

# PREA Facility Audit Report: Final

**Name of Facility:** Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center

**Facility Type:** Community Confinement

**Date Interim Report Submitted:** NA

**Date Final Report Submitted:** 02/28/2023

Auditor Certification	
The contents of this report are accurate to the best of my knowledge.	<input checked="" type="checkbox"/>
No conflict of interest exists with respect to my ability to conduct an audit of the agency under review.	<input checked="" type="checkbox"/>
I have not included in the final report any personally identifiable information (PII) about any inmate/resident/detainee or staff member, except where the names of administrative personnel are specifically requested in the report template.	<input checked="" type="checkbox"/>
<b>Auditor Full Name as Signed:</b> Karen d. Murray	<b>Date of Signature:</b> 02/28/2023

AUDITOR INFORMATION	
<b>Auditor name:</b>	Murray, Karen
<b>Email:</b>	kdmconsults1@gmail.com
<b>Start Date of On-Site Audit:</b>	02/01/2023
<b>End Date of On-Site Audit:</b>	02/02/2023

FACILITY INFORMATION	
<b>Facility name:</b>	Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center
<b>Facility physical address:</b>	405 W. 28th Street, Bryan, Texas - 77803
<b>Facility mailing address:</b>	PO BOX 873, Bryan, Texas - 77806

<b>Primary Contact</b>	
<b>Name:</b>	Crystal Crowell
<b>Email Address:</b>	ccrowell@bvcasa.org
<b>Telephone Number:</b>	9798463560

<b>Facility Director</b>	
<b>Name:</b>	Joshua Stone
<b>Email Address:</b>	jstone@bvcasa.org
<b>Telephone Number:</b>	9798235300

<b>Facility PREA Compliance Manager</b>	
<b>Name:</b>	Joshua Stone
<b>Email Address:</b>	jstone@bvcasa.org
<b>Telephone Number:</b>	
<b>Name:</b>	Brenda Pavelka
<b>Email Address:</b>	bpavelka@bvcasa.org
<b>Telephone Number:</b>	O: (979) 823-5300

<b>Facility Characteristics</b>	
<b>Designed facility capacity:</b>	202
<b>Current population of facility:</b>	166
<b>Average daily population for the past 12 months:</b>	152
<b>Has the facility been over capacity at any point in the past 12 months?</b>	No
<b>Which population(s) does the facility hold?</b>	Both females and males
<b>Age range of population:</b>	18+
<b>Facility security levels/resident custody levels:</b>	Community
<b>Number of staff currently employed at the facility who may have contact with residents:</b>	42
<b>Number of individual contractors who have contact with residents, currently authorized to enter the facility:</b>	0
<b>Number of volunteers who have contact with residents, currently authorized to enter the facility:</b>	13

<b>AGENCY INFORMATION</b>	
<b>Name of agency:</b>	Brazos Valley Council on Alcohol and Substance Abuse
<b>Governing authority or parent agency (if applicable):</b>	
<b>Physical Address:</b>	4001 E. 29th Street , Ste. 90, Bryan, Texas - 77802
<b>Mailing Address:</b>	4001 E 29th Street, Suite 90, Bryan, Texas - 77802
<b>Telephone number:</b>	9798463560

<b>Agency Chief Executive Officer Information:</b>	
<b>Name:</b>	Crystal Crowell
<b>Email Address:</b>	ccrowell@bvcasa.org
<b>Telephone Number:</b>	9798463560

<b>Agency-Wide PREA Coordinator Information</b>			
<b>Name:</b>	Crystal Crowell	<b>Email Address:</b>	ccrowell@bvcasa.org

<b>SUMMARY OF AUDIT FINDINGS</b>	
<p>The OAS automatically populates the number and list of Standards exceeded, the number of Standards met, and the number and list of Standards not met.</p> <p>Auditor Note: In general, no standards should be found to be "Not Applicable" or "NA." A compliance determination must be made for each standard. In rare instances where an auditor determines that a standard is not applicable, the auditor should select "Meets Standard" and include a comprehensive discussion as to why the standard is not applicable to the facility being audited.</p>	
<b>Number of standards exceeded:</b>	
0	
<b>Number of standards met:</b>	
41	
<b>Number of standards not met:</b>	
0	

## POST-AUDIT REPORTING INFORMATION

# GENERAL AUDIT INFORMATION

### On-site Audit Dates

<b>1. Start date of the onsite portion of the audit:</b>	2023-02-01
<b>2. End date of the onsite portion of the audit:</b>	2023-02-02

### Outreach

<b>10. Did you attempt to communicate with community-based organization(s) or victim advocates who provide services to this facility and/or who may have insight into relevant conditions in the facility?</b>	<input checked="" type="radio"/> Yes <input type="radio"/> No
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<p><b>a. Identify the community-based organization(s) or victim advocates with whom you communicated:</b></p>	<p>On 1.6.2023 at 6:36 pm, this Auditor phoned the hotline at 979.731.1000. After proper introductions and the reason for the call, the volunteer stated, “We are an open hotline and would take anyone’s call. Typically, their calling about sexual assault and I would give them access to counseling, therapy, access to services through the hotline, would meet them at the hospital and provide advocacy services. Not sure we would go into the prison but would meet them at the hospital. Pretty sure if a person does need therapy, they would align them with someone in the community who could provide ongoing therapy. I would help the caller report to police and inform them on the steps on reporting. We do make sure they know reporting is optional if they are over 18 and not mandatory. If someone would call in a crisis situation, we would dispatch an advocate. I have been trained to deconstruct mindset and advocate for all types of victims. Would always assess all situations and although I have never taken a call from someone in a confinement setting, I feel confident I would be able to help them.”</p>
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## AUDITED FACILITY INFORMATION

<p><b>14. Designated facility capacity:</b></p>	<p>202</p>
<p><b>15. Average daily population for the past 12 months:</b></p>	<p>152</p>
<p><b>16. Number of inmate/resident/detainee housing units:</b></p>	<p>3</p>
<p><b>17. Does the facility ever hold youthful inmates or youthful/juvenile detainees?</b></p>	<p> <input type="radio"/> Yes  <input checked="" type="radio"/> No  <input type="radio"/> Not Applicable for the facility type audited (i.e., Community Confinement Facility or Juvenile Facility) </p>

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

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

<b>36. Enter the total number of inmates/residents/detainees in the facility as of the first day of onsite portion of the audit:</b>	154
<b>38. Enter the total number of inmates/residents/detainees with a physical disability in the facility as of the first day of the onsite portion of the audit:</b>	5
<b>39. Enter the total number of inmates/residents/detainees with a cognitive or functional disability (including intellectual disability, psychiatric disability, or speech disability) in the facility as of the first day of the onsite portion of the audit:</b>	1
<b>40. Enter the total number of inmates/residents/detainees who are Blind or have low vision (visually impaired) in the facility as of the first day of the onsite portion of the audit:</b>	1
<b>41. Enter the total number of inmates/residents/detainees who are Deaf or hard-of-hearing in the facility as of the first day of the onsite portion of the audit:</b>	0
<b>42. Enter the total number of inmates/residents/detainees who are Limited English Proficient (LEP) in the facility as of the first day of the onsite portion of the audit:</b>	0

<p><b>43. Enter the total number of inmates/residents/detainees who identify as lesbian, gay, or bisexual in the facility as of the first day of the onsite portion of the audit:</b></p>	<p>9</p>
<p><b>44. Enter the total number of inmates/residents/detainees who identify as transgender or intersex in the facility as of the first day of the onsite portion of the audit:</b></p>	<p>1</p>
<p><b>45. Enter the total number of inmates/residents/detainees who reported sexual abuse in the facility as of the first day of the onsite portion of the audit:</b></p>	<p>0</p>
<p><b>46. Enter the total number of inmates/residents/detainees who disclosed prior sexual victimization during risk screening in the facility as of the first day of the onsite portion of the audit:</b></p>	<p>42</p>
<p><b>47. Enter the total number of inmates/residents/detainees who were ever placed in segregated housing/isolation for risk of sexual victimization in the facility as of the first day of the onsite portion of the audit:</b></p>	<p>0</p>
<p><b>48. Provide any additional comments regarding the population characteristics of inmates/residents/detainees in the facility as of the first day of the onsite portion of the audit (e.g., groups not tracked, issues with identifying certain populations):</b></p>	<p>No text provided.</p>
<p><b>Staff, Volunteers, and Contractors Population Characteristics on Day One of the Onsite Portion of the Audit</b></p>	
<p><b>49. Enter the total number of STAFF, including both full- and part-time staff, employed by the facility as of the first day of the onsite portion of the audit:</b></p>	<p>42</p>



<p><b>50. Enter the total number of VOLUNTEERS assigned to the facility as of the first day of the onsite portion of the audit who have contact with inmates/residents/detainees:</b></p>	<p>13</p>
<p><b>51. Enter the total number of CONTRACTORS assigned to the facility as of the first day of the onsite portion of the audit who have contact with inmates/residents/detainees:</b></p>	<p>0</p>
<p><b>52. Provide any additional comments regarding the population characteristics of staff, volunteers, and contractors who were in the facility as of the first day of the onsite portion of the audit:</b></p>	<p>No text provided.</p>

## INTERVIEWS

### Inmate/Resident/Detainee Interviews

#### Random Inmate/Resident/Detainee Interviews

<p><b>53. Enter the total number of RANDOM INMATES/RESIDENTS/DETAINEES who were interviewed:</b></p>	<p>11</p>
<p><b>54. Select which characteristics you considered when you selected RANDOM INMATE/RESIDENT/DETAINEE interviewees: (select all that apply)</b></p>	<p> <input type="checkbox"/> Age  <input type="checkbox"/> Race  <input type="checkbox"/> Ethnicity (e.g., Hispanic, Non-Hispanic)  <input checked="" type="checkbox"/> Length of time in the facility  <input checked="" type="checkbox"/> Housing assignment  <input checked="" type="checkbox"/> Gender  <input type="checkbox"/> Other  <input type="checkbox"/> None </p>

<p><b>55. How did you ensure your sample of RANDOM INMATE/RESIDENT/DETAINEE interviewees was geographically diverse?</b></p>	<p>Upon arrival the Auditor was provided a roster of all clients designated by name, race, program and bed/housing unit assignment. Once targeted clients were chosen, the auditor randomly clients chose 10 clients from the balance of the roster/</p>
<p><b>56. Were you able to conduct the minimum number of random inmate/resident/detainee interviews?</b></p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
<p><b>57. Provide any additional comments regarding selecting or interviewing random inmates/residents/detainees (e.g., any populations you oversampled, barriers to completing interviews, barriers to ensuring representation):</b></p>	<p>No text provided.</p>
<p><b>Targeted Inmate/Resident/Detainee Interviews</b></p>	
<p><b>58. Enter the total number of TARGETED INMATES/RESIDENTS/DETAINEES who were interviewed:</b></p>	<p>10</p>
<p>As stated in the PREA Auditor Handbook, the breakdown of targeted interviews is intended to guide auditors in interviewing the appropriate cross-section of inmates/residents/detainees who are the most vulnerable to sexual abuse and sexual harassment. When completing questions regarding targeted inmate/resident/detainee interviews below, remember that an interview with one inmate/resident/detainee may satisfy multiple targeted interview requirements. These questions are asking about the number of interviews conducted using the targeted inmate/resident/detainee protocols. For example, if an auditor interviews an inmate who has a physical disability, is being held in segregated housing due to risk of sexual victimization, and disclosed prior sexual victimization, that interview would be included in the totals for each of those questions. Therefore, in most cases, the sum of all the following responses to the targeted inmate/resident/detainee interview categories will exceed the total number of targeted inmates/residents/detainees who were interviewed. If a particular targeted population is not applicable in the audited facility, enter "0".</p>	
<p><b>60. Enter the total number of interviews conducted with inmates/residents/detainees with a physical disability using the "Disabled and Limited English Proficient Inmates" protocol:</b></p>	<p>1</p>

<p><b>61. Enter the total number of interviews conducted with inmates/residents/detainees with a cognitive or functional disability (including intellectual disability, psychiatric disability, or speech disability) using the "Disabled and Limited English Proficient Inmates" protocol:</b></p>	<p>1</p>
<p><b>62. Enter the total number of interviews conducted with inmates/residents/detainees who are Blind or have low vision (i.e., visually impaired) using the "Disabled and Limited English Proficient Inmates" protocol:</b></p>	<p>0</p>
<p><b>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</b></p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p><b>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</b></p>	<p>Due to the overall number of clients, only one disabled interview was required.</p>
<p><b>63. Enter the total number of interviews conducted with inmates/residents/detainees who are Deaf or hard-of-hearing using the "Disabled and Limited English Proficient Inmates" protocol:</b></p>	<p>0</p>
<p><b>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</b></p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>

<p><b>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</b></p>	<p>Through review of client rosters, informal and formal interviews, this category of clients did not seem to exist.</p>
<p><b>64. Enter the total number of interviews conducted with inmates/residents/detainees who are Limited English Proficient (LEP) using the "Disabled and Limited English Proficient Inmates" protocol:</b></p>	<p>0</p>
<p><b>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</b></p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p><b>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</b></p>	<p>Through review of client rosters, informal and formal interviews, this category of clients did not seem to exist.</p>
<p><b>65. Enter the total number of interviews conducted with inmates/residents/detainees who identify as lesbian, gay, or bisexual using the "Transgender and Intersex Inmates; Gay, Lesbian, and Bisexual Inmates" protocol:</b></p>	<p>3</p>
<p><b>66. Enter the total number of interviews conducted with inmates/residents/detainees who identify as transgender or intersex using the "Transgender and Intersex Inmates; Gay, Lesbian, and Bisexual Inmates" protocol:</b></p>	<p>1</p>

<p><b>67. Enter the total number of interviews conducted with inmates/residents/detainees who reported sexual abuse in this facility using the "Inmates who Reported a Sexual Abuse" protocol:</b></p>	<p>0</p>
<p><b>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</b></p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p><b>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</b></p>	<p>Through review of client rosters, informal and formal interviews, this category of clients did not seem to exist.</p>
<p><b>68. Enter the total number of interviews conducted with inmates/residents/detainees who disclosed prior sexual victimization during risk screening using the "Inmates who Disclosed Sexual Victimization during Risk Screening" protocol:</b></p>	<p>4</p>
<p><b>69. Enter the total number of interviews conducted with inmates/residents/detainees who are or were ever placed in segregated housing/isolation for risk of sexual victimization using the "Inmates Placed in Segregated Housing (for Risk of Sexual Victimization/Who Allege to have Suffered Sexual Abuse)" protocol:</b></p>	<p>0</p>

<p><b>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</b></p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p><b>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</b></p>	<p>The facility does not utilize segregated housing.</p>
<p><b>70. Provide any additional comments regarding selecting or interviewing targeted inmates/residents/detainees (e.g., any populations you oversampled, barriers to completing interviews):</b></p>	<p>No text provided.</p>

## Staff, Volunteer, and Contractor Interviews

### Random Staff Interviews

<p><b>71. Enter the total number of RANDOM STAFF who were interviewed:</b></p>	<p>9</p>
<p><b>72. Select which characteristics you considered when you selected RANDOM STAFF interviewees: (select all that apply)</b></p>	<p><input type="checkbox"/> Length of tenure in the facility</p> <p><input checked="" type="checkbox"/> Shift assignment</p> <p><input checked="" type="checkbox"/> Work assignment</p> <p><input type="checkbox"/> Rank (or equivalent)</p> <p><input type="checkbox"/> Other (e.g., gender, race, ethnicity, languages spoken)</p> <p><input type="checkbox"/> None</p>

<p><b>73. Were you able to conduct the minimum number of RANDOM STAFF interviews?</b></p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p>
<p><b>a. Select the reason(s) why you were unable to conduct the minimum number of RANDOM STAFF interviews: (select all that apply)</b></p>	<p><input type="checkbox"/> Too many staff declined to participate in interviews.</p> <p><input checked="" type="checkbox"/> Not enough staff employed by the facility to meet the minimum number of random staff interviews (Note: select this option if there were not enough staff employed by the facility or not enough staff employed by the facility to interview for both random and specialized staff roles).</p> <p><input type="checkbox"/> Not enough staff available in the facility during the onsite portion of the audit to meet the minimum number of random staff interviews.</p> <p><input type="checkbox"/> Other</p>
<p><b>74. Provide any additional comments regarding selecting or interviewing random staff (e.g., any populations you oversampled, barriers to completing interviews, barriers to ensuring representation):</b></p>	<p>All random staff, on both shifts, were interviewed which was a total of nine staff.</p>
<p><b>Specialized Staff, Volunteers, and Contractor Interviews</b></p>	
<p>Staff in some facilities may be responsible for more than one of the specialized staff duties. Therefore, more than one interview protocol may apply to an interview with a single staff member and that information would satisfy multiple specialized staff interview requirements.</p>	
<p><b>75. Enter the total number of staff in a SPECIALIZED STAFF role who were interviewed (excluding volunteers and contractors):</b></p>	<p>8</p>
<p><b>76. Were you able to interview the Agency Head?</b></p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>

<b>77. Were you able to interview the Warden/Facility Director/Superintendent or their designee?</b>	<input checked="" type="radio"/> Yes <input type="radio"/> No
<b>78. Were you able to interview the PREA Coordinator?</b>	<input checked="" type="radio"/> Yes <input type="radio"/> No
<b>79. Were you able to interview the PREA Compliance Manager?</b>	<input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> NA (NA if the agency is a single facility agency or is otherwise not required to have a PREA Compliance Manager per the Standards)



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

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

	<input type="checkbox"/> Other
<b>81. Did you interview VOLUNTEERS who may have contact with inmates/ residents/detainees in this facility?</b>	<input type="radio"/> Yes <input checked="" type="radio"/> No
<b>82. Did you interview CONTRACTORS who may have contact with inmates/ residents/detainees in this facility?</b>	<input type="radio"/> Yes <input checked="" type="radio"/> No
<b>83. Provide any additional comments regarding selecting or interviewing specialized staff.</b>	No text provided.

# SITE REVIEW AND DOCUMENTATION SAMPLING

## Site Review

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

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

<b>85. Observations of all facility practices in accordance with the site review component of the audit instrument (e.g., signage, supervision practices, cross-gender viewing and searches)?</b>	<input checked="" type="radio"/> Yes <input type="radio"/> No
<b>86. Tests of all critical functions in the facility in accordance with the site review component of the audit instrument (e.g., risk screening process, access to outside emotional support services, interpretation services)?</b>	<input checked="" type="radio"/> Yes <input type="radio"/> No
<b>87. Informal conversations with inmates/residents/detainees during the site review (encouraged, not required)?</b>	<input checked="" type="radio"/> Yes <input type="radio"/> No
<b>88. Informal conversations with staff during the site review (encouraged, not required)?</b>	<input checked="" type="radio"/> Yes <input type="radio"/> No
<b>89. Provide any additional comments regarding the site review (e.g., access to areas in the facility, observations, tests of critical functions, or informal conversations).</b>	No text provided.

**Documentation Sampling**

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

<b>90. In addition to the proof documentation selected by the agency or facility and provided to you, did you also conduct an auditor-selected sampling of documentation?</b>	<input checked="" type="radio"/> Yes <input type="radio"/> No
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**91. Provide any additional comments regarding selecting additional documentation (e.g., any documentation you oversampled, barriers to selecting additional documentation, etc.).**

No text provided.

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

## Sexual Abuse and Sexual Harassment Allegations and Investigations Overview

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

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

	<b># of sexual abuse allegations</b>	<b># of criminal investigations</b>	<b># of administrative investigations</b>	<b># of allegations that had both criminal and administrative investigations</b>
<b>Inmate-on-inmate sexual abuse</b>	0	0	0	0
<b>Staff-on-inmate sexual abuse</b>	1	0	1	0
<b>Total</b>	1	0	1	0

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

	<b># of sexual harassment allegations</b>	<b># of criminal investigations</b>	<b># of administrative investigations</b>	<b># of allegations that had both criminal and administrative investigations</b>
<b>Inmate-on-inmate sexual harassment</b>	1	0	1	0
<b>Staff-on-inmate sexual harassment</b>	0	0	0	0
<b>Total</b>	1	0	1	0

## **Sexual Abuse and Sexual Harassment Investigation Outcomes**

### **Sexual Abuse Investigation Outcomes**

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

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

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

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

	Ongoing	Unfounded	Unsubstantiated	Substantiated
<b>Inmate-on-inmate sexual abuse</b>	0	0	0	0
<b>Staff-on-inmate sexual abuse</b>	0	0	2	0
<b>Total</b>	0	0	2	0

**Sexual Harassment Investigation Outcomes**

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

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

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

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

	Ongoing	Unfounded	Unsubstantiated	Substantiated
<b>Inmate-on-inmate sexual harassment</b>	0	0	1	0
<b>Staff-on-inmate sexual harassment</b>	0	0	0	0
<b>Total</b>	0	0	0	0

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

**Sexual Abuse Investigation Files Selected for Review**

**98. Enter the total number of SEXUAL ABUSE investigation files reviewed/ sampled:**

2

<p><b>99. Did your selection of SEXUAL ABUSE investigation files include a cross-section of criminal and/or administrative investigations by findings/outcomes?</b></p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any sexual abuse investigation files)</p>
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**Inmate-on-inmate sexual abuse investigation files**

<p><b>100. Enter the total number of INMATE-ON-INMATE SEXUAL ABUSE investigation files reviewed/sampled:</b></p>	<p>0</p>
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<p><b>101. Did your sample of INMATE-ON-INMATE SEXUAL ABUSE investigation files include criminal investigations?</b></p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual abuse investigation files)</p>
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<p><b>102. Did your sample of INMATE-ON-INMATE SEXUAL ABUSE investigation files include administrative investigations?</b></p>	<p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual abuse investigation files)</p>
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**Staff-on-inmate sexual abuse investigation files**

<p><b>103. Enter the total number of STAFF-ON-INMATE SEXUAL ABUSE investigation files reviewed/sampled:</b></p>	<p>0</p>
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<p><b>104. Did your sample of STAFF-ON-INMATE SEXUAL ABUSE investigation files include criminal investigations?</b></p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual abuse investigation files)</p>
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<p><b>105. Did your sample of STAFF-ON-INMATE SEXUAL ABUSE investigation files include administrative investigations?</b></p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual abuse investigation files)</p>
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**Sexual Harassment Investigation Files Selected for Review**

<p><b>106. Enter the total number of SEXUAL HARASSMENT investigation files reviewed/sampled:</b></p>	<p>1</p>
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<p><b>107. Did your selection of SEXUAL HARASSMENT investigation files include a cross-section of criminal and/or administrative investigations by findings/outcomes?</b></p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any sexual harassment investigation files)</p>
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**Inmate-on-inmate sexual harassment investigation files**

<p><b>108. Enter the total number of INMATE-ON-INMATE SEXUAL HARASSMENT investigation files reviewed/sampled:</b></p>	<p>1</p>
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<p><b>109. Did your sample of INMATE-ON-INMATE SEXUAL HARASSMENT files include criminal investigations?</b></p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual harassment investigation files)</p>
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<p><b>110. Did your sample of INMATE-ON-INMATE SEXUAL HARASSMENT investigation files include administrative investigations?</b></p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual harassment investigation files)</p>
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## Staff-on-inmate sexual harassment investigation files

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

## SUPPORT STAFF INFORMATION

### DOJ-certified PREA Auditors Support Staff

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

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

Yes

No

## AUDITING ARRANGEMENTS AND COMPENSATION

**121. Who paid you to conduct this audit?**

The audited facility or its parent agency

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

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

Other

## **Standards**

### **Auditor Overall Determination Definitions**

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

### **Auditor Discussion Instructions**

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

<b>115.211</b>	<b>Zero tolerance of sexual abuse and sexual harassment; PREA coordinator</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li>2. Board Policy, Section 600: Criminal Justice, Policy No. 616, PREA, dated 12.2022</li> <li>3. Brazos Valley Council on Alcohol and Substance Abuse Treatment Center Organizational Chart, not dated</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Random Clients</li> <li>2. Targeted Clients</li> <li>3. Direct Care Monitors</li> <li>4. TDCJ Program Director</li> <li>5. Executive Director / PREA Coordinator</li> </ol> <p>Clients stated the facility is very safe, PREA information is available on postings throughout the facility and in their handbooks. Clients stated “staff are very firm on PREA and they make sure it doesn’t happen.”</p> <p>Through interviews with clients and staff, review of client and staff files, it is evident that this facility interweaves PREA standards in their daily practices. Both clients and staff could speak to facility PREA practices and protocols being used as is described in the agency’s PREA policies. The Executive Director / PREA Coordinator could attest to having the required time to implement PREA.</p> <p>Site Review Observation:</p> <p>During the tour of the facility, the Auditor witnessed standardized bulletin boards with Zero Tolerance postings with facility, hotline, agency, TDCJ PREA Ombudsman and law enforcement phone and address information; advocacy SARC flyers with telephone and address information and green Audit Notices on each of the four</p>

floors, each with two to three bulletin boards each. The facility lay out includes a basement where maintenance offices, groups, female laundry and family visitation resides. Doors were locked for all doors not in use. Visitors enter on the first floor and are greeted in the reception area. The first floor also includes the kitchen, dining hall, medication pass and administrative staff offices. Female clients are housed on the second floor and male clients are housed on the third floor. Bedroom doors are not present on any bedroom door and clients state they change in bathrooms or in private cove areas in their bedrooms. A large percentage of client rooms have their own bathroom with  $\frac{3}{4}$  door blocking toilets and a shower behind a shower curtain. Rooms without bathrooms share communal restrooms each equipped with  $\frac{3}{4}$  doors allowing privacy for toileting and full shower curtains. Each floor is connected with an elevator and stairwell. Stairwells on each floor are equipped with door alarms. During the tour on the first day of the onsite review, the basement door alarm was inoperable which the facility repaired and the auditor witnessed the alarm working on the second day of the onsite review.

The facility has camera placement throughout the facility. Blind spots were not apparent throughout the tour. Cameras were reviewed in the TDCJ Program Directors office and of the 30 cameras, two were found inoperable. The facility was able to provide communication to the information department requesting repair.

Interviews conducted consisted of nine random, seven specialized and two informal interviews with staff; 20 random and 15 informal interviews with clients. All random interviews were chosen by Auditor random selection through client and staff rosters.

(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the facility mandates zero-tolerance toward all forms of sexual abuse and sexual harassment in the facility it operates and those directly under contract. The facility has a written policy outlining how it will implement the agency's approach to preventing, detecting, and responding to sexual abuse and sexual harassment. The policy includes definitions of prohibited behaviors regarding sexual abuse and sexual harassment. The policy includes sanctions for those found to have participated in prohibited behaviors. The policy includes a description of agency strategies and responses to reduce and prevent sexual abuse and sexual harassment of clients.

Board Policy, Section 600: Criminal Justice, Policy No. 616, PREA, page 1, section Policy Statement, second paragraph, states, "It is the policy of BVCASA to protect persons under agency control or supervision from all forms of sexual abuse and sexual harassment in its facilities. BVCASA has a zero tolerance policy and investigates all allegations of sexual abuse and harassment whether reported by

staff, client, family member, Chaplain, contractor, volunteer, member of the public or any other source. BVCASA investigates allegations against staff members with the same vigilance it investigates allegations against Offenders. It takes a proactive approach to preventing sexual abuse and sexual harassment by Offenders and by staff. It addresses the needs of Offenders who have been sexually victimized. Any and all violators of this policy shall be subject to disciplinary action and criminal prosecution, as appropriate. All applicable BVCASA policies will be revised to include appropriate references to PREA requirements as outlined in this policy during annual policy reviews.”

(b) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states The PREA Coordinator has sufficient time and authority to develop, implement, and oversee agency efforts to comply with the PREA standards in all of its community confinement facilities. The position of the PREA Coordinator in the agency's organizational structure.

Board Policy, Section 600: Criminal Justice, Policy No. 616, PREA, page 2, section Policy Statement, second paragraph, states, “The Board provides for designation of an upper-level, agency-wide PREA coordinator, with sufficient time and authority to develop, implement, and oversee agency efforts to comply with PREA standards in all residential programs. Additionally, the Board empowers the Executive Director to develop procedures outlining the agency’s approach to preventing, detecting, and responding to sexual abuse and sexual harassment.”

The facility provided a Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center Organizational Chart. The organization chart demonstrates the Executive Director functions as the agency PREA Coordinator.

Through such reviews, the facility meets the standards requirements.

115.212	Contracting with other entities for the confinement of residents
	<p data-bbox="280 188 1007 224"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="280 264 580 300"><b>Auditor Discussion</b></p> <p data-bbox="280 340 544 376">Document Review:</p> <ol data-bbox="280 412 1458 488" style="list-style-type: none"><li>1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li></ol> <p data-bbox="280 600 437 636">Interviews:</p> <ol data-bbox="280 672 608 707" style="list-style-type: none"><li>1. Executive Director</li></ol> <p data-bbox="280 743 1366 819">During the pre-audit phase, the Executive Director conveyed the agency is a standalone facility and does not have privatized contracts.</p> <p data-bbox="280 927 1422 1043">(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states agency does not contract with private agencies for confinement services of their clients.</p> <p data-bbox="280 1151 1251 1187">Through such reviews, the facility meets the standard requirements.</p>



115.213	Supervision and monitoring
	<p data-bbox="280 188 1007 224"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="280 264 579 300"><b>Auditor Discussion</b></p> <p data-bbox="280 340 544 376">Document Review:</p> <ol data-bbox="280 412 1452 716" style="list-style-type: none"><li data-bbox="280 412 1452 488">1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li><li data-bbox="280 524 1452 600">2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616A, Supervision &amp; Monitoring, dated 12.2022</li><li data-bbox="280 636 1452 716">3. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center Staffing Plan, dated 3.3.2022</li></ol> <p data-bbox="280 824 437 860">Interviews:</p> <ol data-bbox="280 896 890 1361" style="list-style-type: none"><li data-bbox="280 896 576 931">1. Random Clients</li><li data-bbox="280 967 580 1003">2. Targeted Clients</li><li data-bbox="280 1039 643 1075">3. Direct Care Monitors</li><li data-bbox="280 1111 695 1146">4. Night Shift Lead Monitor</li><li data-bbox="280 1182 576 1218">5. Shift Supervisor</li><li data-bbox="280 1254 671 1290">6. TDCJ Program Director</li><li data-bbox="280 1326 890 1361">7. Executive Director / PREA Coordinator</li></ol> <p data-bbox="280 1397 1469 1559">Clients stated staff announce as 'Female on the floor' or 'Male on the floor' each time they enter the hallway. Clients stated client expeditors who sit in the middle of the hall will repeat the announcement and if they don't, Direct Care Monitors will repeat it for them.</p> <p data-bbox="280 1666 1452 1783">Although rounds are not a requirement of this facility, rounds are completed every 15 minutes and Direct Care Monitors, Night Shift Lead Monitor and the Shift Supervisor attest to completing random rounds.</p> <p data-bbox="280 1890 528 1926">Site Observation:</p> <p data-bbox="280 1962 1437 2087">During the tour multiple announcements were heard as the opposite gender staff entered client hallways. Client expeditors were witnessed repeating cross gender announcements throughout the tour. Interactive supervision between clients and</p>

staff was witnessed throughout the tour and the two day on site review.

(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the facility requires the facility to develop, document and make its best efforts to comply on a regular basis with a staffing plan that provides for adequate levels of staffing, and, where applicable, video monitoring, to protect residents against abuse. Since August 20, 2012, or last PREA audit, whichever is later, the average daily number of residents is 138. Since August 20, 2012, or last PREA audit, whichever is later, the average daily number of clients on which the staffing plan was predicated is 202.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616A, Supervision & Monitoring, page 1, section Procedure A., states, "A. For each residential program, BVCASA develops and documents a staffing plan that provides for adequate levels of staffing, and, where applicable, video monitoring, to protect residents against sexual abuse. In calculating adequate staffing levels and determining the need for video monitoring, BVCASA takes into consideration the following.

1. The physical layout of each facility/program.
2. The composition of the resident population.
3. The prevalence of substantiated and unsubstantiated incidents of sexual abuse.
4. Any other relevant factors."

The facility provided a Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center Staffing Plan. The staffing plan documents the following elements.

- Staff Positions and Functions
- Staff-To-Resident Ratios
- Staff Supervision of Residents
- Supervisory Personnel
- Video Monitoring Systems
- o Basement
- o First Floor
- o Second Floor

- o Third Floor
- o Outside and Stairwells
- o McCaffrey House
- Facility-Specific Factors Related to Sexual Safety
- o Population census and facility design capacity
- o Characteristics of the population
- o Availability of education and programming opportunities
- o Access to medical and mental health care
- o Physical plant characteristics that can impact line of sight and visibility
- o Privacy considerations and limits to cross-gender viewing and searches
- Prevalence of Incidents of Sexual Abuse
- Applicable Laws, Regulations, and Findings
- Staffing Plan Development and Review
- Documenting Deviations to the Staffing Plan

The staffing plan is signed by the Executive Director / PREA Coordinator on 4.5.2022 and the facility PREA Compliance Manager on 6.6.2022.

(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the facility documents each time the staffing plan is not complied with, the facility documents and justifies deviations. The facility had zero deviations from the required ratios of their staffing plan. The PAQ states, "Being short staffed has been the only reason for deviating from the staffing plan in the last 12 months."

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616A, Supervision & Monitoring, page 1, section Procedure B., states, "In circumstances where the staffing plan is not complied with, BVCASA documents and justifies all deviations from the plan."

(c) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states at least once every year the facility, reviews the

staffing plan to see whether adjustments are needed in (1) the staffing plan, (2) prevailing staffing patterns, (3) the deployment of video monitoring systems and other monitoring technologies, or (4) the allocation of facility/agency resources to commit to the staffing plan to ensure compliance with the staffing plan. The PAQ states, "Annual reviews are documented within the staffing plan itself. The date of the update is under the title on the first page."

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616A, Supervision & Monitoring, page 2, section Procedure D., states, "Whenever necessary, but no less frequently than once each year, BVCASA assesses, determines, and documents whether adjustments are needed to:

1. The staffing plan established pursuant to paragraph (A) of this section.
2. Prevailing staffing patterns.
3. The facility's deployment of video monitoring systems and other monitoring technologies.
4. The resources BVCASA have available to commit to ensure adequate staffing levels."

Through such reviews, the facility meets the standard requirements.

<b>115.215</b>	<b>Limits to cross-gender viewing and searches</b>
	<p><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li>2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 B, Limits to Cross Gender Viewing and Searches, dated 12.2022</li> <li>3. BVCASA PREA Annual Training, not dated</li> <li>4. BVCASA New Employee Orientation (NEO) for TDCJ Direct and Indirect Staff, not dated</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Random Clients</li> <li>2. Targeted Clients</li> <li>3. Direct Care Monitors</li> <li>4. TDCJ Program Director</li> </ol> <p>Interviews with clients demonstrated only pat searches were conducted at this facility and two staff are always present. Clients stated search and urinalysis procedures were conducted respectfully, at all time. In addition, each client was asked if they felt safe regarding sexual safety and each replied yes. The facility has one transgender client who reported being searched by female staff and those staff have been respectable at all times.</p> <p>Interviews with staff demonstrated each had been trained in to search same gender clients. Staff interviewed stated there are always two staff present during searches and urinalysis.</p> <p>The facility has not yet had the need to for both gender staff to search a transgender; however, the Auditor recommended the facility train transgender searches in preparation of these clients. The TDCJ Program Director was provided information on transgender training curriculum by the TDCJ PREA Ombudsman's Office.</p>

Site Review Observation:

During the tour the auditor was able to view the Count Room where pat searches and urinalysis testing is conducted. Two staff are present at all times during searches. The Count Room is behind a full door in a room with a camera. All pat searches are conducted under camera view. Urinalysis' are conducted in a restroom in the Count Room. Although the door to the restroom may be opened enough for staff to place themselves in the door jam, the door is partially closed while another staff stands in the Count Room. The toilet in the restroom is completely out of line of site of the camera in the Count Room with the door open and closed.

(a) Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the facility does not conduct cross-gender strip or cross-gender visual body cavity searches of their Residents. In the past 12 months the facility has conducted zero cross-gender strip or cross-gender visual body cavity searches of residents. In the past 12 months, the number of cross-gender strip or cross-gender visual body cavity searches of residents was zero. In the past 12 months, the number of cross-gender strip or cross-gender visual body cavity searches of residents that did not involve exigent circumstances or were performed by non-medical staff was zero. The PAQ states, "BVCASA does not conduct strip or cavity searches of residents."

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616B, Limits to Cross Gender Viewing and Searches, page 1, section Procedure, A., states, "BVCASA does not conduct cross-gender strip searches or cross-gender visual body cavity searches (meaning a search of the anal or genital opening). BVCASA does not allow staff to touch residents. Searches include emptying pockets, "popping" bra, shaking out clothes, etc. All searches are witnessed and documented, and when possible, conducted in view of video surveillance."

(b) Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the facility does not permit cross-gender pat-down searches of female residents, absent exigent circumstances (facilities have until August 20, 2015, to comply; or August 20, 2017. The facility does not restrict female residents' access to regularly available programming or other outside opportunities in order to comply with this provision. The number of pat-down searches of female residents that were conducted by male staff was zero.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616B, Limits to Cross Gender Viewing and Searches, page 1, section Procedure, B., states,

“BVCASA does not permit cross-gender pat-down searches of female residents. In the case of exigent circumstances where staff believe a pat-down search is necessary for safety and security reasons, local law enforcement will be called. BVCASA will not restrict female residents' access to regularly available programming or other outside opportunities in order to comply with this provision.”

(a) Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the facility policy requires that all cross-gender strip searches and cross-gender visual body cavity searches be documented. The facility restricts cross-gender searches, in total. Compliance can be found in provision (b) of this standard.

(d) Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the facility has implemented policies and procedures that enable residents to shower, perform bodily functions, and change clothing without non-medical staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks (this includes viewing via video camera). Policies and procedures require staff of the opposite gender to announce their presence when entering an area where residents are likely to be showering, performing bodily functions, or changing clothing.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616B, Limits to Cross Gender Viewing and Searches, page 1, section Procedure, C., states, “BVCASA enables residents to shower, perform bodily functions and change clothing without nonmedical staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine room checks. Staff of the opposite gender is required to announce their presence when entering an area where residents are likely to be showering, performing bodily functions or changing clothing.”

(e) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the facility has a policy prohibiting staff from searching or physically examining a transgender or intersex resident for the sole purpose of determining the resident's genital status. Such searches (described in 115.215(e)-1) occurred in the past 12 months was zero.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616B, Limits to Cross Gender Viewing and Searches, page 2, section Procedure, D., states, “BVCASA will not search or physically examine a transgender or intersex resident for

the sole purpose of determining the resident's genital status. BVCASA receives gender information from TDCJ upon placement of the resident and through respectful conversations during the intake process with BVCASA's Intake Coordinator.”

(f) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states 100% of all security staff received training on conducting cross-gender pat-down searches and searches of transgender and intersex residents in a professional and respectful manner, consistent with security needs. The PAQ states, “Each employee receives this training at new hire and annually thereafter.”

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616B, Limits to Cross Gender Viewing and Searches, page 2, section Procedure, G., states, “BVCASA trains staff in how to conduct searches of all residents, to include cross-gender searches, and searches of transgender and-intersex residents, in a professional and respectful manner, and in the least intrusive manner possible, consistent with security needs.”

The facility provided a BVCASA PREA Annual Training. Section I. PREA Training Part 1, section E. includes the following training element.

E. Standard 115.215: Limits to cross-gender viewing and searches

1. Guidance on Cross-Gender and Transgender Pat Searches PowerPoint presentation from the National PRC
2. Policy review

The facility provided BVCASA New Employee Orientation (NEO) for TDCJ Direct and Indirect Staff. The document demonstrated Contraband Control and Pat-Search is a topic taught through video and BVCASA personnel. Once training is complete document is verified by staff printed name, signature, date and job assignment.

Through such reviews, the facility meets the standard requirements.



115.216	<p data-bbox="277 107 1455 197"><b>Residents with disabilities and residents who are limited English proficient</b></p> <p data-bbox="277 232 1007 268"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="277 309 579 344"><b>Auditor Discussion</b></p> <p data-bbox="277 385 544 421">Document Review:</p> <ol data-bbox="277 456 1474 985" style="list-style-type: none"> <li data-bbox="277 456 1442 533">1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li data-bbox="277 568 1458 689">2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 C, Residents with Disabilities and/or Who Are Limited English Prohibited, dated 12.2022</li> <li data-bbox="277 725 1426 801">3. Language Line Solutions Instructions for Connecting to an Interpreter, dated 2016</li> <li data-bbox="277 837 922 873">4. BVCASA PREA Annual Training, not dated</li> <li data-bbox="277 909 1474 985">5. BVCASA New Employee Orientation (NEO) for TDCJ Direct and Indirect Staff, not dated</li> </ol> <p data-bbox="277 1097 437 1133">Interviews:</p> <ol data-bbox="277 1169 884 1420" style="list-style-type: none"> <li data-bbox="277 1169 571 1205">1. Targeted Clients</li> <li data-bbox="277 1240 635 1276">2. Direct Care Monitors</li> <li data-bbox="277 1312 657 1348">3. TDCJ Clinical Manager</li> <li data-bbox="277 1384 884 1420">4. Executive Director / PREA Coordinator</li> </ol> <p data-bbox="277 1456 1442 1697">Targeted interviews with clients did not demonstrate the facility had clients who were language English proficient, cognitively delayed or disabled where gaining access to grievances or phones would be delayed. During interviews with random clients, one client disclosed that he could not read or write; however, during the intake process PREA information was read to him on a one-on-one encounter to ensure he understood the information.</p> <p data-bbox="277 1809 1442 1930">During interviews with Direct Care Monitors, each stated clients were not used for translation services and access to the language line could be find posted on the monitor station bulletin board.</p> <p data-bbox="277 2042 1410 2078">Interviews with the TDCJ Clinical Manager and Executive Director demonstrated</p>
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PREA education is conducted in a group setting in person with a staff educator. Education discussion includes the agency policy, viewing of the PREA video, handbook information to include how to report sexual harassment and sexual abuse, SARC advocates, grievances and confidentiality.

(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency has established procedures to provide disabled residents equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 C, Residents with Disabilities and/or Who Are Limited English Prohibited, page 1-2., section Procedure A.-B., state, “

A. BVCASA takes appropriate steps to ensure that residents with disabilities {including, for example, residents who are deaf or hard of hearing, those who are blind or have low vision, or those who have intellectual, psychiatric, or speech disabilities), have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment.

1. Such steps include, when necessary to ensure effective communication with residents who are deaf or hard of hearing, providing access to interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary.

a. BVCASA engages the services of Sign Language Interpreting Services, LLC (SLIS) as needed to interpret for residents who are deaf or hard of hearing.

b. TDCJ notifies BVCASA's placements coordinator in advance of the client's arrival. The placements coordinator notifies BVCASA's Executive Director who initiates a contract with SLIS. The Executive Director works with Residential Program Leadership and Counselors to identify the client's schedule for intakes, groups, and individual sessions to ensure an interpreter is present.

B. BVCASA is not required to take actions that it can demonstrate would result in a fundamental alteration in the nature of a service, program, or activity, or in undue financial and administrative burdens, as those terms are used in regulations promulgated under title II of the Americans With Disabilities Act, 28 CFR 35.164. BVCASA 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 residents who are limited English proficient, including steps to provide interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary.

1. BVCASA staff are trained on procedures and methods for calling the 24-hour on call interpreter phone service, Language Line Solutions.
2. Instructions for calling the service are posted in each Monitors office, the Count Room, the Medication Room, the kitchen, and are provided to the Receptionist, Counselors, PREA Coordinator, PREA Compliance Manager, and other program leadership.
3. Staff provide the resident who is limited English proficient with a guide listing the 24 languages that can be interpreted by the services. The resident points to their native/prominent language.
4. The staff member calls the number and follows the instructions to engage an interpreter.

The facility provided a BVCASA PREA Annual Training. Section II. PREA Training Part 1, section C. Prevention, Detection, and Reporting of Sexual Abuse and Harassment, 4., states, “

“115.216: Residents with disabilities and residents who are limited English proficient (policy review and discussion)”

The facility provided BVCASA New Employee Orientation (NEO) for TDCJ Direct and Indirect Staff. The document demonstrated the Prison Rape Elimination Act is a topic taught through BVCASA personnel. Once training is complete document is verified by staff printed name, signature, date and job assignment.

(b) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency has established procedures to provide residents with limited English proficiency equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment. Policy compliance can be found in provision (a) of this standard.

(c) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency policy prohibits use of resident interpreters, resident readers, or other types of resident assistants except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the resident's safety, the performance of first-response duties under §115.264, or the investigation of the resident's allegations. If YES, the agency or facility documents the limited circumstances in individual cases where resident interpreters, readers, or other types of resident assistants are used. In the past 12

months, the number of instances where resident interpreters, readers, or other types of resident assistants have been used and it was not the case that an extended delay in obtaining another interpreter could compromise the resident's safety, the performance of first-response duties under § 115.264, or the investigation of the resident's allegations was zero. The PAQ states, "There have been no instances of the need of an interpreter, reader or other resident assistance in the reporting period."

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 C, Residents with Disabilities and/or Who Are Limited English Prohibited, page 2., section Procedure C., states, "BVCASA will not rely on resident interpreters, resident readers, or other types of resident assistants except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the resident's safety, the performance of first response duties under §115.264, or the investigation of the resident's allegations."

Through such reviews, the facility meets the standard requirements.

<b>115.217</b>	<b>Hiring and promotion decisions</b>
	<p data-bbox="280 188 1007 221"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="280 264 579 297"><b>Auditor Discussion</b></p> <p data-bbox="280 340 544 374">Document Review:</p> <ol data-bbox="280 412 1437 674" style="list-style-type: none"> <li data-bbox="280 412 1437 488">1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li data-bbox="280 526 1437 602">2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 D, Hiring and Promotion Decisions, dated 12.2022</li> <li data-bbox="280 640 1437 674">3. BVCASA Disclosure of PREA Employment Standards Violation Form, not dated</li> </ol> <p data-bbox="280 784 437 817">Interviews:</p> <ol data-bbox="280 855 707 889" style="list-style-type: none"> <li data-bbox="280 855 707 889">1. Human Resource Director</li> </ol> <p data-bbox="280 927 1453 1167">Interviews with the Human Resource Director demonstrated the agency completes criminal background checks on applicants before hire and TDCJ notifies the agency of employee law enforcement interactions once employed. Administrative adjudication questions are asked of all applicants at the time of application, during the interview process and again at promotion. Institutional reference checks are completed on all applicable applicants and affirmative duty is imposed.</p> <p data-bbox="280 1276 635 1310">Site Review Observation:</p> <p data-bbox="280 1348 1449 1507">The facility completed file review on each employee which resulted in all having a current criminal history check, completed administrative adjudication questions at hire and again at promotion and completed institutional reference checks on applicable applicants.</p> <p data-bbox="280 1617 1461 2029">(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states agency policy prohibits hiring or promoting anyone who may have contact with residents and prohibits enlisting the services of any contractor who may have contact with residents who: (1) Has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. 1997); (2) Has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse; or (3) Has been civilly or administratively adjudicated to have engaged in the activity described in paragraph (a)(2) of this section.</p>

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 D, Hiring and Promotion Decisions, page 1, section Procedure A., states, "BVCASA does not hire or promote anyone who may have contact with residents, and does not enlist the services of any contractor who may have contact with residents, who:

1. Has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. §1997);
2. Has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse; or
3. Has been civilly or administratively adjudicated to have engaged in the activity described in paragraph (A)(2) of this section."

The facility provided a BVCASA Disclosure of PREA Employment Standards Violation form. The form documents the applicant or employee attestation to the following.

- Have you ever engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution?
- Have you ever 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?
- Have you ever been civilly or administratively adjudicated to have engaged in the activity described in question #2 above?
- Have you ever been accused of sexual harassment in/out of the workplace?

(b) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states agency policy requires the consideration of any incidents of sexual harassment in determining whether to hire or promote anyone, or to enlist the services of any contractor, who may have contact with residents.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 D, Hiring and Promotion Decisions, page 1, section Procedure B., states, "BVCASA considers any incidents of sexual harassment in determining whether to hire or promote anyone, or to enlist the services of any contractor, who may have contact with residents."

(c) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency policy requires that before it hires any new employees who may have contact with residents, it (a) conducts criminal background record checks, and (b) consistent with federal, state, and local law, makes its best efforts to contact all prior institutional employers for information on substantiated allegations of sexual abuse or any resignation during a pending investigation of an allegation of sexual abuse. In the past 12 months, the number of persons hired who may have contact with residents who have had criminal background record checks is 28.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 D, Hiring and Promotion Decisions, page 1-2, section Procedure C., states, "Before hiring new employees who may have contact with residents, BVCASA will:

1. Perform a criminal background records check; and consistent with Federal, State, and local law, makes its best efforts to contact all prior institutional employers for information on substantiated allegations of sexual abuse or any resignation during a pending investigation of an allegation of sexual abuse."

(d) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency policy requires that a criminal background record check be completed before enlisting the services of any contractor who may have contact with residents. In the past 12 months, the number of contracts for services where criminal background record checks were conducted on all staff covered in the contract who might have contact with residents is zero. The PAQ states, "We do not enter into contracts for services where contact with residents may occur."

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 D, Hiring and Promotion Decisions, page 2, section Procedure D., states, "BVCASA will perform a criminal background record check before enlisting the services of any contractor who may have contact with residents."

(e) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency policy requires that either criminal background record checks be conducted at least every five years for current employees and contractors who may have contact with residents or that a system is in place for otherwise capturing such information for current employees.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 D,

Hiring and Promotion Decisions, page 2, section Procedure E., states, "BVCASA will either conduct criminal background records check at least every five years of current employees and contractors who may have contact with residents or have in place a system for otherwise capturing such information for current employees.

1. TDCJ performs criminal record background checks on all newly hired employees and contractors during the clearance process. This is done regardless of whether they may have contact with offenders.
2. The employee's information is entered into the Criminal Justice Information System (CJIS) and a response is sent back by the Texas Department of Public Safety (DPS).
3. The DPS also immediately provides an automatic notification to the agency through e mail if any criminal charges are brought against any employee or contractor during their employment."

(f) Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 D, Hiring and Promotion Decisions, page 2, section Procedure F., states, "BVCASA will ask all applicants and employees who may have contact with residents directly about previous misconduct described in paragraph (A) of this section in written applications or interviews for hiring or promotions and in any interviews or written self-evaluations conducted as part of reviews of current employees."

(g) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states Agency policy states that material omissions regarding such misconduct, or the provision of materially false information, shall be grounds for termination.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 D, Hiring and Promotion Decisions, page 2, section Procedure H., states, "Material omissions regarding such misconduct, or the provision of materially false information, are grounds for termination."

(h) Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 D, Hiring and Promotion Decisions, page 2, section Procedure I., states, "Unless prohibited by law, BVCASA will 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."



	Through such reviews, the facility meets the standard requirements.
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<b>115.218</b>	<b>Upgrades to facilities and technology</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Executive Director / PREA Coordinator</li> </ol> <p>The Executive Director / PREA Coordinator stated the facility has not gone under modifications during the last audit cycle other than adding cameras when a blind spot is apparent or the need arises.</p> <p>(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency has acquired a new facility or made substantial expansions or modifications to existing facilities since the last PREA audit.</p> <p>(b) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states, the agency/facility has installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology since August 20, 2012, or since the last PREA audit, whichever is later.</p> <p>Through such reviews, the facility meets the standard requirements.</p>

<b>115.221</b>	<b>Evidence protocol and forensic medical examinations</b>
	<p data-bbox="280 188 1007 221"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="280 264 579 297"><b>Auditor Discussion</b></p> <p data-bbox="280 340 544 374">Document Review:</p> <ol data-bbox="280 412 1441 1043" style="list-style-type: none"> <li data-bbox="280 412 1441 488">1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li data-bbox="280 526 1441 602">2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 F., Responsive Planning, dated 12.2022</li> <li data-bbox="280 640 1441 716">3. Memorandum Agreement, St. Joseph Regional Health Center d/b/a CHI St. Joseph Health, dated 12.14.2022</li> <li data-bbox="280 754 1241 788">4. Uniform Evidence Collection by BVCASA Investigator, not dated</li> <li data-bbox="280 826 871 860">5. Sexual Assault Resource Center Flyer</li> <li data-bbox="280 898 1361 974">6. Cooperative Working Agreement Sexual Assault Resource Center, dated 7.22.2019</li> <li data-bbox="280 1012 1214 1046">7. Email Communication to Law Enforcement, dated 12.27.2022</li> </ol> <p data-bbox="280 1155 437 1189">Interviews:</p> <ol data-bbox="280 1227 879 1261" style="list-style-type: none"> <li data-bbox="280 1227 879 1261">1. Executive Director / PREA Coordinator</li> </ol> <p data-bbox="280 1299 1453 1415">Interviews with the Executive Director demonstrated clients would immediately be provided with a forensic examination if a sexual abuse allegation would to have occur and the SARC advocate would be provided.</p> <p data-bbox="280 1525 635 1559">Site Review Observation:</p> <p data-bbox="280 1597 1385 1673">The facility has not experienced a sexual abuse allegation requiring a forensic medical exam in the past 12 months.</p> <p data-bbox="280 1783 1430 2067">(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency/facility is responsible for conducting administrative sexual abuse investigations (including resident-on-resident sexual abuse or staff sexual misconduct). The agency/facility is not responsible for conducting criminal sexual abuse investigations (including resident-on-resident sexual abuse or staff sexual misconduct). The Bryan Police Department is responsible for conducting sexual abuse investigations.</p>

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 F., Responsive Planning, page 1, section Evidence Protocol and Forensic Medical Examinations, A., states, "BVCASA will conduct an administrative investigation of allegations of sexual abuse and sexual harassment. The Agency investigator will follow a uniform-evidence collection procedure. Please see Attachment 616.F."

The facility provided a Uniform Evidence Collection by BVCASA Investigator documenting the following protocol elements.

1. Incident Type
2. Incident Location
3. Incident Date
4. Date and Time of Incident/Reported
5. Victim Data
6. Subject of Investigation
7. Accused/Suspect
8. Action Taken
9. Witnesses
10. Attachments: Written statements, transcripts, logs, incident reports, or other documents relevant to the investigation.
11. Evidence
12. Conclusion
13. Signature: Signature of staff member completing investigation.
14. Supplementary Report
15. Filing of criminal charges

The facility provided a Memorandum Agreement, St. Joseph Regional Health Center d/b/a CHI St. Joseph Health. Page 1, first paragraph of the memorandum, states, "All residents of the Brazos Valley Council on Alcohol and Substance Abuse (BVCASA) who experience sexual abuse, shall have access to a forensic medical examination without financial cost to the victim provided by St. Joseph by the Sexual Assault Nurse Examiner (SANE) where possible." The agreement is signed by the Agency Executive Director and a St. Joseph Hospital representative on 12.14.2022.

(b) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the protocol being developmentally appropriate is not developmentally appropriate for youth as the facility does not house youthful offenders. The protocol was adapted from or otherwise based on the most recent edition of the DOJ'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.

(c) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the facility offers all residents who experience sexual abuse access to forensic medical examinations. Forensic medical examinations are offered without financial cost to the victim. Where possible, examinations are conducted by Sexual Assault Forensic Examiners (SAFEs) or Sexual Assault Nurse Examiners (SANEs). When SANEs or SAFEs are not available, a qualified medical practitioner performs forensic medical examinations. The facility documents efforts to provide SANEs or SAFEs. The number of forensic medical exams conducted during the past 12 months is zero. The number of SANEs/SAFEs during the past 12 months was zero. The number of exams performed by a qualified medical practitioner during the past 12 months was zero. The PAQ states, "We have not had a sexual assault where a SANE/SAFE has been needed. We do require documenting efforts to provide SANEs/SAFEs in our procedures."

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 F., Responsive Planning, page 1-2, section Evidence Protocol and Forensic Medical Examinations, C., states, "BVCASA offers all victims of sexual abuse access to forensic medical examinations, without financial cost, where evidentiary or medically appropriate. Forensic medical examinations are provided by CHI St. Joseph's Health per a written agreement with BVCASA. Such examinations will be performed by Sexual Assault Forensic Examiners (SAFRs) or Sexual Assault Nurse Examiners (SANEs) where possible. If SAFRs or SANEs cannot be made available, the examination can be performed by other qualified medical practitioners. BVCASA will document its efforts to provide SAFEs or SANEs."

(d) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the facility attempts to make available to the victim a victim advocate from a rape crisis center, either in person or by other means. The efforts are documented. If and when a rape crisis center is not available to provide victim advocate services, the facility provides a qualified staff member from a community-based organization or a qualified agency staff member.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 F., Responsive Planning, page 2, section Evidence Protocol and Forensic Medical Examinations, D., states, "BVCASA will attempt to make available to the victim a victim advocate from a rape crisis center.

1. BVCASA will call the Sexual Assault Resource Center (SARC} in Bryan to request a victim advocate.
2. If a rape crisis center is not available to provide victim advocate services, the agency will make available to provide these services a qualified staff member from a community based organization or a qualified agency staff member.
3. BVCASA will document efforts to secure services from rape crisis centers. For the purposes of this standard, a rape crisis center refers to an entity that provides intervention and related assistance, such as the services specified in 42 U.S.C. 14043g(b)(2}(C)}, to victims of sexual assault of all ages.
4. BVCASA may utilize a rape crisis center that is part of a governmental unit as long as the center is not part of the criminal justice system (such as a law enforcement agency) and offers a comparable level of confidentiality as a nongovernmental entity that provides similar victim services."

The facility provided a Cooperative Working Agreement Sexual Assault Resource Center. Page 1, second paragraph of the agreement states, "This is to certify that the objectives of the grant application submitted by the Brazos County Rape Crisis Center, Inc., to the Criminal Justice Division of the Office of the Governor have been reviewed and that it is mutually agreed to cooperate to whatever extent is necessary in carrying out the objectives described in the application to provide services and counseling to the victims of sexual assault." The agreement appears to be current until written notice of withdrawal is submitted by either party. The agreement is signed by the advocate Board President, and the Agency Executive Director on 7.22.2019.

The facility provided a Sexual Assault Resource Center Flyer. The flyer provides information on counseling, crisis intervention, education, a 24-hour hotline number and internet address.

(e) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states a qualified staff or community member accompanies and supports the victim through the forensic medical examination process and investigatory interviews and provides emotional support, crisis intervention, information and referrals.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 F., Responsive Planning, page 2, section Evidence Protocol and Forensic Medical Examinations, E., states, "As requested by the victim, the victim advocate, qualified agency staff member, or qualified community-based organization staff member will accompany and support the victim through the forensic medical examination process and investigator interviews and will provide emotional support, crisis intervention, information, and referrals."

(f) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states, if the agency is not responsible for investigating allegations of sexual abuse and relies on another agency to conduct these investigations, the agency has requested that the responsible agency follow the requirements of paragraphs §115.221 (a) through (e) of the standards.

The facility provided an email communication from the Agency Executive Director to law enforcement personnel, requesting their cooperation to comply with PREA standards 115.221. The email is dated 12.27.2022.

Through such reviews, the facility meets the standard requirements.

115.222	Policies to ensure referrals of allegations for investigations
	<p><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li>2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 F., Responsive Planning, dated 12.2022</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. TDCJ Program Director / Investigator</li> </ol> <p>The interview with the Investigator demonstrated he would refer sexual abuse allegations to the Brazos Police Department.</p> <p>Site Review Observation:</p> <p>The facility has not had a sexual abuse allegation requiring law enforcement referral in the past 12 months.</p> <p>(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency ensures that an administrative or criminal investigations are completed for all allegations of sexual abuse and sexual harassment. In the past 12 months the facility has had two allegations resulting in an administrative investigation.</p> <p>Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 F., Responsive Planning, page 3, section Policies to Ensure Referrals of Allegations for Investigations, A. states, "BVCASA will ensure that an administrative or criminal investigation is completed for all allegations of sexual abuse and sexual harassment (including resident-on-resident sexual abuse or staff sexual misconduct). BVCASA ensures that allegations of sexual abuse or sexual harassment are referred for investigation to an agency with the legal authority to conduct criminal investigations (local police department/Department of Health and Human Services/ TDCJ), unless the allegation does not involve potentially criminal behavior.</p> <ol style="list-style-type: none"> <li>1. Any staff who becomes aware of an alleged incident of sexual abuse/ harassment, immediately informs the shift supervisor and documents accordingly in</li> </ol>



an incident report.

2. The shift supervisor contacts law enforcement.

3. Law enforcement determines if the incident is a criminal matter. If the incident is a criminal matter, law enforcement follows investigative procedures. In all incidents, criminal matter or not, the shift supervisor informs the PREA coordinator who conducts an agency internal investigation.”

(b) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency has a policy that requires that allegations of sexual abuse or sexual harassment be referred for investigation to an agency with the legal authority to conduct criminal investigations, including the agency if it conducts its own investigations, unless the allegation does not involve potentially criminal behavior. The agency policy is posted on their website at PREA | (bvca.org).

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 F., Responsive Planning, page 3, section Policies to Ensure Referrals of Allegations for Investigations, B. states, “BVCASA publishes the policy on its website. The agency documents all such referrals on the incident report.”

(b) Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 F., Responsive Planning, page 3, section Policies to Ensure Referrals of Allegations for Investigations, C. states, “For investigations conducted by an agency with the legal authority to conduct criminal investigations (i.e., Bryan Police Department (BPD and/or TDCJ), the BVCASA PREA Coordinator will be the single point of contact between the Agency and the Agency authorized to conduct the investigation. The PREA Coordinator will ensure that the investigator receives all permissible information and materials available to complete an investigation. Further, the PREA Coordinator will make weekly contact with the assigned investigator to stay informed about the progress of the investigation and the PREA Coordinator will make this information available to the alleged victim, as required by this Agency policies and procedures.”

Through such reviews, the facility meets the standard requirements.

<b>115.231</b>	<b>Employee training</b>
	<p data-bbox="280 188 1007 224"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="280 264 579 300"><b>Auditor Discussion</b></p> <p data-bbox="280 340 544 376">Document Review:</p> <ol data-bbox="280 412 1449 896" style="list-style-type: none"> <li data-bbox="280 412 1449 488">1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li data-bbox="280 524 1449 600">2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 G., Training &amp; Education, dated 12.2022</li> <li data-bbox="280 636 1449 712">3. BVCASA PREA Brazos Valley Council on alcohol and Substance Abuse Training, not dated</li> <li data-bbox="280 748 842 784">4. Blue Basin PREA Outline, not dated</li> <li data-bbox="280 819 1449 896">5. Brazos Valley Council on Alcohol and Substance Abuse Training Sign in Sheet, not dated</li> </ol> <p data-bbox="280 1008 437 1043">Interviews:</p> <ol data-bbox="280 1079 884 1330" style="list-style-type: none"> <li data-bbox="280 1079 635 1115">1. Direct Care Monitors</li> <li data-bbox="280 1151 580 1187">2. Specialized Staff</li> <li data-bbox="280 1223 708 1258">3. Human Resource Director</li> <li data-bbox="280 1294 884 1330">4. Executive Director / PREA Coordinator</li> </ol> <p data-bbox="280 1366 1378 1487">Interviews with staff demonstrated each received PREA training upon hire, throughout each year and as an annual requirement through either in person training or through online training database.</p> <p data-bbox="280 1594 528 1630">Site Observation:</p> <p data-bbox="280 1666 1481 1742">The facility completed file review on each employee which resulted in all completing annual and refresher training.</p> <p data-bbox="280 1850 1485 2011">(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency trains all employees who may have contact with residents on the agency's zero-tolerance policy for sexual abuse and sexual harassment.</p>

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 G., Training & Education, page 1, section Procedure A., states," Prior to the first contact with Offenders, BVCASA trains all employees on the following:

1. The 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. Resident's right to be free from sexual abuse and sexual harassment.
4. The right of residents 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 residents.
9. How to communicate effectively and professionally with residents, including lesbian, gay, bisexual, transgender, intersex, or gender nonconforming residents.
10. How to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities.

The facility provided a BVCASA PREA Brazos Valley Council on alcohol and Substance Abuse Training. The training curriculum consists of the following elements.

I. PREA Training Part 1

A. Pre-Test

B. Overview of the Law and Your Role

1. Unit 1 PowerPoint presentation from the National PRC
2. Federal, state, and local laws
3. The PREA audit process
4. 115.211: Zero Tolerance: review standard and agency policy
5. TDCJ PREA Video

C. Client and Staff Rights to be Free from Sexual Abuse, Sexual Harassment, and

## Retaliation

1. Unit 2 PowerPoint presentation from the National PRC
2. PREA Terms – Key Terms Handout; PREA Definitions – TTC Policies 1.3 and 1.4
3. 115.267: Agency protection against retaliation (policy review and discussion)

### D. Supervision and Monitoring – Standard 115.213

1. Policy review and discussion
2. Review of BVCASA Staffing Plan

### E. Standard 115.215: Limits to cross-gender viewing and searches

1. Guidance on Cross-Gender and Transgender Pat Searches PowerPoint presentation from the National PRC
2. Policy review

### F. Post-Test

## II. PREA Training Part 2

### A. Pre-Test

### B. Screening for Risk Victimization and Abusiveness

1. 115.241: Screening for risk of victimization and abusiveness (policy review and discussion)
2. 115.242: Use of screening information (policy review and discussion)

### C. Prevention, Detection, and Reporting of Sexual Abuse and Sexual Harassment

1. Unit 3.1 PowerPoint presentation from the National PRC
  - a) The dynamics of sexual abuse and sexual harassment in confinement
  - b) The common reactions of sexual abuse and sexual harassment victims
  - c) How to detect and respond to signs of threatened and actual sexual abuse
2. 115.222: Policies to ensure referrals of allegations for investigations (policy review and discussion)

3. 115.251 through 115.254 on Resident Reporting (standard and policy review and discussion)

4. 115.216: Residents with disabilities and residents who are limited English proficient (policy review and discussion)

5. 115:261: Staff and agency reporting duties (policy review and discussion)

D. Response to a Report of Sexual Abuse or Sexual Harassment

1. 115.221: Evidence protocol and forensic medical examinations (policy review and discussion)

2. 115.253: Resident access to outside confidential support services (policy review and discussion)

3. 115:262: Agency protection duties (policy review and discussion)

4. 115.264: Staff first responder duties (policy review and discussion)

5. 115.265: Coordinated response (policy review and discussion)

a) Review BVCASA's current Coordinated Response Plan

E. Post-Test

III. PREA Training Part 3

A. Pre-Test

B. Investigations

1. 115.271: Criminal and administrative agency investigations (policy review and discussion)

2. 115.272: Evidentiary standards for administrative investigations (policy review and discussion)

3. 115.283: Ongoing medical and mental health care for sexual abuse and abusers (policy review and discussion)

C. Incident Reviews and Data Collection

1. 115.286: Sexual abuse incident reviews (policy review and discussion)

2. 115.287: Data collection (policy review and discussion) (policy review and discussion)

3. 115.288: Data review for corrective action (policy review and discussion)

4. 115.289: Data storage, publication and destruction (policy review and discussion)

D. Avoiding Inappropriate Relationships with Residents

1. Unit 4 PowerPoint presentation from the National PRC – Professional Boundaries

2. Unit 4 Scenarios

E. Communicating Effectively and Professionally with Residents, including LGBTI or gender-nonconforming residents

1. Unit 5 PowerPoint presentation from the National PRC – Effective and Professional Communication with Inmates

2. Word Match Worksheet

F. Post-Test

IV. PREA Training Part 4

A. Review of PREA standards

B. First Responder Role Play Activity

C. Review Auditor Random Staff Interview Questions

D. Jeopardy Game – PREA review

(b) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states training is tailored to the gender of the residents at the facility. Employees who are reassigned from facilities housing the opposite gender are given additional training. The Brazos Valley Council on Alcohol and Substance Abuse Treatment Center is a standalone facility where reassignments would not be applicable. The PAQ states, “Employees are regularly assigned throughout the facility and are not assigned to one specific housing area. All are trained on working with both genders.”

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 G., Training & Education, page 2, section Procedure B., states, “Such training is tailored to the gender of the residents at the employee's facility. The employee will receive

additional training if the employee is reassigned from a facility that houses only male residents to a facility that houses only female residents, or vice versa.”

(c) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states between trainings the agency provides employees who may have contact with residents with refresher information about current policies regarding sexual abuse and harassment. The frequency with which employees who may have contact with residents receive refresher training on PREA requirements annually or when needed.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 G., Training & Education, page 2, section Procedure C., states, “All current employees who have not received such training will be trained within one year of the effective date of the PREA standards, and the agency provides 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. In years in which an employee does not receive refresher training, the agency provides refresher information on current sexual abuse and sexual harassment policies.”

The facility provided a Blue Basin PREA Outline. This outline demonstrates the following course description is provided for annual training. “This course is required, annually, by all Texas Department of Criminal Justice funded treatment facility staff. This course meets the federal and state mandates related to preventing sexual abuse of involuntarily confined persons. Much of this course and PREA in itself refers to jails and prisons as this is where much exploitation occurs. However, community-based service providers, such as TC programs also present circumstances where offenders/Offenders/patients may be at risk for exploitation. As such, all staff working in these community-based programs must be trained on the law and how to prevent exploitation and abuse of current and past offenders. We have selected what we consider the most interesting yet factual, videos from YouTube and other sources. Feel free to check out other videos and publications.”

(d) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency documents that employees who may have contact with residents understand the training they have received through employee signature or electronic verification.

The facility provided a Brazos Valley Council on Alcohol and Substance Abuse Training Sign in Sheet. The sign in sheet documents the following elements.

- Date / Start Time / End Time / Hours / Method of Delivery / Location / Presenter
- Training Topics
- Statement: "By signing this form, I verify that I received face-to-face training on the topic listed above. I verify that I was present for the entire training and that I fully understand the training I received."
- Name / Signature / Email Address
- Presenter Signature / Credentials

Through such reviews, the facility meets the standard requirements.



<b>115.232</b>	<b>Volunteer and contractor training</b>
	<p data-bbox="280 188 1007 221"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="280 264 580 297"><b>Auditor Discussion</b></p> <p data-bbox="280 340 544 374">Document Review:</p> <ol data-bbox="280 412 1437 786" style="list-style-type: none"> <li data-bbox="280 412 1437 488">1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li data-bbox="280 526 1437 602">2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 G., Volunteer &amp; Contractor Training, dated 12.2022</li> <li data-bbox="280 640 1437 716">3. BVCASA PREA Volunteer and Contractor Information Acknowledgement Form, dated 1.22.2020</li> <li data-bbox="280 754 1437 786">4. BVCASA Disclosure of PREA Employment Standards Violation Form, not dated</li> </ol> <p data-bbox="280 898 437 931">Interviews:</p> <ol data-bbox="280 969 639 1003" style="list-style-type: none"> <li data-bbox="280 969 639 1003">1. TDCJ Facility Director</li> </ol> <p data-bbox="280 1041 1422 1155">The Facility Director interview demonstrated the facility does not utilize contract staff and volunteers are used for community service events. There were no volunteers on site or available during the onsite review.</p> <p data-bbox="280 1267 1477 1592">(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states all volunteers and contractors who have contact with residents have been trained on their responsibilities under the agency’s policies and procedures regarding sexual abuse and sexual harassment prevention, detection, and response. The number of volunteers and contractors, who may have contact with residents, who have been trained in agency’s policies and procedures regarding sexual abuse and sexual harassment prevention, detection, and response is 13.</p> <p data-bbox="280 1704 1477 1944">Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 G., Training &amp; Education, page 2, section Volunteer &amp; Contractor Training, A., states, “BVCASA ensures that all volunteers and contractors who have contact with residents are notified of BVCASA's zero-tolerance policy regarding sexual abuse and sexual harassment and informed how to report such incidents. The required training must be completed prior to the first contact with Offenders.”</p> <p data-bbox="280 2056 1339 2089">The facility provided a BVCASA PREA Volunteer and Contractor Information</p>

Acknowledgement Form. The form documents the following elements.

- Introduction to the Prison Rape Elimination Act
- Brazos Valley Council on Alcohol and Substance Abuse Zero Tolerance Policy
- Important Rules to Know
- How We Keep Everyone Safe
- What to do if you see or suspect sexual misconduct, or if an Offender reports a problem to you
- Acknowledgement: By signing this form, you acknowledge that you have received, read, and understand your responsibilities regarding BVCASA's sexual abuse/harassment prevention, detection, and response policies and procedures. You also verify that you understand your duties as a first responder and are expected to wear a PREA First Responder Badge and refer to it in the event that you encounter a situation involving a PREA incident.

The acknowledgment includes the volunteer or contractor printed name, signature and date.

The facility provided a BVCASA Disclosure of PREA Employment Standards Violation form. The form documents the applicant or employee attestation to the following.

- Have you ever engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution?
- Have you ever 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?
- Have you ever been civilly or administratively adjudicated to have engaged in the activity described in question #2 above?
- Have you ever been accused of sexual harassment in/out of the workplace?

(b) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the level and type of training provided to volunteers and contractors is based on the services they provide and level of contact they have with residents. All volunteers and contractors who have contact with residents have been notified of the agency's zero-tolerance policy regarding sexual abuse and sexual harassment and informed how to report such incidents. The PAQ states, "All volunteers are trained as though they might have contact with residents, even if

they don't. There is not a lower level of training.”

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 G., Training & Education, page 2, section Volunteer & Contractor Training, B., states, “The level and type of training provided to volunteers and contractors are based on the services they provide and level of contact they have with residents, but all volunteers and contractors who have contact with residents are notified of the agency's zero-tolerance policy regarding sexual abuse and sexual harassment and informed how to report such incidents.”

(c) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency maintains documentation confirming that volunteers and contractors who have contact with residents understand the training they have received.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 G., Training & Education, page 2, section Volunteer & Contractor Training, C., states, “BVCASA maintains documentation confirming that volunteers and contractors understand the training they have received.”

Through such reviews, the facility meets the standard requirements.

<b>115.233</b>	<b>Resident education</b>
	<p data-bbox="280 188 1007 221"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="280 264 579 297"><b>Auditor Discussion</b></p> <p data-bbox="280 340 544 374">Document Review:</p> <ol data-bbox="280 412 1481 857" style="list-style-type: none"> <li data-bbox="280 412 1437 488">1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li data-bbox="280 526 1426 602">2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 G., Resident Education, dated 12.2022</li> <li data-bbox="280 640 1299 674">3. BVCASA - Page 15 - Residential Treatment Handbook, dated 3.2022</li> <li data-bbox="280 712 1402 788">4. Zero Tolerance for Sexual Abuse and Sexual Harassment Flyer, English and Spanish, not dated</li> <li data-bbox="280 826 1481 857">5. Onsite Action Plan: Memorandum, RE: 115.233 Client Education, dated 2.2.2023</li> </ol> <p data-bbox="280 969 437 1003">Interviews:</p> <ol data-bbox="280 1041 655 1218" style="list-style-type: none"> <li data-bbox="280 1041 564 1075">1. Random Clients</li> <li data-bbox="280 1113 572 1146">2. Targeted Clients</li> <li data-bbox="280 1184 655 1218">3. TDCJ Clinical Manager</li> </ol> <p data-bbox="280 1256 1474 1373">Interviews with clients demonstrated each understood their knowledge of PREA, reporting options to staff, third parties, hotline and advocate phone numbers posted on Zero-Tolerance Posters throughout the facility.</p> <p data-bbox="280 1485 1474 1727">The interview with the TDCJ Clinical demonstrated she provides clients with education on the agency zero tolerance policy, reporting options through the client handbook, rights through the PREA video and discussion on all PREA topics, in a group setting, typically the day after intake into the facility. During the interview the TDCJ Clinical Manager stated when she was out on leave another staff member would complete training to clients in her absence.</p> <p data-bbox="280 1839 528 1872">Site Observation:</p> <p data-bbox="280 1910 1433 2069">Of the 20 resident files reviewed, 16 demonstrated evidence of PREA education within 72 hours of intake and typically on the day after intake. Review also demonstrated PREA education had not taken place in the TDCJ Clinical Managers' absence for four of the 20 client files reviewed. The facility was requested to</p>

complete an action plan to ensure all clients are educated on PREA within 72 hours, moving forward.

During the onsite review, the facility provided a memorandum from the TDCJ Clinical Manager in regard to §115.233, stating, "Initial PREA risk assessments are completed within 72 hours of client's arrival to the facility. The PREA compliance manager calls clients to their office to complete the individual PREA risk assessments. Once all Initial PREA risk assessments have been completed, the PREA compliance manager then takes all clients to the small group room to conduct PREA education training. Clients are shown the TDCJ PREA information video. BVCASA's policy on PREA and how to report are explained to the clients during this training. Clients are provided a group note to complete at the end of group. Once the note has been completed, the PREA compliance manager will sign each note and place in the file clerk's box to be filed in the client file. All new arrivals will receive this training within 72 hours of arrival.

(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states residents receive information at time of intake about the zero-tolerance policy, how to report incidents or suspicions of sexual abuse or harassment, 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 number of residents admitted during past 12 months who were given this information at intake was 1013.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 G., Resident Education, page 2, section A., states, "During the intake process, residents receive information explaining the agency's zero tolerance policy regarding sexual abuse and sexual harassment, how to report incidents or suspicions of sexual abuse or sexual harassment, 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 facility provided page 15 of the Residential Treatment Handbook demonstrating the following information is education to Offenders.

- What is PREA
- Texas' Response to Sexual Assaults in Correctional Facilities
- PREA Ombudsman Office
- Reporting Sexual Abuse, Sexual Harassment, and Voyeurism

- o Staff
- o Clients - to include their right to be free from sexual abuse and sexual harassment education.
- o Family and Friends
- o Providing Helpful Information
- o Contact Information
- PREA §115.6 Definitions related to sexual abuse
- o Sexual abuse
- o Sexual abuse of an inmate, detainee, or resident by another inmate, detainee, or resident
- o Sexual abuse of an inmate, detainee, or resident by a staff member, contractor, or volunteer
- o Sexual harassment
- o Voyeurism

The final page of the education is documentation of Offender participation in PREA education by Offender name, signature and date.

The facility provided a Zero Tolerance for Sexual Abuse and Sexual Harassment flyer, in English and Spanish. The flyer provides information on the following elements.

- Right to Report
- How to Report
- Additional points of contact

(b) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the facility provides residents who are transferred from a different community confinement facility with refresher information referenced in 115.233(a)-1. The number of residents transferred from a different community confinement facility during the past 12 months was zero. The number of residents transferred from a different community confinement facility, during the past 12 months, who received refresher information was zero.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 G., Resident Education, page 2, section B., states, "BVCASA provides refresher information whenever a resident is transferred to a different facility."

(c) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states Resident PREA education is available in formats accessible to all residents, including those who are limited English proficient, deaf, visually impaired, or otherwise disabled and those who have limited reading skills.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 G., Resident Education, page 2, section C., states, "BVCASA provides resident education in formats accessible to all residents, including those who are limited English proficient, deaf, visually impaired, or otherwise disabled as well as residents who have limited reading skills."

(d) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency maintains documentation of resident participation in PREA education sessions. Procedure compliance can be found in provision (a) of this standard.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 G., Resident Education, page 3, section D., states, "BVCASA maintains documentation of resident participation in these education sessions. In addition to providing such education, the agency ensures that key information is continuously and readily available or visible to residents through posters, resident handbooks, or other written formats."

(e) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency ensures that key information about the agency's PREA policies is continuously and readily available or visible through posters, resident handbooks, or other written formats. Provision compliance can be found provision (a) of this standard.

Through such reviews, the facility meets the standard requirements.

<b>115.234</b>	<b>Specialized training: Investigations</b>
	<p data-bbox="280 188 1007 221"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="280 264 579 297"><b>Auditor Discussion</b></p> <p data-bbox="280 340 544 374">Document Review:</p> <ol data-bbox="280 412 1477 826" style="list-style-type: none"> <li data-bbox="280 412 1437 490">1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li data-bbox="280 528 1426 607">2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 G., Specialized Training: Investigations, dated 12.2022</li> <li data-bbox="280 645 1477 723">3. National Institute of Corrections, PREA Learning Center, Training Course Outline: Investigating Sexual Abuse in a Confinement Setting, not dated</li> <li data-bbox="280 761 1430 826">4. Certificates of Completion, PREA: Investigating Sexual Abuse in Confinement Setting</li> </ol> <p data-bbox="280 943 437 976">Interviews:</p> <ol data-bbox="280 1014 839 1048" style="list-style-type: none"> <li data-bbox="280 1014 839 1048">1. TDCJ Program Director Investigator</li> </ol> <p data-bbox="280 1086 1366 1198">Interviews with the TDCJ Program Director demonstrated he had completed specialized investigator training through the National Institute of Corrections website.</p> <p data-bbox="280 1314 528 1348">Site Observation:</p> <p data-bbox="280 1386 1386 1464">Specialized Investigator training certificates were uploaded in the online audit system during the pre-audit phase.</p> <p data-bbox="280 1570 1477 1682">(a-b) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states agency policy requires that investigators are trained in conducting sexual abuse investigations in confinement settings.</p> <p data-bbox="280 1798 1477 2078">Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 G., section Specialized Training: Investigations, page 3, states, "BVCASA will conduct internal administrative sexual abuse investigations. All internal investigations will be conducted by either the PREA Coordinator or the PREA Compliance Manager. Investigators will be trained on conducting investigations as per the PREA requirements. Awareness that sexual abuse/harassment has occurred results in referral to local law enforcement, and notifications are made to both TDCJ and</p>



DSHS.”

The facility provided a National Institute of Corrections, PREA Learning Center, Training Course Outline: Investigating Sexual Abuse in a Confinement Setting

I. Chapter 1: Course Introduction

A. Section 1: Taking the Course

B. Section 2: PREA Investigative Standards

C. Assessment

II. Chapter 2: PREA Investigations

A. Section 1: A Systemic Approach

B. Section 2: Criteria and Evidence for Administrative Action and Prosecution

C. Section 3: The Role of Medical and Mental Health in the Investigative Process

D. Section 5: The Role of the Victim Advocate

E. Section 4: Forensic Medical Examination Process

F. Assessment

III. Chapter 3: Working with Victims

A. Section 1: Understanding the Victim

B. Section 2: Hesitant Victims

C. Assessment

IV. Chapter 4: Interviewing Techniques

A. Section 1: Managing Biases

B. Section 2: Soft vs. Hard Interviewing

C. Section 3: Interviewing and Gender Differences

D. Section 4: Interviewing Juvenile Populations

E. Section 5: Interviewing Minority Populations

F. Section 6: Sequencing Interviews

V. Chapter 5: Institutional Culture and Investigations

A. Section 1: Encouraging a Reporting Culture

B. Section 2: Professional Boundaries and Red Flags

C. Section 3: Handling False Report

(c) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency maintain documentation showing that investigators have completed the required training. The number of investigators currently employed who have completed the required training is three.

The facility provided three Certificates of Completion, PREA: Investigating Sexual Abuse in Confinement Setting presented by the National Institute of Corrections.

Through such reviews the facility meets the standard requirements.

<b>115.235</b>	<b>Specialized training: Medical and mental health care</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li>2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 G., Specialized Training: Medical and Mental Health Care, dated 12.2022</li> </ol> <p>The facility does not employ and or contract with medical or mental health care personnel.</p> <p>(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency does not have a policy related to the training of medical and mental health practitioners who work regularly in its facilities.</p> <p>Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 G., section Specialized Training: Medical and Mental Health Care, page 3, states, “BVCASA does not employ full or part-time medical or mental health care practitioners. Counselors and other employees who have contact with residents/ clients receive the mandated training per§ 115.231-232. Awareness that sexual abuse/harassment has occurred results in referral to local law enforcement/TDCJ/ DSHS.”</p> <p>(b) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency does not have medical staff at this facility.</p> <p>Through such reviews the facility meets the standard requirements.</p>

115.241	Screening for risk of victimization and abusiveness
	<p><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li>2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 H., Screening for Risk of Victimization &amp; Abusiveness, dated 12.2022</li> <li>3. Sexual Harassment and Sexual Abuse Risk Assessment, not dated</li> <li>4. Onsite Review: 30-Day Reassessment, dated 2.1.2023</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Random Clients</li> <li>2. Targeted Clients</li> <li>3. TDCJ Clinical Manager</li> </ol> <p>Interviews with clients demonstrated each were screened at intake and again within 2-3 weeks of intake. Clients recalled being asked questions such as being in jail or prison, if they had been sexually victimized at any time in their past, their sexual orientation and their perception of feeling safe while in the facility. Three clients stated a document had been handed to them to complete risk screening questions; however, many other clients stated the questions were read to them.</p> <p>The interview with the TDCJ Clinical Manager demonstrated she completed risk assessments the day of intake and or the following day. The TDCJ Clinical Manager stated she completes risk assessments in a private one on one setting in her office, reading each question to the clients. The TDCJ Clinical Manager was asked if risk assessments were handed to clients to complete. The TDCJ Clinical Manager stated she may hand a risk assessment to clients while asking questions to sometimes help them with the process. During the risk assessment the TDCJ Clinical Manager focuses on body language, past victimization and size to ensure they are not housed with clients who may be potential perpetrators.</p> <p>Site Observation:</p> <p>During review of 20 client files, this Auditor noted each resident had received</p>

screening within 72 hours of intake, primarily on the day of intake. Of the 20 files reviewed one client had not received a reassessment within 30 days of intake. The facility was requested to complete and upload the 30-day risk assessment to the supplemental files. This assessment was completed on 2.1.2023.

(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency has a policy that requires screening (upon admission to a facility or transfer to another facility) for risk of sexual abuse victimization or sexual abusiveness toward other residents.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 H., Screening for Risk of Victimization & Abusiveness, page 1, section Procedure A., states, "All residents are assessed during an intake screening and upon transfer to another facility for their risk of being sexually abused by other residents or sexually abusive toward other residents."

(b) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency policy requires that residents be screened for risk of sexual victimization or risk of sexually abusing other residents within 72 hours of their intake. The number of residents entering the facility (either through intake or transfer) within the past 12 months (whose length of stay in the facility was for 72 hours or more) who were screened for risk of sexual victimization or risk of sexually abusing other residents within 72 hours of their entry into the facility was 988.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 H., Screening for Risk of Victimization & Abusiveness, page 1, section Procedure B., states, "Intake risk screening is completed within 72 hours of arrival at the facility."

(c-e) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the risk assessment is conducted using an objective screening instrument.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 H., Screening for Risk of Victimization & Abusiveness, page 1-2, section Procedure C-E, states,

C. Such assessments are conducted using an objective screening instrument.

D. The intake screening considers, at a minimum, the following criteria to assess residents for risk of sexual victimization:

1. Whether the resident has a mental, physical, or developmental disability
2. The age of the resident
3. The physical build of the resident
4. Whether the resident has previously been incarcerated
5. Whether the resident's criminal history is exclusively nonviolent
6. Whether the resident has prior convictions for sex offenses against an adult or child
7. Whether the resident is or is perceived to be gay, lesbian, bisexual, transgender, intersex, or gender nonconforming
8. Whether the resident has previously experienced sexual victimization
9. The resident's own perception of vulnerability.

E. The intake screening considers prior acts of sexual abuse, prior convictions for violent offenses, and history of prior institutional violence or sexual abuse, as known to the agency, in assessing residents for risk of being sexually abusive.”

The facility provided a Sexual Harassment and Sexual Abuse Risk Assessment. The assessment includes the following elements.

- Initial Assessment / Due / Completed
  - Follow Up Assessment / Due / Completed
  - Resident Name / SID #: / Counselor
  - Gender / Age / Height / Weight / Build (SM, Med, Large)
1. Have you been incarcerated more than once?
  2. Is your criminal history exclusively nonviolent? (Mark yes for a nonviolent history)
  3. Do you have any prior convictions for sex offenses against an adult or child?
  4. Have you ever forced another offender by violence, threats, or promise to provide protection to engage in sexual acts?
  5. Do you have any mental, physical, or developmental disability?
  6. Have you ever experienced sexual or physical victimization?

7. Have you ever engaged in sexual activity with another for protection, or because you believed you would be harmed if you refused?
8. Do you feel at risk for assault or harassment from other residents? If yes, why?
9. Is a referral for mental health services needed based on prior history of mental health issues or by request of client as seen in the screening and mental health portion of the Assessment?
10. Do you wish to identify yourself as any of the following?
  - LGTQI, Gender Nonconforming, Decline to answer)

(f) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the number of residents entering the facility (either through intake or transfer) within the past 12 months whose length of stay in the facility was for 30 days or more who were reassessed for their risk of sexual victimization or of being sexually abusive within 30 days after their arrival at the facility based upon any additional, relevant information received since intake was 827 assessments.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 H., Screening for Risk of Victimization & Abusiveness, page 2, section Procedure F., states, "Counselors will reassess the residents on their caseloads after 30 days. Additionally, the Counselors reassess the resident's risk of victimization or abusiveness based upon any additional, relevant information received by the facility since the intake screening."

(e) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the policy requires that a resident's risk level be reassessed when warranted due to a referral, request, incident of sexual abuse, or receipt of additional information that bears on the resident's risk of sexual victimization or abusiveness.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 H., Screening for Risk of Victimization & Abusiveness, page 2, section Procedure G., states, "A resident's risk level is reassessed when warranted due to a referral, request, incident of sexual abuse, or receipt of additional information that bears on the resident's risk of sexual victimization or abusiveness."

(h) The Brazos Valley Council on Alcohol and Substance Abuse Transitional

Treatment Center PAQ states the policy prohibits disciplining residents for refusing to answer (or for not disclosing complete information related to) the questions regarding: (a) whether or not the resident has a mental, physical, or developmental disability; (b) whether or not the resident is or is perceived to be gay, lesbian, bisexual, transgender, intersex, or gender non-conforming; (c) Whether or not the resident has previously experienced sexual victimization; and (d) the resident's own perception of vulnerability.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 H., Screening for Risk of Victimization & Abusiveness, page 2, section Procedure H., states, "Residents may not be disciplined for refusing to answer, or for not disclosing complete information in response to questions asked pursuant to paragraphs (D)(1), (D)(8), or (D)(9) of this section."

(i) Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 H., Screening for Risk of Victimization & Abusiveness, page 2, section Procedure I., states, "BVCASA implements appropriate controls on the dissemination within the facility of responses to questions asked pursuant to this standard in order to ensure that sensitive information is not exploited to the resident's detriment by staff or other residents."

Through such reviews, the facility meets the standard requirements.



<b>115.242</b>	<b>Use of screening information</b>
	<p data-bbox="280 188 1007 224"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="280 264 580 300"><b>Auditor Discussion</b></p> <p data-bbox="280 340 544 376">Document Review:</p> <ol data-bbox="280 412 1441 672" style="list-style-type: none"> <li data-bbox="280 412 1441 488">1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li data-bbox="280 524 1441 600">2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 H., Use of Screening Information, dated 12.2022</li> <li data-bbox="280 636 1257 672">3. Risk Assessment Data Collection and Bed Assignment Workbook</li> </ol> <p data-bbox="280 779 437 815">Interviews:</p> <ol data-bbox="280 851 882 958" style="list-style-type: none"> <li data-bbox="280 851 572 887">1. Targeted Clients</li> <li data-bbox="280 922 882 958">2. Executive Director / PREA Coordinator</li> </ol> <p data-bbox="280 994 1445 1115">Interviews with targeted clients, one transgender and three bisexual or gay, demonstrated each were keen on their housing assignment believed to be housed with a good mix of clients outside of the LGBTQI community.</p> <p data-bbox="280 1223 1458 1464">Interviews with the Executive Director demonstrated she keeps a Sexual Harassment and Sexual Abuse Screening Risk Assessment Data Collection and Bed Assignment spreadsheet for women and men. The Executive Director explained most every client is a potential victim, and all potential aggressors are a potential victim, making room assignments a daily focus and ensuring potential victims are housed together and closest to the Direct Care Monitor office.</p> <p data-bbox="280 1572 1469 1778">(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency/facility uses information from the risk screening required by §115.241 to inform housing, bed, work, education, and program assignments with the goal of keeping separate those residents at high risk of being sexually victimized from those at high risk of being sexually abusive.</p> <p data-bbox="280 1886 1474 2092">Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 H., Use of Screening Information, section A., states, “BVCASA uses information from the risk screening required by § 115.241 to inform housing, bed, work, education, and program assignments with the goal of keeping separate those residents at high risk of being sexually victimized from those at high risk of being sexually abusive.”</p>

The facility provided a Risk Assessment Data Collection and Bed Assignment excel workbook. The workbook collects the following information.

- Room #
- Bed #
- Bed Type: Bottom bunk, top bunk, single bed
- Last name / first name / SID
- Notes
- MH Referral
- Hetero / Age / Height / Weight / Build
- Victim Risk Rating
- Predator Risk Rating

(Key: KV – Known Victim, PV – Potential Victim, KP-Known Victim, PP-Potential Predator, NV-Non-Victim, NP-Non-Predator)

(b) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency/facility makes individualized determinations about how to ensure the safety of each resident.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 H., Use of Screening Information, section B., states, “BVCASA makes individualized determinations about how to ensure the safety of each resident.”

(c-f) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency/facility makes housing and program assignments for transgender or intersex residents in the facility on a case-by-case basis.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 H., Use of Screening Information, section C-E., state,

C. “In deciding whether to assign a transgender or intersex resident to a facility for male or female residents, and in making other housing and programming assignments, the agency considers on a case-by-case basis whether a placement

would ensure the resident's health and safety, and whether the placement would present management or security problems.

B. A transgender or intersex resident's own views with respect to his or her own safety is given serious consideration.

C. Transgender and intersex residents are given the opportunity to shower separately from other residents.

D. BVCASA does not place lesbian, gay, bisexual, transgender, or intersex residents 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 residents.”

Through such reviews, the facility meets the standard requirements.

<b>115.251</b>	<b>Resident reporting</b>
	<p data-bbox="280 188 1007 224"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="280 264 580 300"><b>Auditor Discussion</b></p> <p data-bbox="280 340 544 376">Document Review:</p> <ol data-bbox="280 412 1453 672" style="list-style-type: none"><li data-bbox="280 412 1453 488">1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li><li data-bbox="280 524 1453 600">2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 1., Reporting, dated 12.2022</li><li data-bbox="280 636 1241 672">3. BVCASA - Residential Treatment Center Handbook, dated 2022</li></ol> <p data-bbox="280 779 437 815">Interviews:</p> <ol data-bbox="280 851 868 1111" style="list-style-type: none"><li data-bbox="280 851 576 887">1. Random Clients</li><li data-bbox="280 922 580 958">2. Targeted Clients</li><li data-bbox="280 994 644 1030">3. Direct Care Monitors</li><li data-bbox="280 1066 868 1102">4. TDCJ Program Director / Investigator</li></ol> <p data-bbox="280 1137 1469 1384">Interviews with clients demonstrated each were comfortable reporting verbally to any staff, through the hotline, TDCJ PREA Ombudsman and law enforcement numbers, through a third party or grievance. Clients also stated they could use the phone at any time to report allegations of sexual harassment or sexual abuse. Each client interviewed stated they had received a facility handbook with internal and external reporting information.</p> <p data-bbox="280 1491 1437 1608">Interviews demonstrated Direct Care Monitors they would accept reports of allegations from clients verbally, in writing, through the grievance process and or through third parties.</p> <p data-bbox="280 1715 1485 1877">The interview with the TDCJ Program Director demonstrated client mail is handled through the Facility Program Coordinator who logs all incoming and outgoing mail before it is delivered to clients or mailed. All incoming mail is opened in front of staff in order to ensure contraband is present; however, no mail is read or monitored.</p> <p data-bbox="280 1984 544 2020">Site Observations:</p>

During the tour Zero Tolerance postings with internal and external reporting information were posted on uniform bulletin boards on each floor in visible areas to clients, throughout the facility.

(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency has established procedures allowing for multiple internal ways for residents to report privately to agency officials about: (a) sexual abuse or sexual harassment; (b) retaliation by other residents or staff for reporting sexual abuse and sexual harassment; and (c) staff neglect or violation of responsibilities that may have contributed to such incidents.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 1., page 1, Reporting, section Resident Reporting, A., states, "BVCASA provides multiple internal ways for residents to privately report sexual abuse and sexual harassment) retaliation by other residents or staff for reporting sexual abuse and sexual harassment) and staff neglect or violation of responsibilities that may have contributed to such incidents."

BVCASA - Residential Treatment Center Handbook, page 16, section Reporting Sexual Abuse, Sexual Harassment, and Voyeurism, Clients, states, "Clients housed at the TTC are encouraged to immediately report allegations of sexual abuse/harassment/voyeurism to direct care staff, counselors or facility director. In addition, clients may report allegations of sexual abuse/harassment/voyeurism through the grievance process."

(b) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency provides at least one way for residents to report abuse or harassment to a public or private entity or office that is not part of the agency.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 1., page 1, Reporting, section Resident Reporting, B., states, "BVCASA informs residents of at least one way to report abuse or harassment to a public or private entity or office that is not part of the agency and that is able to receive and immediately forward resident reports of sexual abuse and sexual harassment to agency officials) allowing the resident to remain anonymous upon request."

BVCASA - Residential Treatment Center Handbook, page 16, section Reporting

Sexual Abuse, Sexual Harassment, and Voyeurism, Family and Friends, states, "Friends of clients that are housed at the TTC, family members, and the general public are encouraged to report allegations of sexual abuse/harassment/voyeurism either to BVCASA directly or to the PREA Ombudsman Office. Public inquiries concerning allegations of sexual abuse/harassment/voyeurism received by BVCASA are investigated in accordance with established policies and procedures. In addition, all allegations of sexual assault are referred to local law enforcement for criminal investigation."

(c) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency has a policy mandating that staff accept reports of sexual abuse and sexual harassment made verbally, in writing, anonymously, and from third parties.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 1., page 1, Reporting, section Resident Reporting, C., states, "Staff accepts reports made verbally, in writing, anonymously, and from third parties and promptly document any verbal reports."

(d) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency has established procedures for staff to privately report sexual abuse and sexual harassment of residents. Employees are made aware of the following through the facility PREA policy training received at orientation and annually thereafter.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 1., page 2, Reporting, section Resident Reporting, D., states, "Through PREA training, staff and residents know that they can report sexual abuse and/or sexual harassment via the Grievance procedure and that they can submit these forms anonymously."

Through such reviews, the facility meets the standard requirements.

<b>115.252</b>	<b>Exhaustion of administrative remedies</b>
	<p data-bbox="280 188 1007 221"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="280 264 580 297"><b>Auditor Discussion</b></p> <p data-bbox="280 340 544 374">Document Review:</p> <ol data-bbox="280 412 1437 600" style="list-style-type: none"> <li data-bbox="280 412 1437 488">1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li data-bbox="280 526 1437 600">2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 1., Exhaustion of Administrative Remedies, dated 12.2022</li> </ol> <p data-bbox="280 712 437 745">Interviews:</p> <ol data-bbox="280 784 879 958" style="list-style-type: none"> <li data-bbox="280 784 564 817">1. Random Clients</li> <li data-bbox="280 855 571 889">2. Targeted Clients</li> <li data-bbox="280 927 879 958">3. Executive Director / PREA Coordinator</li> </ol> <p data-bbox="280 996 1461 1155">Interviews with clients demonstrated each were aware of the grievance procedures and understood they could file a grievance for any rights violation. Clients stated grievances and grievance boxes were located at the reception desk and at the expeditor desk.</p> <p data-bbox="280 1267 1366 1341">The interview with the Executive Director demonstrated grievance boxes are checked each day.</p> <p data-bbox="280 1453 528 1487">Site Observation:</p> <p data-bbox="280 1525 1474 1641">Grievance boxes and forms were noticed at the reception desk. Clients were seen walking past the grievance boxes when leaving the dining hall and returning to their respected floor.</p> <p data-bbox="280 1753 1370 1870">(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency has an administrative procedure for dealing with resident grievances regarding sexual abuse.</p> <p data-bbox="280 1982 1474 2056">Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 1., page 2, section Exhaustion of Administrative Remedies A., states, "BVCASA will not</p>

impose a time limit on when a resident may submit a grievance regarding an allegation of sexual abuse.

1. The agency may apply otherwise-applicable time limits on any portion of a grievance that does not allege an incident of sexual abuse.
2. The agency does not require a resident to use any informal grievance process, or to otherwise attempt to resolve with staff, an alleged incident of sexual abuse.
3. Nothing in this section restricts BVCASA's ability to defend against a lawsuit filed by a resident on the ground that the applicable statute of limitations has expired.”

(b) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency policy or procedure allows a resident to submit a grievance regarding an allegation of sexual abuse at any time, regardless of when the incident is alleged to have occurred. Policy compliance can be found in provision (a) of this standard.

(c) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency's policy and procedure allows a resident to submit a grievance alleging sexual abuse without submitting it to the staff member who is the subject of the complaint. The agency's policy and procedure require that a resident grievance alleging sexual abuse not be referred to the staff member who is the subject of the complaint.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 1., page 2, section Exhaustion of Administrative Remedies B., states, “BVCASA ensures that a resident who alleges sexual abuse may submit a grievance without submitting it to a staff member who is the subject of the complaint, and such grievance is not referred to a staff member who is the subject of the complaint.”

(d) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency policy and procedure requires that a decision on the merits of any grievance or portion of a grievance alleging sexual abuse be made within 90 days of the filing of the grievance. In the past 12 months, the number of grievances filed that alleged sexual abuse was one. In the past 12 months, the number of grievances alleging sexual abuse that reached final decision within 90 days after being filed was one.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 1.,



page 2, section Exhaustion of Administrative Remedies C., states, "BVCASA will issue a final agency decision on the merits of any portion of a grievance alleging sexual abuse within 90 days of the initial filing of the grievance.

1. Computation of the 90-day time period does not include time consumed by residents in preparing any administrative appeal.
2. The agency may claim an extension of time to respond, of up to 70 days, if the normal time period for response is insufficient to make an appropriate decision. The agency notifies the resident in writing of any such extension and provides a date by which a decision will be made.
3. At any level of the administrative process, including the final level, if the resident does not receive a response within the time allotted for reply, including any properly noticed extension, the resident may consider the absence of a response to be a denial at that level."

(e) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states agency policy and procedure permits third parties, including fellow residents, staff members, family members, attorneys, and outside advocates, to assist residents in filing requests for administrative remedies relating to allegations of sexual abuse and to file such requests on behalf of residents. Agency policy and procedure requires that if a resident decline to have third-party assistance in filing a grievance alleging sexual abuse, the agency documents the resident's decision to decline. The number of grievances alleging sexual abuse filed by residents in the past 12 months in which the resident declined third-party assistance, containing documentation of the resident's decision to decline was zero.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 1., page 2, section Exhaustion of Administrative Remedies D., states, "Third parties, including fellow residents, staff members, family members, attorneys, and outside advocates, are permitted to assist residents in filing requests for administrative remedies relating to allegations of sexual abuse, and are permitted to file such requests on behalf of residents.

1. If a third party files such a request on behalf of a resident, BVCASA may require as a condition of processing the request that the alleged victim agree to have the request filed on his or her behalf and may also require the alleged victim to personally pursue any subsequent steps in the administrative remedy process.
2. If the resident declines to have the request processed on his or her behalf, the agency will document the resident's decision."

(f) The Brazos Valley Council on Alcohol and Substance Abuse Transitional

Treatment Center PAQ states the agency has a policy and established procedures for filing an emergency grievance alleging that a resident is subject to a substantial risk of imminent sexual abuse. Agency policy and procedure for emergency grievances alleging substantial risk of imminent sexual abuse requires an initial response within 48 hours. The number of emergency grievances alleging substantial risk of imminent sexual abuse that were filed in the past 12 months was zero. The agency's policy and procedure for emergency grievances alleging substantial risk of imminent sexual abuse requires that a final agency decision be issued within 5 days. The number of grievances alleging substantial risk of imminent sexual abuse filed in the past 12 months that reached final decisions within 5 days was zero.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 1., page 3, section Exhaustion of Administrative Remedies E., states, "BVCASA has established procedures for the filing of an emergency grievance alleging that a resident is subject to a substantial risk of imminent sexual abuse.

1. After receiving an emergency grievance alleging a resident is subject to a substantial risk of imminent sexual abuse, BVCASA immediately forwards 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, provides an initial response within 48 hours, and issues a final agency decision within 5 calendar days.

2. The initial response and final agency decision documents the agency's determination whether the resident is in substantial risk of imminent sexual abuse and the action taken in response to the emergency grievance."

(g) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency has a written policy that limits its ability to discipline a resident for filing a grievance alleging sexual abuse to occasions where the agency demonstrates that the resident filed the grievance in bad faith. In the past 12 months, the number of resident grievances alleging sexual abuse that resulted in disciplinary action by the agency against the resident for having filed the grievance in bad faith was zero.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 1., page 3, section Exhaustion of Administrative Remedies F., states, "BVCASA may discipline a resident for filing a grievance related to alleged sexual abuse only where the agency demonstrates that the resident filed the grievance in bad faith."

Through such reviews, the facility meets the standard requirements.

<b>115.253</b>	<b>Resident access to outside confidential support services</b>
	<p data-bbox="280 188 1007 221"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="280 264 580 297"><b>Auditor Discussion</b></p> <p data-bbox="280 340 544 374">Document Review:</p> <ol data-bbox="280 412 1437 857" style="list-style-type: none"> <li data-bbox="280 412 1437 488">1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li data-bbox="280 526 1437 602">2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 1., Resident Access to Outside Confidential Support Services, dated 12.2022</li> <li data-bbox="280 640 655 674">3. SARC Flyer, not dated</li> <li data-bbox="280 712 1358 788">4. Cooperative Working Agreement Sexual Assault Resource Center, dated 7.22.2019</li> <li data-bbox="280 826 1289 860">5. BVCASA - Residential Treatment Handbook, (revised) dated 1.2023</li> </ol> <p data-bbox="280 969 437 1003">Interviews:</p> <ol data-bbox="280 1041 572 1144" style="list-style-type: none"> <li data-bbox="280 1041 572 1075">1. Random Clients</li> <li data-bbox="280 1113 572 1146">2. Targeted Clients</li> </ol> <p data-bbox="280 1182 1426 1258">Interviews with clients demonstrated each were aware of the SARC hotline was a community advocacy center.</p> <p data-bbox="280 1368 576 1402">On Site Observation:</p> <p data-bbox="280 1440 1453 1641">During the tour, SARC advocacy flyers were found on the facility standardized bulletin boards seen on each floor in areas highly trafficked by clients, families and visitors. Phone test were completed by the Auditor via client phones and the advocate agency answered the call when following calling instructions posted on SARC flyers posted.</p> <p data-bbox="280 1751 1474 2078">(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the facility provides residents with access to outside victim advocates for emotional support services related to sexual abuse. The facility provides residents with access to such services by giving residents mailing addresses and telephone numbers (including toll-free hotline numbers where available) for local, state, or national victim advocacy or rape crisis organizations. The facility provides residents with access to such services by enabling reasonable communication between residents and these organizations in as confidential a</p>

manner as possible.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 1., page 3, section Resident Access to Outside Confidential Support Services, A., states, "BVCASA provides residents with access to outside victim advocates for emotional support services related to sexual abuse by giving residents mailing addresses and telephone numbers, including toll-free hotline numbers where available, of local, State, or national victim advocacy or rape crisis organizations, and by enabling reasonable communication between residents and these organizations, in as confidential a manner as possible."

The facility provided a revised SARC flyer. The flyer provides a 24-Hour hotline, address and email address.

During the pre-audit phase, the Executive Director explained the SARC agency does not provide address due to security reasons. In an attempt to demonstrate residents could write the advocacy agency, the following email was sent on 1.17.2023 at 11:12 am, MST. My name is Karen Murray, and I am a PREA auditor, preparing to audit the Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center. Prison Rape Elimination Act standards require the facility provide advocate address information to their residents. I understand your agency wants to keep your location address private for obvious reasons; however, if I could demonstrate you would respond to emails from residents, perhaps this could serve as a solution for providing an avenue for residents to write to you, should they request assistance in this manner. Could you please provide a response attesting to providing this option to Brazos Valley Council residents?

On 1.6.2023 at 6:36 pm, this Auditor phone the hotline at 979.731.1000. After proper introductions and the reason for the call, the volunteer stated, "We are an open hotline and would take anyone's call. Typically, their calling about sexual assault and I would give them access to counseling, therapy, access to services through the hotline, would meet them at the hospital and provide advocacy services. Not sure we would go into the prison but would meet them at the hospital. Pretty sure if a person does need therapy, they would align them with someone in the community who could provide ongoing therapy. I would help the caller report to police and inform them on the steps on reporting. We do make sure they know reporting is optional if they are over 18 and not mandatory. If someone would call in a crisis situation, we would dispatch an advocate. I have been trained to deconstruct mindset and advocate for all types of victims. Would always assess all situations and although I have never taken a call from someone in a confinement setting, I feel confident I would be able to help them."

Due to this email was not being answered by the advocate agency, the facility updated SARC flyers to include the post office box provided on the agreement between the facility and the advocates.

(b) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the facility informs residents, prior to giving them access to outside support services, of the extent to which such communications will be monitored.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 1., page 3, section Resident Access to Outside Confidential Support Services, B., states, "BVCASA informs residents, prior to giving them access, of the extent to which such communications will be monitored and the extent to which reports of abuse will be forwarded to authorities in accordance with mandatory reporting laws."

The facility provided a revised BVCASA – Residential Treatment Handbook, pages 16-17 section Clients, second paragraph states, "Clients housed at the TTC are encouraged to immediately report allegations of sexual abuse/harassment/voyeurism to direct care staff, counselors, or facility director. The client's communication with outside entities regarding sexual abuse/harassment/voyeurism will not be monitored or prevented. Contact information is provided in this section. In addition, clients may report allegations of sexual abuse/harassment/voyeurism through the grievance process. Allegations of sexual abuse/harassment/voyeurism are confidential. However, BVCASA must report such allegations to the Texas Department of Criminal Justice, the Texas Health and Human Services Commission, and if a crime has been committed, to the Bryan Police Department. Additionally, if the victim concerned is 65 years or older, federal law requires a report to Adult Protective Services."

(c) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency or facility maintains memorandum of understanding (MOUs) or other agreements with community service providers that are able to provide residents with emotional support services related to sexual abuse.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 1., page 3, section Resident Access to Outside Confidential Support Services, C., states, "BVCASA maintains or attempts to enter into memoranda of understanding or other

agreements with community service providers that are able to provide residents with confidential agreements or documentation showing attempts to enter into such agreements.”

The facility provided a Cooperative Working Agreement Sexual Assault Resource Center. Page 1, second paragraph of the agreement states, “This is to certify that the objectives of the grant application submitted by the Brazos County Rape Crisis Center, Inc., to the Criminal Justice Division of the Office of the Governor have been reviewed and that it is mutually agreed to cooperate to whatever extent is necessary in carrying out the objectives described in the application to provide services and counseling to the victims of sexual assault.” The agreement appears to be current until written notice of withdrawal is submitted by either party. The agreement is signed by the advocate Board President, and the Agency Executive Director on 7.22.2019.

Through such reviews, the facility meets the standard requirements.

<b>115.254</b>	<b>Third party reporting</b>
	<p data-bbox="280 188 1007 221"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="280 264 579 297"><b>Auditor Discussion</b></p> <p data-bbox="280 340 544 374">Document Review:</p> <ol data-bbox="280 412 1437 674" style="list-style-type: none"> <li data-bbox="280 412 1437 488">1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li data-bbox="280 526 1437 602">2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 1., Third Party Reporting, dated 12.2022</li> <li data-bbox="280 640 708 674">3. Phone dialing instructions</li> </ol> <p data-bbox="280 784 437 817">Interviews:</p> <ol data-bbox="280 855 660 1104" style="list-style-type: none"> <li data-bbox="280 855 564 889">1. Random Clients</li> <li data-bbox="280 927 572 960">2. Targeted Clients</li> <li data-bbox="280 999 635 1032">3. Direct Care Monitors</li> <li data-bbox="280 1070 660 1104">4. TDCJ Program Director</li> </ol> <p data-bbox="280 1142 1437 1261">Interviews with clients and staff demonstrated their reporting knowledge of third-party reporting stating that resident family members, friends and or legal counsel could report sexual harassment or sexual abuse allegations.</p> <p data-bbox="280 1370 525 1404">Site Observation:</p> <p data-bbox="280 1442 1477 1682">During tours the Auditor tested client phones to call law enforcement. Depending on the client phone used, depended on how the phone number needed to be dialed. Because dialing instructions were not the same as shown on the zero tolerance postings, the TDCJ Program Director was requested to post dialing instructions near client phones on each floor. During the onsite phase, dialing instructions were placed by resident phones.</p> <p data-bbox="280 1792 1430 1995">(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency or facility provides a method to receive third-party reports of resident sexual abuse or sexual harassment. The agency or facility publicly distributes information on how to report resident sexual abuse or sexual harassment on behalf of residents.</p>

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 1., page 1, section Third Party Reporting, A., states, "BVCASA has established a method to receive third-party reports of sexual abuse and sexual harassment and distributes publicly information on how to report sexual abuse and sexual harassment on behalf of a resident."

On 1.6.2023, at 6:09 pm, this Auditor sent the following email to info@bvcasa.org to test the third-party reporting option to Offenders, family and staff members. "My name is Karen Murray, and I am scheduled to audit the Brazos Valley Council and am testing the third-party reporting system. Could you be so kind as to respond to this email with how you would proceed when you receive a third party PREA report."

On 1.9.2023 at 1:42 pm, the following response was received from BVCASA Info, "If I receive a PREA report of any matter, I would IMMEDIATELY send that information over to the Executive Director Crystal Crowell."

Through such reviews, the facility meets the standard requirements.



<b>115.261</b>	<b>Staff and agency reporting duties</b>
	<p data-bbox="280 188 1007 224"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="280 264 580 300"><b>Auditor Discussion</b></p> <p data-bbox="280 340 544 376">Document Review:</p> <ol data-bbox="280 412 1437 600" style="list-style-type: none"> <li data-bbox="280 412 1437 488">1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li data-bbox="280 524 1437 600">2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 J., Official Response Following a Resident Report, dated 12.2022</li> </ol> <p data-bbox="280 712 437 748">Interviews:</p> <ol data-bbox="280 784 879 1106" style="list-style-type: none"> <li data-bbox="280 784 564 819">1. Random Clients</li> <li data-bbox="280 855 571 891">2. Targeted Clients</li> <li data-bbox="280 927 635 963">3. Direct Care Monitors</li> <li data-bbox="280 999 663 1034">4. TDCJ Program Director</li> <li data-bbox="280 1070 879 1106">5. Executive Director / PREA Coordinator</li> </ol> <p data-bbox="280 1142 1461 1258">Interviews with staff and residents demonstrated each actively practices and understood the importance of immediately reporting all allegations of sexual abuse and sexual harassment.</p> <p data-bbox="280 1370 539 1406">Site Observations:</p> <p data-bbox="280 1442 1477 1518">The facility had three administrative investigations in the past 12 months where two victims verbally reported and one third party client reported to directly to staff.</p> <p data-bbox="280 1630 1477 1998">(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency requires all staff to report immediately and according to agency policy any knowledge, suspicion, or information they receive regarding an incident of sexual abuse or sexual harassment that occurred in a facility, whether or not it is part of the agency. The agency requires all staff to report immediately and according to agency policy retaliation against residents or staff who reported such an incident. The agency requires all staff to report immediately and according to agency policy any staff neglect or violation of responsibilities that may have contributed to an incident or retaliation.</p>

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 J., Official Response Following a Resident Report, page 1, section Staff & Agency Reporting Duties, A., states, "BVCASA 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 the agency; retaliation against residents or staff who reported such an incident; and any staff neglect or violation of responsibilities that may have contributed to an incident or retaliation."

(b) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states, apart from reporting to designated supervisors or officials and designated state or local services agencies, agency policy prohibits staff from revealing any information related to a sexual abuse report to anyone other than to the extent necessary to make treatment, investigation, and other security and management decisions.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 J., Official Response Following a Resident Report, page 1, section Staff & Agency Reporting Duties, B., states, "Apart from reporting to designated supervisors or officials, staff will 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."

(c) Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 J., Official Response Following a Resident Report, page 1, section Staff & Agency Reporting Duties, C., states, "Unless otherwise precluded by Federal, State, or local law, BVCASA will report sexual abuse pursuant to paragraph (A) of the section and to inform residents of the practitioner's duty to report, and the limitations of confidentiality, at the initiation of services."

(d) Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 J., Official Response Following a Resident Report, page 2, section Staff & Agency Reporting Duties, D., states, "If the alleged victim is under the age of 18 or considered a vulnerable adult under a State of local vulnerable person's statute, BVCASA reports the allegation to the designated State or local services agency under applicable mandatory reporting laws."

(e) Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No.

616 J., Official Response Following a Resident Report, page 2, section Staff & Agency Reporting Duties, E., states, "BVCASA reports all allegations of sexual abuse and sexual harassment, including third-party and anonymous reports, to the facility's designated investigators."

Through such reviews, the facility meets the standard requirements.

<b>115.262</b>	<b>Agency protection duties</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li>2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 J., Official Response Following a Resident Report, dated 12.2022</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. TDCJ Program Director / Investigator</li> <li>2. Executive Director / PREA Coordinator</li> </ol> <p>Interviews with the Executive Director / PREA Coordinator and facility investigator demonstrated the facility staff act promptly and responds properly at the discovery of an incident.</p> <p>(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states when the agency or facility learns that a resident is subject to a substantial risk of imminent sexual abuse, it takes immediate action to protect the resident. In the past 12 months, the number of times the agency or facility determined that a resident was subject to a substantial risk of imminent sexual abuse was zero.</p> <p>Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 J., Official Response Following a Resident Report, page 2, section Agency Protection Duties, states, "When BVCASA learns that a resident is subject to a substantial risk of imminent sexual abuse, it takes immediate action to protect the resident."</p> <p>Through such reviews the facility meets the standard requirements.</p>

<b>115.263</b>	<b>Reporting to other confinement facilities</b>
	<p data-bbox="280 188 1007 221"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="280 264 579 297"><b>Auditor Discussion</b></p> <p data-bbox="280 340 544 374">Document Review:</p> <ol data-bbox="280 412 1441 600" style="list-style-type: none"> <li data-bbox="280 412 1441 488">1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li data-bbox="280 526 1441 600">2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 J., Official Response Following a Resident Report, dated 12.2022</li> </ol> <p data-bbox="280 712 437 745">Interviews:</p> <ol data-bbox="280 784 663 817" style="list-style-type: none"> <li data-bbox="280 784 663 817">1. TDCJ Program Director</li> </ol> <p data-bbox="280 855 1469 1014">The interview with the TDCJ Program Director demonstrated that he was aware that upon receiving an allegation that a resident was sexually abused while confined at another facility, he had the responsibility to notify the head of the facility where the allegation occurred.</p> <p data-bbox="280 1126 1461 1408">(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency has a policy requiring that, upon receiving an allegation that a resident was sexually abused while confined at another facility, the head of the facility must notify the head of the facility or appropriate office of the agency or facility where sexual abuse is alleged to have occurred. During the past 12 months, the number of allegations the facility received that a resident was abused while confined at another facility was zero.</p> <p data-bbox="280 1520 1477 1760">Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 J., Official Response Following a Resident Report, page 2, section Reporting to Other Confinement Facilities A., states, "Upon receiving an allegation that a resident was sexually abused while confined at another facility, the Executive Director of BVCASA notifies the head of the facility or appropriate office of the agency where the alleged abuse occurred."</p> <p data-bbox="280 1872 1461 2031">(b) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency policy requires the facility head to provide such notification as soon as possible, but no later than 72 hours after receiving the allegation.</p>

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 J., Official Response Following a Resident Report, page 2, section Reporting to Other Confinement Facilities B., states, "Such notification is provided as soon as possible, but no later than 72 hours after receiving the allegation."

(c) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency or facility documents that it has provided such notification within 72 hours of receiving the allegation.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 J., Official Response Following a Resident Report, page 2, section Reporting to Other Confinement Facilities C., states, "BVCASA documents that it has provided such notification. The facility head or agency office that receives such notification ensures that the allegation is investigated in accordance with PREA standards."

(d) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency or facility policy requires that allegations received from other facilities and agencies are investigated in accordance with the PREA standards. In the past 12 months, the number of allegations of sexual abuse the facility received from other facilities was zero. Policy compliance can be found in provision (c) of this standard.

Through such reviews the facility meets the standard requirements.

<b>115.264</b>	<b>Staff first responder duties</b>
	<p data-bbox="280 188 1007 221"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="280 264 579 297"><b>Auditor Discussion</b></p> <p data-bbox="280 340 544 374">Document Review:</p> <ol data-bbox="280 412 1437 600" style="list-style-type: none"> <li data-bbox="280 412 1437 488">1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li data-bbox="280 526 1437 600">2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 J., Official Response Following a Resident Report, dated 12.2022</li> </ol> <p data-bbox="280 712 437 745">Interviews:</p> <ol data-bbox="280 784 963 958" style="list-style-type: none"> <li data-bbox="280 784 635 817">1. Direct Care Monitors</li> <li data-bbox="280 855 576 889">2. Specialized staff</li> <li data-bbox="280 927 963 958">3. TDCJ Program Director / Facility Investigator</li> </ol> <p data-bbox="280 996 1445 1115">Interviews with each staff demonstrated they were aware of their first responder responsibilities. Staff stated reporting information is posted throughout the facility and each has access to any PREA policies and or forms they may need.</p> <p data-bbox="280 1227 528 1261">Site Observation:</p> <p data-bbox="280 1299 1469 1373">Random staff interviewed wore first responder instructions on their lanyards as part of their required uniform.</p> <p data-bbox="280 1485 1477 2063">(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency has a first responder policy for allegations of sexual abuse. The policy requires that, upon learning of an allegation that a resident was sexually abused, the first security staff member to respond to the report shall be required to separate the alleged victim and abuser. The policy requires that, upon learning of an allegation that a resident was sexually abused, the first security staff member to respond to the report shall be required to preserve and protect any crime scene until appropriate steps can be taken to collect any evidence. The policy requires that, upon learning of an allegation that a resident was sexually abused and the abuse occurred within a time period that still allows for the collection of physical evidence, the first security staff member to respond to the report shall be 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. The policy</p>

requires that, upon learning of an allegation that a resident was sexually abused and the abuse occurred within a time period that still allows for the collection of physical evidence, the first security staff member to respond to the report shall be required to ensure that the alleged abuser not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating.

In the past 12 months, zero allegations occurred where a resident was sexually abused. Of these allegations, the number of times the first security staff member to respond to the report separated the alleged victim and abuser was zero. In the past 12 months, there were one allegation where staff were notified within a time period that still allowed for the collection of evidence. Of these allegations the number of times the first security staff member to respond to the report was one. In the past 12 months, the number of allegations where staff were notified within a time period that still allowed for the collection of physical evidence was one. Of these allegations in the past 12 months where staff were notified within a time period that still allowed for the collection of physical evidence, the number of times the first security staff member to respond to the report preserved and protected any crime scene until appropriate steps could be taken to collect any evidence was one. The PAQ states, "There was no physical evidence other than video camera footage, which first responders do not have access to. However, the Facility Director watched video footage as part of the investigation."

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 J., Official Response Following a Resident Report, page 2, Staff First Responder Duties A., states, "Upon learning of an allegation that a resident was sexually abused, the first staff member to respond to the report is required to:

1. Separate the alleged victim and abuser.
2. Preserve and protect any crime scene until appropriate steps can be taken to collect any evidence.
3. If the abuse occurred within a time period that still allows for the collection of physical evidence, request that the alleged victim not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating.
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."

(b) The Brazos Valley Council on Alcohol and Substance Abuse Transitional



Treatment Center PAQ states the facility's policy requires that if the first staff responder is not a security staff member, that responder shall be required to request that the alleged victim not take any actions that could destroy physical evidence and notify security staff. Of the allegations that a resident was sexually abused made in the past 12 months, the number of times a non-security staff member was the first responder was one. The PAQ states, "Monitors are security staff. Staff who are not monitors will report the incident to a monitor who notifies local law enforcement. The first responder was our PREA Compliance Manager, who is not considered security staff, but is still trained as security staff." Of those allegations responded to first by a non-security staff member, the number of times that staff member notified security staff was one. The PAQ states, "The Direct Care Staff Supervisor was notified and the alleged perpetrator was sent home."

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 J., Official Response Following a Resident Report, page 2, Staff First Responder Duties B., states, "If the first staff responder is required to request that the alleged victim not take any actions that could destroy physical evidence and then notify local law enforcement."

Through such reviews, the facility meets the standard requirements.

<b>115.265</b>	<b>Coordinated response</b>
	<p data-bbox="280 188 1007 224"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="280 264 580 300"><b>Auditor Discussion</b></p> <p data-bbox="280 340 544 376">Document Review:</p> <ol data-bbox="280 412 1442 600" style="list-style-type: none"> <li data-bbox="280 412 1442 488">1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li data-bbox="280 524 1422 600">2. BVCASA Coordinated Response Plan, Sexual Abuse Response Team Protocol, dated 9.1.2022</li> </ol> <p data-bbox="280 712 437 748">Interviews:</p> <ol data-bbox="280 784 879 1030" style="list-style-type: none"> <li data-bbox="280 784 635 819">1. Direct Care Monitors</li> <li data-bbox="280 855 576 891">2. Specialized staff</li> <li data-bbox="280 927 858 963">3. TDCJ Program Director / Investigator</li> <li data-bbox="280 999 879 1034">4. Executive Director / PREA Coordinator</li> </ol> <p data-bbox="280 1070 1449 1187">Interviews with staff demonstrated the response to allegations of sexual assault is written to coordinate actions taken in response to sexual abuse and sexual harassment incidents.</p> <p data-bbox="280 1294 1485 1496">(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the facility has developed a written institutional plan to coordinate actions taken in response to an incident of sexual abuse among staff first responders, medical and mental health practitioners, investigators, and facility leadership.</p> <p data-bbox="280 1608 1469 1724">The facility provided a BVCASA Coordinated Response Plan, Sexual Abuse Response Team Protocol. The protocol includes elements and steps to be followed for the following employees and external agencies.</p> <ol data-bbox="280 1760 1082 2087" style="list-style-type: none"> <li data-bbox="280 1760 1082 1796">A. Following a Reported Risk of Imminent Sexual Abuse <ol data-bbox="280 1832 639 1939" style="list-style-type: none"> <li data-bbox="280 1832 639 1868">1. Staff First Responder</li> <li data-bbox="280 1904 517 1939">2. Shift Leader</li> </ol> </li> <li data-bbox="280 1975 1098 2011">B. Following Suspected Alleged Incident of Sexual Abuse <ol data-bbox="280 2047 639 2087" style="list-style-type: none"> <li data-bbox="280 2047 639 2087">1. Staff First Responder</li> </ol> </li> </ol>

2. PREA Compliance Manager
  3. PREA Coordinator
  4. Rape Crisis Advocate
  5. Law Enforcement Investigator
  6. District Attorney or Designee
- C. Prior to Transport to a Medical Forensic Exam
1. PREA Coordinator or designee
  2. Shift Leader/Designee
- D. During the Medical Forensic Exam
1. Shift Leader/Designee
  2. Sexual Assault Nurse Examiner
  3. Law Enforcement Investigator
  4. Rape Crisis Advocate
- E. If a Forensic Exam Is Not Conducted
1. PREA Coordinator
  2. Rape Crisis Advocate
- F. Following the Exam/After Acute Care is Provided
1. PREA Coordinator / Program Manager / Executive Director
  2. PREA Coordinator
  3. Law Enforcement Investigator
  4. Sexual Assault Nurse Examiner
  5. Rape Crisis Advocate
- G. Follow-Up / Long-Term Duties
1. Executive Director
  2. Law Enforcement Investigator
  3. Sexual Assault Nurse Examiner
  4. Rape Crisis Advocate
  5. District Attorney or Designee

	<p>Through such reviews, the facility meets the standard requirements.</p>
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<b>115.266</b>	<b>Preservation of ability to protect residents from contact with abusers</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Executive Director / PREA Coordinator</li> </ol> <p>An interview with the Executive Director / PREA Coordinator demonstrated the facility is not responsible for collective bargaining.</p> <p>(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency, facility, or any other governmental entity is not responsible for collective bargaining on the agency's behalf has not entered into or renewed any collective bargaining agreement or other agreement since August 20, 2012, or since the last PREA audit, whichever is later.</p> <p>Through such reviews, the facility meets the standard requirements.</p>

<b>115.267</b>	<b>Agency protection against retaliation</b>
	<p data-bbox="280 188 1007 224"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="280 264 580 300"><b>Auditor Discussion</b></p> <p data-bbox="280 340 544 376">Document Review:</p> <ol data-bbox="280 412 1441 600" style="list-style-type: none"> <li data-bbox="280 412 1441 488">1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li data-bbox="280 524 1441 600">2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 J., Official Response Following a Resident Report, dated 12.2022</li> </ol> <p data-bbox="280 712 437 748">Interviews:</p> <ol data-bbox="280 784 957 819" style="list-style-type: none"> <li data-bbox="280 784 957 819">1. TDCJ Program Director / Retaliation Monitor</li> </ol> <p data-bbox="280 855 1450 1057">The interview with the TDCJ Program Director demonstrated he would complete retaliation monitoring for the facility, whether the victim be a client or employee. The TDCJ Program Director stated he would check in and document retaliation monitoring every week for at least 90 days and place that documentation with the investigation reports.</p> <p data-bbox="280 1169 1469 1451">(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency has a policy to protect all residents and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other residents or staff. The agency designates staff member(s) or charges department(s) with monitoring for possible retaliation. Monitoring is completed by the Direct Care Staff Supervisor, TDCJ Residential Program.</p> <p data-bbox="280 1563 1465 1675">Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 J., Official Response Following a Resident Report, page 3, section Agency Protection Against Retaliation, A.-B., state,</p> <ol data-bbox="280 1711 1450 1989" style="list-style-type: none"> <li data-bbox="280 1711 1450 1832">A. "BVCASA protects all residents and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other residents or staff.</li> <li data-bbox="280 1868 1450 1989">B. BVCASA's PREA Compliance Manager is the designated staff member charged with monitoring retaliation. The PREA Coordinator will serve as the Retaliation Monitor in the PREA Compliance Manager's absence."</li> </ol>

(b) Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 J., Official Response Following a Resident Report, page 3, section Agency Protection Against Retaliation, C., states, "BVCASA employs multiple protection measures, such as room changes or transfers for resident victims or abusers, removal of alleged staff or resident abusers from contact with victims, and emotional support services for residents or staff that fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigations."

(c) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the facility monitors the conduct or treatment of residents or staff who reported sexual abuse and of residents who were reported to have suffered sexual abuse to ascertain if there are any changes that may suggest possible retaliation by residents or staff. The facility will monitor conduct or treatment until the resident is discharged. The facility acts promptly to remedy any such retaliation. In the past 12 months, the facility has had zero incidents of retaliation.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 J., Official Response Following a Resident Report, page 4-5, section Agency Protection Against Retaliation, D., states, "For at least 90 days following a report of sexual abuse (or until the clients involved are discharged from the facility if discharge occurs before 90 days), BVCASA monitors the conduct and treatment of residents or staff who reported the sexual abuse and of residents who were reported to have suffered sexual abuse to see if there are changes that may suggest possible retaliation by residents or staff, and will act promptly to remedy any such retaliation. Changes that will be monitored include:

- a. Resident disciplinary/incident reports,
- b. Resident disciplinary action/punishments,
- c. Denials of daily plans or other regular activities,
- d. Housing or program changes."

(d) Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 J., Official Response Following a Resident Report, page 5, section Agency Protection Against Retaliation, E., states, "Negative performance reviews or reassignments of staff. In the case of residents, such monitoring also includes periodic status checks."

(e) Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No.

616 J., Official Response Following a Resident Report, page 5, section Agency Protection Against Retaliation, F., states, "If any other individual who cooperates with an investigation expresses a fear of retaliation; BVCASA takes appropriate measures to protect that individual against retaliation."

Through such reviews, the facility meets the standard requirements.



<b>115.271</b>	<b>Criminal and administrative agency investigations</b>
	<p data-bbox="280 188 1007 221"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="280 264 579 297"><b>Auditor Discussion</b></p> <p data-bbox="280 340 544 374">Document Review:</p> <ol data-bbox="280 412 1449 600" style="list-style-type: none"> <li data-bbox="280 412 1449 488">1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li data-bbox="280 526 1449 600">2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 K., Investigations, dated 12.2022</li> </ol> <p data-bbox="280 712 437 745">Interviews:</p> <ol data-bbox="280 784 866 817" style="list-style-type: none"> <li data-bbox="280 784 866 817">1. TDCJ Program Director / Investigator</li> </ol> <p data-bbox="280 855 1449 1099">The facility investigator clearly articulated processes required during an investigation, to include a thorough review of all possible evidence, interviews of victims, clients, witnesses, third parties and complete an in-depth documentation process. Although the investigator could articulate credibility of those involved in the allegation, credibility was not documented. The Auditor requested the investigator begin documenting credibility in investigations.</p> <p data-bbox="280 1211 528 1245">Site Observation:</p> <p data-bbox="280 1283 1469 1440">The facility has had three administrative investigations in the past 12 months. Each investigation demonstrated the interview was prompt, thorough, objective and included prior complaints of the alleged perpetrator. Interview summaries and investigation details were documented.</p> <p data-bbox="280 1552 1469 1664">(a-f) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency/facility has a policy related to criminal and administrative agency investigations.</p> <p data-bbox="280 1776 1469 1888">Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 K., Investigations, page 1-2, section Criminal &amp; Administrative Agency Investigations AB/D, state,</p> <ol data-bbox="280 1933 1417 2089" style="list-style-type: none"> <li data-bbox="280 1933 1417 2089">A. BVCASA does not conduct its own criminal investigations into allegations of sexual abuse and sexual harassment; however, the agency will ensure that an administrative investigation is completed on all allegations of sexual abuse and sexual harassment.</li> </ol>

B. BVCASA will immediately report allegations of sexual abuse and sexual harassment to the Texas Health and Human Services Commission (HHSC) and the Texas Department of Criminal Justice (TDCJ).

D. Administrative investigations by BVCASA include an effort to determine whether staff actions or failures to act contributed to the abuse and the investigation is documented in written reports that include a description of the physical and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings.”

(h) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states substantiated allegations of conduct that appear to be criminal are referred for prosecution. The number of substantiated allegations of conduct that appear to be criminal that were referred for prosecution since the last PREA audit, was zero.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 K., Investigations, page 4, section Criminal & Administrative Agency Investigations C., states, “The Program Manager/designee will ensure a thorough incident report is completed along with written statements, verbal statements, and any other data collected is forwarded to the Texas Health and Human Services Commission (HHSC} and the Texas Department of Criminal Justice (TDCJ) for formal investigation and referral for prosecution for substantiated allegations of conduct that appear to be criminal. Efforts will be made to preserve physical data.”

(i-j) The Brazos Valley Council on alcohol and Substance Abuse Transitional Treatment Center PAQ states substantiated the agency retains all written reports pertaining to the administrative or criminal investigation of alleged sexual abuse or sexual harassment for as long as the alleged abuser is incarcerated or employed by the agency, plus five years.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 K., Investigations, page 5, section Criminal & Administrative Agency Investigations E., states, “BVCASA retains all written reports referenced above for as long as the alleged abuser is housed at the facility or employed by the agency, plus five years. The departure of the alleged abuser or victim from the employment or control of BVCASA does not provide a basis for terminating an investigation.”

(k) Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 K., Investigations, page 5, section Criminal & Administrative Agency Investigations F., states, “Any State entity or Department of Justice component that conducts such investigations does so pursuant to the above requirements.”

(I) Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 K., Investigations, page 5, section Criminal & Administrative Agency Investigations G., states, "When outside agencies investigate sexual abuse, BVCASA cooperates with outside investigators and endeavors to remain informed about the progress of the investigation."

Through such reviews, the facility meets the standard requirements.

115.272	<p><b>Evidentiary standard for administrative investigations</b></p> <p><b>Auditor Overall Determination:</b> Meets Standard</p> <p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li>2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 K., Investigations, dated 12.2022</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. TDCJ Program Director / Investigator</li> </ol> <p>The interview with facility investigator demonstrated the facility shall impose no standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated.</p> <p>(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ Bureau states the agency imposes a standard of a preponderance of the evidence or a lower standard of proof for determining whether allegations of sexual abuse or sexual harassment are substantiated.</p> <p>Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 K., Investigations, page 3, section Evidentiary Standard for Administrative Investigations, states, "BVCASA does not impose a standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated."</p> <p>Through such reviews, the facility meets the standard requirements.</p>
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<b>115.273</b>	<b>Reporting to residents</b>
	<p data-bbox="280 188 1007 224"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="280 264 580 300"><b>Auditor Discussion</b></p> <p data-bbox="280 340 544 376">Document Review:</p> <ol data-bbox="280 412 1442 672" style="list-style-type: none"> <li>1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li>2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 K., Investigations, dated 12.2022</li> <li>3. Offender Notification Brochure, dated 7.2014</li> </ol> <p data-bbox="280 779 437 815">Interviews:</p> <ol data-bbox="280 851 858 887" style="list-style-type: none"> <li>1. TDCJ Program Director / Investigator</li> </ol> <p data-bbox="280 922 1445 1084">The interviews with the TDCJ Program Director demonstrated he would personally verbally inform the resident of the outcome of an investigation. The TDCJ Program Director would also document the verbal notification and place documentation within the facility investigation documents.</p> <p data-bbox="280 1191 1477 1518">(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency has a policy requiring that any resident who makes an allegation that he or she suffered sexual abuse in an agency facility is informed, verbally or in writing, as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded following an investigation by the agency. The number of criminal and/or administrative investigations of alleged resident sexual abuse that were completed by the agency/facility in the past 12 months was one.</p> <p data-bbox="280 1630 1474 1832">Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 K., Investigations, page 3, section Reporting to Residents, A., states, "Following an investigation into a resident's allegation of sexual abuse suffered at BVCASA, the agency informs the resident verbally or in writing, as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded."</p> <p data-bbox="280 1944 1442 2016">The facility provided an Offender Notification Brochure documenting the following information.</p> <ul data-bbox="280 2051 616 2087" style="list-style-type: none"> <li>· To / TDCJ # / Unit</li> </ul>

- From / Date / Re: Notification of Sexual Abuse Outcome / EAC#
- Determination of allegation
  - o The alleged staff member/contractor/volunteer listed below is no longer assigned to the unit
  - o The alleged staff member/Contractor/volunteer listed below is no longer employed with the Texas Department of Criminal Justice
  - o The Safe Prisons/PREA Management Office will inform you of any criminal sexual abuse charges related to your allegations when the staff member(s) has been 1) indicted (True Billed) or 2) convicted of the charges. If you need assistance understanding the information contained in this brochure, contact the Safe Prisons/PREA Manager on your unit.
- The document is signed and dated by the Program Director

(b) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states an outside entity conducts such investigations, the agency requests the relevant information from the investigative entity in order to inform the resident of the outcome of the investigation. The number of investigations of alleged resident sexual abuse in the facility that were completed by an outside agency in the past 12 months was zero.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 K., Investigations, page 3, section Reporting to Residents, B., states, "If BVCASA did not conduct the investigation, it requests the relevant information from the investigative agency in order to inform the resident."

(c) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states following a resident's allegation that a staff member has committed sexual abuse against the resident, the agency/facility subsequently informs the resident (unless the agency has determined that the allegation is unfounded) whenever: (a) the staff member is no longer posted within the resident's unit; (b) the staff member is no longer employed at the facility; (c) the agency learns that the staff member has been indicted on a charge related to sexual abuse within the facility; or (d) the agency learns that the staff member has been convicted on a charge related to sexual abuse within the facility.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 K., Investigations, page 3, section Reporting to Residents, C., states," Following a resident's allegation that a staff member has committed sexual abuse against the

resident, BVCASA will inform the resident (unless the agency has determined that the allegation is unfounded) whenever:

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

(d) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states following a resident’s allegation that he or she has been sexually abused by another resident in an agency facility, the agency subsequently informs the alleged victim whenever: (a) the agency learns that the alleged abuser has been indicted on a charge related to sexual abuse within the facility; or (b) the agency learns that the alleged abuser has been convicted on a charge related to sexual abuse within the facility.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 K., Investigations, page 3, section Reporting to Residents, D., states,” Following a resident's allegation that he or she has been sexually abused by another resident, BVCASA will subsequently inform the alleged victim whenever:

1. BVCASA learns that the alleged abuser has been indicted on a charge related to sexual abuse within the facility; or
2. BVCASA learns that the alleged abuser has been convicted on a charge related to sexual abuse within the facility.
3. All such notifications or attempted notifications are documented.
4. BVCASA's obligation to report under this standard terminates if the resident is released from the agency's custody.”

(e) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency has a policy that all notifications to residents described under this standard are documented.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 K., Investigations, page 3, section Reporting to Residents, E., states,” All notifications to

residents described above are documented.”

Through such reviews, the facility meets the standard requirements.



115.276	Disciplinary sanctions for staff
	<p data-bbox="280 188 1007 224"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="280 264 580 300"><b>Auditor Discussion</b></p> <p data-bbox="280 340 544 376">Document Review:</p> <ol data-bbox="280 412 1442 600" style="list-style-type: none"><li data-bbox="280 412 1442 488">1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li><li data-bbox="280 524 1442 600">2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 L., Discipline, dated 12.2022</li></ol> <p data-bbox="280 712 437 748">Interviews:</p> <ol data-bbox="280 784 900 819" style="list-style-type: none"><li data-bbox="280 784 900 819">1. Executive Director / PREA Coordinator</li></ol> <p data-bbox="280 855 1442 972">The interview with the Executive Director / PREA Coordinator demonstrated there were zero staff who were disciplined for violation of an agency sexual abuse or sexual harassment policy.</p> <p data-bbox="280 1084 1398 1240">(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states staff is subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies.</p> <p data-bbox="280 1352 1477 1509">Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 L., Discipline, page 1, section Disciplinary Sanctions for Staff, A., states, "Staff is subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies."</p> <p data-bbox="280 1621 1442 1738">(b) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states in the last 12 months, there has been zero staff from the facility that had violated agency sexual abuse or sexual harassment policies.</p> <p data-bbox="280 1890 1477 2007">Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 L., Discipline, page 1, section Disciplinary Sanctions for Staff, B., states, "Termination is the presumptive disciplinary sanction for staff who has engaged in sexual abuse."</p>

(c) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states disciplinary sanctions for violations of agency policies relating to sexual abuse or sexual harassment (other than actually engaging in sexual abuse) are commensurate with the nature and circumstances of the acts committed, the staff member's disciplinary history, and the sanctions imposed for comparable offenses by other staff with similar histories. In the past 12 months there have zero staff requiring discipline for sexual abuse or sexual harassment.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 L., Discipline, page 1, section Disciplinary Sanctions for Staff, C., states, "Disciplinary sanctions for violations of agency policies relating to sexual abuse or sexual harassment (other than actually engaging in sexual abuse) is commensurate with the nature and circumstances to the acts committed, the staff member's disciplinary history, and the sanctions imposed for comparable offenses by other staff with similar histories."

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

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 L., Discipline, page 1, section Disciplinary Sanctions for Staff, D., states, "All terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, is reported to law enforcement agencies, unless the activity was clearly not criminal, and to any relevant licensing bodies."

Through such reviews, the facility meets the standard requirements.

<b>115.277</b>	<b>Corrective action for contractors and volunteers</b>
	<p data-bbox="280 188 1007 224"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="280 264 579 300"><b>Auditor Discussion</b></p> <p data-bbox="280 340 544 376">Document Review:</p> <ol data-bbox="280 412 1441 600" style="list-style-type: none"> <li data-bbox="280 412 1441 488">1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li data-bbox="280 524 1441 600">2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 L., Discipline, dated 12.2022</li> </ol> <p data-bbox="280 712 437 748">Interviews:</p> <ol data-bbox="280 784 663 819" style="list-style-type: none"> <li data-bbox="280 784 663 819">1. TDCJ Program Director</li> </ol> <p data-bbox="280 855 1430 972">The interview with the Executive Director / PREA Coordinator demonstrated the facility does not utilize contractors and volunteers were used only for community service.</p> <p data-bbox="280 1084 528 1120">Site Observation:</p> <p data-bbox="280 1155 1436 1272">During the last audit cycle, the facility did not have any volunteers or contractors subject to disciplinary action due to violating sexual abuse or sexual harassment policies.</p> <p data-bbox="280 1384 1484 1792">(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states agency policy requires that any contractor or volunteer who engages in sexual abuse be reported to law enforcement agencies (unless the activity was clearly not criminal) and to relevant licensing bodies. Agency policy requires that any contractor or volunteer who engages in sexual abuse be prohibited from contact with residents. In the past 12 months, contractors or volunteers have not been reported to law enforcement agencies and relevant licensing bodies for engaging in sexual abuse of residents. In the past 12 months, the number of contractors or volunteers reported to law enforcement for engaging in sexual abuse of residents was zero.</p> <p data-bbox="280 1904 1473 2065">Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 L., Discipline, page 1, section Corrective Action for Contractors and Volunteers A., states, "Any contractor or volunteer who engages in sexual abuse is prohibited from contact with residents and is reported to law enforcement agencies, unless the</p>

activity was clearly not criminal, and to relevant licensing bodies.”

(b) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ the facility takes appropriate remedial measures and considers whether to prohibit further contact with residents in the case of any other violation of agency sexual abuse or sexual harassment policies by a contractor or volunteer.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 L., Discipline, page 1, section Corrective Action for Contractors and Volunteers B., states, “BVCASA takes appropriate remedial measures, and considers whether to prohibit further contact with residents, in the case of any other violation of agency sexual abuse or sexual harassment policies by a contractor or volunteer.”

Through such reviews, the facility meets the standard requirements.

115.278	Disciplinary sanctions for residents
	<p data-bbox="280 188 1007 221"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="280 264 579 297"><b>Auditor Discussion</b></p> <p data-bbox="280 340 544 374">Document Review:</p> <ol data-bbox="280 412 1437 600" style="list-style-type: none"> <li data-bbox="280 412 1437 488">1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li data-bbox="280 526 1437 600">2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 L., Discipline, dated 12.2022</li> </ol> <p data-bbox="280 712 437 745">Interviews:</p> <ol data-bbox="280 784 663 817" style="list-style-type: none"> <li data-bbox="280 784 663 817">1. TDCJ Program Director</li> </ol> <p data-bbox="280 855 1449 931">An interview with the TDCJ Program Director demonstrated clients have not falsely reported PREA incidents in the past 12 months.</p> <p data-bbox="280 1043 1474 1447">(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states residents are subject to disciplinary sanctions only pursuant to a formal disciplinary process following an administrative finding that a resident engaged in resident-on-resident sexual abuse. Residents are subject to disciplinary sanctions only pursuant to a formal disciplinary process following a criminal finding of guilt for resident-on-resident sexual abuse. In the past 12 months, the number of administrative findings of resident-on-resident sexual abuse that have occurred at the facility was zero. In the past 12 months, the number of criminal findings of guilt for resident-on-resident sexual abuse that have occurred at the facility was zero.</p> <p data-bbox="280 1559 1481 1805">Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 L., Discipline, page 1, section Disciplinary Sanctions for Residents, A., states, “Residents are subject to disciplinary sanctions pursuant to a formal disciplinary process following an administrative finding that the resident engaged in resident-on-resident sexual abuse or following a criminal finding of guilt for resident-on-resident sexual abuse.”</p> <p data-bbox="280 1917 1430 2074">(b) Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 L., Discipline, page 1, section Disciplinary Sanctions for Residents, B., states, “Sanctions are commensurate with the nature and circumstances of the abuse committed, the resident's disciplinary history, and the sanctions imposed for</p>

comparable offenses by other residents with similar histories.”

(c) Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 L., Discipline, page 1, section Disciplinary Sanctions for Residents, C., states, “The disciplinary process considers whether a resident's mental disabilities or mental illness contributed to his or her behavior when determining what type of sanction, if any, should be imposed.”

(d) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the facility offers therapy, counseling, or other interventions designed to address and correct the underlying reasons or motivations for abuse. If the facility offers therapy, counseling, or other interventions designed to address and correct the underlying reasons or motivations for abuse, the facility considers whether to require the offending resident to participate in such interventions as a condition of access to programming or other benefits.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 L., Discipline, page 1, section Disciplinary Sanctions for Residents, D., states, “As BVCASA offers counseling and other interventions designed to address and correct underlying reasons or motivations for the abuse, the facility considers whether to require the offending resident to participate in such interventions as a condition of access to programming or other benefits.”

(e) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency disciplines residents for sexual conduct with staff only upon finding that the staff member did not consent to such contact.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 L., Discipline, page 1, section Disciplinary Sanctions for Residents, E., states, “BVCASA may discipline a resident for sexual contact with staff only upon a finding that the staff member did not consent to such contact.”

(f) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency prohibits disciplinary action for a report of sexual abuse made in good faith based upon a reasonable belief that the alleged conduct occurred, even if an investigation does not establish evidence sufficient to substantiate the allegation.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 L., Discipline, page 1, section Disciplinary Sanctions for Residents, F., states, "For the purpose of disciplinary action, a report of sexual abuse made in good faith based upon a reasonable belief that the alleged conduct occurred will not constitute falsely reporting an incident or lying, even if an investigation does not establish evidence sufficient to substantiate the allegation."

(g) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency prohibits all sexual activity between residents. If the agency prohibits all sexual activity between residents and disciplines residents for such activity, the agency deems such activity to constitute sexual abuse only if it determines that the activity is coerced.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 L., Discipline, page 1, section Disciplinary Sanctions for Residents, G., states, "BVCASA may, in its discretion, prohibit all sexual activity between residents and may discipline residents for such activity. The agency may not, however, deem such activity to constitute sexual abuse if it determines that the activity is not coerced."

Through such reviews, the facility meets the standard requirements.

<b>115.282</b>	<b>Access to emergency medical and mental health services</b>
	<p><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li>2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 M., Medical &amp; Mental Care, dated 12.2022</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. TDCJ Clinical Manager</li> <li>2. Executive Director / PREA Coordinator</li> </ol> <p>The facility does not have medical and or mental health personnel. Interviews with the TDCJ Clinical Manager and the Executive Director demonstrated clients would be referred to a SARC advocate or emergency health services for all sexual abuse allegations.</p> <p>Site Observation:</p> <p>The facility has not experienced a need for emergency medical and mental health services in the past 12 months.</p> <p>(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states resident victims of sexual abuse receive timely, unimpeded access to emergency medical treatment and crisis intervention services. The PAQ states, “We do not have medical or mental health staff.”</p> <p>Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 M., Medical &amp; Mental Care, page 1, section Access to Emergency Medical &amp; Mental Health Services, A., states, “Resident victims of sexual abuse receive timely, unimpeded access to emergency medical treatment and crisis intervention services, the nature and scope of which are determined by medical and mental health practitioners according to their professional judgment.”</p>



(b) Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 M., Medical & Mental Care, page 1, section Access to Emergency Medical & Mental Health Services, B., states, "As BVCASA does not have on-staff medical or mental health practitioners, first responder staff take preliminary steps to protect the victim pursuant to § 115.262 and immediately notify administrative staff to include the Program Director, Executive Director, and/or Counselors who will ensure the victim has access to medical/mental health personnel by referral to the local emergency room."

(c) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states, resident victims of sexual abuse while incarcerated are offered timely information about and timely access to emergency contraception and sexually transmitted infections prophylaxis, in accordance with professionally accepted standards of care, where medically appropriate.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 M., Medical & Mental Care, page 1, section Access to Emergency Medical & Mental Health Services, C., states, "Victims of sexual abuse while in residential treatment are offered timely information about and timely access to emergency contraception and sexually transmitted infections prophylaxis, in accordance with professionally accepted standards of care, where medically appropriate."

(d) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states, treatment services are provided to every victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 M., Medical & Mental Care, page 2, section Access to Emergency Medical & Mental Health Services, D., states, "Treatment services are provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident."

Through such reviews, the facility meets the standard requirements.

<b>115.283</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>Document Review:</p> <ol style="list-style-type: none"><li>1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li><li>2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 M., Medical &amp; Mental Care, dated 12.2022</li></ol> <p>Interviews:</p> <ol style="list-style-type: none"><li>1. TDCJ Clinical Manager</li><li>2. Executive Director / PREA Coordinator</li></ol> <p>The facility does not have medical and or mental health personnel. Interviews with the TDCJ Clinical Manager and the Executive Director demonstrated clients would continue to be referred to a SARC advocate or emergency health services for all sexual abuse allegations.</p> <p>Site Observation:</p> <p>The facility has not experienced a need for emergency medical and mental health services in the past 12 months.</p> <p>(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the facility offers medical and mental health evaluation and, as appropriate, treatment to all residents who have been victimized by sexual abuse in any prison, jail, lockup, or juvenile facility.</p> <p>Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 M., Medical &amp; Mental Care, page 2, section Ongoing Medical &amp; Mental Health Care for Sexual Abuse Victims and Abusers, A., states, "BVCASA offers medical and mental health evaluation and, as appropriate, treatment to all residents who have been victimized by sexual abuse in any prison, jail, lockup, or juvenile facility."</p>

(b) Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 M., Medical & Mental Care, page 2, section Ongoing Medical & Mental Health Care for Sexual Abuse Victims and Abusers, B., states, "The evaluation and treatment of such victims includes, 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."

(c) Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 M., Medical & Mental Care, page 2, section Ongoing Medical & Mental Health Care for Sexual Abuse Victims and Abusers, C., states, "BVCASA provides, through referral, such victims with medical and mental health services consistent with the community level of care."

(d) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states female victims of sexually abusive vaginal penetration while incarcerated are offered pregnancy tests.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 M., Medical & Mental Care, page 2, section Ongoing Medical & Mental Health Care for Sexual Abuse Victims and Abusers, D., states, "Through referral, resident victims of sexually abusive vaginal penetration while incarcerated are offered pregnancy tests."

(e) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states if pregnancy results from sexual abuse while incarcerated, victims receive timely and comprehensive information about, and timely access to, all lawful pregnancy-related medical services.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 M., Medical & Mental Care, page 2, section Ongoing Medical & Mental Health Care for Sexual Abuse Victims and Abusers, E., states, "If pregnancy results from conduct specified in paragraph (D) of this section, such victims receive timely and comprehensive information about and timely access to all lawful pregnancy-related medical services."

(f) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states resident victims of sexual abuse while incarcerated are offered tests for sexually transmitted infections as medically appropriate.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 M., Medical & Mental Care, page 2, section Ongoing Medical & Mental Health Care for Sexual Abuse Victims and Abusers, F., states, "Victims of sexual abuse while in residential treatment are offered tests by referral for sexually transmitted infections as medically appropriate."

(g) Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 M., Medical & Mental Care, page 2, section Ongoing Medical & Mental Health Care for Sexual Abuse Victims and Abusers, G., states, "Treatment services are provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident."

(h) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the facility does attempt to conduct a mental health evaluation of all known resident-on-resident abusers within 60 days of learning of such abuse history and offers treatment when deemed appropriate by mental health practitioners.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 M., Medical & Mental Care, page 2, section Ongoing Medical & Mental Health Care for Sexual Abuse Victims and Abusers, H., states, "BVCASA attempts to conduct by referral a mental health evaluation of all known resident on-resident abusers within 60 days of learning of such abuse history and offer treatment when deemed appropriate by mental health practitioners."

Through such reviews, the facility meets the standard requirements.

<b>115.286</b>	<b>Sexual abuse incident reviews</b>
	<p data-bbox="280 188 1007 221"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="280 264 580 297"><b>Auditor Discussion</b></p> <p data-bbox="280 340 544 374">Document Review:</p> <ol data-bbox="280 412 1469 786" style="list-style-type: none"> <li data-bbox="280 412 1437 488">1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li data-bbox="280 526 1430 602">2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 N., Data Collection &amp; Review, dated 12.2022</li> <li data-bbox="280 640 1394 674">3. Texas Department of Criminal Justice Administrative Review, dated 2.2015</li> <li data-bbox="280 712 1469 786">4. Texas Department of Criminal Justice Safe Prisons / PREA Program Investigation Packet</li> </ol> <p data-bbox="280 898 437 931">Interviews:</p> <ol data-bbox="280 969 879 1072" style="list-style-type: none"> <li data-bbox="280 969 858 1003">1. TDCJ Program Director / Investigator</li> <li data-bbox="280 1041 879 1075">2. Executive Director / PREA Coordinator</li> </ol> <p data-bbox="280 1113 1469 1312">The team on-site clearly articulated their review of all incidents reported and investigations of sexual harassment and sexual abuse. The team considers demographics of residents, facility area where abuse is alleged to have taken place, staffing patterns and technology when reviewing incidents of sexual harassment or sexual abuse.</p> <p data-bbox="280 1424 1477 1709">(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the facility conducts a sexual abuse incident review at the conclusion of every criminal or administrative sexual abuse investigation, unless the allegation has been determined to be unfounded. In the past 12 months there have been one criminal and one administrative investigation of alleged sexual abuse completed at the facility. The PAQ states, "1 allegation of sexual abuse, 1 allegation of sexual harassment."</p> <p data-bbox="280 1821 1477 2020">Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 N., Data Collection &amp; Review, page 1, section Sexual Abuse Incident Reviews, A., states, "BVCASA 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."</p>

The facility provided completed administrative incident reviews. The reviews document the following information.

- Incident Number / Location / Date
- To / Thru / Subject
- Persons Involved
- Summary
- Lesser Means of Management
- Employee Action or Inaction
- Corrective Action Taken
- Attachments
- Administrative Review signed by the Warden or Administrative Supervisor and Deputy Director of Support Services

The facility provided an investigation packet. The investigation packet includes the following documents.

- Texas Department of Criminal Justice Safe Prisons / PREA Program Sexual Abuse Investigation Checklist
- Texas Department of Criminal Justice Safe Prisons / PREA Program Staff-On-Offender Sexual Abuse Investigative Worksheet
- Warden's Investigative Review
- Offender Notification Brochure
- Staff on Offender Investigative Worksheet
- Staff Relate Form

(b) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states sexual abuse incident reviews are ordinarily conducted within 30 days of concluding the criminal or administrative investigation. In the past 12 months, the number of criminal and/or administrative investigations of alleged sexual abuse completed at the facility that were followed by a sexual abuse incident review within 30 days, excluding only "unfounded" incidents were one. The PAQ states, "1 allegation of sexual abuse, 1 allegation of sexual harassment."

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 N., Data Collection & Review, page 1, section Sexual Abuse Incident Reviews, B., states, "Such review ordinarily occurs within 30 days of the conclusion of the investigation."

(c) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the sexual abuse incident review team includes upper-level management officials and allows for input from line supervisors, investigators, and medical or mental health practitioners.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 N., Data Collection & Review, page 1, section Sexual Abuse Incident Reviews, C., states, "The review team includes upper-level management officials, with input from line supervisors, and investigators. Reports from medical and mental health practitioners will be included."

(c) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the facility prepares a report of its findings from sexual abuse incident reviews, including but not necessarily limited to determinations made pursuant to paragraphs (d)(1) -(d)(5) of this section, and any recommendations for improvement and submits such report to the facility head and PREA Coordinator.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 N., Data Collection & Review, page 1-2, section Sexual Abuse Incident Reviews, D., states, "The review team:

1. Considers whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse.
2. Considers whether the incident or allegation was motivated by race; ethnicity; gender identity; lesbian, gay, bisexual, transgender, or intersex identification, status, or perceived status; or gang affiliation; or was motivated or otherwise caused by other group dynamics at the facility.
3. Examines the area in the facility where the incident allegedly occurred to assess whether physical barriers in the area may enable abuse.
4. Assess whether monitoring technology should be deployed or augmented to supplement supervision by staff.
5. Prepares a report of its findings, including but not necessarily limited to determinations made pursuant to paragraphs (D)(1-5) of this section, and any

recommendations for improvement, and submit such report to the Executive Director and PREA compliance manager.”

(d) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states, the facility implements the recommendations for improvement or documents its reasons for not doing so.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 N., Data Collection & Review, page 1-2, section Sexual Abuse Incident Reviews, E., states, “BVCASA implements the recommendations for improvement, or documents its reasons for not doing so.”

Through such reviews, the facility meets the standard requirements.



<b>115.287</b>	<b>Data collection</b>
	<p data-bbox="280 188 1007 221"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="280 264 580 297"><b>Auditor Discussion</b></p> <hr/> <p data-bbox="280 340 544 374">Document Review:</p> <ol data-bbox="280 414 1437 672" style="list-style-type: none"> <li data-bbox="280 414 1437 488">1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li data-bbox="280 528 1437 602">2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 N., Data Collection &amp; Review, dated 12.2022</li> <li data-bbox="280 642 1362 672">3. BVCASA PREA Annual Data Collection Tool, dated 1.1.2022 – 12.31.2022</li> </ol> <p data-bbox="280 781 1449 940">(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency collects accurate, uniform data for every allegation of sexual abuse at facilities under its direct control using a standardized instrument and set of definitions.</p> <p data-bbox="280 1052 1477 1335">Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 N., Data Collection &amp; Review, page 2, section Data Review for Corrective Action, A., states, “BVCASA collects accurate, uniform data for every allegation of sexual abuse at the facility/program under its direct control using a standardized instrument and set of definitions. The standardized instrument includes, at a minimum, the data necessary to answer all questions from the most recent version of the Survey of Sexual Violence (SSV) conducted by the Department of Justice.”</p> <p data-bbox="280 1447 1329 1520">The facility provided a BVCASA PREA Annual Data Collection Tool. The tool documents the following elements.</p> <p data-bbox="280 1561 719 1594">Section I – General Information</p> <p data-bbox="280 1635 1329 1668">Section II – Inmate-On-Inmate Sexual Victimization/Harassment Outcomes</p> <p data-bbox="280 1709 1209 1742">Section III – Staff-On-Inmate Sexual Abuse/Harassment Outcomes</p> <p data-bbox="280 1783 1193 1816">Section IV – Total Substantiated Incidents of Sexual Victimization</p> <p data-bbox="280 1924 1398 2038">(b) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency aggregates the incident-based sexual abuse at least annually.</p>

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 N., Data Collection & Review, page 2, section Data Review for Corrective Action, B., states, "BVCASA aggregates the incident-based sexual abuse data at least annually."

(c) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the standardized instrument includes, at a minimum, the data necessary to answer all questions from the most recent version of the Survey of Sexual Violence (SSV) conducted by the Department of Justice.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 N., Data Collection & Review, page 2, section Data Review for Corrective Action, C., states, "BVCASA maintains, reviews, and collects data as needed from all available incident-based documents including reports, investigation files, and sexual abuse incident reviews."

(d) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency maintains, reviews, and collects data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 N., Data Collection & Review, page 2, section Data Review for Corrective Action, D., states, "Upon request, the agency provides all such data from the previous calendar year to the Department of Justice no later than June 30."

(e) This provision is not applicable as the Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center does not have private facilities.

(f) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency provided the Department of Justice (DOJ) with data from the previous calendar year upon request.

Through such reviews, the facility meets the standard requirements.

<b>115.288</b>	<b>Data review for corrective action</b>
	<p data-bbox="280 188 1007 224"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="280 264 580 300"><b>Auditor Discussion</b></p> <p data-bbox="280 340 544 376">Document Review:</p> <ol data-bbox="280 412 1442 672" style="list-style-type: none"> <li data-bbox="280 412 1442 488">1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li data-bbox="280 524 1442 600">2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 N., Data Collection &amp; Review, dated 12.2022</li> <li data-bbox="280 636 807 672">3. PREA Annual Report, dated 2021</li> </ol> <p data-bbox="280 779 464 815">Observation:</p> <p data-bbox="280 851 1449 887">The agency’s annual report is currently available to the public through its website.</p> <p data-bbox="280 994 1461 1281">(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency reviews data collected and aggregated pursuant to §115.287 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, response policies, and training, including: (a) identifying problem areas; (b) taking corrective action on an ongoing basis; and (c) preparing an annual report of its findings from its data review and any corrective actions for each facility, as well as the agency as a whole.</p> <p data-bbox="280 1388 1477 1594">Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 N., Data Collection &amp; Review, page 2, section Data Review for Corrective Action A., states, “BVCASA reviews data collected and aggregated pursuant to § 115.287 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including:</p> <ol data-bbox="280 1630 1372 1854" style="list-style-type: none"> <li data-bbox="280 1630 708 1666">1. Identifying problem areas</li> <li data-bbox="280 1702 1043 1738">2. Taking corrective action on an ongoing basis; and</li> <li data-bbox="280 1774 1372 1854">3. Preparing an annual report of its findings and corrective actions for each facility, as well as the agency as a whole.”</li> </ol> <p data-bbox="280 1962 1449 2042">The facility provided a 2021 PREA Annual Report, signed by the Executive Director on 2.9.2022. The annual report documents the following elements.</p>

1. PREA Standard § 115.288
2. Facility Information
3. Key Terms and Definitions
4. 2016-2021 Comparison of PREA Allegations
  - a. Number of alleged resident-on-resident nonconsensual sexual acts
  - b. Number of alleged resident-on-resident abusive sexual contact
  - c. Number of substantiated resident-on-resident abusive sexual contact
  - d. Number of resident-on-resident sexual harassment
  - e. Number of resident-on-resident sexual harassment
  - f. Number of alleged staff-on-resident staff sexual misconduct
  - g. Number of substantiated staff-on-resident staff sexual misconduct
  - h. Number of alleged staff-on-resident staff sexual harassment
  - i. Number of substantiated staff-on-resident staff sexual harassment
5. Comparative Analysis
6. 2021 Corrective Action
7. 2020 Corrective Action
8. 2019 Corrective Action
9. 2018 Corrective Action
10. 2017 Corrective Action
11. 2016 Corrective Action

(b) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the annual report includes a comparison of the current year's data and corrective actions to those from prior years. The annual report provides an assessment of the agency's progress in addressing sexual abuse.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 N., Data Collection & Review, page 2, section Data Review for Corrective Action B., states, "Such report includes a comparison of the current year's data and corrective actions with those from prior years and provides an assessment of the agency's

progress in addressing sexual abuse.”

(c) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency makes its annual report readily available to the public, at least annually, through its website. Annual reports are approved by the agency head. The Annual report is available at PREA | (bvcasa.org)

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 N., Data Collection & Review, page 3, section Data Review for Corrective Action C., states, “BVCASA's report is approved by the Executive Director and made readily available to the public through its website.”

(d) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states when the agency redacts material from an annual report for publication, the redactions are limited to specific materials where publication would present a clear and specific threat to the safety and security of the facility.

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 N., Data Collection & Review, page 3, section Data Review for Corrective Action D., states, “BVCASA may redact specific material from the reports when publication would present a clear and specific threat to the safety and security of a facility but must indicate the nature of the material redacted.”

Through such reviews, the facility meets the standard requirements.

<b>115.289</b>	<b>Data storage, publication, and destruction</b>
	<p data-bbox="280 188 1007 221"><b>Auditor Overall Determination:</b> Meets Standard</p> <hr/> <p data-bbox="280 264 579 297"><b>Auditor Discussion</b></p> <p data-bbox="280 340 544 374">Document Review:</p> <ol data-bbox="280 412 1441 600" style="list-style-type: none"> <li data-bbox="280 412 1441 488">1. Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ</li> <li data-bbox="280 526 1441 600">2. Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 N., Data Collection &amp; Review, dated 12.2022</li> </ol> <p data-bbox="280 712 1477 828">(a) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency ensures that incident-based and aggregate data are securely retained.</p> <p data-bbox="280 940 1477 1220">Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 N., Data Collection &amp; Review, page 2, section Data Storage, Publication &amp; Destruction, A., states, “BVCASA ensures that data collected pursuant to § 115.287 are securely retained. Data collected will be maintained in the PREA Coordinator's and Executive Director's offices, which are securely locked when not occupied. Electronic data is stored on a secured server, which is compliant with HIPAA laws, with access limited to the Executive Director, PREA Coordinator, and PREA Compliance Manager.”</p> <p data-bbox="280 1332 1458 1529">(b) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states the agency policy requires that aggregated sexual abuse data from facilities under its direct control and private facilities with which it contracts be made readily available to the public at least annually through its website.</p> <p data-bbox="280 1641 1477 1839">Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 N., Data Collection &amp; Review, page 2, section Data Storage, Publication &amp; Destruction, B., states, “BVCASA makes 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.”</p> <p data-bbox="280 1951 1461 2067">(c) The Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center PAQ states before making aggregated sexual abuse data publicly available, the agency removes all personal identifiers.</p>

Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 N., Data Collection & Review, page 2, section Data Storage, Publication & Destruction, C., states, "Before making aggregated sexual abuse data publicly available, the agency removes all personal identifiers."

(d) Brazos Valley Council on Alcohol and Substance Abuse Facility Procedure No. 616 N., Data Collection & Review, page 2, section Data Storage, Publication & Destruction, D., states, "BVCASA maintains sexual abuse data collected pursuant to § 115.287 for at least 10 years after the date of the initial collection unless Federal, State, or local law requires otherwise."

Through such reviews, the facility meets the standard requirements.

<b>115.401</b>	<b>Frequency and scope of audits</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	<p>(a) This standard is not applicable as the facility is a standalone facility and not part of an agency of facilities.</p> <p>(b) This is the second audit cycle for Brazos Valley Council on Alcohol and Substance Abuse Transitional Treatment Center and the first year of the fourth audit cycle.</p> <p>(h) The Auditor was granted complete access to, and the ability to observe, all areas of the facility.</p> <p>(i) The Auditor was permitted to request and receive copies of any relevant documents (including electronically stored information).</p> <p>(m) The Auditor was permitted to conduct private interviews with residents.</p> <p>(n) Residents were permitted to send confidential information or correspondence to the Auditor in the same manner as if they were communicating with legal counsel.</p> <p>Through such reviews, the facility meets the standard requirements.</p>



<b>115.403</b>	<b>Audit contents and findings</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	(b) The agency has their 2019 audit report posted on their facility website.  Through such reviews, the facility meets the standard requirements.

<b>Appendix: Provision Findings</b>		
<b>115.211 (a)</b>	<b>Zero tolerance of sexual abuse and sexual harassment; PREA coordinator</b>	
	Does the agency have a written policy mandating zero tolerance toward all forms of sexual abuse and sexual harassment?	yes
	Does the written policy outline the agency's approach to preventing, detecting, and responding to sexual abuse and sexual harassment?	yes
<b>115.211 (b)</b>	<b>Zero tolerance of sexual abuse and sexual harassment; PREA coordinator</b>	
	Has the agency employed or designated an agency-wide PREA Coordinator?	yes
	Is the PREA Coordinator position in the upper-level of the agency hierarchy?	yes
	Does the PREA Coordinator have sufficient time and authority to develop, implement, and oversee agency efforts to comply with the PREA standards in all of its community confinement facilities?	yes
<b>115.212 (a)</b>	<b>Contracting with other entities for the confinement of residents</b>	
	If this agency is public and it contracts for the confinement of its residents with private agencies or other entities, including other government agencies, has the agency included the entity's obligation to adopt and comply with the PREA standards in any new contract or contract renewal signed on or after August 20, 2012? (N/A if the agency does not contract with private agencies or other entities for the confinement of residents.)	na
<b>115.212 (b)</b>	<b>Contracting with other entities for the confinement of residents</b>	
	Does any new contract or contract renewal signed on or after August 20, 2012 provide for agency contract monitoring to ensure that the contractor is complying with the PREA standards? (N/A if the agency does not contract with private agencies or other entities for the confinement of residents.)	na

<b>115.212 (c)</b>	<b>Contracting with other entities for the confinement of residents</b>	
	If the agency has entered into a contract with an entity that fails to comply with the PREA standards, did the agency do so only in emergency circumstances after making all reasonable attempts to find a PREA compliant private agency or other entity to confine residents? (N/A if the agency has not entered into a contract with an entity that fails to comply with the PREA standards.)	na
	In such a case, does the agency document its unsuccessful attempts to find an entity in compliance with the standards? (N/A if the agency has not entered into a contract with an entity that fails to comply with the PREA standards.)	na
<b>115.213 (a)</b>	<b>Supervision and monitoring</b>	
	Does the facility have a documented staffing plan that provides for adequate levels of staffing and, where applicable, video monitoring to protect residents against sexual abuse?	yes
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: The physical layout of each facility?	yes
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: The composition of the resident population?	yes
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: The prevalence of substantiated and unsubstantiated incidents of sexual abuse?	yes
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Any other relevant factors?	yes
<b>115.213 (b)</b>	<b>Supervision and monitoring</b>	
	In circumstances where the staffing plan is not complied with, does the facility document and justify all deviations from the plan? (NA if no deviations from staffing plan.)	yes

<b>115.213 (c)</b>	<b>Supervision and monitoring</b>	
	In the past 12 months, has the facility assessed, determined, and documented whether adjustments are needed to the staffing plan established pursuant to paragraph (a) of this section?	yes
	In the past 12 months, has the facility assessed, determined, and documented whether adjustments are needed to prevailing staffing patterns?	yes
	In the past 12 months, has the facility assessed, determined, and documented whether adjustments are needed to the facility's deployment of video monitoring systems and other monitoring technologies?	yes
	In the past 12 months, has the facility assessed, determined, and documented whether adjustments are needed to the resources the facility has available to commit to ensure adequate staffing levels?	yes
<b>115.215 (a)</b>	<b>Limits to cross-gender viewing and searches</b>	
	Does the facility always refrain from conducting any cross-gender strip searches or cross-gender visual body cavity searches, except in exigent circumstances or by medical practitioners?	yes
<b>115.215 (b)</b>	<b>Limits to cross-gender viewing and searches</b>	
	Does the facility always refrain from conducting cross-gender pat-down searches of female residents, except in exigent circumstances? (N/A if the facility does not have female inmates.)	yes
	Does the facility always refrain from restricting female residents' access to regularly available programming or other outside opportunities in order to comply with this provision? (N/A if the facility does not have female inmates.)	yes
<b>115.215 (c)</b>	<b>Limits to cross-gender viewing and searches</b>	
	Does the facility document all cross-gender strip searches and cross-gender visual body cavity searches?	yes
	Does the facility document all cross-gender pat-down searches of female residents?	yes

<b>115.215 (d)</b>	<b>Limits to cross-gender viewing and searches</b>	
	Does the facility have policies that enable residents to shower, perform bodily functions, and change clothing without non-medical staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks?	yes
	Does the facility have procedures that enable residents to shower, perform bodily functions, and change clothing without non-medical staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks?	yes
	Does the facility require staff of the opposite gender to announce their presence when entering an area where residents are likely to be showering, performing bodily functions, or changing clothing?	yes
<b>115.215 (e)</b>	<b>Limits to cross-gender viewing and searches</b>	
	Does the facility always refrain from searching or physically examining transgender or intersex residents for the sole purpose of determining the resident's genital status?	yes
	If the resident's genital status is unknown, does the facility determine genital status during conversations with the resident, by reviewing medical records, or, if necessary, by learning that information as part of a broader medical examination conducted in private by a medical practitioner?	yes
<b>115.215 (f)</b>	<b>Limits to cross-gender viewing and searches</b>	
	Does the facility/agency train security staff in how to conduct cross-gender pat down searches in a professional and respectful manner, and in the least intrusive manner possible, consistent with security needs?	yes
	Does the facility/agency train security staff in how to conduct searches of transgender and intersex residents in a professional and respectful manner, and in the least intrusive manner possible, consistent with security needs?	yes

<b>115.216 (a)</b>	<b>Residents with disabilities and residents who are limited English proficient</b>	
	Does the agency take appropriate steps to ensure that residents with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: Residents who are deaf or hard of hearing?	yes
	Does the agency take appropriate steps to ensure that residents with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: Residents who are blind or have low vision?	yes
	Does the agency take appropriate steps to ensure that residents with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: Residents who have intellectual disabilities?	yes
	Does the agency take appropriate steps to ensure that residents with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: Residents who have psychiatric disabilities?	yes
	Does the agency take appropriate steps to ensure that residents with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: Residents who have speech disabilities?	yes
	Does the agency take appropriate steps to ensure that residents with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: Other (if "other," please explain in overall determination notes.)	yes
	Do such steps include, when necessary, ensuring effective communication with residents who are deaf or hard of hearing?	yes
	Do such steps include, when necessary, providing access to interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary?	yes
	Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication	yes

	with residents with disabilities including residents who: Have intellectual disabilities?	
	Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with residents with disabilities including residents who: Have limited reading skills?	yes
	Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with residents with disabilities including residents who: Who are blind or have low vision?	yes
<b>115.216 (b)</b>	<b>Residents with disabilities and residents who are limited English proficient</b>	
	Does the agency take reasonable steps to ensure meaningful access to all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment to residents who are limited English proficient?	yes
	Do these steps include providing interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary?	yes
<b>115.216 (c)</b>	<b>Residents with disabilities and residents who are limited English proficient</b>	
	Does the agency always refrain from relying on resident interpreters, resident readers, or other types of resident assistants except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the resident's safety, the performance of first-response duties under §115.264, or the investigation of the resident's allegations?	yes

<b>115.217 (a)</b>	<b>Hiring and promotion decisions</b>	
	Does the agency prohibit the hiring or promotion of anyone who may have contact with residents who: Has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. 1997)?	yes
	Does the agency prohibit the hiring or promotion of anyone who may have contact with residents who: Has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse?	yes
	Does the agency prohibit the hiring or promotion of anyone who may have contact with residents who: Has been civilly or administratively adjudicated to have engaged in the activity described in the two questions immediately above ?	yes
	Does the agency prohibit the enlistment of the services of any contractor who may have contact with residents who: Has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. 1997)?	yes
	Does the agency prohibit the enlistment of the services of any contractor who may have contact with residents who: Has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse?	yes
	Does the agency prohibit the enlistment of the services of any contractor who may have contact with residents who: Has been civilly or administratively adjudicated to have engaged in the activity described in the two questions immediately above ?	yes
<b>115.217 (b)</b>	<b>Hiring and promotion decisions</b>	
	Does the agency consider any incidents of sexual harassment in determining whether to hire or promote anyone who may have contact with residents?	yes
	Does the agency consider any incidents of sexual harassment in determining to enlist the services of any contractor who may have contact with residents?	yes



<b>115.217 (c)</b>	<b>Hiring and promotion decisions</b>	
	Before hiring new employees who may have contact with residents, does the agency: Perform a criminal background records check?	yes
	Before hiring new employees who may have contact with residents, does the agency, consistent with Federal, State, and local law, make its best efforts to contact all prior institutional employers for information on substantiated allegations of sexual abuse or any resignation during a pending investigation of an allegation of sexual abuse?	yes
<b>115.217 (d)</b>	<b>Hiring and promotion decisions</b>	
	Does the agency perform a criminal background records check before enlisting the services of any contractor who may have contact with residents?	yes
<b>115.217 (e)</b>	<b>Hiring and promotion decisions</b>	
	Does the agency either conduct criminal background records checks at least every five years of current employees and contractors who may have contact with residents or have in place a system for otherwise capturing such information for current employees?	yes
<b>115.217 (f)</b>	<b>Hiring and promotion decisions</b>	
	Does the agency ask all applicants and employees who may have contact with residents directly about previous misconduct described in paragraph (a) of this section in written applications or interviews for hiring or promotions?	yes
	Does the agency ask all applicants and employees who may have contact with residents directly about previous misconduct described in paragraph (a) of this section in any interviews or written self-evaluations conducted as part of reviews of current employees?	yes
	Does the agency impose upon employees a continuing affirmative duty to disclose any such misconduct?	yes

<b>115.217 (g)</b>	<b>Hiring and promotion decisions</b>	
	Does the agency consider material omissions regarding such misconduct, or the provision of materially false information, grounds for termination?	yes
<b>115.217 (h)</b>	<b>Hiring and promotion decisions</b>	
	Does the agency provide information on substantiated allegations of sexual abuse or sexual harassment involving a former employee upon receiving a request from an institutional employer for whom such employee has applied to work? (N/A if providing information on substantiated allegations of sexual abuse or sexual harassment involving a former employee is prohibited by law.)	yes
<b>115.218 (a)</b>	<b>Upgrades to facilities and technology</b>	
	If the agency designed or acquired any new facility or planned any substantial expansion or modification of existing facilities, did the agency consider the effect of the design, acquisition, expansion, or modification upon the agency's ability to protect residents from sexual abuse? (N/A if agency/facility has not acquired a new facility or made a substantial expansion to existing facilities since August 20, 2012 or since the last PREA audit, whichever is later.)	na
<b>115.218 (b)</b>	<b>Upgrades to facilities and technology</b>	
	If the agency installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology, did the agency consider how such technology may enhance the agency's ability to protect residents from sexual abuse? (N/A if agency/facility has not installed or updated any video monitoring system, electronic surveillance system, or other monitoring technology since August 20, 2012 or since the last PREA audit, whichever is later.)	na
<b>115.221 (a)</b>	<b>Evidence protocol and forensic medical examinations</b>	
	If the agency is responsible for investigating allegations of sexual abuse, does the agency follow a uniform evidence protocol that maximizes the potential for obtaining usable physical evidence for administrative proceedings and criminal prosecutions? (N/A if the agency/facility is not responsible for conducting any form of criminal or administrative sexual abuse investigations.)	yes

<b>115.221 (b)</b>	<b>Evidence protocol and forensic medical examinations</b>	
	Is this protocol developmentally appropriate for youth where applicable? (NA if the agency/facility is not responsible for conducting any form of criminal or administrative sexual abuse investigations.)	na
	Is this protocol, as appropriate, adapted from or otherwise based on the most recent edition of the U.S. Department of Justice's Office on Violence Against Women publication, "A National Protocol for Sexual Assault Medical Forensic Examinations, Adults/Adolescents," or similarly comprehensive and authoritative protocols developed after 2011? (NA if the agency/facility is not responsible for conducting any form of criminal or administrative sexual abuse investigations.)	yes
<b>115.221 (c)</b>	<b>Evidence protocol and forensic medical examinations</b>	
	Does the agency offer all victims of sexual abuse access to forensic medical examinations, whether on-site or at an outside facility, without financial cost, where evidentiarily or medically appropriate?	yes
	Are such examinations performed by Sexual Assault Forensic Examiners (SAFEs) or Sexual Assault Nurse Examiners (SANEs) where possible?	yes
	If SAFEs or SANEs cannot be made available, is the examination performed by other qualified medical practitioners (they must have been specifically trained to conduct sexual assault forensic exams)?	yes
	Has the agency documented its efforts to provide SAFEs or SANEs?	yes
<b>115.221 (d)</b>	<b>Evidence protocol and forensic medical examinations</b>	
	Does the agency attempt to make available to the victim a victim advocate from a rape crisis center?	yes
	If a rape crisis center is not available to provide victim advocate services, does the agency make available to provide these services a qualified staff member from a community-based organization, or a qualified agency staff member?	yes
	Has the agency documented its efforts to secure services from rape crisis centers?	yes

<b>115.221 (e)</b>	<b>Evidence protocol and forensic medical examinations</b>	
	As requested by the victim, does the victim advocate, qualified agency staff member, or qualified community-based organization staff member accompany and support the victim through the forensic medical examination process and investigatory interviews?	yes
	As requested by the victim, does this person provide emotional support, crisis intervention, information, and referrals?	yes
<b>115.221 (f)</b>	<b>Evidence protocol and forensic medical examinations</b>	
	If the agency itself is not responsible for investigating allegations of sexual abuse, has the agency requested that the investigating 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
<b>115.221 (h)</b>	<b>Evidence protocol and forensic medical examinations</b>	
	If the agency uses a qualified agency staff member or a qualified community-based staff member for the purposes of this section, has the individual been screened for appropriateness to serve in this role and received education concerning sexual assault and forensic examination issues in general? (N/A if agency attempts to make a victim advocate from a rape crisis center available to victims per 115.221(d) above).	yes
<b>115.222 (a)</b>	<b>Policies to ensure referrals of allegations for investigations</b>	
	Does the agency ensure an administrative or criminal investigation is completed for all allegations of sexual abuse?	yes
	Does the agency ensure an administrative or criminal investigation is completed for all allegations of sexual harassment?	yes

<b>115.222 (b)</b>	<b>Policies to ensure referrals of allegations for investigations</b>	
	Does the agency have a policy in place to ensure that allegations of sexual abuse or sexual harassment are referred for investigation to an agency with the legal authority to conduct criminal investigations, unless the allegation does not involve potentially criminal behavior?	yes
	Has the agency published such policy on its website or, if it does not have one, made the policy available through other means?	yes
	Does the agency document all such referrals?	yes
<b>115.222 (c)</b>	<b>Policies to ensure referrals of allegations for investigations</b>	
	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 conducting criminal investigations. See 115.221(a).)	yes

<b>115.231 (a)</b>	<b>Employee training</b>	
	Does the agency train all employees who may have contact with residents on: Its zero-tolerance policy for sexual abuse and sexual harassment?	yes
	Does the agency train all employees who may have contact with residents on: How to fulfill their responsibilities under agency sexual abuse and sexual harassment prevention, detection, reporting, and response policies and procedures?	yes
	Does the agency train all employees who may have contact with residents on: Residents' right to be free from sexual abuse and sexual harassment?	yes
	Does the agency train all employees who may have contact with residents on: The right of residents and employees to be free from retaliation for reporting sexual abuse and sexual harassment?	yes
	Does the agency train all employees who may have contact with residents on: The dynamics of sexual abuse and sexual harassment in confinement?	yes
	Does the agency train all employees who may have contact with residents on: The common reactions of sexual abuse and sexual harassment victims?	yes
	Does the agency train all employees who may have contact with residents on: How to detect and respond to signs of threatened and actual sexual abuse?	yes
	Does the agency train all employees who may have contact with residents on: How to avoid inappropriate relationships with residents?	yes
	Does the agency train all employees who may have contact with residents on: How to communicate effectively and professionally with residents, including lesbian, gay, bisexual, transgender, intersex, or gender nonconforming residents?	yes
	Does the agency train all employees who may have contact with residents on: How to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities?	yes

<b>115.231 (b)</b>	<b>Employee training</b>	
	Is such training tailored to the gender of the residents at the employee's facility?	yes
	Have employees received additional training if reassigned from a facility that houses only male residents to a facility that houses only female residents, or vice versa?	yes
<b>115.231 (c)</b>	<b>Employee training</b>	
	Have all current employees who may have contact with residents received such training?	yes
	Does the agency provide each employee with refresher training every two years to ensure that all employees know the agency's current sexual abuse and sexual harassment policies and procedures?	yes
	In years in which an employee does not receive refresher training, does the agency provide refresher information on current sexual abuse and sexual harassment policies?	yes
<b>115.231 (d)</b>	<b>Employee training</b>	
	Does the agency document, through employee signature or electronic verification, that employees understand the training they have received?	yes
<b>115.232 (a)</b>	<b>Volunteer and contractor training</b>	
	Has the agency ensured that all volunteers and contractors who have contact with residents have been trained on their responsibilities under the agency's sexual abuse and sexual harassment prevention, detection, and response policies and procedures?	yes
<b>115.232 (b)</b>	<b>Volunteer and contractor training</b>	
	Have all volunteers and contractors who have contact with residents been notified of the agency's zero-tolerance policy regarding sexual abuse and sexual harassment and informed how to report such incidents (the level and type of training provided to volunteers and contractors shall be based on the services they provide and level of contact they have with residents)?	yes

<b>115.232 (c)</b>	<b>Volunteer and contractor training</b>	
	Does the agency maintain documentation confirming that volunteers and contractors understand the training they have received?	yes
<b>115.233 (a)</b>	<b>Resident education</b>	
	During intake, do residents receive information explaining: The agency's zero-tolerance policy regarding sexual abuse and sexual harassment?	yes
	During intake, do residents receive information explaining: How to report incidents or suspicions of sexual abuse or sexual harassment?	yes
	During intake, do residents receive information explaining: Their rights to be free from sexual abuse and sexual harassment?	yes
	During intake, do residents receive information explaining: Their rights to be free from retaliation for reporting such incidents?	yes
	During intake, do residents receive information regarding agency policies and procedures for responding to such incidents?	yes
<b>115.233 (b)</b>	<b>Resident education</b>	
	Does the agency provide refresher information whenever a resident is transferred to a different facility?	yes



<b>115.233 (c)</b>	<b>Resident education</b>	
	Does the agency provide resident education in formats accessible to all residents, including those who: Are limited English proficient?	yes
	Does the agency provide resident education in formats accessible to all residents, including those who: Are deaf?	yes
	Does the agency provide resident education in formats accessible to all residents, including those who: Are visually impaired?	yes
	Does the agency provide resident education in formats accessible to all residents, including those who: Are otherwise disabled?	yes
	Does the agency provide resident education in formats accessible to all residents, including those who: Have limited reading skills?	yes
<b>115.233 (d)</b>	<b>Resident education</b>	
	Does the agency maintain documentation of resident participation in these education sessions?	yes
<b>115.233 (e)</b>	<b>Resident education</b>	
	In addition to providing such education, does the agency ensure that key information is continuously and readily available or visible to residents through posters, resident handbooks, or other written formats?	yes
<b>115.234 (a)</b>	<b>Specialized training: Investigations</b>	
	In addition to the general training provided to all employees pursuant to §115.231, 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 criminal or administrative sexual abuse investigations. See 115.221(a)).	yes

<b>115.234 (b)</b>	<b>Specialized training: Investigations</b>	
	Does this specialized training include: Techniques for interviewing sexual abuse victims?(N/A if the agency does not conduct any form of criminal or administrative sexual abuse investigations. See 115.221(a)).	yes
	Does this specialized training include: Proper use of Miranda and Garrity warnings?(N/A if the agency does not conduct any form of criminal or administrative sexual abuse investigations. See 115.221(a)).	yes
	Does this specialized training include: Sexual abuse evidence collection in confinement settings?(N/A if the agency does not conduct any form of criminal or administrative sexual abuse investigations. See 115.221(a)).	yes
	Does this specialized training include: The criteria and evidence required to substantiate a case for administrative action or prosecution referral? (N/A if the agency does not conduct any form of criminal or administrative sexual abuse investigations. See 115.221(a)).	yes
<b>115.234 (c)</b>	<b>Specialized training: Investigations</b>	
	Does the agency maintain documentation that agency investigators have completed the required specialized training in conducting sexual abuse investigations? (N/A if the agency does not conduct any form of criminal or administrative sexual abuse investigations. See 115.221(a).)	yes

<b>115.235 (a)</b>	<b>Specialized training: Medical and mental health care</b>	
	Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in: How to detect and assess signs of sexual abuse and sexual harassment? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	na
	Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in: How to preserve physical evidence of sexual abuse? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	na
	Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in: How to respond effectively and professionally to victims of sexual abuse and sexual harassment? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	na
	Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in: How and to whom to report allegations or suspicions of sexual abuse and sexual harassment? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	na
<b>115.235 (b)</b>	<b>Specialized training: Medical and mental health care</b>	
	If medical staff employed by the agency conduct forensic examinations, do such medical staff receive appropriate training to conduct such examinations? (N/A if agency does not employ medical staff or the medical staff employed by the agency do not conduct forensic exams.)	na
<b>115.235 (c)</b>	<b>Specialized training: Medical and mental health care</b>	
	Does the agency maintain documentation that medical and mental health practitioners have received the training referenced in this standard either from the agency or elsewhere? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	na

<b>115.235 (d)</b>	<b>Specialized training: Medical and mental health care</b>	
	Do medical and mental health care practitioners employed by the agency also receive training mandated for employees by §115.231? (N/A for circumstances in which a particular status (employee or contractor/volunteer) does not apply.)	na
	Do medical and mental health care practitioners contracted by and volunteering for the agency also receive training mandated for contractors and volunteers by §115.232? (N/A for circumstances in which a particular status (employee or contractor/volunteer) does not apply.)	na
<b>115.241 (a)</b>	<b>Screening for risk of victimization and abusiveness</b>	
	Are all residents assessed during an intake screening for their risk of being sexually abused by other residents or sexually abusive toward other residents?	yes
	Are all residents assessed upon transfer to another facility for their risk of being sexually abused by other residents or sexually abusive toward other residents?	yes
<b>115.241 (b)</b>	<b>Screening for risk of victimization and abusiveness</b>	
	Do intake screenings ordinarily take place within 72 hours of arrival at the facility?	yes
<b>115.241 (c)</b>	<b>Screening for risk of victimization and abusiveness</b>	
	Are all PREA screening assessments conducted using an objective screening instrument?	yes

<b>115.241 (d)</b>	<b>Screening for risk of victimization and abusiveness</b>	
	Does the intake screening consider, at a minimum, the following criteria to assess residents for risk of sexual victimization: Whether the resident has a mental, physical, or developmental disability?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess residents for risk of sexual victimization: The age of the resident?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess residents for risk of sexual victimization: The physical build of the resident?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess residents for risk of sexual victimization: Whether the resident has previously been incarcerated?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess residents for risk of sexual victimization: Whether the resident's criminal history is exclusively nonviolent?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess residents for risk of sexual victimization: Whether the resident has prior convictions for sex offenses against an adult or child?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess residents for risk of sexual victimization: Whether the resident is or is perceived to be gay, lesbian, bisexual, transgender, intersex, or gender nonconforming (the facility affirmatively asks the resident about his/her sexual orientation and gender identity AND makes a subjective determination based on the screener's perception whether the resident is gender non-conforming or otherwise may be perceived to be LGBTI)?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess residents for risk of sexual victimization: Whether the resident has previously experienced sexual victimization?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess residents for risk of sexual victimization: The resident's own perception of vulnerability?	yes

<b>115.241 (e)</b>	<b>Screening for risk of victimization and abusiveness</b>	
	In assessing residents for risk of being sexually abusive, does the initial PREA risk screening consider, when known to the agency: prior acts of sexual abuse?	yes
	In assessing residents for risk of being sexually abusive, does the initial PREA risk screening consider, when known to the agency: prior convictions for violent offenses?	yes
	In assessing residents for risk of being sexually abusive, does the initial PREA risk screening consider, when known to the agency: history of prior institutional violence or sexual abuse?	yes
<b>115.241 (f)</b>	<b>Screening for risk of victimization and abusiveness</b>	
	Within a set time period not more than 30 days from the resident's arrival at the facility, does the facility reassess the resident's risk of victimization or abusiveness based upon any additional, relevant information received by the facility since the intake screening?	yes
<b>115.241 (g)</b>	<b>Screening for risk of victimization and abusiveness</b>	
	Does the facility reassess a resident's risk level when warranted due to a: Referral?	yes
	Does the facility reassess a resident's risk level when warranted due to a: Request?	yes
	Does the facility reassess a resident's risk level when warranted due to a: Incident of sexual abuse?	yes
	Does the facility reassess a resident's risk level when warranted due to a: Receipt of additional information that bears on the resident's risk of sexual victimization or abusiveness?	yes
<b>115.241 (h)</b>	<b>Screening for risk of victimization and abusiveness</b>	
	Is it the case that residents 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

<b>115.241 (i)</b>	<b>Screening for risk of victimization and abusiveness</b>	
	Has the agency implemented appropriate controls on the dissemination within the facility of responses to questions asked pursuant to this standard in order to ensure that sensitive information is not exploited to the resident's detriment by staff or other residents?	yes
<b>115.242 (a)</b>	<b>Use of screening information</b>	
	Does the agency use information from the risk screening required by § 115.241, with the goal of keeping separate those residents at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Housing Assignments?	yes
	Does the agency use information from the risk screening required by § 115.241, with the goal of keeping separate those residents at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Bed assignments?	yes
	Does the agency use information from the risk screening required by § 115.241, with the goal of keeping separate those residents at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Work Assignments?	yes
	Does the agency use information from the risk screening required by § 115.241, with the goal of keeping separate those residents at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Education Assignments?	yes
	Does the agency use information from the risk screening required by § 115.241, with the goal of keeping separate those residents at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Program Assignments?	yes
<b>115.242 (b)</b>	<b>Use of screening information</b>	
	Does the agency make individualized determinations about how to ensure the safety of each resident?	yes

<b>115.242 (c)</b>	<b>Use of screening information</b>	
	When deciding whether to assign a transgender or intersex resident to a facility for male or female residents, does the agency consider on a case-by-case basis whether a placement would ensure the resident's health and safety, and whether a placement would present management or security problems (NOTE: if an agency by policy or practice assigns residents to a male or female facility on the basis of anatomy alone, that agency is not in compliance with this standard)?	yes
	When making housing or other program assignments for transgender or intersex residents, does the agency consider on a case-by-case basis whether a placement would ensure the resident's health and safety, and whether a placement would present management or security problems?	yes
<b>115.242 (d)</b>	<b>Use of screening information</b>	
	Are each transgender or intersex resident's own views with respect to his or her own safety given serious consideration when making facility and housing placement decisions and programming assignments?	yes
<b>115.242 (e)</b>	<b>Use of screening information</b>	
	Are transgender and intersex residents given the opportunity to shower separately from other residents?	yes



<b>115.242 (f)</b>	<b>Use of screening information</b>	
	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 residents, does the agency always refrain from placing: lesbian, gay, and bisexual residents 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 residents pursuant to a consent decree, legal settlement, or legal judgement.)	yes
	Unless placement is in a dedicated facility, unit, or wing established in connection with a consent decree, legal settlement, or legal judgment for the purpose of protecting lesbian, gay, bisexual, transgender, or intersex residents, does the agency always refrain from placing: transgender residents 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 residents pursuant to a consent decree, legal settlement, or legal judgement.)	yes
	Unless placement is in a dedicated facility, unit, or wing established in connection with a consent decree, legal settlement, or legal judgment for the purpose of protecting lesbian, gay, bisexual, transgender, or intersex residents, does the agency always refrain from placing: intersex residents 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 residents pursuant to a consent decree, legal settlement, or legal judgement.)	yes
<b>115.251 (a)</b>	<b>Resident reporting</b>	
	Does the agency provide multiple internal ways for residents to privately report: Sexual abuse and sexual harassment?	yes
	Does the agency provide multiple internal ways for residents to privately report: Retaliation by other residents or staff for reporting sexual abuse and sexual harassment?	yes
	Does the agency provide multiple internal ways for residents to privately report: Staff neglect or violation of responsibilities that may have contributed to such incidents?	yes

<b>115.251 (b)</b>	<b>Resident reporting</b>	
	Does the agency also provide at least one way for residents to report sexual abuse or sexual harassment to a public or private entity or office that is not part of the agency?	yes
	Is that private entity or office able to receive and immediately forward resident reports of sexual abuse and sexual harassment to agency officials?	yes
	Does that private entity or office allow the resident to remain anonymous upon request?	yes
<b>115.251 (c)</b>	<b>Resident reporting</b>	
	Do staff members accept reports of sexual abuse and sexual harassment made verbally, in writing, anonymously, and from third parties?	yes
	Do staff members promptly document any verbal reports of sexual abuse and sexual harassment?	yes
<b>115.251 (d)</b>	<b>Resident reporting</b>	
	Does the agency provide a method for staff to privately report sexual abuse and sexual harassment of residents?	yes
<b>115.252 (a)</b>	<b>Exhaustion of administrative remedies</b>	
	Is the agency exempt from this standard? NOTE: The agency is exempt ONLY if it does not have administrative procedures to address resident grievances regarding sexual abuse. This does not mean the agency is exempt simply because a resident does not have to or is not ordinarily expected to submit a grievance to report sexual abuse. This means that as a matter of explicit policy, the agency does not have an administrative remedies process to address sexual abuse.	yes

<b>115.252 (b)</b>	<b>Exhaustion of administrative remedies</b>	
	Does the agency permit residents to submit a grievance regarding an allegation of sexual abuse without any type of time limits? (The agency may apply otherwise-applicable time limits to any portion of a grievance that does not allege an incident of sexual abuse.) (N/A if agency is exempt from this standard.)	yes
	Does the agency always refrain from requiring a resident to use any informal grievance process, or to otherwise attempt to resolve with staff, an alleged incident of sexual abuse? (N/A if agency is exempt from this standard.)	yes
<b>115.252 (c)</b>	<b>Exhaustion of administrative remedies</b>	
	Does the agency ensure that: a resident who alleges sexual abuse may submit a grievance without submitting it to a staff member who is the subject of the complaint? (N/A if agency is exempt from this standard.)	yes
	Does the agency ensure that: such grievance is not referred to a staff member who is the subject of the complaint? (N/A if agency is exempt from this standard.)	yes
<b>115.252 (d)</b>	<b>Exhaustion of administrative remedies</b>	
	Does the agency issue a final agency decision on the merits of any portion of a grievance alleging sexual abuse within 90 days of the initial filing of the grievance? (Computation of the 90-day time period does not include time consumed by residents in preparing any administrative appeal.) (N/A if agency is exempt from this standard.)	yes
	If the agency determines that the 90-day timeframe is insufficient to make an appropriate decision and claims an extension of time (the maximum allowable extension is 70 days per 115.252(d)(3)), does the agency notify the resident in writing of any such extension and provide a date by which a decision will be made? (N/A if agency is exempt from this standard.)	yes
	At any level of the administrative process, including the final level, if the resident does not receive a response within the time allotted for reply, including any properly noticed extension, may a resident consider the absence of a response to be a denial at that level? (N/A if agency is exempt from this standard.)	yes

<b>115.252 (e)</b>	<b>Exhaustion of administrative remedies</b>	
	Are third parties, including fellow residents, staff members, family members, attorneys, and outside advocates, permitted to assist residents in filing requests for administrative remedies relating to allegations of sexual abuse? (N/A if agency is exempt from this standard.)	yes
	Are those third parties also permitted to file such requests on behalf of residents? (If a third party files such a request on behalf of a resident, the facility may require as a condition of processing the request that the alleged victim agree to have the request filed on his or her behalf, and may also require the alleged victim to personally pursue any subsequent steps in the administrative remedy process.) (N/A if agency is exempt from this standard.)	yes
	If the resident declines to have the request processed on his or her behalf, does the agency document the resident's decision? (N/A if agency is exempt from this standard.)	yes

<b>115.252 (f)</b>	<b>Exhaustion of administrative remedies</b>	
	Has the agency established procedures for the filing of an emergency grievance alleging that a resident is subject to a substantial risk of imminent sexual abuse? (N/A if agency is exempt from this standard.)	yes
	After receiving an emergency grievance alleging a resident is subject to a substantial risk of imminent sexual abuse, does the agency immediately forward the grievance (or any portion thereof that alleges the substantial risk of imminent sexual abuse) to a level of review at which immediate corrective action may be taken? (N/A if agency is exempt from this standard.)	yes
	After receiving an emergency grievance described above, does the agency provide an initial response within 48 hours? (N/A if agency is exempt from this standard.)	yes
	After receiving an emergency grievance described above, does the agency issue a final agency decision within 5 calendar days? (N/A if agency is exempt from this standard.)	yes
	Does the initial response and final agency decision document the agency's determination whether the resident is in substantial risk of imminent sexual abuse? (N/A if agency is exempt from this standard.)	yes
	Does the initial response document the agency's action(s) taken in response to the emergency grievance? (N/A if agency is exempt from this standard.)	yes
	Does the agency's final decision document the agency's action(s) taken in response to the emergency grievance? (N/A if agency is exempt from this standard.)	yes
<b>115.252 (g)</b>	<b>Exhaustion of administrative remedies</b>	
	If the agency disciplines a resident for filing a grievance related to alleged sexual abuse, does it do so ONLY where the agency demonstrates that the resident filed the grievance in bad faith? (N/A if agency is exempt from this standard.)	yes

<b>115.253 (a)</b>	<b>Resident access to outside confidential support services</b>	
	Does the facility provide residents with access to outside victim advocates for emotional support services related to sexual abuse by giving residents mailing addresses and telephone numbers, including toll-free hotline numbers where available, of local, State, or national victim advocacy or rape crisis organizations?	yes
	Does the facility enable reasonable communication between residents and these organizations, in as confidential a manner as possible?	yes
<b>115.253 (b)</b>	<b>Resident access to outside confidential support services</b>	
	Does the facility inform residents, prior to giving them access, of the extent to which such communications will be monitored and the extent to which reports of abuse will be forwarded to authorities in accordance with mandatory reporting laws?	yes
<b>115.253 (c)</b>	<b>Resident access to outside confidential support services</b>	
	Does the agency maintain or attempt to enter into memoranda of understanding or other agreements with community service providers that are able to provide residents with confidential emotional support services related to sexual abuse?	yes
	Does the agency maintain copies of agreements or documentation showing attempts to enter into such agreements?	yes
<b>115.254 (a)</b>	<b>Third party reporting</b>	
	Has the agency established a method to receive third-party reports of sexual abuse and sexual harassment?	yes
	Has the agency distributed publicly information on how to report sexual abuse and sexual harassment on behalf of a resident?	yes

<b>115.261 (a)</b>	<b>Staff and agency reporting duties</b>	
	Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding an incident of sexual abuse or sexual harassment that occurred in a facility, whether or not it is part of the agency?	yes
	Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding retaliation against residents or staff who reported an incident of sexual abuse or sexual harassment?	yes
	Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding any staff neglect or violation of responsibilities that may have contributed to an incident of sexual abuse or sexual harassment or retaliation?	yes
<b>115.261 (b)</b>	<b>Staff and agency reporting duties</b>	
	Apart from reporting to designated supervisors or officials, do 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
<b>115.261 (c)</b>	<b>Staff and agency reporting duties</b>	
	Unless otherwise precluded by Federal, State, or local law, are medical and mental health practitioners required to report sexual abuse pursuant to paragraph (a) of this section?	yes
	Are medical and mental health practitioners required to inform residents of the practitioner's duty to report, and the limitations of confidentiality, at the initiation of services?	yes
<b>115.261 (d)</b>	<b>Staff and agency reporting duties</b>	
	If the alleged victim is under the age of 18 or considered a vulnerable adult under a State or local vulnerable persons statute, does the agency report the allegation to the designated State or local services agency under applicable mandatory reporting laws?	yes

<b>115.261 (e)</b>	<b>Staff and agency reporting duties</b>	
	Does the facility report all allegations of sexual abuse and sexual harassment, including third-party and anonymous reports, to the facility's designated investigators?	yes
<b>115.262 (a)</b>	<b>Agency protection duties</b>	
	When the agency learns that a resident is subject to a substantial risk of imminent sexual abuse, does it take immediate action to protect the resident?	yes
<b>115.263 (a)</b>	<b>Reporting to other confinement facilities</b>	
	Upon receiving an allegation that a resident was sexually abused while confined at another facility, does the head of the facility that received the allegation notify the head of the facility or appropriate office of the agency where the alleged abuse occurred?	yes
<b>115.263 (b)</b>	<b>Reporting to other confinement facilities</b>	
	Is such notification provided as soon as possible, but no later than 72 hours after receiving the allegation?	yes
<b>115.263 (c)</b>	<b>Reporting to other confinement facilities</b>	
	Does the agency document that it has provided such notification?	yes
<b>115.263 (d)</b>	<b>Reporting to other confinement facilities</b>	
	Does the facility head or agency office that receives such notification ensure that the allegation is investigated in accordance with these standards?	yes



<b>115.264 (a)</b>	<b>Staff first responder duties</b>	
	Upon learning of an allegation that a resident was sexually abused, is the first security staff member to respond to the report required to: Separate the alleged victim and abuser?	yes
	Upon learning of an allegation that a resident was sexually abused, is the first security staff member to respond to the report required to: Preserve and protect any crime scene until appropriate steps can be taken to collect any evidence?	yes
	Upon learning of an allegation that a resident was sexually abused, is the first security staff member to respond to the report required to: Request that the alleged victim not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating, if the abuse occurred within a time period that still allows for the collection of physical evidence?	yes
	Upon learning of an allegation that a resident was sexually abused, is the first security staff member to respond to the report required to: Ensure that the alleged abuser does not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating, if the abuse occurred within a time period that still allows for the collection of physical evidence?	yes
<b>115.264 (b)</b>	<b>Staff first responder duties</b>	
	If the first staff responder is not a security staff member, is the responder required to request that the alleged victim not take any actions that could destroy physical evidence, and then notify security staff?	yes
<b>115.265 (a)</b>	<b>Coordinated response</b>	
	Has the facility developed a written institutional plan to coordinate actions among staff first responders, medical and mental health practitioners, investigators, and facility leadership taken in response to an incident of sexual abuse?	yes

<b>115.266 (a)</b>	<b>Preservation of ability to protect residents from contact with abusers</b>	
	Are both the agency and any other governmental entities responsible for collective bargaining on the agency's behalf prohibited from entering into or renewing any collective bargaining agreement or other agreement that limits the agency's ability to remove alleged staff sexual abusers from contact with any residents pending the outcome of an investigation or of a determination of whether and to what extent discipline is warranted?	no
<b>115.267 (a)</b>	<b>Agency protection against retaliation</b>	
	Has the agency established a policy to protect all residents and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other residents or staff?	yes
	Has the agency designated which staff members or departments are charged with monitoring retaliation?	yes
<b>115.267 (b)</b>	<b>Agency protection against retaliation</b>	
	Does the agency employ multiple protection measures, such as housing changes or transfers for resident victims or abusers, removal of alleged staff or resident abusers from contact with victims, and emotional support services for residents or staff who fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigations?	yes

<b>115.267 (c)</b>	<b>Agency protection against retaliation</b>	
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor the conduct and treatment of residents or staff who reported the sexual abuse to see if there are changes that may suggest possible retaliation by residents or staff?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor the conduct and treatment of residents who were reported to have suffered sexual abuse to see if there are changes that may suggest possible retaliation by residents or staff?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Act promptly to remedy any such retaliation?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor any resident disciplinary reports?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency:4. Monitor resident housing changes?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor resident program changes?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor negative performance reviews of staff?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor reassignment of staff?	yes
	Does the agency continue such monitoring beyond 90 days if the initial monitoring indicates a continuing need?	yes

<b>115.267 (d)</b>	<b>Agency protection against retaliation</b>	
	In the case of residents, does such monitoring also include periodic status checks?	yes
<b>115.267 (e)</b>	<b>Agency protection against retaliation</b>	
	If any other individual who cooperates with an investigation expresses a fear of retaliation, does the agency take appropriate measures to protect that individual against retaliation?	yes
<b>115.271 (a)</b>	<b>Criminal and administrative agency investigations</b>	
	When the agency conducts its own investigations into allegations of sexual abuse and sexual harassment, does it do so promptly, thoroughly, and objectively? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations. See 115.221(a). )	yes
	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 115.221(a). )	yes
<b>115.271 (b)</b>	<b>Criminal and administrative agency investigations</b>	
	Where sexual abuse is alleged, does the agency use investigators who have received specialized training in sexual abuse investigations as required by 115.234?	yes
<b>115.271 (c)</b>	<b>Criminal and administrative agency investigations</b>	
	Do investigators gather and preserve direct and circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data?	yes
	Do investigators interview alleged victims, suspected perpetrators, and witnesses?	yes
	Do investigators review prior reports and complaints of sexual abuse involving the suspected perpetrator?	yes

<b>115.271 (d)</b>	<b>Criminal and administrative agency investigations</b>	
	When the quality of evidence appears to support criminal prosecution, does the agency conduct compelled interviews only after consulting with prosecutors as to whether compelled interviews may be an obstacle for subsequent criminal prosecution?	yes
<b>115.271 (e)</b>	<b>Criminal and administrative agency investigations</b>	
	Do agency investigators assess the credibility of an alleged victim, suspect, or witness on an individual basis and not on the basis of that individual's status as resident or staff?	yes
	Does the agency investigate allegations of sexual abuse without requiring a resident who alleges sexual abuse to submit to a polygraph examination or other truth-telling device as a condition for proceeding?	yes
<b>115.271 (f)</b>	<b>Criminal and administrative agency investigations</b>	
	Do administrative investigations include an effort to determine whether staff actions or failures to act contributed to the abuse?	yes
	Are administrative investigations documented in written reports that include a description of the physical evidence and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings?	yes
<b>115.271 (g)</b>	<b>Criminal and administrative agency investigations</b>	
	Are criminal investigations documented in a written report that contains a thorough description of the physical, testimonial, and documentary evidence and attaches copies of all documentary evidence where feasible?	yes
<b>115.271 (h)</b>	<b>Criminal and administrative agency investigations</b>	
	Are all substantiated allegations of conduct that appears to be criminal referred for prosecution?	yes

<b>115.271 (i)</b>	<b>Criminal and administrative agency investigations</b>	
	Does the agency retain all written reports referenced in 115.271(f) and (g) for as long as the alleged abuser is incarcerated or employed by the agency, plus five years?	yes
<b>115.271 (j)</b>	<b>Criminal and administrative agency investigations</b>	
	Does the agency ensure that the departure of an alleged abuser or victim from the employment or control of the facility or agency does not provide a basis for terminating an investigation?	yes
<b>115.271 (l)</b>	<b>Criminal and administrative agency investigations</b>	
	When an outside entity investigates sexual abuse, does the facility cooperate with outside investigators and endeavor to remain informed about the progress of the investigation? (N/A if an outside agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.221(a).)	yes
<b>115.272 (a)</b>	<b>Evidentiary standard for administrative investigations</b>	
	Is it true that the agency does not impose a standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated?	yes
<b>115.273 (a)</b>	<b>Reporting to residents</b>	
	Following an investigation into a resident's allegation that he or she suffered sexual abuse in an agency facility, does the agency inform the resident as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded?	yes
<b>115.273 (b)</b>	<b>Reporting to residents</b>	
	If the agency did not conduct the investigation into a resident's allegation of sexual abuse in an agency facility, does the agency request the relevant information from the investigative agency in order to inform the resident? (N/A if the agency/facility is responsible for conducting administrative and criminal investigations.)	yes

<b>115.273 (c)</b>	<b>Reporting to residents</b>	
	Following a resident's allegation that a staff member has committed sexual abuse against the resident, unless the agency has determined that the allegation is unfounded, or unless the resident has been released from custody, does the agency subsequently inform the resident whenever: The staff member is no longer posted within the resident's unit?	yes
	Following a resident's allegation that a staff member has committed sexual abuse against the resident, unless the agency has determined that the allegation is unfounded, or unless the resident has been released from custody, does the agency subsequently inform the resident whenever: The staff member is no longer employed at the facility?	yes
	Following a resident's allegation that a staff member has committed sexual abuse against the resident, unless the agency has determined that the allegation is unfounded, or unless the resident has been released from custody, does the agency subsequently inform the resident whenever: The agency learns that the staff member has been indicted on a charge related to sexual abuse in the facility?	yes
	Following a resident's allegation that a staff member has committed sexual abuse against the resident, unless the agency has determined that the allegation is unfounded, or unless the resident has been released from custody, does the agency subsequently inform the resident whenever: The agency learns that the staff member has been convicted on a charge related to sexual abuse within the facility?	yes
<b>115.273 (d)</b>	<b>Reporting to residents</b>	
	Following a resident's allegation that he or she has been sexually abused by another resident, does the agency subsequently inform the alleged victim whenever: The agency learns that the alleged abuser has been indicted on a charge related to sexual abuse within the facility?	yes
	Following a resident's allegation that he or she has been sexually abused by another resident, does the agency subsequently inform the alleged victim whenever: The agency learns that the alleged abuser has been convicted on a charge related to sexual abuse within the facility?	yes

<b>115.273 (e)</b>	<b>Reporting to residents</b>	
	Does the agency document all such notifications or attempted notifications?	yes
<b>115.276 (a)</b>	<b>Disciplinary sanctions for staff</b>	
	Are staff subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies?	yes
<b>115.276 (b)</b>	<b>Disciplinary sanctions for staff</b>	
	Is termination the presumptive disciplinary sanction for staff who have engaged in sexual abuse?	yes
<b>115.276 (c)</b>	<b>Disciplinary sanctions for staff</b>	
	Are disciplinary sanctions for violations of agency policies relating to sexual abuse or sexual harassment (other than actually engaging in sexual abuse) commensurate with the nature and circumstances of the acts committed, the staff member's disciplinary history, and the sanctions imposed for comparable offenses by other staff with similar histories?	yes
<b>115.276 (d)</b>	<b>Disciplinary sanctions for staff</b>	
	Are all terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, reported to: Law enforcement agencies, unless the activity was clearly not criminal?	yes
	Are all terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, reported to: Relevant licensing bodies?	yes



<b>115.277 (a)</b>	<b>Corrective action for contractors and volunteers</b>	
	Is any contractor or volunteer who engages in sexual abuse prohibited from contact with residents?	yes
	Is any contractor or volunteer who engages in sexual abuse reported to: Law enforcement agencies (unless the activity was clearly not criminal)?	yes
	Is any contractor or volunteer who engages in sexual abuse reported to: Relevant licensing bodies?	yes
<b>115.277 (b)</b>	<b>Corrective action for contractors and volunteers</b>	
	In the case of any other violation of agency sexual abuse or sexual harassment policies by a contractor or volunteer, does the facility take appropriate remedial measures, and consider whether to prohibit further contact with residents?	yes
<b>115.278 (a)</b>	<b>Disciplinary sanctions for residents</b>	
	Following an administrative finding that a resident engaged in resident-on-resident sexual abuse, or following a criminal finding of guilt for resident-on-resident sexual abuse, are residents subject to disciplinary sanctions pursuant to a formal disciplinary process?	yes
<b>115.278 (b)</b>	<b>Disciplinary sanctions for residents</b>	
	Are sanctions commensurate with the nature and circumstances of the abuse committed, the resident's disciplinary history, and the sanctions imposed for comparable offenses by other residents with similar histories?	yes
<b>115.278 (c)</b>	<b>Disciplinary sanctions for residents</b>	
	When determining what types of sanction, if any, should be imposed, does the disciplinary process consider whether a resident's mental disabilities or mental illness contributed to his or her behavior?	yes

<b>115.278 (d)</b>	<b>Disciplinary sanctions for residents</b>	
	If the facility offers therapy, counseling, or other interventions designed to address and correct underlying reasons or motivations for the abuse, does the facility consider whether to require the offending resident to participate in such interventions as a condition of access to programming and other benefits?	yes
<b>115.278 (e)</b>	<b>Disciplinary sanctions for residents</b>	
	Does the agency discipline a resident for sexual contact with staff only upon a finding that the staff member did not consent to such contact?	yes
<b>115.278 (f)</b>	<b>Disciplinary sanctions for residents</b>	
	For the purpose of disciplinary action does a report of sexual abuse made in good faith based upon a reasonable belief that the alleged conduct occurred NOT constitute falsely reporting an incident or lying, even if an investigation does not establish evidence sufficient to substantiate the allegation?	yes
<b>115.278 (g)</b>	<b>Disciplinary sanctions for residents</b>	
	Does the agency always refrain from considering non-coercive sexual activity between residents to be sexual abuse? (N/A if the agency does not prohibit all sexual activity between residents.)	yes
<b>115.282 (a)</b>	<b>Access to emergency medical and mental health services</b>	
	Do resident victims of sexual abuse receive timely, unimpeded access to emergency medical treatment and crisis intervention services, the nature and scope of which are determined by medical and mental health practitioners according to their professional judgment?	yes

<b>115.282 (b)</b>	<b>Access to emergency medical and mental health services</b>	
	If no qualified medical or mental health practitioners are on duty at the time a report of recent sexual abuse is made, do security staff first responders take preliminary steps to protect the victim pursuant to § 115.262?	yes
	Do security staff first responders immediately notify the appropriate medical and mental health practitioners?	yes
<b>115.282 (c)</b>	<b>Access to emergency medical and mental health services</b>	
	Are resident victims of sexual abuse offered timely information about and timely access to emergency contraception and sexually transmitted infections prophylaxis, in accordance with professionally accepted standards of care, where medically appropriate?	yes
<b>115.282 (d)</b>	<b>Access to emergency medical and mental health services</b>	
	Are treatment services provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident?	yes
<b>115.283 (a)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	Does the facility offer medical and mental health evaluation and, as appropriate, treatment to all residents who have been victimized by sexual abuse in any prison, jail, lockup, or juvenile facility?	yes
<b>115.283 (b)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	Does the evaluation and treatment of such victims include, as appropriate, follow-up services, treatment plans, and, when necessary, referrals for continued care following their transfer to, or placement in, other facilities, or their release from custody?	yes
<b>115.283 (c)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	Does the facility provide such victims with medical and mental health services consistent with the community level of care?	yes

<b>115.283 (d)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	Are resident victims of sexually abusive vaginal penetration while incarcerated offered pregnancy tests? (N/A if “all-male” facility. Note: in “all-male” facilities, there may be residents 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
<b>115.283 (e)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	If pregnancy results from the conduct described in paragraph § 115.283(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 residents 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
<b>115.283 (f)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	Are resident victims of sexual abuse while incarcerated offered tests for sexually transmitted infections as medically appropriate?	yes
<b>115.283 (g)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	Are treatment services provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident?	yes
<b>115.283 (h)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	Does the facility attempt to conduct a mental health evaluation of all known resident-on-resident abusers within 60 days of learning of such abuse history and offer treatment when deemed appropriate by mental health practitioners?	yes

<b>115.286 (a)</b>	<b>Sexual abuse incident reviews</b>	
	Does the facility conduct a sexual abuse incident review at the conclusion of every sexual abuse investigation, including where the allegation has not been substantiated, unless the allegation has been determined to be unfounded?	yes
<b>115.286 (b)</b>	<b>Sexual abuse incident reviews</b>	
	Does such review ordinarily occur within 30 days of the conclusion of the investigation?	yes
<b>115.286 (c)</b>	<b>Sexual abuse incident reviews</b>	
	Does the review team include upper-level management officials, with input from line supervisors, investigators, and medical or mental health practitioners?	yes
<b>115.286 (d)</b>	<b>Sexual abuse incident reviews</b>	
	Does the review team: Consider whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse?	yes
	Does the review team: Consider whether the incident or allegation was motivated by race; ethnicity; gender identity; lesbian, gay, bisexual, transgender, or intersex identification, status, or perceived status; gang affiliation; or other group dynamics at the facility?	yes
	Does the review team: Examine the area in the facility where the incident allegedly occurred to assess whether physical barriers in the area may enable abuse?	yes
	Does the review team: Assess the adequacy of staffing levels in that area during different shifts?	yes
	Does the review team: Assess whether monitoring technology should be deployed or augmented to supplement supervision by staff?	yes
	Does the review team: Prepare a report of its findings, including but not necessarily limited to determinations made pursuant to §§ 115.286(d)(1)-(d)(5), and any recommendations for improvement and submit such report to the facility head and PREA compliance manager?	yes

<b>115.286 (e)</b>	<b>Sexual abuse incident reviews</b>	
	Does the facility implement the recommendations for improvement, or document its reasons for not doing so?	yes
<b>115.287 (a)</b>	<b>Data collection</b>	
	Does the agency collect accurate, uniform data for every allegation of sexual abuse at facilities under its direct control using a standardized instrument and set of definitions?	yes
<b>115.287 (b)</b>	<b>Data collection</b>	
	Does the agency aggregate the incident-based sexual abuse data at least annually?	yes
<b>115.287 (c)</b>	<b>Data collection</b>	
	Does the incident-based data include, at a minimum, the data necessary to answer all questions from the most recent version of the Survey of Sexual Violence conducted by the Department of Justice?	yes
<b>115.287 (d)</b>	<b>Data collection</b>	
	Does the agency maintain, review, and collect data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews?	yes
<b>115.287 (e)</b>	<b>Data collection</b>	
	Does the agency also obtain incident-based and aggregated data from every private facility with which it contracts for the confinement of its residents? (N/A if agency does not contract for the confinement of its residents.)	na
<b>115.287 (f)</b>	<b>Data collection</b>	
	Does the agency, upon request, provide all such data from the previous calendar year to the Department of Justice no later than June 30? (N/A if DOJ has not requested agency data.)	yes

<b>115.288 (a)</b>	<b>Data review for corrective action</b>	
	Does the agency review data collected and aggregated pursuant to § 115.287 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Identifying problem areas?	yes
	Does the agency review data collected and aggregated pursuant to § 115.287 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Taking corrective action on an ongoing basis?	yes
	Does the agency review data collected and aggregated pursuant to § 115.287 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Preparing an annual report of its findings and corrective actions for each facility, as well as the agency as a whole?	yes
<b>115.288 (b)</b>	<b>Data review for corrective action</b>	
	Does the agency's annual report include a comparison of the current year's data and corrective actions with those from prior years and provide an assessment of the agency's progress in addressing sexual abuse?	yes
<b>115.288 (c)</b>	<b>Data review for corrective action</b>	
	Is the agency's annual report approved by the agency head and made readily available to the public through its website or, if it does not have one, through other means?	yes
<b>115.288 (d)</b>	<b>Data review for corrective action</b>	
	Does the agency indicate the nature of the material redacted where it redacts specific material from the reports when publication would present a clear and specific threat to the safety and security of a facility?	yes
<b>115.289 (a)</b>	<b>Data storage, publication, and destruction</b>	
	Does the agency ensure that data collected pursuant to § 115.287 are securely retained?	yes

<b>115.289 (b)</b>	<b>Data storage, publication, and destruction</b>	
	Does the agency make all aggregated sexual abuse data, from facilities under its direct control and private facilities with which it contracts, readily available to the public at least annually through its website or, if it does not have one, through other means?	yes
<b>115.289 (c)</b>	<b>Data storage, publication, and destruction</b>	
	Does the agency remove all personal identifiers before making aggregated sexual abuse data publicly available?	yes
<b>115.289 (d)</b>	<b>Data storage, publication, and destruction</b>	
	Does the agency maintain sexual abuse data collected pursuant to § 115.287 for at least 10 years after the date of the initial collection, unless Federal, State, or local law requires otherwise?	yes
<b>115.401 (a)</b>	<b>Frequency and scope of audits</b>	
	During the prior three-year audit period, did the agency ensure that each facility operated by the agency, or by a private organization on behalf of the agency, was audited at least once? (Note: The response here is purely informational. A "no" response does not impact overall compliance with this standard.)	yes
<b>115.401 (b)</b>	<b>Frequency and scope of audits</b>	
	Is this the first year of the current audit cycle? (Note: a "no" response does not impact overall compliance with this standard.)	yes
	If this is the second year of the current audit cycle, did the agency ensure that at least one-third of each facility type operated by the agency, or by a private organization on behalf of the agency, was audited during the first year of the current audit cycle? (N/A if this is not the second year of the current audit cycle.)	na
	If this is the third year of the current audit cycle, did the agency ensure that at least two-thirds of each facility type operated by the agency, or by a private organization on behalf of the agency, were audited during the first two years of the current audit cycle? (N/A if this is not the third year of the current audit cycle.)	na



<b>115.401 (h)</b>	<b>Frequency and scope of audits</b>	
	Did the auditor have access to, and the ability to observe, all areas of the audited facility?	yes
<b>115.401 (i)</b>	<b>Frequency and scope of audits</b>	
	Was the auditor permitted to request and receive copies of any relevant documents (including electronically stored information)?	yes
<b>115.401 (m)</b>	<b>Frequency and scope of audits</b>	
	Was the auditor permitted to conduct private interviews with residents?	yes
<b>115.401 (n)</b>	<b>Frequency and scope of audits</b>	
	Were inmates, residents, and detainees permitted to send confidential information or correspondence to the auditor in the same manner as if they were communicating with legal counsel?	yes
<b>115.403 (f)</b>	<b>Audit contents and findings</b>	
	The agency has published on its agency website, if it has one, or has otherwise made publicly available, all Final Audit Reports. The review period is for prior audits completed during the past three years PRECEDING THIS AUDIT. The pendency of any agency appeal pursuant to 28 C.F.R. § 115.405 does not excuse noncompliance with this provision. (N/A if there have been no Final Audit Reports issued in the past three years, or, in the case of single facility agencies, there has never been a Final Audit Report issued.)	yes