signs displayed the following information for sexual abuse and sexual harassment.

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- 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 Dewitt County Jail at (361) 275-0034.
- You can also submit a report someone's behalf, or someone at the Dewitt County Jail can report for you using the ways listed here.
- You may report via phone to Mid-Coast Family Services in cell by pressing the #3 option on inmate phone when prompted to.

Victim Support Services:

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Housing Unit BS1 (single cell) was designated for male inmates. The employees verbally made the opposite gender announcement prior to entering the housing areas. The individual cells had a full door and a window with a cover for privacy. Each single cell had a shower, toilet, sink and bunk in the housing. The auditor observed the grievance process and correctional staff verbally announce the opposite gender announcement prior to entering the housing area several times. The auditor randomly observed the utility closets during the site review. The mobile phone was in good working condition for the single cell units. The auditor randomly and informally asked the staff about the PREA reporting process. The auditor observed surveillance cameras throughout the facility. The auditor observed the hallways and Cor-B1. The auditor observed surveillance cameras in the hallway with good coverage of the area.

The auditor observed the following signs on display at the DCJ for the inmate population: Zero-Tolerance (English/Spanish), Notice of Audit (English/Spanish) dated 6/29/2020, and PREA hotlines. The Zero-Tolerance Signs displayed the following information for sexual abuse and sexual harassment.

Right to Report

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- 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

Dewitt County Jail offers multiple ways to report sexual abuse and sexual harassment. Reports can be made anonymously.

- Call Dewitt County Sheriff at (361) 275-****.

- Report to any staff, volunteer, contractor, or medical or mental health staff
- Submit a grievance, request form or a sick call slip.
- 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 Dewitt County Jail at (361) 275-0034.
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The auditor observed the inside recreation (EX-2A) with two surveillance cameras in the area. The indoor recreation is utilized for both male and female inmates at different scheduled times. There was a toilet with a half wall in the far corner away from the windows providing privacy for inmate use. There were no cameras in direct view of the restroom area. The Notice of Audit was displayed in both English and Spanish dated 6/29/2020. There was a kiosk for commissary use for the inmate population in the recreation area. The auditor suggested to the coordinator to post a PREA sign and the sign was posted immediately.

B-Pod Housing Unit B1-A (8) and B1-B (8) was designated for male inmates. The employees verbally made the opposite gender announcement prior to entering the housing areas. The individual cells had a full door and a window to include a cover for privacy on the window. Each single cell had a shower, toilet, sink and bunk in the housing. The auditor observed the grievance process and correctional staff verbally announce the opposite gender announcement prior to entering the housing area several times. The auditor randomly observed the utility closets during the site review. The mobile phone was in good working condition for the single cell units. The auditor randomly and informally asked the staff about the PREA reporting process. The auditor observed surveillance cameras throughout the facility.

The auditor observed the followings signs on display at the DCJ for the inmate population: Zero-Tolerance (English/Spanish), Notice of Audit (English/Spanish) dated 6/29/2020, and PREA hotlines. The Zero-Tolerance Signs displayed the following information for sexual abuse and sexual harassment.

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- We want to provide you with relevant information and support services.

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The auditor observed B pod recreation area (inside recreation) with no more than 8 inmates recreating due to COVID-19 for safety precautions. The auditor observed two large privacy screens utilized as needed for searches. The inmates are pat searched by same gender staff only. The trustee inmates are searched in a private setting in the booking room by same gender staff. The large privacy screens are utilized to prevent view from female inmates in B-hall.

B-Pod Housing Unit B2-A (8) and B2-B (8) was designated for male inmates. The employees verbally made the opposite gender announcement prior to entering the housing areas. The individual cells had a full door and a window to include a cover for privacy on the window. Each single cell had a shower, toilet, sink and bunk in the housing. The auditor observed the grievance process and correctional staff verbally announce the opposite gender announcement prior to entering the housing area several times. The auditor randomly observed the utility closets during the site review. The mobile phone was in good working condition for the single cell units. The auditor randomly and informally asked the staff about the PREA reporting process. The auditor observed surveillance cameras throughout the facility.

The auditor observed the followings signs on display at the DCJ for the inmate population: Zero-Tolerance (English/Spanish), Notice of Audit (English/Spanish) dated 6/29/2020, and PREA hotlines. The Zero-Tolerance Signs displayed the following information for sexual abuse and sexual harassment.

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- 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:

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- Report to any staff, volunteer, contractor, or medical or mental health staff
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- Tell a family member, friend, legal counsel, or anyone else outside the facility. They can report on your behalf by calling the Dewitt County Jail at (361) 275-****.
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C-Pod Housing Unit C1A and C1B was designated for female inmates. The employees verbally made the opposite gender announcement prior to entering the housing areas. The individual cells had a full door and a window to include a cover for privacy on the window. Each single cell had a shower, toilet, sink and bunk in the housing. The auditor observed the grievance process and correctional staff verbally announce the opposite gender announcement prior to entering the housing area several times. The auditor randomly observed the utility closets during the site review. The mobile phone was in good working condition for the single cell units. The auditor randomly and informally asked the staff about the PREA reporting process. The auditor observed surveillance cameras throughout the facility.

The auditor observed the followings signs on display at the DCJ for the inmate population: Zero-Tolerance (English/Spanish), Notice of Audit (English/Spanish) dated 6/29/2020, and PREA hotlines. The Zero-Tolerance Signs displayed the following information for sexual abuse and sexual harassment.

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- Report to any staff, volunteer, contractor, or medical or mental health staff
- Submit a grievance, request form or a sick call slip.
- 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 Dewitt County Jail at (361) 275-****.
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C2-Pod Housing Unit section C2-A (8) and C2-B (8) was designated for female inmates. The employees verbally made the opposite gender announcement prior to entering the housing areas. The dorms had two telephones in the housing area, tables with seats, a television and a privacy half wall for the toilet and shower area. The male staff announced themselves prior to entering the female housing area. The female inmates had privacy when they shower and use the restroom from male staff. There were no surveillance cameras located in the housing area. The auditor conducted informal interviews with inmates in the dorms and had the phone lines tested to ensure they were in good working condition.

The auditor observed the grievance process and correctional staff verbally announce the opposite gender announcement prior to entering the housing area several times. The auditor randomly observed the utility closets during the site review. The auditor asked a random inmate to test the line in C2A and called the #3 PREA incident number. The random inmate called the PREA hotline and the call went through and was in good working condition. The auditor randomly and informally asked the staff about the PREA reporting process. The auditor observed surveillance cameras throughout the facility.

The auditor observed the followings signs on display at the DCJ for the inmate population: Zero-Tolerance (English/Spanish), Notice of Audit (English/Spanish) dated 6/29/2020, and PREA hotlines. The Zero-Tolerance Signs displayed the following information for sexual abuse and sexual harassment.

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How to Report:

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C3-Pod Housing Unit section C3-A (8) and C3-B (8) was designated for female inmates. The employees verbally made the opposite gender announcement prior to entering the housing areas. The dorms had two telephones in the housing area, tables with seats, a television and a privacy half wall for the toilet and shower area. The male staff announced themselves prior to entering the female housing area. The female inmates had privacy when they shower and use the restroom from male staff. There were no surveillance cameras located in the housing area. The auditor conducted informal interviews with inmates in the dorms and had the phone lines tested to ensure they were in good working condition. The auditor observed the grievance process and correctional staff verbally announce the opposite gender announcement prior to entering the housing area several times. The auditor randomly observed the utility closets during the site review. The auditor randomly and informally asked the staff about the PREA reporting process. The auditor observed surveillance cameras throughout the area (no cameras in dorms).

The auditor observed the followings signs on display at the DCJ for the inmate population: Zero-Tolerance (English/Spanish), Notice of Audit (English/Spanish) dated 6/29/2020, and PREA hotlines. The Zero-Tolerance Signs displayed the following information for sexual abuse and sexual harassment.

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The auditor observed the visitation area in V1 and V2 and only pat down searches on conducted. The following areas were viewed: attorney room, PREA booth non-recorded for any rape crisis center advocacy visits. The auditor observed the followings signs on display at the DCJ for the inmate population: Zero-Tolerance (English/Spanish), Notice of Audit (English/Spanish) dated 6/29/2020, and PREA hotlines. The Zero-Tolerance Signs displayed the following information for sexual abuse and sexual harassment.

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Infirmery: The PREA signs were displayed in the area and the location was facilitated by medical staff. The medical cell was observed to have a TV, toilet, shower, and bunk. The laundry department had one camera in the location, and two trustee inmates assigned to the area working from 6:00 AM to 6:00 PM. The auditor observed two large dryers, and two washers (the auditor walked behind the dryers to look for blind spots and the location behind the larger items. The auditor did recommend to the facility administration to place a security mirror behind the dryers to have visibility and provide coverage for the blind spot. The facility administrator immediately placed a security mirror in the area to provide coverage for clear visibility during the onsite audit. The auditor verified the process and placement of the security mirror during the onsite audit.

The Dewitt County Jail population was 115 (male/female) on the first day of the audit. The auditor walked through the main entrance where all staff were required to present identification. The facility was under COVID restrictions and all precautions were taken. All staff entering the jail were required to wear gloves and mask upon entrance. All individuals entering the facility had their temperature checked prior to entering the county jail. A workspace was provided for the auditor to conduct staff and inmate interviews to include the file review. The requested files for staff and inmates were made available to the auditor upon request with no hesitation or delay.

Food Service Department: The food service manager was informally interviewed during the onsite portion of the audit. The food service department did have several surveillance cameras in the small area. The auditor observed six inmates assigned and working in the food service department. The dry storage area was clean and free of clutter. The dish area was utilized during the day after meals. The wash area was clean, and the prep area was utilized to prepare the food for meals. The freezer was opened and clean with good lighting. The cooler was opened and observed during the site review. The auditor opened the 911 room and observed all the electronics in the location to be secured and with limited access.

Intake Department: The auditor observed the booking area, the JP-1 video room, E-D3 change out room, shower, and restroom area, E-D2, E-D1, Detox cells with half walls and full doors for privacy. Inmates are allowed to complete phone calls per state standards. E-H1 and E-H2 holding dorms had phones for inmate use. The PREA Intake/Admission Screening are conducted for all inmates upon arrival to the county jail. The PREA is conducted on a one-on-one basis in a private setting. The inmates are provided PREA information and zero-tolerance policy upon arrival to include an inmate handbook. The DPS room was observed and used by DPS staff. E-H3 was an extra holding tank with a restroom. EV-1 was the sally port and had four surveillance cameras in the area with a large open area for all transports.

The Jail Administrator/Captain's office had access to all surveillance cameras and the recordings which had the ability to review them for the previous month. The auditor conducted a review of the surveillance cameras at 10:20 AM in the following locations: 12 mechanical stairwell, 84 Master, Booking backside, and Jail entrance, 2 cameras in the laundry room & one security mirrors. The medical department had 3 cameras, two offices, an exam room, chairs in the waiting area, 1 LVN, P.A. once a week, Victoria CID (Criminal Investigation Department/SANE's) and two investigators. C-pod had 2 cameras with no direct view into the restroom area with good coverage. B-pod had 2 cameras with no direct view into the restroom area with good coverage. There were no new camera on the facility. The cameras were updated to 360 cameras PTZ. The surveillance camera review noted inmates in normal dayroom activity and the LVN issuing out medications on a cart escorted by a jailer.

The cameras were updated to 360 PTZ located in 27 B pod and 35 C pod with 360 coverage. The surveillance cameras are serviced by Stanley Security and the two PREA Compliance managers have access to download and record the footage as required for investigations.

The auditor observed the followings signs on display at the DCJ for the inmate population: Zero-Tolerance (English/Spanish), Notice of Audit (English/Spanish) dated 6/29/2020, and PREA hotlines. The Zero-Tolerance Signs displayed the following information for sexual abuse and sexual harassment.

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Employee Files: The auditor reviewed a total of 16 PREA Audit-Adult Prisons & Jails Documentation Review-Employee Files/Records for standards: 115.17, 115.31, 115.32, 115.34, and 115.35 for the onsite portion of the audit.

Inmate Files: The auditor reviewed a total of 12 PREA Audit-Adult Prisons & Jails Documentation Review Inmate Files/Records for standards 115.33, 115.41, and 115.81 for the onsite portion of the audit with a population of 115 on June 2, 2020.

Investigation Review: The facility had a total of 2 PREA Incidents that were completed by the facility in the past 12 months. The auditor reviewed the investigations for the following standards 115.71, 115.72, 115.73, and 115.86. The investigations reviewed provided a description, status and type of investigation completed.

Description	Status	Type
Inmate on Inmate	Unfounded	Administrative
Inmate on Inmate	Unfounded	Administrative

The information provided to the auditor included the following: PREA audit questionnaire, Auditor compliance tool, Instructions for PREA site review, Investigations, Sexual abuse screening tool, Hardeman County Correctional Facility PREA policy, Educational materials, Training curriculums, Organizational charts, Posters, Brochures, Reports, Inmate population, Agreements, Community based contact information, Facility layout, and PREA files to demonstrate compliance with the Prison Rape Elimination Act standards.

Staff/Inmate Interviews:

The auditor conducted the staff and inmate interviews on June 2-4, 2020, in a private setting on an individual basis with no distractions or delays. The staff selections consisted of correctional staff on different shifts and specialized staff utilizing the Paper Audit Instrument (PAI) which included the pre-audit questionnaire, auditor compliance tool and instructions for the interview protocols.

Staff Interview Category	Total 28
Agency head or designee	1
PREA Coordinator/Agency contract administrator/Staff on incident review team	1
PREA Compliance Manager	1
Random Staff* (<i>diverse cross-section of work assignments and one from each shift</i>)	12
Specialized Staff	16
Intermediate or higher-level facility staff responsible for conducting and documenting unannounced rounds to identify and deter staff sexual abuse and sexual harassment	2
Line staff who supervise youthful inmates if any	1
Education staff who work with youthful inmates if any	1
Program staff who work with youthful inmates if any	1
Mental health staff	1
Non-medical staff involved in cross-gender strip or visual searches	0
Administrative (human resources) staff	1
Sexual Assault Forensic Examiner (SAFE) and Sexual Assault Nurse Examiner (SANE) staff	Off-site
Volunteers who have contact with inmates	None
Contractors who have contact with inmates	1
Investigative staff at agency level	1
Investigative staff at facility level	1
Staff who perform screening for risk of victimization and abusiveness/intake	1
Staff who supervise inmates in segregated housing	0
Designated staff member charged with monitoring retaliation	1
First responders, security staff	1
Total Specialized Staff	16

Inmate Interviews:

The auditor conducted the inmate interviews on August 3-4, 2020. The auditor selected a geographically diverse sample of male/female inmates from different housing units and inmates who met the criteria for the targeted interviews to ensure a fair overall selection. The Dewitt County Jail population on the first day of the audit was 115.

Facility population	115
Adult Prisons & Jails	
Interview Type	Total
Overall Minimum Number	24
Minimum Random	14
Minimum Targeted	10
Breakdown of Targeted	
Youthful Inmates	0
Inmates with a Physical Disability	1
Inmates who are Blind, Deaf, or Hard of Hearing	
Inmates who are LEP	1
Inmates with a Cognitive Disability	1
Inmates who identify as LGBT	1
Inmates who identify as Transgender or Intersex	0
Inmates in Segregated Housing for High Risk of Sexual Victimization	0
Inmates Who Reported Sexual Abuse	0
Inmates who Reported Sexual Victimization During Risk Screening	6

The inmate interviews were conducted in a private setting on an individual basis with privacy and enough time. The inmates were interviewed using the Department of Justice protocol interview questions generally and specifically targeting their knowledge of reporting mechanisms available for inmates to report sexual abuse and sexual harassment. The inmates interviewed were well informed about the PREA reporting process, their rights to be free from sexual abuse and sexual harassment, how to report sexual abuse and sexual harassment.

The auditor conducted an exit meeting on 8/4/2020 with the Dewitt County Administration to discuss the overall audit process. The auditor discussed the review of the pre-audit process to include the post notice of upcoming audit, communication with the community-based victim advocates, and auditor review of submitted agency facility questionnaire, policies, and procedures. The facility was prepared with primary documentation to include resources supporting each PREA standard. The on-site audit consisted of the site review, additional document review, to include staff and inmate interviews. The post audit included the auditor compliance tool, review of policies/procedures, review of documentation and data. The auditor noted that this audit was the recertification for the facility. During the re-certification audit conducted on August 3 & 4, 2020, by Noelda Martinez, the auditor determined the facility was 100% compliant with the Prison Rape Elimination Act standards for this relevant review period after the required corrective action for standards 115.17, 115.53, 115.41, 115.73, 115.67, & 115.86. The facility was determined to have four exceed standards: 115.11, 115.33, and 115.54. 115.405 Audit appeals. (a) An agency may lodge an appeal with the Department of Justice regarding any specific audit finding that it believes to be incorrect. Such appeal must be lodged within 90 days of the auditor's final determination. The Agency's Right to Appeal Standard 115.405 provides agencies with the option to appeal any findings of an audit that they believe are incorrect. The auditor who issued the findings under appeal has no role in the appeal process other than to provide documentation of his or her work or answer questions upon request by DOJ.

Facility Characteristics

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

The Dewitt County Jail (DCJ) is located at 208 E. Live Oak Suite C, in Cuero, Texas 77954. The agency mission is the Effective Care, Custody, and Control of all inmates. The Agency Chief Executive Officer is the Sheriff, and the Agency PREA Coordinator is the Jail Administrator/Captain whom in return reports to the Sheriff. The facility has two PREA compliance managers who report to the PREA Coordinator. The designated facility capacity is 161 with a current population of 115 (both male/female inmates).

The average daily population for the past 12 months: 119. The age range population was 18-99. The average length of stay or time under supervision: 55.19. The facility security levels/inmate custody levels: Minimum, Medium, Maximum. The number of inmates admitted to facility during the past 12 months: 1011. The facility does hold youthful inmates but there were no youthful inmates assigned during the onsite audit. The number of youthful inmates held in the facility during the past 12 months: 5. The facility holds inmates for one or more other agencies: U.S. Marshals Service. The number of staff currently employed by the facility who may have contact with inmates: 28. The number of staff hired by the facility during the past 12 months who may have contact with inmates: 2.

The number of contracts in the past 12 months for services with contractors who may have contact with inmates: 2 Medical. The number of individual contractors who have contact with inmates, currently authorized to enter the facility: 2 Medical. The number of volunteers who have contact with inmates, currently authorized to enter the facility: 5. There were no volunteers entering the facility due to COVID restrictions. The Physical Plant had one main building and 35 housing units. Number of single cell housing units: 17. Number of multiple occupancy cell housing units: 18. Number of open bay/dorm housing units: 0. The facility had an LVN assigned to the medical department. The facility capacity was 160 and the facility onsite capacity was 115 (male/female) with no youthful inmates assigned to the unit.

The auditor reviewed the camera placement for Dewitt County Jail surveillance system. The cameras were checked for readiness and operational status of the equipment, including back up power, picture clarity and quality, sightline obstructions, blind spots, cleanliness and or anything that would affect the camera coverage video recording capability. The Dewitt County Jail had 96 video surveillance cameras with six microphones monitoring the overall facility. The surveillance cameras feed into a central matrix in the main central control monitored by staff. The central control had multiple monitors with the ability to view as many cameras as needed with the ability to access any of the 96 cameras throughout the facility. The Dewitt County Sheriff's website is listed below: [Detention Center | DeWitt County Office of the Sheriff \(dewittsheriff.org\)](https://www.dewittsheriff.org) which includes the PREA COMPLIANT FACILITY. The Dewitt County Jail is a PREA compliant facility. Any allegations or concerns regarding sexual harassment or sexual abuse should be immediately reported to jail administration or the Dewitt County Sheriff's Office investigations division.

Dewitt County Jail 208 E Live Oak St. Suite C, Cuero Texas 77954 Phone: 361.275.0034 Fax: 361.275.5005. PREA Coordinator: Captain Jerry Garza/ JGarza@co.dewitt.tx.us PREA Compliance Managers: Lt. Christopher Smith christopher.smith@co.dewitt.tx.us/ Lt. William Riemenschneider william.riemenschneider@co.dewitt.tx.us.

Summary of Audit Findings

The summary should include the number and list of standards exceeded, number of standards met, and number and list of standards not met.

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

Standards Exceeded

Number of Standards Exceeded: 3

List of Standards Exceeded:

- §115.11 - Zero tolerance of sexual abuse and sexual harassment; PREA coordinator,
- §115.33 – Inmate Education
- §115.54 – Third-Party Reporting

Standards Met

Number of Standards Met:

- §115.12 - Contracting with other entities for the confinement of inmates
- §115.13 – Supervision and Monitoring
- §115.14 – Youthful Inmates
- §115.15 – Limits to Cross-Gender Viewing and Searches
- §115.16 – Inmates with Disabilities and Inmates who are Limited English Proficient
- §115.17 – Hiring and Promotion Decisions
- §115.18 – Upgrades to Facilities and Technology
- §115.21 – Evidence Protocol and Forensic Medical Examinations
- §115.22 – Policies to Ensure Referrals of Allegations for Investigations
- §115.31 – Employee Training
- §115.32 – Volunteer and Contractor Training
- §115.34 – Specialized Training: Investigations
- §115.35 – Specialized training: Medical and mental health care
- §115.41 – Screening for Risk of Victimization and Abusiveness
- §115.42 – Use of Screening Information
- §115.43 – Protective Custody
- §115.52 – Exhaustion of Administrative Remedies
- §115.53 – Inmate Access to Outside Confidential Support Services
- §115.61 – Staff and Agency Reporting Duties
- §115.62 – Agency Protection Duties
- §115.63 – Reporting to Other Confinement Facilities
- §115.64 – Staff First Responder Duties
- §115.65 – Coordinated Response
- §115.66 – Preservation of ability to protect inmates from contact with abusers
- §115.67 - Agency Protection Against Retaliation
- §115.68 – Post-Allegation Protective Custody
- §115.71 – Criminal and Administrative Agency Investigations
- §115.72 – Evidentiary Standard for Administrative Investigations
- §115.73 – Reporting to Inmate
- §115.76 – Disciplinary sanctions for staff
- §115.77 – Corrective action for contractors and volunteers
- §115.78 – Disciplinary sanctions for inmates
- §115.81 – Medical and mental health screenings; the history of sexual abuse
- §115.82 – Access to emergency medical and mental health services

- §115.83 - Ongoing medical and mental health care for sexual abuse victims and abusers
- §115.86 – Sexual abuse incident reviews
- §115.87 – Data Collection
- §115.88 – Data Review for Corrective Action
- §115.89 – Data Storage, Publication, and Destruction
- §115.401 – Frequency & Scope of Audits
- §115.403-Audit contents and findings

Standards Not Met

Number of Standards Not Met: 0
List of Standards Not Met: -

PREVENTION PLANNING

Standard 115.11: Zero tolerance of sexual abuse and sexual harassment; PREA coordinator

All Yes/No Questions Must Be Answered by The Auditor to Complete the Report

115.11 (a)

- Does the agency have a written policy mandating zero tolerance toward all forms of sexual abuse and sexual harassment? Yes No
- Does the written policy outline the agency's approach to preventing, detecting, and responding to sexual abuse and sexual harassment? Yes No

115.11 (b)

- Has the agency employed or designated an agency wide PREA Coordinator? Yes No
- Is the PREA Coordinator position in the upper level of the agency hierarchy? Yes No
- 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 No

115.11 (c)

- If this agency operates more than one facility, has each facility designated a PREA compliance manager? (N/A if agency operates only one facility.) Yes No 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 No NA

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)

Organizational Chart

Interviews:

- PREA Coordinator
- PREA Compliance Manager

Findings: 115.15 Zero tolerance of sexual abuse and sexual harassment; PREA coordinator.

115.11 (a) Dewitt County Sheriff's Office (DCSO) had a written policy mandating zero-tolerance towards all forms of sexual abuse and sexual harassment and outlining the county's approach to preventing, detecting, and responding to such conduct. The DCSO and Jail maintain an active ZERO Tolerance policy for all employees, contractors, volunteers and residents regarding sexual assault, sexual harassment, and sexual abuse. The following information itemizes staff responsibilities in the event of an inmate outcry involving sexual assault, sexual abuse, or sexual harassment pursuant to PREA standards. All tasks or special assignments are subject to change based upon efficiency, business needs, and Sheriff delegation. (i) Inmate or Representative: Whether from the inmate, hotline tip, or outside source the Dewitt County Sheriff's Office will take all outcry information, no matter how minor, with integrity, rapidity, and with professional conduct. This information will be immediately reported to the nearest ranking officer within the Dewitt County Jail. Jailers and Intermediate Staff: The officers responding to the outcry will thoroughly document the incident, collect any noninvasive evidence, secure evidence, and contact jail administration immediately, regardless of time or date. Jail Staff will also tend to any immediate medical needs consistent with jail practice. Captain and Lieutenant: Jail Administration will collect all data secure any crime scene and organize such information in order to immediately present the information to the Chief Deputy and Sheriff. Jail Administration will then serve as a primary contact point for upper administration and be the facilitator for any follow up actions needed to aid in the investigation process. Captain and Lieutenant will also be responsible for protective housing and any accommodations needed by the inmate during the investigation process to include but not limited to counseling and grief services and medical treatment.

115.11 (b) Dewitt County PREA Policy 002 (10/2020): Sheriff, Chief Deputy, CID: Upper administration will serve as the primary investigation arm of the process. They will facilitate any corrective action, in depth investigation, and charging of any applicable offenses. 1) The Dewitt County Sheriff's Office designates the Jail Captain as the primary PREA coordinator and the jail Lt. as the secondary PREA Coordinator. The auditor conducted an interview with the PREA Compliance Manager during the onsite portion of the audit.

115.11 (c) Dewitt County PREA Policy 002 (10/2020). The Dewitt County Jail operates only one facility and not is applicable to this section. The auditor conducted an interview with the PREA Compliance Manager during the onsite portion of the audit

Corrective Action: The auditor recommends no corrective action.

Standard 115.12: Contracting with other entities for the confinement of inmates

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.12 (a)

- If this agency is public and it contracts for the confinement of its inmates with private agencies or other entities including other government agencies, has the agency included the entity's obligation to comply with the PREA standards in any new contract or contract renewal signed on or after August 20, 2012? (N/A if the agency does not contract with private agencies or other entities for the confinement of inmates.) Yes No NA

115.12 (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 inmates.) Yes No NA

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

Dewitt County PREA Policy 002 (10/2020)

Findings: Contracting with other entities for the confinement of inmates.

115.12 (a) The Dewitt County Jail does not contract for housing of its inmates with any other facility.

115.12 (b) The Dewitt County Jail does not contract for housing of its inmates with any other facility.

Corrective Action: The auditor recommends no corrective action.

Standard 115.13: Supervision and monitoring

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.13 (a)

- Does the facility have a documented staffing plan that provides for adequate levels of staffing and, where applicable, video monitoring, to protect inmates against sexual abuse? Yes No
- In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Generally accepted detention and correctional practices? Yes No
- In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Any judicial findings of inadequacy? Yes No
- In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Any findings of inadequacy from Federal investigative agencies? Yes No
- In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Any findings of inadequacy from internal or external oversight bodies? Yes No
- In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: All components of the facility's physical plant (including "blind-spots" or areas where staff or inmates may be isolated)? Yes No
- In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: The composition of the inmate population? Yes No
- In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: The number and placement of supervisory staff? Yes No
- In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: The institution programs occurring on a particular shift? Yes No NA
- In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Any applicable State or local laws, regulations, or standards? Yes No
- In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: The prevalence of substantiated and unsubstantiated incidents of sexual abuse? Yes No
- In calculating adequate staffing levels and determining the need for video monitoring, does the

staffing plan take into consideration: Any other relevant factors? Yes No

115.13 (b)

- In circumstances where the staffing plan is not complied with, does the facility document, and justify all deviations from the plan? (N/A if no deviations from staffing plan.)
 Yes No NA

115.13 (c)

- 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 No
- 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 No
- 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 No

115.13 (d)

- Has the facility/agency implemented a policy and practice of having intermediate-level or higher-level supervisors conduct and document unannounced rounds to identify and deter staff sexual abuse and sexual harassment? Yes No
- Is this policy and practice implemented for night shifts as well as day shifts? Yes No
- Does the facility/agency have a policy prohibiting staff from alerting other staff members that these supervisory rounds are occurring, unless such announcement is related to the legitimate operational functions of the facility? Yes No

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)
Dewitt County Staff Plans
Unannounced rounds documentation

Interviews:

- Warden or Designee
- PREA Compliance Manager
- Intermediate or Higher-Level Facility staff

Site Review Observations:

- Facility documentation
- Random Surveillance Review

Findings: 115.13 - Supervision and monitoring

115.13 (a) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail operates within compliance of the Texas Commission on Jail Standards. This incorporates adequate staffing for inmates and special programs. Since August 20, 2012, or last PREA audit, whichever is later: The average daily number of inmates: 118. The average daily number of inmates on which the staffing plan was predicated: 120.

The Dewitt County Jail also maintains and employs video monitoring and alternate housing designations in order to ensure the safety of all residents and employees. In calculating adequate staffing levels and determining the need for video monitoring, facilities shall take into consideration: (1) Generally accepted detention and correctional practices; (2) Any judicial findings of inadequacy; (3) Any findings of inadequacy from Federal investigative agencies; (4) Any findings of inadequacy from internal or external oversight bodies; (5) All components of the facility's physical plant (including "blind-spots" or areas where staff or inmates may be isolated); (6) The composition of the inmate population; (7) The number and placement of supervisory staff; (8) Institution programs occurring on a particular shift; (9) Any applicable State or local laws, regulations, or standards; (10) The prevalence of substantiated and unsubstantiated incidents of sexual abuse; and (11) Any other relevant factors. The auditor conducted interviews with the Warden or Designee and PREA Compliance Manager during the onsite portion of the audit.

115.13 (b) Dewitt County PREA Policy 002 (10/2020): In circumstances where the staffing plan is not complied with, the Dewitt County Jail shall document and justify all deviations from the plan. The Dewitt County Jail shall assess, determine, and document whether adjustments are needed to:

- 1) The staffing plan established pursuant to paragraph (a) of this section.
- 2) The facility's deployment of video monitoring systems and other monitoring technologies; and
- 3) The resources the facility has available to commit to ensure adherence to the staffing plan.

The auditor conducted an interview with the Warden and designee during the onsite portion of the audit.

115.13 (c) Dewitt County PREA Policy 002 (10/2020): Whenever necessary, but no less frequently than once each year, for each facility the agency operates, in consultation with the PREA coordinator required by § 115.11, the Dewitt County Jail shall assess, determine, and document whether adjustments are needed to:

- 1) The staffing plan established pursuant to paragraph (a) of this section.

- 2) The facility's deployment of video monitoring systems and other monitoring technologies; and
- 3) The resources the facility has available to commit to ensure adherence to the staffing plan. The auditor conducted an interview with the PREA Coordinator as part of the audit process.

115.13 (d) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail requires all supervisors make their presence in the housing areas and separation areas of the jail. The supervisor presence is only known to the control room officer who is required to open the doors for the supervisor. Once rounds are completed for a designated area, the supervisor is required to document the round on the designated areas log of cell checks to ensure compliance. The auditor reviewed documentation during the onsite portion of the audit for unannounced rounds covering different shifts. The facility policy prohibits staff from alerting other staff of the conduct of such rounds. The auditor conducted interviews with the Captains and Lieutenants during the onsite portion of the audit and made observations during the audit site review. The auditor reviewed surveillance cameras in random locations for view of unannounced rounds.

Corrective Action: The auditor recommends no corrective action.

Standard 115.14: Youthful inmates

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.14 (a)

- Does the facility place all youthful inmates in housing units that separate them from sight, sound, and physical contact with any adult inmates through use of a shared dayroom or other common space, shower area, or sleeping quarters? (N/A if facility does not have youthful inmates [inmates <18 years old].) Yes No NA

115.14 (b)

- In areas outside of housing units does the agency maintain sight and sound separation between youthful inmates and adult inmates? (N/A if facility does not have youthful inmates [inmates <18 years old].) Yes No NA
- In areas outside of housing units does the agency provide direct staff supervision when youthful inmates and adult inmates have sight, sound, or physical contact? (N/A if facility does not have youthful inmates [inmates <18 years old].) Yes No NA

115.14 (c)

- Does the agency make its best efforts to avoid placing youthful inmates in isolation to comply with this provision? (N/A if facility does not have youthful inmates [inmates <18 years old].) Yes No NA
- Does the agency, while complying with this provision, allow youthful inmates daily large-muscle exercise and legally required special education services, except in exigent circumstances? (N/A if facility does not have youthful inmates [inmates <18 years old].) Yes No NA

- Do youthful inmates have access to other programs and work opportunities to the extent possible? (N/A if facility does not have youthful inmates [inmates <18 years old].)
 Yes No NA

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)
Logbook documentation
Inmate Rosters

Interviews: (no youthful inmates assigned to the unit for interviews)

- Line Staff who Supervise Youthful Inmates
- Youthful Inmates
- Education and Program Staff who Work with Youthful Inmates
- Jail Administrator
- Random Staff

Site Review Observations:

Daily population report for day of audit
Facility housing assignments to determine if youthful inmates are sight- and sound-separated

Findings: Youthful inmates.

115.14 (a) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail houses "Youthful Inmates" in their own separation cell with all of the same amenities used by other inmates in general population. This includes access to a shower, toilet, sink, desk, stool, bed, and emergency intercom. These locations are away from sight and sound of non "youthful inmates."

In the past 12 months: The number of youthful inmates housed at this facility: 1. The number of youthful inmates placed in the SAME HOUSING UNIT as adults in this facility: 0.

115.14 (b) Dewitt County PREA Policy 002 (10/2020): Maintain sight and sound separation between youthful inmates and adult inmates, or (a) The Dewitt County Jail utilizes a separation cell with all of the same amenities used by other inmates in general population.

Youthful inmates are giving the opportunity to recreate, visit, and engage in special programs away from sight and sound of non “Youthful Inmates.” 2) Provide direct staff supervision when youthful inmates and adult inmates have sight, sound, or physical contact. (a) Youthful and non-youthful inmates do not interact in the Dewitt County Jail. There were no youthful inmates assigned to the facility during the onsite and no interviews were conducted.

115.14 (c) Dewitt County PREA Policy 002 (10/2020) The Dewitt County Jail employs the use of Administrative unit that is a single occupancy but still enjoys the same amenities used by other inmates in general population. This includes access to a shower, toilet, sink, desk, stool, bed, and emergency intercom. The Dewitt County also works with surrounding schools to ensure that schools are given the opportunity to continue the offender’s educational process. In the past 12 months, the number of youthful inmates who have been placed in isolation in order to separate them from adult inmates: 5. There were no youthful inmates assigned to the facility during the onsite portion of the audit and no interviews were conducted.

Corrective Action: The auditor recommends no corrective action.

Standard 115.15: Limits to cross-gender viewing and searches

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.15 (a)

- 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 No

115.15 (b)

- Does the facility always refrain from conducting cross-gender pat-down searches of female inmates, except in exigent circumstances? (N/A if the facility does not have female inmates.)
 Yes No NA
- Does the facility always refrain from restricting female inmates’ access to regularly available programming or other out-of-cell opportunities in order to comply with this provision? (N/A if the facility does not have female inmates.) Yes No NA

115.15 (c)

- Does the facility document all cross-gender strip searches and cross-gender visual body cavity searches? Yes No
- Does the facility document all cross-gender pat-down searches of female inmates? (N/A if the facility does not have female inmates.) Yes No NA

115.15 (d)

- Does the facility have policies that enables inmates to shower, perform bodily functions, and change clothing without nonmedical staff of the opposite gender viewing their breasts, buttocks,

or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks? Yes No

- Does the facility have procedures that enables inmates to shower, perform bodily functions, and change clothing without nonmedical staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks? Yes No
- Does the facility require staff of the opposite gender to announce their presence when entering an inmate housing unit? Yes No

115.15 (e)

- Does the facility always refrain from searching or physically examining transgender or intersex inmates for the sole purpose of determining the inmate's genital status? Yes No
- If an inmate's genital status is unknown, does the facility determine genital status during conversations with the inmate, by reviewing medical records, or, if necessary, by learning that information as part of a broader medical examination conducted in private by a medical practitioner? Yes No

115.15 (f)

- 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 No
- Does the facility/agency train security staff in how to conduct searches of transgender and intersex inmates in a professional and respectful manner, and in the least intrusive manner possible, consistent with security needs? Yes No

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)
Search Procedures
Logbooks/Inmate Rosters
Training Curriculum

Interviews:

- Non-medical staff (involved in cross-gender strip or visual searches)
- Random Sample of Staff
- Random Sample of Inmates
- Transgender/Intersex Inmates

Site Review Observations:

- Training documentation/File Review
- Shower/Toilet areas with privacy screens
- Opposite Gender Announcement
- PREA information displayed in both English/Spanish
- Surveillance cameras/spot check for cross-gender searches

Findings: Limits to cross-gender viewing and searches.

115.15 (a) Dewitt County PREA Policy 002 (10/2020). The Dewitt County Jail does not permit cross gender strip searches for any reason. Only same sex strip searches are permitted. Body cavity searches are not permitted under any circumstance. All cavity searches will be performed by a medical professional under warrant. The facility prohibits cross-gender strip or cross-gender visual body cavity searches of inmates. In the past 12 months: The number of cross-gender strip or cross-gender visual body cavity searches of inmates: 0. The number of cross-gender strip or cross-gender visual body cavity searches of inmates that did not involve exigent circumstances or were performed by non-medical staff: 0. There were no non-medical staff involved in cross-gender searches and cross-gender visual body cavity searches in the past 12 months. Logs reviewed determined no cross-gender searches of any kind were conducted in the past 12 months.

115.15 (b) Dewitt County PREA Policy 002 (10/2020). The Dewitt County Jail does not permit cross gender strip searches for any reason. Only same sex strip searches are permitted. Body cavity searches are not permitted under any circumstance. All cavity searches will be performed by a medical professional under warrant. In the past 12 months: The number of pat-down searches of female inmates conducted by male staff: 0. The number of pat-down searches of female inmates conducted by male staff that did not involve exigent circumstance(s): 0. The auditor conducted interviews with a Random Sample of Staff and a Random Sample of Inmates (female inmates). The auditor reviewed the surveillance cameras for searches of the opposite gender to no avail. The facility conducts same gender searches.

115.15 (c) Dewitt County PREA Policy 002 (10/2020): The facility prohibits cross-gender strip searches and cross-gender visual body cavity searches. The auditor verified that there were no cross-gender searches performed by a visual review of the surveillance cameras and interviews conducted with a random sample of staff and a random sample of female inmates.

115.15 (d) Dewitt County PREA Policy 002 (10/2020): All cells within the Dewitt County Jail are equipped with partitions in the shower and toilet areas (for general population) in order to provide adequate privacy.

All separation cells are equipped with a shutter over the viewing window that can be closed to ensure in order to provide adequate privacy. All officers of an opposite gender are required to announce their entry into a housing designation designed for the opposite sex. The facility privacy screens and the opposite gender announcement during the review process and onsite audit. The auditor conducted interviews with a Random Sample of Inmates and a Random Sample of Staff.

Observation: PREA Standard 115.15 (d) The facility shall implement policies and procedures that enable inmates to shower, perform bodily functions, and change clothing without non-medical staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks. Such policies and procedures shall require staff of the opposite gender to announce their presence when entering an inmate housing unit. The facility is required to come up with a solution to provide a permanent privacy screen for male/female inmates to shower without non-medical staff of the opposite gender viewing their breasts, buttocks, or genitalia.

Facility process: The facility provides inmates with a sheet designated for the shower to use as a privacy curtain. The inmates are allowed to place water bottles on the end of the sheet to hold the sheet up while showering. The auditor entered different male and female pods and observed the shower area prior to and upon entrance. The shower area was facilitated with partial half walls for the restroom and the shower area. The shower area had an opening for the inmates to enter and were allowed to put up a sheet with water bottles holding the ends for privacy. The inmates, staff and administration were interviewed to determine the privacy levels. The inmates and staff stated that adequate privacy was provided and that the opposite gender staff rarely entered the housing units. The inmates are pat searched by same gender staff.

The auditor Recommendation: The auditor recommended for the jail administrator to provide a permanent privacy solution for inmates to use as a shower curtain without the inmates having to put up a sheet and water bottles to hold it up. The auditor offered different suggestions to the Jail Administrator and discussed several different outcomes. The auditor did advise the Jail Administrator that other options may be utilized to provide privacy at the discretion of the administration. The auditor and Administrative staff discussed the standard and discussed several different options as a recommendation. The facility did meet the standard, and this was a recommendation from the auditor.

115.15 (e) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail does not permit cross gender pat down searches. In the event transgendered offender where the gender of the offender cannot be determined on legal documentation, the inmate will be asked which gendered officer they would be most comfortable searching them. The auditor conducted interviews with a random Sample of Staff and there were no Transgender/Intersex Inmates onsite.

115.15 (f) Dewitt County PREA Policy 002 (10/2020): The auditor reviewed training documentation of staff who received training on conducting cross-gender pat-down searches and searches of transgender and intersex inmates in a professional and respectful manner, consistent with security needs. The auditor conducted a random sample of staff during the onsite portion of the audit with knowledge of how to conduct cross-gender pat-down searches in a professional manner.

Corrective Action: The auditor recommends no corrective action.

Standard 115.16: Inmates with disabilities and inmates who are limited English proficient

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.16 (a)

- Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: inmates who are deaf or hard of hearing? Yes No
- Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: inmates who are blind or have low vision? Yes No
- Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: inmates who have intellectual disabilities? Yes No
- Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: inmates who have psychiatric disabilities? Yes No
- Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: inmates who have speech disabilities? Yes No
- Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: Other (if "other," please explain in overall determination notes)? Yes No
- Do such steps include, when necessary, ensuring effective communication with inmates who are deaf or hard of hearing? Yes No
- 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 No
- Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with inmates with disabilities including inmates who: Have intellectual disabilities? Yes No
- Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with inmates with disabilities including inmates who: Have limited reading skills? Yes No

- Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with inmates with disabilities including inmates who: Are blind or have low vision? Yes No

115.16 (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 inmates who are limited English proficient? Yes No
- Do these steps include providing interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary? Yes No

115.16 (c)

- Does the agency always refrain from relying on inmate interpreters, inmate readers, or other types of inmate assistance except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the inmate's safety, the performance of first-response duties under §115.64, or the investigation of the inmate's allegations? Yes No

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)

PREA Intake/Admission Screening

PREA Intake/Orientation Material

TTY (for use of deaf detainees)

Spanish Speaking Staff available

Language Line

Site Review Observations:

- Agency Head
- Inmates (with disabilities or who are limited English proficient)

- Random Sample of Staff

Observations:

- PREA Intake/Admission Screening
- TTY Deaf Inmates

Findings: Inmates with disabilities and inmates who are limited English proficient.

115.16 (a) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall take appropriate steps to ensure that inmates with disabilities (including, for example, inmates who are deaf or hard of hearing, those who are blind or have low vision, or those who have intellectual, psychiatric, or speech 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. Such steps shall include, when necessary to ensure effective communication with inmates who are deaf or hard of hearing, providing access to interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary. In addition, the Dewitt County Jail shall ensure that written materials are provided in formats or through methods that ensure effective communication with inmates with disabilities, including inmates who have intellectual disabilities, limited reading skills, or who are blind or have low vision. The Dewitt County Jail is not required to take actions that it can demonstrate would result in a fundamental alteration in the nature of a service, program, or activity, or in undue financial and administrative burdens, as those terms are used in regulations promulgated under title II of the Americans With Disabilities Act, 28 CFR 35.164. The auditor conducted interviews with the Jail Administrator and two Inmates (with disabilities or who are limited English proficient).

115.16 (b) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall take reasonable steps to ensure meaningful access to all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment to inmates who are limited English proficient, including steps to provide interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary. The auditor interviews two Inmates (with disabilities or who are limited English proficient) during the onsite portion of the audit.

115.16 (c) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall not rely on inmate interpreters, inmate readers, or other types of inmate assistants except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the inmate's safety, the performance of first-response duties under § 115.64, or the investigation of the inmate's allegations. In the past 12 months, the number of instances where inmate interpreters, readers, or other types of inmate assistants have been used and it was not the case that an extended delay in obtaining another interpreter could compromise the resident's safety, the performance of first-response duties under §115.64, or the investigation of the resident's allegations: 2. The auditor conducted interviews with Random Sample of Staff and two Inmates (with disabilities or who are limited English proficient) during the onsite portion of the audit.

Corrective Action: The auditor recommends no corrective action.

Standard 115.17: Hiring and promotion decisions

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.17 (a)

- Does the agency prohibit the hiring or promotion of anyone who may have contact with inmates who has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. 1997)? Yes No
- Does the agency prohibit the hiring or promotion of anyone who may have contact with inmates who has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse? Yes No
- Does the agency prohibit the hiring or promotion of anyone who may have contact with inmates who has been civilly or administratively adjudicated to have engaged in the activity described in the question immediately above? Yes No
- Does the agency prohibit the enlistment of services of any contractor who may have contact with inmates who has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. 1997)? Yes No
- Does the agency prohibit the enlistment of services of any contractor who may have contact with inmates who has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse? Yes No
- Does the agency prohibit the enlistment of services of any contractor who may have contact with inmates who has been civilly or administratively adjudicated to have engaged in the activity described in the question immediately above? Yes No

115.17 (b)

- Does the agency consider any incidents of sexual harassment in determining whether to hire or promote anyone who may have contact with inmates? Yes No
- Does the agency consider any incidents of sexual harassment in determining whether to enlist the services of any contractor who may have contact with inmates? Yes No

115.17 (c)

- Before hiring new employees, who may have contact with inmates, does the agency perform a criminal background records check? Yes No
- Before hiring new employees who, may have contact with inmates, does the agency, consistent with Federal, State, and local law, make its best efforts to contact all prior institutional employers for information on substantiated allegations of sexual abuse or any resignation during a pending investigation of an allegation of sexual abuse? Yes No

115.17 (d)

- Does the agency perform a criminal background records check before enlisting the services of any contractor who may have contact with inmates? Yes No

115.17 (e)

- Does the agency either conduct criminal background records checks at least every five years of current employees and contractors who may have contact with inmates or have in place a system for otherwise capturing such information for current employees? Yes No

115.17 (f)

- Does the agency ask all applicants and employees who may have contact with inmates directly about previous misconduct described in paragraph (a) of this section in written applications or interviews for hiring or promotions? Yes No
- Does the agency ask all applicants and employees who may have contact with inmates directly about previous misconduct described in paragraph (a) of this section in any interviews or written self-evaluations conducted as part of reviews of current employees? Yes No
- Does the agency impose upon employees a continuing affirmative duty to disclose any such misconduct? Yes No

115.17 (g)

- Does the agency consider material omissions regarding such misconduct, or the provision of materially false information, grounds for termination? Yes No

115.17 (h)

- 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 No NA

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)

Employee roster of employees/contractors (e.g., medical, mental health, food service)

Interviews:

- Administrative (Human Resources) Staff

Site Review Observations:

- Employee Files

Findings: Hiring and promotion decisions.

115.17 (a) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall not hire or promote anyone who may have contact with inmates and shall not enlist the services of any contractor who may have contact with inmates, who 1) Has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. 1997).

2) Has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse; or 3) Has been civilly or administratively adjudicated to have engaged in the activity described in paragraph (a)(2) of this section. The auditor reviewed employee files for the past 12 months to determine the proper criminal record background checks.

115.17 (b) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall consider any incidents of sexual harassment in determining whether to hire or promote anyone, or to enlist the services of any contractor, who may have contact with inmates. The auditor interviewed the Jail Administrator as the administrative staff and the process.

115.17 (c) Dewitt County PREA Policy 002 (10/2020): Before hiring new employees, who may have contact with inmates, the Dewitt County Jail shall: 1) Perform a criminal background records check; and 2) 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. In the past 12 months: The number of persons hired who may have contact with inmates who have had criminal background record checks: 2. The auditor interviewed the Jail Administrator as the administrative staff and the process.

115.17 (d) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall also perform a criminal background records check before enlisting the services of any contractor who may have contact with inmates. 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 inmates: 0. The auditor interviewed the Jail Administrator as the administrative staff and the process.

115.17 (e) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall either conduct criminal background records checks at least every five years of current employees and contractors who may have contact with inmates or have in place a system for otherwise capturing such information for current employees. A random review of employee records determined that the five year back grounds checks were not consistently in place. The facility and auditor discussed the standard and worked together towards implementing the required criminal background checks. The facility entered into corrective action and complete all required requirements. The auditor interviewed the Jail Administrator as the administrative staff and the process.

115.17 (f) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall ask all applicants and employees who may have contact with inmates directly about previous misconduct described in paragraph (a) of this section in written applications or interviews for hiring or promotions and in any interviews or written self-evaluations conducted as part of reviews of current employees. The agency shall also impose upon employees a continuing affirmative duty to disclose any such misconduct. The auditor interviewed the Jail Administrator as the administrative staff and the process.

115.17 (g) Dewitt County PREA Policy 002 (10/2020): Material omissions regarding such misconduct, or the provision of materially false information, shall be grounds for termination.

115.17 (h) Dewitt County PREA Policy 002 (10/2020): Unless prohibited by law, the Dewitt County Jail shall provide information on substantiated allegations of sexual abuse or sexual harassment involving a former employee upon receiving a request from an institutional employer for whom such employee has applied to work. The auditor interviewed the Jail Administrator as the administrative staff and the process.

Corrective Action:

Finding: Prevention Planning §115.17, 115.117, 115.217, 115.317 Hiring and promotion decisions

a) The agency shall not hire or promote anyone who may have contact with inmates, and shall not enlist the services of any contractor who may have contact with inmates, who—
i. 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). ii. Has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse; or
iii. Has been civilly or administratively adjudicated to have engaged in the activity described in paragraph (a)(2) of this section. f) The agency shall ask all applicants and employees who may have contact with inmates directly about previous misconduct described in paragraph (a) of this section in written applications or interviews for hiring or promotions and in any interviews or written self-evaluations conducted as part of reviews of current employees. The agency shall also impose upon employees a continuing affirmative duty to disclose any such misconduct.

Corrective Action: The auditor reviewed the Employee Files/Records for standard 115.17 the administrative adjudication check 115.17 (a). The agency shall ask all applicants and employees who may have contact with inmates directly about previous misconduct described in paragraph (a) of this section in written applications or (b) interviews for hiring or promotions and (c) in any interviews or written self- evaluations conducted as part of reviews of current employees. (d) The agency shall also impose upon employees a continuing affirmative duty to disclose any such misconduct. The facility will generate a form incorporating the questions, ask questions on the employment application, question on interview questions hiring, and questions on interview or self-evaluation form. The facility generated the required form for use as required meeting the eliminates of the standard. The Jail Administrator will conduct the training for all responsible staff required to ask the questions implement the form and implement the process. The Jail Administrator conducted the required training and forwarded the documents to the auditor. The Jail Administrator monitored the process for 90-days. All requirements have been met and no further action was required. The facility is compliant with the standard.

Standard 115.18: Upgrades to facilities and technologies

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.18 (a)

- If the agency designed or acquired any new facility or planned any substantial expansion or modification of existing facilities, did the agency consider the effect of the design, acquisition, expansion, or modification upon the agency's ability to protect inmates from sexual abuse? (N/A if agency/facility has not acquired a new facility or made a substantial expansion to existing facilities since August 20, 2012, or since the last PREA audit, whichever is later.)
 Yes No NA

115.18 (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 inmates from sexual abuse? (N/A if agency/facility has not installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology since August 20, 2012, or since the last PREA audit, whichever is later.)
 Yes No NA

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)

Interviews:

- Warden or Designee

Site Review Observations:

- Surveillance Cameras

Findings: Upgrades to facilities and technology.

115.18 (a) Dewitt County PREA Policy 002 (10/2020): When designing or acquiring any new facility and in planning any substantial expansion or modification of existing facilities, the Dewitt County Jail shall consider the effect of the design, acquisition, expansion, or modification upon the agency's ability to

protect inmates from sexual abuse. Interviews were conducted with the Warden or Designee during the onsite portion of the audit. The auditor reviewed the camera placement for Dewitt County Jail surveillance system. The cameras were checked for readiness and operational status of the equipment, including back up power, picture clarity and quality, sightline obstructions, blind spots, cleanliness and or anything that would affect the camera coverage video recording capability. The Dewitt County Jail had 96 video surveillance cameras with six microphones monitoring the overall facility. The surveillance cameras feed into a central matrix in the main central control monitored by staff. The central control had multiple monitors with the ability to view as many cameras as needed with the ability to access any of the 96 cameras throughout the facility.

115.18 (b) Dewitt County PREA Policy 002 (10/2020): When installing or updating a video monitoring system, electronic surveillance system, or other monitoring technology, the Dewitt County Jail shall consider how such technology may enhance the agency's ability to protect inmates from sexual abuse. The Jail Administrator/Captain's office had access to all surveillance cameras and the recordings which had the ability to review them for the previous month. The auditor conducted a review of the surveillance cameras at 10:20 AM in the following locations: 12 mechanical stairwell, 84 Master, Booking backside, and Jail entrance, 2 cameras in the laundry room & one security mirrors. The medical department had 3 cameras, two offices, an exam room, chairs in the waiting area, 1 LVN, P.A. once a week, Victoria CID (Criminal Investigation Department/SANE's) and two investigators. C-pod had 2 cameras with no direct view into the restroom area with good coverage. B-pod had 2 cameras with no direct view into the restroom area with good coverage. There were no new camera on the facility. The cameras were updated to 360 cameras PTZ. The surveillance camera review noted inmates in normal dayroom activity and the LVN issuing out medications on a cart escorted by a jailer. The cameras were updated to 360 PTZ located in 27 B pod and 35 C pod with 360 coverage. The surveillance cameras are serviced by Stanley Security and the two PREA Compliance managers have access to download and record the footage as required for investigations.

Corrective Action: The auditor recommends no corrective action.

RESPONSIVE PLANNING

Standard 115.21: Evidence protocol and forensic medical examinations

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.21 (a)

- If the agency is responsible for investigating allegations of sexual abuse, does the agency follow a uniform evidence protocol that maximizes the potential for obtaining usable physical evidence for administrative proceedings and criminal prosecutions? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.)
 Yes No NA

115.21 (b)

- Is this protocol developmentally appropriate for youth where applicable? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.) Yes No NA

- Is this protocol, as appropriate, adapted from or otherwise based on the most recent edition of the U.S. Department of Justice's Office on Violence Against Women publication, "A National Protocol for Sexual Assault Medical Forensic Examinations, Adults/Adolescents," or similarly comprehensive and authoritative protocols developed after 2011? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.) Yes No NA

115.21 (c)

- Does the agency offer all victims of sexual abuse access to forensic medical examinations, whether on-site or at an outside facility, without financial cost, where evidentiarily or medically appropriate? Yes No
- Are such examinations performed by Sexual Assault Forensic Examiners (SAFEs) or Sexual Assault Nurse Examiners (SANEs) where possible? Yes No
- 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 No
- Has the agency documented its efforts to provide SAFEs or SANEs? Yes No

115.21 (d)

- Does the agency attempt to make available to the victim a victim advocate from a rape crisis center? Yes No
- If a rape crisis center is not available to provide victim advocate services, does the agency make available to provide these services a qualified staff member from a community-based organization, or a qualified agency staff member? (N/A if the agency *always* makes a victim advocate from a rape crisis center available to victims.) Yes No NA
- Has the agency documented its efforts to secure services from rape crisis centers? Yes No

115.21 (e)

- 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 No
- As requested by the victim, does this person provide emotional support, crisis intervention, information, and referrals? Yes No

115.21 (f)

- If the agency itself is not responsible for investigating allegations of sexual abuse, has the agency requested that the investigating agency follow the requirements of paragraphs (a)

through (e) of this section? (N/A if the agency/facility is responsible for conducting criminal AND administrative sexual abuse investigations.) Yes No NA

115.21 (g)

- Auditor is not required to audit this provision.

115.21 (h)

- If the agency uses a qualified agency staff member or a qualified community-based staff member for the purposes of this section, has the individual been screened for appropriateness to serve in this role and received education concerning sexual assault and forensic examination issues in general? (N/A if agency *always* makes a victim advocate from a rape crisis center available to victims.) Yes No NA

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)

Interviews:

- Random Sample of Staff
- PREA Compliance Manager
- Inmates who Reported a Sexual Abuse

Site Review Observations:

- Sexual Abuse Investigations

Findings: Evidence protocol and forensic medical examinations.

115.21 (a) Dewitt County PREA Policy 002 (10/2020): To the extent the Dewitt County Jail is responsible for investigating allegations of sexual abuse, the Dewitt County Jail shall follow a uniform evidence protocol that maximizes the potential for obtaining usable physical evidence for administrative proceedings and criminal prosecutions. 1) Furthermore, all preliminary investigation conducted by jail

administration and found to be credible will be turned over to the Dewitt County Sheriff's Office for further investigation and access to resources to comply with this standard. The auditor conducted interviews with a Random Sample of Staff.

115.21 (b) Dewitt County PREA Policy 002 (10/2020): The protocol shall be developmentally appropriate for youth where applicable, and as appropriate, shall be 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.

115.21 (c) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall offer all victims of sexual abuse access to forensic medical examinations, whether on-site or at an outside facility, without financial cost, where evidentiarily or medically appropriate. Such examinations shall be performed by Sexual Assault Forensic Examiners (SAFEs) or Sexual Assault Nurse Examiners (SANEs) where possible. If SAFEs or SANEs cannot be made available, the examination can be performed by other qualified medical practitioners. The Dewitt County Jail shall document its efforts to provide SAFEs or SANEs. In the past 12 months: The number of forensic medical exams conducted: 0. The number of exams performed by SANEs/SAFEs: 0. The number of exams performed by a qualified medical practitioner: 0.

115.21 (d) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall attempt to make available to the victim a victim advocate from a rape crisis center. If a rape crisis center is not available to provide victim advocate services, the Dewitt County Jail shall make available to provide these services a qualified staff member from a community-based organization, or a qualified agency staff member. The Dewitt County Jail shall document efforts to secure services from rape crisis centers. For the purpose of this standard, a rape crisis center refers to an entity that provides intervention and related assistance, such as the services specified in 42 U.S.C. 14043g(b)(2)(C), to victims of sexual assault of all ages. The agency may utilize a rape crisis center that is part of a governmental unit as long as the center is not part of the criminal justice system (such as a law enforcement agency) and offers a comparable level of confidentiality as a nongovernmental entity that provides similar victim services. The auditor conducted interviews with the PREA Compliance Manager and no Inmates who Reported a Sexual Abuse were assigned to the facility for interviews.

115.21 (e) Dewitt County PREA Policy 002 (10/2020): As requested by the victim, the victim advocate, qualified agency staff member, or qualified community-based organization staff member shall accompany and support the victim through the forensic medical examination process and investigatory interviews and shall provide emotional support, crisis intervention, information, and referrals. The auditors conducted interviews with the PREA Compliance Manager and there were no inmates assigned who Reported a Sexual Abuse.

115.21 (f) Dewitt County PREA Policy 002 (10/2020): To the extent the Dewitt County Jail itself is not responsible for investigating allegations of sexual abuse, the agency shall request that the investigating agency follow the requirements of paragraphs (a) through (e) of this section.

115.21 (g) Dewitt County PREA Policy 002 (10/2020): N/A

115.21 (h) Dewitt County PREA Policy 002 (10/2020): N/A

Corrective Action: The auditor recommends no corrective action.

Standard 115.22: Policies to ensure referrals of allegations for investigations

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.22 (a)

- Does the agency ensure an administrative or criminal investigation is completed for all allegations of sexual abuse? Yes No
- Does the agency ensure an administrative or criminal investigation is completed for all allegations of sexual harassment? Yes No

115.22 (b)

- Does the agency have a policy and practice in place to ensure that allegations of sexual abuse or sexual harassment are referred for investigation to an agency with the legal authority to conduct criminal investigations, unless the allegation does not involve potentially criminal behavior? Yes No
- Has the agency published such policy on its website or, if it does not have one, made the policy available through other means? Yes No
- Does the agency document all such referrals? Yes No

115.22 (c)

- If a separate entity is responsible for conducting criminal investigations, does the policy describe the responsibilities of both the agency and the investigating entity? (N/A if the agency/facility is responsible for criminal investigations. See 115.21(a).) Yes No NA

115.22 (d)

- Auditor is not required to audit this provision.

115.22 (e)

- Auditor is not required to audit this provision.

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)

Dewitt County website page/PREA <https://dewittsheriff.org/detention-center/>

Interviews:

- Agency Head
- Investigative Staff

Site Review Observations:

- Investigations

Findings: Policies to ensure referrals of allegations for investigations.

115.22 (a) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall ensure that an administrative or criminal investigation is completed for all allegations of sexual abuse and sexual harassment. In the past 12 months: The number of allegations of sexual abuse and sexual harassment that were received: 2. The number of allegations resulting in an administrative investigation: 2. The number of allegations referred for criminal investigation: 1. The auditor conducted an interview with the Jail Administrator during the onsite portion of the audit. The auditor reviewed documentation of reports of sexual abuse and harassment and documentation of investigations, including full investigative reports during the onsite portion of the audit.

115.22 (b) Dewitt County PREA Policy 002 (10/2020): The agency shall have in place a policy 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. The Dewitt County Jail shall publish such policy on its website or, if it does not have one, make the policy available through other means. The agency shall document all such referrals. The auditors conducted interviews with investigative Staff during the onsite portion of the audit. The facility publishes the PREA audit on the following website: <https://dewittsheriff.org/detention-center/>.

115.22(c) Dewitt County PREA Policy 002 (10/2020): If a separate entity is responsible for conducting criminal investigations, such publication shall describe the responsibilities of both the agency and the investigating entity. All allegations are initially investigated by the Dewitt County Sheriff's Office.

115.22(d) N/A

115.22(e) N/A

Corrective Action: The auditor recommends no corrective action.

TRAINING AND EDUCATION

Standard 115.31: Employee training

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.31 (a)

- Does the agency train all employees who may have contact with inmates on its zero-tolerance policy for sexual abuse and sexual harassment? Yes No
- Does the agency train all employees who may have contact with inmates on how to fulfill their responsibilities under agency sexual abuse and sexual harassment prevention, detection, reporting, and response policies and procedures? Yes No
- Does the agency train all employees who may have contact with inmates on inmates' right to be free from sexual abuse and sexual harassment Yes No
- Does the agency train all employees who may have contact with inmates on the right of inmates and employees to be free from retaliation for reporting sexual abuse and sexual harassment? Yes No
- Does the agency train all employees who may have contact with inmates on the dynamics of sexual abuse and sexual harassment in confinement? Yes No
- Does the agency train all employees who may have contact with inmates on the common reactions of sexual abuse and sexual harassment victims? Yes No
- Does the agency train all employees who may have contact with inmates on how to detect and respond to signs of threatened and actual sexual abuse? Yes No
- Does the agency train all employees who may have contact with inmates on how to avoid inappropriate relationships with inmates? Yes No
- Does the agency train all employees who may have contact with inmates on how to communicate effectively and professionally with inmates, including lesbian, gay, bisexual, transgender, intersex, or gender nonconforming inmates? Yes No
- Does the agency train all employees who may have contact with inmates on how to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities? Yes No

115.31 (b)

- Is such training tailored to the gender of the inmates at the employee's facility? Yes No
- Have employees received additional training if reassigned from a facility that houses only male inmates to a facility that houses only female inmates, or vice versa? Yes No

115.31 (c)

- Have all current employees who may have contact with inmates received such training?
 Yes No
- 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 No
- 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 No

115.31 (d)

- Does the agency document, through employee signature or electronic verification, that employees understand the training they have received? Yes No

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)
 PREA Training/Curriculum
 PREA Training
 Employee Roster

Interviews:

- Random Sample of Staff

Site Review Observations:

- Employee Files/Records

Findings: Employee training.

115.31 (a) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall train all employees who may have contact with inmates on:

- Its zero-tolerance policy for sexual abuse and sexual harassment.
- 2) How to fulfill their responsibilities under agency sexual abuse and sexual harassment prevention, detection, reporting, and response policies and procedures.
- Inmates' right to be free from sexual abuse and sexual harassment.
- The right of inmates and employees to be free from retaliation for reporting sexual abuse and sexual harassment.
- The dynamics of sexual abuse and sexual harassment in confinement.
- The common reactions of sexual abuse and sexual harassment victims.
- How to detect and respond to signs of threatened and actual sexual abuse.
- How to avoid inappropriate relationships with inmates.
- How to communicate effectively and professionally with inmates, including lesbian, gay, bisexual, transgender, intersex, or gender nonconforming inmates; and
- How to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities. The auditor conducted interviews with a Random Sample of Staff during the onsite portion of the audit and reviewed a Sample of training records.

115.31 (b) Dewitt County PREA Policy 002 (10/2020): Such training shall be tailored to the gender of the inmates at the employee's facility. The employee shall receive additional training if the employee is reassigned from a facility that houses only male inmates to a facility that houses only female inmates, or vice versa. The auditor conducted a review of a sample of training records during the onsite portion of the audit.

115.31 (c) Dewitt County PREA Policy 002 (10/2020): All current employees who have not received such training shall be trained within one year of the effective date of the PREA standards, and the Dewitt County Jail shall provide each employee with refresher training every two years to ensure that all employees know the Dewitt County Jail's current sexual abuse and sexual harassment policies and procedures. In years in which an employee does not receive refresher training, the agency shall provide refresher information on current sexual abuse and sexual harassment policies. The auditor conducted a review of a sample of training records during the onsite portion of the audit.

115.31 (d) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall document, through employee signature or electronic verification, that employees understand the training they have received. The auditor conducted a review of a sample of training records during the onsite portion of the audit.

Corrective Action: The auditor recommends no corrective action.

Standard 115.32: Volunteer and contractor training

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.32 (a)

- Has the agency ensured that all volunteers and contractors who have contact with inmates have been trained on their responsibilities under the agency's sexual abuse and sexual harassment prevention, detection, and response policies and procedures? Yes No

115.32 (b)

- Have all volunteers and contractors who have contact with inmates been notified of the agency's zero-tolerance policy regarding sexual abuse and sexual harassment and informed how to report such incidents (the level and type of training provided to volunteers and contractors shall be based on the services they provide and level of contact they have with inmates)? Yes No

115.32 (c)

- Does the agency maintain documentation confirming that volunteers and contractors understand the training they have received? Yes No

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)
PREA Training/Curriculum

Interviews:

- Contractors

Findings: Volunteer and contractor training.

115.32 (a) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall ensure that all volunteers and contractors who have contact with inmates have been trained on their responsibilities under the agency's sexual abuse and sexual harassment prevention, detection, and response policies and procedures. The auditor conducted interviews with a contractor and no volunteers onsite for interviews. The auditor reviewed a sample of training records of volunteers and contractors who have contact with inmates during the onsite portion of the audit.

115.32 (b) Dewitt County PREA Policy 002 (10/2020): The level and type of training provided to volunteers and contractors shall be based on the services they provide and level of contact they have with inmates, but all volunteers and contractors who have contact with inmates shall be notified of the Dewitt County Jail 's zero-tolerance policy regarding sexual abuse and sexual harassment and informed how to report such incidents. The auditor conducted interviews with a Contractor(s) who have

Contact with Inmates during the onsite portion of the audit. The auditor reviewed a Sample of training records of volunteers and contractors who have contact with inmates.

115.32 (c) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall maintain documentation confirming that volunteers and contractors understand the training they have received. The auditor reviewed a Sample of training records of volunteers and contractors who have contact with inmates.

Corrective Action: The auditor recommends no corrective action.

Standard 115.33: Inmate education

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.33 (a)

- During intake, do inmates receive information explaining the agency's zero-tolerance policy regarding sexual abuse and sexual harassment? Yes No
- During intake, do inmates receive information explaining how to report incidents or suspicions of sexual abuse or sexual harassment? Yes No

115.33 (b)

- Within 30 days of intake, does the agency provide comprehensive education to inmates either in person or through video regarding: Their rights to be free from sexual abuse and sexual harassment? Yes No
- Within 30 days of intake, does the agency provide comprehensive education to inmates either in person or through video regarding: Their rights to be free from retaliation for reporting such incidents? Yes No
- Within 30 days of intake, does the agency provide comprehensive education to inmates either in person or through video regarding: Agency policies and procedures for responding to such incidents? Yes No

115.33 (c)

- Have all inmates received the comprehensive education referenced in 115.33(b)? Yes No
- Do inmates receive education upon transfer to a different facility to the extent that the policies and procedures of the inmate's new facility differ from those of the previous facility? Yes No

115.33 (d)

- Does the agency provide inmate education in formats accessible to all inmates including those who are limited English proficient? Yes No

- Does the agency provide inmate education in formats accessible to all inmates including those who are deaf? Yes No
- Does the agency provide inmate education in formats accessible to all inmates including those who are visually impaired? Yes No
- Does the agency provide inmate education in formats accessible to all inmates including those who are otherwise disabled? Yes No
- Does the agency provide inmate education in formats accessible to all inmates including those who have limited reading skills? Yes No

115.33 (e)

- Does the agency maintain documentation of inmate participation in these education sessions? Yes No

115.33 (f)

- In addition to providing such education, does the agency ensure that key information is continuously and readily available or visible to inmates through posters, inmate handbooks, or other written formats? Yes No

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)

PREA Training/Curriculum

Employee Roster

Interviews:

- Random Sample of Staff

Site Review Observations:

- Employee Files/Records
- PREA Information

Findings: Employee training.

115.33 (a) Dewitt County PREA Policy 002 (10/2020): During the intake process, inmates shall receive information explaining the Dewitt County Jail's zero-tolerance policy regarding sexual abuse and sexual harassment and how to report incidents or suspicions of sexual abuse or sexual harassment.

This is accomplished by a PREA disclaimer that is signed by all inmates prior to housing in the Dewitt County Jail. Of inmates admitted during the past 12 months: The number who were given this information at intake: all intakes are conducted after implementation. The auditor conducted an interview with the Intake Staff and a Random Sample of Inmates during the intake process.

The auditor reviewed documentation for inmates who received information at intake with signatures. The auditor reviewed Any relevant education materials to ensure that relevant information is covered.

115.33 (b) Dewitt County PREA Policy 002 (10/2020): Within 30 days of intake, the Dewitt County Jail shall provide comprehensive education to inmates either in person or through video regarding their rights to be free from sexual abuse and sexual harassment and to be free from retaliation for reporting such incidents, and regarding Dewitt County Jail policies and procedures for responding to such incidents. All inmates received the education upon arrival at intake as part of the process and review. The auditor conducted interviews with the intake staff and a random sample of inmates during the onsite portion of the audit.

115.33 (c) Dewitt County PREA Policy 002 (10/2020): C) Current inmates who have not received such education shall be educated within one year of the effective date of the PREA standards and shall receive education upon transfer to a different facility to the extent that the policies and procedures of the inmate's new facility differ from those of the previous facility. The auditor conducted interviews with intake staff during the onsite portion of the audit. Log or other record corroborating that current inmates received comprehensive PREA education within one year of the effective date of the PREA standards (e.g., inmate signatures)

115.33 (d) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall provide inmate education in formats accessible to all inmates, including those who are limited English proficient, deaf, visually impaired, or otherwise disabled, as well as to inmates who have limited reading skills. This education paperwork is written in Spanish and English. When an offender cannot read or see it will then be read to them (Copies are offered/given to inmates). The auditor observed the inmate PREA education available to all inmates in all forms

115.33 (e) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall maintain documentation of inmate participation in these education sessions. The auditor reviewed the inmate files for PREA documentation and the intake process.

115.33 (f) Dewitt County PREA Policy 002 (10/2020): In addition to providing such education, the Dewitt County Jail shall ensure that key information is continuously and readily available or visible to inmates through posters, inmate handbooks, or other written formats. The auditor observed PREA material and signs posted throughout the facility for the inmate population.

Corrective Action: The auditor recommends no corrective action.

Standard 115.34: Specialized training: Investigations

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.34 (a)

- In addition to the general training provided to all employees pursuant to §115.31, does the agency ensure that, to the extent the agency itself conducts sexual abuse investigations, its investigators receive training in conducting such investigations in confinement settings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).) Yes No NA

115.34 (b)

- Does this specialized training include techniques for interviewing sexual abuse victims? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).) Yes No NA
- Does this specialized training include proper use of Miranda and Garrity warnings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).) Yes No NA
- Does this specialized training include sexual abuse evidence collection in confinement settings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).) Yes No NA
- Does this specialized training include the criteria and evidence required to substantiate a case for administrative action or prosecution referral? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).) Yes No NA

115.34 (c)

- Does the agency maintain documentation that agency investigators have completed the required specialized training in conducting sexual abuse investigations? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).) Yes No NA

115.34 (d)

- Auditor is not required to audit this provision.

Auditor Overall Compliance Determination

Exceeds Standard (*Substantially exceeds requirement of standards*)

- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020):
PREA Pamphlet
Inmate Handbook/PREA information
Limited English Proficient Resources
TTY/TDD or sign language for deaf detainees
PREA Posters (English/Spanish)

Interviews:

- Intake Staff
- Random Sample of Inmates

Site Review Observations:

PREA information displayed in both English/Spanish throughout the facility
Opposite Gender announcements
Grievance, Medical and Mailboxes were observed
PREA information in both English/Spanish

Findings: Specialized training: Investigations.

115.34 (a) Dewitt County PREA Policy 002 (10/2020): In addition to the general training provided to all employees pursuant to § 115.31, the Dewitt County Jail shall ensure that, to the extent the agency itself conducts sexual abuse investigations, its investigators have received training in conducting such investigations in confinement settings. The auditor conducted interviews with investigative staff during the onsite portion of the audit. The auditor reviewed training information and investigative reports.

115.34 (b) Dewitt County PREA Policy 002 (10/2020): Specialized training shall include techniques for interviewing sexual abuse victims, proper use of Miranda and Garrity warnings, sexual abuse evidence collection in confinement settings, and the criteria and evidence required to substantiate a case for administrative action or prosecution referral. The auditor conducted interviews with investigative staff during the onsite portion of the audit. The auditor reviewed training documentation and investigative staff during the onsite portion of the audit.

115.34 (c) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall maintain documentation that agency investigators have completed the required specialized training in conducting sexual abuse investigations. The number of investigators the agency currently employs: 2.

115.34 (d) Dewitt County PREA Policy 002 (10/2020): N/A

Corrective Action: The auditor recommends no corrective action.

Standard 115.35: Specialized training: Medical and mental health care

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.35 (a)

- 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 No NA
- Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in how to preserve physical evidence of sexual abuse? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.) Yes No NA
- Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in how to respond effectively and professionally to 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 No NA
- Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in how and to whom to report allegations or suspicions of sexual abuse and sexual harassment? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.) Yes No NA

115.35 (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 No NA

115.35 (c)

- 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 No NA

115.35 (d)

- Do medical and mental health care practitioners employed by the agency also receive training mandated for employees by §115.31? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners employed by the agency.)
 Yes No NA

- Do medical and mental health care practitioners contracted by or volunteering for the agency also receive training mandated for contractors and volunteers by §115.32? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners contracted by or volunteering for the agency.) Yes No NA

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)

- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)

- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)
 Medical Health Personnel
 Training Acknowledgement Forms (Medical Health)
 Training documentation-Specialized training

Interviews:

- Medical Health Staff

Site Review Observations:

- Medical Health Staff file

Findings: Specialized training: Medical and mental health care.

115.35 (a) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in: 1) How to detect and assess signs of sexual abuse and sexual harassment; 2) How to preserve physical evidence of sexual abuse; 3) How to respond effectively and professionally to victims of sexual abuse and sexual harassment; and 4) How and to whom to report allegations or suspicions of sexual abuse and sexual harassment. The auditor conducted interviews with medical staff and reviewed training records for staff who have been trained.

115.35 (b) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail utilizes the local state mental health authority, Gulf Bend, for all mental health care. Gulf Bend as a state agency conforms to these standards. If medical staff employed by the agency conduct forensic examinations, such medical staff shall receive the appropriate training to conduct such examinations. The auditor conducted interviews with medical staff during the onsite portion of the audit.

115.35 (c) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall maintain documentation that medical and mental health practitioners have received the training referenced in this standard either from the Dewitt County Jail or elsewhere.

115.35 (d) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail utilizes the local state mental health authority, Gulf Bend, for all mental health care. Gulf Bend as a state agency conforms to these standards. The auditor reviewed medical files during the onsite portion of the audit.

Corrective Action: The auditor recommends no corrective action.

SCREENING FOR RISK OF SEXUAL VICTIMIZATION AND ABUSIVENESS

Standard 115.41: Screening for risk of victimization and abusiveness

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.41 (a)

- Are all inmates assessed during an intake screening for their risk of being sexually abused by other inmates or sexually abusive toward other inmates? Yes No
- Are all inmates assessed upon transfer to another facility for their risk of being sexually abused by other inmates or sexually abusive toward other inmates? Yes No

115.41 (b)

- Do intake screenings ordinarily take place within 72 hours of arrival at the facility?
 Yes No

115.41 (c)

- Are all PREA screening assessments conducted using an objective screening instrument?
 Yes No

115.41 (d)

- Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (1) Whether the inmate has a mental, physical, or developmental disability? Yes No

- Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (2) The age of the inmate? Yes No
- Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (3) The physical build of the inmate? Yes No
- Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (4) Whether the inmate has previously been incarcerated? Yes No
- Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (5) Whether the inmate's criminal history is exclusively nonviolent? Yes No
- Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (6) Whether the inmate has prior convictions for sex offenses against an adult or child? Yes No
- Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (7) Whether the inmate is or is perceived to be gay, lesbian, bisexual, transgender, intersex, or gender nonconforming (the facility affirmatively asks the inmate about his/her sexual orientation and gender identity AND makes a subjective determination based on the screener's perception whether the inmate is gender non-conforming or otherwise may be perceived to be LGBTI)? Yes No
- Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (8) Whether the inmate has previously experienced sexual victimization? Yes No
- Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (9) The inmate's own perception of vulnerability? Yes No
- Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (10) Whether the inmate is detained solely for civil immigration purposes? Yes No

115.41 (e)

- In assessing inmates for risk of being sexually abusive, does the initial PREA risk screening consider, as known to the agency, prior acts of sexual abuse? Yes No
- In assessing inmates for risk of being sexually abusive, does the initial PREA risk screening consider, as known to the agency, prior convictions for violent offenses? Yes No
- In assessing inmates for risk of being sexually abusive, does the initial PREA risk screening consider, as known to the agency, history of prior institutional violence or sexual abuse? Yes No

115.41 (f)

- Within a set time period not more than 30 days from the inmate's arrival at the facility, does the facility reassess the inmate's risk of victimization or abusiveness based upon any additional, relevant information received by the facility since the intake screening? Yes No

115.41 (g)

- Does the facility reassess an inmate's risk level when warranted due to a referral? Yes No
- Does the facility reassess an inmate's risk level when warranted due to a request? Yes No
- Does the facility reassess an inmate's risk level when warranted due to an incident of sexual abuse? Yes No
- Does the facility reassess an inmate's risk level when warranted due to receipt of additional information that bears on the inmate's risk of sexual victimization or abusiveness? Yes No

115.41 (h)

- Is it the case that inmates are not ever disciplined for refusing to answer, or for not disclosing complete information in response to, questions asked pursuant to paragraphs (d)(1), (d)(7), (d)(8), or (d)(9) of this section? Yes No

115.41 (i)

- Has the agency implemented appropriate controls on the dissemination within the facility of responses to questions asked pursuant to this standard in order to ensure that sensitive information is not exploited to the inmate's detriment by staff or other inmates? Yes No

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020):

PREA Risk Screening

Inmate Files

Interviews:

- Staff Responsible for Risk Screening
- Random Sample of Inmates
- PREA Coordinator
- PREA Compliance Manager

Site Review Observations:

- Intake/Screening
- PREA Information
- Detainee File Review

Findings: Screening for risk of victimization and abusiveness.

115.41 (a) Dewitt County PREA Policy 002 (10/2020): All inmates shall be assessed during an intake screening and upon transfer to another facility for their risk of being sexually abused by other inmates or sexually abusive toward other inmates. The auditor conducted interviews with Staff Responsible for Risk Screening and a Random Sample of Inmates during the onsite portion of the audit. The auditor assessed the intake area and reviewed inmate files and interviewed staff who conduct the interviews.

115.41 (b) Dewitt County PREA Policy 002 (10/2020): Intake screening shall ordinarily take place within 72 hours of arrival at the facility. In the past 12 months: The number of inmates entering the facility (either through intake or transfer) whose length of stay in the facility was for 72 hours or more who were screened for risk of sexual victimization or risk of sexually abusing other inmates within 72 hours of their entry into the facility: 1011. The auditor conducted interviews with Staff Responsible for Risk Screening and a Random Sample of Inmates during the onsite portion of the audit.

115.41 (c) Dewitt County PREA Policy 002 (10/2020): Such assessments shall be conducted using an objective screening instrument. The auditor reviewed the intake screening tool utilized to assess the inmates upon arrival during the onsite portion of the audit.

115.41 (d) Dewitt County PREA Policy 002 (10/2020): D) The intake screening shall consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (1) Whether the inmate has a mental, physical, or developmental disability; (2) The age of the inmate; (3) The physical build of the inmate; (4) Whether the inmate has previously been incarcerated; (5) Whether the inmate's criminal history is exclusively nonviolent; (6) Whether the inmate has prior convictions for sex offenses against an adult or child; (7) Whether the inmate is or is perceived to be gay, lesbian, bisexual, transgender, intersex, or gender nonconforming; (8) Whether the inmate has previously experienced sexual victimization; (9) The inmate's own perception of vulnerability; and (10) Whether the inmate is detained solely for civil immigration purposes. The auditor conducted interviews with Staff Responsible for Risk Screening during the audit.

115.41 (e) Dewitt County PREA Policy 002 (10/2020): The initial screening shall consider prior acts of sexual abuse, prior convictions for violent offenses, and history of prior institutional violence or sexual abuse, as known to the agency, in assessing inmates for risk of being sexually abusive. The auditor conducted interviews with Staff Responsible for Risk Screening and a Random Sample of Inmates during the onsite portion of the audit. The auditor reviewed inmate files for the initial assessment and reassessment for risk of sexual victimization or abusiveness.

115.41 (f) Dewitt County PREA Policy 002 (10/2020): Within a set time period, not to exceed 30 days from the inmate's arrival at the facility, the facility will reassess the inmate's risk of victimization or abusiveness based upon any additional, relevant information received by the facility since the intake screening. The auditor determined through staff and inmate interviews that the reassessments were not being conducted at the time. In the past 12 months: The number of inmates entering the facility (either through intake or transfer) who were reassessed for their risk of sexual victimization or of being sexually abusive within 30 days after their arrival at the facility based upon any additional, relevant information received since intake: 0. The auditor and Jail Administrator discussed the corrective action for the provision of the standard. The auditor conducted interviews with Staff Responsible for Risk Screening and a Random Sample of Inmates.

115.41 (g) Dewitt County PREA Policy 002 (10/2020): An inmate's risk level shall be reassessed when warranted due to a referral, request, incident of sexual abuse, or receipt of additional information that bears on the inmate's risk of sexual victimization or abusiveness. The auditor conducted interviews with Staff Responsible for Risk Screening and a Random Sample of Inmates during the onsite portion of the audit.

115.41 (h) Dewitt County PREA Policy 002 (10/2020): Inmates may not be disciplined for refusing to answer, or for not disclosing complete information in response to, questions asked pursuant to paragraphs D)1), D)7), D)8), or D)9) of this section. The auditor conducted interviews with Staff Responsible for Risk Screening during the onsite portion of the audit.

115.41 (i) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall implement appropriate controls on the dissemination within the facility of responses to questions asked pursuant to this standard in order to ensure that sensitive information is not exploited to the inmate's detriment by staff or other inmates. The auditor conducted interviews with the PREA Coordinator, PREA Compliance Manager and Staff Responsible for Risk Screening during the onsite portion of the audit.

Corrective Action:

The auditor reviewed the Inmate Files/Records regarding standard 115.41(f). Within a set time period, not to exceed 30 days from the inmate's arrival at the facility, the facility will reassess the inmate's risk of victimization or based upon any additional, relevant information received by the facility since the intake screening. The auditor reviewed a total of 15 Intake/Admission Screening during the site review and determined that the 30-day reassessments were not being conducted. The auditor conducted interviews with a random sample of inmates and staff responsible for the risk screening and determined that the 30-reassessments were not being conducted.

The auditor and Jail Administrator discussed the standard and reviewed the documentation and process. The auditor advised the Jail Administrator that the facility is required to conduct the 30-day reassessments. The facility will need to incorporate a 30-day reassessment form, update in the policy and implement the process. The facility will also train all staff responsible for the risk screening assessments. The questions must be asked in a professional and discrete manner allowing the inmate to answer without other inmates in the area. The staff responsible for risk screening must be able to explain the definitions of sexual abuse, sexual harassment, zero tolerance, how to report, and other questions asked pertaining to the PREA standards.

The facility provided the following to the auditor upon implementing the procedures:

1) 30-day reassessment form, 2) policy update, 3) training rosters for staff responsible for the risk screening, 4) provided random sample of completed initial screening and the 30-day reassessments, 5) the Jail Administrator monitored the process for 90-days.

Standard 115.42: Use of screening information

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.42 (a)

- Does the agency use information from the risk screening required by § 115.41, with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Housing Assignments? Yes No
- Does the agency use information from the risk screening required by § 115.41, with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Bed assignments? Yes No
- Does the agency use information from the risk screening required by § 115.41, with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Work Assignments? Yes No
- Does the agency use information from the risk screening required by § 115.41, with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Education Assignments? Yes No
- Does the agency use information from the risk screening required by § 115.41, with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Program Assignments? Yes No

115.42 (b)

- Does the agency make individualized determinations about how to ensure the safety of each inmate? Yes No

115.42 (c)

- When deciding whether to assign a transgender or intersex inmate to a facility for male or female inmates, does the **agency** consider, on a case-by-case basis whether a placement would ensure the inmate's health and safety, and whether a placement would present management or security problems (NOTE: if an agency by policy or practice assigns inmates to a male or female facility on the basis of anatomy alone, that agency is not in compliance with this standard)? Yes No
- When making housing or other program assignments for transgender or intersex inmates, does the agency consider on a case-by-case basis whether a placement would ensure the inmate's health and safety, and whether a placement would present management or security problems? Yes No

115.42 (d)

- Are placement and programming assignments for each transgender or intersex inmate reassessed at least twice each year to review any threats to safety experienced by the inmate?
 Yes No

115.42 (e)

- Are each transgender or intersex inmate's own views with respect to his or her own safety given serious consideration when making facility and housing placement decisions and programming assignments? Yes No

115.42 (f)

- Are transgender and intersex inmates given the opportunity to shower separately from other inmates? Yes No

115.42 (g)

- Unless placement is in a dedicated facility, unit, or wing established in connection with a consent decree, legal settlement, or legal judgment for the purpose of protecting lesbian, gay, bisexual, transgender, or intersex inmates, does the agency always refrain from placing: lesbian, gay, and bisexual inmates in dedicated facilities, units, or wings solely on the basis of such identification or status? (N/A if the agency has a dedicated facility, unit, or wing solely for the placement of LGBT or I inmates pursuant to a consent decree, legal settlement, or legal judgement.) Yes No NA
- Unless placement is in a dedicated facility, unit, or wing established in connection with a consent decree, legal settlement, or legal judgment for the purpose of protecting lesbian, gay, bisexual, transgender, or intersex inmates, does the agency always refrain from placing: transgender inmates in dedicated facilities, units, or wings solely on the basis of such identification or status? (N/A if the agency has a dedicated facility, unit, or wing solely for the placement of LGBT or I inmates pursuant to a consent decree, legal settlement, or legal judgement.) Yes No NA
- Unless placement is in a dedicated facility, unit, or wing established in connection with a consent decree, legal settlement, or legal judgment for the purpose of protecting lesbian, gay, bisexual, transgender, or intersex inmates, does the agency always refrain from placing: intersex inmates in dedicated facilities, units, or wings solely on the basis of such identification or status? (N/A if the agency has a dedicated facility, unit, or wing solely for the placement of LGBT or I inmates pursuant to a consent decree, legal settlement, or legal judgement.) Yes No NA

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)

Inmate File Review

Inmate Housing Roster

Interviews:

- PREA Compliance Manager
- Staff Responsible for Risk Screening
- Transgender/Intersex Inmates
- PREA Coordinator
- Transgender/Intersex/Gay/Lesbian Inmates

Site Review Observations:

- Privacy from cross-gender viewing
- Opposite Gender Announcements

Findings: Use of screening information.

115.42 (a) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall use information from the risk screening required by § 115.41 to inform housing, bed, work, education, and program assignments with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive. The auditor conducted interviews with the PREA Compliance Manager, Staff Responsible for Risk Screening, and documentation of risk-based housing decisions. The auditor conducted interviews with the Jail Administrator and the process was explained during the intake process.

115.42 (b) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall make individualized determinations about how to ensure the safety of each inmate. The auditor conducted interviews with the Jail Administrator and the Staff Responsible for Risk Screening during the onsite portion of the audit. There were no transgender/intersex inmates assigned to the facility during the onsite portion of the audit.

115.42 (c) Dewitt County PREA Policy 002 (10/2020): In deciding whether to assign a transgender or intersex inmate to a facility for male or female inmates, and in making other housing and programming assignments, the Dewitt County Jail shall consider on a case-by-case basis whether a placement would ensure the inmate's health and safety, and whether the placement would present management or security problems. The auditor conducted interviews with the PREA Compliance Manager and no interviews with Transgender/Intersex Inmates (no inmates assigned to the facility during the audit). There were no transgender/intersex inmates assigned to the facility during the onsite portion of the audit.

115.42 (d) Dewitt County PREA Policy 002 (10/2020): Placement and programming assignments for each transgender or intersex inmate shall be reassessed at least twice each year to review any threats

to safety experienced by the inmate. The auditor conducted interviews with the PREA Compliance Manager and Staff Responsible for Risk Screening. There were no transgender/intersex inmates assigned to the facility during the onsite portion of the audit.

115.42 (e) Dewitt County PREA Policy 002 (10/2020): A transgender or intersex inmate's own views with respect to his or her own safety shall be given serious consideration. The auditor conducted interviews with the PREA Compliance Manager and Staff Responsible for Risk Screening during the onsite portion of the audit. There were no transgender/intersex inmates assigned to the facility during the onsite portion of the audit.

115.42 (f) Dewitt County PREA Policy 002 (10/2020): Transgender and intersex inmates shall be given the opportunity to shower separately from other inmates. The auditor conducted interviews with the PREA Compliance Manager and Staff Responsible for Risk Screening during the onsite portion of the audit. The auditor reviewed the living housing units and showers and toilets for inmates who identify as transgender and intersex. There were no transgender/intersex inmates assigned to the facility during the onsite portion of the audit.

115.42 (g) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall not place lesbian, gay, bisexual, transgender, or intersex inmates in dedicated facilities, units, or wings solely on the basis of such identification or status, unless such placement is in a dedicated facility, unit, or wing established in connection with a consent decree, legal settlement, or legal judgment for the purpose of protecting such inmates. The facility placed inmates in this category in general population with no other dedicated housing. The auditor conducted interviews with the PREA Coordinator and PREA Compliance Manager during the onsite portion of the audit. There were no transgender/intersex inmates assigned to the facility during the onsite portion of the audit.

Corrective Action: The auditor recommends no corrective action.

Standard 115.43: Protective Custody

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.43 (a)

- Does the facility always refrain from placing inmates at high risk for sexual victimization in involuntary segregated housing unless an assessment of all available alternatives has been made, and a determination has been made that there is no available alternative means of separation from likely abusers? Yes No
- If a facility cannot conduct such an assessment immediately, does the facility hold the inmate in involuntary segregated housing for less than 24 hours while completing the assessment? Yes No

115.43 (b)

- Do inmates who are placed in segregated housing because they are at high risk of sexual victimization have access to: Programs to the extent possible? Yes No
- Do inmates who are placed in segregated housing because they are at high risk of sexual victimization have access to: Privileges to the extent possible? Yes No

- Do inmates who are placed in segregated housing because they are at high risk of sexual victimization have access to: Education to the extent possible? Yes No
- Do inmates who are placed in segregated housing because they are at high risk of sexual victimization have access to: Work opportunities to the extent possible? Yes No
- If the facility restricts any access to programs, privileges, education, or work opportunities, does the facility document the opportunities that have been limited? (N/A if the facility *never* restricts access to programs, privileges, education, or work opportunities.) Yes No NA
- If the facility restricts any access to programs, privileges, education, or work opportunities, does the facility document the duration of the limitation? (N/A if the facility *never* restricts access to programs, privileges, education, or work opportunities.) Yes No NA
- If the facility restricts any access to programs, privileges, education, or work opportunities, does the facility document the reasons for such limitations? (N/A if the facility *never* restricts access to programs, privileges, education, or work opportunities.) Yes No NA

115.43 (c)

- Does the facility assign inmates at high risk of sexual victimization to involuntary segregated housing only until an alternative means of separation from likely abusers can be arranged? Yes No
- Does such an assignment not ordinarily exceed a period of 30 days? Yes No

115.43 (d)

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

115.43 (e)

- In the case of each inmate who is placed in involuntary segregation because he/she is at high risk of sexual victimization, does the facility afford a review to determine whether there is a continuing need for separation from the general population EVERY 30 DAYS? Yes No

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)

Does Not Meet Standard (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)

Inmate files

Inmate Housing Roster

Interviews:

- Warden or Designee
- Staff who supervise inmates in segregated housing
- Inmates in segregated housing (for risk of sexual victimization/who allege to have suffered sexual abuse)

Findings: Protective custody.

115.43 (a) Dewitt County PREA Policy 002 (10/2020): Inmates at high risk for sexual victimization shall not be placed in involuntary segregated housing unless an assessment of all available alternatives has been made, and a determination has been made that there is no available alternative means of separation from likely abusers. If a facility cannot conduct such an assessment immediately, the facility may hold the inmate in involuntary segregated housing for less than 24 hours while completing the assessment. The number of inmates at risk of sexual victimization who were held in involuntary segregated housing in the past 12 months for one to 24 hours awaiting completion of assessment: 0. The auditor conducted an interview with the Warden or Designee during the audit process. The auditor reviewed files and documentation during the audit. There were no Inmates housed in Segregated Housing (for risk of sexual victimization/who allege to have suffered sexual abuse) during the onsite portion of the audit.

115.43 (b) Dewitt County PREA Policy 002 (10/2020): Inmates placed in segregated housing for this purpose shall have access to programs, privileges, education, and work opportunities to the extent possible. If the facility restricts access to programs, privileges, education, or work opportunities, the facility shall document: 1) The opportunities that have been limited; 2) The duration of the limitation; and 3) The reasons for such limitations. The auditor conducted interviews with Staff who Supervise Inmates in Segregated Housing. There were no Inmates in Segregated Housing (for risk of sexual victimization/who allege to have suffered sexual abuse) during the onsite audit for interviews.

115.43 (c) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall assign such inmates to involuntary segregated housing only until an alternative means of separation from likely abusers can be arranged, and such an assignment shall not ordinarily exceed a period of 30 days. In the past 12 months, the number of inmates at risk of sexual victimization who were assigned to involuntary segregated housing for longer than 30 days while awaiting alternative placement: 0. The auditor conducted interviews with the Jail Administrator and staff who supervise inmates in segregated

housing. There were no Inmates housed in Segregated Housing (for risk of sexual victimization/who allege to have suffered sexual abuse) during the onsite portion of the audit.

115.43 (d) Dewitt County PREA Policy 002 (10/2020): If an involuntary segregated housing assignment is made pursuant to paragraph A) of this section, the Dewitt County Jail shall clearly document: 1) The basis for the Dewitt County Jail's concern for the inmate's safety; and 2) The reason why no alternative means of separation can be arranged. From a review of case files of inmates at risk of sexual victimization who were held in involuntary segregated housing in the past 12 months, the number of case files that include BOTH: A statement of the basis for facility's concern for the inmate's safety; and The reason or reasons why alternative means of separation could not be arranged: 0. There were no Inmates housed in Segregated Housing (for risk of sexual victimization/who allege to have suffered sexual abuse) during the onsite portion of the audit.

115.43 (e) Dewitt County PREA Policy 002 (10/2020): Every 30 days, the facility shall afford each such inmate a review to determine whether there is a continuing need for separation from the general population. The auditor conducted an interview with Staff who Supervise Inmates in Segregated Housing. There were no Inmates housed in Segregated Housing (for risk of sexual victimization/who allege to have suffered sexual abuse) during the onsite portion of the audit.

Corrective Action: The auditor recommends no corrective action.

REPORTING

Standard 115.51: Inmate reporting

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.51 (a)

- Does the agency provide multiple internal ways for inmates to privately report sexual abuse and sexual harassment? Yes No
- Does the agency provide multiple internal ways for inmates to privately report retaliation by other inmates or staff for reporting sexual abuse and sexual harassment? Yes No
- Does the agency provide multiple internal ways for inmates to privately report staff neglect or violation of responsibilities that may have contributed to such incidents? Yes No

115.51 (b)

- Does the agency also provide at least one way for inmates to report sexual abuse or sexual harassment to a public or private entity or office that is not part of the agency? Yes No
- Is that private entity or office able to receive and immediately forward inmate reports of sexual abuse and sexual harassment to agency officials? Yes No
- Does that private entity or office allow the inmate to remain anonymous upon request?
 Yes No

- Are inmates detained solely for civil immigration purposes provided information on how to contact relevant consular officials and relevant officials at the Department of Homeland Security? (N/A if the facility *never* houses inmates detained solely for civil immigration purposes)
 Yes No NA

115.51 (c)

- Does staff accept reports of sexual abuse and sexual harassment made verbally, in writing, anonymously, and from third parties? Yes No
- Does staff promptly document any verbal reports of sexual abuse and sexual harassment?
 Yes No

115.51 (d)

- Does the agency provide a method for staff to privately report sexual abuse and sexual harassment of inmates? Yes No

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)
 Zero-Tolerance Posters English/Spanish
 Victim Support Services

Interviews:

- Random Sample of Staff
- Random Sample of Inmates

Findings: Inmate reporting.

115.51 (a) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall provide multiple internal ways for inmates to privately report sexual abuse and sexual harassment, retaliation by other inmates or staff for reporting sexual abuse and sexual harassment, and staff neglect or violation of

responsibilities that may have contributed to such incidents. Inmates have access to request forms, private paper grievances, private computerized email grievances, and face to face meetings with jail administration by request. The auditor conducted interviews with a Random Sample of Staff and Random Sample of Inmates.

115.51 (b) Dewitt County PREA Policy 002 (10/2020) The Dewitt County Jail shall also provide at least one way for inmates to report abuse or harassment to a public or private entity or office that is not part of the agency, and that is able to receive and immediately forward inmate reports of sexual abuse and sexual harassment to agency officials, allowing the inmate to remain anonymous upon request. Inmates detained solely for civil immigration purposes shall be provided information on how to contact relevant consular officials and relevant officials at the Department of Homeland Security. 1) All inmates of the Dewitt County Jail have access to reasonable legal supplies which include an envelope they can seal, 3 pieces of paper, and a stamp. This information should be routed to the Texas Commission on Jail Standards or the Texas Rangers. These addresses are available upon request to all inmates. Per TCJS rules, no officer may open and read legal mail thus ensuring privacy and anonymity. Also, legal mail and request forms may be used to initiate contact with consulates, as necessary. The auditor conducted an interview with a Random Sample of Staff and a Random Sample of Inmates during the onsite portion of the audit.

115.51 (c) Dewitt County PREA Policy 002 (10/2020): Staff shall accept reports made verbally, in writing, anonymously, and from third parties and shall promptly document any verbal reports. 1) Reports are to be made immediately and mid-level supervisors and administration notified immediately following separation of parties. The auditor conducted interviews with a Random Sample of Staff and a Random Sample of Inmates during the onsite portion of the audit.

115.51 (d) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall provide a method for staff to privately report sexual abuse and sexual harassment of inmates. 1) This is fulfilled through an open-door policy with jail administration. Meetings with administration are available at any time during business hours or by phone after hours. The auditor conducted interviews with a Random Sample of Staff during the onsite portion of the audit.

Corrective Action: The auditor recommends no corrective action.

Standard 115.52: Exhaustion of administrative remedies

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.52 (a)

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

115.52 (b)

- Does the agency permit inmates to submit a grievance regarding an allegation of sexual abuse without any type of time limits? (The agency may apply otherwise-applicable time limits to any

portion of a grievance that does not allege an incident of sexual abuse.) (N/A if agency is exempt from this standard.) Yes No NA

- Does the agency always refrain from requiring an inmate to use any informal grievance process, or to otherwise attempt to resolve with staff, an alleged incident of sexual abuse? (N/A if agency is exempt from this standard.) Yes No NA

115.52 (c)

- Does the agency ensure that: An inmate who alleges sexual abuse may submit a grievance without submitting it to a staff member who is the subject of the complaint? (N/A if agency is exempt from this standard.) Yes No NA
- Does the agency ensure that: Such grievance is not referred to a staff member who is the subject of the complaint? (N/A if agency is exempt from this standard.) Yes No NA

115.52 (d)

- Does the agency issue a final agency decision on the merits of any portion of a grievance alleging sexual abuse within 90 days of the initial filing of the grievance? (Computation of the 90-day time period does not include time consumed by inmates in preparing any administrative appeal.) (N/A if agency is exempt from this standard.) Yes No NA
- If the agency claims the maximum allowable extension of time to respond of up to 70 days per 115.52(d)(3) when the normal time period for response is insufficient to make an appropriate decision, does the agency notify the inmate in writing of any such extension and provide a date by which a decision will be made? (N/A if agency is exempt from this standard.) Yes No NA
- At any level of the administrative process, including the final level, if the inmate does not receive a response within the time allotted for reply, including any properly noticed extension, may an inmate consider the absence of a response to be a denial at that level? (N/A if agency is exempt from this standard.) Yes No NA

115.52 (e)

- Are third parties, including fellow inmates, staff members, family members, attorneys, and outside advocates, permitted to assist inmates in filing requests for administrative remedies relating to allegations of sexual abuse? (N/A if agency is exempt from this standard.) Yes No NA
- Are those third parties also permitted to file such requests on behalf of inmates? (If a third-party file such a request on behalf of an inmate, the facility may require as a condition of processing the request that the alleged victim agree to have the request filed on his or her behalf and may also require the alleged victim to personally pursue any subsequent steps in the administrative remedy process.) (N/A if agency is exempt from this standard.) Yes No NA
- If the inmate declines to have the request processed on his or her behalf, does the agency document the inmate's decision? (N/A if agency is exempt from this standard.) Yes No NA

115.52 (f)

- Has the agency established procedures for the filing of an emergency grievance alleging that an inmate is subject to a substantial risk of imminent sexual abuse? (N/A if agency is exempt from this standard.) Yes No NA
- After receiving an emergency grievance alleging an inmate is subject to a substantial risk of imminent sexual abuse, does the agency immediately forward the grievance (or any portion thereof that alleges the substantial risk of imminent sexual abuse) to a level of review at which immediate corrective action may be taken? (N/A if agency is exempt from this standard.)
 Yes No NA
- After receiving an emergency grievance described above, does the agency provide an initial response within 48 hours? (N/A if agency is exempt from this standard.) Yes No NA
- 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 No NA
- Does the initial response and final agency decision document the agency's determination whether the inmate is in substantial risk of imminent sexual abuse? (N/A if agency is exempt from this standard.) Yes No NA
- Does the initial response document the agency's action(s) taken in response to the emergency grievance? (N/A if agency is exempt from this standard.) Yes No NA
- Does the agency's final decision document the agency's action(s) taken in response to the emergency grievance? (N/A if agency is exempt from this standard.) Yes No NA

115.52 (g)

- If the agency disciplines an inmate for filing a grievance related to alleged sexual abuse, does it do so ONLY where the agency demonstrates that the inmate filed the grievance in bad faith? (N/A if agency is exempt from this standard.) Yes No NA

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)

Interviews:

- PREA Coordinator
- Warden/Designee

Findings: Exhaustion of administrative remedies.

115.52 (a) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall be exempt from this standard if it does not have administrative procedures to address inmate grievances regarding sexual abuse.

115.52 (b) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall not impose a time limit on when an inmate may submit a grievance regarding an allegation of sexual abuse. 1) The Dewitt County Jail investigates all allegations regardless of delays in reporting time.

115.52 (c) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail may apply otherwise-applicable time limits to any portion of a grievance that does not allege an incident of sexual abuse. 1) The Dewitt County Jail investigates all allegations regardless of delays in reporting time.

115.52 (d) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall not require an inmate to use any informal grievance process, or to otherwise attempt to resolve with staff, an alleged incident of sexual abuse. In the past 12 months: The number of grievances filed that alleged sexual abuse: 2. The number of grievances alleging sexual abuse that reached final decision within 90 days after being filed: 1. The number of grievances alleging sexual abuse that involved extensions because final decision was not reached within 90 days: 0.

115.52 (e) Dewitt County PREA Policy 002 (10/2020): Nothing in this section shall restrict the Dewitt County Jail's ability to defend against an inmate lawsuit on the ground that the applicable statute of limitations has expired. The number of grievances alleging sexual abuse filed by inmates in the past 12 months in which the inmate declined third-party assistance, containing documentation of the inmate's decision to decline: 2.

115.52 (f) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall ensure that—
1) An inmate who alleges sexual abuse may submit a grievance without submitting it to a staff member who is the subject of the complaint, and (a) The Dewitt County Jail's Grievance process is not accessible to jail staff. Only the Jail Captain and the Jail Lieutenant have access to completed grievances. Furthermore, if a grievance involves either of these two administrators, the inmate has the ability to contact a third-party agency pursuant to 115.51 (b). 2) Such grievance is not referred to a staff member who is the subject of the complaint. The number of emergency grievances alleging substantial risk of imminent sexual abuse that were filed in the past 12 months: 2. The number of those grievances in 115.52 (e) – 3 that had an initial response within 48 hours: 2.
The number of the grievances alleging substantial risk of imminent sexual abuse filed in the past 12 months that reached final decisions within five days: 1.

115.52 (g) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall 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. 1) Computation of the 90-day time period shall not include time consumed by inmates in preparing any administrative appeal. 2) The Dewitt County Jail may claim an extension of time to respond, of up to 70 days, if the normal time period for response is insufficient to make an appropriate decision. The Dewitt County Jail shall notify the inmate in writing of any such extension and provide a date by which a decision will be made. 3) At any level of the administrative process, including the final level, if the inmate does not receive a response within the time allotted for reply, including any properly noticed extension, the inmate may consider the absence of a response to be a denial at that level. H) Third parties, including fellow inmates, staff members, family members, attorneys, and outside advocates, shall be permitted to assist inmates in filing requests for administrative remedies relating to allegations of sexual abuse, and shall also be permitted to file such requests on behalf of inmates. 1) If a third-party file such a request on behalf of an inmate, the Dewitt County Jail 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. 2) If the inmate declines to have the request processed on his or her behalf, the Dewitt County Jail shall document the inmate's decision. I) The Dewitt County Jail shall establish procedures for the filing of an emergency grievance alleging that an inmate is subject to a substantial risk of imminent sexual abuse. 1) After receiving an emergency grievance alleging an inmate is subject to a substantial risk of imminent sexual abuse, the agency shall 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, shall provide an initial response within 48 hours, and shall issue a final agency decision within 5 calendar days. The initial response and final agency decision shall document the agency's determination whether the inmate is in substantial risk of imminent sexual abuse and the action taken in response to the emergency grievance. J) The agency may discipline an inmate for filing a grievance related to alleged sexual abuse only where the agency demonstrates that the inmate filed the grievance in bad faith. In the past 12 months, the number of inmate grievances alleging sexual abuse that resulted in disciplinary action by the agency against the inmate for having filed the grievance in bad faith: 1

Corrective Action: The auditor recommends no corrective action.

Standard 115.53: Inmate access to outside confidential support services

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.53 (a)

- Does the facility provide inmates with access to outside victim advocates for emotional support services related to sexual abuse by giving inmates mailing addresses and telephone numbers, including toll-free hotline numbers where available, of local, State, or national victim advocacy or rape crisis organizations? Yes No
- 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? (N/A if the facility *never* has persons detained solely for civil immigration purposes.) Yes No NA
- Does the facility enable reasonable communication between inmates and these organizations and agencies, in as confidential a manner as possible? Yes No

115.53 (b)

- Does the facility inform inmates, prior to giving them access, of the extent to which such communications will be monitored and the extent to which reports of abuse will be forwarded to authorities in accordance with mandatory reporting laws? Yes No

115.53 (c)

- Does the agency maintain or attempt to enter into memoranda of understanding or other agreements with community service providers that are able to provide inmates with confidential emotional support services related to sexual abuse? Yes No
- Does the agency maintain copies of agreements or documentation showing attempts to enter into such agreements? Yes No

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)

Victim Support Services MOU

Interviews:

- Random Sample of Inmates
- Inmates who Reported a Sexual Abuse

Site Review Observations:

- Victim Support Services Information displayed

Findings: Inmate access to outside confidential support services.

115.53 (a) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall provide inmates with access to outside victim advocates for emotional support services related to sexual abuse by giving inmates mailing addresses and telephone numbers, including toll-free hotline numbers where available, of local, State, or national victim advocacy or rape crisis organizations, and, for persons detained solely for civil immigration purposes, immigrant services agencies. The facility shall enable reasonable communication between inmates and these organizations and agencies, in as confidential a manner as possible. The Dewitt County Jail receives services from Gulf Bend MHMR and Mid-coast family services where necessary. The auditor conducted interviews with a Random Sample of Inmates during the onsite portion of the audit.

115.53 (b) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall inform inmates, prior to giving them access, of the extent to which such communications will be monitored and the extent to which reports of abuse will be forwarded to authorities in accordance with mandatory reporting laws. The auditor conducted interviews with a random sample of inmates during the onsite portion of the audit. There were no inmates who reported sexual abuse during the audit.

115.53 (c) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall maintain or attempt to enter into memoranda of understanding or other agreements with community service providers that are able to provide inmates with confidential emotional support services related to sexual abuse. The Dewitt County Jail shall maintain copies of agreements or documentation showing attempts to enter into such agreements.

Corrective Action: The auditor recommends the following corrective action. 115.53 (c) The agency shall maintain or attempt to enter into memoranda of understanding or other agreements with community service providers that are able to provide inmates with confidential emotional support services related to sexual abuse. The agency shall maintain copies of agreements or documentation showing attempts to enter into such agreements. Corrective Action: The auditor recommends for the facility to enter into an agreement, memorandum or contract with community service providers that are able to provide inmates with confidential support services related to sexual abuse. The facility services were already provided, and the facility entered into an MOU with the Victim Support Services meeting all requirements and elements of the standard.

Standard 115.54: Third-party reporting

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.54 (a)

- Has the agency established a method to receive third-party reports of sexual abuse and sexual harassment? Yes No

- Has the agency distributed publicly information on how to report sexual abuse and sexual harassment on behalf of an inmate? Yes No

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)

- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)

Does Not Meet Standard (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)

Interviews:

- Random Sample of Inmate Interviews

Site Review Observations:

- Information Displayed

Findings: Third-party reporting.

115.54 (a) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall establish a method to receive third-party reports of sexual abuse and sexual harassment and shall distribute publicly information on how to report sexual abuse and sexual harassment on behalf of an inmate. The Dewitt County Jail administration will accept all reports of third-party abuse verbally, in person, in writing, and over electronic communication. The facility has the following information of the Dewitt County Jail website <https://dewittsheriff.org/#>.

Dewitt County Jail
208 E Live Oak St. Suite C
Cuero Texas 77954
Phone: 361.275.0034
Fax: 361.275.5005

Captain Jerry Garza
JGarza@co.dewitt.tx.us

Lt. Christopher Smith
christopher.smith@co.dewitt.tx.us

Lt. William Riemenschneider
william.riemenschneider@co.dewitt.tx.u

Right to Report

If you, or someone you know, are experiencing sexual abuse or sexual harassment, Dewitt County Jail 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.
- 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:

Dewitt County Jail offers multiple ways to report sexual abuse and sexual harassment. Reports can be made anonymously.

- Call Dewitt County Sheriff at (361) 275-****.
- Report to any staff, volunteer, contractor, or medical or mental health staff
- Submit a grievance, request form or a sick call slip.
- 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 Dewitt County Jail at (361) 275-****.
- You can also submit a report someone's behalf, or someone at the Dewitt County Jail can report for you using the ways listed here.
- You may report via phone to Mid-Coast Family Services in cell by pressing the #3 option on inmate phone when prompted to.

Victim Support Services:

Dewitt County Jail has partnered with Mid-Coast Family Services to provide survivors of sexual abuse with emotional support services. To access these services, contact (361) 573-**** or send a letter to: (address was provided).

Corrective Action: The auditor recommends no corrective action.

OFFICIAL RESPONSE FOLLOWING AN INMATE REPORT

Standard 115.61: Staff and agency reporting duties

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.61 (a)

- Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding an incident of sexual abuse or sexual harassment that occurred in a facility, whether or not it is part of the agency? Yes No

- Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding retaliation against inmates or staff who reported an incident of sexual abuse or sexual harassment? Yes No

- Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding any staff neglect or violation of responsibilities that may have contributed to an incident of sexual abuse or sexual harassment or retaliation? Yes No

115.61 (b)

- Apart from reporting to designated supervisors or officials, does staff always refrain from revealing any information related to a sexual abuse report to anyone other than to the extent necessary, as specified in agency policy, to make treatment, investigation, and other security and management decisions? Yes No

115.61 (c)

- Unless otherwise precluded by Federal, State, or local law, are medical and mental health practitioners required to report sexual abuse pursuant to paragraph (a) of this section? Yes No
- Are medical and mental health practitioners required to inform inmates of the practitioner's duty to report, and the limitations of confidentiality, at the initiation of services? Yes No

115.61 (d)

- If the alleged victim is under the age of 18 or considered a vulnerable adult under a State or local vulnerable persons statute, does the agency report the allegation to the designated State or local services agency under applicable mandatory reporting laws? Yes No

115.61 (e)

- 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 No

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)
PREA Reporting/Investigations

Interviews:

- Random Sample of Staff
- Medical and Mental Health Staff

- Warden or Designee
- PREA Coordinator

Findings: Staff and agency reporting duties.

115.61 (a) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding an incident of sexual abuse or sexual harassment that occurred in a facility, whether or not it is part of the agency; retaliation against inmates or staff who reported such an incident; and any staff neglect or violation of responsibilities that may have contributed to an incident or retaliation. The auditor conducted interviews with a Random Sample of Staff during the onsite portion of the audit.

115.61 (b) Dewitt County PREA Policy 002 (10/2020): Apart from reporting to designated supervisors or officials, staff shall not reveal any information related to a sexual abuse report to anyone other than to the extent necessary, as specified in agency policy, to make treatment, investigation, and other security and management decisions. The auditor conducted interviews with Random Sample of Staff during the onsite portion of the audit.

115.61 (c) Dewitt County PREA Policy 002 (10/2020): Unless otherwise precluded by Federal, State, or local law, medical and mental health practitioners shall be required to report sexual abuse pursuant to paragraph A) of this section and to inform inmates of the practitioner’s duty to report, and the limitations of confidentiality, at the initiation of services. The auditor conducted an interview with the Medical Health Staff during the onsite portion of the audit.

115.61 (d) Dewitt County PREA Policy 002 (10/2020): If the alleged victim is under the age of 18 or considered a vulnerable adult under a State or local vulnerable persons statute, the Dewitt County Jail shall report the allegation to the designated State or local services agency under applicable mandatory reporting laws.

115.61 (e) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall report all allegations of sexual abuse and sexual harassment, including third-party and anonymous reports, to the facility’s designated investigators. The auditor conducted an interview with the Jail Administrator during the onsite portion of the audit. The auditor reviewed a sample of investigations during the onsite portion of the audit.

Corrective Action: The auditor recommends no corrective action.

Standard 115.62: Agency protection duties

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.62 (a)

- When the agency learns that an inmate is subject to a substantial risk of imminent sexual abuse, does it take immediate action to protect the inmate? Yes No

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)

- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)

Interviews:

- Agency Head
- Warden or Designee
- Random Sample of Staff

Site Review Observations:

- Zero-Tolerance signs displayed

Findings: Agency protection duties.

115.62 (a) Dewitt County PREA Policy 002 (10/2020): When the Dewitt County Jail learns that an inmate is subject to a substantial risk of imminent sexual abuse, it shall take immediate action to protect the inmate. In the past 12 months, the number of times the agency or facility determined that an inmate was subject to substantial risk of imminent sexual abuse: 0. The auditor conducted interviews with the Jail Administrator and a Random Sample of Staff during the onsite portion of the audit.

Corrective Action: The auditor recommends no corrective action.

Standard 115.63: Reporting to other confinement facilities

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.63 (a)

- Upon receiving an allegation that an inmate was sexually abused while confined at another facility, does the head of the facility that received the allegation notify the head of the facility or appropriate office of the agency where the alleged abuse occurred? Yes No

115.63 (b)

- Is such notification provided as soon as possible, but no later than 72 hours after receiving the allegation? Yes No

115.63 (c)

- Does the agency document that it has provided such notification? Yes No

115.63 (d)

- Does the facility head or agency office that receives such notification ensure that the allegation is investigated in accordance with these standards? Yes No

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)

Interviews:

- Agency head
- Warden or designee

Findings: Reporting to other confinement facilities.

115.63 (a) Dewitt County PREA Policy 002 (10/2020): Upon receiving an allegation that an inmate was sexually abused while confined at another facility, the head of the Dewitt County Jail that received the allegation shall notify the head of the facility or appropriate office of the agency where the alleged abuse occurred.

115.63 (b) Dewitt County PREA Policy 002 (10/2020): Such notification shall be provided as soon as possible, but no later than 72 hours after receiving the allegation.

115.63 (c) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall document that it has provided such notification.

115.63 (d) Dewitt County PREA Policy 002 (10/2020): The facility head or agency office that receives such notification shall ensure that the allegation is investigated in accordance with these standards. In the past 12 months, the number of allegations of sexual abuse the facility received from other facilities: 0. The auditor conducted an interview with the Agency or designee during the audit process.

Corrective Action: The auditor recommends no corrective action.

Standard 115.64: Staff first responder duties

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.64 (a)

- Upon learning of an allegation that an inmate was sexually abused, is the first security staff member to respond to the report required to: Separate the alleged victim and abuser?
 Yes No
- Upon learning of an allegation that an inmate was sexually abused, is the first security staff member to respond to the report required to: Preserve and protect any crime scene until appropriate steps can be taken to collect any evidence? Yes No
- Upon learning of an allegation that an inmate was sexually abused, is the first security staff member to respond to the report required to: Request that the alleged victim not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating, if the abuse occurred within a time period that still allows for the collection of physical evidence? Yes No
- Upon learning of an allegation that an inmate was sexually abused, is the first security staff member to respond to the report required to: Ensure that the alleged abuser does not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating, if the abuse occurred within a time period that still allows for the collection of physical evidence? Yes No

115.64 (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 No

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)

First Responders

Interviews:

- Security Staff and Non-Security Staff First Responders
- Inmates who Reported a Sexual Abuse
- Random Sample of Staff

Site Review Observations:

- First Responder Staff
- Investigation Reviews

Findings: Staff first responder duties.

115.64 (a) Dewitt County PREA Policy 002 (10/2020): Upon learning of an allegation that an inmate was sexually abused, the first security staff member to respond to the report shall be required to: 1) Separate the alleged victim and abuser; 2) Preserve and protect any crime scene until appropriate steps can be taken to collect any evidence; 3) If the abuse occurred within a time period that still allows for the collection of physical evidence, request that the alleged victim not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating; and 4) 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.

115.64 (b) Dewitt County PREA Policy 002 (10/2020): If the first staff responder is not a security staff member, the responder shall be required to request that the alleged victim not take any actions that could destroy physical evidence, and then notify security staff that an inmate was sexually abused: 0. Of these allegations, the number of times the first security staff member to respond to the report separated the alleged victim and abuser: 0. In the past 12 months, the number of allegations where staff were notified within a time period that still allowed for the collection of physical evidence: 0. Of these allegations, where staff were notified within a time period that still allowed for the collection of physical evidence, the number of times the first security staff member to respond to the report: Preserved and protected any crime scene until appropriate steps could be taken to collect any evidence: 0. Requested that the alleged victim not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating: 0. Ensured 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: 0. The auditor conducted interviews with Security Staff and Non-Security Staff First Responders during the onsite portion of the audit. The auditor reviewed a random sample of investigations during the onsite audit.

Corrective Action: The auditor recommends no corrective action.

Standard 115.65: Coordinated response

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.65 (a)

- 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 No

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)
Investigation Review
First Responder staff

Interviews:

- Warden or Designee

Site Review Observations:

- Investigation Review

Findings: Coordinated response.

115.65 (a) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall develop 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.

1) The Dewitt County Sheriff's Office and Jail maintain an active ZERO tolerance policy for all employees, contractors, volunteers, and residents regarding sexual assault, sexual harassment, and sexual abuse. This policy and any resulting investigations could lead to criminal, civil, and disciplinary consequences. 2) Overview: The following information itemizes staff responsibilities in the event of an inmate outcry involving sexual assault, sexual abuse, or sexual harassment pursuant to PREA standards. All tasks or special assignments are subject to change based upon efficiency, business needs, and Sheriff delegation. 3) Inmate or Representative: Whether from the inmate, hotline tip, or outside source the Dewitt County Sheriff's Office will take all outcry information, no matter how minor,

with integrity, rapidity, and with professional conduct. This information will be immediately reported to the nearest ranking officer within the Dewitt County Jail. 4) Jailers and Intermediate Staff: The officers responding to the outcry will thoroughly document the incident, collect any noninvasive evidence, secure evidence, and contact jail administration immediately, regardless of time or date. Jail Staff will also tend to any immediate medical needs consistent with jail practice. 5) Captain and Lieutenant: Jail Administration will collect all data secure any crime scene and organize such information in order to immediately present the information to the Chief Deputy and Sheriff. Jail Administration will then serve as a primary contact point for upper administration and be the facilitator for any follow up actions needed to aid in the investigation process. Captain and Lieutenant will also be responsible for protective housing and any accommodations needed by the inmate during the investigation process to include but not limited to counseling and grief services and medical treatment. 6) Sheriff, Chief Deputy, CID: Upper administration will serve as the primary investigation arm of the process. They will facilitate any corrective action, in depth investigation, and charging of any applicable offenses. The auditor conducted an interview with the Warden or Designee during the onsite portion of the audit.

Corrective Action: The auditor recommends no corrective action.

Standard 115.66: Preservation of ability to protect inmates from contact with abusers

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.66 (a)

- 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 inmates pending the outcome of an investigation or of a determination of whether and to what extent discipline is warranted? Yes No

115.66 (b)

- Auditor is not required to audit this provision.

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)

Interviews:

- Agency Head/Jail Administrator

Findings: Preservation of ability to protect inmates from contact with abusers.

115.66 (a) Dewitt County PREA Policy 002 (10/2020): Neither the Dewitt County Jail nor any other governmental entity responsible for collective bargaining on the agency's behalf shall enter into or renew any collective bargaining agreement or other agreement that limits the agency's ability to remove alleged staff sexual abusers from contact with any inmates pending the outcome of an investigation or of a determination of whether and to what extent discipline is warranted. The auditor conducted an interview with the Jail Administrator during the onsite portion of the audit.

115.66 (b) Dewitt County PREA Policy 002 (10/2020): Nothing in this standard shall restrict the entering into or renewal of agreements that govern: 1) The conduct of the disciplinary process, as long as such agreements are not inconsistent with the provisions of §§ 115.72 and 115.76; or 2) Whether a no-contact assignment that is imposed pending the outcome of an investigation shall be expunged from or retained in the staff member's personnel file following a determination that the allegation of sexual abuse is not substantiated.

Corrective Action: The auditor recommends no corrective action.

Standard 115.67: Agency protection against retaliation

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.67 (a)

- Has the agency established a policy to protect all inmates and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other inmates or staff? Yes No
- Has the agency designated which staff members or departments are charged with monitoring retaliation? Yes No

115.67 (b)

- Does the agency employ multiple protection measures, such as housing changes or transfers for inmate victims or abusers, removal of alleged staff or inmate abusers from contact with victims, and emotional support services, for inmates or staff who fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigations? Yes No

115.67 (c)

- Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor the conduct and treatment of inmates or staff who reported the sexual abuse to see if there are changes that may suggest possible retaliation by inmates or staff? Yes No
- Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor the conduct and treatment of inmates who were reported to have suffered sexual abuse to see if there are changes that may suggest possible retaliation by inmates or staff? Yes No
- 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 No
- Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor any inmate disciplinary reports? Yes No
- Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor inmate housing changes? Yes No
- Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor inmate program changes? Yes No
- 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 No
- 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 No
- Does the agency continue such monitoring beyond 90 days if the initial monitoring indicates a continuing need? Yes No

115.67 (d)

- In the case of inmates, does such monitoring also include periodic status checks?
 Yes No

115.67 (e)

- 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 No

115.67 (f)

- Auditor is not required to audit this provision.

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)

Interviews:

- Agency Head
- Warden or Designee
- Designated Staff Member Charged with Monitoring Retaliation (or Warden)
- Inmates in Segregated Housing (for risk of sexual victimization/who allege to have suffered sexual abuse)
- Inmates who Reported a Sexual Abuse

Site Review Observations:

- Investigation Files

Findings: Agency protection against retaliation.

115.67 (a) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall protect all inmates and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other inmates or staff and shall designate which staff members or departments are charged with monitoring retaliation.

115.67 (b) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall employ multiple protection measures, such as housing changes or transfers for inmate victims or abusers, removal of alleged staff or inmate abusers from contact with victims, and emotional support services for inmates or staff who fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigations. The auditor conducted interviews with the Jail Administrator and Designated Staff Member Charged with Monitoring Retaliation during the onsite audit. There were Inmates in Segregated Housing (for risk of sexual victimization/who allege to have suffered sexual abuse) or Inmates who Reported a Sexual Abuse during the onsite portion of the audit.

115.67 (c) Dewitt County PREA Policy 002 (10/2020): For at least 90 days following a report of sexual abuse, the Dewitt County Jail shall monitor the conduct and treatment of inmates or staff who reported the sexual abuse and of inmates who were reported to have suffered sexual abuse to see if there are changes that may suggest possible retaliation by inmates or staff and shall act promptly to remedy any such retaliation. Items the agency should monitor include any inmate disciplinary reports, housing, or program changes, or negative performance reviews or reassignments of staff. The Dewitt County Jail shall continue such monitoring beyond 90 days if the initial monitoring indicates a continuing need. The auditor conducted interviews with the Warden or Designee and Designated Staff Member Charged with Monitoring Retaliation during the audit process.

115.67 (d) Dewitt County PREA Policy 002 (10/2020): In the case of inmates, such monitoring shall also include periodic status checks. The auditor conducted interviews with Designated Staff Member Charged with Monitoring Retaliation during the onsite portion of the audit.

115.67 (e) Dewitt County PREA Policy 002 (10/2020): If any other individual who cooperates with an investigation expresses a fear of retaliation, the Dewitt County Jail shall take appropriate measures to protect that individual against retaliation. The auditor conducted an interview with the Jail Administrator during the onsite portion of the audit.

115.67 (f) Dewitt County PREA Policy 002 (10/2020): N/A

Corrective Action: The auditor recommends the following corrective action. The facility is required to monitor inmates immediately upon initiated a sexual abuse investigation. The monitoring begins and continues for at least 90 days following the report of sexual abuse. the agency shall monitor the conduct and treatment of inmates or staff who reported the sexual abuse and of inmates who were reported to have suffered sexual abuse to see if there are changes that may suggest possible retaliation by inmates or staff and shall act promptly to remedy any such retaliation. Items the agency should monitor include any inmate disciplinary reports, housing, or program changes, or negative performance reviews or reassignments of staff. The agency shall continue such monitoring beyond 90 days if the initial monitoring indicates a continuing need. This includes periodic status checks; If any other individual who cooperates with an investigation expresses a fear of retaliation, the agency shall take appropriate measures to protect that individual against retaliation. The facility shall implement the form and forward a copy to the auditor. The Jail Administrator will monitor the process for 30-days upon receiving an allegation.

Standard 115.68: Post-allegation protective custody

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.68 (a)

- Is any and all use of segregated housing to protect an inmate who is alleged to have suffered sexual abuse subject to the requirements of § 115.43? Yes No

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)

Does Not Meet Standard (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)

Interviews:

- Warden or Designee
- Staff who Supervise Inmates in Segregated Housing

Findings: Post-allegation protective custody.

115.68 (a) Dewitt County PREA Policy 002 (10/2020): Any use of segregated housing to protect an inmate who is alleged to have suffered sexual abuse shall be subject to the requirements of § 115.43. The number of inmates who allege to have suffered sexual abuse who were held in involuntary segregated housing in the past 12 months for one to 24 hours awaiting completion of assessment: 0. In the past 12 months, the number of inmates who allege to have suffered sexual abuse who were assigned to involuntary segregated housing for longer than 30 days while awaiting alternative placement: 0. From a review of case files of inmates who allege to have suffered sexual abuse who were held in involuntary segregated housing in the past 12 months, the number of case files that include BOTH: A statement of the basis for facility's concern for the inmate's safety; and The reason or reasons why alternative means of separation could not be arranged: 0. The auditor conducted an interview with the Jail Administrator during the onsite portion of the audit.

Corrective Action: The auditor recommends no corrective action.

INVESTIGATIONS

Standard 115.71: Criminal and administrative agency investigations

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.71 (a)

- When the agency conducts its own investigations into allegations of sexual abuse and sexual harassment, does it do so promptly, thoroughly, and objectively? [N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations. See 115.21(a).] Yes No NA

- Does the agency conduct such investigations for all allegations, including third party and anonymous reports? [N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations. See 115.21(a).] Yes No NA

115.71 (b)

- Where sexual abuse is alleged, does the agency use investigators who have received specialized training in sexual abuse investigations as required by 115.34? Yes No

115.71 (c)

- Do investigators gather and preserve direct and circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data? Yes No
- Do investigators interview alleged victims, suspected perpetrators, and witnesses?
 Yes No
- Do investigators review prior reports and complaints of sexual abuse involving the suspected perpetrator? Yes No

115.71 (d)

- When the quality of evidence appears to support criminal prosecution, does the agency conduct compelled interviews only after consulting with prosecutors as to whether compelled interviews may be an obstacle for subsequent criminal prosecution? Yes No

115.71 (e)

- Do agency investigators assess the credibility of an alleged victim, suspect, or witness on an individual basis and not on the basis of that individual's status as inmate or staff? Yes No
- Does the agency investigate allegations of sexual abuse without requiring an inmate who alleges sexual abuse to submit to a polygraph examination or other truth-telling device as a condition for proceeding? Yes No

115.71 (f)

- Do administrative investigations include an effort to determine whether staff actions or failures to act contributed to the abuse? Yes No
- 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 No

115.71 (g)

- 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 No

115.71 (h)

- Are all substantiated allegations of conduct that appears to be criminal referred for prosecution?
 Yes No

115.71 (i)

- Does the agency retain all written reports referenced in 115.71(f) and (g) for as long as the alleged abuser is incarcerated or employed by the agency, plus five years? Yes No

115.71 (j)

- Does the agency ensure that the departure of an alleged abuser or victim from the employment or control of the agency does not provide a basis for terminating an investigation?
 Yes No

115.71 (k)

- Auditor is not required to audit this provision.

115.71 (l)

- When an outside entity investigates sexual abuse, does the facility cooperate with outside investigators and endeavor to remain informed about the progress of the investigation? (N/A if an outside agency does not conduct administrative or criminal sexual abuse investigations. See 115.21(a).) Yes No NA

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)
Dewitt County PREA Policy 002 (10/2020)
Investigative Reports
Law Enforcement Referrals

Interviews:

- Investigative Staff
- Inmates who Reported a Sexual Abuse
- Warden or Designee
- PREA Coordinator
- PREA Compliance Manager

Site Review Observations:

- Investigative Reports

Findings: Criminal and administrative agency investigations.

115.71 (a) Dewitt County PREA Policy 002 (10/2020): When the Dewitt County Jail conducts its own investigations into allegations of sexual abuse and sexual harassment, it shall do so promptly, thoroughly, and objectively for all allegations, including third-party and anonymous reports. The auditor conducted interviews with Investigative Staff during the onsite portion of the audit.

115.71 (b) Dewitt County PREA Policy 002 (10/2020): Where sexual abuse is alleged, the Dewitt County Jail shall use investigators who have received special training in sexual abuse investigations pursuant to § 115.34. The auditor conducted interviews with Investigative Staff during the onsite portion of the audit.

115.71 (c) Dewitt County PREA Policy 002 (10/2020): Investigators shall gather and preserve direct and circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data; shall interview alleged victims, suspected perpetrators, and witnesses; and shall review prior complaints and reports of sexual abuse involving the suspected perpetrator. The auditor conducted interviews with Investigative Staff during the onsite portion of the audit.

115.71 (d) Dewitt County PREA Policy 002 (10/2020): When the quality of evidence appears to support criminal prosecution, the Dewitt County Jail shall conduct compelled interviews only after consulting with prosecutors as to whether compelled interviews may be an obstacle for subsequent criminal prosecution. The auditor conducted interviews with Investigative Staff during the onsite portion of the audit. The auditor reviewed a sample of investigation reports during the onsite portion of the audit.

115.71 (e) Dewitt County PREA Policy 002 (10/2020): The credibility of an alleged victim, suspect, or witness shall be assessed on an individual basis and shall not be determined by the person's status as inmate or staff. The Dewitt County Jail shall not require an inmate who alleges sexual abuse to submit to a polygraph examination or other truth-telling device as a condition for proceeding with the investigation of such an allegation. The auditor conducted an interview with investigative staff during the onsite portion of the audit.

115.71 (f) Dewitt County PREA Policy 002 (10/2020): Administrative investigations: 1) Shall include an effort to determine whether staff actions or failures to act contributed to the abuse; and 2) 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. The auditor conducted an interview with investigative staff during the onsite portion of the audit.

115.71 (g) Dewitt County PREA Policy 002 (10/2020): Criminal investigations shall be documented in a written report that contains a thorough description of physical, testimonial, and documentary evidence and attaches copies of all documentary evidence where feasible. The auditor conducted an interview with investigative staff during the onsite portion of the audit. The auditor reviewed investigations during the onsite portion of the audit.

115.71 (h) Dewitt County PREA Policy 002 (10/2020): Substantiated allegations of conduct that appears to be criminal shall be referred for prosecution. The auditor conducted an interview with investigative staff during the onsite portion of the audit. The auditor reviewed investigations during the onsite portion of the audit and investigations are referred to law enforcement.

115.71 (i) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall retain all written reports referenced in paragraphs F) and G) of this section for as long as the alleged abuser is incarcerated or employed by the agency, plus five years. The auditor reviewed investigations during the audit and retained the investigations as required.

115.71 (j) Dewitt County PREA Policy 002 (10/2020): The departure of the alleged abuser or victim from the employment or control of the facility or agency shall not provide a basis for terminating an investigation. The auditor conducted interviews with Investigative Staff during the onsite portion of the audit.

115.71 (k) Dewitt County PREA Policy 002 (10/2020): N/A

115.71 (l) Dewitt County PREA Policy 002 (10/2020): When outside agencies investigate sexual abuse, the Dewitt County Jail shall cooperate with outside investigators and shall endeavor to remain informed about the progress of the investigation. The auditor conducted interviews with the Warden or Designee, PREA Coordinator, PREA Compliance Manager and Investigative Staff during the onsite portion of the audit.

Corrective Action: The auditor recommends no corrective action.

Standard 115.72: Evidentiary standard for administrative investigations

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.72 (a)

- 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 No

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)

Interviews:

- Investigative Staff

Site Review Observations:

- Investigative Reports

Findings: Evidentiary standards for administrative investigations.

115.72 (a) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall impose no standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated. The auditor conducted interviews with investigative staff during the onsite portion of the audit.

Corrective Action: The auditor recommends no corrective action.

Standard 115.73: Reporting to inmates

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.73 (a)

- Following an investigation into an inmate's allegation that he or she suffered sexual abuse in an agency facility, does the agency inform the inmate as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded? Yes No

115.73 (b)

- If the agency did not conduct the investigation into an inmate's allegation of sexual abuse in an agency facility, does the agency request the relevant information from the investigative agency in order to inform the inmate? (N/A if the agency/facility is responsible for conducting administrative and criminal investigations.) Yes No NA

115.73 (c)

- Following an inmate's allegation that a staff member has committed sexual abuse against the inmate, unless the agency has determined that the allegation is unfounded, or unless the inmate has been released from custody, does the agency subsequently inform the inmate whenever: The staff member is no longer posted within the inmate's unit? Yes No
- Following an inmate's allegation that a staff member has committed sexual abuse against the inmate, unless the agency has determined that the allegation is unfounded, or unless the inmate has been released from custody, does the agency subsequently inform the inmate whenever: The staff member is no longer employed at the facility? Yes No

- Following an inmate's allegation that a staff member has committed sexual abuse against the inmate, unless the agency has determined that the allegation is unfounded, or unless the inmate has been released from custody, does the agency subsequently inform the inmate whenever: The agency learns that the staff member has been indicted on a charge related to sexual abuse in the facility? Yes No
- Following an inmate's allegation that a staff member has committed sexual abuse against the inmate, unless the agency has determined that the allegation is unfounded, or unless the inmate has been released from custody, does the agency subsequently inform the inmate whenever: The agency learns that the staff member has been convicted on a charge related to sexual abuse within the facility? Yes No

115.73 (d)

- Following an inmate's allegation that he or she has been sexually abused by another inmate, does the agency subsequently inform the alleged victim whenever: The agency learns that the alleged abuser has been indicted on a charge related to sexual abuse within the facility? Yes No
- Following an inmate's allegation that he or she has been sexually abused by another inmate, does the agency subsequently inform the alleged victim whenever: The agency learns that the alleged abuser has been convicted on a charge related to sexual abuse within the facility? Yes No

115.73 (e)

- Does the agency document all such notifications or attempted notifications? Yes No

115.73 (f)

- Auditor is not required to audit this provision.

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)

Investigative Staff

Investigative Reports

Interviews:

- Warden or Designee
- Investigative Staff
- Inmates who Reported a Sexual Abuse

Findings: Reporting to inmates.

115.73 (a) Dewitt County PREA Policy 002 (10/2020): Following an investigation into an inmate's allegation that he or she suffered sexual abuse in an agency facility, the Dewitt County Jail shall inform the inmate as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded. In the past 12 months: The number of criminal and/or administrative investigations of alleged inmate sexual abuse that were completed by the agency/facility: 1. Of the alleged sexual abuse investigations that were completed, the number of inmates who were notified, verbally or in writing, of the results of the investigation: 1. The auditor conducted interviews with a Warden or Designee and Investigative Staff during the onsite portion of the audit. There were no Inmates who Reported a Sexual Abuse assigned to the facility.

115.73 (b) Dewitt County PREA Policy 002 (10/2020): If the Dewitt County Jail did not conduct the investigation, it shall request the relevant information from the investigative agency in order to inform the inmate. In the past 12 months: The number of investigations of alleged inmate sexual abuse in the facility that were completed by an outside agency: 0. The number of inmates alleging sexual abuse in the facility who were notified verbally or in writing of the results of the investigation: 0. The auditor reviewed a sample of investigations during the onsite portion of the audit.

115.73 (c) Dewitt County PREA Policy 002 (10/2020): Following an inmate's allegation that a staff member has committed sexual abuse against the inmate, the Dewitt County Jail shall subsequently inform the inmate (unless the Dewitt County Jail has determined that the allegation is unfounded) whenever: 1) The staff member is no longer posted within the inmate's unit; 2) The staff member is no longer employed at the facility; 3) The Dewitt County Jail learns that the staff member has been indicted on a charge related to sexual abuse within the facility; or 4) The Dewitt County Jail learns that the staff member has been convicted on a charge related to sexual abuse within the facility. There were no Inmates who Reported a Sexual Abuse assigned to the facility during the onsite portion of the audit. The auditor reviewed two facility investigations and did not have the notification of outcome provided to the inmate. The facility and auditor examined the standard and discussed the corrective action.

115.73 (d) Dewitt County PREA Policy 002 (10/2020): Following an inmate's allegation that he or she has been sexually abused by another inmate, the agency shall subsequently inform the alleged victim whenever: 1) The Dewitt County Jail learns that the alleged abuser has been indicted on a charge related to sexual abuse within the facility; or 2) The Dewitt County Jail learns that the alleged abuser has been convicted on a charge related to sexual abuse within the facility. The auditor reviewed a sample of investigations and there were no Inmates who Reported a Sexual Abuse assigned to the facility during the audit.

115.73 (e) Dewitt County PREA Policy 002 (10/2020): All such notifications or attempted notifications shall be documented. In the past 12 months: The number of notifications to inmates that were provided pursuant to this standard: 0. The number of those notifications that were documented: 0.

115.73 (f) N/A

Corrective Action: The auditor recommended the following corrective action. Finding: PREA Standard 115.73 Inmate Notification of Outcome. The auditor reviewed two investigations during the onsite portion of the audit and there were no notifications made to the inmate of the outcome of the investigation. The auditor and facility administrator reviewed and discussed the standard with clear understanding of the requirement. Implement a process to notify the victim on whether the allegation was substantiated, unsubstantiated or unfounded. The facility is required to notify the inmate of the outcome of the investigation upon completion.

The facility implemented the process, and the Jail Administrator monitored the process for 90 days and completed all requirements meeting the element of the standard. The Investigative staff were trained, and the Notification of outcome has been implemented with no further action required.

DISCIPLINE

Standard 115.76: Disciplinary sanctions for staff

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.76 (a)

- Are staff subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies? Yes No

115.76 (b)

- Is termination the presumptive disciplinary sanction for staff who have engaged in sexual abuse? Yes No

115.76 (c)

- 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 No

115.76 (d)

- 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 No

- 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 No

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)

Employee Records

Interviews:

- Jail Administrator

Site Review Observations:

- Employee Files

Findings: Disciplinary sanctions for staff.

115.76 (a) Dewitt County PREA Policy 002 (10/2020): Staff shall be subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies.

115.76 (b) Dewitt County PREA Policy 002 (10/2020): Termination shall be the presumptive disciplinary sanction for staff who have engaged in sexual abuse. In the past 12 months: The number of staff from the facility who have violated agency sexual abuse or sexual harassment policies: 0. The number of those staff from the facility who have been terminated (or resigned prior to termination) for violating agency sexual abuse or sexual harassment policies: 0. The auditor reviewed a sample of employee files and interviewed the jail administrator during the onsite portion of the audit.

115.76 (c) Dewitt County PREA Policy 002 (10/2020): Disciplinary sanctions for violations of agency policies relating to sexual abuse or sexual harassment (other than actually engaging in sexual abuse) shall be commensurate with the nature and circumstances of the acts committed, the staff member's disciplinary history, and the sanctions imposed for comparable offenses by other staff with similar histories. Records of disciplinary sanctions taken against staff for violations of the agency sexual abuse or sexual harassment policies in the past 12 months: 0. The auditor reviewed employee files and interviewed the Jail Administrator during the onsite portion of the audit.

115.76 (d) Dewitt County PREA Policy 002 (10/2020): 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, shall be reported to law enforcement agencies, unless the activity was clearly not criminal, and to any relevant licensing bodies. In the past 12 months, the number of staff from the facility that have been reported to law enforcement or licensing boards following their termination (or resignation prior to termination) for violating agency sexual abuse or sexual harassment policies: 0.
Corrective Action: The auditor recommends no corrective action.

Standard 115.77: Corrective action for contractors and volunteers

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.77 (a)

- Is any contractor or volunteer who engages in sexual abuse prohibited from contact with inmates? Yes No
- Is any contractor or volunteer who engages in sexual abuse reported to: Law enforcement agencies (unless the activity was clearly not criminal)? Yes No
- Is any contractor or volunteer who engages in sexual abuse reported to: Relevant licensing bodies? Yes No

115.77 (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 inmates? Yes No

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Interviews:

- Warden

Findings: Corrective action for contractors and volunteers.

115.77 (a) Dewitt County PREA Policy 002 (10/2020): Any contractor or volunteer who engages in sexual abuse shall be prohibited from contact with inmates and shall be reported to law enforcement agencies, unless the activity was clearly not criminal, and to relevant licensing bodies. In the past 12 months, contractors or volunteers have been reported to law enforcement agencies and relevant licensing bodies for engaging in sexual abuse of inmates: 0. The auditor reviewed investigations and conducted an interview with the Jail Administrator.

115.77 (b) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall take appropriate remedial measures and shall consider whether to prohibit further contact with inmates, in the case of any other violation of agency sexual abuse or sexual harassment policies by a contractor or volunteer. The auditor conducted an interview with the Jail Administrator during the onsite portion of the audit.

Corrective Action: The auditor recommends no corrective action.

Standard 115.78: Disciplinary sanctions for inmates

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.78 (a)

- Following an administrative finding that an inmate engaged in inmate-on-inmate sexual abuse, or following a criminal finding of guilt for inmate-on-inmate sexual abuse, are inmates subject to disciplinary sanctions pursuant to a formal disciplinary process? Yes No

115.78 (b)

- Are sanctions commensurate with the nature and circumstances of the abuse committed, the inmate's disciplinary history, and the sanctions imposed for comparable offenses by other inmates with similar histories? Yes No

115.78 (c)

- When determining what types of sanction, if any, should be imposed, does the disciplinary process consider whether an inmate's mental disabilities or mental illness contributed to his or her behavior? Yes No

115.78 (d)

- If the facility offers therapy, counseling, or other interventions designed to address and correct underlying reasons or motivations for the abuse, does the facility consider whether to require the offending inmate to participate in such interventions as a condition of access to programming and other benefits? Yes No

115.78 (e)

- Does the agency discipline an inmate for sexual contact with staff only upon a finding that the staff member did not consent to such contact? Yes No

115.78 (f)

- 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 No

115.78 (g)

- If the agency prohibits all sexual activity between inmates, does the agency always refrain from considering non-coercive sexual activity between inmates to be sexual abuse? (N/A if the agency does not prohibit all sexual activity between inmates.) Yes No NA

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)
Disciplinary Process

Interviews:

- Warden
- Medical and Mental Health Staff

Site Review Observations:

- Investigative Reports

Findings: Disciplinary Sanctions for inmates.

115.78 (a) Dewitt County PREA Policy 002 (10/2020): Inmates shall be subject to disciplinary sanctions pursuant to a formal disciplinary process following an administrative finding that the inmate engaged in inmate-on-inmate sexual abuse or following a criminal finding of guilt for inmate-on-inmate sexual abuse. In the past 12 months: The number of administrative findings of inmate-on-inmate sexual abuse that have occurred at the facility: 0. The number of criminal findings of guilt for inmate-on-inmate sexual abuse that have occurred at the facility: 0.

115.78 (b) Dewitt County PREA Policy 002 (10/2020): Sanctions shall be commensurate with the nature and circumstances of the abuse committed, the inmate’s disciplinary history, and the sanctions imposed for comparable offenses by other inmates with similar histories. The auditor reviewed a random sample of investigations during the onsite portion of the audit. The auditor conducted interviews with the Jail Administrator during the audit process.

115.78 (c) Dewitt County PREA Policy 002 (10/2020): The disciplinary process shall consider whether an inmate’s mental disabilities or mental illness contributed to his or her behavior when determining what type of sanction, if any, should be imposed. The auditor reviewed a random sample of investigations during the onsite portion of the audit. The auditor conducted interviews with the Jail Administrator during the audit process.

115.78 (d) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail may offer therapy, counseling, or other interventions designed to address and correct underlying reasons or motivations for the abuse, the facility shall consider whether to require the inmate to participate in such interventions as a condition of access to programming or other benefits. The auditor conducted interviews with Medical staff during the onsite portion of the audit.

115.78 (e) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail may discipline an inmate for sexual contact with staff only upon a finding that the staff member did not consent to such contact.

115.78 (f) Dewitt County PREA Policy 002 (10/2020): For the purpose of disciplinary action, a report of sexual abuse made in good faith based upon a reasonable belief that the alleged conduct occurred shall not constitute falsely reporting an incident or lying, even if an investigation does not establish evidence sufficient to substantiate the allegation.

115.78 (g) Dewitt County PREA Policy 002 (10/2020): Dewitt County Jail may, in its discretion, prohibit all sexual activity between inmates and may discipline inmates for such activity. Dewitt County Jail may not, however, deem such activity to constitute sexual abuse if it determines that the activity is not coerced.

Corrective Action: The auditor recommends no corrective action.

MEDICAL AND MENTAL CARE

Standard 115.81: Medical and mental health screenings; history of sexual abuse

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.81 (a)

- If the screening pursuant to § 115.41 indicates that a prison inmate has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, do staff ensure that the inmate is offered a follow-up meeting with a medical or mental health practitioner within 14 days of the intake screening? (N/A if the facility is not a prison.)
 Yes No NA

115.81 (b)

- If the screening pursuant to § 115.41 indicates that a prison inmate has previously perpetrated sexual abuse, whether it occurred in an institutional setting or in the community, do staff ensure that the inmate is offered a follow-up meeting with a mental health practitioner within 14 days of the intake screening? (N/A if the facility is not a prison.) Yes No NA

115.81 (c)

- If the screening pursuant to § 115.41 indicates that a jail inmate has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, do staff ensure that the inmate is offered a follow-up meeting with a medical or mental health practitioner within 14 days of the intake screening? Yes No

115.81 (d)

- 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 No

115.81 (e)

- Do medical and mental health practitioners obtain informed consent from inmates before reporting information about prior sexual victimization that did not occur in an institutional setting, unless the inmate is under the age of 18? Yes No

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc.)

Dewitt County PREA Policy 002 (10/2020)

Interviews:

- Inmates who Disclose Sexual Victimization at Risk Screening
- Staff Responsible for Risk Screening

Findings: Access to emergency medical and mental health services.

115.81 (a) Dewitt County PREA Policy 002 (10/2020): If the screening pursuant to § 115.41 indicates that a prison inmate has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, staff shall ensure that the inmate is offered a follow-up meeting with a medical or mental health practitioner within 14 days of the intake screening. All Dewitt County Jail Health and Profile screenings are conducted with Jail medical within 10 days of incarceration. In the past 12 months, the percent of inmates who disclosed prior victimization during screening who were offered a follow up meeting with a medical or mental health practitioner. The auditor conducted interviews with Inmates who Disclose Sexual Victimization at Risk Screening and Staff Responsible for Risk Screening during the onsite portion of the audit.

115.81 (b) Dewitt County PREA Policy 002 (10/2020): If the screening pursuant to § 115.41 indicates that a prison inmate has previously perpetrated sexual abuse, whether it occurred in an institutional setting or in the community, staff shall ensure that the inmate is offered a follow-up meeting with a mental health practitioner within 14 days of the intake screening.

115.81 (c) Dewitt County PREA Policy 002 (10/2020): If the screening pursuant to § 115.41 indicates that a jail inmate has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, staff shall ensure that the inmate is offered a follow-up meeting with a medical or mental health practitioner within 14 days of the intake screening. All Dewitt County Jail Health and Profile screenings are conducted with Jail medical within 10 days of incarceration. The auditor conducted interviews with Staff Responsible for Risk Screening during the onsite portion of the audit.

115.81 (d) Dewitt County PREA Policy 002 (10/2020): If the screening pursuant to § 115.41 indicates that a jail inmate has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, staff shall ensure that the inmate is offered a follow-up meeting with a medical or mental health practitioner within 14 days of the intake screening. All Dewitt County Jail Health and Profile screenings are conducted with Jail medical within 10 days of incarceration.

115.81 (e) Dewitt County PREA Policy 002 (10/2020): Medical and mental health practitioners shall obtain informed consent from inmates before reporting information about prior sexual victimization that did not occur in an institutional setting unless the inmate is under the age of 18. The auditor conducted an interview with the Medical Health Staff during the onsite portion of the audit.

Corrective Action: The auditor recommends no corrective action.

Standard 115.82: Access to emergency medical and mental health services

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.82 (a)

- Do inmate victims of sexual abuse receive timely, unimpeded access to emergency medical treatment and crisis intervention services, the nature and scope of which are determined by medical and mental health practitioners according to their professional judgment?
 Yes No

115.82 (b)

- If no qualified medical or mental health practitioners are on duty at the time a report of recent sexual abuse is made, do security staff first responders take preliminary steps to protect the victim pursuant to § 115.62? Yes No
- Do security staff first responders immediately notify the appropriate medical and mental health practitioners? Yes No

115.82 (c)

- Are inmate victims of sexual abuse offered timely information about and timely access to emergency contraception and sexually transmitted infections prophylaxis, in accordance with professionally accepted standards of care, where medically appropriate? Yes No

115.82 (d)

- 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 No

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)
Investigative Reports

Interviews:

- Medical and Mental Health Staff
- Security Staff and Non-Security Staff First Responders
- Inmates who Reported a Sexual Abuse

Findings: Access to emergency medical and mental health services.

115.82 (a) Dewitt County PREA Policy 002 (10/2020): Inmate victims of sexual abuse shall receive timely, unimpeded access to emergency medical treatment and crisis intervention services, the nature and scope of which are determined by medical and mental health practitioners according to their professional judgment. The auditor conducted an interview with a Medical Health Staff during the onsite portion of the audit. There were no Inmates who Reported a Sexual Abuse assigned to the facility during the audit.

115.82 (b) Dewitt County PREA Policy 002 (10/2020): If no qualified medical or mental health practitioners are on duty at the time a report of recent abuse is made, security staff first responders shall take preliminary steps to protect the victim pursuant to § 115.62 and shall immediately notify the appropriate medical and mental health practitioners. The auditor conducted interviews with Security Staff and Non-Security Staff First Responders and reviewed a random sample of investigations.

115.82 (c) Dewitt County PREA Policy 002 (10/2020) Inmate victims of sexual abuse while incarcerated shall be 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. The auditor conducted an interview with a Medical Health Staff during the onsite portion of the audit. There were no Inmates who Reported a Sexual Abuse assigned to the facility during the audit.

115.82 (d) Dewitt County PREA Policy 002 (10/2020): Treatment services shall be provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident.

Corrective Action: The auditor recommends no corrective action.

Standard 115.83: Ongoing medical and mental health care for sexual abuse victims and abusers

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.83 (a)

- Does the facility offer medical and mental health evaluation and, as appropriate, treatment to all inmates who have been victimized by sexual abuse in any prison, jail, lockup, or juvenile facility? Yes No

115.83 (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 No

115.83 (c)

- Does the facility provide such victims with medical and mental health services consistent with the community level of care? Yes No

115.83 (d)

- Are inmate victims of sexually abusive vaginal penetration while incarcerated offered pregnancy tests? (N/A if “all-male” facility. *Note: in “all-male” facilities, there may be inmates who identify as transgender men who may have female genitalia. Auditors should be sure to know whether such individuals may be in the population and whether this provision may apply in specific circumstances.*) Yes No NA

115.83 (e)

- If pregnancy results from the conduct described in paragraph § 115.83(d), do such victims receive timely and comprehensive information about and timely access to all lawful pregnancy-related medical services? (N/A if “all-male” facility. *Note: in “all-male” facilities, there may be inmates who identify as transgender men who may have female genitalia. Auditors should be sure to know whether such individuals may be in the population and whether this provision may apply in specific circumstances.*) Yes No NA

115.83 (f)

- Are inmate victims of sexual abuse while incarcerated offered tests for sexually transmitted infections as medically appropriate? Yes No

115.83 (g)

- 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 No

115.83 (h)

- If the facility is a prison, does it attempt to conduct a mental health evaluation of all known inmate-on-inmate abusers within 60 days of learning of such abuse history and offer treatment when deemed appropriate by mental health practitioners? (NA if the facility is a jail.) Yes No NA

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)

- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)

Medical documents

Risk Screening

Interviews:

- Medical and Mental Health Staff
- Inmates who Reported a Sexual Abuse

Findings: Ongoing medical and mental health care for sexual abuse victims and abusers.

115.83 (a) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall offer medical and mental health evaluation and, as appropriate, treatment to all inmates who have been victimized by sexual abuse in any prison, jail, lockup, or juvenile facility.

115.83 (b) Dewitt County PREA Policy 002 (10/2020): The evaluation and treatment of such victims shall include, as appropriate, follow-up services, treatment plans, and, when necessary, referrals for continued care following their transfer to, or placement in, other facilities, or their release from custody. The auditor conducted interviews with a Medical Health Staff during the onsite portion of the audit. There were no Inmates who Reported a Sexual Abuse assigned to the facility during the audit.

115.83 (c) Dewitt County PREA Policy 002 (10/2020): The facility shall provide such victims with medical and mental health services consistent with the community level of care. The auditor conducted interviews with a Medical Health Staff during the onsite portion of the audit. There were no Inmates who Reported a Sexual Abuse assigned to the facility during the audit. The facility provides medical care consistent with community level care.

115.83 (d) Dewitt County PREA Policy 002 (10/2020): Inmate victims of sexually abusive vaginal penetration while incarcerated shall be offered pregnancy tests. There were no Inmates who Reported a Sexual Abuse assigned to the facility during the onsite portion of the audit. The auditor reviewed documentation and female victims will be offered pregnancy tests as needed.

115.83 (e) Dewitt County PREA Policy 002 (10/2020): If pregnancy results from the conduct described in paragraph D) of this section, such victims shall receive timely and comprehensive information about and timely access to all lawful pregnancy-related medical services. The auditor conducted interviews with a Medical Health Staff during the onsite portion of the audit. There were no Inmates who Reported a Sexual Abuse assigned to the facility during the audit.

115.83 (f) Dewitt County PREA Policy 002 (10/2020): Inmate victims of sexual abuse while incarcerated shall be offered tests for sexually transmitted infections as medically appropriate. The auditor conducted interviews with a Medical Health Staff during the onsite portion of the audit. There were no Inmates who Reported a Sexual Abuse assigned to the facility during the audit.

115.83 (g) Dewitt County PREA Policy 002 (10/2020): Treatment services shall be provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident. There were no Inmates who Reported a Sexual Abuse assigned to the facility during the onsite portion of the audit.

115.83 (h) Dewitt County PREA Policy 002 (10/2020): All prisons shall attempt to conduct a mental health evaluation of all known inmate-on-inmate abusers within 60 days of learning of such abuse history and offer treatment when deemed appropriate by mental health practitioners. The auditor conducted interviews with a Medical Health Staff during the onsite portion of the audit. There were no Inmates who Reported a Sexual Abuse assigned to the facility during the audit.

Corrective Action: The auditor recommends no corrective action.

DATA COLLECTION AND REVIEW

Standard 115.86: Sexual abuse incident reviews

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.86 (a)

- 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 No

115.86 (b)

- Does such review ordinarily occur within 30 days of the conclusion of the investigation? Yes No

115.86 (c)

- Does the review team include upper-level management officials, with input from line supervisors, investigators, and medical or mental health practitioners? Yes No

115.86 (d)

- 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 No
- 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 No

- 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 No
- Does the review team: Assess the adequacy of staffing levels in that area during different shifts? Yes No
- Does the review team: Assess whether monitoring technology should be deployed or augmented to supplement supervision by staff? Yes No
- Does the review team: Prepare a report of its findings, including but not necessarily limited to determinations made pursuant to §§ 115.86(d)(1) - (d)(5), and any recommendations for improvement and submit such report to the facility head and PREA compliance manager? Yes No

115.86 (e)

- Does the facility implement the recommendations for improvement, or document its reasons for not doing so? Yes No

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)
Investigation Reports

Interviews:

- Warden or Designee
- PREA Compliance Manager
- Incident Review Team

Site Review Observations:

- Investigation Reports

Findings: Sexual Abuse Incident Reviews.

115.86 (a) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall 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. The auditor interviewed the Jail Administrator and reviewed the investigation reports during the onsite portion of the audit.

115.86 (b) Dewitt County PREA Policy 002 (10/2020): Such review shall ordinarily occur within 30 days of the conclusion of the investigation. The auditor reviewed investigative reports and conducted interviews with the Jail Administrator and determined that the 30-day reviews were not consistently conducted. The auditor and Jail Administrator discussed the corrective action process.

115.86 (c) Dewitt County PREA Policy 002 (10/2020): The review team shall include upper-level management officials, with input from line supervisors, investigators, and medical or mental health practitioners.

115.86 (d) Dewitt County PREA Policy 002 (10/2020): The review team shall: 1) Consider whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse; 2) Consider whether the incident or allegation was motivated by race; ethnicity; gender identity; lesbian, gay, bisexual, transgender, or intersex identification, status, or perceived status; or gang affiliation; or was motivated or otherwise caused by other group dynamics at the facility; 3) Examine the area in the facility where the incident allegedly occurred to assess whether physical barriers in the area may enable abuse; 4) Assess the adequacy of staffing levels in that area during different shifts; 5) Assess whether monitoring technology should be deployed or augmented to supplement supervision by staff; and 6) Prepare a report of its findings, including but not necessarily limited to determinations made pursuant to paragraphs D)1)-D)5) of this section, and any recommendations for improvement and submit such report to the facility head and PREA compliance manager.

115.86 (e) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall implement the recommendations for improvement or shall document its reasons for not doing so.

Corrective Action: The auditor recommends no corrective action. PREA Standard 115.86 Sexual Abuse Incident Review: 115.86 (a) The facility shall 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.

115.86 (b) Such review shall ordinarily occur within 30 days of the conclusion of the investigation. 115.86 (c) The review team shall include upper-level management officials, with input from line supervisors, investigators, and medical or mental health practitioners. 115.86 (d) The review team shall: (1) Consider whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse. (2) Consider whether the incident or allegation was motivated by race. ethnicity; gender identity; lesbian, gay, bisexual, transgender, or intersex identification, status, or perceived status; or gang affiliation; or was motivated or otherwise caused by other group dynamics at the facility. (3) Examine the area in the facility where the incident allegedly occurred to assess whether physical barriers in the area may enable abuse. (4) Assess the adequacy of staffing levels in that area during different shifts. (5) Assess whether monitoring technology should be deployed or augmented to supplement supervision by staff; and (6) Prepare a report of its findings, including but not necessarily limited to determinations made pursuant to paragraphs (d)(1) -(d)(5) of this section, and any recommendations from improvement and submit such report to the facility head and PREA compliance manager. 115.86 (e) The facility shall implement the recommendations for improvement or shall document its reasons for not doing so.

Corrective Action:

The auditor reviewed a total of two investigations and there were no Sexual Abuse Incident Reviews for standard 115.86 a, b, c, d, and e. All sections of the standard must be implemented. The facility implemented a Sexual Abuse Incident Review form and training was conducted as part of the corrective action plan. The Jail Administrator implemented the process and monitored the process for 90-days. The facility met all required standards, and no further action is required.

Standard 115.87: Data collection

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.87 (a)

- 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 No

115.87 (b)

- Does the agency aggregate the incident-based sexual abuse data at least annually? Yes No

115.87 (c)

- 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 No

115.87 (d)

- 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 No

115.87 (e)

- Does the agency also obtain incident-based and aggregated data from every private facility with which it contracts for the confinement of its inmates? (N/A if agency does not contract for the confinement of its inmates.) Yes No NA

115.87 (f)

- 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 No NA

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)

- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)

Annual Reports

Interviews:

- Jail Administrator

Findings: Data Collection.

115.87 (a) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall review data collected and aggregated pursuant to § 115.87 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: 1) Identifying problem areas; 2) Taking corrective action on an ongoing basis; and 3) Preparing an annual report of its findings and corrective actions for each facility, as well as the agency as a whole.

115.87 (b) Dewitt County PREA Policy 002 (10/2020): Such report shall include a comparison of the current year's data and corrective actions with those from prior years and shall provide an assessment of the agency's progress in addressing sexual abuse.

115.87 (c) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail's report shall be 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.

115.87 (d) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail may redact specific material from the reports when publication would present a clear and specific threat to the safety and security of a facility but must indicate the nature of the material redacted.

115.87 (e) Dewitt County PREA Policy 002 (10/2020): Dewitt County Jail also shall obtain incident-based and aggregated data from every private facility with which it contracts for the confinement of its inmates.

115.87 (f) Dewitt County PREA Policy 002 (10/2020): F) Upon request, the Dewitt County Jail shall provide all such data from the previous calendar year to the Department of Justice no later than June 30.

Corrective Action: The auditor recommends no corrective action.

Standard 115.88: Data review for corrective action

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.88 (a)

- Does the agency review data collected and aggregated pursuant to § 115.87 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Identifying problem areas? Yes No
- Does the agency review data collected and aggregated pursuant to § 115.87 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Taking corrective action on an ongoing basis? Yes No
- Does the agency review data collected and aggregated pursuant to § 115.87 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Preparing an annual report of its findings and corrective actions for each facility, as well as the agency as a whole? Yes No

115.88 (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 No

115.88 (c)

- 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 No

115.88 (d)

- 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 No

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc).

Dewitt County PREA Policy 002 (10/2020)
Annual Reports

Interviews:

- Agency Head
- PREA Coordinator
- PREA Compliance Manager

Findings: Data review for corrective action.

115.88 (a) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall review data collected and aggregated pursuant to § 115.87 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: 1) Identifying problem areas. 2) Taking corrective action on an ongoing basis; and 3) Preparing an annual report of its findings and corrective actions for each facility, as well as the agency as a whole. The auditor conducted interviews with the Jail Administrator, PREA Coordinator and PREA Compliance Manager during the onsite portion of the audit.

115.88 (b) Dewitt County PREA Policy 002 (10/2020): Such report shall include a comparison of the current year's data and corrective actions with those from prior years and shall provide an assessment of the agency's progress in addressing sexual abuse.

115.88 (c) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail's report shall be 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. The auditor conducted an interview with the Jail Administrator during the onsite portion of the audit.

115.88 (d) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail may redact specific material from the reports when publication would present a clear and specific threat to the safety and security of a facility but must indicate the nature of the material redacted. The auditor conducted an interview with the PREA Coordinator during the onsite portion of the audit.

Corrective Action: The auditor recommends no corrective action.

Standard 115.89: Data storage, publication, and destruction

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.89 (a)

- Does the agency ensure that data collected pursuant to § 115.87 are securely retained?
 Yes No

115.89 (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 No

115.89 (c)

- Does the agency remove all personal identifiers before making aggregated sexual abuse data publicly available? Yes No

115.89 (d)

- Does the agency maintain sexual abuse data collected pursuant to § 115.87 for at least 10 years after the date of the initial collection, unless Federal, State, or local law requires otherwise? Yes No

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The following evidence was analyzed in making compliance determination:

Documentation Reviewed: (Policies, directives, forms, files, records, etc)

Dewitt County PREA Policy 002 (10/2020)
Annual Reports

Interviews:

- PREA Coordinator

Findings: Data storage, publication, and destruction.

115.89 (a) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall ensure that data collected pursuant to § 115.87 are securely retained.

115.89 (b) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall 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. <https://dewittsheriff.org/detention-center/>

115.89 (c) Dewitt County PREA Policy 002 (10/2020): Before making aggregated sexual abuse data publicly available, the Dewitt County Jail shall remove all personal identifiers. The auditor conducted an interview with the Jail Administrator and reviewed documentation during the onsite portion of the audit.

115.89 (d) Dewitt County PREA Policy 002 (10/2020): The Dewitt County Jail shall maintain sexual abuse data collected pursuant to § 115.87 for at least 10 years after the date of the initial collection unless Federal, State, or local law requires otherwise.

Corrective Action: The auditor recommends no corrective action.

AUDITING AND CORRECTIVE ACTION

Standard 115.401: Frequency and scope of audits

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.401 (a)

- 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 No

115.401 (b)

- Is this the first year of the current audit cycle? (*Note: a "no" response does not impact overall compliance with this standard.*) Yes No
- If this is the second year of the current audit cycle, did the agency ensure that at least one-third of each facility type operated by the agency, or by a private organization on behalf of the agency, was audited during the first year of the current audit cycle? (N/A if this is **not** the *second* year of the current audit cycle.) Yes No 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 No NA

115.401 (h)

- Did the auditor have access to, and the ability to observe, all areas of the audited facility? Yes No

115.401 (i)

- Was the auditor permitted to request and receive copies of any relevant documents (including electronically stored information)? Yes No

115.401 (m)

- Was the auditor permitted to conduct private interviews with inmates, residents, and detainees? Yes No

115.401 (n)

- Were inmates permitted to send confidential information or correspondence to the auditor in the same manner as if they were communicating with legal counsel? Yes No

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The Dewitt County Jail demonstrated compliance with the standard. The auditor reviewed all relevant agency-wide policies, procedures, reports, internal and external audits, and accreditations for the facility. The audits were reviewed, at a minimum, a sampling of relevant documents and other records and information for the recertification period. The auditor had access to all areas of the audited facility. The auditor was permitted to request and receive copies of any relevant documents (including electronically stored information). The auditor shall retain and preserve all documentation (including, e.g., video tapes and interview PREA Audit Report relied upon in making audit determinations. Such documentation shall be provided to the Department of Justice upon request. The auditor interviewed a representative sample of inmates/detainees/residents, staff, supervisors, and administrators.

The auditor reviewed a sampling of available surveillance cameras and other electronically available data that may be relevant to the provisions being audited. The auditor was permitted to conduct private interviews with inmates/detainees/residents. Inmates/detainee/resident were permitted to send confidential information or correspondence to the auditor in the same manner as if they were communicating with legal counsel. The auditor was able to communicate with community-based or victim advocates who may have insight into relevant conditions in the facility. The auditor concluded that the facility complies with the standard for the relevant recertification period.

Corrective Action: The auditor recommends no corrective action.

Standard 115.403: Audit contents and findings

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

115.403 (f)

- The agency has published on its agency website, if it has one, or has otherwise made publicly available, all Final Audit Reports. The review period is for prior audits completed during the past three years PRECEDING THIS AUDIT. The pendency of any agency appeal pursuant to 28 C.F.R. § 115.405 does not excuse noncompliance with this provision. (N/A if there have been no Final Audit Reports issued in the past three years, or in the case of single facility agencies that there has never been a Final Audit Report issued.) Yes No NA

Auditor Overall Compliance Determination

- Exceeds Standard** (*Substantially exceeds requirement of standards*)
- Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- Does Not Meet Standard** (*Requires Corrective Action*)

Instructions for Overall Compliance Determination Narrative

The narrative below must include a comprehensive discussion of all 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 the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

The Dewitt County Jail publishes reports on their agency website and has otherwise made publicly available all Final PREA Audit Reports within 90 days of issuance by auditor.
The agency website is: <https://dewittsheriff.org/detention-center/>.

Corrective Action: The auditor recommends no corrective action.

AUDITOR CERTIFICATION

I certify that:

- The contents of this report are accurate to the best of my knowledge.
- No conflict of interest exists with respect to my ability to conduct an audit of the agency under review, and
- I have not included in the final report any personally identifiable information (PII) about any inmate or staff member, except where the names of administrative personnel are specifically requested in the report template.

Auditor Instructions:

Type your full name in the text box below for Auditor Signature. This will function as your official electronic signature. Auditors must deliver their final report to the PREA Resource Center as a searchable PDF format to ensure accessibility to people with disabilities. Save this report document into a PDF format prior to submission.¹ Auditors are not permitted to submit audit reports that have been scanned.² See the PREA Auditor Handbook for a full discussion of audit report formatting requirements.

Noelda Martinez

1/12/2021

Auditor Signature

Date

¹ See additional instructions here: <https://support.office.com/en-us/article/Save-or-convert-to-PDF-d85416c5-7d77-4fd6-a216-6f4bf7c7c110>.

² See *PREA Auditor Handbook*, Version 1.0, August 2017; Pages 68-69.