

PREA Facility Audit Report: Final

Name of Facility: Mojave Jail

Facility Type: Lockups

Date Interim Report Submitted: NA

Date Final Report Submitted: 12/26/2021

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"/>
Auditor Full Name as Signed: Karen d. Murray	Date of Signature: 12/26/2021

AUDITOR INFORMATION	
Auditor name:	Murray, Karen
Email:	kdmconsults1@gmail.com
Start Date of On-Site Audit:	11/15/2021
End Date of On-Site Audit:	11/15/2021

FACILITY INFORMATION	
Facility name:	Mojave Jail
Facility physical address:	1771 State Hwy 58, Mojave, California - 93501
Facility Phone:	
Facility mailing address:	

Primary Contact	
Name:	Justin Weigand
Email Address:	weigandj@kernsheriff.org
Telephone Number:	(661)391-2604

Sheriff/Chief/Director	
Name:	Donny Youngblood
Email Address:	youngblood@kernsheriff.org
Telephone Number:	(661)391-7500

Facility PREA Compliance Manager	
Name:	Justin Weigand
Email Address:	weigandj@kernsheriff.org
Telephone Number:	

Facility Characteristics	
Designed facility capacity:	14
Current population of facility:	2
Average daily population for the past 12 months:	4
Has the facility been over capacity at any point in the past 12 months?	No
Which population(s) does the facility hold?	Both females and males
Age range of population:	+18
Facility security levels/detainee custody levels:	Min, Med, Max
Does the facility hold juveniles or youthful detainees?	No
Number of staff currently employed at the facility who may have contact with detainees:	5
Number of individual contractors who have contact with detainees, currently authorized to enter the facility:	81
Number of volunteers who have contact with detainees, currently authorized to enter the facility:	51

AGENCY INFORMATION	
Name of agency:	Kern County Sheriff's Office
Governing authority or parent agency (if applicable):	
Physical Address:	1350 Norris Road, Bakersfield, California - 93308
Mailing Address:	
Telephone number:	661-391-7850

Agency Chief Executive Officer Information:	
Name:	
Email Address:	Davistyson@kernsheriff.org
Telephone Number:	661-39

Agency-Wide PREA Coordinator Information

Name:	Ian Silva	Email Address:	silvai@kernsheriff.org
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SUMMARY OF AUDIT FINDINGS

The OAS automatically populates the number and list of Standards exceeded, the number of Standards met, and the number and list of Standards not met.

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

Number of standards exceeded:

0

Number of standards met:

35

Number of standards not met:

0

POST-AUDIT REPORTING INFORMATION

GENERAL AUDIT INFORMATION

On-site Audit Dates

1. Start date of the onsite portion of the audit:	2021-11-15
2. End date of the onsite portion of the audit:	2021-11-15

Outreach

10. Did you attempt to communicate with community-based organization(s) or victim advocates who provide services to this facility and/or who may have insight into relevant conditions in the facility?	<input checked="" type="radio"/> Yes <input type="radio"/> No
a. Identify the community-based organization(s) or victim advocates with whom you communicated:	Women's Center High Desert Inc., (Rape Crisis Center) 134 South China Lake Blvd. Mojave, CA 93555 Phone: 760.371.1969 (after hours 760.375.0745) Third Party Reporting Kern County Sheriff's Office Communication Center Phone: 661.861.3110. SANE/SAFE Facility Kern County SART Center 134 S. China Lake Blvd. Mojave, CA 93555 Phone: 1.800.273.7713

AUDITED FACILITY INFORMATION

14. Designated facility capacity:	14
15. Average daily population for the past 12 months:	4
16. Number of inmate/resident/detainee housing units:	6
17. Does the facility ever hold youthful inmates or youthful/juvenile detainees?	<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)

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

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

36. Enter the total number of inmates/residents/detainees in the facility as of the first day of onsite portion of the audit:	4
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38. Enter the total number of inmates/residents/detainees with a physical disability in the facility as of the first day of the onsite portion of the audit:	0
39. Enter the total number of inmates/residents/detainees with a cognitive or functional disability (including intellectual disability, psychiatric disability, or speech disability) in the facility as of the first day of the onsite portion of the audit:	0
40. Enter the total number of inmates/residents/detainees who are Blind or have low vision (visually impaired) in the facility as of the first day of the onsite portion of the audit:	0
41. Enter the total number of inmates/residents/detainees who are Deaf or hard-of-hearing in the facility as of the first day of the onsite portion of the audit:	0
42. Enter the total number of inmates/residents/detainees who are Limited English Proficient (LEP) in the facility as of the first day of the onsite portion of the audit:	0
43. Enter the total number of inmates/residents/detainees who identify as lesbian, gay, or bisexual in the facility as of the first day of the onsite portion of the audit:	0
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:	0
45. Enter the total number of inmates/residents/detainees who reported sexual abuse in the facility as of the first day of the onsite portion of the audit:	0
46. Enter the total number of inmates/residents/detainees who disclosed prior sexual victimization during risk screening in the facility as of the first day of the onsite portion of the audit:	0
47. Enter the total number of inmates/residents/detainees who were ever placed in segregated housing/isolation for risk of sexual victimization in the facility as of the first day of the onsite portion of the audit:	0
48. Provide any additional comments regarding the population characteristics of inmates/residents/detainees in the facility as of the first day of the onsite portion of the audit (e.g., groups not tracked, issues with identifying certain populations):	Please know the above information was typically tracked for the time period of the Auditors involvement with the facility. (three-month period of time.) Actual accurate numbers are unknown as I did not know to ask these questions before the OAS update. Moving forward I will track this information.
Staff, Volunteers, and Contractors Population Characteristics on Day One of the Onsite Portion of the Audit	
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:	2
50. Enter the total number of VOLUNTEERS assigned to the facility as of the first day of the onsite portion of the audit who have contact with inmates/residents/detainees:	0

51. Enter the total number of CONTRACTORS assigned to the facility as of the first day of the onsite portion of the audit who have contact with inmates/residents/detainees:	0
52. Provide any additional comments regarding the population characteristics of staff, volunteers, and contractors who were in the facility as of the first day of the onsite portion of the audit:	No text provided.
INTERVIEWS	
Inmate/Resident/Detainee Interviews	
Random Inmate/Resident/Detainee Interviews	
53. Enter the total number of RANDOM INMATES/RESIDENTS/DETAINEES who were interviewed:	3
54. Select which characteristics you considered when you selected RANDOM INMATE/RESIDENT/DETAINEE interviewees: (select all that apply)	<input type="checkbox"/> Age <input type="checkbox"/> Race <input type="checkbox"/> Ethnicity (e.g., Hispanic, Non-Hispanic) <input type="checkbox"/> Length of time in the facility <input type="checkbox"/> Housing assignment <input type="checkbox"/> Gender <input checked="" type="checkbox"/> Other <input type="checkbox"/> None
If "Other," describe:	There were only three inmates when time allowed for interviews. I interviewed all three inmates.
55. How did you ensure your sample of RANDOM INMATE/RESIDENT/DETAINEE interviewees was geographically diverse?	There were only three inmates when time allowed for interviews. I interviewed all three inmates.
56. Were you able to conduct the minimum number of random inmate/resident/detainee interviews?	<input type="radio"/> Yes <input checked="" type="radio"/> No
a. Explain why it was not possible to conduct the minimum number of random inmate/resident/detainee interviews:	There were only three inmates when time allowed for interviews. I interviewed all three inmates.
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):	There were only three inmates when time allowed for interviews. I interviewed all three inmates.
Targeted Inmate/Resident/Detainee Interviews	
58. Enter the total number of TARGETED INMATES/RESIDENTS/DETAINEES who were interviewed:	0

As stated in the PREA Auditor Handbook, the breakdown of targeted interviews is intended to guide auditors in interviewing the appropriate cross-section of inmates/residents/detainees who are the most vulnerable to sexual abuse and sexual harassment. When completing questions regarding targeted inmate/resident/detainee interviews below, remember that an interview with one inmate/resident/detainee may satisfy multiple targeted interview requirements. These questions are asking about the number of interviews conducted using the targeted inmate/resident/detainee protocols. For example, if an auditor interviews an inmate who has a physical disability, is being held in segregated housing due to risk of sexual victimization, and disclosed prior sexual victimization, that interview would be included in the totals for each of those questions. Therefore, in most cases, the sum of all the following responses to the targeted inmate/resident/detainee interview categories will exceed the total number of targeted inmates/residents/detainees who were interviewed. If a particular targeted population is not applicable in the audited facility, enter "0".

<p>60. Enter the total number of interviews conducted with inmates/residents/detainees with a physical disability using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>0</p>
<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>There were only three inmates when time allowed for interviews. I interviewed all three inmates, and none fit a targeted category.</p>
<p>61. Enter the total number of interviews conducted with inmates/residents/detainees with a cognitive or functional disability (including intellectual disability, psychiatric disability, or speech disability) using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>0</p>
<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>There were only three inmates when time allowed for interviews. I interviewed all three inmates, and none fit a targeted category.</p>
<p>62. Enter the total number of interviews conducted with inmates/residents/detainees who are Blind or have low vision (i.e., visually impaired) using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>0</p>
<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>

<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>There were only three inmates when time allowed for interviews. I interviewed all three inmates, and none fit a targeted category.</p>
<p>63. Enter the total number of interviews conducted with inmates/residents/detainees who are Deaf or hard-of-hearing using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>0</p>
<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>There were only three inmates when time allowed for interviews. I interviewed all three inmates, and none fit a targeted category.</p>
<p>64. Enter the total number of interviews conducted with inmates/residents/detainees who are Limited English Proficient (LEP) using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>0</p>
<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>There were only three inmates when time allowed for interviews. I interviewed all three inmates, and none fit a targeted category.</p>
<p>65. Enter the total number of interviews conducted with inmates/residents/detainees who identify as lesbian, gay, or bisexual using the "Transgender and Intersex Inmates; Gay, Lesbian, and Bisexual Inmates" protocol:</p>	<p>0</p>
<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>

<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>There were only three inmates when time allowed for interviews. I interviewed all three inmates, and none fit a targeted category.</p>
<p>66. Enter the total number of interviews conducted with inmates/residents/detainees who identify as transgender or intersex using the "Transgender and Intersex Inmates; Gay, Lesbian, and Bisexual Inmates" protocol:</p>	<p>0</p>
<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>There were only three inmates when time allowed for interviews. I interviewed all three inmates, and none fit a targeted category.</p>
<p>67. Enter the total number of interviews conducted with inmates/residents/detainees who reported sexual abuse in this facility using the "Inmates who Reported a Sexual Abuse" protocol:</p>	<p>0</p>
<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>There were only three inmates when time allowed for interviews. I interviewed all three inmates, and none fit a targeted category.</p>
<p>68. Enter the total number of interviews conducted with inmates/residents/detainees who disclosed prior sexual victimization during risk screening using the "Inmates who Disclosed Sexual Victimization during Risk Screening" protocol:</p>	<p>0</p>
<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>

<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>There were only three inmates when time allowed for interviews. I interviewed all three inmates, and none fit a targeted category.</p>
<p>69. Enter the total number of interviews conducted with inmates/residents/detainees who are or were ever placed in segregated housing/isolation for risk of sexual victimization using the "Inmates Placed in Segregated Housing (for Risk of Sexual Victimization/Who Allege to have Suffered Sexual Abuse)" protocol:</p>	<p>0</p>
<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>There were only three inmates when time allowed for interviews. I interviewed all three inmates, and none fit a targeted category.</p>
<p>70. Provide any additional comments regarding selecting or interviewing targeted inmates/residents/detainees (e.g., any populations you oversampled, barriers to completing interviews):</p>	<p>No text provided.</p>
<p>Staff, Volunteer, and Contractor Interviews</p>	
<p>Random Staff Interviews</p>	
<p>71. Enter the total number of RANDOM STAFF who were interviewed:</p>	<p>1</p>
<p>72. Select which characteristics you considered when you selected RANDOM STAFF interviewees: (select all that apply)</p>	<p><input checked="" type="checkbox"/> Length of tenure in the facility</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>73. Were you able to conduct the minimum number of RANDOM STAFF interviews?</p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p>

<p>a. Select the reason(s) why you were unable to conduct the minimum number of RANDOM STAFF interviews: (select all that apply)</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>74. Provide any additional comments regarding selecting or interviewing random staff (e.g., any populations you oversampled, barriers to completing interviews, barriers to ensuring representation):</p>	<p>The one random staff interviewed was able to answer questions for random staff, intake, risk assessment, knew the facility would not provide any medical or mental health care for inmates as those inmates would be sent to Lerdo Pre-Trial in Bakersfield. He knew of the SART Center and Women's Advocacy Center. He answered questions regarding segregated housing supervision.</p>
<p>Specialized Staff, Volunteers, and Contractor Interviews</p>	
<p>Staff in some facilities may be responsible for more than one of the specialized staff duties. Therefore, more than one interview protocol may apply to an interview with a single staff member and that information would satisfy multiple specialized staff interview requirements.</p>	
<p>75. Enter the total number of staff in a SPECIALIZED STAFF role who were interviewed (excluding volunteers and contractors):</p>	<p>2</p>
<p>76. Were you able to interview the Agency Head?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
<p>77. Were you able to interview the Warden/Facility Director/Superintendent or their designee?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
<p>78. Were you able to interview the PREA Coordinator?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
<p>79. Were you able to interview the PREA Compliance Manager?</p>	<p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" type="radio"/> NA (NA if the agency is a single facility agency or is otherwise not required to have a PREA Compliance Manager per the Standards)</p>

<p>80. Select which SPECIALIZED STAFF roles were interviewed as part of this audit from the list below: (select all that apply)</p>	<p><input type="checkbox"/> Agency contract administrator</p> <p><input checked="" type="checkbox"/> Intermediate or higher-level facility staff responsible for conducting and documenting unannounced rounds to identify and deter staff sexual abuse and sexual harassment</p> <p><input checked="" type="checkbox"/> Line staff who supervise youthful inmates (if applicable)</p> <p><input type="checkbox"/> Education and program staff who work with youthful inmates (if applicable)</p> <p><input type="checkbox"/> Medical staff</p> <p><input type="checkbox"/> Mental health staff</p> <p><input type="checkbox"/> Non-medical staff involved in cross-gender strip or visual searches</p> <p><input type="checkbox"/> Administrative (human resources) staff</p> <p><input type="checkbox"/> Sexual Assault Forensic Examiner (SAFE) or Sexual Assault Nurse Examiner (SANE) staff</p> <p><input type="checkbox"/> Investigative staff responsible for conducting administrative investigations</p> <p><input checked="" type="checkbox"/> Investigative staff responsible for conducting criminal investigations</p> <p><input checked="" type="checkbox"/> Staff who perform screening for risk of victimization and abusiveness</p> <p><input checked="" type="checkbox"/> Staff who supervise inmates in segregated housing/residents in isolation</p> <p><input checked="" type="checkbox"/> Staff on the sexual abuse incident review team</p> <p><input checked="" type="checkbox"/> Designated staff member charged with monitoring retaliation</p> <p><input checked="" type="checkbox"/> First responders, both security and non-security staff</p> <p><input checked="" type="checkbox"/> Intake staff</p> <p><input type="checkbox"/> Other</p>
<p>81. Did you interview VOLUNTEERS who may have contact with inmates/residents/detainees in this facility?</p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p>
<p>82. Did you interview CONTRACTORS who may have contact with inmates/residents/detainees in this facility?</p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p>
<p>83. Provide any additional comments regarding selecting or interviewing specialized staff.</p>	<p>None are allowed in the facility during COVID, unless Clergy is requested.</p>

SITE REVIEW AND DOCUMENTATION SAMPLING

Site Review

PREA Standard 115.401 (h) states, "The auditor shall have access to, and shall observe, all areas of the audited facilities." In order to meet the requirements in this Standard, the site review portion of the onsite audit must include a thorough examination of the entire facility. The site review is not a casual tour of the facility. It is an active, inquiring process that includes talking with staff and inmates to determine whether, and the extent to which, the audited facility's practices demonstrate compliance with the Standards. Note: discussions related to testing critical functions are expected to be included in the relevant Standard-specific overall determination narratives.

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

Yes

No

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

85. Reviewing/examining all areas of the facility in accordance with the site review component of the audit instrument?

Yes

No

86. Testing and/or observing all critical functions in the facility in accordance with the site review component of the audit instrument (e.g., intake process, risk screening process, PREA education)?

Yes

No

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

Yes

No

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

Yes

No

89. Provide any additional comments regarding the site review (e.g., access to areas in the facility, observations, tests of critical functions, or informal conversations).

No text provided.

Documentation Sampling

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

90. In addition to the proof documentation selected by the agency or facility and provided to you, did you also conduct an auditor-selected sampling of documentation?

Yes

No

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

There were only inmate records to review onsite as the facility hadn't experienced an allegation, of any type, and staff records were reviewed at the agency headquarters office in Bakersfield, CA. (i.e. Kern County)

SEXUAL ABUSE AND SEXUAL HARASSMENT ALLEGATIONS AND INVESTIGATIONS IN THIS FACILITY

Sexual Abuse and Sexual Harassment Allegations and Investigations Overview

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

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

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

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

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

Sexual Abuse and Sexual Harassment Investigation Outcomes

Sexual Abuse Investigation Outcomes

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

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

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

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

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

Sexual Harassment Investigation Outcomes

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

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

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

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

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

Sexual Abuse and Sexual Harassment Investigation Files Selected for Review

Sexual Abuse Investigation Files Selected for Review

98. Enter the total number of SEXUAL ABUSE investigation files reviewed/sampled:	0
a. Explain why you were unable to review any sexual abuse investigation files:	There were none to review. The administrator in charge stated he had never experienced an allegation of abuse in the 15 years he worked at this jail.
99. Did your selection of SEXUAL ABUSE investigation files include a cross-section of criminal and/or administrative investigations by findings/outcomes?	<input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> NA (NA if you were unable to review any sexual abuse investigation files)

Inmate-on-inmate sexual abuse investigation files

100. Enter the total number of INMATE-ON-INMATE SEXUAL ABUSE investigation files reviewed/sampled:	0
101. Did your sample of INMATE-ON-INMATE SEXUAL ABUSE investigation files include criminal investigations?	<input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual abuse investigation files)
102. Did your sample of INMATE-ON-INMATE SEXUAL ABUSE investigation files include administrative investigations?	<input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual abuse investigation files)
Staff-on-inmate sexual abuse investigation files	
103. Enter the total number of STAFF-ON-INMATE SEXUAL ABUSE investigation files reviewed/sampled:	0
104. Did your sample of STAFF-ON-INMATE SEXUAL ABUSE investigation files include criminal investigations?	<input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual abuse investigation files)
105. Did your sample of STAFF-ON-INMATE SEXUAL ABUSE investigation files include administrative investigations?	<input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual abuse investigation files)
Sexual Harassment Investigation Files Selected for Review	
106. Enter the total number of SEXUAL HARASSMENT investigation files reviewed/sampled:	0
a. Explain why you were unable to review any sexual harassment investigation files:	There were none to review. The administrator in charge stated he had never experienced an allegation of abuse in the 15 years he worked at this jail.
107. Did your selection of SEXUAL HARASSMENT investigation files include a cross-section of criminal and/or administrative investigations by findings/outcomes?	<input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> NA (NA if you were unable to review any sexual harassment investigation files)
Inmate-on-inmate sexual harassment investigation files	
108. Enter the total number of INMATE-ON-INMATE SEXUAL HARASSMENT investigation files reviewed/sampled:	0

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

<p>111. Enter the total number of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files reviewed/sampled:</p>	<p>0</p>
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<p>112. Did your sample of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files include criminal investigations?</p>	<p> <input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual harassment investigation files) </p>
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<p>113. Did your sample of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files include administrative investigations?</p>	<p> <input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual harassment investigation files) </p>
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<p>114. Provide any additional comments regarding selecting and reviewing sexual abuse and sexual harassment investigation files.</p>	<p>There were none to review. The administrator in charge stated he had never experienced an allegation of abuse in the 15 years he worked at this jail.</p>
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SUPPORT STAFF INFORMATION

DOJ-certified PREA Auditors Support Staff

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

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

121. Who paid you to conduct this audit?	<p><input type="radio"/> The audited facility or its parent agency</p> <p><input type="radio"/> My state/territory or county government employer (if you audit as part of a consortium or circular auditing arrangement, select this option)</p> <p><input checked="" type="radio"/> A third-party auditing entity (e.g., accreditation body, consulting firm)</p> <p><input type="radio"/> Other</p>
Identify the name of the third-party auditing entity	PREA Auditors of America

Standards

Auditor Overall Determination Definitions

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

Auditor Discussion Instructions

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

115.111	Zero tolerance of sexual abuse and sexual harassment
	<p>Auditor Overall Determination: Meets Standard</p> <p>Auditor Discussion</p> <p>Document Review:</p> <ol style="list-style-type: none"> 1. Mojave Jail PAQ 2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Prevention and Detection of Sexual Abuse P-200, dated March 20, 2019 3. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Zero Tolerance of Sexual Abuse and Sexual Harassment P-100, dated March 20, 2019 4. Kern County Sheriff's Office Executive, Command Staff, and Managers Organizational Chart, dated 2.29.2020 <p>Interviews:</p> <ol style="list-style-type: none"> 1. Random inmates 2. Random staff 3. Senior Detention Deputy 4. PREA Compliance Sergeant <p>Site Review Observation:</p> <p>During the tour the Auditor noted toilets in the cells were viewable by other inmates and staff passing through the area. The Auditor strongly recommended toilets be blocked when in use and or from staff observation.</p> <p>During the tour of the facility, the Auditor witnessed PREA Zero-tolerance Posters to include third party and outside advocate contact information and PREA audit notices.</p> <p>(a) The Mojave Jail 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. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Zero Tolerance of Sexual Abuse and Sexual Harassment P-100, page 4, section 115.11, policy states, "The Detentions Bureau is committed to enforcing the standards set forth by the Prison Rape Elimination Act (PREA). In support of KCSO's zero-tolerance of sexual abuse of inmates, a Detentions Bureau PREA Coordinator and Agency PREA Compliance Sergeant with sufficient authority to develop, implement, and oversee efforts to comply with the PREA standards have been designated. The Administrative Sergeant of each jail facility has been designated as the Facility PREA Compliance Manger to coordinate the PREA compliance efforts for their respective facilities.</p> <p>(b) The Mojave Jail PAQ states the agency employs an upper-level, agency wide PREA Coordinator who has sufficient time and authority to develop, implement and oversee agency efforts to comply with the PREA standards in all of its facilities.</p> <p>The agency provided a Kern County Sheriff's Office Executive, Command Staff, and Managers Organizational Chart. The organizational chart's Compliance Section designates a PREA Coordinator who is named as the Compliance Section Lieutenant I.</p>

115.112	Contracting with other entities for the confinement of detainees
	Auditor Overall Determination: Meets Standard
	<p>Auditor Discussion</p> <p>Document Review:</p> <ol style="list-style-type: none"> 1. Mojave Jail PAQ 2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Prevention and Detection of Sexual Abuse P-200, dated March 20, 2019 <p>Interviews:</p> <ol style="list-style-type: none"> 1. PREA Compliance Sergeant <p>During the pre-audit phase, the PREA Compliance Sergeant conveyed the agency does not have privatized contracts.</p> <p>115.12</p> <p>(a) The Mojave Jail PAQ states the agency does not contract with private agencies for confinement services of their inmates.</p>

115.113	Supervision and monitoring
	<p data-bbox="240 147 738 174">Auditor Overall Determination: Meets Standard</p> <p data-bbox="240 210 451 237">Auditor Discussion</p> <p data-bbox="240 273 432 300">Document Review:</p> <ol data-bbox="240 331 1474 618" style="list-style-type: none"> <li data-bbox="240 331 451 358">1. Mojave Jail PAQ <li data-bbox="240 389 1474 452">2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Prevention and Detection of Sexual Abuse P-200, dated March 20, 2019 <li data-bbox="240 483 1110 510">3. Sheriff's Office County of Kern – Mojave Sub-Station Jail PREA Staffing Plan 2021 <li data-bbox="240 542 956 568">4. Sheriff's Office County Jail Facility Staffing Plan Process, not dated <li data-bbox="240 600 1070 627">5. Unannounced round logbooks for all areas of the facility, for the last 12 months <p data-bbox="240 707 352 734">Interviews:</p> <ol data-bbox="240 766 533 909" style="list-style-type: none"> <li data-bbox="240 766 451 792">1. Random inmates <li data-bbox="240 824 424 851">2. Random staff <li data-bbox="240 882 533 909">3. Senior Detention Deputy <p data-bbox="240 994 1461 1124">Staff and inmates interviewed could attest to supervisory staff conducting unannounced rounds, each day, often occurring multiple times per day. The Senior Detention Deputy stated rounds are completed at least every 30 minutes and are documented in the staff log book by the Substation Sergeant. The Senior Detention Deputy stated rounds are random and staff are never made aware of when rounds are completed.</p> <p data-bbox="240 1209 483 1236">Site review observation:</p> <p data-bbox="240 1267 1457 1330">Unannounced round logs were provided during the pre-audit phase of the audit. Such rounds are documented throughout each day of each month for the last 12 months.</p> <p data-bbox="240 1415 1481 1545">(a) The Mojave Jail 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 inmates against abuse. The daily number of inmates, based on the facility website on August 20, 2021 is four and the staffing plan was predicated on 14 inmates as is shown on the facility website.</p> <p data-bbox="240 1630 1481 1724">The Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Prevention and Protection P-200 page 3, section Directive #3: Staffing Plan, states, "The Kern County Sheriff's Detentions Bureau shall maintain written staffing plans for each of its custodial facilities that will provide a safe and secure environment for both inmates and staff.</p> <p data-bbox="240 1809 1490 1939">The staffing plans shall adhere to all state and local laws, regulations, standards, and generally accepted detention and correctional practices, with an emphasis on. The staffing plans shall adhere to all state and local laws, regulations, standards, and generally accepted detention and correctional practices, with an emphasis on preventing and detecting sexual abuse, assault, or harassment of inmates in accordance with federal Prison Rape Elimination Act standards."</p> <p data-bbox="240 2024 1465 2154">The facility provided the Kern County Sheriff Jail Facility Staffing Plan process which states, "Lastly, in compliance with PREA standard 115.13 and 115.113 facility managers are now consulting with the PREA Coordinator, who is also a facility manager about the various requirements of the standards and how to apply them when considering their staffing. Facility managers meet often throughout the year with Sheriff's administration staff and staffing issues are always discussed."</p>

The facility provided the Sheriff's Office County of Kern – Mojave Sub-Station Jail PREA Staffing Plan 2021. The staffing plan considers each required component of the standard provision.

(a) The Mojave Jail 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 Kern County Sheriff's Office Detentions Bureau Policies and Procedures, Prevention and Detection of Sexual Abuse, page 3, section Directive #3, states, "Facility shift staffing schedules shall be prepared in accordance with the facility staffing plan. Any circumstances where the staffing plan is not complied with shall be documented in the facility Shift Supervisor logbook and, in an e-mail, sent to the incident of interest (IOI) e-mail group at the end of the shift."

(c) The Mojave Jail PAQ states at least once every year the facility/agency, in collaboration with the PREA Coordinator, reviews the staffing plan to whether adjustments are needed in (a) the staffing, (b) the deployment of monitoring technology, or (c) the allocation of agency/facility resources to commit to the staffing plan to ensure compliance with the staffing plan.

The Kern County Sheriff's Office Detentions Bureau Policies and Procedures, Prevention and Detection of Sexual Abuse, page 3, section Directive #3, states, "Each facility staffing plan shall be reviewed annually by the Section Manager and the PREA Coordinator to assess any necessary adjustments to the staffing plan and the monitoring systems." (As described in the organizational chart, the Section Manager is the facility PREA Compliance Sergeant.)

(d) The Mojave Jail PAQ states the facility utilizes a screening process required by § 115.141 to identify vulnerable inmates. Vulnerable inmates are provided with heightened protection.

The Kern County Sheriff's Office Detentions Bureau Policies and Procedures, Prevention and Detection of Sexual Abuse, page 4, section Directive #6, states, "KCSO follows a PREA risk screening and classification protocol, using an objective screening instrument. KCSO uses information from the risk screening to determine housing, bed, work, education and program assignments with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive. KCSO makes individualized determinations about how to ensure the safety of each inmate. Inmates believed to be at risk of victimization shall not be placed in involuntary segregated housing unless an assessment of all available alternatives has been made that there is no available alternative means of separation from likely abusers."

115.114	Juveniles and youthful detainees
	Auditor Overall Determination: Meets Standard
	<p>Auditor Discussion</p> <p>Document Review:</p> <ol style="list-style-type: none"> 1. Mojave Jail PAQ 2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Vulnerable PREA Population Inmates P-400, dated 7.7.2014 <p>Interviews:</p> <ol style="list-style-type: none"> 1. PREA Compliance Sergeant <p>The PAQ provided by the facility stated this facility did not house youthful inmates. Through discussions with the PREA Compliance Sergeant demonstrated youthful inmates were not housed at this facility or in any Kern County Sheriff's department facility.</p> <p>Site Observation:</p> <p>The facility tour and interviews with staff demonstrated youthful inmates are not brought to this facility.</p> <p>(a) The Mojave Jail PAQ states the facility does not house youthful inmates. In the past 12 months the number of housing units to which youthful inmates are assigned that provide sight and sound separation between youthful and adult offenders has been zero.</p> <p>The Kern County Sheriff's Office Detentions Bureau Policies and Procedures, Vulnerable PREA Population Inmates P-400, page 2, section Procedure A: Youthful Inmates / Suspected Juveniles, states, "KSCO will not knowingly book or detain persons under the legal age of eighteen. Inmates determined after booking and/or housing to be juveniles shall be transferred to an appropriate juvenile facility.</p> <p>Inmates claiming to be juveniles shall be given the opportunity to verify their age through legal documentation either from their property or so presented by a family member. Inmates determined to be juveniles shall immediately be moved to a location away from sight and sound of adult inmates. Security staff shall continuously monitor the juvenile by direct supervision, until transfer to an appropriate juvenile facility or release by court order can be performed."</p>

Auditor Overall Determination: Meets Standard

Auditor Discussion

Document Review:

1. Mojave Jail PAQ
2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Prevention and Detection of Sexual Abuse, P-200, dated March 20, 2019.
3. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA Intake and Screening P-350, dated 04.22.2015
4. Kern County Sheriff Training Bulletin: Cross-gender "PAT" Searches and Searches of Transgender or Intersex inmates, dated, 11.2.2016

Interviews:

1. Random inmates
2. Random staff
3. Senior Detention Deputy
4. PREA Compliance Sergeant

Interviews with staff and the PREA Compliance Sergeant demonstrated cross gender searches have not been conducted in the last 12 months. Each staff interviewed stated if such a search was warranted a second Deputy of the same gender would be present before a search would take place or the inmate would be transferred to the Lerdo Pre-Trial facility where such a search could be conducted by same sex staff.

Site Review Observation:

1. Intake area
2. Search area

During the tour of the facility the Auditor observed the Intake department. This area is used for fingerprints and mugshots. Inmates are kept in their personal clothing unless inmates come in naked, they are given paper clothing. Training records reviewed demonstrated staff are trained on searches applicable for the facility in which they are employed and or provide coverage.

(a) Mojave Jail PAQ states the lockup does not conduct cross-gender strip or cross-gender visual body cavity searches of their inmates. In the past 12 months the facility has conducted zero cross-gender strip or cross-gender visual body cavity searches of Inmates.

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Prevention and Detection of Sexual Abuse, page 6, Directive #11, states, "Visual Body Cavity Searches: Strip searches and/or visual body cavity searches will be conducted by a staff member of the same gender as the inmate being searched."

(b) Mojave Jail PAQ states the facility policy does not require that all cross-gender strip searches, cross-gender visual body cavity searches, and cross-gender pat-down searches be documented and justified as cross-gender strip searches and body cavity searches are not allowed. Kern County Sheriff's Office Detentions Bureau Policies and Procedures, Prevention and Detection of Sexual Abuse, page 2, defines cross-gender pat-down searches as is demonstrated in provision (a) of this

standard.

(c) Mojave Jail PAQ states the facility has implemented policies and procedures that enable inmates to shower, perform bodily functions, and change clothing without non-medical staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks (this includes viewing via video camera).

Kern County Sheriff's Office Detentions Bureau Policies and Procedures, Prevention and Detection of Sexual Abuse, page 6, section Directive #12: Cross Gender Viewing, states, "Inmates will be able to shower, perform bodily functions, and change clothing without nonmedical staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks.

- When entering an opposite sex housing unit (Male deputy entering female housing or female deputy entering male housing), deputies are required to announce their presence, have their presence announced or otherwise ensure inmates are informed they will be or are entering the housing unit. Notification methods may include;

- Public Address (PA) system announcements;

- Personal announcement at unit door prior to viewing any toilet area.

- Notifications shall be documented in the housing log book, control room log book, or Minimum barracks security check log sheet as "entrance notice given".

- Minimum Section deputies will notify the Female Minimum Duty deputy via radio that they have given an entry notice when calling in their barracks safety / security checks.

- Female staff members are required to announce themselves prior to walking into a men's shower or bathroom area regardless of any inmate warning at housing unit entrance.

- Monitors viewed by staff showing inmates of the opposite gender while they are showering, performing bodily functions, or changing clothing, shall have the toilet area obscured for privacy."

(d) The Mojave Jail PAQ states the facility has a policy prohibiting staff from searching or physically examining a transgender or intersex detainee for the sole purpose of determining the Inmate's genital status. Such searches did not occur in the past 12 months.

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA Intake and Screening, page 2, section Procedure A: Intake Process, states, "If the inmate's genital status is unknown, it may be determined through conversations with the inmate, or by having medical staff review the inmates' records. Staff will not physically examine or conduct a strip search solely to determine the inmates' genital status.

(e) The Mojave Jail PAQ states 100% of security staff receive training on conducting cross-gender pat-down searches and searches of transgender and intersex inmates in a professional and respectful manner.

The agency provided a Kern County Cross-gender "PAT" Searches and Searches of Transgender or Intersex Inmates Training Bulletin. The bulletin describes the agency's protocol for PREA Standard 115.15 Limits to Cross-gender Viewing and Searching. Staff who receive this training are required to 'Sign In' to acknowledge they have read the bulletin.

Auditor Overall Determination: Meets Standard

Auditor Discussion

Document Review:

1. Mojave Jail PAQ
2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Vulnerable PREA Populations Inmates P-0400, dated 7.7.2014
3. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Employee Training and Inmate Education P-300, dated 3.20.2019
4. Language Line contract between County of Kern and Language Line, dated 6.30.2017
5. Amendment Number 2 to Personal/Professional Services Agreement (Kern County – Language Line), dated 6.30.2020 – 6.30.2022
6. Inmate Education Brochures (English and Spanish) titled, "A Prison Rape Elimination Act (PREA) Guide of Inmate Rights and Reporting Sexual Abuse or Staff Sexual Misconduct", not dated

Interviews:

1. Random inmates
2. Random staff
3. Senior Detention Deputy
4. PREA Compliance Sergeant

During interviews with inmates all spoke and understood English. Staff interviewed stated he would not use inmates as interpreters and pointed to the Language Line flyer posted in the Jail Office and stated he would access those services.

(a) The Mojave Jail PAQ states the agency has established procedures to provide disabled inmates equal opportunities to be provided with and learn about the agency's efforts to prevent, detect and respond to sexual abuse and sexual harassment.

Kern County Sheriff's Office Detentions Bureau Policies and Procedures, Vulnerable PREA Populations Inmates P-0400, pages 2-3, section Procedures B-C, states "Procedure B: Inmates with hearing impairments:

KCSO shall provide hearing impaired inmates with TTY devices and/or language interpreters who can interpret effectively, accurately, and impartially, its efforts to prevent, detect, and respond to sexual abuse and sexual harassment.

- KCSO will provide written materials using formats and methods that ensure effective communication with inmates with disabilities.

- KCSO shall not utilize inmate interpreters unless necessary for the safety of the inmate or an officer.

KCSO 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 stated in the Americans with Disabilities Act

(ADA).

[Refer to DBPPM H-1200 Inmates with disabilities for information not related to PREA]

Procedure C: Inmates with limited English proficiency (LEP)

KCSO employs multiple staff certified as fluent in Spanish and available to translate for monolingual, Spanish-speaking inmates.

- KCSO subscribes to Language Line services to provide telephonic interpreter services to LEP inmates in an effective, accurate, and impartial manner.

- All written materials related to PREA shall be printed in Spanish and be readily available to monolingual, Spanish-speaking inmates.

- Upon request, Inmates speaking a language other than English or Spanish shall be provided with materials printed in the language in which they are fluent.

- Inmates with limited ability to read any language or visually impaired inmates shall have PREA related information provided to them verbally.

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Employee Training and Inmate Education P-300, pages 5, section Directive B-3 Inmates with disabilities, impairments or limited English proficiency, states, "KCSO will provide inmate education in formats accessible to all inmates, including those who are limited English proficient, deaf, visually impaired or otherwise disabled, as well as to inmates who have limited reading skills.

Upon intake, inmate orientation information will be provided through:

- An informational educational video that is presented in both English and Spanish; and
- Staff led informational classes with printed materials.

Medical or mental health staff will help an inmate with a disability understand intake or comprehensive information if the inmates' disability or impairment prevents them from understanding such material."

The facility provided a contract between Kern County and Language Line, defining interpreter services for inmates in each of the agency facilities, to include the Mojave Jail. The current contract is dated 6.30.2020 through 6.30.2022.

The facility provided Inmate PREA Education Brochures in both English and Spanish. Brochures explain the following topic areas to inmates:

- What is sexual abuse
- If you sexually assault / abuse or harass anyone
- Inmate rights granted by PREA

- Help and healing starts by reporting abuse and misconduct
- Other reporting options and who to contact
- External contact information
- What to expect after reporting an assault or abuse
- The Sheriff's Office enforces a zero tolerance policy against sexual assault or abuse
- Sexual assault / abuse facts"

(b) The Mojave Jail PAQ states the agency has established procedures to provide inmates with limited English equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment. The facility addresses compliance in provision (a) of this standard.

(c) The Mojave Jail PAQ states the agency prohibits the use of detainee interpreters. In the last 12 months the facility has had zero instances where Inmates were used for interpreters. Kern County Sheriff's Office Detentions Bureau Policies and Procedures, Vulnerable PREA Populations Inmates P-0400, pages 3, section Procedures C, states, "KCSO shall not utilize inmate interpreters unless necessary for the safety of the inmate or an officer."

Auditor Overall Determination: Meets Standard

Auditor Discussion

Document Review:

1. Mojave Jail PAQ
2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA-Hiring, Promotions and Discipline P-900, dated 6.4.2015
3. A Kern County Sheriff Interoffice Memorandum, from Lieutenant Alex Garcia, Kern County Sheriff's Office PREA Coordinator, Subject: Compliance with PREA Audit findings (Mojave, Ridgecrest, and Pre-Trial Jail Facilities), dated 12.10.2021,

Interviews:

1. PREA Compliance Sergeant
2. Human Resource Assistant

Interviews with PREA Compliance Sergeant and Human Resource Technician demonstrated the agency does not make its best efforts to contact all prior employers for information on substantial allegations. 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. Additionally, applicants who were terminated in past institutions for sexual abuse and or sexual harassment were not considered for employment or promotion.

Site Review Observation:

During review of staff personnel files reviewed, this Auditor noted that institutional references were not completed for applicable staff at the facility. Facility staff were unaware of this process.

A Kern County Sheriff Interoffice Memorandum, dated 12.10.2021, from Lieutenant Alex Garcia, Kern County Sheriff's Office PREA Coordinator, states the following: "In compliance with your findings for the Kern County Sheriff's Office Mojave, Ridgecrest, and Pre-Trial Jail Facilities 2021 PREA audit. The listed corrections will be made to the following PREA standards on or before March 1, 2021."

(a) The Mojave Jail PAQ states agency policy prohibits hiring or promoting anyone who may have contact with inmates and prohibits enlisting the services of any contractor who may have contact with inmates who has engaged in or been convicted in or administratively adjudicated in sexual activity described in paragraph (a)(2) of this standard.

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Hiring, Promotions and Discipline P-900, page 1, policy statement states, "KCSO has multiple procedures in place to facilitate the hiring, retention, or promotion of employees. Procedures are in place that require KCSO to decline or terminate the services of any contractor or volunteer who has been convicted of sexual abuse or sexual harassment, or who has a civil or administrative adjudication against them for sexual abuse or sexual harassment. Additionally, prior arrests and/or detentions of peace officer applicants may disqualify them for employment."

Page 2, section Directive #1, states, "KCSO shall not hire, promote or contract with anyone who has engaged, or attempted to engage in sexual abuse in a penal institution or who has been convicted of engaging in non-consensual sexual activity accomplished by force, threats or other forms of coercion. KCSO shall not hire, promote or contract with anyone who has a civil judgment or administrative adjudication against them for engaging, or attempting to engage in non-consensual

sensual activity accomplished by force threats or other forms of coercion.”

(b) The Mojave Jail PAQ states the agency policy requires the consideration of any incidents of sexual harassment when determining to hire and or promote anyone, or to enlist services of any contractor, who may have contact with inmates.

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Hiring, Promotions and Discipline P-900, page 2, section Procedure A: Hiring, states, “KCSO requires all applicants to disclose on their Personal History Statement Application any accusation of discrimination against them, (including, but not limited to, sexual harassment, racial bias, sexual orientation harassment) by a co-worker, superior, subordinate, or customer.”

(c) The Mojave Jail PAQ states the agency policy requires that before it hires any new employees who may have contact with inmates, 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 inmates who have had criminal background record checks is 100.

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Hiring, Promotions and Discipline P-900, page 2, section Procedure A: Hiring, states, “KCSO performs a criminal history records check on all applicants, which may include the submission of finger prints to DOJ and FBI.

KCSO requires all applicants to disclose on their Personal History Statement Application any accusation of discrimination against them, (including, but not limited to, sexual harassment, racial bias, sexual orientation harassment) by a co-worker, superior, subordinate, or customer.

KCSO contacts prior employers to learn of any past performance, behavior, or legal issues that could be deemed disqualifying for employment, including substantiated allegations or resignations while an investigation is pending.

For contractor and volunteer applicants, KCSO may contact prior employers dating back five (5) years.

For civilian applicants, KCSO will contact prior employers dating back ten years.

For peace officer applicants, KCSO will contact all prior employers.

KCSO provides the following admonition to all applicants in writing; Deliberate misstatements or omissions can and often will result in your application being rejected, regardless of the nature or reason for the misstatements/omissions.

KCSO sends inquiry letters to all law enforcement agencies adjacent to each of the applicants' prior residences to learn of any activities or actions that could disqualify applicants for employment.

KCSO is a subscriber to both DOJ and FBI's fingerprint alert system. For the duration of their employment, KCSO will receive notification of any arrest and the charges against any employee or contractor.

KCSO will impose on its employees a continuing affirmative duty to disclose any misconduct that may disqualify an applicant

from employment or that may merit discipline of an employee. This includes written applications, personal history statements, interviews for hiring and/or promotions, and written self-evaluations.

Material omissions regarding such misconduct or the provision of materially false information shall be grounds for termination.

Unless prohibited by law, KCSO will provide prospective employers information regarding substantiated allegations of sexual abuse or sexual harassment involving a present or former employee."

(d) The Mojave Jail PAQ states the agency policy requires that a criminal background records check be completed before enlisting the services of any contractor who may have contact with inmates. In the past 12 months there were zero contracts for services where criminal background record checks were conducted on all contractors covered in the contract who might have contact with inmates.

(e) The Mojave Jail PAQ states the Kern County Sheriff's Office Detentions Bureau 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 inmates or that a system is in place for otherwise capturing such information for current employees

The Agency depends on Live scans for criminal background checks and demonstrated the database is referred to on an ongoing basis for arrest records.

(f) Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Hiring, Promotions and Discipline P-900, page 2, section Procedure A: Hiring, states, "KCSO requires all applicants to disclose on their Personal History Statement Application any accusation of discrimination against them, (including, but not limited to, sexual harassment, racial bias, sexual orientation harassment) by a co-worker, superior, subordinate, or customer."

(g) The Mojave Jail PAQ states the agency policy states material omissions regarding such misconduct, or the provision of materially false information, shall be grounds for termination. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Hiring, Promotions and Discipline P-900, page 2, section Procedure A: Hiring, states, "KCSO provides the following admonition to all applicants in writing;

- Deliberate misstatements or omissions can and often will result in your application being rejected, regardless of the nature or reason for the misstatements/omissions.

- KCSO sends inquiry letters to all law enforcement agencies adjacent to each of the applicants' prior residences to learn of any activities or actions that could disqualify applicants for employment.

(h) The Kern County Sheriff's Office Human Resource Department in tandem with the PREA Compliance Sergeant review all incoming reference requests.

115.118	Upgrades to facilities and technologies
	Auditor Overall Determination: Meets Standard
	<p>Auditor Discussion</p> <p>Document Review:</p> <ol style="list-style-type: none"> 1. Mojave Jail PAQ <p>Interviews:</p> <ol style="list-style-type: none"> 1. Random staff <p>Site Review Observation:</p> <ol style="list-style-type: none"> 1. Jail Office <p>During a tour of the Jail Office. The Auditor witnessed all cameras being operable. Cameras are placed in such a manner as to allow for viewing of inmates while toileting. The Auditor strongly recommended toilets be blocked while in use from other inmates and or from staff observation.</p> <p>(a) The Mojave Jail PAQ states the agency has not acquired a new facility or made substantial expansions or modifications to existing facilities since the last PREA audit.</p>

Auditor Overall Determination: Meets Standard

Auditor Discussion

Document Review:

1. Mojave Jail PAQ
2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Sexual Assault/Abuse – Security Response Plan P-500, dated 7.7.14
3. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Criminal and Administrative Investigations P-600, dated 5.21.2014
4. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Victim Services Response Plan P-550, dated 6.4.2015

Interviews:

1. Random inmates
2. Random staff
3. Senior Detention Deputy

Interviews:

Two of the three inmates interviewed did not remember being told how to report sexual harassment or sexual assault. However, all three inmates were able to describe the PREA postings located outside of the bars in the cells in which they were housed. Both staff interviewed clearly articulated first responder duties to include protecting, preserving and reporting.

Site Review Observation:

There were zero criminal investigations reported in the last 12 months.

- (a) The Mojave Jail PAQ states the facility is responsible for conducting Administrative and Criminal Investigations.

The Kern County Sheriff's Office Detentions Bureau Policies: Criminal and Administrative Investigations, page 1, policy statement, states, "The Kern County Sheriff's Office (KCSO), as a law enforcement agency shall promptly, thoroughly, and objectively investigate all reports of inmate sexual assault, abuse, harassment, or retaliation occurring in its custodial facilities, including third-party and anonymous reports. Investigations shall be conducted utilizing standard investigation methods in accordance with all laws. No standard higher than a preponderance of the evidence shall be used in determining whether allegations or sexual abuse or sexual harassment are substantiated in administrative investigations."

The Kern County Sheriff's Office Detentions Bureau Policies: Criminal and Administrative Investigations, page 4, section Procedure A: SAAIU detective will, states, "Conduct investigation according to SAAIU protocols."

- (b) The Mojave Jail PAQ states the protocol being developmentally appropriate for is not applicable as the facility does not house youthful offenders.

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Vulnerable PREA Populations Inmates, P-

300, page 1, policy statement, "The Kern County Sheriff's Office (KCSO) recognizes that certain inmates in its custody are potentially vulnerable and at greater risk for sexual abuse or sexual harassment. KCSO shall apply the specific guidelines afforded by the PREA standards to protect at-risk or vulnerable populations from abuse."

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Employee Training and Inmate Education P-300, page 2, section Directive A-1: Custody Staff, states, "How to fulfill their responsibilities regarding prevention, detection, reporting and how to detect and respond to signs of threatened and actual sexual abuse"

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

Kern County Sheriff's Office Detentions Bureau Policies and Procedures, Victim Services Response Plan P-550, page 1, section policy statement states, "The Kern County Sheriff's Office (KCSO) Detentions Bureau has developed a policy on victim services and a victim services response plan to provide inmate victims of sexual harassment, abuse or assault with immediate intervention and/or prompt emergency and crisis intervention services from medical, mental health, and victim advocates. KCSO shall provide free community level medical and mental health services to all sexual abuse victims with or without cooperation in any subsequent investigation."

Page 2, section Definitions, states, "Medical practitioners specially trained in the examination of victims of sexual assault, for the purpose of collecting forensic evidence and providing treatment and support to the victim.

Page 3, section Procedure A, states, "Medical staff shall offer victims of sexual abuse access to forensic medical examinations at an approved contracted hospital providing evidentiary or medically appropriate care. The examinations will be performed by a Sexual Assault Nurse Examiner (SANE).

(d) The Mojave Jail PAQ states victims of sexual abuse are transported for forensic examination to an outside hospital to provide victim advocate services, the facility provides a qualified staff or community member. Victims are permitted to use any existing victim advocacy services said hospital may offer, consistent with security needs. In the past 12 months zero inmates were transported to outside hospital for forensic examinations.

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Victim Services Response Plan P-0550, page 6, section Procedure D: Victim Advocacy and ongoing support states, "KCSO contracts with a provider of professional rape crisis advocate counseling services for inmates sexually abused or assaulted during incarceration. Per KCSO's victim advocate agreement, the victim advocate shall accompany and support the victim through the forensic medical examination process and investigatory interviews and shall provide emotional support, crisis intervention, information, and referrals, as requested by the victim."

The facility provided the Kern County Personal/Professional Services Agreement with Women's' Center High Desert Inc. (Rape Crisis Center) at 134 S. China Lake Blvd, Mojave, CA 93555. On 10.9.2021 the Auditor phoned 760.371.1969 and received a message stating the Center was open Monday through Friday, 8:00 am to 5:00 pm, if the call was an emergency to dial 760.375.0745. Upon calling the emergency number, the call was answered by an answering service. The answering service operator took the Auditor's name and contact number and stating she would forward the message to an on call staff. Within one minute of speaking with the answering service a call back was received. The Auditor explained to the caller the purpose of verifying the Women's Center's knowledge and involvement with the Mojave Jail Substation Facility. The caller, Austin H. stated he was aware of the facility and went on to explain the Center had trained volunteers for after hour calls and trained certified employees during work hours to take calls from the facility. The caller stated depending on the need of the inmate, he would either talk with him/her and if further help was needed, he would contact the dedicated staff for PREA calls, who he had contact information for and had access to contact at any time.

On 10.13.2021 at 12:36 pm MST, this Auditor phoned the Kern County SART (Sexual Abuse Response Team) Center and introduced myself as an auditor and my purpose for the call. Operator "Ilene" explained that once a report is made and the victim has requested a rape kit, the hotline would make a referral to a SART Nurse. The SART nurse would then come to the Center's designated facility and perform the forensic exam.

(e) This provision is not applicable as the Mojave Jail PAQ states the agency is responsible for Administrative and Criminal investigations.

Auditor Overall Determination: Meets Standard

Auditor Discussion

Document Review:

1. Mojave Jail PAQ
2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Criminal and Administrative Investigations P-600, dated 7.29.2015

Interviews:

1. Random staff
2. Senior Detention Deputy / Facility Investigator

The random staff interviewed stated he would take a limited amount of information from an allegation and call his supervisor with the information he had collected. The Senior Detention Deputy stated he would gather information from staff and inmates and report all information to the Sex Crimes Unit.

Site Review Observation:

There were zero administrative investigations reported in the last 12 months.

(a) The Mojave Jail PAQ states the agency ensures that an administrative or criminal investigations are completed for all allegations of sexual abuse and sexual harassment. In the past 12 months the facility has had zero allegations of sexual abuse and sexual harassment that were received. In the past 12 months zero allegations resulted in an Administrative Investigation. In the past 12 months zero allegations were referred for criminal investigation and each has been completed.

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Criminal and Administrative Investigations P-600, page 1, policy statement, "The Kern County Sheriff's Office (KCSO), as a law enforcement agency shall promptly, thoroughly, and objectively investigate all reports of inmate sexual assault, abuse, harassment, or retaliation occurring in its custodial facilities, including third-party and anonymous reports.

Investigations shall be conducted utilizing standard investigation methods in accordance with all laws. No standard higher than a preponderance of the evidence shall be used in determining whether allegations of sexual abuse or sexual harassment are substantiated in administrative investigations."

(b) The Mojave Jail PAQ states another law enforcement agency does not conduct investigations Agency policy regarding the referral of allegations of sexual abuse or sexual harassment for criminal investigation is published on the agency website or made publicly available via other means. The agency documents all referrals of allegations of sexual abuse or sexual harassment for criminal investigation.

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Criminal and Administrative Investigations P-600, page 3, section Directive #4 Criminal and Administrative Investigations states,

"Investigators shall gather and preserve direct and circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data; shall interview alleged victims, and witnesses; and shall review prior complaints and reports of sexual abuse involving the victim and suspected perpetrator(s).

- KCSO will not conduct any compelled interviews until after all criminal proceedings are completed, or the District Attorney has declined to file the complaint.

- The credibility of an alleged victim, suspect, or witness shall be assessed on an individual basis and shall not be determined by the person's status as inmate or staff. No agency shall require an inmate who alleges sexual abuse to submit to a polygraph examination or other truth-telling device as a condition for proceeding with the investigation of such an allegation."

The agency website for publishing investigation policies is [InvestigationsBureau_Policies.pdf](#) ([kernsheriff.org](#)).

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Criminal and Administrative Investigations P-600, page 3, section Directive #4 Criminal and Administrative Investigations states,

"Administrative investigations:

- Shall include an effort to determine whether staff actions or failures to act contributed to the abuse or if there were policy violations; and

- Shall be documented in written reports that include a description of the physical and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings.

Criminal investigations:

- Shall be documented in a written report that contains a thorough description of physical, testimonial, and documentary evidence and attaches copies of all documentary evidence where feasible."

115.131	Employee and volunteer training
	<p data-bbox="240 147 738 174">Auditor Overall Determination: Meets Standard</p> <p data-bbox="240 210 451 237">Auditor Discussion</p> <p data-bbox="240 273 432 300">Document Review:</p> <ol data-bbox="240 331 1465 824" style="list-style-type: none"> 1. Mojave Jail PAQ 2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Employee Training and Inmate Education P-300, dated 3.20.2019 3. Kern County Sheriff PREA training for Contractors, Volunteers and KCSO Civilian Staff, not dated 4. PREA 2-Hour Refresher Training – KCSO's PREA Program, dated 2019-20 5. Kern County Sheriff PREA – It's Purpose and Requirements, dated 2014-2015 6. Kern County Sheriff PREA PowerPoint – PREA Ensuring Inmates' Rights and Changing Jail Culture, dated 2020-37 7. Kern County Sheriff Training Bulletin – PREA Refresher PREA Standard 115.31-Employee Training, dated 3.10.2021 8. Civilian Working in the Jail Environment, Kern County Sheriff's Office, training PowerPoint, for Volunteers and Contractors, not dated <p data-bbox="240 913 352 940">Interviews:</p> <ol data-bbox="240 972 579 1115" style="list-style-type: none"> 1. Random staff 2. Human Resource Technician 3. Training Coordinator <p data-bbox="240 1205 352 1232">Interviews:</p> <p data-bbox="240 1263 1493 1321">Interviews with random and targeted staff demonstrated each were aware of and received initial and booster training annually or annual PREA training. Each stated one-year training occurred on line and the next year training was conducted in person.</p> <p data-bbox="240 1411 416 1438">Site Observation:</p> <p data-bbox="240 1469 1313 1496">Review of personnel files demonstrated staff had received PREA training upon hire and annually thereafter.</p> <p data-bbox="240 1585 1485 1774">(a) The Mojave Jail PAQ states the agency trains all employees who may have contact with inmates in all required provisions of this standard. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Employee Training and Inmate Education P-300, page 1, policy statement, "The Kern County Sheriff's Office (KCSO) is committed to providing a zero-tolerance environment toward all forms of sexual abuse and harassment and communicating the PREA policies to all employees, contractors, volunteers and inmates. KCSO believes that staff training and inmate education are fundamental to deterring sexual abuse and sexual harassment in all its facilities."</p> <p data-bbox="240 1863 1473 1921">Page 2, section Directive A-1: Custody Staff, states, "Male and female staff work in both male and female facilities and trainings will be tailored to both genders."</p> <p data-bbox="240 2011 459 2038">The facility provided:</p> <ol data-bbox="240 2069 1445 2128" style="list-style-type: none"> 1. Kern County Sheriff PREA training for Contractors, Volunteers and KCSO Civilian Staff. A 30-page curriculum which introduces techniques for:

- a. PREA and its goals
 - b. PREA standards, Zero-tolerance, Fraternization policies
 - c. Sexual Harassment, Abuse and Staff Misconduct
 - d. Legal and Non-Legal Consequences
 - e. Abuse Dynamics – Vulnerability and Victimization
 - f. Your Role, Responsibility, and Prevention
 - g. Evidence Preservation, Abuse Counseling
 - h. Bottom Line
2. Kern County Sheriff PREA – It's Purpose and Requirements which speaks to:
- a. PREA – What it is, What are it's Goals, What it Covers
 - b. Jail / Prison Culture
 - c. Victims, Perpetrators, and Red Flags
 - d. Consequences and Impacts
 - e. Reporting
 - f. LGBTI Proper Terms and General Definitions
 - g. Roles and Responsibilities
 - h. Evidence Preservation
 - i. Victim Advocacy and Healthcare
 - j. PREA Jeopardy
3. Kern County Sheriff PREA PowerPoint – PREA Ensuring Inmates' Rights and Changing Jail Culture which speaks to:
- a. Responsibilities under PREA
 - b. Zero Tolerance Policy and the Right to Be Free From Sexual Violence
 - c. Sexual Abuse and Misconduct
 - d. Liability and Sanctions
 - e. Prevalence, Dynamics, and Impact of Sexual Abuse on Survivors
 - f. LGBTI Effective Communication and Changing Culture
 - g. Communication with Victims
 - h. Evidence Preservation
 - i. Victim Advocacy and Healthcare

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Employee Training and Inmate Education P-300, page 1-2, section Directive A-1: Custody Staff states, "KCSO will train all employees who may have contact with inmates on:

- KCSO's zero-tolerance policy for sexual abuse, sexual harassment and retaliation;
- How to fulfill their responsibilities regarding prevention, detection, reporting and response to sexual abuse and sexual

harassment;

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

The agency provided Civilian Working in the Jail Environment, Kern County Sheriff's Office, training PowerPoint, for Volunteers and Contractors. This PowerPoint speaks to:

- Personal Safety
- Emergency Situations
- General Information
- Key Security
- Inmate/Staff Relations
- PREA
- Inmate Classification
- Interpersonal Communication
- Negative Verbal Communication
- Negative Non Verbal Communication
- Benefits of Effective Communication
- Security/Staff Relations
- Responding to Inmate Requests/Questions
- Consequences of Improper Supervision
- Signs of Potential Inmate Disturbances
- Intervention in Inmate Disputes
- Inmate Con Games
- Hostage Survival

(b) The Mojave Jail PAQ states between trainings the agency provides employees and volunteers who may have contact with inmates with information about current policies regarding sexual abuse and sexual harassment. Staff who may have contact with inmates, were trained or retrained on the PREA requirements annually.

The agency provided Kern County Sheriff Training Bulletin – PREA Refresher PREA Standard 115.31-Employee Training

1. PREA 2-Hour Employee Refresher Training which speaks to Kern County Sheriff's Office PREA Program beginning with:
 - a. Legislation
 - b. Inmate Rights
 - c. LGBTI & Q Defined
 - d. LGBTI issues
 - e. Prevention of Abuse
 - f. Detection of Abuse
 - g. Responding to Abuse
 - h. Investigating Abuse
 - i. Reporting Abuse
 - j. And miscellaneous areas such as interpreters, confidential email, gender announcements for suicidal inmates, where policies, training bulletins, forms and agency data can be located.

Kern County Sheriff Training Bulletin – PREA Refresher PREA Standard 115.31-Employee Training, page 1, policy statement: “All Detention Bureau employees are required to receive refresher PREA training. This refresher Training Bulletin is being provided in order to ensure staff can prevent, detect, and respond to sexual abuse and sexual harassment. Staff are required to review and follow all Prison Rape Elimination Act (PREA) policies, which can be found in Chapter “P” of the Detentions Bureau Policy and Procedure Manual.”

(c) The Mojave Jail PAQ states the agency documents those employees who may have contact with inmates, understand the training they have received through employee signature or electronic verification. Each training bulletin includes a directive for those training to ‘Sign In’ and acknowledge what has been read and reviewed.

115.132	Detainee, contractor, and inmate worker notification of the agency's zero-tolerance policy
	<p>Auditor Overall Determination: Meets Standard</p> <p>Auditor Discussion</p> <p>Document Review:</p> <ol style="list-style-type: none"> 1. Mojave Jail PAQ 2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Employee Training and Inmate Education P-300, dated 3.20.2019 <p>Interviews:</p> <ol style="list-style-type: none"> 1. Random staff 2. Senior Detention Deputy 3. PREA Compliance Sergeant <p>Staff interviewed stated volunteers and contractors are not utilized at this facility unless needed for clergy purposed. If Clergy were necessary, the Chaplain from the Lerdo Pre-Trial facility would designate and accompany them at the Mojave Jail Substation.</p> <p>(a) The Mojave Jail PAQ states during the intake process, employees notify all inmates of the agency's zero-tolerance policy regarding sexual abuse and sexual harassment. Of the inmates admitted during the past 12 months, the number who were given this information at intake was 1058.</p> <p>Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Employee Training and Inmate Education P-300, page 4, section Directive G-1: Intake and Orientation states, "During the intake process, inmates will receive information explaining KCSO's zero- tolerance policy regarding sexual abuse and sexual harassment and how to report incidents or suspicions of sexual abuse or sexual harassment. The information will be provided in the form of a handout printed in both English and Spanish.</p> <p>(a) The Mojave Jail PAQ states contractors and any inmates who work in the facility are informed of the agency's zero-tolerance policy regarding sexual abuse and sexual harassment upon entering the facility. 100% of contractors and inmates currently working in the facility who were given this information upon entering the facility. (4 Chaplains, 48 Chaplain Volunteers, 13 Keefe, 1 Securus, 6 CML and 4 Trinity for a total of 76 total volunteers.)</p> <p>Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Employee Training and Inmate Education P-300, page 3, section Directive A-2: Volunteer and Contractor Training states, "All KCSO volunteers and contractors who have contact with inmates will be notified of KCSO's zero-tolerance policy regarding sexual abuse and sexual harassment and will be trained how to report such incidents. KCSO will ensure that all volunteers and contractors will be trained on their responsibilities under KCSO sexual abuse and sexual harassment prevention, detection and response policies and procedures. The level and type of training provided to volunteers and contractors will be based on the services they provide and level of contact they have with inmates. The KCSO Training Section will maintain documentation confirming that volunteers and contractors understand the training they have received.</p>

Auditor Overall Determination: Meets Standard

Auditor Discussion

Document Review:

1. Mojave Jail PAQ
2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Employee Training and Inmate Education P-300, dated 3.20.2019
3. PREA Investigator Training – PREA KCSO Detentions Seniors: Sex Crimes Investigators Training Course, dated 2.8.2018
4. PREA Investigator Training Database Listing
5. A Kern County Sheriff Interoffice Memorandum, from Lieutenant Alex Garcia, Kern County Sheriff's Office PREA Coordinator, dated 12.10.2021

Interviews:

1. Senior Detention Deputy / Facility Investigator
2. Internal Affairs

Interviews with Senior Deputy / Facility Investigator the Staff Investigator Lieutenant and personnel file review demonstrated that each investigator interviewed had completed annual investigator training. The Investigator interviewed clearly articulated his role in a Criminal Investigation and process steps to be taken. The investigator stated all Administrative Investigations are completed by Internal Affairs. The Agency does not assign general training provided to all employees to its investigators. (a) In addition to the general training provided to all employees pursuant to § 115.31, the agency shall ensure that, to the extent the agency itself conducts sexual abuse investigations, its investigators have received training in conducting such investigations in confinement settings.”

A Kern County Sheriff Interoffice Memorandum, dated 12.10.2021, from Lieutenant Alex Garcia, Kern County Sheriff's Office PREA Coordinator, states the following: “In compliance with your findings for the Kern County Sheriff's Office Mojave, Ridgecrest, and Pre-Trial Jail Facilities 2021 PREA audit. The listed corrections will be made to the following PREA standards on or before March 1, 2021.”

(a) The Mojave Jail PAQ states the agency policy requires that investigators are trained in conducting sexual abuse investigations in confinement settings. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Employee Training and Inmate Education P-300, page 3, section Directive A-43 Specialized Training for Investigators, states, “In addition to the general training provided to all employees, KCSO will ensure that staff who conduct sexual assault and abuse investigations receive training in conducting such investigations in confinement settings.

Specialized training for investigators will include techniques for:

- Interviewing sexual abuse victims;
- Proper use of Miranda and Garrity warnings;
- Sexual abuse evidence collection in confinement settings; and
- The criteria and evidence required to substantiate a case for administrative action or prosecution referral.

The agency provided PREA Investigator Training – PREA KCSO Detentions Seniors: Sex Crimes Investigators Training

Course. The training course includes:

- PREA Statue 115.34
- Disclaimer
- Introduction
- Definitions
- Penal Codes
- Crime Scene and Evidence Collection
- Interviewing Techniques
- Victim Rights and Rules
- Victim Interviewing
- Suspects(s) Interviewing
- Witness(s) Interviewing
- Writing the Report
- Conclusion

(b) "Specialized training includes techniques for interviewing sexual abuse victims, Miranda and Garrity warnings, evidence collection in confinement settings and criteria and evidence required to substantiate a case for administrative action or prosecution referral.

(c) The Mojave Jail PAQ states the agency shall maintain documentation that agency investigators have completed the required specialized training in conducting sexual abuse investigations.

The agency provided PREA Investigator Training Database List demonstrating 30 employees have completed Specialized PREA Investigator training.

115.141	Screening for risk of victimization and abusiveness
	Auditor Overall Determination: Meets Standard
	<p>Auditor Discussion</p> <p>Document Review:</p> <ol style="list-style-type: none"> 1. Mojave Jail PAQ 2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA Intake and Screening P-350, dated 4.22.2015 3. P-0350 PREA Intake and Screening – PREA Holding Cell Risk Questions, dated 3.10.2015 4. PREA Booking Questions – (via computer) 5. Kern County Sheriff Interoffice Memorandum from Lieutenant Alex Garcia, Kern County Sheriff's Office PREA Coordinator, dated 12.10.2021 <p>Interviews:</p> <ol style="list-style-type: none"> 1. Intake staff <p>Interviews with intake staff demonstrated that risk assessments are completed with each Inmate at the time of admission. The staff stated booking could not be completed until the risk assessment was completed.</p> <p>Site Observation:</p> <p>During review of three inmate files reviewed, this Auditor noted each inmate had received screening on the same day of intake. Inmates are not held longer than 72 hours, unless a holiday presents during the 72-hour period, therefore comprehensive education is not conducted within 30 days.</p> <p>(a) The Mojave Jail PAQ states the facility is used to house inmates overnight. Before placing any inmates together in a holding cell, staff considers whether a detainee may be at a high risk of being sexually abused. When appropriate, staff takes necessary steps to mitigate any such danger to the detainee.</p> <p>Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA Intake and Screening, page 2-3, section Procedure A: Intake Process P-350, states, "Receiving Staff will: Based on the inmate's responses to the PREA Holding Cell Risk Questions:</p> <ul style="list-style-type: none"> · Determine inmate's risk of harm to themselves or from others · Determine inmates' risk of sexual victimization · Determine inmates' potential to commit sexual abuse · Ensure protective placement of any inmate at risk of harm and/or sexual abuse" <p>The agency provided a P-0350 PREA Intake and Screening – PREA Holding Cell Risk Questions. The PREA Holding Cell Risk Questions explains the document is necessary as a requirement of PREA standard 115.41 and asks the inmates response to questions regarding orientation, identity, mental health, disabilities, past sexual abuse or perpetration, understanding of the questions asked, and understanding of PREA and the training received.</p> <p>(b) The Mojave Jail PAQ states the agency has a policy that requires that inmates be screened to assess their risk of sexual victimization or risk of sexually abusing other inmates. In the past 12 months, 1058 inmates were screened for risk of sexual victimization or risk of sexually abusing other inmates.</p>

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA Intake and Screening, page 2, section Procedure A: Intake Process, states, "Receiving Staff will:

- Ensure inmates are provided bilingual staff, appropriate language interpreter, or language line services for intake questions, if necessary.
- Provide same gender staff for "pat-down" or "body scanner" searches;
- Inmates identifying as transgender or intersex, should be referred to the supervisor if objections are made to the gender of the searching staff.
- If the inmate's genital status is unknown, it may be determined through conversations with the inmate, or by having medical staff review the inmate's records. Staff will not physically examine or conduct a strip search solely to determine the inmate's genital status."

(c-d) The agency provided PREA Booking Questions which are asked electronically (via computer). The 11 questions asked to consist of the following:

1. Have you previously been incarcerated?
2. Have you ever been in prison?
3. Are you Transgender? Intersex? Bisexual? Gay? Lesbian?
4. Do other people think you are Transgender? Bisexual? Gay? Lesbian? Why?
5. Have you ever been sexually victimized? When?
6. Do you feel that you may be at risk for sexual victimization? Why?
7. Have you been convicted of committing an act of sexual abuse/assault? Physical abuse? Or Domestic Violence? Booking questions do not designate if the crime was against an adult or child.
8. Have you ever engaged in consensual sex in custody? Past five years?
9. Have you ever engaged in non-consensual sex in custody?
10. Detained solely for immigration purposes?
11. Does prisoner appear to be gender non-conforming?

A Kern County Sheriff Interoffice Memorandum, dated 12.10.2021, from Lieutenant Alex Garcia, Kern County Sheriff's Office PREA Coordinator, states the following: "In compliance with your findings for the Kern County Sheriff's Office Mojave, Ridgecrest, and Pre-Trial Jail Facilities 2021 PREA audit. The listed corrections will be made to the following PREA standards on or before March 1, 2021."

Auditor Overall Determination: Meets Standard

Auditor Discussion

Document Review:

1. Mojave Jail PAQ
2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Reporting Sexual Abuse P-450, dated 7.24.2015
3. Bakersfield Police Department Training Bulletin: Prison Rape Elimination Act: Outside Agency Reporting, dated 1.30.2014
4. Inmate Education Brochures (English and Spanish) titled, "A Prison Rape Elimination Act (PREA) Guide of Inmate Rights and Reporting Sexual Abuse or Staff Sexual Misconduct", not dated

Interviews:

1. Random staff
2. Random Inmates

Two of the three inmates did not remember being told how to report; however, each inmate interviewed could speak to viewing the PREA video upon arrival. Each inmate interviewed attested to seeing the PREA postings on the wall outside of the cell bars and stated they could read the postings. Staff interviewed stated they would accept inmate reports verbally, in writing or through a grievance.

(a) The Mojave Jail PAQ states the agency has established procedures allowing for multiple internal ways for inmates to report privately to agency officials about sexual harassment, abuse, retaliation and or any type of neglect.

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Reporting Sexual Abuse P-450, page 1 policy statement states, "In accordance with the Prison Rape Elimination Act (PREA) standards, inmates shall be provided multiple avenues, internally and externally, for reporting sexual assault/abuse. Anonymous and third party verbal or written reports of sexual assault/abuse shall be accepted by staff from any person on an inmate's behalf. Reports of assault/abuse occurring outside of KCSO facilities shall be referred to the appropriate custodial facility or law enforcement agency.

The agency provided a Bakersfield Police Department Training Bulletin: Prison Rape Elimination Act: Outside Agency Reporting. This bulletin states the victim will be provided with the non-emergency telephone number to the Bakersfield Police Department Communications Center. When it is determined that a sexual assault occurred within a Kern County Sheriff's Office facility, the call-taker will transfer the reporting party to Kern County Sheriff's Office Communication Center at 661.861.3110.

(b) The Mojave Jail PAQ states the agency informs inmates 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.

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Reporting Sexual Abuse P-450, page 3, section Directive #4 Inmate Reporting Methods, states, "Inmates may report abuse or suspicions externally by:

- Telling their family or attorney
- Mailing a grievance or personnel complaint directly to the Sheriff
- Calling the free reporting hotline (BDP monitored).

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Reporting Sexual Abuse P-450, page 4, section Directive #5 Inmate reporting and counseling hotlines, states, "Inmate Hotline numbers will be posted throughout the facilities to allow inmates to report sexual assault/abuse, harassment or retaliation, and to request confidential counseling related to past or current sexual assaults, abuse, harassment or retaliation.

- Hotline is accessible from any inmate phone by dialing #7732
- Hotline is for inmates to report sexual assaults, abuse, harassment, or retaliation.
- Hotline will forward the caller to the Bakersfield Police Department (BPD)
- BPD will accept the report and notify KCSO's Communications Center
- Communications Center shall notify the PREA Coordinator
- The PREA Coordinator will make notification to the appropriate section manager.

(c) The Mojave Jail PAQ states the agency has a policy mandating that staff accept reports of sexual abuse and sexual harassment made verbally, in writing, anonymously and from third parties. The agency has a policy mandating that staff accept reports of sexual abuse and sexual harassment made verbally, in writing, anonymously and from third parties.

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Reporting Sexual Abuse P-450, page 1, policy statement, states, "The Kern County Sheriff's Office (KCSO) takes all reports of sexual assault/abuse, sexual harassment, or retaliation against inmates or staff for reporting seriously. KCSO has developed defined reporting mechanisms to ensure a timely response to allegations."

(d) The Mojave Jail PAQ states the agency has established procedures for staff to privately report sexual abuse and sexual harassment of inmates. Staff are informed of these procedures in the following ways.

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Reporting Sexual Abuse P-450, page 2, section Directive #1: Staff Responsibilities, states, "Staff shall report staff misconduct through a confidential email to their immediate supervisor or section manager if the abuse involves their supervisor. Staff may also privately report directly to the PREA Coordinator or Internal Affairs Unit."

115.154	Third-party reporting
	<p data-bbox="240 147 738 174">Auditor Overall Determination: Meets Standard</p> <p data-bbox="240 210 451 237">Auditor Discussion</p> <p data-bbox="240 273 432 300">Document Review:</p> <ol data-bbox="240 327 1481 472" style="list-style-type: none"> 1. Mojave Jail PAQ 2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Reporting Sexual Abuse P-450, dated 7.24.15 3. Agency website for third party reporting: PREA KCSO (kernsheriff.org) <p data-bbox="240 557 352 584">Interviews:</p> <ol data-bbox="240 611 456 701" style="list-style-type: none"> 1. Random staff 2. Supervisory staff <p data-bbox="240 786 1477 848">Staff interviewed demonstrated their reporting knowledge of third party reporting stating that inmate family members, friends and or legal counsel could report sexual harassment or sexual abuse allegations.</p> <p data-bbox="240 934 416 960">Site Observation:</p> <p data-bbox="240 992 1457 1055">The only visitation area in the Mojave Jail Substation is for attorneys. Third party reporting information is posted in several areas throughout trafficked areas for inmates.</p> <p data-bbox="240 1140 1477 1234">(a) The Mojave Jail PAQ states the facility provides a method to receive third-party reports of detainee's sexual abuse or sexual harassment. The agency publicly distributes information on how to report Inmate sexual abuse or sexual harassment on behalf of Inmates.</p> <p data-bbox="240 1323 1433 1386">"Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Reporting Sexual Abuse P-450, page 3, section Directive #4: Inmate Reporting Methods, states, "Inmates may report abuse or suspicions externally by:</p> <ul data-bbox="240 1413 930 1559" style="list-style-type: none"> · Telling their family or attorney · Mailing a grievance or personnel complaint directly to the Sheriff · Calling the free reporting hotline (BDP monitored)." <p data-bbox="240 1644 1366 1706">Any third party person may assist an inmate with writing, or directly filing on an inmate's behalf a request for administrative remedy related to allegations of sexual assault/abuse provided that;</p> <ul data-bbox="240 1733 1203 1823" style="list-style-type: none"> · The inmate approves of any third party administrative remedy request filed on their behalf; · The inmate agrees to participate in the administrative remedy process. <p data-bbox="240 1908 1481 2105">On October 11, 2021, at 11:05 am, this Auditor phoned 661.861.3110. The call was answered by the Bakersfield Police Department, Operator #2094. Upon the Auditor explaining the reason for the call, she stated she would transfer Third Party Reports to the Communication Supervisor. The Auditor then asked to be transferred to the Communications Supervisor. The Auditor was immediately transferred to the Communication Supervisor and asked what she would do if she received a Third-Party Report. The Communication Supervisor stated she would take the necessary information and depending on the information received she would transfer the call or contact the facility in question.</p>

Auditor Overall Determination: Meets Standard

Auditor Discussion

Document Review:

1. Mojave Jail PAQ
2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Reporting Sexual Abuse P-450, dated 7.24.2015

Interviews:

1. Random inmates
2. Random staff
3. Senior Detention Deputy
4. PREA Compliance Sergeant

Interviews with the staff and inmates demonstrated each actively practices and understood the importance of immediately reporting all allegations of sexual abuse and sexual harassment.

Site Observations:

Staff reporting documentation of inmate information, incident reports and investigations being completed in the facility database demonstrated reports of allegation are addressed timely.

(a) The Mojave Jail PAQ states the agency requires all staff to report immediately and according to agency policy any knowledge, suspicion, or information they receive regarding an incident of sexual abuse or sexual harassment that occurred in a facility, whether or not it is part of the agency. The agency requires all staff to report immediately and according to agency policy any retaliation against inmates 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.

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Reporting Sexual Abuse P-450, page 2, section Directive #1: Staff Responsibilities, states, "Any staff member who has knowledge, suspicion, or information regarding an incident of sexual assault/abuse or sexual harassment; retaliation against inmates or staff who reported such an incident; and any staff neglect that may have contributed to such an incident or retaliation, shall immediately report such information to a supervisor."

(b) The Mojave Jail PAQ states, "Apart from reporting to designated supervisors or official and designated state or local service agencies, agency policy prohibits staff from revealing any information related to a sexual abuse report to anyone other than to the extent necessary to make treatment, investigation, and other security and management decisions."

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Reporting Sexual Abuse P-450, page 2, section Directive #2: Confidentiality, states, "Staff shall not reveal any information related to a sexual assault/abuse report to anyone uninvolved in the response and investigation."

(c) Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Reporting Sexual Abuse P-450, page 2-3, section Directive #3: Medical and Mental Health Reporting, states, "Medical and mental health practitioners shall report knowledge, suspicion, or information regarding sexual assault/abuse, sexual harassment, retaliation, or staff neglect pursuant

to this section.

Unless precluded by federal, state or local law, Medical and Mental Health staff shall inform inmates of their duty to report sexual abuse and the limits of their confidentiality at the initiation of services.

Medical staff will:

Medical staff shall notify the shift supervisor of any third party report of sexual assault, or abuse. Medical staff shall immediately notify the facility supervisor of any inmate report of sexual assault, abuse, or harassment occurring in the facility. Medical staff shall obtain informed consent from the inmate prior to reporting any sexual assault or abuse that did not occur in the facility.

Mental Health Staff will:

Mental Health shall notify the shift supervisor of any third party sexual assault, or abuse reports. Mental Health shall obtain consent to share information from any inmate reporting sexual abuse prior to notifying the shift supervisor, except when significant danger to the inmate or other person exists."

(d) Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Reporting Sexual Abuse P-450, page 1, policy statement, states, "In accordance with the Prison Rape Elimination Act (PREA) standards, inmates shall be provided multiple avenues, internally and externally, for reporting sexual assault/abuse. Anonymous and third-party verbal or written reports of sexual assault/abuse shall be accepted by staff from any person on an inmate's behalf. Reports of assault/abuse occurring outside of KCSO facilities shall be referred to the appropriate custodial facility or law enforcement agency."

115.162	Agency protection duties
	<p data-bbox="240 147 738 174">Auditor Overall Determination: Meets Standard</p> <p data-bbox="240 210 451 237">Auditor Discussion</p> <p data-bbox="240 273 432 300">Document Review:</p> <ol data-bbox="240 331 1474 537" style="list-style-type: none"> <li data-bbox="240 331 451 358">1. Mojave Jail PAQ <li data-bbox="240 389 1398 448">2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Reporting Sexual Abuse P-450, dated 7.24.2015 <li data-bbox="240 479 1474 537">3. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Prevention and Detection of Sexual Abuse P-200, dated 3.20.2019 <p data-bbox="240 627 352 654">Interviews:</p> <ol data-bbox="240 685 743 824" style="list-style-type: none"> <li data-bbox="240 685 743 712">1. Senior Detention Deputy / Facility Investigator <li data-bbox="240 743 571 770">2. PREA Compliance Sergeant <li data-bbox="240 801 496 828">3. Agency Investigators <p data-bbox="240 860 1490 918">Interviews with the facility and agency staff demonstrated the facility and agency staff acts promptly and responds properly at the discovery of the incident.</p> <p data-bbox="240 1008 416 1034">Site Observation:</p> <p data-bbox="240 1066 1474 1124">The facility has not had an allegation of abuse within the last seven years according to the PREA Compliance Sergeant and the facility investigator.</p> <p data-bbox="240 1214 1490 1308">(a) The Mojave Jail PAQ states when the agency or facility learns that a detainee is subject to a substantial risk of imminent sexual abuse, it takes immediate action to protect the detainee. In the past 12 months, the facility reports zero inmates were subject to substantial risk of imminent sexual abuse.</p> <p data-bbox="240 1397 1458 1523">Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Reporting Sexual Abuse P-450, page 2, section Directive #1: Staff Responsibilities, states, "When reporting incidents of sexual abuse, If the alleged victim may be considered a vulnerable adult (based on age, or disability as defined in DBPPM H-1200) staff shall also notify the PREA coordinator in accordance with mandatory reporting laws."</p> <p data-bbox="240 1612 1474 1671">Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Prevention and Detection of Sexual Abuse P-200, page 4, sections Directive #6 and Directive #7, state:</p> <p data-bbox="240 1760 1458 1886">"Directive #6: Screening and Classification of Inmates: KCSO follows a PREA risk screening and classification protocol, using an objective screening instrument. KCSO uses information from the risk screening to determine housing, bed, work, education and program assignments with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive.</p> <p data-bbox="240 1975 1474 2069">KCSO makes individualized determinations about how to ensure the safety of each inmate. Inmates believed to be at risk of victimization shall not be placed in involuntary segregated housing unless an assessment of all available alternatives has been made that there is no available alternative means of separation from likely abusers.</p>

Directive #7: Intake and Transfer Screening:

Upon intake and upon transfer to another facility, classification staff shall consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization:

- Whether the inmate has a mental, physical, or developmental disability;
- The age of the inmate;
- The physical build of the inmate;
- Whether the inmate has previously been incarcerated;
- Whether the inmate's criminal history is exclusively nonviolent;
- Whether the inmate has prior convictions for sex offenses against an adult or child as known to the agency;
- Whether the inmate is or is perceived to be gay, lesbian, bisexual, transgender, intersex, or gender nonconforming;
- Whether the inmate has previously experienced sexual victimization;
- The inmate's own perception of vulnerability.

KCSO will also consider prior acts of sexual abuse, prior convictions for violent offenses, and history of prior institutional violence or sexual abuse, as known to KCSO, in assessing inmates for risk of abusiveness."

115.163	Reporting to other confinement facilities
	Auditor Overall Determination: Meets Standard
	Auditor Discussion

Document Review:

1. Mojave Jail PAQ
2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Sexual Assault/Abuse – Security Response Plan P-500, dated 6.4.2015
3. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Reporting Sexual Abuse P-450, dated 7.24.2015

Interviews:

1. Senior Detention Deputy

The interview with the Senior Detention Deputy demonstrated that he was aware that upon receiving an allegation that an inmate was sexually abused while confined at another facility, he had the responsibility to notify the head of the facility where the allegation occurred.

(a) The Mojave Jail PAQ states the Kern County Sheriff's Office Detentions Bureau states the agency has a policy requiring that, upon receiving an allegation that a detainee was sexually abused while confined at another facility, the head of the facility must notify the head of the facility or appropriate office of the agency or facility where sexual abuse is alleged to have occurred. The agency's policy also requires that the head of the facility notify the appropriate investigative agency. In the past 12 months, the facility has received zero allegations that an inmate was abused while in confinement at another facility.

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Reporting Sexual Abuse P-450, page 5, section Directive #9, states, "If KCSO receives information that sexual assault had occurred in another confinement facility, it has the duty to report the incident to that confinement facility. (Second bullet) Section manager shall notify the head of the appropriate agency or jurisdiction where assault/abuse occurred."

(b-c) The Mojave Jail PAQ states agency policy requires that the facility head provides such notification as soon as possible, but no later than 72 hours after receiving the allegation.

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Reporting Sexual Abuse P-450, page 5, section Directive #9: Reporting Sexual Abuse to another Custodial Agency, states, "If KCSO receives information that a sexual assault had occurred at another confinement facility, it has the duty to report the incident to that confinement facility.

- Security staff shall notify the next supervisor in their chain of command
- Section manager shall notify the head of the appropriate agency or jurisdiction where assault/abuse occurred
- Notification shall be made within 72 hours of the allegation
- Section manager shall notify the PREA Compliance manager
- Section manager shall ensure a CJIS incident is written.

(d) The Mojave Jail PAQ states the Kern County Sheriff's Office Detentions Bureau states facility policy requires that allegations received from other agencies or facilities are investigated in accordance with the PREA standards. In the last 12 months, there have been zero allegations of sexual abuse the facility received from other facilities.

The Mojave Jail PAQ states the Kern County Sheriff's Office Detentions Bureau states facility policy requires that allegations received from other agencies or facilities are investigated in accordance with the PREA standards. In the last 12 months, there have been zero allegations of sexual abuse the facility received from other facilities.

Auditor Overall Determination: Meets Standard

Auditor Discussion

Document Review:

- 1. Mojave Jail PAQ
- 2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Sexual Assault / Abuse – Security Response Plan P-500, dated 6.4.2015
- 3. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Victim Services Response Plan P-550, dated 6.4.2015

Interviews:

- 1. Random staff

Interviews with random staff demonstrated he was aware of his first responder responsibilities. Staff clearly articulated steps he would take to ensure the victim was separated from the alleged perpetrator, ensured the victim did not contaminate his/her body, take a limited amount of information and report the allegation to the Sex Crime Unit.

Site Observation:

There have not been any allegations reported at this facility.

(a) The Mojave Jail PAQ the agency has a first responder policy for allegations of sexual abuse. The policy requires that, upon learning of an allegation that a detainee was sexually abused, the first security staff member to respond to the report shall be required to separate, preserve, protect, collect physical evidence, request that the alleged victim not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating. If the abuse occurred within a time period that still allows for the collection of physical evidence, ensure that the alleged abuser does not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating.

In the past 12 months, zero allegations occurred where a detainee was sexually abused. In the past 12 months, there were zero allegations where staff were notified within a time period that still allowed or the collection of evidence. Of these allegations the number of times the first security staff member to respond to the report was zero.

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Victim Services Response Plan P-550, page 1, policy statement, states, "The Kern County Sheriff's Office (KCSO) Detentions Bureau has developed a policy on victim services and a victim services response plan to provide inmate victims of sexual harassment, abuse or assault with immediate intervention and/or prompt emergency and crisis intervention services from medical, mental health, and victim advocates.

KCSO shall provide free community level medical and mental health services to all sexual abuse victims with or without cooperation in any subsequent investigation.

The victim services response plan herein establishes the roles and responsibilities of medical and mental health staff and contracted victim advocates."

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Sexual Assault / Abuse – Security Response Plan P-500, page 4, section Directive A-1: New Assault Security Staff discovering a new assault, states, “

- Radio “assault” only, indicate not in-progress if appropriate
- Lock down unit or relocate inmates to holding cell or recreation yard
- Assist inmate with necessary first aid until medical staff arrive
- Identify and separate any victim(s) from any known or potential suspect(s)
- Restrict access to and secure any potential crime scene(s)
- Begin completing a KCSO Crime Scene Log
- Identify any possible witnesses
- Ensure all involved inmates are secured both from sight and sound
- Advise victim not to eat, drink, brush teeth, change clothes, or use the toilet in order to preserve potential evidence
- Secure suspect(s) in area without water access for limited amount of time
- Transport victim to infirmary via gurney, wheelchair, or walking, per medical staff
- Leave unit locked down and secured for Investigator / TI
- Write appropriate supplemental ILEADS Incident report(s)

(b) The Mojave Jail PAQ states the facility's' policy requires that if the first staff responder is not a law enforcement 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 detainee was sexually abused made in the past 12 months, the number of times a non-law enforcement member was the first responder was zero. Of those allegations responded to first by a non-law enforcement member, the number of times that staff member requested that the alleged victim not take any actions that could destroy physical evidence and notify security staff was zero.

115.165	Coordinated response
	<p data-bbox="242 145 738 174">Auditor Overall Determination: Meets Standard</p> <p data-bbox="242 210 451 239">Auditor Discussion</p> <p data-bbox="242 271 435 300">Document Review:</p> <ol data-bbox="242 329 1469 539" style="list-style-type: none"> <li data-bbox="242 329 456 358">1. Mojave Jail PAQ <li data-bbox="242 387 1469 450">2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Sexual Assault / Abuse – Security Response Plan P-500, dated 6.4.2015 <li data-bbox="242 479 1422 539">3. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Victim Services Response P-550, dated 6.4.2015 <p data-bbox="242 624 352 654">Interviews:</p> <ol data-bbox="242 683 576 826" style="list-style-type: none"> <li data-bbox="242 683 424 712">1. Random staff <li data-bbox="242 741 536 770">2. Senior Detention Deputy <li data-bbox="242 799 576 828">3. PREA Compliance Sergeant <p data-bbox="242 857 1469 920">Interviews with the 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="242 1005 419 1034">Site Observation:</p> <p data-bbox="242 1064 1350 1093">Review of the institutional plan demonstrates clear direction to staff to ensure first responder duties are fulfilled.</p> <p data-bbox="242 1178 1469 1272">(a) The Mojave Jail PAQ states the facility developed a written institutional plan to coordinate actions taken in response to an incident of sexual abuse among staff first responders, medical and mental health practitioners, investigators, and facility leadership.</p> <p data-bbox="242 1357 1469 1451">The Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Sexual Assault / Abuse – Security Response Plan P-500 serves as the written institutional plan and coordinates actions to be taken in response to an incident of sexual abuse amongst staff first responders, medical and mental health practitioners, investigators and facility leadership.</p> <p data-bbox="242 1536 1445 1700">Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Victim Services Response P-550, page 1, policy statement, states, "The Kern County Sheriff's Office (KCSO) Detentions Bureau has developed a sexual abuse / assault response plan, which provides an appropriate response to incidents of sexual abuse, assault, harassment, or retaliation occurring in KCSO's facilities. The security response plan establishes the roles, responsibilities and actions of security staff first responders, supervisors, investigators, and section managers."</p> <p data-bbox="242 1785 1485 1982">(b) The agency is permitted by law to inform a receiving facility, where a victim is transferred from the lockup to a jail, prison, or medical facility as a result of an allegation of sexual abuse, of the incident and the victim's potential need for medical or social services. If a victim is transferred from the lockup to a jail, prison, or medical facility, the agency informs the receiving facility of the incident and the victim's potential need for medical or social services, unless the victim requests otherwise. In the past 12 months, the number of victims transferred from the lockup to a jail, prison, or medical facility as a result of an allegation of sexual abuse has been zero.</p>

115.166	Preservation of ability to protect detainees from contact with abusers
	<p data-bbox="242 145 738 174">Auditor Overall Determination: Meets Standard</p> <p data-bbox="242 210 451 239">Auditor Discussion</p> <p data-bbox="242 271 435 300">Document Review:</p> <ol data-bbox="242 329 1469 595" style="list-style-type: none"> 1. Mojave Jail PAQ 2. Kern County Sheriff's Office Detention Bureau Policies and Procedures: Prevention and Detection of Sexual Abuse, P-200, dated 3.20.2019 3. KLEA – Kern Law Enforcement Association and County of Kern Memorandum of Understanding, dated 9.17.2019 – 6.30.2020 4. Side Letter Agreement Between the County of Kern and Kern Law Enforcement Association, dated 8.18.2020 <p data-bbox="242 683 352 712">Interviews:</p> <ol data-bbox="242 741 576 770" style="list-style-type: none"> 1. PREA Compliance Sergeant <p data-bbox="242 797 1485 860">Interviews with the PREA Compliance Sergeant determined that all though the security staff are partnered with the union this does not prohibit the facility from disciplining and or removing staff from the program, when necessary.</p> <p data-bbox="242 947 1485 1039">(a) The Mojave Jail PAQ states the agency, facility, or any other governmental entity responsible for collective bargaining on the agency's behalf has 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 data-bbox="242 1128 1474 1256">Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Prevention and Detection of Sexual Abuse P-200, page 2, section Directive #2: Collective Bargaining Agreements, states, "KCSO is an agency of the County of Kern and bound by County civil service ordinances. The County of Kern conducts collective bargaining for all County agencies and their respective employee bargaining units.</p> <p data-bbox="242 1344 1485 1435">The County collectively bargains with Kern Law Enforcement Association (KLEA), Kern County Detention Officer Association (KCDOA) and Service Employees International Union (SEIU) for issues related to employee pay, leave time, health benefits, uniform allowances. No issues related to employee discipline are negotiated as part of the collective bargaining process."</p> <p data-bbox="242 1525 1445 1588">The agency provided Side Letter Agreement Between the County of Kern and Kern Law Enforcement Association, dated 8.18.2020. This agreement is in effect until June 30, 2022.</p>

115.167	Agency protection against retaliation
	Auditor Overall Determination: Meets Standard
	<p>Auditor Discussion</p> <p>Document Review:</p> <ol style="list-style-type: none"> 1. Mojave Jail PAQ 2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Zero Tolerance of Sexual Abuse and Sexual Harassment P-100, dated 3.20.2019 3. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Reporting Sexual Abuse P-450, dated 7.24.2015 <p>Interviews:</p> <ol style="list-style-type: none"> 1. PREA Compliance Sergeant <p>The PREA Compliance Sergeant for the agency would monitor and document retaliation for this Mojave Jail Substation.</p> <p>(a) The Mojave Jail PAQ states the agency has a policy to protect all inmates and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other Inmates or staff. The PREA Compliance Sergeant is the designated Retaliation Monitor for the Mojave Jail.</p> <p>Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Zero Tolerance of Sexual Abuse and Sexual Harassment P-100, page 1, policy statement, states, "Reports of sexual abuse, or harassment of one inmate by another inmate, or retaliation towards an inmate by another inmate for reporting or cooperating in an investigation of sexual abuse or harassment will be investigated and referred for prosecution with appropriate in accordance with the PREA reporting policy, Section P-450 of the BDBPPM. The following are prohibited and will be thoroughly investigated:</p> <ul style="list-style-type: none"> · Sexual abuse or harassment of an inmate by any KCSO staff member, volunteer or contractor; · Retaliation towards any inmate, staff member, volunteer, or contractor for reporting sexual abuse and/or sexual harassment; · Retaliation towards any inmate, staff member, volunteer, or contractor for cooperation in an investigation." <p>Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Reporting Sexual Abuse P-450, page 1, policy statement, states, "The Kern County Sheriff's Office (KCSO) takes all reports of sexual assault/abuse, sexual harassment, or retaliation against inmates or staff for reporting seriously. KCSO has developed defined reporting mechanisms to ensure a timely response to allegations."</p> <p>(b) Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Reporting Sexual Abuse P-450, page 1 policy statement states, "In accordance with the Prison Rape Elimination Act (PREA) standards, inmates shall be provided multiple avenues, internally and externally, for reporting sexual assault/abuse. Anonymous and third party verbal or written reports of sexual assault/abuse shall be accepted by staff from any person on an inmate's behalf. Reports of assault/abuse occurring outside of KCSO facilities shall be referred to the appropriate custodial facility or law enforcement agency.</p> <p>(c) The Mojave Jail PAQ states the facility monitors the conduct or treatment of inmates or staff who reported sexual abuse and of inmates who were reported to have suffered sexual abuse to ascertain if there are any changes that may suggest possible retaliation by Inmates or staff. The facility will monitor conduct or treatment until the Inmate is discharged. The facility acts promptly to remedy any such retaliation. In the past 12 months, the facility has had zero incidents of retaliation.</p>

(b) For at least 90 days following a report of sexual abuse, the agency shall monitor the conduct and treatment of inmates or staff who reported the sexual abuse and of inmates who were reported to have suffered sexual abuse to see if there are changes that may suggest possible retaliation by inmates or staff and shall act promptly to remedy any such retaliation. Items the agency should monitor include any inmate disciplinary reports, housing, or program changes, or negative performance reviews or reassignments of staff. The agency shall continue such monitoring beyond 90 days if the initial monitoring indicates a continuing need.

The PREA Compliance Sergeant serves as the Retaliation Monitor for the Mojave Jail Substation.

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Reporting Sexual Abuse P-450, page 4-5, section Directive #8: Retaliation Monitoring states, "For at least 90 days following a report of sexual abuse, the PREA Compliance Manager assigned to the compliance section shall monitor the conduct and treatment of;

- Inmates or staff who reported sexual assault/abuse
- Inmates who were reported to have suffered sexual assault/abuse

Items to be monitored include:

- Inmate disciplinary reports
- Housing assignments
- Program changes
- Negative performance reviews
- Reassignments of staff
- Periodic status checks of the inmate

Retaliation monitoring shall be documented on a PREA Victim Monitoring form (Attachment 'A'). Monitoring shall continue after 90 days if the initial monitoring indicates a need.:

(c) If any other individual who cooperates with an investigation expresses a fear of retaliation, the agency shall take appropriate measures to protect that individual against retaliation.

115.171	Criminal and administrative agency investigations
	Auditor Overall Determination: Meets Standard
	<p>Auditor Discussion</p> <p>Document Review:</p> <ol style="list-style-type: none"> 1. Mojave Jail PAQ 2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA-Criminal and Administrative Investigations P-600, 7.29.2015 <p>Interviews:</p> <ol style="list-style-type: none"> 1. Senior Detention Deputy / Facility Investigator 2. PREA Compliance Sergeant <p>Interviews with the facility investigator demonstrated he completed initial specialized investigator training through a self-study program. The investigator clearly articulated processes required during a criminal investigation, to include the notification requirements to victim on the onset of the investigation. Verbal notifications are given to inmates by investigation staff and documented on the investigation. The PREA Compliance Sergeant stated he would notify the victim of the outcome of the investigation.</p> <p>Site Observation:</p> <p>There were no investigations reported at the facility within the last 12 months.</p> <p>(a) The Mojave Jail PAQ states the agency/facility has a policy related to criminal and administrative agency investigations. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Criminal and Administrative Investigations, page 1, policy statements, states, "The Kern County Sheriff's Office (KCSO), as a law enforcement agency shall promptly, thoroughly, and objectively investigate all reports of inmate's sexual assault, abuse, harassment, or retaliation occurring in its custodial facilities, including third-party and anonymous reports."</p> <p>(b) Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Criminal and Administrative Investigations, page 2, section Directive #1, states, "All administrative, criminal, and sexual abuse investigators shall receive specialized training in their respective assignments prior to conducting sexual abuse investigations."</p> <p>(c-e) Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Criminal and Administrative Investigations, page 2, section Directive #4 Criminal and Administrative Investigations, states,</p> <ul style="list-style-type: none"> · Investigators shall gather and preserve direct and circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data; shall interview alleged victims, and witnesses; and shall review prior complaints and reports of sexual abuse involving the victim and suspected perpetrator(s). · KCSO will not conduct any compelled interviews until after all criminal proceedings are completed, or the District Attorney has declined to file the complaint. · The credibility of an alleged victim, suspect, or witness shall be assessed on an individual basis and shall not be determined by the person's status as inmate or staff. No agency shall require an inmate who alleges sexual abuse to submit to a polygraph examination or other truth-telling device as a condition for proceeding with the investigation of such an allegation." <p>(f-g) Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Criminal and Administrative Investigations, page 3, section Directive #4 Criminal and Administrative Investigations, states, "Administrative Investigations -</p>

- Shall include an effort to determine whether staff actions or failures to act contributed to the abuse or if there were policy violations; and
- Shall be documented in written reports that include a description of the physical and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings.

(h) The Mojave Jail PAQ there has been zero sustained allegation of conduct that appears to be criminal that was referred for prosecution, since the last audit date. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Criminal and Administrative Investigations, page 3, section Directive #4 Criminal and Administrative Investigations, states, "Substantiated allegations of conduct that appears to be criminal shall be referred for prosecution assuming they fall within the statute of limitations PC 801.1."

(i) Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Criminal and Administrative Investigations, page 3, section Directive #4 Criminal and Administrative Investigations, states, "Criminal investigations:

- Shall be documented in a written report that contains a thorough description of physical, testimonial, and documentary evidence and attaches copies of all documentary evidence where feasible.
- Shall include a check of prior reports or complaints of sexual abuse involving the suspected perpetrator, and documentation of the results.
- Substantiated allegations of conduct that appears to be criminal shall be referred for prosecution assuming they fall within the statute of limitations PC 801.1.
- The agency shall retain all written reports for as long as the alleged abuser is incarcerated or employed by the agency, plus five years.

(j) The Mojave Jail PAQ states 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.

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Criminal and Administrative Investigations, page 3, section Directive #4 Criminal and Administrative Investigations, states, "Criminal investigations: The departure of the alleged abuser or victim from the employment or control of the facility or agency shall not provide a basis for terminating an investigation.

(l) This provision is not applicable as the Kern County Sheriff's Office does their own Administrative and Criminal investigations.

115.172	Evidentiary standard for administrative investigations
	Auditor Overall Determination: Meets Standard
	<p>Auditor Discussion</p> <p>Document Review:</p> <ol style="list-style-type: none"> 1. Mojave Jail PAQ 2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Criminal and Administrative Investigation P-600, dated 7.29.2015 <p>Interviews:</p> <ol style="list-style-type: none"> 1. Senior Detention Deputy / Facility Investigator <p>The interview with the 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 Mojave Jail 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. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Criminal and Administrative Investigations P-600, states, "Investigations shall be conducted utilizing standard investigation methods in accordance with all laws. No standard higher than a preponderance of the evidence shall be used in determining whether allegations of sexual abuse or sexual harassment are substantiated in administrative investigations."</p>

Auditor Overall Determination: Meets Standard

Auditor Discussion

Document Review:

1. Mojave Jail PAQ
2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Zero Tolerance of Sexual Abuse and Sexual Harassment P-100, dated 3.20.2019
3. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Hiring, Promotions and Discipline P-900, dated 6.4.2015

Interviews:

1. PREA Compliance Sergeant

Site Observation:

In the last 12 months, the facility had zero staff who was disciplined for violation of an agency sexual abuse or sexual harassment policy.

(a) The Mojave Jail PAQ states staff is subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Zero Tolerance of Sexual Abuse and Sexual Harassment P-100, page 2, policy statement, states, "Substantiated allegations may result in discipline up to and including termination of employment, cancellation of contract and/or criminal prosecution of staff or inmates."

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Hiring, Promotions and Discipline P-900, page 3, section Procedure C: Staff Discipline, states, "KCSO shall appropriately discipline staff for substantiated allegations of sexual abuse or sexual harassment.

- Substantiated sexual abuse by a KCSO staff member shall be grounds for termination.
- Disciplinary sanctions for violations of agency policies relating to sexual abuse or sexual harassment (other than actually engaging in sexual abuse) shall be commensurate with the nature and circumstances of the acts committed, the staff member's disciplinary history, and the sanctions imposed for comparable offenses by other staff with similar histories.
- All terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff in lieu of termination, shall be reported to any relevant licensing bodies, unless the activity was clearly not criminal."

(b) The Mojave Jail 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.

(c) The Mojave Jail 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.

(d) The Mojave Jail 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.

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Hiring, Promotions and Discipline P-900, page 3, section Procedure C: Staff Discipline, states, "All terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff in lieu of termination, shall be reported to any relevant licensing bodies, unless the activity was clearly not criminal."

115.177	Corrective action for contractors and volunteers
	<p data-bbox="242 145 738 174">Auditor Overall Determination: Meets Standard</p> <p data-bbox="242 210 451 239">Auditor Discussion</p> <p data-bbox="242 271 435 300">Document Review:</p> <ol data-bbox="242 329 1469 448" style="list-style-type: none"> <li data-bbox="242 329 456 358">1. Mojave Jail PAQ <li data-bbox="242 387 1469 448">2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Hiring, Promotions and Discipline P-900, dated 6.4.2015 <p data-bbox="242 535 352 564">Interviews:</p> <ol data-bbox="242 593 576 622" style="list-style-type: none"> <li data-bbox="242 593 576 622">1. PREA Compliance Sergeant <p data-bbox="242 651 815 680">This facility does not utilize contractors and or volunteers.</p> <p data-bbox="242 763 1481 927">(a) The Mojave Jail 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 inmates. In the past 12 months, there have been zero contractors or volunteers reported to law enforcement or relevant licensing bodies for engaging in sexual abuse of inmates.</p> <p data-bbox="242 1014 1477 1106">Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Hiring, Promotions and Discipline P-900, page 5, section Procedure E: Corrective Action for Contractors and Volunteers, states, "KCSO shall terminate services from any contractor or volunteer for any substantiated allegation of sexual abuse involving an inmate.</p> <p data-bbox="242 1137 1465 1198">· Any contractor or volunteer who engages in sexual abuse of an inmate shall be prohibited from contact with inmates and shall be reported to law enforcement agencies. Such conduct shall be reported to relevant licensing bodies.</p> <p data-bbox="242 1285 1477 1377">(b) The Mojave Jail PAQ the facility takes appropriate remedial measures and considers whether to prohibit further contact with inmates in the case of any other violation of agency sexual abuse or sexual harassment policies by a contractor or volunteer.</p> <p data-bbox="242 1464 1469 1592">Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Hiring, Promotions and Discipline P-900, page 5, section Procedure E: Corrective Action for Contractors and Volunteers, states, "In the case of any other violation of agency sexual abuse or sexual harassment policies by a contractor or volunteer, the facility shall take appropriate remedial measures, and shall consider whether to prohibit all further contact by the contractor or volunteer with inmates."</p>

115.178	Referral for prosecution for detainee-on-detainee sexual abuse
	<p data-bbox="240 147 738 174">Auditor Overall Determination: Meets Standard</p> <p data-bbox="240 210 451 237">Auditor Discussion</p> <p data-bbox="240 273 435 300">Document Review:</p> <ol data-bbox="240 331 1469 539" style="list-style-type: none"> <li data-bbox="240 331 451 358">1. Mojave Jail PAQ <li data-bbox="240 389 1469 450">2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Zero Tolerance of Sexual Abuse and Sexual Harassment P-100, dated 3.20.2019 <li data-bbox="240 481 1469 539">3. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Criminal and Administrative Investigations P-600, dated 7.29.2015 <p data-bbox="240 629 352 656">Interviews:</p> <ol data-bbox="240 687 746 770" style="list-style-type: none"> <li data-bbox="240 687 746 714">1. Senior Detention Deputy / Facility Investigator <li data-bbox="240 745 576 772">2. PREA Compliance Sergeant <p data-bbox="240 801 1425 828">Interviews with facility staff demonstrated there has not been an allegation of abuse reported within the last 12 months.</p> <p data-bbox="240 916 1490 1043">(a) The Mojave Jail PAQ states when there is probable cause to believe that a detainee sexually abused another detainee in a lockup, agency policy requires that the matter be referred to the appropriate prosecuting authority. In the past 12 months, the number of allegations where there was probable cause to believe that a detainee sexually abused another detainee in the facility was zero.</p> <p data-bbox="240 1131 1474 1290">Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Zero Tolerance of Sexual Abuse and Sexual Harassment P-100, page 1, policy statement, last paragraph states, "Reports of sexual abuse, or harassment of one inmate by another inmate, or retaliation towards an inmate by another inmate for reporting or cooperating in an investigation of sexual abuse or harassment will be investigated and referred for prosecution when appropriate in accordance with the PREAE reporting policy, Section P-450 of the DBPPM.</p> <p data-bbox="240 1377 1490 1473">Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Criminal and Administrative Investigations P-600, page 3, section Criminal Investigations, states, "Substantiated allegations of conduct that appears to be criminal shall be referred for prosecution assuming they fall within the statute of limitations PC 801.1."</p> <p data-bbox="240 1561 1294 1588">(b) This provision is not applicable as the Kern County Sheriff's Office conducts their own investigations.</p>

115.182	Access to emergency medical and mental health services
	<p data-bbox="240 147 738 174">Auditor Overall Determination: Meets Standard</p> <p data-bbox="240 210 451 237">Auditor Discussion</p> <p data-bbox="240 273 432 300">Document Review:</p> <ol data-bbox="240 331 1469 448" style="list-style-type: none"> <li data-bbox="240 331 451 358">1. Mojave Jail PAQ <li data-bbox="240 389 1469 448">2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Victim Services Response Plan P-550, dated 6.4.2015 <p data-bbox="240 533 352 560">Interviews:</p> <ol data-bbox="240 591 576 734" style="list-style-type: none"> <li data-bbox="240 591 424 618">1. Random staff <li data-bbox="240 649 536 676">2. Senior Detention Deputy <li data-bbox="240 707 576 734">3. PREA Compliance Sergeant <p data-bbox="240 766 1461 824">Interviews with facility staff demonstrated any inmate who is need of medical or mental health care would be transferred to the Lerdo Pre-Trial facility as the Mojave Jail Substation is not equipped for such care and or inmate needs.</p> <p data-bbox="240 913 416 940">Site Observation:</p> <p data-bbox="240 972 1461 1030">A review of inmate files and the Psychologist demonstrated inmate disclosure is documented and follow up medical and or mental health appointments are offered and documented.</p> <p data-bbox="240 1120 1469 1178">(a) The Mojave Jail PAQ states detainee victims of sexual abuse receive timely unimpeded access to emergency medical treatment.</p> <p data-bbox="240 1267 1422 1326">The PREA Manger states the Medical and mental health secondary materials are documented in the Medical and Mental Health records.</p> <p data-bbox="240 1415 1485 1576">Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Victim Services Response Plan P-550, page 1 policy statement, states, "The Kern County Sheriff's Office (KCSO) Detentions Bureau has developed a policy on victim services and a victim services response plan to provide inmate victims of sexual harassment, abuse or assault with immediate intervention and/or prompt emergency and crisis intervention services from medical, mental health, and victim advocates."</p> <p data-bbox="240 1666 1437 1724">(b) The Mojave Jail PAQ states treatment services are provided to every victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident.</p> <p data-bbox="240 1814 1485 1904">Kern County Sheriff's Office Detentions Bureau Policies and Procedures: Victim Services Response Plan P-550, page 1 policy statement, states, "KCSO shall provide free community level medical and mental health services to all sexual abuse victims with or without cooperation in any subsequent investigation."</p>

Auditor Overall Determination: Meets Standard

Auditor Discussion

Document Review:

1. Mojave Jail PAQ
2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA Data Collection, Reviews and Audits P-700, dated 3.14.2019

Interviews:

1. Investigation staff
2. PREA Compliance Sergeant

(a) The Mojave Jail PAQ states the facility conducts a sexual abuse incident review at the conclusion of every criminal or administrative sexual abuse investigation, unless the allegation has been determined to be unfounded. In the past 12 months there has been zero criminal and or administrative investigations of alleged sexual abuse completed at the facility,

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA Data Collection, Reviews and Audits P-700, page 2, section Procedure A: Sexual Abuse Incident Reviews, states, "The facility shall conduct an incident review (Attachment – 'C') at the conclusion of every sexual abuse investigation, including allegations not substantiated, unless the allegation has been determined to be unfounded. The incident review shall ordinarily occur within 30 days of the conclusion of the investigation."

(b) The Mojave Jail 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 zero.

(c) The Mojave Jail PAQ states the sexual abuse incident review team includes upper-level management officials and allows for input from line supervisors and investigators. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA Data Collection, Reviews and Audits P-700, page 2, section Procedure A: Sexual Abuse Incident Reviews, states, "The review team shall include the PREA coordinator, section manager, with input from line supervisors, investigators, and medical or mental health practitioners."

(d) The Mojave Jail 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.

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA Data Collection, Reviews and Audits P-700, page 2-3, section Procedure A: Sexual Abuse Incident Reviews, states,

The review team shall:

Consider whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse;

Consider whether the incident or allegation was motivated by any of the following factors:

- Race;
- Ethnicity;
- Gender identity;
- Lesbian, gay, bisexual, transgender or intersex identification;
- Status or perceived status;
- Gang affiliation;
- Other group dynamics at the facility;

Examine the area in the facility where the incident is reported to have occurred to assess if physical barriers exist in the area which may enable abuse;

Assess the adequacy of staffing levels in that area during different shifts;

Assess whether monitoring technology should be deployed or augmented to supplement supervision by staff; and

Prepare and submit a report of its findings, including any recommendations for improvement, to the PREA Compliance Sergeant and appropriate Section Manager.

(a) The Mojave Jail PAQ states the lockup implements the recommendations for improvement or documents its reasons for not doing so. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA Data Collection, Reviews and Audits P-700, page 2, section Procedure A: Sexual Abuse Incident Reviews, states, "The Section Manager shall implement the recommendations for improvement or document their reasons for not doing so."

115.187	Data collection
	<p data-bbox="240 147 738 174">Auditor Overall Determination: Meets Standard</p> <p data-bbox="240 210 451 237">Auditor Discussion</p> <p data-bbox="240 273 435 300">Document Review:</p> <ol data-bbox="240 331 1473 448" style="list-style-type: none"> <li data-bbox="240 331 451 358">1. Mojave Jail PAQ <li data-bbox="240 389 1473 448">2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Data Collection, Reviews and Audits P-700, dated 3.14.2019 <p data-bbox="240 533 1473 595">(a/c) The Mojave Jail 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="240 680 1492 810">Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Data Collection, Reviews and Audits P-700, page 1, policy statement, states, "The Kern County Sheriff's Office (KCSO) Detentions Bureau Compliance Section, in accordance with the Prison Rape Elimination Act (PREA), shall maintain incident data for all reports of sexual abuse, assault, and harassment.</p> <p data-bbox="240 896 1473 958">The Compliance Section shall conduct a review of each incident reported and evaluate the effectiveness of its sexual abuse prevention, detection, response policies, practices and training.</p> <p data-bbox="240 1043 1453 1106">All data shall be aggregated annually, and a report made available to the public on the Sheriff's Office public website. The data collected shall answer all questions from the most recent Department of Justice Survey of Sexual Violence.</p> <p data-bbox="240 1191 1485 1218">KCSO shall conduct an audit of each of its custodial facilities every three (3) years for compliance with the PREA standards."</p> <p data-bbox="240 1303 1090 1330">Page 3, section Procedure B: Data Collection, states, "The Compliance Section shall:</p> <ul data-bbox="240 1415 1473 1666" style="list-style-type: none"> <li data-bbox="240 1415 1473 1518">· Collect accurate, uniform data for every allegation of sexual assault/abuse at all KCSO custody facilities using a standardized instrument and set of definitions and aggregate the data at least annually. The data will be documented on an Annual PREA Facility Review Report form (Attachment 'D'); <li data-bbox="240 1603 1473 1666">· Collect incident-based data to 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. <p data-bbox="240 1751 1310 1778">(b) The Mojave Jail PAQ states the agency aggregates the incident-based sexual abuse at least annually.</p> <p data-bbox="240 1863 1473 1966">(b) The standardized instrument includes, at a minimum, the data necessary to answer all questions from the most recent version of the Local Jail Jurisdictions Survey of Sexual Violence (SSV) conducted by the Department of Justice, or any subsequent form developed by the Department of Justice and designated for lockups.</p> <p data-bbox="240 2051 1485 2145">(d) The Mojave Jail 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. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Data Collection, Reviews and Audits P-700, page 3, section Procedure</p>

B: Data Collection, state, "The Compliance Section shall:

· Maintain, review, and collect data as needed from all available incident-based documents, including reports, investigation files, and sexual assault/abuse incident reviews."

The agency provided a Kern County Sheriff's Office Annual PREA Facility Review Report Pre-Trial Facility. The report utilized definitions of "sexual abuse" and "sexual abuse" by a staff member, contractor, or volunteer as provided by 28 C.F.R. 115.6 in the National Standards to Prevent, Detect, and Respond to Prison Rape (under the Prison Rape Elimination Act of 2003)

(e) This provision is not applicable as Kern County Sheriff's Office does not have private facilities.

(f) DOJ agency data was completed in October 2021.

Auditor Overall Determination: Meets Standard

Auditor Discussion

Document Review:

1. Mojave Jail PAQ
2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Data Collection, Reviews and Audits P-700, dated 3.14.2019
3. Kern County Sheriff's Office Annual – 2020 PREA Facility Review Report - Pre-Trial Facility
4. Kern County Sheriff's Office Annual Pre-Trial Addendum 2020

(a) The Mojave Jail PAQ states the agency reviews data collected and aggregated pursuant to §115.387 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, and training, including:

- Identifying problem areas;
- Taking corrective action on an ongoing basis; and
- Preparing an annual report of its findings from its data review and any corrective actions for each lockup, as well as the agency as a whole.

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Data Collection, Reviews and Audits P-700, page 3, section Directive B-2: Data review for corrective action, states, "The Compliance Section shall conduct an annual review of the aggregated, incident-based data collected to assess and improve the effectiveness of all PREA related training, policies, and procedures.

The review data will be compiled into a report detailing the findings, which will include:

- Identification of any deficiencies within each facility or section;
- Suggested corrective actions (if any);

The completed report shall be forwarded to the Detentions Bureau Chief Deputy via chain of command for approval. Upon approval, the report will be made readily available to the public via the Sheriff's Office public website."

(b) The Mojave Jail 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.

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Data Collection, Reviews and Audits P-700, page 4, section Directive B-2: Data review for corrective action, states,

- "Comparison of the current year's data with the prior year; and
- Assessment of progress in addressing sexual assault/abuse."

The agency provided a Kern County Sheriff's Office Annual PREA Facility Review Report Pre-Trial Facility. The report utilized definitions of "sexual abuse" and "sexual abuse" by a staff member, contractor, or volunteer as provided by 28 C.F.R. 115.6 in the National Standards to Prevent, Detect, and Respond to Prison Rape (under the Prison Rape Elimination Act of 2003)

(c) The Mojave Jail 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 for the agency can be found at https://www.kernsheriff.org/PREA_Document/Pre_Trial_2020_PREA_Facility_Report.pdf

(d) The Mojave Jail 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.

Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Data Collection, Reviews and Audits P-700, page 4, section Directive B-2: Data review for corrective action, states, "Specific material that would present a clear and specific threat to the safety and security of a facility will be redacted prior to publication for public viewing. The report must indicate the nature of the material redacted."

115.189	Data storage, publication, and destruction
	Auditor Overall Determination: Meets Standard
	<p>Auditor Discussion</p> <p>Document Review:</p> <ol style="list-style-type: none"> 1. Mojave Jail PAQ 2. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Data Collection, Reviews and Audits P-700, dated 3.14.2019 <p>(a) The Mojave Jail PAQ states the agency ensures that incident-based and aggregate data are securely retained. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Data Collection, Reviews and Audits P-700, page 4, section Directive B-3: Data storage, publication and destruction, states, "The Compliance Section shall: Ensure the data collected is securely retained." Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Data Collection, Reviews and Audits P-700, page 1, policy statement, states, "All data shall be aggregated annually and a report made available to the public on the Sheriff's Office public website."</p> <p>(b) The Mojave Jail PAQ states agency policy requires that aggregated sexual abuse data from facilities under its direct control and private facilities with which it contracts be made readily available to the public at least annually through its website.</p> <p>(c) The Mojave Jail PAQ states before making aggregated sexual abuse data publicly available, the agency removes all personal identifiers. Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Data Collection, Reviews and Audits P-700, page 4, section B-3: Data storage, publication and destruction, states, "The Compliance Section shall: Remove all personal identifiers prior to making all facility aggregated sexual abuse data available to the public annually on its website."</p> <p>(d) Kern County Sheriff's Office Detentions Bureau Policies and Procedures: PREA – Data Collection, Reviews and Audits P-700, page 4, section B-3: Data storage, publication and destruction, states, "The Compliance Section shall: "Maintain collected sexual assault/abuse data for at least 10 years after the date of the initial collection, unless Federal, State, or local law requires otherwise."</p>

115.401	Frequency and scope of audits
	<p data-bbox="240 147 738 174">Auditor Overall Determination: Meets Standard</p> <p data-bbox="240 210 451 237">Auditor Discussion</p> <p data-bbox="240 273 435 300">Document Review:</p> <ol style="list-style-type: none"> <li data-bbox="240 331 1007 358">1. Kern County Sheriff's Office Detentions Bureau Policies and Procedures <ul style="list-style-type: none"> <li data-bbox="240 443 1458 537">(a) Kern County Sheriff's Office Detentions Bureau Policies and Procedures, page 57, section 115.401(a) states, "Information provided to auditors under this section is released consistent with the Freedom of Information Act/Privacy Act and all other applicable laws, rules, and regulations. <li data-bbox="240 622 1437 716">During the three-year period starting on August 20, 2013, and during each three-year period thereafter, the agency shall ensure that each facility operated by the agency, or by a private organization on behalf of the agency, is audited at least once." <li data-bbox="240 801 1449 896">(b) Kern County Sheriff's Office Detentions Bureau Policies and Procedures, page 57, section 115.401(b) states, "During each one-year period starting on August 20, 2013, the agency shall ensure that at least one-third of each facility type operated by the agency, or by a private organization on behalf of the agency, is audited." <li data-bbox="240 981 1442 1115">(c) Kern County Sheriff's Office Detentions Bureau Policies and Procedures, page 57, section 115.401(b) states, "The Department of Justice may send a recommendation to an agency for an expedited audit if the Department has reason to believe that a particular facility may be experiencing problems relating to sexual abuse. The recommendation may also include referrals to resources that may assist the agency with PREA- related issues." <li data-bbox="240 1200 1477 1294">(d) Kern County Sheriff's Office Detentions Bureau Policies and Procedures, page 57, section 115.401(b) states, "The Department of Justice shall develop and issue an audit instrument that will provide guidance on the conduct of and contents of the audit." <li data-bbox="240 1379 1461 1473">(e) Kern County Sheriff's Office Detentions Bureau Policies and Procedures, page 57, section 115.401(e) states, "The auditor shall review all relevant agency-wide policies, procedures, reports, internal and external audits, "and accreditations for each facility type." <li data-bbox="240 1559 1490 1653">(f) Kern County Sheriff's Office Detentions Bureau Policies and Procedures, page 58, section 115.401(f) states, "The audits shall review, at a minimum, a sampling of relevant documents and other records and information for the most recent one-year period." <li data-bbox="240 1738 1422 1805">(g) Kern County Sheriff's Office Detentions Bureau Policies and Procedures, page 58, section 115.401(g) states, "The auditor shall have access to, and shall observe, all areas of the audited facilities." <li data-bbox="240 1890 1422 1984">(h) Kern County Sheriff's Office Detentions Bureau Policies and Procedures, page 58, section 115.401(h) states, "The auditor shall be permitted to request and receive copies of any relevant documents (including electronically stored information)." <li data-bbox="240 2069 1458 2136">(i) Kern County Sheriff's Office Detentions Bureau Policies and Procedures, page 58, section 115.401(i) states, "The auditor shall retain and preserve all documentation (including, e.g., video tapes and interview notes) relied upon in making

audit determinations. Such documentation shall be provided to the Department of Justice upon request.”

(j) Kern County Sheriff’s Office Detentions Bureau Policies and Procedures, page 58, section 115.401(j) states, “The auditor shall interview a representative sample of inmates, residents, and inmates, and of staff, supervisors, and administrators.

The local Union will be given the opportunity to have the designated representative interviewed.”

(k) Kern County Sheriff’s Office Detentions Bureau Policies and Procedures, page 58, section 115.401(k) states, “The auditor shall review a sampling of any available videotapes and other electronically available data (e.g., Watchtour) that may be relevant to the provisions being audited.”

(l) Kern County Sheriff’s Office Detentions Bureau Policies and Procedures, page 58, section 115.401(l) states, “The auditor shall be permitted to conduct private interviews with inmates, residents, and inmates.

This section refers to in-person interviews. Institutions may use attorney-client rooms or other appropriate areas, taking institution security concerns into account.”

(m) Kern County Sheriff’s Office Detentions Bureau Policies and Procedures, page 58, section 115.401(m) states, “Inmates, residents, and inmates shall be permitted to send confidential information or correspondence to the auditor in the same manner as if they were communicating with legal counsel.

Inmates are able to use Special Mail procedures relevant to attorneys and legal counsel when sending confidential information or correspondence to PREA auditors, consistent with the Program Statement Correspondence. The Institution PREA Compliance Manager will notify the institution mailroom when the PREA audit is beginning and ending, which will determine the time frame for PREA auditor mail to be treated as Special Mail.”

(n) Kern County Sheriff’s Office Detentions Bureau Policies and Procedures, page 58, section 115.401(n) states, “Auditors shall attempt to communicate with community-based or victim advocates who may have insight into relevant conditions in the facility.”

115.403	Audit contents and findings
	Auditor Overall Determination: Meets Standard
	<p data-bbox="229 192 1509 255">Auditor Discussion</p> <p data-bbox="229 255 1509 318">115.403</p> <p data-bbox="229 318 1509 434">(a) Kern County Sheriff's Office Detentions Bureau Policies and Procedures, page 59, section 115.403 (a) states, "Each audit shall include a certification by the auditor that no conflict of interest exists with respect to his or her ability to conduct an audit of the agency under review."</p> <p data-bbox="229 497 1509 568">(b) Kern County Sheriff's Office Detentions Bureau Policies and Procedures, page 59, section 115.403 (b) states, "Audit reports shall state whether agency-wide policies and procedures comply with relevant PREA standards."</p> <p data-bbox="229 631 1509 819">(b) Kern County Sheriff's Office Detentions Bureau Policies and Procedures, page 59, section 115.403 (c) states, "For each PREA standard, the auditor shall determine whether the audited facility reaches one of the following findings: Exceeds Standard (substantially exceeds requirement of standard); Meets Standard (substantial compliance; complies in all material ways with the standard for the relevant review period); Does Not Meet Standard (requires corrective action). The audit summary shall indicate, among other things, the number of provisions the facility has achieved at each grade level."</p> <p data-bbox="229 882 1509 999">(c) Kern County Sheriff's Office Detentions Bureau Policies and Procedures, page 59, section 115.403 (d) states, "Audit reports shall describe the methodology, sampling sizes, and basis for the auditor's conclusions with regard to each standard provision for each audited facility and shall include recommendations for any required corrective action."</p> <p data-bbox="229 1061 1509 1178">(d) Kern County Sheriff's Office Detentions Bureau Policies and Procedures, page 59, section 115.403 (e) states, "Auditors shall redact any personally identifiable inmate or staff information from their reports, but shall provide such information to the agency upon request, and may provide such information to the Department of Justice."</p> <p data-bbox="229 1240 1509 1357">(e) Kern County Sheriff's Office Detentions Bureau Policies and Procedures, page 60, section 115.403 (f) states, "The agency shall ensure that the auditor's final report is published on the agency's Web site if it has one or is otherwise made readily available to the public."</p> <p data-bbox="229 1420 1509 1527">The final report will be posted on the Bureau's public website within 15 working days of receipt. The most recent final report for each facility must be posted."</p>

Appendix: Provision Findings		
115.111 (a)	Zero tolerance of sexual abuse and sexual harassment	
	Does the agency have a written policy mandating zero tolerance toward all forms of sexual abuse and sexual harassment?	yes
	Does the written policy outline the agency's approach to preventing, detecting, and responding to sexual abuse and sexual harassment?	yes
115.111 (b)	Zero tolerance of sexual abuse and sexual harassment	
	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 lockups?	yes
115.112 (a)	Contracting with other entities for the confinement of detainees	
	If this agency is law enforcement and it contracts for the confinement of its lockup detainees in lockups operated by 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 law enforcement agency does not contract with private agencies or other entities for the confinement of detainees.)	na
115.112 (b)	Contracting with other entities for the confinement of detainees	
	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 law enforcement agency does not contract with private agencies or other entities for the confinement of detainees OR the response to 115.112(a)-1 is "NO".)	na
115.113 (a)	Supervision and monitoring	
	Does the agency ensure that it has developed for each lockup a staffing plan that provides for adequate levels of staffing and, where applicable, video monitoring, to protect detainees against sexual abuse?	yes
	Does the agency ensure that it has documented for each lockup a staffing plan that provides for adequate levels of staffing and, where applicable, video monitoring, to protect detainees against sexual abuse?	yes
	Does the agency ensure that it takes into consideration the 4 criteria below in calculating adequate staffing levels and determining the need for video monitoring: The physical layout of each lockup?	yes
	Does the agency ensure that it takes into consideration the 4 criteria below in calculating adequate staffing levels and determining the need for video monitoring: The composition of the detainee population?	yes
	Does the agency ensure that it takes into consideration the 4 criteria below in calculating adequate staffing levels and determining the need for video monitoring: The prevalence of substantiated and unsubstantiated incidents of sexual abuse?	yes
	Does the agency ensure that it takes into consideration the 4 criteria below in calculating adequate staffing levels and determining the need for video monitoring: Any other relevant factors?	yes
115.113 (b)	Supervision and monitoring	
	In circumstances where the staffing plan is not complied with, does the lockup document and justify all deviations from the plan? (N/A if no deviations from staffing plan.)	yes

115.113 (c)	Supervision and monitoring	
	In the past 12 months, has the lockup assessed, determined, and documented whether adjustments are needed to: 1. The staffing plan established pursuant to paragraph (a) of this section?	yes
	In the past 12 months, has the lockup assessed, determined, and documented whether adjustments are needed to: Prevailing staffing patterns?	yes
	In the past 12 months, has the lockup assessed, determined, and documented whether adjustments are needed to: The lockup's deployment of video monitoring systems and other monitoring technologies?	yes
	In the past 12 months, has the lockup assessed, determined, and documented whether adjustments are needed to: The resources the lockup has available to commit to ensure adequate staffing levels?	yes
115.113 (d)	Supervision and monitoring	
	If vulnerable detainees are identified pursuant to the screening required by § 115.141, does security staff provide such detainees with heightened protection, to include: Continuous direct sight and sound supervision?	yes
	If vulnerable detainees are identified pursuant to the screening required by § 115.141, does security staff provide such detainees with heightened protection, to include: Single-cell housing or placement in a cell actively monitored on video by a staff member sufficiently proximate to intervene, unless no such option is determined to be feasible?	yes
115.114 (a)	Juveniles and youthful detainees	
	Are juveniles and youthful detainees held separately from adult detainees? (N/A if the facility does not hold juveniles or youthful detainees (detainees <18 years old).)	na
115.115 (a)	Limits to cross-gender viewing and searches	
	Does the lockup 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
115.115 (b)	Limits to cross-gender viewing and searches	
	Does the lockup document all cross-gender strip searches and cross-gender visual body cavity searches?	yes
115.115 (c)	Limits to cross-gender viewing and searches	
	Does the lockup implement policies and procedures that enable detainees to shower, perform bodily functions, and change clothing without nonmedical staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks?	yes
	Does the lockup require staff of the opposite gender to announce their presence when entering an area where detainees are likely to be showering, performing bodily functions, or changing clothing?	yes
115.115 (d)	Limits to cross-gender viewing and searches	
	Does the lockup always refrain from searching or physically examining transgender or intersex detainees for the sole purpose of determining the detainee's genital status?	yes
	If a detainee's genital status is unknown, does the lockup determine genital status during conversations with the detainee, 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

115.115 (e)	Limits to cross-gender viewing and searches	
	Does the agency train law enforcement 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 agency train law enforcement staff in how to conduct searches of transgender and intersex detainees in a professional and respectful manner, and in the least intrusive manner possible, consistent with security needs?	yes
115.116 (a)	Detainees with disabilities and detainees who are limited English proficient	
	Does the agency take appropriate steps to ensure that detainees 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: Detainees who are deaf or hard of hearing?	yes
	Does the agency take appropriate steps to ensure that detainees 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: Detainees who are blind or have low vision?	yes
	Does the agency take appropriate steps to ensure that detainees 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: Detainees who have intellectual disabilities?	yes
	Does the agency take appropriate steps to ensure that detainees 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: Detainees who have psychiatric disabilities?	yes
	Does the agency take appropriate steps to ensure that detainees 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: Detainees who have speech disabilities?	yes
	Does the agency take appropriate steps to ensure that detainees 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 the overall determination notes.)	yes
	Do such steps include, when necessary, ensuring effective communication with detainees who are deaf or hard of hearing?	yes
	Do such steps include, when necessary, providing access to interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary?	yes
	Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with detainees with disabilities including detainees who: Have intellectual disabilities?	yes
	Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with detainees with disabilities including detainees 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 detainees with disabilities including detainees who: are blind or have low vision?	yes

115.116 (b)	Detainees with disabilities and detainees who are limited English proficient	
	Does the agency take reasonable steps to ensure meaningful access to all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment to detainees who are limited English proficient?	yes
	Do these steps include providing interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary?	yes
115.116 (c)	Detainees with disabilities and detainees who are limited English proficient	
	Does the agency always refrain from relying on detainee interpreters, detainee readers, or other types of detainee assistants except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the detainee's safety, the performance of first-response duties under §115.164, or the investigation of the detainee's allegations?	yes
115.117 (a)	Hiring and promotion decisions	
	Does the agency prohibit the hiring or promotion of anyone who may have contact with detainees 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 detainees 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 detainees who: Has been civilly or administratively adjudicated to have engaged in the activity described in the bullet immediately above?	yes
	Does the agency prohibit the enlistment of services of any contractor who may have contact with detainees who: o Has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. 1997)?	yes
	Does the agency prohibit the enlistment of services of any contractor who may have contact with detainees who: Has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse?	yes
	Does the agency prohibit the enlistment of services of any contractor who may have contact with detainees who: Has been civilly or administratively adjudicated to have engaged in the activity described in the bullet immediately above?	yes
115.117 (b)	Hiring and promotion decisions	
	Does the agency consider any incidents of sexual harassment in determining whether to hire or promote anyone, or to enlist the services of any contractor, who may have contact with detainees?	yes
115.117 (c)	Hiring and promotion decisions	
	Before hiring new employees who may have contact with detainees, does the agency: Perform a criminal background records check?	yes
	Before hiring new employees who may have contact with detainees, does the agency: Consistent with Federal, State, and local law, make its best efforts to contact all prior institutional employers for information on substantiated allegations of sexual abuse or any resignation during a pending investigation of an allegation of sexual abuse?	yes
115.117 (d)	Hiring and promotion decisions	
	Does the agency perform a criminal background records check before enlisting the services of any contractor who may have contact with detainees?	yes

115.117 (e)	Hiring and promotion decisions	
	Does the agency either conduct criminal background records checks at least every five years of current employees and contractors who may have contact with detainees or have in place a system for otherwise capturing such information for current employees?	yes
115.117 (f)	Hiring and promotion decisions	
	Does the agency ask all applicants and employees who may have contact with detainees 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 detainees 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
115.117 (g)	Hiring and promotion decisions	
	Does the agency consider material omissions regarding such misconduct, or the provision of materially false information, grounds for termination?	yes
115.117 (h)	Hiring and promotion decisions	
	Unless prohibited by law, does the agency provide information on substantiated allegations of sexual abuse or sexual harassment involving a former employee upon receiving a request from an institutional employer for whom such employee has applied to work? (N/A if providing information on substantiated allegations of sexual abuse or sexual harassment involving a former employee is prohibited by law.)	yes
115.118 (a)	Upgrades to facilities and technologies	
	If the agency designed or acquired any new lockup or planned any substantial expansion or modification of existing lockups, did the agency consider the effect of the design, acquisition, expansion, or modification upon the agency's ability to protect detainees from sexual abuse? (N/A if agency/facility has not acquired a new facility or made a substantial expansion to existing facilities since August 20, 2012, or since the last PREA audit, whichever is later.)	na
115.118 (b)	Upgrades to facilities and technologies	
	If the agency installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology, did the agency consider how such technology may enhance the agency's ability to protect detainees from sexual abuse? (N/A if agency/facility has not installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology since August 20, 2012, or since the last PREA audit, whichever is later.)	na
115.121 (a)	Evidence protocol and forensic medical examinations	
	If the agency is responsible for investigating allegations of sexual abuse in its lockups, 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

115.121 (b)	Evidence protocol and forensic medical examinations	
	Is this protocol developmentally appropriate for youth where applicable? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.)	na
	Is this protocol, as appropriate, adapted from or otherwise based on the most recent edition of the U.S. Department of Justice's Office on Violence Against Women publication, "A National Protocol for Sexual Assault Medical Forensic Examinations, Adults/Adolescents," or similarly comprehensive and authoritative protocols developed after 2011? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.)	yes
115.121 (c)	Evidence protocol and forensic medical examinations	
	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
115.121 (d)	Evidence protocol and forensic medical examinations	
	If the detainee is transported for a forensic examination to an outside hospital that offers victim advocacy services, does the agency permit the detainee to use such services to the extent available, consistent with security needs?	yes
115.121 (e)	Evidence protocol and forensic medical examinations	
	If the agency itself is not responsible for investigating allegations of sexual abuse, has the agency requested that the investigating entity follow the requirements of paragraphs (a) through (e) of this section? (N/A if the agency/facility is responsible for conducting any form of criminal or administrative sexual abuse investigations.)	yes
115.122 (a)	Policies to ensure referrals of allegations for investigations	
	Does the agency ensure an administrative or criminal investigation is completed for all allegations of sexual abuse?	yes
	Does the agency ensure an administrative or criminal investigation is completed for all allegations of sexual harassment?	yes

115.122 (b)	Policies to ensure referrals of allegations for investigations	
	If another law enforcement agency is responsible for conducting investigations of allegations of sexual abuse and sexual harassment in its lockups, does the agency have a policy in place to ensure that such allegations are referred for investigation to an agency with the legal authority to conduct criminal investigations, unless the allegation does not involve potentially criminal behavior? (N/A if agency is responsible for conducting administrative and criminal investigations of sexual abuse or sexual harassment. See 115.121(a).)	na
	Has the agency published such policy, including a description of responsibilities of both the agency and the investigating entity, on its website or, if it does not have one, made the policy available through other means? (N/A if agency is responsible for conducting administrative and criminal investigations of sexual abuse or sexual harassment. See 115.121(a).)	yes
	Does the agency document all such referrals? (N/A if agency is responsible for conducting administrative and criminal investigations of sexual abuse or sexual harassment. See 115.121(a).)	yes
115.131 (a)	Employee and volunteer training	
	Does the agency train all employees and volunteers who may have contact with lockup detainees to be able to fulfill their responsibilities under agency sexual abuse prevention, detection, and response policies and procedures, including training on: Its zero-tolerance policy and detainees' right to be free from sexual abuse and sexual harassment?	yes
	Does the agency train all employees and volunteers who may have contact with lockup detainees to be able to fulfill their responsibilities under agency sexual abuse prevention, detection, and response policies and procedures, including training on: The dynamics of sexual abuse and sexual harassment in confinement, including which detainees are most vulnerable in lockup settings?	yes
	Does the agency train all employees and volunteers who may have contact with lockup detainees to be able to fulfill their responsibilities under agency sexual abuse prevention, detection, and response policies and procedures, including training on: The right of detainees and employees to be free from retaliation for reporting sexual abuse or harassment?	yes
	Does the agency train all employees and volunteers who may have contact with lockup detainees to be able to fulfill their responsibilities under agency sexual abuse prevention, detection, and response policies and procedures, including training on: How to detect and respond to signs of threatened and actual sexual abuse?	yes
	Does the agency train all employees and volunteers who may have contact with lockup detainees to be able to fulfill their responsibilities under agency sexual abuse prevention, detection, and response policies and procedures, including training on: How to communicate effectively and professionally with all detainees?	yes
	Does the agency train all employees and volunteers who may have contact with lockup detainees to be able to fulfill their responsibilities under agency sexual abuse prevention, detection, and response policies and procedures, including training on: How to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities?	yes
115.131 (b)	Employee and volunteer training	
	Have all current employees and volunteers who may have contact with detainees received such training?	yes
	Does the agency provide each employee and volunteer with annual refresher information to ensure that they know the agency's current sexual abuse and sexual harassment policies and procedures?	yes
115.131 (c)	Employee and volunteer training	
	Does the agency document, through employee signature or electronic verification, that employees understand the training they have received?	yes

115.132 (a)	Detainee, contractor, and inmate worker notification of the agency's zero-tolerance policy	
	During the intake process, do employees notify all detainees of the agency's zero-tolerance policy regarding sexual abuse and sexual harassment?	yes
115.132 (b)	Detainee, contractor, and inmate worker notification of the agency's zero-tolerance policy	
	Does the agency ensure that, upon entering the lockup, all contractors and any inmates who work in the lockup are informed of the agency's zero-tolerance policy regarding sexual abuse and sexual harassment?	yes
115.134 (a)	Specialized training: Investigations	
	In addition to the general training provided to all employees and volunteers pursuant to §115.131, does the agency ensure that, to the extent the agency itself conducts sexual abuse investigations, its investigators have received training in conducting such investigations in confinement settings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.121(a).)	yes
115.134 (b)	Specialized training: Investigations	
	Does this specialized training include: Techniques for interviewing sexual abuse victims? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.121(a).)	yes
	Does this specialized training include: Proper use of Miranda and Garrity warnings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.121(a).)	yes
	Does this specialized training include: Sexual abuse evidence collection in confinement settings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.121(a).)	yes
	Does this specialized training include: The criteria and evidence required to substantiate a case for administrative action or prosecution referral? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.121(a).)	yes
115.134 (c)	Specialized training: Investigations	
	Does the agency maintain documentation that agency investigators have completed the required specialized training in conducting sexual abuse investigations? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.121(a).)	yes
115.141 (a)	Screening for risk of victimization and abusiveness	
	If the lockup is not utilized to house detainees overnight, before placing any detainees together in a holding cell do staff consider whether, based on the information before them, a detainee may be at a high risk of being sexually abused? (N/A if the lockup is utilized to house detainees overnight.)	yes
	When appropriate, do staff take necessary steps to mitigate such danger to the detainee? (N/A if the lockup is utilized to house detainees overnight.)	yes
115.141 (b)	Screening for risk of victimization and abusiveness	
	If the lockup is utilized to house detainees overnight, are all detainees screened to assess their risk of being sexually abused by other detainees or sexually abusive toward other detainees? (N/A if lockup is NOT used to house detainees overnight.)	yes
115.141 (c)	Screening for risk of victimization and abusiveness	
	In lockups described in paragraph (b) of this section, do staff always ask the detainee about his or her own perception of vulnerability? (N/A if lockup is NOT used to house detainees overnight.)	yes

115.141 (d)	Screening for risk of victimization and abusiveness	
	Does the screening process in the lockups described in paragraph (b) of this section consider, to the extent that the information is available, the following criteria to screen detainees for risk of sexual victimization: Whether the detainee has a mental, physical, or developmental disability. (N/A if lockup is NOT used to house detainees overnight.)	yes
	Does the screening process in the lockups described in paragraph (b) of this section consider, to the extent that the information is available, the following criteria to screen detainees for risk of sexual victimization: The age of the detainee? (N/A if lockup is NOT used to house detainees overnight.)	yes
	Does the screening process in the lockups described in paragraph (b) of this section consider, to the extent that the information is available, the following criteria to screen detainees for risk of sexual victimization: The physical build and appearance of the detainee? (N/A if lockup is NOT used to house detainees overnight.)	yes
	Does the screening process in the lockups described in paragraph (b) of this section consider, to the extent that the information is available, the following criteria to screen detainees for risk of sexual victimization: Whether the detainee has previously been incarcerated? (N/A if lockup is NOT used to house detainees overnight.)	yes
	Does the screening process in the lockups described in paragraph (b) of this section consider, to the extent that the information is available, the following criteria to screen detainees for risk of sexual victimization: The nature of the detainee's alleged offense and criminal history? (N/A if lockup is NOT used to house detainees overnight.)	yes
115.151 (a)	Detainee reporting	
	Does the agency provide multiple ways for detainees to privately report: Sexual abuse and sexual harassment?	yes
	Does the agency provide multiple ways for detainees to privately report: Retaliation by other detainees or staff for reporting sexual abuse and sexual harassment?	yes
	Does the agency provide multiple ways for detainees to privately report: Staff neglect or violation of responsibilities that may have contributed to such incidents?	yes
115.151 (b)	Detainee reporting	
	Does the agency also provide at least one way for idetainees 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 entity or office able to receive and immediately forward detainee reports of sexual abuse and sexual harassment to agency officials?	yes
	Does that private entity or office allow the detainee to remain anonymous upon request?	yes
115.151 (c)	Detainee reporting	
	Do staff members accept reports of sexual abuse and sexual harassment made verbally, in writing, anonymously, and from third parties?	yes
	Do staff members promptly document any verbal reports of sexual abuse and sexual harassment ?	yes
115.151 (d)	Detainee reporting	
	Does the agency provide a method for staff to privately report sexual abuse and sexual harassment of detainees?	yes

115.154 (a)	Third-party reporting	
	Has the agency established a method to receive third-party reports of sexual abuse and sexual harassment in its lockups?	yes
	Has the agency distributed publicly information on how to report sexual abuse and sexual harassment on behalf of a detainee?	yes
115.161 (a)	Staff and agency reporting duties	
	Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding an incident of sexual abuse or sexual harassment that occurred in an agency lockup?	yes
	Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding retaliation against detainees or staff who reported such an incident?	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
115.161 (b)	Staff and agency reporting duties	
	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, and investigation decisions?	yes
115.161 (c)	Staff and agency reporting duties	
	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
115.161 (d)	Staff and agency reporting duties	
	Does the agency report all allegations of sexual abuse, including third-party and anonymous reports, to the agency's designated investigators?	yes
115.162 (a)	Agency protection duties	
	When the agency learns that a detainee is subject to a substantial risk of imminent sexual abuse, does it take immediate action to protect the detainee?	yes
115.163 (a)	Reporting to other confinement facilities	
	Upon receiving an allegation that a detainee 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
115.163 (b)	Reporting to other confinement facilities	
	Is such notification provided as soon as possible, but no later than 72 hours after receiving the allegation?	yes
115.163 (c)	Reporting to other confinement facilities	
	Does the agency document that it has provided such notification?	yes
115.163 (d)	Reporting to other confinement facilities	
	Does the facility head or agency office that receives such notification ensure that the allegation is investigated in accordance with these standards?	yes

115.164 (a)	Staff first responder duties	
	Upon learning of an allegation that a detainee was sexually abused, is the first law enforcement staff member to respond to the report required to: Separate the alleged victim and abuser?	yes
	Upon learning of an allegation that a detainee was sexually abused, is the first law enforcement 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 detainee was sexually abused, is the first law enforcement 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 detainee was sexually abused, is the first law enforcement staff member to respond to the report required to: Ensure that the alleged abuser does not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating, if the abuse occurred within a time period that still allows for the collection of physical evidence?	yes
115.164 (b)	Staff first responder duties	
	If the first staff responder is not a law enforcement staff member, is the responder required to request that the alleged victim not take any actions that could destroy physical evidence, and then notify law enforcement staff?	yes
115.165 (a)	Coordinated response	
	Has the agency 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 a lockup incident of sexual abuse?	yes
	If a victim is transferred from the lockup to a jail, prison, or medical facility, does the agency, as permitted by law and unless the victim requests otherwise, inform the receiving facility of the incident and the victim's potential need for medical or social services?	yes
115.165 (b)	Coordinated response	
	If a victim is transferred from the lockup to a jail, prison, or medical facility, does the agency, as permitted by law, inform the receiving facility of the incident unless the victim requests otherwise? (N/A if the agency is not permitted by law to inform a receiving facility, where a victim is transferred from the lockup to a jail, prison, or medical facility as a result of an allegation of sexual abuse of the incident and the victim's potential need for medical or social services.)	yes
	If a victim is transferred from the lockup to a jail, prison, or medical facility, does the agency, as permitted by law, inform the receiving facility of the victim's potential need for medical or social services unless the victim requests otherwise? (N/A if the agency is not permitted by law to inform a receiving facility, where a victim is transferred from the lockup to a jail, prison, or medical facility as a result of an allegation of sexual abuse of the incident and the victim's potential need for medical or social services.)	yes
115.166 (a)	Preservation of ability to protect detainees from contact with abusers	
	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 detainees pending the outcome of an investigation or of a determination of whether and to what extent discipline is warranted?	yes

115.167 (a)	Agency protection against retaliation	
	Has the agency established a policy to protect all detainees and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other detainees or staff?	yes
	Has the agency designated which staff members or departments are charged with monitoring retaliation?	yes
115.167 (b)	Agency protection against retaliation	
	Does the agency employ multiple protection measures, such as housing changes or transfers for detainee victims or abusers, removal of alleged staff or detainee abusers from contact with victims, and emotional support services for detainees or staff who fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigations?	yes
115.167 (c)	Agency protection against retaliation	
	Except in instances where the agency determines that a report of sexual abuse is unfounded, does the agency: Monitor the conduct and treatment of detainees or staff who have reported sexual abuse?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, does the agency: Monitor the conduct and treatment of detainees who were reported to have suffered sexual abuse?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, does the agency: Act promptly to remedy any such retaliation?	yes
115.167 (d)	Agency protection against retaliation	
	If any other individual who cooperates with an investigation expresses a fear of retaliation, does the agency take appropriate measures to protect that individual against retaliation?	yes
115.171 (a)	Criminal and administrative agency investigations	
	When the agency conducts its own investigations into allegations of sexual abuse and sexual harassment, does it do so promptly, thoroughly, and objectively? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations. See 115.121(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 115.121(a).)	yes
115.171 (b)	Criminal and administrative agency investigations	
	Where sexual abuse is alleged, does the agency use investigators who have received specialized training in sexual abuse investigations as required by 115.134?	yes
115.171 (c)	Criminal and administrative agency investigations	
	Do investigators gather and preserve direct and circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data?	yes
	Do investigators interview alleged victims, suspected perpetrators, and witnesses?	yes
	Do investigators review prior reports and complaints of sexual abuse involving the suspected perpetrator?	yes
115.171 (d)	Criminal and administrative agency investigations	
	When the quality of evidence appears to support criminal prosecution, does the agency conduct compelled interviews only after consulting with prosecutors as to whether compelled interviews may be an obstacle for subsequent criminal prosecution?	yes

115.171 (e)	Criminal and administrative agency investigations	
	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 detainee or staff?	yes
	Does the agency investigate allegations of sexual abuse without requiring a detainee who alleges sexual abuse to submit to a polygraph examination or other truth-telling device as a condition for proceeding?	yes
115.171 (f)	Criminal and administrative agency investigations	
	Do administrative investigations include an effort to determine whether staff actions or failures to act contributed to the abuse?	yes
	Are administrative investigations documented in written reports that include a description of the physical evidence and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings?	yes
115.171 (g)	Criminal and administrative agency investigations	
	Are criminal investigations documented in a written report that contains a thorough description of the physical, testimonial, and documentary evidence and attaches copies of all documentary evidence where feasible?	yes
115.171 (h)	Criminal and administrative agency investigations	
	Are all substantiated allegations of conduct that appears to be criminal referred for prosecution?	yes
115.171 (i)	Criminal and administrative agency investigations	
	Does the agency retain all written reports referenced in 115.171(f) and (g) for as long as the alleged abuser is incarcerated or employed by the agency, plus five years?	yes
115.171 (j)	Criminal and administrative agency investigations	
	Does the agency ensure that the departure of an alleged abuser or victim from the employment or control of the lockup or agency does not provide a basis for terminating an investigation?	yes
115.171 (l)	Criminal and administrative agency investigations	
	When outside agencies investigate sexual abuse, does the agency cooperate with outside investigators and endeavor to remain informed about the progress of the investigation? (N/A if an outside agency does not conduct administrative or criminal sexual abuse investigations. See 115.121(a).)	na
115.172 (a)	Evidentiary standard for administrative investigations	
	Is it true that the agency does not impose a standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated?	yes
115.176 (a)	Disciplinary sanctions for staff	
	Are staff subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies?	yes
115.176 (b)	Disciplinary sanctions for staff	
	Is termination the presumptive disciplinary sanction for staff who have engaged in sexual abuse?	yes
115.176 (c)	Disciplinary sanctions for staff	
	Are disciplinary sanctions for violations of agency policies relating to sexual abuse or sexual harassment (other than actually engaging in sexual abuse) commensurate with the nature and circumstances of the acts committed, the staff member's disciplinary history, and the sanctions imposed for comparable offenses by other staff with similar histories?	yes

115.176 (d)	Disciplinary sanctions for staff	
	Are all terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, reported to: o Law enforcement agencies, unless the activity was clearly not criminal?	yes
	Are all terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, reported to: Relevant licensing bodies?	yes
115.177 (a)	Corrective action for contractors and volunteers	
	Is any contractor or volunteer who engages in sexual abuse prohibited from contact with detainees?	yes
	Is any contractor or volunteer who engages in sexual abuse reported to: Law enforcement agencies(unless the activity was clearly not criminal)?	yes
	Is any contractor or volunteer who engages in sexual abuse reported to: Relevant licensing bodies?	yes
115.177 (b)	Corrective action for contractors and volunteers	
	In the case of any other violation of agency sexual abuse or sexual harassment policies by a contractor or volunteer, does the facility take appropriate remedial measures, and consider whether to prohibit further contact with detainees?	yes
115.178 (a)	Referral for prosecution for detainee-on-detainee sexual abuse	
	When there is probable cause to believe that a detainee sexually abused another detainee in a lockup, does the agency refer the matter to the appropriate prosecuting authority?	yes
115.178 (b)	Referral for prosecution for detainee-on-detainee sexual abuse	
	If the agency itself is not responsible for investigating allegations of sexual abuse, does the agency inform the investigating entity of this policy? (N/A if the agency/facility is responsible for administrative and criminal investigations. See 115.121(a).)	na
115.182 (a)	Access to emergency medical and mental health services	
	Do detainee victims of sexual abuse in lockups receive timely, unimpeded access to emergency medical treatment?	yes
115.182 (b)	Access to emergency medical and mental health services	
	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
115.186 (a)	Sexual abuse incident reviews	
	Does the lockup conduct a sexual abuse incident review at the conclusion of every sexual abuse investigation, including where the allegation has not been substantiated, unless the allegation has been determined to be unfounded?	yes
115.186 (b)	Sexual abuse incident reviews	
	Does such review ordinarily occur within 30 days of the conclusion of the investigation?	yes
115.186 (c)	Sexual abuse incident reviews	
	Does the review team include upper-level management officials, with input from line supervisors and investigators?	yes

115.186 (d)	Sexual abuse incident reviews	
	Does the review team: Consider whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse?	yes
	Does the review team: Consider whether the incident or allegation was motivated by race; ethnicity; gender identity; lesbian, gay, bisexual, transgender, or intersex identification, status, or perceived status; gang affiliation; or was motivated or otherwise caused by other group dynamics at the lockup?	yes
	Does the review team: Examine the area in the lockup 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 §§ 115.186(d)(1)-(d)(5), and any recommendations for improvement and submit such report to the lockup head and agency PREA coordinator?	yes
115.186 (e)	Sexual abuse incident reviews	
	Does the lockup implement the recommendations for improvement, or document its reasons for not doing so?	yes
115.187 (a)	Data collection	
	Does the agency collect accurate, uniform data for every allegation of sexual abuse at lockups under its direct control using a standardized instrument and set of definitions?	yes
115.187 (b)	Data collection	
	Does the agency aggregate the incident-based sexual abuse data at least annually?	yes
115.187 (c)	Data collection	
	Does the incident-based data include, at a minimum, the data necessary to answer all questions from the most recent version of the Local Jail Jurisdictions Survey of Sexual Violence conducted by the Department of Justice, or any subsequent form developed by the Department of Justice and designated for lockups?	yes
115.187 (d)	Data collection	
	Does the agency maintain, review, and collect data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews?	yes
115.187 (e)	Data collection	
	Does the agency also obtain incident-based and aggregated data from every private facility with which it contracts for the confinement of its detainees? (N/A if the agency does not contract for the confinement of its detainees.)	na
115.187 (f)	Data collection	
	Does the agency, upon request, provide all such data from the previous calendar year to the Department of Justice no later than June 30? (N/A if DOJ has not requested agency data.)	na

115.188 (a)	Data review for corrective action	
	Does the agency review data collected and aggregated pursuant to § 115.187 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 § 115.187 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 § 115.187 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 lockup, as well as the agency as a whole?	yes
115.188 (b)	Data review for corrective action	
	Does the agency's annual report include a comparison of the current year's data and corrective actions with those from prior years and provide an assessment of the agency's progress in addressing sexual abuse?	yes
115.188 (c)	Data review for corrective action	
	Is the agency's annual report approved by the agency head and made readily available to the public through its website or, if it does not have one, through other means?	yes
115.188 (d)	Data review for corrective action	
	Does the agency indicate the nature of the material redacted where it redacts specific material from the reports when publication would present a clear and specific threat to the safety and security of a lockup?	yes
115.189 (a)	Data storage, publication, and destruction	
	Does the agency ensure that data collected pursuant to § 115.187 are securely retained?	yes
115.189 (b)	Data storage, publication, and destruction	
	Does the agency make all aggregated sexual abuse data, from lockups under its direct control and any private agencies with which it contracts, readily available to the public at least annually through its website or, if it does not have one, through other means?	yes
115.189 (c)	Data storage, publication, and destruction	
	Does the agency remove all personal identifiers before making aggregated sexual abuse data publicly available?	yes
115.189 (d)	Data storage, publication, and destruction	
	Does the agency maintain sexual abuse data collected pursuant to § 115.187 for at least 10 years after the date of the initial collection, unless Federal, State, or local law requires otherwise?	yes
115.401 (a)	Frequency and scope of audits	
	During the prior three-year audit period, did the agency ensure that each facility operated by the agency, or by a private organization on behalf of the agency, was audited at least once? (Note: The response here is purely informational. A "no" response does not impact overall compliance with this standard.)	yes

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