

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

Final Report

Date of Report: December 18, 2021

## Auditor Information

Name: Brian D. Bivens

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Company Name: Brian D. Bivens and Associates

Mailing Address: P.O. Box 51787

City, State, Zip: Knoxville, TN 37950

Telephone: 865-789-1037

Date of Facility Visit: November 18-19, 2021

## Agency Information

Name of Agency:

Tazewell County Sheriff's Office

Governing Authority or Parent Agency (If Applicable):

N/A

Physical Address: 101 South Capital

City, State, Zip: Pekin, IL 61554

Mailing Address:

City, State, Zip: Same

The Agency Is:

Military

Private for Profit

Private not for Profit

Municipal

County

State

Federal

Agency Website with PREA Information:

## Agency Chief Executive Officer

Name: Jeff Lower, Sheriff

Email: jlower@tazewell.com

Telephone: 309-478-5603

## Agency-Wide PREA Coordinator

Name: Tim Carney

Email: tcarney@tazewell.com

Telephone: 309-478-5633

PREA Coordinator Reports to:

DJS Mike Harper

Number of Compliance Managers who report to the PREA Coordinator

0

## Facility Information

**Name of Facility:** Tazewell County Justice Center

**Physical Address:** 101 South Capital

**City, State, Zip:** Pekin, IL 61554

**Mailing Address (if different from above):**

**City, State, Zip:**

**The Facility Is:**

Military

Private for Profit

Private not for Profit

Municipal

County

State

Federal

**Facility Type:**

Prison

Jail

**Facility Website with PREA Information:**

**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 Illinois Department of Corrections, United States Marshals and Bureau of Prisons

N/A

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

N/A

### Warden/Superintendent/Sheriff/Director

**Name:** Stacey Kempf, Jail Superintendent

**Email:** skempf@tazewell.com

**Telephone:** 309-478-5613

### Facility PREA Compliance Manager

**Name:** N/A

**Email:**

**Telephone:**

### Facility Health Service Administrator N/A

**Name:** Jessica Flynn

**Email:** jflynn@wellpath.us

**Telephone:** 309-478-5649

### Facility Characteristics

Designated Facility Capacity:	226	
Current Population of Facility:	135	
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:	18-78	
Average length of stay or time under supervision:	11 days	
Facility security levels/inmate custody levels:	Low, Medium, and High	
Number of inmates admitted to facility during the past 12 months:	3083	
Number of inmates admitted to facility during the past 12 months whose length of stay in the facility was for 72 hours or more:	183	
Number of inmates admitted to facility during the past 12 months whose length of stay in the facility was for 30 days or more:	128	
Does the facility hold youthful inmates?	<input type="checkbox"/> Yes <input checked="" 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)	<input checked="" 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	
<p>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):</p>	<input checked="" 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 checked="" type="checkbox"/> State or Territorial correctional agency <input checked="" type="checkbox"/> County correctional or detention agency <input type="checkbox"/> Judicial district correctional or detention facility <input checked="" type="checkbox"/> City or municipal correctional or detention facility <input type="checkbox"/> Private corrections or detention provider <input type="checkbox"/> Other - please name or describe: <input type="checkbox"/> N/A	
Number of staff currently employed by the facility who may have contact with inmates:	62	

Number of staff hired by the facility during the past 12 months who may have contact with inmates:	18
Number of contracts in the past 12 months for services with contractors who may have contact with inmates:	1
Number of individual contractors who have contact with inmates, currently authorized to enter the facility:	7
Number of volunteers who have contact with inmates, currently authorized to enter the facility:	2
<b>Physical Plant</b>	
<p><b>Number of buildings:</b></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><b>Number of inmate housing units:</b></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>	3
Number of single cell housing units:	4
Number of multiple occupancy cell housing units:	3
Number of open bay/dorm housing units:	3
Number of segregation cells (for example, administrative, disciplinary, protective custody, etc.):	30
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 type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" 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
<b>Medical and Mental Health Services and Forensic Medical Exams</b>		
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:
<b>Investigations</b>		
<b>Criminal Investigations</b>		
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 checked="" 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: <input type="checkbox"/> N/A
<b>Administrative Investigations</b>		
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?		1
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 type="checkbox"/> State police <input type="checkbox"/> A U.S. Department of Justice component <input type="checkbox"/> Other (please name or describe: <input type="checkbox"/> N/A

# Audit Findings

## Audit Narrative

The on-site PREA audit of the Tazewell County Justice Center was conducted November 18-19, 2021, by Department of Justice Certified PREA Auditor Brian D. Bivens; assisted by Fred Chinn. The Tazewell County Justice Center is located in Pekin, Illinois. Pekin is the county seat of Tazewell County; the city is located on the Illinois River and is the largest in Tazewell County. As of the 2010 census, its population is 34,094. In January 1680, Robert de LaSalle and 33 fellow explorers landed their canoes on the eastern bank of the Illinois River. Pekin and the Pekin area has a rich Native American heritage. South of Pekin on the Mackinaw River was the site of Chief Lebourse Sulky's Village in 1812. Pekin is known as the site where Abraham Lincoln and other ambitious politicians struck a deal in the 1840s. Lincoln was among several local Whig politicians who wanted to serve in the U.S. Congress. To keep from splitting the Whig vote, the competitors agreed to support each other for one term each in Congress. The pact is called the Pekin Agreement in Lincoln biographies. Lincoln ran and was elected to the 30th United States Congress in 1846, and retired at the end of the term. This single term in Congress was Lincoln's only experience in Washington before he was elected president.

Pre-audit preparation included a thorough review of all policies, procedures, training curriculums, Pre-Audit Questionnaire, and supporting documentation provided by the facility to demonstrate compliance to the PREA standards. The lead auditor and the PREA Coordinator had ongoing communication for several weeks prior to the audit to prepare for the on-site visit.

The auditor wishes to extend his deepest appreciation to DJS Mike Harper and his staff for their professionalism, hospitality, and kindness. The auditors also wish to compliment the Tazewell County Justice Center's Tim Carney for his outstanding work in organizing the files that were provided to the auditor in advance of the audit. This enabled the audit to move forward very efficiently.

The facility supplied a list of resident names sorted by housing units, disabilities, and special designations, as well as a list of facility staff names to the auditor. From these lists the lead auditor selected, at random, a sampling of residents and staff to be interviewed during the on-site visit. The sampling size for residents included at least one resident from each housing unit. This decision was made to ensure all residents throughout the facility were receiving the same information and education related to all aspects of the PREA program instituted at this facility.

The on-site audit began with an entrance meeting being conducted on Thursday, November 18, 2021 at 08:15 a.m. in a large classroom. The following staff attended the entrance meeting:

Tim Carney, PREA Coordinator

Following the entrance meeting, the auditor conducted a comprehensive site review that began at approximately 09:00 a.m. and continued throughout the on-site visit. During the site review the lead auditor reviewed camera placement, blind spots, staff placement and documentation to assist in determining standard compliance. While touring the facilities the auditor observed the notices of

this PREA audit in all the buildings, as well as Break the Silences posters that called attention to the agency’s Zero Tolerance Policy and how to report allegations of sexual abuse and sexual harassment, Break the Silence Posters displaying the Center for Prevention of Abuse information and contact phone number and address. Break the Silence posters were visible in both English and Spanish. Random staff and resident interviews were conducted in a visitation areas provided. The following staff accompanied the auditor on the site review:

Tim Carney, PREA Coordinator

All housing units, day rooms, resident program areas, work areas, and all other resident accessible areas were toured. Other accessible areas included the Kitchen, Laundry, Intake, Medical, administrative area, Central Control, Medical, Classrooms, holding cells, and the indoor and outdoor recreation areas. (**See CHART 1**). While touring several residents and staff were questioned about their knowledge of PREA standards, procedures for reporting, services available, and their responsibilities. All staff and residents informally interviewed during the tour acknowledged receiving training and procedures for reporting sexual abuse, sexual harassment, and/or retaliation for reporting. The auditor found the staff to be well versed in their duties as PREA 1<sup>st</sup> Responders.

**CHART 1 Areas Toured**

Area	Comments
Administration Area	
Intake	Multiple single holding cells
Facility Lobby	
Interview Rooms	
Kitchen	Large, spacious, and very clean
Laundry	Four industrial washers and four industrial dryers
Chemical Closets	
Medical/Mental Health	
Library	Used as a Bible Study area
Visitation Area	
Second Floor Control Room	
Outdoor Recreation	2 <sup>nd</sup> Floor
Indoor Recreation	
Multiple Housing Units	
Classification	

The auditor interviewed a total of twenty-six staff members, contractors and/or volunteers during the course of this audit. (**See CHART 2**) All staff interviewed was well versed in their respective areas of responsibility regarding PREA and affirmed compliance with the applicable PREA standards.

## CHART 2 Staff/Contractor/Volunteer Interviews (26)

Interview Type	Number Interviewed	Additional Information
Volunteer	0	
Contractor	2	
Supervisors	3	
1 <sup>st</sup> Responder	0	
Agency Head/Designee	1	Superintendent
Facility Head/Designee	1	Superintendent
Medical Staff	1	WellPath
Mental Health Staff	1	WellPath
PREA Coordinator	1	
PREA Manager	0	N/A
1 <sup>st</sup> Shift Random Staff	4	
2 <sup>nd</sup> Shift Random Staff	3	
3 <sup>rd</sup> Shift Random Staff	3	
PREA Investigator	1	Assistant Jail Administrator
Screening Staff	1	
Human Resources	1	
Training Staff	1	PREA Coordinator
Juvenile Staff	0	N/A
Segregation Staff	1	
Intake Staff	1	

There is no SAFE or SANE staff at the facility; they are made available through a Memorandum of Understanding with the Center for Prevention of Abuse. Exams would be performed at OSF Saint Francis Medical Center. Staff interviewed was well versed in their responsibilities in reporting sexual abuse, sexual harassment, staff negligence, and retaliation for reporting. The Center for Prevention of Abuse also acts the external reporting agency. Inmates can simply dial 309-691-0551 on any inmate phone, and they are quickly connected to a Victim Advocate. The system was successful tested during the initial tour of the facility.

There were twenty-three inmates interviewed during the on-site visit. These inmates consisted of: fourteen general population inmates and nine targeted (**See CHART 3**). At least one inmate was interviewed from each housing unit. There were twelve males and four females interviewed.

## Chart 3 Inmate Interviews (23) Fourteen general population and nine targeted

Interview Type	Number Interviewed	Additional Information
General Population	14	
Juvenile	0	None housed during the onsite visit
LEP	0	None housed during the onsite visit
Blind/Low Vision	0	None housed during the onsite visit

Deaf/Hearing Impaired	0	None housed during the onsite visit
Self-Identified as LBGTQ	2	
Transgender	0	None housed during the onsite visit
Physical/Mental Disability	5	
Screening at Risk	2	
Reported Sexual Abuse	0	None housed during the onsite visit

All of the inmates interviewed acknowledged receiving PREA training and written materials in languages that they could comprehend (PREA posters and detainee handbooks) outlining the agencies zero tolerance policies towards sexual abuse, sexual harassment, and retaliation for reporting, as well as the procedures for reporting. All inmates interviewed felt if they had to file a PREA complaint the facility would respond appropriately to their complaint and that all PREA complaints were taken very serious by staff at this facility.

The auditor selected and carefully examined ten human resource files, ten staff training files, two contractor and two volunteer training files (**See CHART 4**). The human resource and volunteer files were very well organized and contained all the necessary background check information and signed statements regarding previous sexual misconduct described in the standards. The training records were also very complete and included written documentation that staff and volunteers received the required training and understood what was being trained. It was clear the line staff member thoroughly covers all aspects of PREA during his training sessions.

**CHART 4 Files Reviewed**

File	Number Reviewed
Staff Human Resource Files	10
Staff Training Files	10
PREA Investigation Files	2
Volunteer/Contractor Training Files	2
Volunteer/Contractor Human Resource Files	2
Inmate Screening/PREA Education Files	10

The auditor also reviewed ten offender files and saw documentation of offender education, as well as documentation of the initial risk screenings, and screenings upon additional information being completed as required by the standard.

In the twelve months preceding the audit, the Tazewell County Justice Center had received and investigated two PREA complaints regarding sexual harassment and alleged sexual abuse (**See CHART 5**). During the investigation each case was either determined to be unfounded or unsubstantiated based on each merit, investigation findings and evidentially standards.

## CHART 5 PREA Investigations (2)

<b>Inmate on Inmate</b>	<b>Type</b>	<b>Substantiated</b>	<b>Unsubstantiated</b>	<b>Unfounded</b>	<b>Total</b>
	Sexual Abuse	0	1	0	1
	Sexual Harassment	0	0	0	0
	Pending	0	0	0	0
<b>Staff on Inmate</b>	<b>Type</b>	<b>Substantiated</b>	<b>Unsubstantiated</b>	<b>Unfounded</b>	<b>Total</b>
	Sexual Abuse	0	0	0	0
	Sexual Harassment	0	0	0	0
	Pending	0	0	0	0
<b>Inmate on Unknown</b>	<b>Type</b>	<b>Substantiated</b>	<b>Unsubstantiated</b>	<b>Unfounded</b>	<b>Total</b>
	Sexual Abuse	0	0	1	1
	Sexual Harassment	0	0	0	0
	Pending	0	0	0	0

All investigative files were reviewed during the on-site visit and appeared to document thoroughly the investigative process per agency policy. Policy was followed and documented for inmate notification, incident review and retaliations monitoring. Policy and procedure required that criminal investigative referrals were to be documented and proper referrals were made as warranted.

There were no allegations made by inmates that occurred at other correctional facilities.

At the conclusion of the on-site visit, an exit meeting was held to discuss the audit findings. The following staff attended:

DJS Mike Harper

Tim Carney, PREA Coordinator

During the exit, the auditor explained the process that would follow the on-site visit. The lead auditor also explained any areas found not meeting the standards during the audit would require corrective measures and he would be working closely with the PREA team to accomplish compliance. Finally, the lead auditor acknowledged the willingness of all staff involved to accomplish PREA compliance and advised the PREA team of their requirements to post the how to obtain a copy of the final report on the facility website once compliance with all standards was achieved.

## Facility Characteristics

The Tazewell County Justice Center Custody levels include minimum, medium and high custody. The facility houses both males and females; the facility does not house juvenile inmates. Staff work 8-hour shifts (0600-1400, 1400-2200, and 2200-0600); Command Staff work 8-hour shifts (0530-1330, 1330-2130, and 2130-0530). Each shift is typically staffed with at least one Commander. Staffing deviations are covered by overtime or mandatory call-ins.

The facility has 212 cameras with storage space of 30+ days. The agency does not utilize body cameras. Each floor has a control room that is continuously staffed. The control room operator controls and monitors all inmate movement on the floor. Each control operator is centrally located and has the ability to see directly into each housing dayroom. The facility has seven main housing areas (**See CHART 6**).

Medical and Mental Health services are contracted through WellPath. Commissary is provided by Keefe and the Summit operates its own kitchen in the facility. Each dayroom is equipped with inmate phones and a kiosk for commissary orders provided through Securus Technology; PREA Hotline Posters are posted in each dayroom near the inmate phones. Inmates have access to a large indoor and outdoor recreation. Eligible inmates can work in the Kitchen, Laundry, or Custodial; inmate workers receive a daily wage from \$4.00 per day. Inmate uniforms are as follows:

- Black/White Strip      Segregation
- Blue                      General Population Male
- Green                     General Population Females
- White                     Kitchen Workers

### CHART 6 Housing Breakdown

Name	Design	Capacity	Gender	Custody Level
A	Single/Double/Dorm	24	Female	All
B	Double	72	Male	Minimum
C	Double	64	Male	Minimum
D	Single	18	Male	Segregation
E	Dormitory	24	Male	Pre-class
G	Dormitory	24	Female	All
SHU	Single	9	Male	Disciplinary

## Summary of Audit Findings

*This facility has successfully must the necessary requirements for re-certification.*

### Standards Exceeded

**Number of Standards Exceeded:** 4

**List of Standards Exceeded:** 115.13, 115.15, 115.64, and 115.65

### Standards Met

**Number of Standards Met:** 37

**List of Standards Exceeded:**

115.11, 115.12, 115.14, 115.16, 115.17, 115.18, 115.21, 115.22, 115.31, 115.32, 115.33, 115.34, 115.35, 115.41, 115.42, 115.43, 115.51, 115.52, 115.53, 115.54, 115.61, 115.62, 115.63, 115.66, 115.67, 115.68, 115.71, 115.72, 115.73, 115.76, 115.77, 115.78, 115.81, 115.82, 115.83, 115.86, 115.87, 115.88, 115.89, 115.401, 115.403

### Standards Not Met

**Number of Standards Not Met:** 0

**List of Standards Not Met:** N/A

## 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

Based on random staff interviews, interview with the PREA Coordinator, Policy 606 Prison Rape Elimination Act, review of Tazewell County Jail Chain of Command Chart, documentation provided and review of the Tazewell County Justice Center; the following delineates the audit findings regarding this standard:

15.11 (a) The Tazewell County Justice Center staff follows the agency's Policy 606 Prison Rape Elimination Act which mandates a zero tolerance for all forms of sexual abuse and sexual harassment. This policy outlines the agency's approach to preventing, detecting, and responding to such conduct. This was evident during the onsite tour, interviews with inmates and staff. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.11 (B) and (C) The agency employs an upper-level, agency-wide PREA Coordinator. The Tazewell County Policy 606.03 Prison Rape Elimination Act outlines the responsibilities of the PREA Coordinator. Tim Carney is the agency-wide PREA Coordinator at the Tazewell County Justice Center. Tim Carney was appointed as the agency-wide PREA Coordinator by Sheriff Lower. The facility provided the auditor with the organizational chart showing the PREA Coordinator position as an upper-level, agency-wide position. Mr. Carney is very knowledgeable of the PREA standards, actively assist the facility with compliance; and maintain detailed PREA statistics for the agency. Mr. Carney has the authority to develop, implement, and oversee PREA compliance. Mr. Carney is actively updating the facility as new Frequently Ask Questions (FAQ's) results are published on the PREA Resource Center website. The Tazewell County Justice Center meets this standard.

## 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

Based on the documentation provided, as well as, Policy 606 PREA page 3, interview with the Superintendent, and PREA Coordinator, it was determined the Tazewell County Justice Center does not contract with other facilities to house inmates assigned to their custody. Therefore, this standard was found to be in compliance during this audit.

## 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

Based on staff interviews, policy 606 Prison Rape Elimination Act (PREA) page 4, review of Tazewell County Jail Staffing Plan, documentation provided and review of the Tazewell County Justice Center; the following delineates the audit findings regarding this standard:

115.13 (a) The facility has documented and made its best efforts to comply on a regular basis with a staffing plan that provides for adequate levels of staffing as described and required by this standard. Tazewell County Sheriff's Office Policy 606: Prison Rape Elimination Act (PREA) page 4 requires the agency's staffing plan must use the criteria found in the standard 115.13 (a) to include the physical layout of the facility, composition of the residents housed, the prevalence of substantiated and unsubstantiated incidents of sexual abuse, and any other relevant factors identified. Video monitoring has been deployed to assist with the protection of offenders against sexual abuse at this facility. The staffing levels are monitored daily by review of shift rosters. The staffing plan is reviewed annually by the administrative review team. The last Annual Staffing Plan assessment was completed on January 12, 2021. This was corroborated by the Superintendent. Therefore, the facility meets compliance with this part of the standard during this audit.

115.13 (b) The facility has procedures in place to ensure all deviations are covered by overtime or notification must be documented on shift roster and submitted to the PREA Coordinator outlining the reason(s) for the deviation. If a deviations is imminent, the Shift Supervisor will ask for volunteers, if there are no volunteers to cover the position; the Shift Supervisor will mandate that someone will stay and cover the deviation. The agency does utilize overtime paid for staffing deviations. There has not been deviation reported where the staffing plan had not been complied with in the past twelve months, as confirmed by written documentation and during interview with the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.13 (c) The staffing plan is reviewed annually by the PREA Coordinator, and forwarded to the Assistant Superintendent and Superintendent for review. It is then forwarded to Sheriff Lower for signature and approval of any recommendations made which would include changes to policy and procedures, physical plant, video monitoring, or staffing levels. The last Annual Staffing Plan assessment was completed on January 12, 2021. The plan is reviewed each quarter by the administrative review team. Therefore, the facility exceeds compliance with this part of the standard during this audit.

115.13 (d) Based on Tazewell County Justice Center Shift Supervisor, facility logs, staff interviews, and other documentation provided. Intermediate-level or higher-level supervisors are required to conduct and are documenting Unannounced rounds on all shifts as required. Random documentation review showed within a 72-hour period; there was an unannounced conducted on each shift by the shift supervisor. Such rounds are logged as a "Supervisor Unannounced PREA Round" located in each housing unit. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## 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

Based on the auditor observation, documentation provided, interviews with the Superintendent, PREA Coordinator, and staff interviews, the Tazewell County Justice Center is an all-adult facility and does not house youthful offenders. Therefore, this standard was found in compliance during this audit.

## 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

Based on Tazewell County Justice Center Policy 513 Searches, training curriculums, staff interviews, training file reviews, PREA Resource Center Training Video, and documentation provided; the following delineates the audit findings regarding this standard:

115.15 (a) Tazewell County Justice Center Policy 513.5 Searches outline offender searches including searches of transgender and intersex offenders. The review of training curriculums and staff interviews revealed cross gender strip searches are prohibited except in exigent circumstances and must be documented when conducted. There have been documented cross-gender visual body cavity or strip searches reported in the past twelve months; are were documented on memorandum to the Assistant Jail Superintendent and all were conducted on camera with a witness. Several staff stated they had been properly trained in conducting cross-gender searches. Review of ten staff training files confirmed this practice. Staff signs the Tazewell County Training Roster form indicating they have received and understood the training provided. This was reiterated during an interview with the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.15 (b) Tazewell County Justice Center policy 513.10 page 9: outlines the proper procedure for cross-gender searches. This practice was confirmed during female inmate interviews and random staff interviews. Several random staff stated they had completed a cross-gender search; review of training records confirmed each employee receives training on cross-gender searches. Staff signs the Tazewell County Training Roster form indicating they have received and understood the training provided. Staff document cross-gender searches on memorandum and forward to the Assistant Jail Superintendent. All cross-gender searches were conducted on camera and were witnessed by another staff member. The PREA Coordinator confirmed there had documented all cross gender searches in the past twelve months. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.15 (c) Tazewell County Justice Center Policy 513.10 page 9 Searches and Policy 513.4.4 page 5, outlines the parameters of the agency proper procedure for conducting cross-gender searches. Review of training files indicated that all staff are trained on this policy. Staff signs the Tazewell County Training Roster form indicating they have received and understood the training provided. The PREA Coordinator confirmed there had been some cross-gender searches in the past twelve months. . Staff document cross-gender searches on memorandum and forward to the Assistant Jail Superintendent. All cross-gender searches were conducted on camera and were witnessed by another staff member. This practice was confirmed during female inmate interviews. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.15 (d) Tazewell County Justice Center Policy 513 Searches, outlines that inmates shall be permitted to shower, perform bodily functions and change clothing without non-medical staff of the opposite gender viewing their breasts, buttocks or genitalia. The inmates confirmed during interviews they have privacy when showering, using the toilets and while changing their clothes. Tazewell County Justice Center Policy 513 - Searches, also requires staff of the opposite gender to announce their presence prior to entering the housing units. Inmate and staff interviews revealed that opposite gender announcements were common practice at this facility. Female inmates stated it was common practice for male staff to announce their presence prior to entering the housing unit. Ten out of ten random staff states they always announce before entering a housing area of the opposite sex. Therefore, the facility exceeds compliance with this part of the standard during this audit due to the fact there are "opposite gender must announce" signs at every housing unit.

115.15 (e) Based on Tazewell County Justice Center Policy 513.5 page 7, training curriculum provided and staff interviews the facility prohibits staff from physically examining transgender or intersex inmates for the sole purpose of determining genital status. If the inmate's genital status is unknown, it is determined 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. This was corroborated during interviews with the medical staff and ten random staff. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.15 (f) Based on Tazewell County Justice Center Policy 513 Searches, training curriculum provided, staff training file reviews, and ten random staff interviews the facility trains security staff to conduct cross-gender pat-down searches, and searches of transgender and intersex inmates, in a professional and respectful manner, and in the least intrusive manner possible, consistent with security needs. During interview all inmates, it was confirmed that they felt the staff conducts proper searches. There were also no complaints filed by the LGBTI inmate in the past 12 months related to searches. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## **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

Based on Tazewell County Justice Center policy 606.6 Prison Rape Elimination Act page 6, review of the lesson plans, Detainee Handbook and Orientation; as well as, staff and inmate interviews and facility tour; the following delineates the audit findings regarding this standard:

115.16 (a) Tazewell County Justice Center policy 606.6 Prison Rape Elimination Act page 6, requires the Tazewell County Justice Center to take appropriate steps to ensure 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 its efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including steps to provide interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary. PREA handouts, PREA postings, PREA education video, and the inmate handbook are provided in both English and Spanish. The facility has a agreement with an outside certified Spanish Interpreter, if necessary; there no LEP inmates incarcerated at the time of the onsite audit. The facility also has an agreement with a local Sign Language Interpreting Service who is licensed in the state of Illinois. According to the PREA Coordinator, the agency has not had to utilize these services in the past twelve months. Tazewell County Justice Center policy 606.6 Prison Rape Elimination Act page 6, staff may assist those inmate with intellectual disabilities to understand the agency's zero tolerance for sexual abuse and sexual harassment, how to report sexual abuse and sexual harassment and describe the agency's PREA policy. During interviews with the three inmates identified with disabilities, they both confirmed having received training and materials they could understand. There were no blind/low vision and two deaf/hearing impaired inmates to interview during the on-site visit. The two deaf/hearing impaired inmates displayed a working knowledge of the agency zero-tolerance policy and how to report sexual harassment and sexual abuse. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.16 (b) According to the Detainee Handbook and Orientation pages 2-3, the Tazewell County Justice Center takes 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. The facility has a agreement with an outside certified Spanish Interpreter, if necessary; there no LEP inmates incarcerated at the time of the onsite audit. The facility also has an agreement with a Language Line who is licensed in the state of Illinois. According to the PREA Coordinator, the agency has not had to utilize these services in the past twelve months. The inmates and staff also confirmed that interpretive services are available when needed. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.16 (c) Tazewell County Justice Center policy 606.6 Prison Rape Elimination Act page 6, illustrates the agency does 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. During this audit cycle there were no instances where an inmate interpreter had to be utilized. This was confirmed during interviews with ten random staff, the PREA Coordinator and the PREA Investigator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## 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

Based upon review of Tazewell County Sheriff's policy 606 Prison Rape Elimination Act page 4, Policy 107 Special Assignments and Promotions page 2, Human Resource staff interviews, Tazewell County Background Packet, and personnel file reviews; the following delineates the audit findings regarding this standard:

115.17 (a) Tazewell County Adult Detention policy 606 Prison Rape Elimination Act page 4, mandates the agency does not hire or promote anyone who may have contact with inmates, and does not enlist the services of any contractor or volunteer 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, has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse; or has been civilly or administratively adjudicated to have engaged in the activity described above. The facility completes a "Tazewell County Sheriff's Office Background Packet", including the PREA Pre-Employment Self Reporting form on all new applicants confirming compliance. Background checks include:

- Driver's License Status Check
- NCIC
- Call history at current and old address
- Neighborhood canvas of current and old addresses
- Call current and previous employers
- Call references

This practice was confirmed during interviews with the agency's PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.17 (b) Tazewell County Justice Center policy 606 Prison Rape Elimination Act page 4, states the agency shall consider any incidents of sexual harassment in determining whether to hire or promote anyone, or to enlist the services of any contractor or volunteer, who may have contact with inmates. Anyone promoted must sign the TCSO Self-Declaration Form. This was confirmed during review of ten human resource files for employees, two human resource file reviews of contractors and two for volunteers. Policy 107 Special Assignments and Promotions page 2, states the Tazewell County Sheriff's Office shall not promote, assign, or transfer any member to a position that may allow contact with inmates if the member has violated any area covered in section A of this standard. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.17 (c)-1 Tazewell County Justice Center requires a criminal background records check be completed before hiring any new employee. Tazewell County policy 606 Prison Rape Elimination Act page 4, mandates this process. Ten out of ten human resource files confirmed this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

(c)-2 Tazewell County Justice Center makes their best efforts to contact all prior institutional employers for information on substantiated allegations of sexual abuse or any pending investigations of allegation of sexual abuse. This request is documented on Background Check Packet. Review of ten human resource files illustrated this practice. The Superintendent advised the agency has hired three employees that has previously worked at another institution within the past twelve months. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.17 (d) Tazewell County Justice Center requires a criminal background records check be completed before enlisting the services of any contractor or volunteer who may have contact with the inmates. Four out of four files reviewed confirmed this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.17 (e) Tazewell County Justice Center completed background checks on all employees, volunteers and contractors every five years. Ten out of ten applicable human resource files confirmed this practice. The practice was confirmed by the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.17 (f) Tazewell County Justice Center instills upon all employees a continuing affirmative duty to disclose any sexual misconduct as required by this standard. A Tazewell County Sheriff's Office Self-Declaration Form is completed by all applicants, upon being hired and if being considered for a promotion. Each subsequent year of employment, employees are required to complete the agency's Self-Declaration Form. Random Staff interviews corroborated this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.17 (g) Tazewell County Sheriff's Office policy 107 Special Assignment and Promotion section 107.3.3 Disqualifications page 2 mandates that material omissions regarding sexual misconduct, and the provision of materially giving false information, are grounds for termination as required by this standard. The PREA Coordinator stated there had been not been any complaints on a contractor and therefore; no termination of a contract employee for this circumstance in the past twelve months. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.17 (h) Tazewell County Sheriff's Office policy 107 Special Assignment and Promotion section 107.3.3 Disqualifications page 2, requires that the agency shall provide information on substantiated allegations of sexual abuse or sexual harassment involving a current or former employee upon receiving a request from an institutional employer for whom such employee has applied to work. The Superintendent stated the agency has not received such a request in the past twelve months. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## **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

Based upon review of Tazewell County Justice Center policy 606 Prison Rape Elimination Act page 3, physical plant, staff interviews and review of documentation provided; the following delineates the audit findings regarding this standard:

115.18 (a) Tazewell County Justice Center policy 606 Prison Rape Elimination Act page 3 requires when designing or acquiring any new facility and in planning any substantial expansion or modification of existing facilities, the agency shall consider the effect of the design, acquisition, expansion, or modification upon the agency's ability to protect inmates from sexual abuse. During this audit cycle there have been no expansions or modifications to this facility. A body scanner was purchased for intake during this audit cycle. Audio was added to some cells in the SHU and Medical. This was reiterated by the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.18 (b) Tazewell County Justice Center policy 606 Prison Rape Elimination Act page 6 requires when installing or updating a video monitoring system, electronic surveillance system, or other monitoring technology, the agency shall consider how such technology may enhance the agency's ability to protect inmates from sexual abuse. During this audit cycle there has been minimal

enhancements to the video technology at this facility. Audio was added to some cells in the SHU and Medical. This was reiterated by the PREA Coordinator. A body scanner was purchased for intake during this audit cycle. This was reiterated by the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## 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 evidentiary 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**

Based upon review of Tazewell County Justice Center policy 606.10 Prison Rape Elimination Act page 9, investigative staff interviews, Memorandum of Understanding with Prairie Sexual Center Against Sexual Assault and review of documentation provided; these items delineates the audit findings regarding this standard:

115.21 (a) and (b) Tazewell County Justice Center complies with all elements of this standard. The agency follows a uniform evidence protocol that maximizes the potential for obtaining usable physical evidence for administrative proceedings. The Tazewell County Sheriff's Office investigates all PREA complaints for potential criminal activity and maintains a close working relationship with the State Prosecutor's Office on each case. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.21 (c) Tazewell County Justice Center offers all victims of sexual abuse access to forensic medical examinations at the OSF St. Francis Medical Center without financial cost, where evidentiary or medically appropriate. Such examinations are to be performed by Sexual Assault Forensic Examiners (SAFEs) or Sexual Assault Nurse Examiners (SANEs) as required. During the past twelve months, there has not been an inmate who alleged sexual abuse that constituted the need for a SANE exam. Investigators follow the Sexual Assault Investigations within Jail PREA protocol. An interview with the Director of the Center for Prevention of Abuse confirmed this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.21 (d) The Tazewell County Justice Center has entered into a Memorandum of Understanding with Center for Prevention of Abuse, which agrees to provide outside victim advocacies services to the inmates. Additionally, Tazewell County has a contract with WellPath to provide medical and mental health services for the inmate population. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.21 (e) Tazewell County Justice Center has entered into a Memorandum of Understanding with the Center for Prevention of Abuse which agrees to provide outside victim advocacies services to the inmates upon request. The facility also makes available to the victim a qualified agency staff member, upon request by the victim, who will accompany and support the victim through the forensic medical examination process and investigatory interviews and provide emotional support, crisis intervention, information, and referrals as warranted. Additionally, Tazewell County has a contract with WellPath to provide medical and mental health services service for the inmate population. Interviews with multiple medical staff members confirmed this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.21 (f) According to policy 606.10 Prison Rape Elimination Act page 9, the Tazewell County Justice Center is responsible for administrative investigations and criminal investigator with the Tazewell County Sheriff's Office shall conduct all criminal investigations covering all aspects of this standard. Investigators follow the agency's Sexual Assault Investigations within Jail PREA protocol. This was confirmed during an interview with the PREA Coordinator and during review of both PREA investigation files from the past twelve months. All of the agencies Criminal Investigators have

completed the specialized PREA investigation for confinement setting online training. Therefore, this part of the standard is not applicable to this facility.

## 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

Based upon review of Tazewell County Justice Center policy 606 Prison Rape Elimination Act, page 4, Prison Rape Elimination Act Investigative Staff and PREA Coordinator interviews, and review of documentation provided; the following delineates the audit findings regarding this standard:

115.22 (a) The Tazewell County Justice Center policy 606 Prison Rape Elimination Act page 4, requires the staff to investigate all PREA complaints received at this facility. All potential criminal activity is referred to the PREA Investigator assigned to the Tazewell County Justice Center for the Tazewell County Sheriff's Office. There were two cases of sexual abuse referred and investigated during this audit cycle; both were deemed to be unfounded or unsubstantiated. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.22 (b) All PREA allegations are investigated by the Tazewell County Justice Center for potential criminal activity. If it is determined that the allegation involves potential criminal activity, it is referred to the PREA Investigator of the Tazewell County Sheriff's Office for criminal investigation and prosecution as warranted. There were two case of sexual abuse referred and investigated during this audit cycle; both were deemed to be unfounded or unsubstantiated. This was confirmed during interviews with the PREA Coordinator and the PREA Investigator. This policy is published on the agency app: Tazewell County Sheriff's Office as required. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.22 (c) The Tazewell County Justice Center refers all criminal allegations for investigation to the designated PREA Investigator of the Tazewell County Sheriff's Office. There were two case of sexual abuse referred and investigated during this audit cycle; both were deemed to be unfounded or unsubstantiated. This was confirmed during interviews with the PREA Coordinator and the PREA Investigator. The requirements of this part of the standard are outlined in the policy that is posted on the app. Tazewell County Sheriff's Office. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## 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

Based on the review of the Tazewell County Justice Center policy 311 Prison Rape Elimination Act Training, staff interviews, random staff training file review and review of documentation provided TCJC PREA Training Manual, certificates, sign-in sheets, signed acknowledgement forms; the following delineates the audit findings regarding this standard:

115.31 (a) The agency utilizes a seventy-three page TCJC PREA Training Manual to complete this training; the lesson plan was developed by the Tazewell County Sheriff's Office utilizing resources from the National PREA Resource Center, and the United States Department of Justice. Tazewell County Justice Center trains all their employees who have contact with inmates on:

- (1) 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;
- (3) Inmates' right to be free from sexual abuse and sexual harassment;
- (4) The right of inmates and employees to be free from retaliation for reporting sexual abuse and sexual harassment;
- (5) The dynamics of sexual abuse and sexual harassment in confinement;
- (6) The common reactions of sexual abuse and sexual harassment victims;
- (7) How to detect and respond to signs of threatened and actual sexual abuse;
- (8) How to avoid inappropriate relationships with inmates;
- (9) How to communicate effectively and professionally with inmates, including lesbian, gay, bisexual, transgender, intersex, or gender nonconforming inmates; and
- (10) How to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities.

Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.31 (b) The training is tailored to both male and female gender of the inmates at Tazewell County Justice Center. The agency utilizes a seventy-three page TCJC PREA Training Manual to complete this training; the lesson plan was developed by the Tazewell County Sheriff's Office utilizing resources from the National PREA Resource Center, and the United States Department of Justice. This was confirmed after reviewing the training lesson plan and an interview with the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.31 (c) The training staff provided a report containing all staff that had been PREA trained which confirmed the requirements needed to meet the standard and proved that all current staff was trained within one year of the effective date of the PREA standards. All staff receive annual refresher PREA training during in-service according to policy 311 Prison Rape Elimination Act Training which meets the requirements of this standard. Ten out of ten random staff interviews confirmed this practice. This was confirmed during interviews with the PREA Coordinator, who is the agency's primary PREA instructor. Review of ten employee training files illustrated that all ten were found to be in compliance with the policy. Staff signs the Understanding and Completion of Training form indicating they have received and understood the PREA training provided by TCSO. Therefore, the facility meets this part of the standard during this audit.

115.31 (d) Tazewell County Justice Center documents, through employee signature on the Understand and Completion Training Form, indicating they have received and understood the PREA training provided by TCSO. The PREA Coordinator supplied documentation showing all employees signed indicating they had received and understood the PREA training. Review of ten employee training files illustrated that all ten were found to be in compliance with the policy. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## 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

Based upon review of Tazewell County Justice Center Lesson Plan, volunteer and contractor interviews, random training file review and review of documentation provided (certificates, sign-in sheets, signed acknowledgement forms, training curriculums and handouts); the following delineates the audit findings regarding this standard:

115.32 (a) The agency utilizes a five page lesson plan to complete this training; the lesson was developed by the Tazewell County Sheriff's Office utilizing resources from the National PREA Resource Center, and the United States Department of Justice. Tazewell County Justice Center ensures all volunteers and contractors who have contact with inmates have been trained on their responsibilities under Tazewell County Justice Center's sexual abuse and sexual harassment prevention, detection, and response policies and procedures. Interviews with two contract employees and two volunteer confirmed they had been properly trained. Contracted vendors and volunteers sign the TCSO Understanding and Completion of Training Form indicating they have received and understood the PREA training provided by TCSO. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.32 (b) Tazewell County Justice PREA lesson plane indicates the level and type of training provided to volunteers and contractors is based on the services they provide and level of contact they have with inmates, but all volunteers and contractors who have contact with inmates are notified of Tazewell County Justice Center's zero-tolerance policy regarding sexual abuse and sexual harassment and their requirements to report such incidents. The agency utilizes a five page lesson plan to complete this training; the lesson plan was developed by the Tazewell County Sheriff's Office utilizing resources from the National PREA Resource Center, and the United States Department of Justice. Review of training records also confirmed the training. Contracted vendors and volunteers sign the TCSO Understanding and Completion of Training Form indicating they have received and understood the PREA training provided by TCSO. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.32 (c) Tazewell County Justice Center maintain documentations that volunteers and contractors understand the PREA training they have received. Training file review confirmed two out of two records corroborated this practice. Contracted vendors and volunteers sign the TCSO Understanding and Completion of Training Form indicating they have received and understood the PREA training provided by TCSO. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## 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

Based on review of the Tazewell County Justice Center policy 606.3 Prison Rape Elimination Act page 1, the Inmate Handbook, Facility Orientation, PREA Posters, and the PREA video; as well as interviews with random inmates and staff; the following delineates the audit findings regarding this standard:

115.33 (a) During the intake process, inmates receive access to the Inmate Handbook explaining Tazewell County Justice Center's zero-tolerance policy regarding sexual abuse and sexual harassment and how to report incidents or suspicions of sexual abuse or sexual harassment. Inmate signs that they have received the Inmate Handbook, which is available in both English and Spanish. The Inmate Handbook contains information on the agency's zero tolerance on sexual abuse and sexual harassment, multiple ways to report sexual abuse and sexual harassment and information including the free and confidential telephone number and address to victim advocacy services. This was confirmed during an interview with the Screening Officer. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.33 (b) Within 30 days of intake, Tazewell County Justice Center provides comprehensive education to the inmates, administered by 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 agency policies and procedures for responding to such incidents. The additional education is provided in the form of a video (both English and Spanish). The video title is "PREA What You Need to Know". Classification file review that all ten inmates signed stated they had seen the video. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.33 (c) Tazewell County Justice Center has provided such education within one year of the effective date of the PREA standards to all its inmates, and provides education to inmates upon transfer as required by this standard. This was confirmed during an interview with the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.33 (d) Tazewell County Justice Center policy 606.3 Prison Rape Elimination Act page 1, requires the agency provides 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. The PREA video can be placed on closed-caption. There were no blind/low vision and two deaf/hard of hearing inmates incarcerated at the time of the on-site visit. There were no LEP inmates incarcerated at the time of the onsite visit. Two inmates with cognitive impairments were interviewed; both demonstrated an understanding of the agency's zero tolerance for sexual abuse and sexual harassment and how to report. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.33 (e) There was documentation provided of inmates participation in PREA educational sessions as required by this part of the standard. Ten out of ten files reviewed confirmed this process. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.33 (f) Tazewell County Justice Center does provide the inmates with PREA posters, and an Inmate Handbook in English and Spanish outlining the zero-tolerance policy regarding sexual abuse and sexual harassment and how to report incidents or suspicions of sexual abuse or sexual harassment. All inmates with disabilities interviewed stated they felt safe in the facility. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## 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

Based on review of the Tazewell County Justice Center policy 311.5 Prison Rape Elimination act Training; as well as, the PREA Specialized Investigator Training certificates provided, Investigators training file review and investigative staff interviews; the following delineates the audit findings regarding this standard:

115.34 (a) In addition to the general training provided to all employees Tazewell County Justice Center ensures that the PREA Investigator received training in conducting investigations in confinement settings. Tazewell Investigators have completed a 16-hour PREA Investigation Course conducted by the American Jail Association; entitled "Finding the Truth: Investigations of Sexual Abuse of Inmates in Confinement Settings". This was confirmed during a review of the Investigation's training records. The Investigator has many years of experience and has attended countless trainings pertaining to his job duties. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.34 (b) Specialized training includes techniques for interviewing sexual abuse victims, proper use of Miranda and Garrity warnings, sexual abuse evidence collection in confinement settings, and the criteria and evidence required to substantiate a case for administrative action or prosecution referral. Tazewell Investigators have completed a 16-hour PREA Investigation Course conducted by the American Jail Association; entitled "Finding the Truth: Investigations of Sexual Abuse of Inmates in Confinement Settings". The Investigator has many years of experience and has attended countless trainings pertaining to his job duties. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.34 (c) Tazewell County Justice Center 311.5 Prison Rape Elimination Act Training page 140, requires the facility to maintain documentation that agency investigators have completed the required specialized training in conducting sexual abuse investigations. The auditor found the facility PREA Investigators to be very knowledgeable and well versed in the PREA standards as they pertain to investigations and evidentially standards. Tazewell Investigators have completed a 16-hour PREA Investigation Course conducted by the American Jail Association; entitled "Finding the Truth: Investigations of Sexual Abuse of Inmates in Confinement Settings". Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## 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 does 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

Based on review of the Tazewell County Justice Center policy 311.4 Prison Rape Elimination Act Training, as well as, the PREA Specialized Medical/Mental Health training video and curriculum provided, training file review and staff interviews; the following delineates the audit findings regarding this standard:

115.35 (a) WellPath provides PREA Specialized Medical/Mental Health training video, curriculum provided, training file Tazewell County Justice Center review and staff interviews revealed the agency has provided specialized training to all its medical and mental health staff on how to detect and assess signs of sexual abuse and sexual harassment, how to preserve physical evidence, how to respond effectively and professionally to victims of sexual abuse and sexual harassment and how to report allegations of sexual abuse and sexual harassment. Review of training records and interview

with the WellPath staff members confirmed this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.35 (b) Tazewell County Justice Center policy 311.4 Prison Rape Elimination Act Training page 140, states the medical staff at this facility does not conduct forensic exams. This was confirmed during interviews with the Contracted Medical Staff and the PREA Coordinator. Therefore, this part of the standard is not applicable to this facility.

115.35 (c) Tazewell County Justice Center contracts with WellPath for inmate medical services. The agency maintains documentation that all medical staff has received specialized training. The contracted medical staff receives annual PREA training from WellPath and Tazewell County Sheriff's Office. Medical Staff also complete the specialized PREA online training course provided by WellPath. Review of the training records and interview with the WellPath staff members confirmed this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.35 (d) Medical and mental health care practitioners with WellPath also receive the annual training mandated for all employees, contractors, and volunteers. Review of the training records and interview with two WellPath staff member confirmed this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## **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

Based on Tazewell County Justice Center policy 507 Detainee Classification, inmate and staff interviews, inmate file reviews, and a review of the Tazewell County Justice Center Screening Assessment Form: the following delineates the audit findings regarding this standard:

115.41 (a) Tazewell County Justice Center policy 507 Detainee Classification page 3, mandates the Tazewell County Justice Center ensures that all inmates are assessed during intake and upon transfer to another facility for risk of being sexually abused by other inmates or sexually abusive toward other inmates. Inmates receive basic PREA information (how to report, zero tolerance and Sexual Assault Center Information) during the intake process. Ten out of ten intake files confirmed this practice. The Inmate Handbook outlines basic information on the topics of sexual assault and sexual harassment, the agency's zero tolerance, reporting procedures and the victim advocacy support available. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.41 (b) The Tazewell County Justice Center provided documentation proving compliance with the standard that all inmates are screened for their risk of being sexually abused by other inmates or being sexually abusive toward other inmates normally upon intake but no later than 72 hours of arrival at the facility. Ten out of ten inmate files confirmed this practice. Twenty-three out of twenty-three inmates remembered being screened upon intake. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.41 (c) Based on the documentation provided and inmate file reviews the facility utilizes an objective screening instrument that covers all aspects of this standard. Ten out of ten inmate files confirmed this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.41 (d) The intake screening instrument (Tazewell County Sheriff's Office Screening Assessment Form) used considers, 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.

Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.41 (e) The initial screening (Tazewell County Sheriff's Office Screening Assessment Form) considers prior acts of sexual abuse, prior convictions for violent offenses, and history of prior institutional violence or sexual abuse, as known to Tazewell County Justice Center, in assessing inmates for risk of being sexually abusive. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.41 (f) Within 30 days from the inmate's arrival, the Tazewell County Justice Center will reassess the inmate's risk of victimization or abusiveness based upon any additional, relevant information received by Tazewell County Justice Center since the intake screening. The Classification Officer completes a follow-up interview with each inmate within 30 days to determine if additional information is available. This process was corroborated during random inmate interviews. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.41 (g) Tazewell County Justice Center will reassess an inmate's risk level 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. A review of rescreening showed there was a clear handoff from the PREA Investigator and the PREA Coordinator and Medical, when circumstances warranted a reassessment. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.41 (h) Tazewell County Justice Center does not discipline inmates for refusing to answer screening questions or not disclosing complete information. This was confirmed during an interview with the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.41 (i) Tazewell County Justice Center implements appropriate controls on the dissemination 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. Based on policy review, interview with the PREA Coordinator and interviews with the staff responsible for completing the screening, all information gathered on the screening instrument is restricted to staff making housing, work and program assignments. Classification Staff responsible for inmate movements do have access to see who listed as aggressor and/or a victim. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## 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 judgment.)  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 judgment.)  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 judgment.)  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

Based on Tazewell County Justice Center policy 804.06 Inmate Hygiene page 5, Policy 507.11 Detainee Classification page 5, Gender Preference Form, inmate and staff interviews, file review, and a review of Tyler Technologies "Initial and 30 day PREA Screening Assessment" form; the following delineates the audit findings regarding this standard:

115.42 (a) Tazewell County Justice Center uses information from the risk screening to decide 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. This was confirmed during a review of policy and during an interview with the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.42 (b) Tazewell County Justice Center makes individualized determinations about how to ensure the safety of each inmate. This was confirmed during a review of policy and during an interview with the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.42 (c) Tazewell County Justice Center policy 507.11 Detainee Classification page 5, outlines the procedures to be followed in deciding whether to assign a transgender inmate to a facility for male

or female inmates, and the process for making housing and programming assignments, on case by case basis as required by this standard. TCSO utilizes a team approach between members of their Sexual Assault Response team, including Administrative and Medical staff in determining proper housing and programming for self-identified transgender inmates. Based on interview with the four self-identified LGBTI inmates housed at this facility the inmate confirmed feeling safe at the facility and felt staff considered the inmate's safety when making housing and programming assignments. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.42 (d) Tazewell County Justice Center policy 507.11 Detainee Classification page 5, outlines the procedures for placement and programming assignments of each transgender or intersex inmate being reassessed at least twice per year to review any threats to safety experienced by the inmate as required by this standard. Based on interviews with the two self-reported LGBTI inmates housed at this facility the inmate confirmed feeling safe at the facility and felt staff considered the inmate's safety when making housing and programming assignments. The inmates also confirmed the PREA Coordinator always inquires about the inmate's safety. TCSO utilizes a team approach between members of their Sexual Assault Response team, including Administrative and Medical staff in determining proper housing and programming for self-identified transgender inmates. Documentation provided revealed that a review was conducted and documented every six months as required. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.42 (e) Tazewell County Justice Center requires that a transgender and intersex inmate's own views regarding their own safety be given serious consideration. This is documented on the agency's Gender Preference Form completed by the detainee and the screening staff. Based on interview with two self-identified LGBTI inmates housed at this facility the inmate confirmed feeling safe at the facility and felt staff considered the inmate's safety regarding housing assignments. Once a transgender inmate is booked into the facility, a multi-disciplinary team reviews the inmates housing, programming and worker status based on the inmates own views, medical and mental health history, prior institutional behavior record and programming needs. The multi-disciplinary team will then make than individualized assessment; this is documented and the record is maintained in the inmate's medical file. There were no transgender or intersex inmates incarcerated at the time of the onsite visit. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.42 (f) Tazewell County Justice Center policy 804.06 Inmate Hygiene page 5, require that transgender and intersex inmates be given the opportunity to shower separately from other inmates. The two self-identified LGBTI inmates confirmed during interview with this auditor being given the opportunity to shower separately. There were no transgender or intersex inmates incarcerated during the onsite visit. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.42 (g) Tazewell County Justice Center does 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. This was confirmed by the auditor's observation during the onsite visit, interview with two self-identified LGBTI inmates an interview with the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## 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

Based on Tazewell County Justice Center policy 606.11 Prison Rape Elimination Act page 10, staff interviews, inmate interviews, and documentation review; the following delineates the audit findings regarding this standard:

115.43 (a) Tazewell County Justice Center policy 606.11 Prison Rape Elimination Act page 10, states inmates at high risk for sexual victimization are not 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. Staff and inmate interviews revealed no incidents of involuntary segregated housing being used for this purpose during the past twelve months at this facility. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.43 (b) Inmates placed in segregated housing for this purpose have access to programs, privileges, education, and work opportunities to the extent possible. If Tazewell County Justice Center restricts access to programs, privileges, education, or work opportunities, Tazewell County Justice Center documents the opportunities that have been limited, the duration of the limitation; and the reasons for such limitations. This was confirmed during an interview with the PREA

Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.43 (c) Tazewell County Justice Center assigns such inmates to involuntary segregated housing only until an alternative means of separation from likely abusers can be arranged, and such an assignment does not ordinarily exceed a period of 30 days. Staff and inmate interviews revealed no incidents of involuntary segregated housing being used for this purpose during the past twelve months at this facility. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## 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

Based on Tazewell County Justice Center policy 606 Prison Rape Elimination Act pages 4 and 5, the Inmate Handbook, Memorandum of Understanding with the Center for Prevention of Abuse, and Break the Silence posters (English and Spanish) provided to inmates were utilized to verify compliance with this standard. Staff and inmate interviews verified the inmates have multiple internal ways to report incidents of abuse or harassment. They can report verbally, in writing, dialing the hotline provided and/or through report of a third party. The following delineates the audit findings regarding this standard:

115.51 (a) Tazewell County Justice Center policy 606 Prison Rape Elimination Act page 4, states the agency provides multiple internal ways for inmates to report incidents of abuse or harassment. They can report verbally to staff, internal hotline to the Command Staff, medical personnel, volunteers, or contractors, in writing, file a grievance, dialing the external hotline provided (1 for English and 2 for Spanish) for the Center for Prevention of Abuse to the inmates satisfying the requirements of this standard. Break the Silence Posters (English and Spanish) are located in each housing unit and in all common areas both English and Spanish outlining the multiple processes in which inmate can report sexual abuse and/or sexual harassment. Inmates can dial 309-691-0551 on any inmate phone and speak to a victim advocate from the Center for Prevention of Abuse. The auditor successfully tested the phone system during the facility tour. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.51 (b) Tazewell County Justice Center provides at least one way for inmates to report abuse or harassment to a public or private entity or office that is not part of Tazewell County Justice Center, 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. The Tazewell County Justice Center has by Memorandum of Understanding provided the address and

phone number for Center for Prevention of Abuse to the inmates satisfying the requirements of this standard. Inmates can dial 309-691-0551 on any inmate phone and speak to a victim advocate from the Center for Prevention of Abuse. The auditor successfully tested the phone system during the facility tour. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.51 (c) Tazewell County Justice Center policy 606.4, Prison Rape Elimination Act page 5, requires all staff to accept reports made verbally, in writing, anonymously and from third parties. All allegations shall be promptly documented in an incident report and reported to the supervisor. All staff, volunteers and contractors have been trained in the mandatory reporting laws in the State of Illinois; all confirmed this practice during interviews. This philosophy was collaborated during review of the agency's PREA investigation files. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.51 (d) Tazewell County Justice Center staff may privately report sexual abuse and sexual harassment to the Superintendent, a Supervisor, PREA Coordinator, or the PREA external hotline telephone number. Posters are located in all housing units, indicating how to report sexual abuse. This information includes the telephone number and address of the Center for Prevention of Abuse Hotline. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## 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 files such a request on behalf of an inmate, the facility may require as a condition of processing the request that the alleged victim agree to have the request filed on his or her behalf, and may also require the alleged victim to personally pursue any subsequent steps in the administrative remedy process.) (N/A if agency is exempt from this standard.)  Yes  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

115.52 (a) According to Tazewell County Sheriff's Office policy 610.6 Inmate Grievances page 4, the agency investigates any report of sexual abuse and takes appropriate actions whether or not such information is received in the form of a grievance. During the past 12 months, Tazewell County Sheriff's Office has not received any filed grievance concerning sexual abuse. Interview with the PREA Coordinator confirms this process. The agency is in compliance with this section of the standard.

115.52 (b) The Tazewell County Sheriff's Office does not impose a time limit on when offenders/detainees may submit a grievance regarding an allegation of sexual abuse. Interview

with the PREA Coordinator confirms this practice. Therefore, the agency complies with this section of the standard.

115.52 (c) Tazewell County Sheriff's policy 610.6 Inmate Grievances page 4, states the agency will ensure that offenders/detainees alleging sexual abuse may submit a grievance without submitting it to a staff member who is the subject of the complaint. During the past 12 months, Tazewell County Sheriff's Office has not had any grievance filed concerning sexual abuse. Additionally, such grievances will not be referred to the staff member who is the subject of the complaint. Therefore, the agency is in compliance with this section of the standard.

115.52 (d) According to Tazewell County Sheriff's policy 610.6 Inmate Grievances page 4, the agency will investigate the matter and render a determination within 90 days. An extension of up to 70 days to issue a determination may be taken if the facts and circumstances require, and the complainant is notified in writing of the extension and the date that a determination will be made. At any level of the administrative process, including the final level, if the complainant does not receive a response within the time allotted for reply, including any properly noticed extension, the offenders/detainees complainant may consider the absence of a response to be a denial at this level. During the past 12 months, Tazewell County Sheriff's Office has not had any grievance filed concerning sexual abuse. Interview with the PREA Coordinator reiterates this process; therefore the agency is found to be in compliance with section of the standard.

115.52 (e) Tazewell County Sheriff's Office policy 610.6 Inmate Grievances page 4, states third parties including fellow offenders/detainees, staff members, family members, attorneys and outside advocates, shall be permitted to assist offenders/detainees in filing requests for administrative remedies related to allegations of sexual abuse and shall also be permitted to file such requests on behalf of offenders/detainees. If the offenders/detainees decline to have the request processed on his or her behalf, the agency shall document the offenders/detainees' decision. During the past 12 months, Tazewell County Sheriff's Office has not had any grievance concerning sexual abuse. The PREA Coordinator confirmed this process. Therefore, the agency complies with this section of the standard.

115.52 (f) The Tazewell County Sheriff's Office policy 610.6 Inmate Grievances page 4, states when an offender/detainee is subject to a substantial risk of imminent threat of sexual abuse, the offender/detainee may file a grievance through the grievance process on the kiosk system and the grievance will be considered an emergency grievance. The initial response to the grievance must be made within 48 hours and the final determination must be made within 5 calendar days, except in circumstances of county holidays and significant events. The agency's immediate focus must be to take action to prevent the potential sexual abuse. Corrective and protective action must be pursued promptly. Tazewell County Sheriff's Office policy 610.6 Inmate Grievances page 4, mandates that staff must treat the information as confidential, only to be revealed to their supervisors in the chain-of-command to ensure prompt action is taken. During the past 12 months, Tazewell County Sheriff's Office has not had any grievance filed concerning sexual abuse. Interview with the PREA Coordinator confirms this practice; therefore the agency complies with this standard.

## **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

Based on Tazewell County Justice Center policy 606 Prison Rape Elimination Act page 3, Detainee Handbook and Orientation, staff interviews, inmate interviews and documentation review; the following delineates the audit findings regarding this standard:

115.53 (a) The agency has entered into a Memorandum of Understanding with the Center for Prevention of Abuse which agrees to provide confidential outside victim advocacies services to the inmates at Tazewell County Justice Center. The mailing address and telephone number for this

agency are made available to all inmates at the facility. Tazewell County Justice Center enables reasonable communication between inmates and these organizations and agencies, in as confidential a manner as possible. Inmates can dial 309-691-0551 on any inmate phone and speak to a victim advocate from the Center for Prevention of Abuse. This is a free and non-recorded telephone call. The auditor successfully tested the phone system. The person, who answered the call, took the auditor through the process if an actual inmate had contacted them for assistance. The services of these victim advocates have not been requested or used by the inmates during this audit cycle, verified by phone call. Information is available in the Detainee Handbook and Orientation. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.53 (b) Tazewell County Justice Center informs 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. All calls to the Center for Prevention of Abuse are not recorded and are free of charge. This was confirmed by the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.53 (c) Policy 606 Prison Rape Elimination Act page 3, requires that Tazewell County Justice Center maintains a Memorandum of Understanding with the Center for Prevention of Abuse. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## 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

Based on the review of Tazewell County Justice Center policy 606 Prison Rape Elimination Act page 4, as well as a review of the agency public app outlining third party reporting; the following delineates the audit findings regarding this standard:

115.54 (a) The agency provides multiple methods for receiving third-party reports of sexual abuse and sexual harassment on the agency app. Tazewell County Sheriff's Office information available on the agency's public app. Tazewell County Sheriff's Office explains how to report sexual abuse and sexual harassment on behalf of an inmate. Multiple ways include, call the Center for Prevention of Abuse and call the main number to the agency. The facility takes all reports seriously no matter how they are received and investigates each reported incident. The agency has not received third party complaint during the past twelve months. This was determined during the review of two PREA investigation files. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## 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 person's 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

Based on Tazewell County Justice Center policy 606.4, Prison Rape Elimination Act, staff interviews, and documentation provided; the following delineates the audit findings regarding this standard:

115.61 (a) Tazewell County Justice Center policy 606.4 Prison Rape Elimination Act (PREA) page 5, requires 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 Tazewell County Justice Center; 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. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.61 (b) Tazewell County Justice Center requires apart from reporting to designated supervisors or officials, staff do 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. This was reiterated during an interview with the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.61 (c) Tazewell County Justice Center requires medical and mental health practitioners to report sexual abuse immediately to the security staff supervisor. Medical and mental health practitioners are required to inform the inmates of their duty to report, and the limitations of confidentiality, at the initiation of services. This was confirmed during interviews with a WellPath's staff; each confirmed their knowledge of mandatory reporting laws in the State of Illinois. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.61 (d) According to policy 606 Prison Rape Elimination Act page 7, if the alleged victim is under the age of 18 or considered a vulnerable adult under a State or local vulnerable persons statute, Tazewell County Justice Center reports the allegation to the designated state or local services agency. This was confirmed by the PREA Coordinator and contracted Medical Staff. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.61 (e) Tazewell County Justice Center reports all allegations of sexual abuse and sexual harassment, including third-party and anonymous reports, to the PREA investigator as required. File review of two PREA investigations confirmed this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## 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

Based on Tazewell County Justice Center policy 606.03 Prison Rape Elimination Act (PREA) page 1, staff interviews, and documentation provided; the following delineates the audit findings regarding this standard:

115.62 (a) Policy 606.3: Prison Rape Elimination Act (PREA) page 1, and staff training requires all staff to take immediate action and staff acknowledged during their interviews the requirement of all staff to protect inmates when it is learned that an inmate at the Tazewell County Justice Center is

subject to a substantial risk of imminent sexual abuse. The review of two PREA investigation files clearly illustrated that everyone from line staff, intermediate supervisors and the Incident Response Team play specific roles in dealing with PREA allegations. Twenty-three out of twenty-three inmates stated they felt safe in the facility. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## 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

Based on Tazewell County Justice Center policy 606.4.1 Prison Rape Elimination Act (PREA) page 5, staff interviews, and documentation provide; the following delineates the audit findings regarding this standard:

115.63 (a) Upon receiving an allegation that an inmate was sexually abused while confined at another facility, the head of Tazewell County Justice Center that received the allegation notifies the

head of the facility or appropriate office where the alleged abuse occurred. This process is documented in memorandum form. This process was corroborated during interviews with the PREA Coordinator and the PREA Investigator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.63 (b) and (c) Such notification is provided as soon as possible, but no later than 72 hours after receiving the allegation, and all actions are thoroughly documented. Documentation reviews revealed that two such notification have occurred during the past twelve months. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.63 (d) Tazewell County Justice Center policy 606.4.1 Prison Rape Elimination Act (PREA) page 5 requires the agency upon receiving a call from an outside facility that an inmate had been sexually abused while in the custody of the Tazewell County Justice Center; the allegation is referred immediately to the PREA Investigator to be investigated. This was confirmed during interviews with the PREA Coordinator and the PREA investigator. The Superintendent stated he has not received any notification from another agency in the past twelve months. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## 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

Based on Tazewell County Justice Center policy 606 Prison Rape Elimination Act (PREA), staff interviews, and documentation provided; the following delineates the audit findings regarding this standard:

115.64 (a) Tazewell County Justice Center policy 606 Prison Rape Elimination Act (PREA) outlines the responsibilities of all staff members receiving an allegation of sexual abuse to follow these guidelines:

- (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. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.64 (b) Tazewell County Justice Center policy mandates when the first staff responder is not a security staff member, they shall advise the alleged victim not to take any actions that could destroy physical evidence, and then notify security staff immediately. The auditor confirmed compliance based on interviews with and training records of one volunteer and one contract employee. Ten out of ten random staff interviews confirmed staff are trained on their role and responsibility of a first responder. One first responder was also interviewed, it was clear the first responder understand the process as it is outlined in Tazewell County policy. TCSO places a PREA Initial Response Booklet at each workstation in the facility. Therefore, the facility exceeds compliance with this part of the standard during this audit.

## 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

Based on Tazewell County Justice Center policy Prison Rape Elimination Act 606.3 page 2, staff interviews, and documentation provided; the following delineates the audit findings regarding this standard:

115.65 (a) Tazewell County Justice Center has a very comprehensive written 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. The plan clearly defines the roles and responsibilities of each person involved and the procedures to be followed in detail. Interviews with PREA Response Team members confirmed their knowledge of the response plan. The agency has a PREA Response Booklet at each workstation in the facility. Tazewell County Sheriff's Office also has check sheets for First Responders and a separate check sheet for Supervisor to ensure all proper procedures are followed. Therefore, the facility exceeds compliance with this part of the standard during this audit.

## 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

Based on Tazewell County Justice Center practices, interviews with agency head and the PREA Coordinator, Collective Bargaining Agreement, and documentation provided; the following delineates the audit findings regarding this standard:

115.66 (a) Employees are subject to disciplinary sanctions up to termination for violating Tazewell County Justice Center policies on sexual abuse and sexual harassment. The Tazewell County Justice Center entered into any collective bargaining agreement with the Illinois FOP Labor Council. The agreement does not limit the agency's ability to remove alleged staff sexual abusers from contract with any inmates pending the outcome of the investigation or of a determination of what extent discipline is warranted. Review of the Collective Bargaining Agreement and an interview with the Superintendent confirmed this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.66 (b) The collective bargaining agreement between the Tazewell County Sheriff's Office and the Illinois FOP Labor Council outlines "just causes" for dismissal. During records review, there were no instance here the collective bargaining agreement was a factor. This was confirmed during interviews with the Superintendent, Agency Investigator and PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## 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

Based on Tazewell County Justice Center policy 606.5 Prison Rape Elimination Act (PREA) pages 5-6, staff interviews, inmate interviews, and PREA Retaliation Form provided; the following delineates the audit findings regarding this standard:

115.67 (a) Tazewell County Justice Center has a policy 606.5 Prison Rape Elimination Act (PREA) page 5, 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, and designates which staff members or departments are charged with monitoring retaliation. Monitoring is documented on the "PREA Retaliation Form". The PREA Coordinator has completed retaliation monitoring on one inmate within the past twelve months; finding no retaliation of any kind. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.67 (b) Tazewell County Justice Center has multiple protection measures, such as housing changes or transfers for inmates, victims or abusers, removal of alleged staff or inmate abusers from contact with victims, and emotional support services for inmates or staff that fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigations. Monitoring is documented on the "PREA Retaliation Form". The PREA Coordinator has completed retaliation monitoring on one inmate within the past twelve months; finding no retaliation of any kind. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.67 (c) For at least 90 days following a report of sexual abuse, Tazewell County Justice Center monitors 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 act promptly to remedy any such retaliation. There is periodic status checks performed and documented. Tazewell County Justice Center's monitoring includes any inmate disciplinary reports, housing, or program changes, or negative performance reviews or reassignments of staff. Such monitoring continues beyond 90 days if the initial monitoring indicates a continuing need. Monitoring is documented on the "PREA Retaliation Form". The PREA Coordinator has completed retaliation monitoring on one inmate within the past twelve months; finding no retaliation of any kind. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.67 (d) If any other individual who cooperates with an investigation expresses a fear of retaliation, Tazewell County Justice Center takes appropriate measures to protect that individual against retaliation. Monitoring is documented on the "PREA Retaliation Form". The PREA Coordinator has completed retaliation monitoring on one inmate within the past twelve months; finding no retaliation of any kind. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

**CHART 5 PREA Investigations (2)**

<b>Inmate on Inmate</b>	<b>Type</b>	<b>Substantiated</b>	<b>Unsubstantiated</b>	<b>Unfounded</b>	<b>Total</b>
	Sexual Abuse	0	1	0	1
	Sexual Harassment	0	0	0	0
	Pending	0	0	0	0
<b>Staff on Inmate</b>		<b>Substantiated</b>	<b>Unsubstantiated</b>	<b>Unfounded</b>	
	Sexual Abuse	0	0	0	0
	Sexual Harassment	0	0	0	0
	Pending	0	0	0	0
<b>Inmate on Unknown</b>	<b>Type</b>	<b>Substantiated</b>	<b>Unsubstantiated</b>	<b>Unfounded</b>	<b>Total</b>
	Sexual Abuse	0	0	1	1
	Sexual Harassment	0	0	0	0
	Pending	0	0	0	0

**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**

115.68 (a) Tazewell County Justice Center policy 606 Prison Rape Elimination Act (PREA) prohibit offenders who have alleged sexual abuse to be placed in involuntary segregated housing. Interviews with the PREA Coordinator and segregation staff revealed that involuntary segregation has not been used for this purpose in the past 12 months. The PREA Coordinator stated that if separation was required to protect the offender, they would be placed in segregation for no longer than 72 hours. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

**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

Based upon review of the Tazewell County Justice Center policy 606 Prison Rape Elimination Act, investigative staff interviews, training certificates, investigative reports, as well as interviews with the PREA Coordinator, and the PREA Investigator, the following delineates the audit findings regarding this standard:

115.71 (a) Tazewell County Justice Center PREA Investigator conducts an investigation immediately when notified of an allegation of sexual abuse and sexual harassment. The investigative files were reviewed and it appeared that the investigations were conducted promptly, documented thoroughly, and objectively for all allegations, including third-party, and anonymous reports. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (b) Based on training curriculums provided, investigators training file review, and investigative staff interviews, it was evident the facility provided, in addition to the general training received by all employees, specialized training to all its investigators. This training included 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 agency's PREA

Investigators have completed the specialized PREA investigator training in a confinement setting. This was confirmed during an interview with the agency's PREA Investigator and review of training records. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (c) Tazewell County Justice Center PREA Investigators gather and preserve direct and circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data; interview alleged victims, suspected perpetrators, and witnesses; and review prior complaints and reports of sexual abuse involving the suspected perpetrator. The agency's PREA Investigator was well-versed in the PREA standards. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (d) When the quality of evidence appears to support criminal prosecution, Tazewell County Justice Center refers the case to the State Attorney General's Office for the criminal investigation. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (e) The credibility of an alleged victim, suspect, or witness is assessed on an individual basis and is not determined by the person's status as inmate or staff. The inmate who alleges sexual abuse is not required to submit to a polygraph examination or other truth-telling device as a condition for proceeding with the investigation of such an allegation. Review of two PREA investigation files confirmed this practice. This was confirmed during an interview with the agency's PREA Investigator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (f) Tazewell County Justice Center administrative investigations include efforts to determine whether staff actions or failures to act contributed to the abuse; and are documented in written reports that include a description of the physical and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings. Review of two PREA investigation files within the past twelve months confirmed this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (g) Tazewell County Justice Center criminal investigations are documented by the Tazewell County Sheriff's Office PREA Investigator in a written report that contains a thorough description of physical, testimonial, and documentary evidence and attaches copies of all documentary evidence where feasible. Review of two PREA investigation files within the past twelve months confirmed this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (h) Tazewell County Justice Center refers all allegations to the Tazewell County Sheriff's Office PREA Investigator for investigation and prosecution when warranted. This was confirmed during an interview with the agency's PREA Investigator; who is also the Assistant Jail Superintendent. Review of two PREA investigation files within the past twelve months confirmed this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (i) Tazewell County Justice Center policy 606 Prison Rape Elimination Act page 4, requires the agency to retain all written reports for as long as the alleged abuser is incarcerated or employed by Tazewell County Justice Center, plus five years. This was confirmed during an interview with the

agency's PREA Investigator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (j) Tazewell County Justice Center policy 606.6 Prison Rape Elimination Act page 7, state the departure of the alleged abuser or victim from employment or control of the Tazewell County Justice Center or agency does not provide a basis for terminating an investigation. This was confirmed during an interview with the agency's PREA Investigator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (k) The Tazewell County Sheriff's Office PREA Investigator conducts criminal sexual abuse investigations pursuant to the requirements of this standard. Tazewell County Justice Center policy 606.6 Prison Rape Elimination Act page 7, outlines the requirements of the criminal investigation and complies with all aspects of this standard. Review of two PREA investigation files within the past twelve months confirmed this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (l) Tazewell County Justice Center refers all criminal cases to the Tazewell County Sheriff's Office PREA Investigator and cooperates with their investigators during the entire investigation. The facility remains informed of the progress of the investigation through communication between the Superintendent and the Tazewell County Sheriff's Office PREA Investigator agent handling the case. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

**CHART 5 PREA Investigations (2)**

<b>Inmate on Inmate</b>	<b>Type</b>	<b>Substantiated</b>	<b>Unsubstantiated</b>	<b>Unfounded</b>	<b>Total</b>
	Sexual Abuse	0	1	0	1
	Sexual Harassment	0	0	0	0
	Pending	0	0	0	0
<b>Staff on Inmate</b>		<b>Substantiated</b>	<b>Unsubstantiated</b>	<b>Unfounded</b>	
	Sexual Abuse	0	0	0	0
	Sexual Harassment	0	0	0	0
	Pending	0	0	0	0
<b>Inmate on Unknown</b>	<b>Type</b>	<b>Substantiated</b>	<b>Unsubstantiated</b>	<b>Unfounded</b>	<b>Total</b>
	Sexual Abuse	0	0	1	1
	Sexual Harassment	0	0	0	0
	Pending	0	0	0	0

**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**

Based upon review of Tazewell County Justice Center policy 606.7, and investigative staff interviews; the following delineates the audit findings regarding this standard:

115.72 (a) Tazewell County Justice Center policy 606.7 PREA page 7 imposes no standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated. This was reiterated during an interview with the PREA Investigator and evident during PREA investigation file reviews. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

<b>Inmate on Inmate</b>	<b>Type</b>	<b>Substantiated</b>	<b>Unsubstantiated</b>	<b>Unfounded</b>	<b>Total</b>
	Sexual Abuse	0	1	0	1
	Sexual Harassment	0	0	0	0
	Pending	0	0	0	0
<b>Staff on Inmate</b>		<b>Substantiated</b>	<b>Unsubstantiated</b>	<b>Unfounded</b>	
	Sexual Abuse	0	0	0	0
	Sexual Harassment	0	0	0	0
	Pending	0	0	0	0
<b>Inmate on Unknown</b>	<b>Type</b>	<b>Substantiated</b>	<b>Unsubstantiated</b>	<b>Unfounded</b>	<b>Total</b>
	Sexual Abuse	0	0	1	1
	Sexual Harassment	0	0	0	0
	Pending	0	0	0	0

**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

Based on Tazewell County Justice Center policy 606.7.2 Prison Rape Elimination Act (PREA) page 8, practice, PREA Status Notification Form, documentation provided, and staff interviews; the following delineates the audit findings regarding this standard:

115.73 (a) Based on Tazewell County Justice Center policy 606.7 Prison Rape Elimination Act (PREA) page 8, it was confirmed that following an investigation into an inmate's allegation he/she suffered sexual abuse in the facility, the inmate was to be informed whether the allegation had been determined to be substantiated, unsubstantiated, or unfounded. The documentation provided confirmed the inmates were provided this notification on the Tazewell County Justice Center PREA Status Notification Form. The inmates are required to sign the form documenting acknowledgement of this notification as required. Review of investigation files and interviews with reporting inmates and the PREA Coordinator corroborated this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.73 (b) The agency does request all relevant information from the criminal investigation conducted by the Tazewell County Sheriff's Office Detective Division in order to inform the inmate as required by this standard. Review of two investigation files and interviews with reporting inmates and the PREA Coordinator corroborated this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.73 (c) Based on Tazewell County Justice Center practice and documentation provided, it was confirmed that following an inmate's allegation that a staff member has committed sexual abuse against the inmate, the agency shall subsequently inform the inmate (unless the agency 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 agency learns that the staff member has been indicted on a charge related to sexual abuse within the Tazewell County Justice Center; or
- (4) The agency learns that the staff member has been convicted on a charge related to sexual abuse within the Tazewell County Justice Center.

The documentation provided confirmed the inmates were provided this notification on the Tazewell County Justice Center PREA Status Notification Form. The inmates are required to sign the form documenting acknowledgement of this notification as required. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.73 (d) Following an inmate’s allegation they had been sexually abused by another inmate, Tazewell County Justice Center subsequently informs the alleged victim whenever the facility learns that the alleged abuser has been indicted on a charge related to sexual abuse within the facility; or Tazewell County Justice Center learns that the alleged abuser has been convicted on a charge related to sexual abuse within the facility. The documentation provided confirmed the inmates were provided this notification on the Tazewell County Justice Center PREA Status Notification Form. The inmates are required to sign the form documenting acknowledgement of this notification as required. Review of two investigation files and interviews with reporting inmates and the PREA Coordinator corroborated this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.73 (e) All such notifications or attempted notifications are documented on the Tazewell County Justice Center on the PREA Status Notification Form. Review of two investigation files and interviews with reporting inmates and the PREA Coordinator corroborated this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.73 (f) Policy outlines the agency’s obligation to report under this standard terminates if the inmate is released from Tazewell County Justice Center’s custody. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## 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 that 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 that 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

Based upon review of Tazewell County Justice Center policy 606.8 Prison Rape Elimination Act (PREA) page 8, documentation provided, and PREA Coordinator interview; the following delineates the audit findings regarding this standard:

115.76 (a) and (b) According to policy 606.8 Prison Rape Elimination Act (PREA) page 8, Staff are subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies. Termination is the presumptive disciplinary sanction for staff who have engaged in sexual abuse. There were no such terminations of staff for a PREA violation in the past twelve months. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.76 (c) Disciplinary sanctions for violations of agency policies relating to sexual abuse or sexual harassment (other than actually engaging in sexual abuse) are commensurate with the nature and circumstances of the acts committed, the staff member's disciplinary history, and the sanctions imposed for comparable offenses by other staff with similar histories. There were no such terminations of staff for a PREA violation in the past twelve months according to the Superintendent. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.76 (d) All terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, are reported to law enforcement, unless the activity was clearly not criminal, and to any relevant licensing bodies. There were no such terminations of staff for a PREA violation in the past twelve months according to

the Superintendent. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## 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

Based upon review of Tazewell County Justice Center policy 606.8.1: Prison Rape Elimination Act (PREA) page 8, documentation provided, and Superintendent interviews; the following delineates the audit findings regarding this standard:

115.77 (a) According to policy 606.8.1: Prison Rape Elimination Act (PREA) page 8, any contractor or volunteer who engages in sexual abuse is prohibited from contact with inmates and are reported to law enforcement, unless the activity was clearly not criminal, and to relevant licensing bodies. During the past twelve months, no allegations against volunteers or contractors in the past twelve months. This was confirmed during the investigation file review. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.77 (b) Tazewell County Justice Center takes appropriate remedial measures, and considers whether to prohibit further contact with inmates, in the case of any other violation of agency sexual abuse or sexual harassment policies by a contractor or volunteer. During the past twelve months, there were not any PREA allegations made against any volunteer or contractor. This was confirmed during the investigation file review. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## 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

Based upon review of Tazewell County Justice Center policy 600 Inmate Discipline page 8 documentation provided and PREA Coordinator interviews; the following delineates the audit findings regarding this standard:

115.78 (a) Based upon review of Tazewell County Justice Center policy 600 Inmate Discipline page 8, Inmates are 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. Record review revealed several examples of an inmate receiving an in-house disciplinary sanction. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.78 (b) Sanctions are 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. Record review revealed several examples of an inmate receiving an in-house disciplinary sanction. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.78 (c) The disciplinary processes considers 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. This was corroborated during an interview with the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.78 (d) The contract mental health staff offers therapy, counseling, or other interventions designed to address and correct underlying reasons or motivations for the abuse, Tazewell County Justice Center does not require the offending inmate to participate in such interventions as a condition of access to programming or other benefits. This was confirmed during random inmate interviews and during an interview with the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.78 (e) Tazewell County Justice Center disciplines an inmate for sexual contact with staff only upon a finding that the staff member did not consent to such contact. This was corroborated during an interview with the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.78 (f) Tazewell County Justice Center policy 600 Inmate Discipline page 8, states a report of sexual abuse made in good faith based upon a reasonable belief that the alleged conduct occurred does not constitute falsely reporting an incident or lying, even if an investigation does not establish evidence sufficient to substantiate the allegation. The PREA Coordinator stated there has not been an incident that was found to be a "bad faith" report. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.78 (f) Tazewell County Justice Center policy 600, Inmate Discipline page 8, prohibits all sexual activity between inmates and may discipline inmates for such activity. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## 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

Based on policy 711.4 Mental Health Screening and Evaluation page 2, 507.5.2 Detainee Classification page 3, medical and mental health staff interviews and documentation provided; the following delineates the audit findings regarding this standard:

115.81 (a) and (b) The Tazewell County Justice Center is not a prison and is exempt from these sections.

115.81 (c) and (d) If the screening indicates the inmate has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, the Intake Staff at the Tazewell County Justice Center ensures the inmate is offered a follow-up meeting with the medical and/or mental health staff within 14 days of the intake screening as required by this part of the standard. The Intake Staff will documents the referral to the WellPath staff member. This was confirmed during an interview with the contracted medical staff member. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.81 (c) According to policy 711.4 Mental Health Screening and Evaluation page 2, if the screening indicates an inmate has previously perpetrated sexual abuse, whether it occurred in an institutional setting or in the community, the screening staff at the Tazewell County Justice Center ensures the mate is offered a follow-up meeting with contracted mental health staff within 14 days of the intake screening as required by this part of the standard. This is also documented in policy 507.5.2 Detainee Classification page 3. The Intake Staff will documents the referral to the contracted mental health staff. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.81 (d) According to policy 711.4 Mental Health Screening and Evaluation page 2, Tazewell County Justice Center requires that any information related to sexual victimization or abusiveness that occurred in the facility is strictly limited to medical and mental health practitioners and other staff, as necessary, to inform treatment plans and security and management decisions, including housing, bed, work, education, and program assignments, or as otherwise required by Federal, State, or local law. This was confirmed during an interview with the contracted medical staff member. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.81 (e) Tazewell County Justice Center requires WellPath to obtain informed consent from inmates before reporting information about prior sexual victimization that did not occur in the facility, unless the inmate is under the age of 18. This was confirmed during an interview with the Medical Administrator for WellPath. During the past twelve months, there has not been a situation where consent from an inmate under the age of 18 has occurred. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## **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

Based on policy 606.10 Prison Rape Elimination Act page 9, WellPath medical and mental health staff interviews and documentation provided; the following delineates the audit findings regarding this standard:

115.82 (a) Tazewell County Justice Center has an agreement with the Center for Prevention of Abuse to treat inmate victims of sexual abuse. The facility also has medical and mental health staff at the facility ensuring inmates 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 PREA Coordinator stated there has not been such an incident during the past twelve months. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.82 (b) According to policy 606.10 Prison Rape Elimination Act page 9, Tazewell County Justice Center has procedures to follow when no qualified medical or mental health practitioners are on duty at the time a report of recent abuse is made, security staff first responders take preliminary steps to protect the victim and shall immediately notify the appropriate medical and mental health practitioners. Victims are taken to OSF Saint Francis Medical Center in neighboring Peoria, Illinois. The PREA Coordinator stated there has not been such an incident during the past twelve months. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.82 (c) According to policy 606.10 Prison Rape Elimination Act page 9, Tazewell County Justice Center ensures inmate victims of sexual abuse while incarcerated are offered timely information about and timely access to emergency contraception and sexually transmitted infections prophylaxis, in accordance with professionally accepted standards of care, where medically appropriate. This is done in cooperation with OSF Saint Francis Medical Center and the Center for Prevention of Abuse. The PREA Coordinator stated there has not been such an incident during the past twelve months. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.82 (d) Tazewell County Justice Center policy 606.10 Prison Rape Elimination Act page 9, requires that all treatment services provided to the victim are without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident. The Tazewell County Sheriff's Office bares all cost. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## 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

Based on policy 606.10 Prison Rape Elimination Act page 9, Policy 1003 Counseling Services page 1, WellPath medical and mental health staff interviews and documentation provided; the following delineates the audit findings regarding this standard:

115.83 (a) Tazewell County Justice Center offers medical and mental health evaluations and, as appropriate, treatment to all inmates who have been victimized by sexual abuse in any facility. This was confirmed during an interview with the Staff Member with WellPath; a contract service provider for the Tazewell County Sheriff's Office. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.83 (b) According to policy 1003 Counseling Services page 1, Tazewell County Justice Center mandates that the evaluations 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. Follow-up care is done in cooperation between OSF Saint Francis Medical Center, WellPath, and the Center for Prevention of Abuse, and the Tazewell County Sheriff's Office. This was confirmed during interviews with the WellPath Staff Member and the PREA Coordinator for the Tazewell County Sheriff's Office. The PREA Coordinator confirmed there has not been such an incident in the past twelve months. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.83 (c) Tazewell County Justice Center requires that medical and mental health staff provide all victims with medical and mental health services consistent with the community level of care. Follow-up care is done in cooperation between Tazewell OSF Saint Francis Medical Center, WellPath, the Center for Prevention of Abuse, and the Tazewell County Sheriff's Office. This was confirmed during interviews with the WellPath Staff Member and the PREA Coordinator for the Tazewell County Sheriff's Office. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.83 (d and e) Based on Tazewell County Justice Center policy 606.10 Prison Rape Elimination Act page 9, and medical documentation requires inmate victims of sexually abusive vaginal penetration, while incarcerated, shall be offered pregnancy tests and timely information about, and access to, all pregnancy-related medical services that are lawful in the community as required by this standard. Follow-up care is done in cooperation between OSF Saint Francis Medical Center, WellPath, the Center for Prevention of Abuse and the Tazewell County Sheriff's Office. This was confirmed during interviews with the WellPath Staff Member and the PREA Coordinator for the Tazewell County Sheriff's Office. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.83 (f) According to policy 606.10 Prison Rape Elimination Act page 9, Tazewell County Justice Center requires that medical and mental health staff provide inmate victims of sexual abuse while incarcerated tests for sexually transmitted infections as medically appropriate. Follow-up care is done in cooperation between OSF Saint Francis Medical Center, WellPath, the Center for Prevention of Abuse and the Tazewell County Sheriff's Office. This was confirmed during interviews with the WellPath Staff Member and the PREA Coordinator for the Tazewell County Sheriff's Office. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.83 (g) According to policy 606.10 Prison Rape Elimination Act page 9, Tazewell County Justice Center requires that medical and mental health staff provide treatment services 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. Follow-up care is done in cooperation between OSF Saint Francis Medical Center, WellPath, and the Center for Prevention of Abuse and the Tazewell County Sheriff's Office. This was confirmed during interviews with the WellPath Staff Member and the PREA Coordinator for the Tazewell County Sheriff's Office. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.83 (h) Tazewell County Justice Center is a jail and is exempt from this section of the standard.

## 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

Based on policy 606.12 Prison Rape Elimination Act page 10, interview with the PREA Coordinator, After Action Reviews and documentation provided; the following delineates the audit findings regarding this standard:

115.86 (a) Tazewell County Justice Center conducts 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. This was confirmed during file review and during interviews with Incident Response Team members. Therefore, the facility meets compliance with this part of the standard during this audit.

115.86 (b) Tazewell County Justice Center ensures that these reviews occur within 30 days of the conclusion of the investigation and documents the review on the "PREA Incident Review" form. During the past twelve months, there were two sexual abuse or sexual harassment investigations that were either unsubstantiated or unfounded. Therefore, the facility meets compliance with this part of the standard during this audit.

115.86 (c) The review team consist of upper-level management officials, with input from line supervisors, investigators, and medical or mental health practitioners. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.86 (d) The review team considers whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse; 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; and they examine the area in Tazewell County Justice Center where the incident allegedly occurred to assess whether physical barriers in the area may enable abuse; assess the adequacy of staffing levels in that area during different shifts; assess whether monitoring technology should be deployed or augmented to supplement supervision by staff. The agency has deployed an excellent "PREA Incident Review" form which addresses all elements of the standard. During the past twelve months, there were two sexual abuse or sexual harassment investigations that were either unsubstantiated or unfounded. Therefore, this meets this portion of the standard.

115.86 (e) Tazewell County Justice Center policy 606.12: Prison Rape Elimination Act page 10, states the agency shall implement the recommendations for improvement, or shall document its reasons for not doing so. Each of the sixty 30-Day reviews clearly marked recommendations as deemed appropriate by the Incident Response Team. This was confirmed during an interview with an Incident Response Team member. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

<b>Inmate on Inmate</b>	<b>Type</b>	<b>Substantiated</b>	<b>Unsubstantiated</b>	<b>Unfounded</b>	<b>Total</b>
	Sexual Abuse	0	1	0	1
	Sexual Harassment	0	0	0	0
	Pending	0	0	0	0
<b>Staff on Inmate</b>		<b>Substantiated</b>	<b>Unsubstantiated</b>	<b>Unfounded</b>	
	Sexual Abuse	0	0	0	0
	Sexual Harassment	0	0	0	0
	Pending	0	0	0	0
<b>Inmate on Unknown</b>	<b>Type</b>	<b>Substantiated</b>	<b>Unsubstantiated</b>	<b>Unfounded</b>	<b>Total</b>
	Sexual Abuse	0	0	1	1
	Sexual	0	0	0	0

	Harassment				
	Pending	0	0	0	0

## 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

Based on policy 606 Prison Rape Elimination Act page 4, interviews with the PREA Coordinator, Superintendent, and documentation provided; the following delineates the audit findings regarding this standard:

115.87 (a), (b) and (c) Tazewell County Justice Center collects accurate, uniform data for every allegation of sexual abuse at facilities under its direct control using a standardized instrument and set of definitions, and aggregates the incident-based sexual abuse data at least annually. This was confirmed during an interview with the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

The incident-based data collected is based on the most recent version of the Survey of Sexual Violence conducted by the Department of Justice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.87 (d) Policy 606 Prison Rape Elimination Act page 4, states the Tazewell County Justice Center maintains, reviews, and collects data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews. This was confirmed during an interview with the PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.87 (e) Tazewell County Justice Center does not contract its inmates to other facilities. This was confirmed during an interview with the Superintendent. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.87 (f) Upon request, Tazewell County Justice Center provides all such data from the previous calendar year to the Department of Justice no later than June 30 when required. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## 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

Based on policy 606.14 Prison Rape Elimination Act (PREA) page 14, interviews with the PREA Coordinator, Superintendent, PREA Staffing and Monitoring Compliance Review, and documentation provided; the following delineates the audit findings regarding this standard:

115.88 (a) Policy 606.14 Prison Rape Elimination Act (PREA) page 14 mandates that the Tazewell County Justice Center reviews data collected to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including identifying problem areas; taking corrective action on an ongoing basis; and preparing an annual report of its findings and corrective actions for each facility, as well as Tazewell County Justice Center as a whole. This was confirmed during an interview with the Superintendent. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.88 (b) Such reports includes a comparison of the current year's data and corrective actions with those from prior years and provide an assessment of Tazewell County Justice Center's progress in

addressing sexual abuse. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.88 (c) Tazewell County Justice Center’s report is approved by the Sheriff and made readily available to the public through its app. Tazewell County Sheriff’s Office. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.88 (d) Tazewell County Justice Center policy 606.14 Prison Rape Elimination Act (PREA) Article page 14, states the agency may redact specific material from the reports when publication would present a clear and specific threat to the safety and security of the facility, but must indicate the nature of the material redacted. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## 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

Based on policy 606.14 Prison Rape Elimination Act (PREA) page 12, interviews with the PREA Coordinator, the Jail Superintendant, and documentation provided; the following delineates the audit findings regarding this standard:

115.89 (a) through (d) Tazewell County Justice Center PREA Coordinator makes all aggregated sexual abuse data, readily available to the public at least annually through the agency app: Tazewell County Sheriff's Office.

Policy 606.14 Prison Rape Elimination Act (PREA) page 14 requires that all reports are securely retained and maintained for at least 10 years after the date of the initial collection unless Federal, State, or Local law requires otherwise. This was reintegrated during an interview with the Superintendent. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## 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

115.401 (a) and (b) The Tazewell County Jail did have a PREA audit during the second audit cycle. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.401 (h) The auditor has full access to all location/areas of each Tazewell County Justice Center. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.401 (i) The auditor did obtain all necessary copies of audit items. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.401 (m) The auditor was allowed to interview inmates in a private setting. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.401 (n) The auditor did not receive any correspondence from any Tazewell County inmates. Audit notices were observed in every housing unit; as well as all common areas. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## 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

115.403 Tazewell County Justice Center had a PREA audit in 2018; the final report is posted on the agency's app. Tazewell County Sheriff's Office. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## 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.

**DOJ Certified Auditor:**

*Brian D. Bivens*

December 18, 2021

**Auditor Signature**

**Date**