

PREA Facility Audit Report: Final

Name of Facility: Sevier County Juvenile Facility

Facility Type: Juvenile

Date Interim Report Submitted: 07/21/2024

Date Final Report Submitted: 01/07/2025

Auditor Certification	
The contents of this report are accurate to the best of my knowledge.	<input type="checkbox"/>
No conflict of interest exists with respect to my ability to conduct an audit of the agency under review.	<input 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 type="checkbox"/>
Auditor Full Name as Signed: Robert Burns Latham	Date of Signature: 01/07/2025

AUDITOR INFORMATION	
Auditor name:	Latham, Robert
Email:	robertblatham@icloud.com
Start Date of On-Site Audit:	05/29/2024
End Date of On-Site Audit:	05/30/2024

FACILITY INFORMATION	
Facility name:	Sevier County Juvenile Facility
Facility physical address:	157 West Main Street, Sevierville, Tennessee - 37862
Facility mailing address:	157 W. Main Street, Sevierville,

Primary Contact

Name:	Brooke Steele
Email Address:	bsteale@seviercountytn.gov
Telephone Number:	865-774-3800

Superintendent/Director/Administrator	
Name:	Joe Brown
Email Address:	joebrown@seviercountytn.gov
Telephone Number:	865-774-3801

Facility PREA Compliance Manager	
Name:	
Email Address:	
Telephone Number:	

Facility Characteristics	
Designed facility capacity:	26
Current population of facility:	1
Average daily population for the past 12 months:	4
Has the facility been over capacity at any point in the past 12 months?	No
What is the facility's population designation?	Both womens/girls and mens/boys
Which population(s) does the facility hold? Select all that apply (Nonbinary describes a person who does not identify exclusively as a boy/man or a girl/woman. Some people also use this term to describe their gender expression. For definitions of "intersex"	

and “transgender,” please see https://www.prearesourcecenter.org/standard/115-5)	
Age range of population:	12-17
Facility security levels/resident custody levels:	low, medium, high
Number of staff currently employed at the facility who may have contact with residents:	13
Number of individual contractors who have contact with residents, currently authorized to enter the facility:	5
Number of volunteers who have contact with residents, currently authorized to enter the facility:	4

AGENCY INFORMATION	
Name of agency:	Sevier County Commission
Governing authority or parent agency (if applicable):	
Physical Address:	125 Court Avenue, Sevierville, Tennessee - 37862
Mailing Address:	
Telephone number:	

Agency Chief Executive Officer Information:	
Name:	
Email Address:	
Telephone Number:	

Agency-Wide PREA Coordinator Information

Name:	Brooke Steele	Email Address:	bsteele@seviercountytn.gov
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Facility AUDIT FINDINGS

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:

43

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:	2024-05-29
2. End date of the onsite portion of the audit:	2024-05-30

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:	<ul style="list-style-type: none">• Just Detention International• Tennessee Department of Children's Services• Safe Harbor Child Advocacy• Sexual Assault Crisis Center of East Tennessee

AUDITED FACILITY INFORMATION

14. Designated facility capacity:	26
15. Average daily population for the past 12 months:	4
16. Number of inmate/resident/detainee housing units:	4

<p>17. Does the facility ever hold youthful inmates or youthful/juvenile detainees?</p>	<p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" type="radio"/> Not Applicable for the facility type audited (i.e., Community Confinement Facility or Juvenile Facility)</p>
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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

<p>18. Enter the total number of inmates/residents/detainees in the facility as of the first day of onsite portion of the audit:</p>	<p>4</p>
<p>19. 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:</p>	<p>0</p>
<p>20. 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:</p>	<p>0</p>
<p>21. 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:</p>	<p>0</p>
<p>22. 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:</p>	<p>0</p>

23. 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
24. 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:	1
25. 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
26. 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
27. 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:	1
28. 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
29. Provide any additional comments regarding the population characteristics of inmates/residents/detainees in the facility as of the first day of the onsite portion of the audit (e.g., groups not tracked, issues with identifying certain populations):	No text provided.

Staff, Volunteers, and Contractors Population Characteristics on Day One of the Onsite Portion of the Audit	
30. 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:	13
31. 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:	4
32. 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:	5
33. 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	
34. Enter the total number of RANDOM INMATES/RESIDENTS/DETAINEES who were interviewed:	1

<p>35. Select which characteristics you considered when you selected RANDOM INMATE/RESIDENT/DETAINEE interviewees: (select all that apply)</p>	<p><input type="checkbox"/> Age</p> <p><input type="checkbox"/> Race</p> <p><input type="checkbox"/> Ethnicity (e.g., Hispanic, Non-Hispanic)</p> <p><input type="checkbox"/> Length of time in the facility</p> <p><input type="checkbox"/> Housing assignment</p> <p><input type="checkbox"/> Gender</p> <p><input checked="" type="checkbox"/> Other</p> <p><input type="checkbox"/> None</p>
<p>If "Other," describe:</p>	<p>There were four residents as of the first day of the onsite portion of the audit. All four residents were interviewed. A fifth resident arrived at the facility on the second day of the onsite portion of the audit. The fifth resident was released prior to being interviewed.</p>
<p>36. How did you ensure your sample of RANDOM INMATE/RESIDENT/DETAINEE interviewees was geographically diverse?</p>	<p>See 54.</p>
<p>37. Were you able to conduct the minimum number of random inmate/resident/detainee interviews?</p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p>
<p>37. Explain why it was not possible to conduct the minimum number of random inmate/resident/detainee interviews:</p>	<p>See 54.</p>
<p>38. 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):</p>	<p>See 54.</p>

Targeted Inmate/Resident/Detainee Interviews	
39. Enter the total number of TARGETED INMATES/RESIDENTS/DETAINEES who were interviewed:	3
<p>As stated in the PREA Auditor Handbook, the breakdown of targeted interviews is intended to guide auditors in interviewing the appropriate cross-section of inmates/residents/detainees who are the most vulnerable to sexual abuse and sexual harassment. When completing questions regarding targeted inmate/resident/detainee interviews below, remember that an interview with one inmate/resident/detainee may satisfy multiple targeted interview requirements. These questions are asking about the number of interviews conducted using the targeted inmate/resident/detainee protocols. For example, if an auditor interviews an inmate who has a physical disability, is being held in segregated housing due to risk of sexual victimization, and disclosed prior sexual victimization, that interview would be included in the totals for each of those questions. Therefore, in most cases, the sum of all the following responses to the targeted inmate/resident/detainee interview categories will exceed the total number of targeted inmates/residents/detainees who were interviewed. If a particular targeted population is not applicable in the audited facility, enter "0".</p>	
40. Enter the total number of interviews conducted with inmates/residents/detainees with a physical disability using the "Disabled and Limited English Proficient Inmates" protocol:	0
40. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:	<input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees. <input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.
40. 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).	Corroboration methods included interviewing staff and residents.

<p>41. 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>1</p>
<p>42. 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>42. 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>42. 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>Corroboration methods included interviewing staff and residents.</p>
<p>43. 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>43. 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>43. 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>Corroboration methods included interviewing staff and residents.</p>
<p>44. 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>44. 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>44. 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>Corroboration methods included interviewing staff and residents.</p>
<p>45. 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>1</p>
<p>46. 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>46. 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>46. 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>Corroboration methods included interviewing staff and residents.</p>
<p>47. 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>47. 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>47. 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>Corroboration methods included interviewing staff and residents.</p>
<p>48. 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>1</p>

<p>49. 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>49. 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>49. 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>Corroboration methods included interviewing staff and residents. The facility does not use isolation or segregated housing.</p>
<p>50. Provide any additional comments regarding selecting or interviewing targeted inmates/residents/detainees (e.g., any populations you oversampled, barriers to completing interviews):</p>	<p>There were four residents. The auditor had discussions with the PREA coordinator, facility director, medical staff, and mental health staff to determine targeted interviews. One resident was identified as having dyslexia, one resident disclosed prior sexual victimization, and one resident identified as bisexual.</p>
<p>Staff, Volunteer, and Contractor Interviews</p>	
<p>Random Staff Interviews</p>	
<p>51. Enter the total number of RANDOM STAFF who were interviewed:</p>	<p>8</p>

<p>52. Select which characteristics you considered when you selected RANDOM STAFF interviewees: (select all that apply)</p>	<p><input type="checkbox"/> Length of tenure in the facility</p> <p><input type="checkbox"/> Shift assignment</p> <p><input 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>If "Other," describe:</p>	<p>Gender, race, ethnicity, and languages spoken were considered.</p>
<p>53. 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>53. 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>54. 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 auditor was provided a roster on the first day of the onsite audit. Staff were selected all housing units and from each shift. To enable a cross section of staff interviewed, the auditor considered, length of tenure in the facility, rank, work assignments, gender, race, ethnicity, and languages spoken. The auditor interviewed all staff scheduled to work on each shift during the two days of the onsite audit.</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>55. Enter the total number of staff in a SPECIALIZED STAFF role who were interviewed (excluding volunteers and contractors):</p>	<p>9</p>
<p>56. Were you able to interview the Agency Head?</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>
<p>57. Were you able to interview the Warden/Facility Director/Superintendent or their designee?</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>
<p>58. Were you able to interview the PREA Coordinator?</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>
<p>59. Were you able to interview the PREA Compliance Manager?</p>	<p><input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> NA (NA if the agency is a single facility agency or is otherwise not required to have a PREA Compliance Manager per the Standards)</p>

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

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

	<input type="checkbox"/> Other
61. Did you interview VOLUNTEERS who may have contact with inmates/residents/detainees in this facility?	<input checked="" type="radio"/> Yes <input type="radio"/> No
61. Enter the total number of VOLUNTEERS who were interviewed:	2
61. Select which specialized VOLUNTEER role(s) were interviewed as part of this audit from the list below: (select all that apply)	<input checked="" type="checkbox"/> Education/programming <input type="checkbox"/> Medical/dental <input type="checkbox"/> Mental health/counseling <input type="checkbox"/> Religious <input type="checkbox"/> Other
62. Did you interview CONTRACTORS who may have contact with inmates/residents/detainees in this facility?	<input checked="" type="radio"/> Yes <input type="radio"/> No
62. Enter the total number of CONTRACTORS who were interviewed:	2
62. Select which specialized CONTRACTOR role(s) were interviewed as part of this audit from the list below: (select all that apply)	<input type="checkbox"/> Security/detention <input type="checkbox"/> Education/programming <input checked="" type="checkbox"/> Medical/dental <input type="checkbox"/> Food service <input type="checkbox"/> Maintenance/construction <input type="checkbox"/> Other
63. Provide any additional comments regarding selecting or interviewing specialized staff.	The auditor was provided a roster for staff and a list of volunteers and contractors.

SITE REVIEW AND DOCUMENTATION SAMPLING

Site Review

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

64. Did you have access to all areas of the facility?	<input checked="" type="radio"/> Yes <input type="radio"/> No
Was the site review an active, inquiring process that included the following:	
65. Observations of all facility practices in accordance with the site review component of the audit instrument (e.g., signage, supervision practices, cross-gender viewing and searches)?	<input checked="" type="radio"/> Yes <input type="radio"/> No
66. Tests of all critical functions in the facility in accordance with the site review component of the audit instrument (e.g., risk screening process, access to outside emotional support services, interpretation services)?	<input checked="" type="radio"/> Yes <input type="radio"/> No
67. Informal conversations with inmates/residents/detainees during the site review (encouraged, not required)?	<input checked="" type="radio"/> Yes <input type="radio"/> No
68. Informal conversations with staff during the site review (encouraged, not required)?	<input checked="" type="radio"/> Yes <input type="radio"/> No

<p>69. Provide any additional comments regarding the site review (e.g., access to areas in the facility, observations, tests of critical functions, or informal conversations).</p>	<p>The auditor had access to all areas of the facility. During the site review the auditor had informal, conversations with residents and staff. The auditor tested the following critical functions:</p> <ul style="list-style-type: none"> • The facility’s process for securing interpretation services on-demand (court interpreter) • Internal reporting methods for confined persons (grievance) • External reporting methods for confined persons (Tennessee Department of Children's Services Child Abuse Hotline) • Access to outside emotional support services (Sexual Assault Center of East Tennessee) • Third-Party Reporting (Tennessee Department of Children's Services Child Abuse Hotline)
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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.

<p>70. 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?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
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<p>71. Provide any additional comments regarding selecting additional documentation (e.g., any documentation you oversampled, barriers to selecting additional documentation, etc.).</p>	<p>The auditor selected documents for staff interviewed and additional documents though corrective action. Documents reviewed included personnel records and training records. The auditor reviewed documents for residents interviewed and additional documents though corrective action. Documents reviewed included intake records, comprehensive education, initial risk screens, reassessments, and use of screening information.</p>
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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.

72. 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

73. 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.

74. 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

75. 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.

76. 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

77. 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

78. Enter the total number of SEXUAL ABUSE investigation files reviewed/ sampled:	0
78. Explain why you were unable to review any sexual abuse investigation files:	There were no reported allegations of sexual abuse.

<p>79. Did your selection of SEXUAL ABUSE investigation files include a cross-section of criminal and/or administrative investigations by findings/outcomes?</p>	<p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" type="radio"/> NA (NA if you were unable to review any sexual abuse investigation files)</p>
<p>Inmate-on-inmate sexual abuse investigation files</p>	
<p>80. Enter the total number of INMATE-ON-INMATE SEXUAL ABUSE investigation files reviewed/sampled:</p>	<p>0</p>
<p>81. Did your sample of INMATE-ON-INMATE SEXUAL ABUSE investigation files include criminal investigations?</p>	<p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual abuse investigation files)</p>
<p>82. Did your sample of INMATE-ON-INMATE SEXUAL ABUSE investigation files include administrative investigations?</p>	<p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual abuse investigation files)</p>
<p>Staff-on-inmate sexual abuse investigation files</p>	
<p>83. Enter the total number of STAFF-ON-INMATE SEXUAL ABUSE investigation files reviewed/sampled:</p>	<p>0</p>
<p>84. Did your sample of STAFF-ON-INMATE SEXUAL ABUSE investigation files include criminal investigations?</p>	<p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual abuse investigation files)</p>

<p>85. Did your sample of STAFF-ON-INMATE SEXUAL ABUSE investigation files include administrative investigations?</p>	<p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual abuse investigation files)</p>
<p>Sexual Harassment Investigation Files Selected for Review</p>	
<p>86. Enter the total number of SEXUAL HARASSMENT investigation files reviewed/sampled:</p>	<p>0</p>
<p>86. Explain why you were unable to review any sexual harassment investigation files:</p>	<p>There were no reported allegations of sexual harassment.</p>
<p>87. Did your selection of SEXUAL HARASSMENT investigation files include a cross-section of criminal and/or administrative investigations by findings/outcomes?</p>	<p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" type="radio"/> NA (NA if you were unable to review any sexual harassment investigation files)</p>
<p>Inmate-on-inmate sexual harassment investigation files</p>	
<p>88. Enter the total number of INMATE-ON-INMATE SEXUAL HARASSMENT investigation files reviewed/sampled:</p>	<p>0</p>
<p>89. Did your sample of INMATE-ON-INMATE SEXUAL HARASSMENT files include criminal investigations?</p>	<p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual harassment investigation files)</p>

<p>90. Did your sample of INMATE-ON-INMATE SEXUAL HARASSMENT investigation files include administrative investigations?</p>	<p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual harassment investigation files)</p>
<p>Staff-on-inmate sexual harassment investigation files</p>	
<p>91. Enter the total number of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files reviewed/sampled:</p>	<p>0</p>
<p>92. Did your sample of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files include criminal investigations?</p>	<p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual harassment investigation files)</p>
<p>93. Did your sample of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files include administrative investigations?</p>	<p><input type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input checked="" type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual harassment investigation files)</p>
<p>94. Provide any additional comments regarding selecting and reviewing sexual abuse and sexual harassment investigation files.</p>	<p>There were no reported allegations of sexual abuse or sexual harassment.</p>

SUPPORT STAFF INFORMATION

DOJ-certified PREA Auditors Support Staff

95. 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.

- Yes
- No

Non-certified Support Staff

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

- Yes
- No

AUDITING ARRANGEMENTS AND COMPENSATION

97. Who paid you to conduct this audit?

- The audited facility or its parent agency
- My state/territory or county government employer (if you audit as part of a consortium or circular auditing arrangement, select this option)
- A third-party auditing entity (e.g., accreditation body, consulting firm)
- Other

Standards
<p>Auditor Overall Determination Definitions</p> <ul style="list-style-type: none"> • 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)
<p>Auditor Discussion Instructions</p> <p>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.</p>

115.311	Zero tolerance of sexual abuse and sexual harassment; PREA coordinator
	<p>Auditor Overall Determination: Meets Standard</p>
	<p>Auditor Discussion</p>
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Standard Operating Procedures: Prison Rape Elimination Act • Sevier County Juvenile Facility Organizational Chart • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities) • Interview with PREA coordinator <p>Evidence (Corrective Action):</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 <p>Reasoning and analysis (by provision): 15.311 (a) What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: The agency has a written policy mandating zero tolerance toward all forms of sexual</p>

abuse and sexual harassment in facilities it operates directly or under contract. The facility has a policy outlining how it will implement the agency's approach to preventing, detecting, and responding to sexual abuse and sexual harassment. The policy includes definitions of prohibited behaviors regarding sexual abuse and sexual harassment. The policy includes sanctions for those found to have participated in prohibited behaviors. The policy includes a description of agency strategies and responses to reduce and prevent sexual abuse and sexual harassment of residents.

Sevier County Juvenile Facility Standard Operating Procedures; Prison Rape Elimination Act (page 89):

The Sevier County Juvenile Facility will maintain a "Zero Tolerance" mandate of all substantiated cases of sexual abuse and/or harassment.

The auditor reviewed policy and observed the agency did not have policy outlining the facility's approach to preventing, detecting, and responding to sexual abuse and sexual harassment. The policy did not include definitions of prohibited behaviors regarding sexual misconduct, sexual abuse and sexual harassment. The policy did not include sanctions for those found to have participated in prohibited behaviors. The policy did not include a description of agency strategies and responses to reduce and prevent sexual abuse and sexual harassment of residents. Corrective action was required.

Through corrective action, the agency developed the Sevier County Juvenile Facility Comprehensive PREA Policy (October 7, 2024).

Sevier County Juvenile Facility Comprehensive PREA Policy (page 1):

The Sevier County Juvenile Facility (SCJF) shall be committed to a zero-tolerance standard for all forms of sexual abuse/assault/misconduct/harassment or rape within the facility. SCJF is committed to reducing the risk of these actions through the Federal Prison Rape Elimination Act (PREA).

The policy outlines the facility's approach to preventing, detecting, and responding to such conduct. The policy includes definitions of prohibited behaviors regarding sexual misconduct, sexual abuse and sexual harassment and includes sanctions for those found to have participated in prohibited behaviors. The policy addresses prevention of sexual abuse and sexual harassment through the designations of a PREA coordinator, supervision and monitoring, criminal background checks, staff training, resident education, PREA posters and educational materials. The policy addresses address detection of sexual abuse and sexual harassment through resident education, staff training, and intake screening for risk of sexual victimization and abusiveness. The policy addresses address responding to sexual abuse and sexual harassment through the various ways of reporting, investigations, disciplinary sanctions for residents and staff, victim advocacy, access to emergency medical treatment and crisis intervention services, sexual abuse incident reviews, data collection, and data review for corrective action.

Finding:

Based on this analysis, the facility is substantially compliant with this

provision and corrective action is completed.

The agency developed a written policy outlining the agency's approach to preventing, detecting, and responding to sexual abuse and sexual harassment (October 7, 2024).

The agency developed a written policy that includes definitions of prohibited behaviors regarding sexual abuse and sexual harassment (October 7, 2024).

The agency developed a written policy that includes sanctions for those found to have participated in prohibited behaviors (October 7, 2024).

The agency developed a written policy that includes a description of agency strategies and responses to reduce and prevent sexual abuse and sexual harassment of residents (October 7, 2024).

Reasoning and analysis (by provision):

15.311 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency employs or designates an upper-level, agency-wide PREA coordinator. The PREA Coordinator has sufficient time and authority to develop, implement, and oversee agency efforts to comply with the PREA standards at the facility. The position of the PREA coordinator is in the agency's organizational structure as the assistant director. The PREA coordinator reports to the Director.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 6):

SCJF shall employ a PREA Coordinator/Manager who has sufficient time and authority to develop, implement, and oversee agency efforts to comply with PREA standards facility-wide. These responsibilities are assigned to the Lieutenant/Assistant Administrator of the SCJF. This is documented in SCJF's Chain of Command by Position.

What was heard, as part of a systematic review of evidence:

Interview with the PREA coordinator:

The PREA coordinator stated they have sufficient time and authority to develop, implement, and oversee agency efforts to comply with the PREA standards in the facility.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.311 (c)

Sevier County Juvenile Facility is a single entity agency. There is no PREA compliance manager.

Finding:

	Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.
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115.312	Contracting with other entities for the confinement of residents
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities) <p>Reasoning and analysis (by provision):</p> <p>115.312 (a)</p> <p>What was read, as part of a systematic review of evidence:</p> <p>Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: The agency has not entered into or renewed a contract for the confinement of residents since the last PREA audit. All of the above contracts require contractors to adopt and comply with PREA Standards. Since the last PREA audit:</p> <ol style="list-style-type: none"> 1. The number of contracts for the confinement of residents that the agency entered into or renewed with private entities or other government agencies: 10 (The PAQ entry was determined to be incorrect; the number is zero.) 2. The number of above contracts that DID NOT require contractors to adopt and comply with PREA standards: N/A <p>The agency does not contract for the confinement of its residents with private agencies or other entities including other government agencies.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p> <p>Reasoning and analysis (by provision):</p> <p>115.312 (b)</p> <p>What was read, as part of a systematic review of evidence:</p> <p>Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: Since the last PREA audit the number of the contracts referenced in 115.312 (a) that DO NOT require the agency to monitor contractor’s compliance with PREA Standards: N/A</p> <p>Sevier County Juvenile Facility does not contract for the confinement of its residents.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p>

115.313	Supervision and monitoring
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities) • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 • Interview with superintendent or designee (facility director) • Interview with PREA coordinator • Interview with intermediate or higher-level facility staff • Site review <p>Evidence (Corrective Action):</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Staffing Plan (08/23/2024) • Unannounced Rounds from April 2024 to July 2024 (07/09/2024) <p>Reasoning and analysis (by provision): 115.313 (a) What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: Since the 2021 PREA audit:</p> <ul style="list-style-type: none"> • The average daily number of residents: 2 • The average daily number of residents on which the staffing plan was predicated: unknown <p>Sevier County Juvenile Facility Comprehensive PREA Policy (page 6): SCJF shall develop, implement, maintain, and document a staffing plan that provides adequate levels of staffing and, where appropriate, video monitoring to protect detainees from sexual abuse and sexual harassment, per SCJF policies 7:05 and 7:06.</p> <p>The facility did not have a staffing plan that takes into consideration all criteria required by the standard provision for calculating adequate staffing levels and determining the need for video monitoring. Corrective action was required.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.</p> <p>The facility developed a staffing plan that takes into consideration all criteria required by the standard provision (08/23/2024).</p> <p>Reasoning and analysis (by provision): 115.313 (b) What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: Each time the staffing plan is not complied with, the facility documents and justifies</p>

all deviations from the staffing plan.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 6):
SCJF shall comply with the staffing plan except during limited, discrete exigent circumstances and shall fully document deviations from the plan during such circumstances. Only security staff apply in the staff-to-detainee ratios. Deviations from the staffing plan shall be fully documented.

What was heard, as part of a systematic review of evidence:

Interview with the director:

The director stated that the facility maintains appropriate staffing ratios. They stated they check for compliance with the staffing plan through reviewing schedules daily. Documentation of non-compliance with the staffing plan would include explanations for non-compliance.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.313 (c)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The facility is obligated by law, regulation, or judicial consent decree to maintain staffing ratios of a minimum of 1:8 during resident waking hours and 1:16 during resident sleeping hours. The facility maintains staff ratios of a minimum of 1:8 during resident waking hours. The facility maintains staff ratios of a minimum of 1:8 during resident waking hours. The facility maintains staff ratios of a minimum of 1:8 during resident sleeping hours.

In the past 12 months:

- The number of times the facility deviated from the staffing ratios of 1:8 security staff during resident waking hours: 0
- The number of times the facility deviated from the staffing ratios of 1:16 security staff during resident sleeping hours: 0

Sevier County Juvenile Facility Comprehensive PREA Policy (page 6):

Staffing ratios of 1:8 during waking hours and 1:16 during sleeping hours are mandatory per Tennessee Department of Children's Services Rules for Juvenile Detention Centers.

What was heard, as part of a systematic review of evidence:

Interview with the director:

The director stated the ratios are 1:8 during resident waking hours and 1:16 during resident sleeping hours.

What was observed as part of a systematic review of evidence:

Site review:

During the site review of the facility the auditor observed all areas where residents were present were compliant with required staffing ratios. Staff were actively

supervising the residents in the living units and classroom.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.313 (d)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

At least once every year the agency or facility, in collaboration with the PREA coordinator, reviews the staffing plan to see whether adjustments are needed to:

- The staffing plan;
- Prevailing staffing patterns;
- The deployment of monitoring technology; or
- The allocation of agency or facility resources to commit to the staffing plan to ensure compliance with the staffing plan.

Sevier County Juvenile Facility Comprehensive PREA Policy (pages 6-7):

At least once per year, SCJF in consultation with the PREA Coordinator, shall assess, determine, and document whether adjustments are necessary to the staffing plans and deployment of video monitoring and other monitoring systems for its facility. Upon completion, a copy is to be kept on file.

Steps taken to address any identified necessary adjustment to the staffing pattern and deployment of monitoring systems shall be documented by the PREA Coordinator for review by the U.S. DOJ.

The facility developed a PREA compliant staffing plan (08/23/2024). Due to not previously having a staffing plan, there were no annual reviews.

What was heard, as part of a systematic review of evidence:

Interviews with PREA coordinator:

The PREA coordinator stated they are consulted regarding any assessments of, or adjustments to, the staffing plan. They stated the assessment will occur annually and will be documented.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The facility developed a staffing plan that takes into consideration all criteria required by the standard provision (08/23/2024).

Reasoning and analysis (by provision):

115.313 (e)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: The facility requires that intermediate-level or higher-level staff conduct unannounced rounds to

	<p>identify and deter staff sexual abuse and sexual harassment. The facility documents unannounced rounds. The unannounced rounds cover all shifts. The facility prohibits staff from alerting other staff of the conduct of such rounds.</p> <p>Sevier County Juvenile Facility Comprehensive PREA Policy (page 7): SCJF policy and SCJF Standard Operating Procedures (SOPs) shall implement practices requiring intermediate or higher supervisors to conduct and document unannounced rounds on all shifts to identify and deter sexual abuse and sexual harassment, per SCJF policy 35.02. These unannounced rounds will be documented in the Shift Supervisor’s Log within the Shift Communication Log.</p> <p>The auditor reviewed 12 months of historical documentation showing that unannounced rounds were not occurring.</p> <p>What was heard, as part of a systematic review of evidence: Interviews with intermediate or higher-level facility staff: The sergeant confirmed the unannounced rounds are conducted. The rounds are conducted on all shifts and he does not state the rounds are occurring.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.</p> <p>The facility implemented the practice of intermediate-level or higher-level staff conducting unannounced rounds for night shifts as well as day shifts. The auditor reviewed unannounced rounds from April 2024 to July 2024 and observed the rounds were conducted in compliance with the standard provision requirements (07/09/2024).</p>
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115.315	Limits to cross-gender viewing and searches
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Standard Operating Procedures 24.02: Procedures for Conducting Frisk Search • Sevier County Juvenile Facility Standard Operating Procedures 35.03 Strip Searches • Sevier County Juvenile Facility Standard Operating Procedures 35.04: Body Cavity Searches • Sevier County Juvenile Facility Standard Operating Procedures 35.05: Cross-Gender Viewing • Sevier County Juvenile Facility Standard Operating Procedures 35.06: Gender Identification of Transgender and Intersex Detainees • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities)

- Interviews with random sample of staff
- Interviews with random sample of residents
- Interviews with transgender or intersex residents
- Site review

Evidence (Corrective Action):

- Guidance in Cross-Gender and Transgender Pat Searches Training Video (07/03/5024)
- Sevier County Juvenile Facility Training Rosters for Cross-Gender and Transgender Pat Searches dated (07/03/5024)
- Toilet digitally obscured to not allow for cross-gender viewing (09/08/2024)
- Sevier County Juvenile Facility Comprehensive PREA Policy developed (10/07/2024)

Reasoning and analysis (by provision):

Findings (By Provision):

115.315 (a)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The facility does not conduct cross-gender strip or cross-gender visual body cavity searches of residents.

In the past 12 months:

- The number of cross-gender strip or cross-gender visual body cavity searches of residents: 0
- The number of cross-gender strip or cross-gender visual body cavity searches of residents that did not involve exigent circumstances or were performed by non-medical staff: 0

Sevier County Juvenile Facility Standard Operating Procedures 35.03: Strip Searches (page 90):

All strip searches are to be conducted by a trained officer of the same gender as the Detainee.

Sevier County Juvenile Facility Standard Operating Procedures 35.04: Body Cavity Searches, (page 90):

Qualified Health Care Personnel (e.g. Physician, Physician's Assistant practitioner) will conduct a body cavity search.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 8):

Cross-gender strip searches or visual body cavity searches are prohibited except in exigent circumstances or when performed by medical practitioners per SCJF policies 35.03 and 35.04.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.315 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The facility does not permit cross-gender pat-down searches of residents, absent exigent circumstances.

In the past 12 months:

- The number of cross-gender pat-down searches of residents: 0
- The number of cross-gender pat-down searches of residents that did not involve exigent circumstance(s): 0

Sevier County Juvenile Facility Standard Operating Procedures 24.02: Procedures for Conducting Frisk Search (page 73):

Under no circumstance shall an officer frisk search a juvenile of the opposite sex unless as required by emergencies or threat of life.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 8):

Cross-gender pat-down searches are prohibited unless exigent circumstances are present and shall be justified and documented on the SIR when they occur per SCJF policy 24.02.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.315 (c) What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

Facility policy requires that all cross-gender strip searches, cross-gender visual body cavity searches, and cross-gender pat-down searches be documented and justified.

Sevier County Juvenile Facility Standard Operating Procedures: Strip Searches (page 90):

Strip searches are to be approved by the Director, Director, or appointed Designee.

Sevier County Juvenile Facility Standard Operating Procedures 35.03 Strip Searches (page 90):

Only the Director or Director may give authorization for a body cavity search. This authorization must be granted prior to the search taking place. All body cavity searches must be logged and documented in the form of an incident report to include date and time of search; and also what type of contraband if any was found; and the name of the health professional that conducted the search.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 8):

Cross-gender strip searches or visual body cavity searches are prohibited except in exigent circumstances or when performed by medical practitioners per SCJF policies 35.03 and 35.04. These searches must be justified and documented on a Special Incident Report (SIR) by the employee conducting the search and a witness to the search.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.315 (d)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The facility has implemented policies and procedures that enable residents to shower, perform bodily functions, and change clothing without non-medical staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks (this includes viewing via video camera). Policies and procedures require staff of the opposite gender to announce their presence when entering a resident housing unit or area where residents are likely to be showering, performing bodily functions, or changing clothing.

Sevier County Juvenile Facility Standard Operating Procedures 35.05: Cross-Gender Viewing (page 90):

Any cross-gender viewing by SCJF officers will be limited to incidental situations only.

Sevier County Juvenile Facility Standard Operating Procedures 35.05: Cross-Gender Viewing (page 90):

When any SCJF officer enters a living unit housing the opposite gender detainee, said SCJF officer will make the announcement male/female officer on floor. This procedure will limit all incidental viewing situations.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 8):

SCJF policy 29.0 shall be implemented to ensure that Detainees may shower, perform bodily functions, and change clothing without nonmedical staff of the opposite gender viewing their breasts, buttocks, and genitalia except in exigent circumstances or when such viewing is incidental to routine cell checks.

SCJF policy shall be implemented for cross-gender supervision by cross-gender staff verbally announcing their entrance into a housing area per SCJF policy 35.05.

What was heard, as part of a systematic review of evidence:

Interviews with four random residents:

- Four residents interviewed stated staff of the opposite gender announce their presence when entering a housing unit that houses residents of the opposite gender.
- One resident stated the announcements do not occur all of the time.
- All four residents interviewed stated they are able to dress, shower and performing bodily functions without being viewed by staff of the opposite gender.

Interviews with eight random staff:

- All eight staff interviewed stated they or other officers announce their presence when entering a housing unit that houses residents of the opposite gender (from

themselves).

- All eight staff interviewed stated residents able to dress, shower, and use the toilet without being viewed by staff of the opposite gender

What was observed as part of a systematic review of evidence:

Site review:

Residents are able to shower and change clothing in the privacy of a single shower behind a door that allows for viewing of a residents head and feet. Residents are able to perform bodily functions in their individual cells. Each cell has a sink and toilet. The auditor observed cross-gender announcements. One camera enabled viewing of residents in a state of using the toilet. The holding cell has a toilet that is on camera.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The view of the toilet was digitally obscured (09/08/2024).

Reasoning and analysis (by provision):

115.315 (e)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The facility has a policy prohibiting staff from searching or physically examining a transgender or intersex resident for the sole purpose of determining the resident's genital status. Zero such searches occurred in the past 12 months.

Sevier County Juvenile Facility Standard Operating Procedures 35.05: Cross-Gender Viewing (page 90):

All SCJF staff are prohibited from searching or examining a transgender or intersex detainee for the sole purpose of determining the resident's genital status. Alternative methods that will retain the detainee's safety and dignity will be utilized to determine a detainee's gender.

When any SCJF are unsure of a detainee's gender, during the intake process, this determination will be made through a respectful interview process of the detainee and/or detainee's parent or legal guardian; or through the review of any available medical records. At all times SCJF staff will remain respectful of the detainee's gender identification and dignity.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 8):

Searches or physical exams of transgender or intersex detainees shall not be utilized solely to determine genital status. Alternative methods of determining status if necessary, shall be utilized per SCJF policy 35.06.

What was heard, as part of a systematic review of evidence:

Interviews with eight random staff:

All eight staff interviewed stated they are aware of the policy prohibiting them from searching or physically examining a transgender or intersex juvenile for the purpose

	<p>of determining the juvenile’s genital status.</p> <p>Interviews with transgender or intersex residents: No residents identified as transgender or intersex during the onsite phase of the audit.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p> <p>Reasoning and analysis (by provision): 115.315 (f) What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: The percent of all security staff who received training on conducting cross-gender pat-down searches and searches of transgender and intersex residents in a professional and respectful manner, consistent with security needs: 100%</p> <p>The auditor requested clarification for procedures for conducting transgender and intersex resident searches and completion of training, to enable a compliance determination.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.</p> <p>The facility implemented the Guidance on Cross-Gender and Transgender Pat Searches video from the PREA Resource Center July 3, 2024. The auditor reviewed a staff training roster dated July 3, 2024, and observed 12 staff receive the training.</p> <p>The facility implemented the Guidance on Cross-Gender and Transgender Pat Searches video from the PREA Resource Center July 3, 2024, and 12 staff completed the training.</p>
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115.316	Residents with disabilities and residents who are limited English proficient
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 • Sevier County Juvenile Facility Resident Guide (English and Spanish) • Sevier County Juvenile Facility Zero-Tolerance Brochure (English and Spanish)

- Posters (English and Spanish)
- Systems Test: Access to Interpreter
- Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities)
- Interview with agency head or designee (director)
- Interviews with random sample of staff
- Interviews with residents (with disabilities or who are limited English proficient)
- Site review

Evidence (corrective action):

- Statement Regarding Resident Interpreters (05/29/2024)
- Statement Regarding Interpreter Service (05/29/2024)
- Sevier County Juvenile Facility Standing Order Regarding Additional Interpreter Service (07/24/2024)
- Statement Regarding Braille Machine Availability (07/01/2024)
- Disabilities Procedures and Resources Statement (07/11/2024)
- PREA Intake Video (English, Spanish, ASL, Closed Captioning) (07/11/2024)
- PREA Comprehensive Education Video (English, Spanish, ASL, Closed Captioning) (07/11/2024)
- Documented Evidence Staff Have Received Training On PREA-Compliant Practices for Residents with Disabilities (08/21/2024)
- Documented Evidence Staff Have Received Training On PREA-Compliant Practices for Residents with Limited English Proficiency (07/03/2024)

Reasoning and analysis (by provision):

115.316 (a)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency has established procedures to provide disabled residents equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 9):

Detainees with disabilities and Detainees who are limited English proficient shall have an equal opportunity to participate in and benefit from all aspects of SCJF's efforts to prevent, detect, and respond to sexual abuse.

What was heard, as part of a systematic review of evidence:

Interview with agency head designee:

The director confirmed the agency has established procedures to provide disabled residents equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment.

Interviews with Residents (with disabilities or who are limited English proficient):

There was one resident who was identified as having a cognitive disability and one resident who was identified as having an intellectual disability. Both residents stated they did not need assistance with understanding the PREA information.

What was observed as part of a systematic review of evidence:

Site review discussions and observations:

The PREA coordinator provided a detailed summary statement for procedures to provide disabled residents equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment. The SCJF takes measures to ensure that detainees who may be deaf, hard of hearing, blind, or have low vision and have intellectual, psychiatric, or speech disabilities are provided with appropriate accommodations and support services to communicate and access necessary resources within the facility effectively. This includes offering sign language interpreters, written materials, easy to read materials, staff reading materials, a special education teacher, assistive devices such as the PREA video with closed caption, sound, visual aids, use of a Braille machine, and access to mental health professionals trained in working with individuals with disabilities. All detainees have support from staff to ensure they understand their rights and how to report abuse.

The PREA coordinator stated Sevier County Juvenile Facility staff are trained to recognize and respond appropriately to the unique needs of all detainees with any disabilities to promote their safety and well-being within the facility. Staff are also trained in active listening, using non-verbal clues and providing additional time for detainees to communicate.

The auditor requested documented evidence staff have received training on PREA-compliant practices for residents with disabilities. Corrective action was required.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The facility provided a training log for staff completion of training for PREA compliant practices for residents with disabilities. The auditor observed 12 staff completed the training (08/21/2024).

Reasoning and analysis (by provision):

115.316 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency has established procedures to provide residents with limited English proficiency equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 9):

Detainees with disabilities and Detainees who are limited English proficient shall have an equal opportunity to participate in and benefit from all aspects of SCJF's efforts to prevent, detect, and respond to sexual abuse.

The auditor reviewed PREA educational materials in English and Spanish. Thorough corrective action, the facility provided confirmation the PREA Intake and Comprehensive Education Videos (English, Spanish, ASL, Closed Captioning) were

implemented July 11, 2024.

Through corrective action, the facility entered an additional agreement with a Sevier County Deputy. The auditor reviewed the Sevier County Juvenile Facility Standing Order regarding additional interpreter services dated June 24, 2024, and observed the additional service would be available 24 hours a day.

What was heard, as part of a systematic review of evidence:

Interviews with residents who are limited English proficient:

No residents were identified as limited English proficient.

The auditor requested documented evidence staff have received training on PREA-compliant practices for residents with Limited English Proficiency. Corrective action was required.

What was observed as part of a systematic review of evidence:

Site review:

The auditor observed posters and the brochure are available in English and Spanish.

Systems test of interpreter services:

The facility uses a court interpreter to provide interpreter services. The auditor successfully tested access to the interpreter services through the assistance of the PREA coordinator.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The facility provided a training log for staff completion of training for PREA compliant practices for residents with residents with Limited English Proficiency. The auditor observed 12 staff completed the training (07/03/2024).

The PREA Intake and Comprehensive Education Videos (English, Spanish, ASL, Closed Captioning) were implemented (07/11/2024).

The facility entered an additional agreement with a Sevier County Deputy for interpreter services (06/24/2024).

115.316 (c)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

Agency policy prohibits use of resident interpreters, resident readers, or other types of resident assistants except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the resident's safety, the performance of first-response duties under §115.364, or the investigation of the resident's allegations. The agency or facility documents the limited circumstances in individual cases where resident interpreters, readers, or other types of resident assistants are used.

	<p>In the past 12 months, the number of instances where resident interpreters, readers, or other types of resident assistants have been used and it was not the case that an extended delay in obtaining another interpreter could compromise the resident’s safety, the performance of first-response duties under §115.364, or the investigation of the resident’s allegations: 0</p> <p>Sevier County Juvenile Facility Comprehensive PREA Policy (page 9): Detainee interpreters, readers, or assistants shall not be relied upon except where an extended delay in obtaining an effective interpreter could compromise a detainee’s safety, the performance of first-responder duties under U.S. DOJ PREA Standard 115.364, or the investigation of the detainee’s allegations.</p> <p>What was heard, as part of a systematic review of evidence: Interviews with eight random staff: All eight staff interviewed stated the agency would use a professional for interpretation. No staff interviewed had any knowledge of resident interpreters, resident readers, or any other types of resident assistants being used in relation to allegations of sexual abuse or sexual harassment.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p>
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115.317	Hiring and promotion decisions
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Criminal Background Records Checks for Employees and Contractors • Five Year Criminal Background Records Checks • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities) • Interview with Administrative (Human Resources) Staff <p>Evidence (corrective action):</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Statement of Prior Conduct Form (07/04/2024) • Sevier County Juvenile Facility Statement of Prior Conduct Form Completed Examples (07/15/2024) • Sevier County Juvenile Facility Reference Check-Employment-Prior Institution Form (07/04/2024) • Tennessee Department of Health Abuse Registry Checks (06/07/2024) <p>Reasoning and analysis (by provision): 115.317 (a) What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:</p>

Agency policy prohibits hiring or promoting anyone who may have contact with residents, and prohibits enlisting the services of any contractor who may have contact with residents, who:

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

Sevier County Juvenile Facility Comprehensive PREA Policy (page 10):

Job applicants and contractors shall not be hired or services contracted for if the applicant or contractor has:

- a. Engaged in sexual abuse or sexual harassment in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution as defined by federal law. (42 USC 1997)
- b. Been convicted of engaging or attempting to engage in sexual activity in the community using force, overt or implied threats of force, or coercion, if the victim did not consent or was unable to consent or refused.
- c. Been civilly or administratively adjudicated to have engaged in any activity described in subparagraph b.

What was heard, as part of a systematic review of evidence:

Interview with administrative (human resources) staff:

The director stated the facility asks all applicants and employees about previous misconduct when hiring new employees.

No documented evidence was provided that indicated the facility asked all applicants and employees about the three questions about previous misconduct when hiring new employees. Corrective action was required.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The facility developed the Sevier County Juvenile Facility Statement of Prior Conduct Form (07/04/2024). The auditor reviewed the new form, and observed the questions about prior misconduct were included.

Reasoning and analysis (by provision):

115.317 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

Agency policy requires the consideration of any incidents of sexual harassment in determining whether to hire or promote anyone, or to enlist the services of any contractor, who may have contact with residents.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 10):

Incidents of sexual harassment shall be considered when making decisions to hire,

promote, or enter into contracts.

What was heard, as part of a systematic review of evidence:

Interview with administrative (human resources) staff:

The director stated the facility considers prior 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 the residents.

No documented evidence was provided that the facility considers prior 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 the residents.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The facility developed the Sevier County Juvenile Facility Statement of Prior Conduct Form (07/04/2024). The auditor reviewed the new form and observed the form considers incidents of sexual harassment.

Reasoning and analysis (by provision):

115.317 (c)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

Agency policy requires that before it hires any new employees who may have contact with residents, it (a) conducts criminal background record checks, (b) consults any child abuse registry maintained by the State or locality in which the employee would work; and (c) consistent with Federal, State, and local law, makes its best efforts to contact all prior institutional employers for information on substantiated allegations of sexual abuse or any resignation during a pending investigation of an allegation of sexual abuse.

During the past 12 months:

- The number of persons hired who may have contact with residents who have had criminal background record checks: 5
- The percent of persons hired who may have contact with residents who have had criminal background record checks: 100%

Sevier County Juvenile Facility Comprehensive PREA Policy (page 10):

Before hiring new employees, the following checks shall occur:

- a. The SCJF Director or Designee shall perform a criminal background check per SCJF policy 3.01.
- b. These checks are to include a criminal background check completed by a local law enforcement agency. Additional searches are completed with all local Courts, the TN Felony Offender Registry, the Sexual Abuse Registry, the Vulnerable Person Registry, the Federal Bureau of Prisons, and the Tennessee Department of Children's Services Data Base Search.
- c. SCJF also requires submission by all new applicants of 3 signed letters of recommendation that are to be verified by the Director or his Designee.

d. All prior submitted work references will be thoroughly vetted to address any instances that were mentioned in 1(a) of this section.
Employees designated to respond to requests from an institutional employer for whom a former employee has applied to work, shall provide information on substantiated allegations of sexual abuse or sexual harassment involving the former employee.

The auditor reviewed initial criminal background records checks for eight staff and observed they are conducted according to the standard provision requirements.

No Tennessee Department of Health Abuse Registry Checks were provided for review.

Also, no documented evidence was provided that the facility contacts 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.

What was heard, as part of a systematic review of evidence:

Interview with administrative (human resources) staff:

The director stated the agency performs criminal background record checks and considers pertinent civil or administrative adjudications for all newly hired employees who may have contact with the residents and all employees, who may have contact with residents who are being considered for promotions. The Director also confirmed the facility consults with the child abuse registry maintained by the State.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The facility developed the Sevier County Juvenile Facility Reference Check-Employment-Prior Institution Form dated July 4, 2024, to document 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.

The facility conducted Tennessee Department of Health Abuse Registry Checks for 10 staff (06/07/2024) and provided the documents for review.

Reasoning and analysis (by provision):

115.317 (d)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

Agency policy requires that a criminal background records check be completed, and applicable child abuse registries consulted before enlisting the services of any contractor who may have contact with residents.

During the past 12 months:

- The number of contracts for services where criminal background record checks

were conducted on all staff covered in the contract who might have contact with residents: 0

- The percent of contracts for services where criminal background record checks were conducted on all staff covered in the contract who might have contact with residents: N/A

The auditor reviewed criminal background records checks and child abuse registry checks for five contracted staff and observed they are completed according to the standard provision requirements.

What was heard, as part of a systematic review of evidence:

Interview with administrative (human resources) staff:

The director stated the facility performs criminal background record checks and considers pertinent civil or administrative adjudications for all contractors who may have contact with the residents and all contractors, who may have contact with residents who are being considered for promotions. Additionally, the facility consults with the child abuse registry maintained by the State.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.317 (e)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

Agency policy requires that either criminal background records checks be conducted at least every five years of current employees and contractors who may have contact with residents or that a system is in place for otherwise capturing such information for current employees.

The auditor reviewed 18 five-year criminal background records checks for staff and observed the background checks are conducted according to the standard provision requirements.

What was heard, as part of a systematic review of evidence:

Interview with administrative (human resources) staff:

The director stated the agency conducts criminal background records checks biannually for current employees and contractors who may have contact with residents.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.317 (f)

Sevier County Juvenile Facility Comprehensive PREA Policy (page 11):

Job applicants and employees shall be asked directly about previous misconduct

described in written applications, interviews for hiring or promotions, and in any interviews or evaluations conducted as part of reviews of current employees.

No documented evidence was provided that the facility asked all applicants and employees who may have contact with residents directly about previous misconduct described in paragraph (a) of this section in written applications or interviews for hiring or promotions and in any interviews or written self-evaluations conducted as part of reviews of current employees. The agency shall also impose upon employees a continuing affirmative duty to disclose any such misconduct.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The facility developed the Sevier County Juvenile Facility Statement of Prior Conduct Form dated (07/04/2024). The auditor reviewed the form and observed it is designed to be completed at hire, for promotions and annually. The auditor reviewed 19 completed examples dated July 15, 2024, and observed the Sevier County Juvenile Facility Statement of Prior Conduct Form has been implemented.

Reasoning and analysis (by provision):

115.317 (g)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

Agency policy states that material omissions regarding such misconduct, or the provision of materially false information, shall be grounds for termination.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 11):

Employees have a continuing duty to disclose any such misconduct; material omissions or providing materially false information shall be grounds for termination.

What was heard, as part of a systematic review of evidence:

Interview with administrative (human resources) staff:

The director stated the agency would 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.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

115.318	Upgrades to facilities and technologies
	Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence relied upon in making the compliance determinations:

- Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities)
- Interview with agency head designee (director)
- Interview with superintendent or designee (director)
- Site review

Findings (By Provision):

115.318 (a)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency or facility has not acquired a new facility or made a substantial expansion or modification to existing facilities since the last PREA audit. The auditor observed the PAQ indicates the modifications included painting the exterior of the building.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 11):

All designing, acquiring, renovations, additions and new construction shall be of a design that facilitates direct contact between detainees and staff while considering SCJF's ability to protect the detainee from sexual abuse.

What was heard, as part of a systematic review of evidence:

Interviews with the agency head designee/director:

The director stated the facility considers the ability to protect residents from sexual abuse when designing or acquiring any new facility and in planning any substantial expansion or modification of existing facilities. Also, the agency would consider the effect of the design, acquisition, expansion, or modification upon the agency's ability to protect residents from sexual abuse.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.318 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency or facility has installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology since the last PREA audit.

The auditor observed the PAQ indicates the updates included updating and replacing cameras as needed and installing a new panel for the fire alarm system.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 11):

When installing or updating a video monitoring system, electronic surveillance system, or other monitoring technology, SCJF shall consider how such technology may enhance SCJF's ability to protect detainees from sexual abuse.

	<p>What was heard, as part of a systematic review of evidence: Interviews with the agency head designee/director: The director stated when installing or updating a video monitoring system, electronic surveillance system, or other monitoring technology, the agency shall consider how such technology may enhance the agency’s ability to protect residents from sexual abuse. The Director stated updates in May 2024 included two new cameras in the hallway and nurses’ station.</p> <p>What was observed as part of a systematic review of evidence: Site review: The auditor observed the updates to the video monitoring system.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p>
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115.321	Evidence protocol and forensic medical examinations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 • State of Tennessee Department of Children’s Services Administrative Policies and Procedures: 14.10 Special Investigations Unit Child Protective Services Investigations dated December 1, 2023 • Tennessee Department of Children’s Services Protocol for DCS PREA Investigators to Conduct Prison Rape Elimination Act (PREA) Investigation • Agreement Between Helen Ross McNabb Center and Sevier County Juvenile Detention Facility dated October 14, 2013 • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities) • Interview with PREA compliance manager • Interviews with a random sample of staff • Interviews with residents who reported a sexual abuse (N/A) <p>Evidence (corrective action):</p> <ul style="list-style-type: none"> • Memorandum of Understanding between Sevier County Juvenile Facility and Sexual Assault Center of East Tennessee a program of the Helen Ross McNabb Center (08/09/2024) • Documentation of the request regarding requirements of §115.321(a) through (e) with the Sevier County Sheriff’s Office (10/16/2024) <p>Reasoning and analysis (by provision): 115.321 (a) What was read, as part of a systematic review of evidence:</p>

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:
The facility is not responsible for conducting administrative (including resident-on-resident sexual abuse or staff sexual misconduct).

The Tennessee Department of Children's Services Special Investigations Unit and the Sevier County Sheriff's Office would be responsible for conducting criminal sexual abuse investigations.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 12):
In the event that a detainee is assaulted by another detainee or a staff member, an investigation will be conducted by the SCJF Director with detailed incident reports (written and computer) being completed with information concerning the detainee involved, staff involved, any witnesses, reasons for the assault, or type of assault. The results will be given to the Director for review and the decision as to what action will be taken.

In the event that a sexual assault on a detainee has been detected or reported; the staff member shall immediately segregate the detainee involved and notify a supervisor to begin an immediate investigation concerning the assault and follow all other reporting procedures.

In the event the staff member or the detainee identifies any signs of abuse (physical or sexual), then the Tennessee Department of Children's Services will be notified immediately.

State of Tennessee Department of Children's Services Administrative Policies and Procedures: 14.10 Special Investigations Unit Child Protective Services Investigations (page 1):

The Department of Children's Services (DCS) Special Investigations Unit (SIU) conducts investigations on allegations of child abuse and neglect which occur while a child is in DCS custody or when the case involves non-custodial children where the alleged perpetrator (AP) is acting in an official employment, volunteer, or foster care capacity. The SIU conducts investigations where the allegations would affect the employment or volunteer status of those working with children.

SIU is responsible for conducting investigations when the abuse or neglect involves children who are not in the legal custody of DCS, but they are under the supervision or care of an individual(s) functioning in an official employment or volunteer capacity within detention facilities.

What was heard, as part of a systematic review of evidence:

Interviews with 8 random staff:

The staff interviewed stated they are knowledgeable of the agency's protocol for obtaining usable physical evidence if a resident alleges sexual abuse. They were also knowledgeable about who is responsible for conducting sexual abuse investigations.

Finding:

Based on this analysis, the facility is substantially compliant with this

provision and corrective action is not required.

Reasoning and analysis (by provision):

115.321 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The protocol is developmentally appropriate for youth. The protocol was adapted from or otherwise based on the most recent edition of the DOJ's Office on Violence Against Women publication, 'A National Protocol for Sexual Assault Medical Forensic Examinations, Adults/Adolescents,' or similarly comprehensive and authoritative protocols developed after 2011.

The auditor reviewed the Tennessee Department of Children's Services Protocol for DCS PREA Investigators to Conduct Prison Rape Elimination Act (PREA) Investigation and observed the protocol is developmentally appropriate for youth.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.321 (c)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The facility offers all residents who experience sexual abuse access to forensic medical examinations. Forensic medical examinations are offered without financial cost to the victim. Where possible, examinations are conducted by Sexual Assault Forensic Examiners (SAFEs) or Sexual Assault Nurse Examiners (SANEs). When SANEs or SAFEs are not available, a qualified medical practitioner performs forensic medical examinations.

During the past 12 months:

- The number of forensic medical exams conducted: 0
- The number of exams performed by SANEs/SAFEs: 0
- The number of exams performed by a qualified medical practitioner: 0

The PAQ indicates residents who experience sexual abuse would have access to forensic examinations at Safe Harbor Child Advocacy Center or LeConte Medical Center.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 12):

Detainees who experience sexual abuse shall have access to forensic medical examinations, without financial cost where evidentiary or medically appropriate. Such examinations shall be performed by Sexual Assault Forensic Examiners (SAFEs) or Sexual Assault Nurse Examiners (SANEs) where possible.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.321 (d)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The facility makes a victim advocate from a rape crisis center available to the victim, in person or by other means.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 13):

SCJF will enter and maintain a Memorandum of Understanding with the Sexual Assault Crisis Center of East Tennessee. This will provide services for detainees in need of physical examination and mental health support services.

A Memorandum of Understanding between Sevier County Juvenile Facility and Sexual Assault Center of East Tennessee was required and completed through corrective action.

If and when a rape crisis center is not available to provide victim advocate services, the facility has an agreement with the Helen Ross McNabb Center. The auditor reviewed the Agreement Between Helen Ross McNabb Center and Sevier County Juvenile Detention Facility dated October 14, 2013, and observed the Helen Ross McNabb Center would provide emergency crisis intervention counseling.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The facility developed a memorandum of understanding with the Sexual Assault Center of East Tennessee (08/09/2024). The memorandum provides for a victim advocate.

Reasoning and analysis (by provision):

115.321 (e)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

If requested by the victim, a victim advocate, or qualified agency staff member, or qualified community-based organization staff member accompanies and supports the victim through the forensic medical examination process and investigatory interviews and provides emotional support, crisis intervention, information, and referrals.

A Memorandum of Understanding between Sevier County Juvenile Facility and Sexual Assault Center of East Tennessee was required and completed through corrective action.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The facility developed a memorandum of understanding with the Sexual

	<p>Assault Center of East Tennessee (08/09/2024). The memorandum provides for a victim advocate that is able to accompany and support a victim through the forensic medical examination process and investigatory interviews and provide emotional support, crisis intervention, information, and referrals.</p> <p>Reasoning and analysis (by provision): 115.321 (f) What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: If the agency is not responsible for administrative or criminal investigating allegations of sexual abuse and relies on another agency to conduct these investigations, the agency has requested that the responsible agency follow the requirements of paragraphs §115.321 (a) through (e) of the standards.</p> <p>The agreement, regarding requirements of §115.321(a) through (e), with the Sevier County Sheriff’s Office, was required and completed through corrective action.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.</p> <p>The facility developed the Outside Law Enforcement Agency Conducting Investigations agreement with the Sevier County Sheriff’s Office (10/16/2024). The agreement requests that the Sevier County Sheriff’s Office follow the requirements of paragraphs §115.321 (a) through (e) of the standards.</p>
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115.322	Policies to ensure referrals of allegations for investigations
	<p>Auditor Overall Determination: Meets Standard</p> <hr/> <p>Auditor Discussion</p> <hr/> <p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Agency Website: https://www.seviercountyttn.gov/government/justice_and_the_law/juvenile_court/juvenile_facility.php • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities) • Interview with agency head designee (director) <p>Evidence (corrective action):</p> <ul style="list-style-type: none"> • Publication describing the responsibilities of both the Sevier County Juvenile Facility and the Sevier County Sheriff’s Office (10/07/2024) <p>Findings (By Provision): 115.322 (a) What was read, as part of a systematic review of evidence:</p>

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:
The agency ensures that an administrative or criminal investigation is completed for all allegations of sexual abuse and sexual harassment.

In the past 12 months:

- The number of allegations of sexual abuse and sexual harassment that were received: 0
- The number of allegations resulting in an administrative investigation: 0
- The number of allegations referred for criminal investigation: 0

Sevier County Juvenile Facility Comprehensive PREA Policy (page 14):
All allegations of sexual assault and sexual harassment will be thoroughly investigated to determine substantiation of the allegation.

What was heard, as part of a systematic review of evidence:

Interview with agency head designee:

The director confirmed the agency ensures that an administrative or criminal investigation is completed for all allegations of sexual abuse or sexual harassment.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.322 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:
The agency has a policy that requires that allegations of sexual abuse or sexual harassment be referred for investigation to an agency with the legal authority to conduct criminal investigations, including the agency if it conducts its own investigations, unless the allegation does not involve potentially criminal behavior.

The Sevier County Sheriff's Office investigators would conduct criminal investigations.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 14):
All allegations of sexual abuse and sexual harassment shall be reported to the Tennessee Department of Children's Services per SCJF policy 7.06.

The auditor reviewed the agency website at https://www.seviercountyttn.gov/government/justice_and_the_law/juvenile_court/juvenile_facility.php and observed the Sevier County Juvenile Facility's policy to investigate allegations of sexual abuse.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.322 (c)

	<p>The Sevier County Sheriff's Office is responsible for conducting criminal investigations.</p> <p>The auditor observed the publication did not describe the responsibilities of both the Sevier County Juvenile Facility and the Sevier County Sheriff's Office. Corrective action was required.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.</p> <p>The facility developed and published the SCJF Investigation Policy (10/07/2024) that describes the responsibilities of both the Sevier County Juvenile Facility and the Sevier County Sheriff's Office.</p>
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115.331	Employee training
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 • Sevier County Juvenile Facility Overview of the 2003 Prison Rape Elimination Act PowerPoint dated 2010 • 2022-2024 Sevier County Juvenile Facility Training Rosters • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities) • Interviews with random sample of staff <p>Evidence (corrective action):</p> <ul style="list-style-type: none"> • Revised Staff Training Curriculum (07/03/2024) • 2024 Sevier County Juvenile Facility Training Roster (07/03/2024) • Tennessee Department of Children's Services Employee/Volunteer/Contractor Acknowledgement and Notification of PREA (07/03/2024) <p>Findings (By Provision): 115.331 (a) What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: The agency trains all employees who may have contact with residents on the eleven required topics.</p> <p>Sevier County Juvenile Facility Comprehensive PREA Policy (page 15): Before having contact with detainees, all staff shall be trained on how to recognize signs of injurious sexual conduct and understand their responsibility in the detection, prevention, investigation, and reporting of sexual abuse and sexual</p>

harassment during new employee pre-service training and in annual training. Per SCJF policies 3.04, 3.05, and 3.07.

- a. SCJF zero-tolerance for sexual abuse and sexual harassment;
- b. Fulfilling their responsibilities regarding sexual abuse and sexual harassment prevention, detection, and reporting, including relevant laws related to mandatory reporting of sexual abuse to outside authorities;
- c. Detainee's right to be free from sexual abuse and sexual harassment;
- d. Detainee's and employees' right to be free from retaliation for reporting sexual abuse and sexual harassment;
- e. The dynamics of sexual abuse and sexual harassment in juvenile facilities;
- f. Common reactions of juvenile victims of sexual abuse and sexual harassment, including isolation, depression; along other mental health issues;
- g. Detecting and responding to signs of threatened and actual sexual abuse; sexually aggressive behavior and how to distinguish between consensual sexual contact and sexual abuse between detainees;
- h. Avoiding inappropriate relationships with detainees and being a positive and trusted role model;
- i. Communicating effectively and professionally with detainees, including those who are lesbian, gay, bisexual, transgender, intersex, questioning (LGBTQI), or gender non-conforming;
- j. Relevant laws regarding the age of consent in Tennessee, (TCA: 39-13-506); and
- k. Awareness and enforcement of policies and procedures regarding sexual conduct of detainees.

The auditor reviewed the Sevier County Juvenile Facility Overview of the 2003 Prison Rape Elimination Act PowerPoint dated 2010 and observed the curriculum did not include all topics required by the standard provision.

What was heard, as part of a systematic review of evidence:

Interviews with 8 random staff:

The staff interviews revealed the training occurred annually but was not inclusive of all topics required by the standard provision.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The facility developed and implemented a training curriculum that is fully inclusive of the required training topics (07/03/2024).

Reasoning and analysis (by provision):

115.331 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

Sevier County Juvenile Facility Comprehensive PREA Policy (page 16):

All current employees shall be provided with annual refresher training on SCJF sexual abuse and sexual harassment policies and procedures to include, Tennessee

Department of Children's Service sexual abuse reporting training and SCJF PREA training to include Cross-Gender supervision.

Training is tailored to the unique needs and attributes and gender of the residents at the facility. Employees who are reassigned from facilities housing the opposite gender are given additional training.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.331 (c)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

Between trainings the agency provides employees who may have contact with residents with refresher information about current policies regarding sexual abuse and harassment. The frequency with which employees who may have contact with residents receive refresher training on PREA requirements: annually

Sevier County Juvenile Facility Comprehensive PREA Policy (page 16):

All current employees shall be provided with annual refresher training on SCJF sexual abuse and sexual harassment policies and procedures to include, Tennessee Department of Children's Service sexual abuse reporting training and SCJF PREA training to include Cross-Gender supervision.

The auditor reviewed 2022-2024 Sevier County Juvenile Facility training rosters for training based on the Sevier County Juvenile Facility Overview of the 2003 Prison Rape Elimination Act PowerPoint dated 2010. The training did not include all required topics.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The facility developed and implemented a training curriculum that is fully inclusive of the required training topics (07/03/2024).

The facility conducted training on the new curriculum (07/03/2024). The auditor reviewed the 2024 Sevier County Juvenile Facility training roster dated July 3, 2024 and Tennessee Department of Children's Services Employee/Volunteer/Contractor Acknowledgements and Notification of PREA dated July 3, 2024. The auditor observed 12 staff received the training.

Reasoning and analysis (by provision):

115.331 (d)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

	<p>The agency documents that employees who may have contact with residents understand the training they have received through employee signature or electronic verification.</p> <p>Sevier County Juvenile Facility Comprehensive PREA Policy (page 16): All training attendance and understanding of the training shall be signed off on by each employee on the training roster and a hard paper copy shall be kept on file by SCJF administration; along with an entry in the SCJF database.</p> <p>The auditor reviewed the Tennessee Department of Children’s Services Employee/Volunteer/Contractor Acknowledgement and Notification of PREA and observed the acknowledgement documents, through employee signature that employees understand the training they have received.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p>
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115.332	Volunteer and contractor training
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities) • Interviews with Volunteers and Contractors who have Contact with Residents <p>Evidence (corrective action):</p> <ul style="list-style-type: none"> • Volunteers and Contractors Training Roster (05/08/2024) • Employee/Volunteer/Contractor Acknowledgements and Notification of PREA forms (08/01/2024) • NIC Training Certificates - PREA: Medical Health Care for Sexual Assault Victims in a Confinement Setting (10/07/2024) <p>Reasoning and analysis (by provision): 115.332 (a)</p> <p>What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: All volunteers and contractors who have contact with residents have been trained on their responsibilities under the agency’s policies and procedures regarding sexual abuse and sexual harassment prevention, detection, and response.</p> <p>The number of volunteers and contractors, who have contact with residents, who have been trained in agency’s policies and procedures regarding sexual abuse and</p>

sexual harassment prevention, detection, and response: 9

The auditor reviewed a training roster dated May 8, 2024, and observed nine volunteers and contractors signed that they received training.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.332 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The level and type of training provided to volunteers and contractors shall be based on the services they provide and level of contact they have with residents, but all volunteers and contractors who have contact with residents shall be notified of the agency's zero-tolerance policy regarding sexual abuse and sexual harassment and informed how to report such incidents.

The auditor requested documented evidence that contracted medical and mental health staff have received the training topics required under § 115.331 and the specialized training topics required by § 115.335. Training was completed through corrective action.

What was heard, as part of a systematic review of evidence:

Interviews with volunteers or contractors who have contact with residents:

The auditor interviewed two volunteers who provide art therapy. Both volunteers confirmed they have notified of the agency's zero-tolerance policy regarding sexual abuse and sexual harassment and informed how to report such incidents.

The auditor interviewed two contractors: one teacher and one registered nurse. Both contractors confirmed they have notified of the agency's zero-tolerance policy regarding sexual abuse and sexual harassment and informed how to report such incidents. The registered nurse confirmed she has not received the topics required under § 115.331 and the specialized training topics required by § 115.335.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The facility trained four contracted mental health staff and provided Employee/Volunteer/Contractor Acknowledgements and Notification of PREA forms as documented evidence (08/01/2024).

The facility trained four contracted mental health staff and provided NIC Training Certificates - PREA: Medical Health Care for Sexual Assault Victims in a Confinement Setting (10/07/2024).

Reasoning and analysis (by provision):

115.332 (c)

	<p>What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: The agency maintains documentation confirming that volunteers and contractors understand the training they have received.</p> <p>The auditor reviewed the training roster dated May 8, 2024, and observed 9 volunteers and contractors signed that they received training.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p>
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115.333	Resident education
	<p>Auditor Overall Determination: Meets Standard</p>
	<p>Auditor Discussion</p>
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 • Sevier County Juvenile Facility Resident Admission Guide (English and Spanish) • Sevier County Juvenile Facility Zero-Tolerance Brochure (English and Spanish) • No Means No Posters (English and Spanish) • Systems Test: Access to Interpreter • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities) • Interview with intake staff • Interviews with random sample of residents • Site review <p>Evidence (corrective action):</p> <ul style="list-style-type: none"> • Statement Regarding Interpreter Service (05/29/2024) • Sevier County Juvenile Facility Standing Order Regarding Additional Interpreter Service (06/24/2024) • Statement Regarding Braille Machine Availability (07/01/2024) • Disabilities Procedures and Resources Statement (07/11/2024) • Facility Statement Regarding Implementing New PREA Resource Center Videos (07/03/2024) • PREA Intake Video (English, Spanish, ASL, Closed Captioning) (07/11/2024) • Sevier County Juvenile Facility PREA Intake Education Form (06/18/2024) • Sevier County Juvenile Facility Sexual Abuse, Sexual Assault, and Sexual Harassment Education Acknowledgement Roster (06/24/2024) • PREA Comprehensive Education Video (English, Spanish, ASL, Closed Captioning) (07/11/2024) • Updated Sevier County Juvenile Facility Resident Admission Guide (English and Spanish) (09/08/2024)

- Corrected No Means No Poster (08/26/2024)

Reasoning and analysis (by provision):

115.333 (a)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

Residents receive information at time of intake about the zero-tolerance policy and how to report incidents or suspicions of sexual abuse or sexual harassment. This information is provided in an age-appropriate fashion.

Of residents admitted during the past 12 months, the number who were given this information at intake: 348

Sevier County Juvenile Facility Comprehensive PREA Policy (page 17):

Information in an age-appropriate fashion explaining the zero-tolerance policy regarding sexual abuse, and sexual harassment and how to report incidents or suspicions of sexual abuse or sexual harassment.

SCJF staff shall show a PREA education video to all detainees during the booking process. Each detainee shall sign the PREA Intake Education Form during the booking process so that they see and understand the information.

What was observed as part of a systematic review of evidence:

Process observation:

The auditor reviewed the intake process and did not observe residents sign an acknowledgment of having received the PREA educational materials during the intake process. The Sargent demonstrated the intake process. He stated the residents are given the Sevier County Juvenile Facility Resident Admission Guide and Sevier County Juvenile Facility Zero-Tolerance Brochure which both include information about the agency's zero tolerance policy regarding sexual abuse and sexual harassment and how to report incidents or suspicions of sexual abuse or sexual harassment. The auditor reviewed the brochure and resident guide and determined they are inclusive of the information required during the intake process. The auditor observed intake. The Sargent provided information about the agency's zero-tolerance policy and how to report incidents or suspicions of sexual abuse or sexual harassment through the brochure and resident guide. He stated he does not discuss or read the information to the residents.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The facility implemented a new PREA intake video provided by the PREA Resource Center (07/11/2024) to improve the intake process and provide additional resources such as ASL and closed captioning. The video includes the agency's zero-tolerance policy regarding sexual abuse and sexual harassment and how to report incidents or suspicions of sexual abuse or sexual harassment.

The facility developed the Sevier County Juvenile Facility PREA Intake Education form (06/18/2024) to document a resident's receipt of the PREA intake information. To demonstrate the new video has become institutionalized part of the intake process, the facility provided 43 completed PREA Intake Education Forms from June 2024 to August 2024.

Reasoning and analysis (by provision):

115.333 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

Of residents admitted during the past 12 months, the number who received such education within 10 days of intake: 348

Sevier County Juvenile Facility Comprehensive PREA Policy (page 17):

Within 10 days of admission to SCJF, all detainees shall receive comprehensive age-appropriate PREA education to inform them of their rights to be free from sexual abuse and sexual harassment and free from retaliation for reporting such allegations. The education shall include information on how to:

- a. Avoid risky situations related to sexual assault.
- b. Safely report sexual assault or sexual harassment.
- c. Obtain counseling services or medical assistance if victimized.
- d. Evaluate the risks of potential consequences for engaging in any type of sexual contact while in SCJF.

What was heard, as part of a systematic review of evidence:

Interview with intake staff:

The sergeant confirmed the facility did not provide age-appropriate education on residents' rights to be free from sexual abuse and sexual harassment, from retaliation for reporting such incidents, and on agency policies and procedures for responding to such incidents within 10 days of intake.

Interviews with 4 random residents:

The residents interviewed confirmed not having received comprehensive PREA education. Corrective action was required.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The facility implemented a new PREA comprehensive education video provided by the PREA Resource Center (07/11/2254). The comprehensive information includes: a resident's right to be free from sexual abuse and sexual harassment, a resident's right to be free from retaliation for reporting such incidents, and agency policies and procedures for responding to such incidents.

The facility developed the Sevier County Juvenile Facility Sexual Abuse, Sexual Assault, and Sexual Harassment Education Acknowledgement Roster dated (06/24/2254), to document a resident's receipt of the PREA

comprehensive education. To demonstrate the new video has become an institutionalized part of the education process, the facility provided completed acknowledgement rosters from June 2024 to August 2024. The auditor observed six residents received PREA comprehensive education within 10 days of intake.

Reasoning and analysis (by provision):

115.333 (c)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

All residents were educated within 10 days of intake.

What was heard, as part of a systematic review of evidence:

Interview with intake staff:

The sergeant stated all residents, including those transferred from other facilities, are educated on the agency's zero-tolerance policy on sexual abuse and sexual harassment.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.333 (d)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency shall provide resident education in formats accessible to all residents, including those who are limited English proficient, deaf, visually impaired, or otherwise disabled, as well as to residents who have limited reading skills.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 17):

SCJF shall provide detainee education in formats accessible to all detainees, including those who are limited English proficient, deaf, visually impaired, or otherwise disabled, as well as to detainees who have limited reading skills.

What was observed as part of a systematic review of evidence:

Site review:

The auditor observed the Sevier County Juvenile Facility Resident Guide, Sevier County Juvenile Facility Zero-Tolerance Brochure, and No Means No Posters are available in in English and Spanish. The facility uses a court interpreter to provide interpreter services. The facility provided a summary of how resident education is provided in formats accessible to all residents, including those who are limited English proficient, deaf, visually impaired, or otherwise disabled, as well as to residents who have limited reading skills. The SCJF takes measures to ensure that detainees who may be deaf, hard of hearing, blind, or have low vision and have intellectual, psychiatric, or speech disabilities are provided with appropriate accommodations and support services to communicate and access necessary resources within the facility effectively. This includes offering sign language interpreters, written materials, easy to read materials, staff reading materials, a

special education teacher, assistive devices such as the PREA video with closed caption, sound, visual aids, use of a Braille machine, and access to mental health professionals trained in working with individuals with disabilities. All detainees have support from staff to ensure they understand their rights and how to report abuse.

SCJF staff are trained to recognize and respond appropriately to the unique needs of all detainees with any disabilities to promote their safety and well-being within the facility. Staff are also trained in active listening, using non-verbal clues and providing additional time for detainees to communicate.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The facility implemented a new PREA intake video (07/11/2254), and new PREA comprehensive education video (07/11/2254). Both videos are provided by the PREA Resource Center. The videos are available in English and Spanish, ASL, and have closed captioning.

Reasoning and analysis (by provision):

115.333 (e)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: The agency maintains documentation of resident participation in PREA education sessions.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 18):

SCJF shall maintain documentation of the detainees' education session. Each detainee shall sign the education roster after their session and a hard paper copy will be kept on file by the SCJF Administration, and the education session and the detainee's attendance will be entered in the SCJF database.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The facility implemented the Sevier County Juvenile Facility Sexual Abuse, Sexual Assault, and Sexual Harassment Education Acknowledgement Roster dated (06/24/2254), to document a resident's receipt of the PREA comprehensive education.

Reasoning and analysis (by provision):

115.333 (f)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency ensures that key information about the agency's PREA policies is continuously and readily available or visible through posters, resident handbooks, or other written formats.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 18):

	<p>SCJF shall ensure that key information is continuously and readily available or visible to detainees through posters, and detainee regulation guides.</p> <p>What was observed as part of a systematic review of evidence:</p> <p>Site review:</p> <p>The auditor observed the Sevier County Juvenile Facility Resident Guide, Sevier County Juvenile Facility Zero-Tolerance Brochure, and No Means No Posters. The posters were located throughout the facility, including but not limited to the living units, visitation, and intake. The auditor observed the posters were consistent but contained some inaccurate information for reporting and victim support services.</p> <p>Finding:</p> <p>Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.</p> <p>The inaccuracies were addressed through updating the No Means No posters (English and Spanish) with corrected information. Pictures of the posted, updated signage was provided as documented evidence they have been implemented.</p>
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115.334	Specialized training: Investigations
	<p>Auditor Overall Determination: Meets Standard</p>
	<p>Auditor Discussion</p>
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities) • Interview with investigative staff (internal administrative investigations) <p>Evidence (corrective action):</p> <ol style="list-style-type: none"> 1. NIC Training Certificates - PREA Investigating Sexual Abuse in a Confinement Setting (08/19/2024) 2. Revised § 115.331 Staff Training Curriculum (07/03/2024) 3. 2024 Sevier County Juvenile Facility Training Roster (07/03/2024) 4. Tennessee Department of Children’s Services Employee/Volunteer/Contractor Acknowledgement and Notification of PREA (07/03/2024) <p>Reasoning and analysis (by provision):</p> <p>115.334 (a)</p> <p>What was read, as part of a systematic review of evidence:</p> <p>Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:</p> <p>Agency policy requires that investigators are trained in conducting sexual abuse investigations in confinement settings.</p>

Sevier County Juvenile Facility Comprehensive PREA Policy (page 18):
The SCJF Director and Lieutenant/Assistant Administrator are certified Internal Affairs investigators through Public Agency Training Counsel. SCJF Director and Lieutenant/Assistant Administrator shall complete the Investigating Sexual Abuse in a Confinement Setting presented by the National Institute of Correction.

What was heard, as part of a systematic review of evidence:

Interview with investigative staff (lieutenant):

The lieutenant stated they had not received training specific to conducting sexual abuse and sexual harassment investigations in confinement settings.

Training was accomplished through corrective action.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The facility developed and implemented a training curriculum that is fully inclusive of the training topics required under § 115.331 (07/03/2024).

The facility conducted training on the new curriculum (07/03/2024).

The auditor reviewed the 2024 Sevier County Juvenile Facility training roster dated (07/03/2024), and Tennessee Department of Children's Services Employee/Volunteer/Contractor Acknowledgements and Notification of PREA (07/03/2024). The auditor observed the two facility investigators received the training.

The auditor reviewed two NIC Training Certificates - PREA Investigating Sexual Abuse in a Confinement Setting (08/19/2024) specialized training topics for investigators (07/03/2024). The auditor observed the two facility investigators received the training.

Reasoning and analysis (by provision):

115.334 (b) Specialized training includes techniques for interviewing juvenile 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.

What was heard, as part of a systematic review of evidence:

Interview with investigative staff (lieutenant):

The lieutenant stated they had not received training specific to conducting sexual abuse and sexual harassment investigations in confinement settings.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

Training was completed through corrective action. See 115.334 (a).

	<p>Reasoning and analysis (by provision): 115.334 (c) What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: The agency maintains documentation showing that investigators have completed the required training. The number of investigators currently employed who have completed the required training: 1</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.</p> <p>Training was completed through corrective action. See 115.334 (a).</p>
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115.335	Specialized training: Medical and mental health care
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities) • Interviews with medical staff and mental health staff <p>Evidence (corrective action):</p> <ul style="list-style-type: none"> • Volunteers and Contractors Training Roster (05/08/2024) • Employee/Volunteer/Contractor Acknowledgements and Notification of PREA forms (08/01/2024) • NIC Training Certificates - PREA: Medical Health Care for Sexual Assault Victims in a Confinement Setting (10/07/2024) <p>Reasoning and analysis (by provision): 115.335 (a) What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: The agency has a policy related to the training of medical and mental health practitioners who work regularly in its facilities.</p> <ol style="list-style-type: none"> 1. The number of all medical and mental health care practitioners who work regularly at this facility who received the training: 1 2. The percent of all medical and mental health care practitioners who work regularly at this facility who received the training required by agency policy: 100% <p>The PAQ inaccurately states there is 1 medical and mental health care practitioner who works regularly at the facility. Interviews and training documents indicate there are 6 medical and mental health care practitioner who work regularly at the facility.</p>

Sevier County Juvenile Facility Comprehensive PREA Policy (page 18):
All full and part-time medical and mental health care practitioners who work regularly in SCJF shall be trained in the methods and procedures to:

- a. Detect and assess signs of sexual abuse and sexual harassment;
- b. Preserve physical evidence of sexual abuse;
- c. Respond effectively and professionally to detainee victims of sexual abuse and sexual harassment;
- d. Reporting of allegations or suspicions of sexual abuse and sexual harassment.

What was heard, as part of a systematic review of evidence:

Interviews with medical staff and mental health staff:
The part-time registered nurse and therapist both stated they had not received the specialized training topics regarding sexual abuse and sexual harassment.
Corrective action was required.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The facility trained four contracted mental health staff and provided Employee/Volunteer/Contractor Acknowledgements and Notification of PREA forms as documented evidence (08/01/2024).

The facility trained four contracted mental health staff and provided NIC Training Certificates - PREA: Medical Health Care for Sexual Assault Victims in a Confinement Setting (10/07/2024).

Reasoning and analysis (by provision):

115.335 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:
Sevier County Juvenile Facility does not employ medical staff that conduct forensic exams. Forensic medical examinations are performed offsite.

What was heard, as part of a systematic review of evidence:

Interviews with medical staff and mental health staff:
The part-time registered nurse interviewed stated forensic medical examinations are not conducted at the facility. Forensic examinations would be conducted at LeConte Medical Center.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.335 (c)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: The agency maintains documentation showing that medical and mental health practitioners

	<p>have completed the required training.</p> <p>Sevier County Juvenile Facility Comprehensive PREA Policy (page 19): Documentation that medical and mental health practitioners have received training shall be documented through signing of understanding on their training roster and a hard paper copy shall be kept on file by SCJF Administration. This training is under Standard 115.331 Employee Training.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.</p> <p>See 115.335 (a).</p> <p>Reasoning and analysis (by provision): 115.335 (d) Medical and mental health care practitioners shall also receive the training mandated for employees under § 115.331 or for contractors and volunteers under § 115.332, depending upon the practitioner’s status at the agency.</p> <p>The auditor reviewed a training roster dated May 8, 2024, and observed six medical and mental health care practitioners signed that they received training for contractors and volunteers under § 115.332.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.</p> <p>See 115.335 (a).</p>
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115.341	Obtaining information from residents
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities) • Sevier County Juvenile Court Assessment • Interview with PREA coordinator • Interview with staff responsible for risk screening • Interviews with random sample of residents • Site review <p>Evidence (corrective action):</p> <ul style="list-style-type: none"> • Sevier County Juvenile Court Assessment (objective risk assessment tool inclusive

of all criteria) (08/24/2024 and 01/07/2025)

- Periodic risk reassessments statement (08/24/2024)

Reasoning and analysis (by provision):

115.341 (a)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency has a policy that requires screening (upon admission to a facility or transfer to another facility) for risk of sexual abuse victimization or sexual abusiveness toward other residents.

The policy requires that residents be screened for risk of sexual victimization or risk of sexually abusing other residents within 72 hours of their intake.

In the past 12 months:

- The number of residents entering the facility (either through intake or transfer) whose length of stay in the facility was for 72 hours or more who were screened for risk of sexual victimization or risk of sexually abusing other residents within 72 hours of their entry into the facility: 65
- The percent of residents entering the facility (either through intake or transfer) whose length of stay in the facility was for 72 hours or more who were screened for risk of sexual victimization or risk of sexually abusing other residents within 72 hours of their entry into the facility: 100%

The policy did not require that a resident's risk level be reassessed periodically throughout their confinement. Corrective action was required.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 19):

During the intake process, SCJF will conduct with each detainee a Full-Scale Assessment to assess the risk of sexual victimization through the gathering of information on the detainee's history and behaviors to reduce the risk of sexual abuse by or upon the detainee.

Review of records for residents admitted to the facility:

The auditor reviewed 13 completed Sevier County Juvenile Court Assessments for the 12-month audit period and 5 completed risk assessments for residents interviewed and observed the risk assessments were completed within 72 hours of their intake.

What was heard, as part of a systematic review of evidence:

Interviews with four random residents:

Three of the four residents stated they were asked questions like the following examples at intake:

- Have you have ever been sexually abused?
- Do you identify with being gay, bisexual, or transgender?
- Do you have any disabilities?
- Do you think you might be in danger of sexual abuse at the facility?

What was observed as part of a systematic review of evidence:

Site review:

The Staff Responsible for Risk Screening (sergeant) demonstrated the screening process. The screening process occurs in a private area, ensuring as much privacy as possible. He confirmed he screens residents upon admission to the facility or transfer from another facility for risk of sexual abuse victimization or sexual abusiveness toward other residents. He stated he screens residents for risk of sexual victimization or risk of sexually abusing other residents within 72 hours of their intake. The information is ascertained through conversations with residents during intake.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The facility provided 43 completed Sevier County Juvenile Court Assessments from August 1, 2024, to October 1, 2024 for corrective action required by 115.341 (c). All 43 risk screens were completed within 72 hours of intake.

The facility provided a statement (08/28/2024) that risk reassessments will be conducted every 30 days for residents that remain at the detention center.

The facility provided a statement of nonoccurrence (10/03/2024) that indicated no residents remained at the facility for 30 days and therefore there were no 30 day reassessments.

Reasoning and analysis (by provision):

115.341 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:
Risk assessment is conducted using an objective screening instrument.

Document review:

The auditor observed the Sevier County Juvenile Court Assessment and did not observe the risk assessment was an objective screening instrument.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The facility updated the Sevier County Juvenile Court Assessment (08/28/2024) to be an objective risk assessment tool. There is a set format of objective yes and no questions and a subjective observation of gender nonconforming appearance, and the scoring system leads to a determination of risk level. The tool includes the following risk levels:

- 1-5 low risk
- 6-10 medium risk
- 11-15 high risk

- **16-20 very high risk**

Reasoning and analysis (by provision):

115.341 (c)

What was read, as part of a systematic review of evidence:

The auditor reviewed the Sevier County Juvenile Court Assessment and observed the following criteria was not included:

- Prior sexual victimization
- Prior sexual abusiveness
- Any gender nonconforming appearance or manner
- Identification as transgender, or intersex
- Current charges and offense history
- Level of emotional and cognitive development
- Physical disabilities
- The resident's own perception of vulnerability

Sevier County Juvenile Facility Comprehensive PREA Policy (pages 19-20):

At a minimum, SCJF shall attempt to ascertain information about:

- a. Prior sexual victimization or abusiveness.
- b. Any gender nonconforming appearance or manner of identification as LGBTQI, and if the detainee is vulnerable to sexual abuse.
- c. Current charges and offense history.
- d. Age.
- e. Level of emotional and cognitive development.
- f. Physical size and stature.
- g. Mental illness or mental disabilities.
- h. Intellectual, physical, or developmental disabilities.
- i. Detainee's perception of vulnerability.
- j. Any other specific information about an individual detainee that may heighten needs for supervision, additional safety precautions, or separation from other detainees.

Corrective action was required.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The facility updated the Sevier County Juvenile Court Assessment (08/28/2024 and 01/07/2025) to include all criteria required by the standard provision.

The presence of each required risk factor was assessed as such:

- a. Prior sexual victimization or abusiveness - Asked in question 1. "Have you been a victim of sexual abuse? When? What?"**
- b. Any gender nonconforming appearance or manner or whether the resident identifies as lesbian, gay, bisexual, transgender, or intersex, and whether the resident may therefore be vulnerable to sexual abuse - Affirmatively asked in question the youth interview section and**

subjectively observed in questions 2, 12 and 13. Question 2, "Does Detainee display any nonconforming appearance or manner of identification as lesbian, gay, bisexual, transgender or intersex, and whether the Detainee may therefore be vulnerable to sexual abuse?" Question 12, "What gender do you identify as?" Question 13, "What is your sexual orientation?"

c. Current charges and offense history - Asked in question 3. "What is the Detainee's current charge(s)? (Address most serious offense.)"

d. Age - Asked in question 5. "What is Detainee's age?"

e. Level of emotional and cognitive development - Asked in Question 14. "Are there any concerns with the Detainee's level of emotional and cognitive development?"

f. Physical size and stature - Asked in question 6. "What is the Detainee's physical size and stature?"

g. Mental illness or mental disabilities - Asked in question 7. "Has Detainee been diagnosed with any mental illness or mental disabilities? (If Yes, describe in narrative.)"

h. Intellectual or developmental disabilities - Asked in question 8. "Does the Detainee have any reported intellectual or development disabilities? (if Yes, describe in narrative.)"

i. Physical disabilities - Asked in question 9. "Does the Detainee have any physical disabilities? (if Yes, describe in narrative.)"

j. The resident's own perception of vulnerability - Asked in question 10. "What is the Detainee's own perception of their vulnerability to sexual assault or sexual harassment? (Describe in narrative.)"

k. Any other specific information about individual residents that may indicate heightened needs for supervision, additional safety precautions, or separation from certain other residents - Asked in question 11. "Is there any other specific information about individual residents that may indicate heightened needs for supervision, additional safety precautions, or separation from certain other residents? (if Yes, describe in narrative.)"

The facility provided 43 completed Sevier County Juvenile Court Assessments from August 1, 2024 to October 1, 2024 to demonstrate the updated risk screen has been fully implemented. The Sevier County Juvenile Court Assessment had final revision (01/07/2025) to include consideration of level of emotional or cognitive development.

Reasoning and analysis (by provision):

115.341 (d)

What was read, as part of a systematic review of evidence:

This information shall be ascertained through conversations with the resident during the intake process and medical and mental health screenings; during classification assessments; and by reviewing court records, and other relevant documentation from the resident's files.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 20):

The information outlined above shall be ascertained through conversations with the

detainee during the intake process; medical and mental health assessments; classification assessments; court records; facility behavioral records; and any other relevant information SCJF can obtain.

What was heard, as part of a systematic review of evidence:

Interview with staff responsible for risk screening:

The interview with the sergeant confirmed the information is ascertained through conversations with the residents using the Sevier County Juvenile Court Assessment.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.341 (e)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Comprehensive PREA Policy (page 20):

SCJF shall maintain confidentiality of all information involving a detainee's personal history and information. The SCJF Director shall be responsible for safeguarding all juvenile records from any unauthorized and improper disclosure under SCJF policy 9.06 (C).

What was heard, as part of a systematic review of evidence:

Interview with the PREA coordinator:

The PREA coordinator stated the agency has outlined who can have access to a resident's risk assessment within the facility, to protect sensitive information from exploitation. The information is maintained electronically and assessed by the PREA Coordinator, Director, and administration.

Interview with staff responsible for risk screening:

The sergeant stated the agency has outlined who can have access to a resident's risk assessment within the facility, to protect sensitive information from exploitation. The information is maintained electronically and assessed by the PREA Coordinator, Director, and administration.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

115.342	Placement of residents
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	Evidence relied upon in making the compliance determinations:

- Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024
- Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities)
- Interview with superintendent (director)
- Interview with PREA coordinator
- Interview with staff responsible for risk screening
- Interview with staff who supervise residents in isolation (N/A)
- Interview with medical staff
- Interview with mental health staff
- Interviews with residents in isolation (for risk of sexual victimization/who allege to have suffered sexual abuse (N/A)
- Interviews with transgendered/intersex/gay/lesbian/bisexual residents (N/A)
- Site review

Evidence (corrective action):

- Sevier County Juvenile Court Assessment (08/28/2024 and 01/07/2025)
- Statement regarding how the agency uses all information obtained pursuant to § 115.341 and subsequently to make housing, bed, program, education, and work assignments for residents with the goal of keeping all residents safe and free from sexual abuse (10/18/2024)
- Statement of nonoccurrence (10/18/2024)

Reasoning and analysis (by provision):

115.342 (a)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency/facility uses information from the risk screening required by §115.341 to inform housing, bed, work, education, and program assignments with the goal of keeping all residents safe and free from sexual abuse.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 21):

The SCJF Director, Lieutenant/Assistant Administrator, and Supervisors shall use all information initially obtained in this section above and subsequently obtained to make housing, bed, program, education, and work assignments for detainees to keep all detainees safe and free from sexual abuse.

Review of risk-based housing decisions:

The auditor requested documented evidence of how the facility uses information from the risk screening required by §115.341 to inform housing, bed, work, education, and program assignments with the goal of keeping all residents safe and free from sexual abuse. No evidence was provided. Corrective action was required.

What was heard, as part of a systematic review of evidence:

Interview with PREA compliance manager:

The PREA coordinator discussed how the facility uses information from risk screening during intake to keep residents safe and free from sexual abuse. The information is used for courtroom seating and movement.

Interview with staff responsible for risk screening:

The staff responsible for risk screening stated the facility uses information from the risk screening during intake to keep residents safe and free from sexual abuse and sexual harassment. They stated there is an alert screen.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The facility provided a statement (10/18/2024) that indicated no residents entering the facility had risk score that required special accommodations for housing, bed, assignment, work assignment, education, or programming assignments.

The updated Sevier County Juvenile Court Assessment (08/28/2024 and 01/07/2025) generates a risk level used to inform housing, bed, work, education, and program assignments.

The facility provided a statement (08/28/2024) of how housing, bed, work, education, and programing decisions would be made based on the Sevier County Juvenile Court Assessment.

Reasoning and analysis (by provision):

115.342 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The facility has a policy that residents at risk of sexual victimization may only be placed in isolation as a last resort if less restrictive measures are inadequate to keep them and other residents safe, and only until an alternative means of keeping all residents safe can be arranged. The facility policy requires that residents at risk of sexual victimization who are placed in isolation have access to legally required educational programming, special education services, and daily large-muscle exercise.

In the past 12 months:

- The number of residents at risk of sexual victimization who were placed in isolation: 0
- The number of residents at risk of sexual victimization who were placed in isolation who have been denied daily access to large muscle exercise, and/or legally required education, or special education services: 0
- The average period of time residents at risk of sexual victimization who were held in isolation to protect them from sexual victimization: N/A

Sevier County Juvenile Facility Comprehensive PREA Policy (page 22):

Unit housing reassignments at times may be necessary to maintain SCJF safety and security and the safety and security of detainees. Isolation may only be utilized as a last resort and only until other unit housing arrangements can be made.

During any period of isolation, detainees shall not be denied daily large-muscle exercise and any legally required educational programming or special education

services. Detainees shall have access to medical and mental health services as needed. Detainees shall have access to all SCJF programs if it does not jeopardize the safety and security of other SCJF staff and detainees, under Tennessee Standards for Juvenile Detention Centers, Temporary Holding Centers Rule #0250-04-08-.11.

What was heard, as part of a systematic review of evidence:

Interview with superintendent (director):

The director confirmed Sevier County Juvenile Facility has not used isolation for residents at risk of sexual victimization.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.342 (c)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The facility prohibits placing lesbian, gay, bisexual, transgender, or intersex residents in particular housing, bed, or other assignments solely on the basis of such identification or status. The facility prohibits considering lesbian, gay, bisexual, transgender, or intersex identification or status as an indicator of likelihood of being sexually abusive.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 22):

LGBTQI detainees shall not be placed in a particular unit, bed, or other assignments on the sole basis of such identification or status, nor shall LGBTQI identification be considered as a likelihood of being sexually abusive.

What was heard, as part of a systematic review of evidence:

Interviews with the PREA coordinator:

The PREA coordinator confirmed the facility does not have a special housing unit for lesbian, gay, bisexual, transgender, or intersex residents.

Interviews with transgendered/intersex/gay/lesbian/bisexual residents:

One resident identified as bisexual during the onsite phase of the audit. The resident stated they were not placed in a housing area only for gay, lesbian, bisexual, transgender, or intersex residents.

What was observed as part of a systematic review of evidence:

Site review:

The auditor observed the housing units. There was no particular housing, bed, or other assignments of gay, bisexual, transgender, or intersex residents solely on the basis of such identification or status.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.342 (d)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency or facility makes housing and program assignments for transgender or intersex residents in the facility on a case-by-case basis.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 22):

SCJF will recognize gender assignment at birth when assigning unit housing. SCJF will consider on a case-by-case basis whether an assignment would ensure the detainee's health, and safety and whether the assignment presents a problem for the safety and security of the facility.

What was heard, as part of a systematic review of evidence:

Interview with PREA coordinator:

The PREA coordinator stated housing and programming assignments for transgender or intersex residents are made on a case-by-case basis whether a placement would ensure the resident's health and safety, and whether the placement would present management or security problems.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.342 (e)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

Placement and programming assignments for each transgender or intersex resident shall be reassessed at least twice each year to review any threats to safety experienced by the resident.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 23):

Unit housing assignments for transgender and intersex detainees shall be reassessed on an ongoing basis to ensure the detainee's safety.

What was heard, as part of a systematic review of evidence:

Interviews with PREA coordinator and staff responsible for risk screening:

The PREA coordinator and staff responsible for risk screening stated placement and programming assignments are reassessed at least twice each year to review any threats to safety experienced by the resident.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.342 (f)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:
A transgender or intersex resident's own views with respect to his or her own safety shall be given serious consideration.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 23):
A transgender or intersex detainee's views concerning their safety shall be given serious consideration.

What was heard, as part of a systematic review of evidence:

Interview with PREA coordinator:

The PREA coordinator stated the agency considers whether placement will ensure a resident's health and safety and stated transgender or intersex residents' views of their safety are given serious consideration in placement and programming assignments.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.342 (g)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:
Transgender and intersex residents shall be given the opportunity to shower separately from other residents.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 23):
Transgender and intersex detainees shall be given the opportunity to shower separately from other detainees.

What was heard, as part of a systematic review of evidence:

Interviews with PREA coordinator and staff responsible for risk screening:
The PREA coordinator and staff responsible for risk screening stated and intersex residents are given the opportunity to shower separately from other residents. All residents shower individually.

Interviews with transgendered/intersex:

No residents identified as transgender or intersex during the onsite phase of the audit.

What was observed as part of a systematic review of evidence:

Site Review:

Residents are able to shower and change clothing in the privacy of a single shower behind a swinging stainless steel door. Transgender or intersex residents would be given the same opportunity to shower separately in the same manner as all residents.

Finding:

Based on this analysis, the facility is substantially compliant with this

provision and corrective action is not required.

Reasoning and analysis (by provision):

115.342 (h)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

From a review of case files of idents at risk of sexual victimization who were held in isolation in the past 12 months, the number of case files that include BOTH:

- A statement of the basis for facility's concern for the resident's safety, and
- The reason or reasons why alternative means of separation cannot be arranged:

N/A

No residents at risk of sexual victimization were held in isolation in the past 12 months. Sevier County Juvenile Facility does not use isolation for residents at risk of sexual victimization.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.342 (i)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

If a resident at risk of sexual victimization is held in isolation, the facility affords each such resident a review every 30 days to determine whether there is a continuing need for separation from the general population.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 22):

If a detainee is placed in isolation for any reason stated in this section, SCJF shall document the basis for concern for the detainee's safety and that there are no alternative means of separation that can be arranged. SCJF shall continue to review the detainee's status to end separation or isolation as soon as possible.

No residents at risk of sexual victimization were held in isolation in the past 12 months. Sevier County Juvenile Facility does not use isolation for residents at risk of sexual victimization.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

115.351	Resident reporting
	Auditor Overall Determination: Meets Standard
	Auditor Discussion

Evidence relied upon in making the compliance determinations:

- Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024
- Sevier County Juvenile Facility Resident Guide
- No Means No Posters
- Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities)
- Interview with PREA coordinator
- Interviews with random sample of staff
- Interviews with random sample of residents
- Interviews with residents who reported a sexual abuse (N/A)
- Systems tests
- Site review

Evidence (corrective action):

- Revised No Means No Poster (08/26/2024)
- Updated Sevier County Juvenile Facility Resident Admission Guide (English and Spanish) (09/08/2024)
- External Reporting Entity (08/26/2024)
- External Anonymous Reporting Method (08/26/2024)

Reasoning and analysis (by provision):

115.351 (a)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency has established procedures allowing for multiple internal ways for residents to report privately to agency officials about: Sexual abuse or sexual harassment; Retaliation by other residents or staff for reporting sexual abuse and sexual harassment; AND Staff neglect or violation of responsibilities that may have contributed to such incidents.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 23):

There shall be multiple internal methods provided for detainees to privately report sexual abuse and sexual harassment, retaliation by other detainees or staff for reporting sexual abuse or sexual harassment, and staff neglect or violation of responsibilities that may have contributed to such incidents.

What was heard, as part of a systematic review of evidence:

Interviews with eight random staff:

Staff interviews confirmed residents can privately report sexual abuse or sexual harassment, retaliation by other residents or staff for reporting sexual abuse and sexual harassment, or staff neglect or violation of responsibilities that may have contributed to an incident of sexual abuse or sexual harassment by calling the hotline, writing a grievance, or reporting to staff.

Interviews with four random residents:

Residents stated they would report sexual abuse or sexual harassment that happened to them or someone else by telling staff or calling the hotline.

What was observed as part of a systematic review of evidence:

Site review:

The auditor reviewed the Sevier County Juvenile Facility Resident Guide and the No Means No Posters and observed information about PREA, including how to report sexual abuse and sexual harassment. The auditor observed posters were consistent but contained some inaccurate information for reporting. Corrective action was required.

Systems test:

The auditor tested internal reporting by submitting a test grievance. The auditor received a formal written response the same day.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The No Means No Poster was updated (08/26/2024) and includes the following internal reporting methods:

- **Report to any staff, volunteer, contractor, or medical or mental health staff.**
- **Submit a grievance or sick slip.**
- **Report to the PREA coordinator.**

The Sevier County Juvenile Facility Resident Guide was updated (09/08/2024) and includes the following internal reporting methods:

- **Tell any facility officer, nurse, counselor, or attorney.**
- **Make a written request to the PREA coordinator.**

Reasoning and analysis (by provision):

115.351 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: The agency provides at least one way for residents to report abuse or harassment to a public or private entity or office that is not part of the agency. The facility does not detain youth solely for civil immigration purposes.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 24):

Detainees shall be provided at least one method to report abuse or harassment to a public or private entity or office that is not part of SCJF such as (SACET) and that can immediately forward detainee reports of sexual abuse and sexual harassment to SCJF officials, allowing the detainee to remain anonymous upon request. This shall be accomplished by calling the third-party outside reporting source found posted throughout the facility.

What was heard, as part of a systematic review of evidence:

Interview with PREA coordinator:

The PREA coordinator confirmed the facility would establish a way for residents to report abuse or harassment to a public or private entity or office that is not part of the agency.

Interviews with four random residents:

Residents stated they would report sexual abuse or sexual harassment that happened to them or someone else by telling staff, calling the hotline, or writing a grievance. Residents also could identify someone that does not work at the facility they could report to.

What was observed as part of a systematic review of evidence:

Site review:

The auditor observed the hotline number is included in the Sevier County Juvenile Facility Resident Guide, the Sevier County Juvenile Facility Zero-Tolerance Brochure, and the No Means No Posters. Although the Tennessee Child Abuse Hotline is external to the agency, resident reports of sexual abuse and sexual harassment would not be forwarded agency officials. Also, the standard requires that the facility should have reporting mechanisms in place that allow the identity of the confined person making the report to remain anonymous to facility staff and administrators. The auditor did not determine that anonymous reports could be made. Corrective action was required. The facility must provide a mechanism for residents to report anonymously by telephone, mail, or email and the external reporting entity must be able to immediately forward reports of sexual abuse and sexual harassment to agency officials.

Systems test:

The auditor tested external reporting by calling the Tennessee Child Abuse Hotline.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The No Means No Poster was updated (08/26/2024) and includes the following internal external reporting method:

- **Report anonymously to the Tennessee Department of Children’s Services Child Abuse Hotline.**

The Sevier County Juvenile Facility Resident Guide was updated (09/08/2024) and includes the following external reporting method and instructions:

- **Request a “private call” using the facility’s preprogrammed DCS line to report allegations to the Tennessee Department of Children’s Services Child Abuse Hotline. Resident reporters also have the option to make an anonymous report. The telephone is also preprogrammed with a telephone number for contacting outside victim support services. Residents are allowed to select one of the two options, enabling them to make a report without staff knowledge.**

The Tennessee Department of Children’s Services forwards reports to the facility.

Reasoning and analysis (by provision):

115.351 (c)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

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. Staff are required to document verbal reports. The time frame that staff are required to document verbal reports: immediately

Sevier County Juvenile Facility Comprehensive PREA Policy (page 24):

Staff shall accept reports made verbally, in writing, anonymously, and from third parties and shall promptly document any verbal reports.

What was heard, as part of a systematic review of evidence:

Interviews with eight random staff:

Staff interviewed confirmed verbal reports would be documented immediately.

Interviews with four random residents:

All four residents interviewed stated they could make reports of sexual abuse or sexual harassment either in person or in writing and someone could make the report for them so that they would not have to give their name.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.351 (d)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The facility provides residents with access to tools to make written reports of sexual abuse or sexual harassment, retaliation by other residents or staff for reporting sexual abuse and sexual harassment, and staff neglect or violation of responsibilities that may have contributed to such incidents.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 24):

The facility shall provide detainees with access to tools necessary to make a written report.

What was heard, as part of a systematic review of evidence:

Interview with PREA coordinator:

The PREA coordinator stated a pencil and grievance form would be provided to residents to make written reports of sexual abuse and sexual harassment, retaliation by other residents or staff for reporting sexual abuse or sexual harassment, and staff neglect or violation of responsibilities that may have contributed to such incidents. The auditor observed grievance forms available to the residents upon request.

What was observed as part of a systematic review of evidence:

Site review:

The auditor observed a grievance box for making written reports.

	<p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p> <p>Reasoning and analysis (by provision): 115.351 (e) What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: The agency has established procedures for staff to privately report sexual abuse and sexual harassment of residents. Staff are informed of these procedures in the following ways: employee training</p> <p>Sevier County Juvenile Facility Comprehensive PREA Policy (page 24): Staff shall be able to privately report sexual abuse and sexual harassment of detainees by calling the Tennessee Department of Children’s Services Hotline at 877-237-0004, and reporting the allegation directly to DCS.</p> <p>What was heard, as part of a systematic review of evidence: Interviews with eight random staff: Staff interviews revealed they would privately report sexual abuse and sexual harassment of residents by calling the Tennessee Department of Children Services Abuse Hotline.</p> <p>What was observed as part of a systematic review of evidence: Site review: Posters provide staff with methods to privately report sexual abuse and sexual harassment of residents. Some of these methods include reporting to the Tennessee Department of Children’s Services Hotline by calling 877-237-0004 or reporting through the Tennessee Department of Children’s Services Abuse reporting website at https://carat.app.tn.gov/carat/.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p>
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115.352	Exhaustion of administrative remedies
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 • Sevier County Juvenile Facility Resident Guide • Sevier County Juvenile Facility Zero-Tolerance Brochure • No Means No Poster

- Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities)
- Interviews with residents who reported a sexual abuse (N/A)

Evidence (corrective action):

- Statement Clarifying PAQ Responses (07/03/2024)
- Revised No Means No Poster (08/26/2024)

Reasoning and analysis (by provision):

115.352 (a)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency has an administrative procedure for dealing with resident grievances regarding sexual abuse.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 24):

The Administrative Remedy Procedure (ARP) shall not have a set time limit on when a detainee may submit a grievance regarding an allegation of sexual abuse. SCJF may apply time limits on any portion of a grievance that does not allege an incident of sexual abuse.

The auditor reviewed the Sevier County Juvenile Facility Resident Guide and the Sevier County Juvenile Facility Zero-Tolerance Brochure and did not observe relevant information is provided. Corrective action was required.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The No Means No poster was updated (08/26/2024) and indicates residents can report sexual abuse or sexual harassment by submitting a grievance.

Reasoning and analysis (by provision):

115.352 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

Agency policy or procedure allows a resident to submit a grievance regarding an allegation of sexual abuse at any time regardless of when the incident is alleged to have occurred. Agency policy does not require a resident to use an informal grievance process, or otherwise to attempt to resolve with staff, an alleged incident of sexual abuse.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 24):

A detainee shall not be required to use any informal grievance process or to otherwise attempt to resolve with staff, an alleged incident of sexual abuse.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.352 (c)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency's policy and procedure allow a resident to submit a grievance alleging sexual abuse without submitting it to the staff member who is the subject of the complaint.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 25):

SCJF shall ensure that a detainee who alleges sexual abuse may submit a grievance without submitting it to a staff member who is the subject of the complaint.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.352 (d)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency has policy and procedures that require that a decision on the merits of any grievance or portion of a grievance alleging sexual abuse be made within 90 days of the filing of the grievance. The total time between the discovery of the grievance and the disposition cannot exceed 25 days.

In the past 12 months:

- The number of grievances that were filed that alleged sexual abuse: 0
- The number of grievances alleging sexual abuse that reached final decision within 90 days after being filed: N/A
- The number of grievances alleging sexual abuse that involved extensions because final decision was not reached within 90 days: N/A

Sevier County Juvenile Facility Comprehensive PREA Policy (page 25):

The ARP shall require an initial decision within 30 days with the potential for an additional 14 days with permission from the Director. A final SCJF decision on the merits of any portion of a grievance alleging sexual abuse be issued within 90 days of the initial filing of the grievance. Computation of the 90 days shall not include time used by the detainee in preparing any administrative appeal.

What was heard, as part of a systematic review of evidence:

Interviews with residents who reported a sexual abuse:

There were no residents, present during the onsite phase of the audit, who reported a sexual abuse allegation.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.352 (e)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

Agency policy and procedure permits third parties, including fellow residents, staff members, family members, attorneys, and outside advocates, to assist residents in filing requests for administrative remedies relating to allegations of sexual abuse, and to file such requests on behalf of residents.

Agency policy allows parents or legal guardians of residents to file a grievance alleging sexual abuse, including appeals, on behalf of such resident, regardless of whether or not the resident agrees to having the grievance filed on their behalf.

The number of the grievances alleging sexual abuse filed by residents in the past 12 months in which the resident declined third-party assistance, containing documentation of the resident's decision to decline: 0

Sevier County Juvenile Facility Comprehensive PREA Policy (pages 25-26):

Third parties, including fellow detainees, staff members, family members, attorneys, and outside advocates, shall be permitted to assist detainees in filing requests for an ARP relating to allegations of sexual abuse and shall also be permitted to file such requests on behalf of detainees.

If an attorney filed an ARP on behalf of the detainee, a letter of representation shall be required.

A parent or legal guardian of a detainee shall be allowed to file a grievance regarding allegations of sexual abuse, including appeals on behalf of the detainee. The grievance shall not be conditioned upon the detainee agreeing to have the request filed on his or her behalf.

Review of third-party reports and declination of third-party assistance:
There were no third-party reports.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.352 (f)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency has a policy and established procedures for filing an emergency grievance alleging that a resident is subject to a substantial risk of imminent sexual abuse. Agency policy and procedures for emergency grievances alleging substantial risk of imminent sexual abuse require an initial response within 48 hours.

The number of emergency grievances alleging substantial risk of imminent sexual abuse that were filed in the past 12 months: 0

Sevier County Juvenile Facility Comprehensive PREA Policy (page 26):

	<p>The ARP shall contain procedures for the filing of emergency grievance alleging that a detainee is subject to a substantial risk of imminent sexual abuse.</p> <p>After receiving an emergency grievance alleging a detainee is subject to substantial risk of imminent sexual abuse, SCJF shall require the grievance be forwarded to the Director for immediate corrective action, an initial response within 48 hours, and an SCJF Director’s decision within 5 calendar days.</p> <p>The initial response and final Director’s decision shall document the Director’s findings as to whether the detainee is at substantial risk of imminent sexual abuse and the action taken in response to the emergency grievance.</p> <p>Review of emergency grievances filed: There were no emergency grievances filed.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p> <p>Reasoning and analysis (by provision): 115.352 (g) What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: The agency has a written policy that limits its ability to discipline a resident for filing a grievance alleging sexual abuse to occasions where the agency demonstrates that the resident filed the grievance in bad faith.</p> <p>In the past 12 months, the number of resident grievances alleging sexual abuse that resulted in disciplinary action by the agency against the resident for having filed the grievance in bad faith: 0</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p>
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115.353	Resident access to outside confidential support services and legal representation
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 • No Means No Poster • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities)

- Interview with superintendent (director)
- Interview with PREA coordinator
- Interviews with random sample of residents
- Interviews with residents who reported a sexual abuse (N/A)

Evidence (corrective action):

- Revised No Means No Poster (08/26/2024)
- Sevier County Juvenile Facility Counseling Request Form (08/28/2024)
- Memorandum of Understanding between Sevier County Juvenile Facility and Sexual Assault Center of East Tennessee a program of the Helen Ross McNabb Center (08/09/2024)
- Updated Intake Procedures (09/19/2024)

Findings (By Provision):

115.353 (a)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The facility provides residents access to outside victim advocates for emotional support services related to sexual abuse by:

- Giving residents (by providing, posting, or otherwise making accessible) mailing addresses and telephone numbers (including toll-free hotline numbers where available) of local, State, or national victim advocacy or rape crisis organizations.
- Enabling reasonable communication between residents and these organizations, in as confidential a manner as possible.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 27):

SCJF shall provide detainees with access to outside victim advocates for emotional support services related to sexual abuse, by providing, posting, or providing mailing addresses and telephone numbers of local, state, or national victim advocacy or rape crisis organizations. SCJF shall enable reasonable communication between detainees and these organizations in as confidential manner as possible.

What was heard, as part of a systematic review of evidence:

Interview with PREA coordinator:

The PREA coordinator stated the facility does not accept residents detained solely for civil immigration purposes.

Interviews with four random residents:

Resident interviews revealed limited knowledge of outside victim advocates for emotional support services related to sexual abuse if they ever need it. Corrective action was required.

Interviews with residents who reported a sexual abuse:

There were no residents, present during the onsite phase of the audit, who reported a sexual abuse allegation.

What was observed as part of a systematic review of evidence:

Site review:

Contact information for outside victim advocate services for emotional support

related to sexual abuse is included in the No Means No Poster. The auditor observed a telephone number, and a mailing address were provided for Safe Harbor Child Advocacy. The auditor called the number provided and determined the advocacy center would not be able to provide victim advocates for emotional support services related to sexual abuse by telephone. The agency that is able to provide these services would be the Sexual Assault Center of East Tennessee. Corrective action was required.

Systems test:

The auditor contacted the Sexual Assault Center of East Tennessee and confirmed they can provide outside victim advocates for emotional support.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

To increase resident knowledge of outside victim advocate services, the facility provided a statement (09/19/2024) that the information will be provided at intake.

The facility updated the Sevier County Juvenile Facility Counseling Request Form (08/28/2024) to indicate services would be provided by the Sexual Assault Center of East Tennessee. The form indicates staff will discuss the services and residents sign that they understand the services provided.

The No Means No Poster was updated to include a telephone number and mailing address for the Sexual Assault Center of East Tennessee (08/26/2024).

Reasoning and analysis (by provision):

115.353 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The facility informs residents, prior to giving them access to outside support services, the extent to which such communications will be monitored. The facility informs residents, prior to giving them access to outside support services, of the mandatory reporting rules governing privacy, confidentiality, and/or privilege that apply to disclosures of sexual abuse made to outside victim advocates, including any limits to confidentiality under relevant Federal, State, or local law.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 27):

SCJF shall inform detainees, before giving them access, of the extent to which such communications will be monitored and the extent to which reports of abuse will be forwarded to authorities following mandatory reporting laws.

Document review:

The No Means No Poster did not include relevant information for the Sexual Assault Center of East Tennessee and the poster did not indicate Sexual Assault Center of

East Tennessee victim advocates are mandatory reporters and detention center staff will not monitor calls. Corrective action was required.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The No Means No Poster was updated to indicate facility staff will not monitor telephone calls and Sexual Assault Center of East Tennessee victim advocates are mandatory reporters (08/26/2024).

Reasoning and analysis (by provision):

115.353 (c)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: The agency or facility maintains memoranda of understanding (MOUs) or other agreements with community service providers that are able to provide residents with emotional support services related to sexual abuse. The agency or facility maintains copies of those agreements.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 27): SCJF shall enter and maintain a memorandum of understanding with the Sexual Assault Crisis Center of East Tennessee to provide detainees with confidential emotional support services related to sexual abuse. SCJF Administration shall maintain copies of agreements on file.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

A memorandum of understanding between Sevier County Juvenile Facility and the Sexual Assault Center of East Tennessee was developed (08/09/2024) to provide residents with emotional support services related to sexual abuse.

Reasoning and analysis (by provision):

115.353 (d)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: The facility provides residents with reasonable and confidential access to their attorneys or other legal representation. The facility provides residents with reasonable access to parents or legal guardians.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 27): SCJF shall provide detainees with reasonable and confidential access to their attorneys or other legal representatives and reasonable access to parents or legal guardians.

What was heard, as part of a systematic review of evidence:

	<p>Interview with superintendent (director): The director and PREA coordinator confirmed the facility would provide residents with reasonable and confidential access to their attorneys or other legal representation and reasonable access to parents or legal guardians.</p> <p>Interviews with four random residents:</p> <ul style="list-style-type: none"> • All four of the residents interviewed (100%) stated the facility allows them to see or talk with a lawyer and the facility will allow them to talk with that person privately. • All four of the residents interviewed (100%) stated the facility allows them to see or talk with their parents or someone else. <p>Interviews with residents who reported a sexual abuse: See 115.353 (a).</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p>
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115.354	Third-party reporting
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 • Sevier County Juvenile Facility Resident Guide • No Means No Poster • Sevier County Juvenile Facility Website: https://www.seviercountyttn.gov/government/justice_and_the_law/juvenile_court/juvenile_facility.php • Third-party Reporting Test • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities) • Site review <p>Evidence (corrective action):</p> <ul style="list-style-type: none"> • Website revised to provide accessible third-party reporting method (10/01/2024) <p>Reasoning and analysis (by provision): 115.354 (a)</p> <p>What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: The agency or facility provides a method to receive third-party reports of resident sexual abuse or sexual harassment.</p> <p>Sevier County Juvenile Facility Comprehensive PREA Policy (page 27):</p>

Third parties shall have the ability to file reports of sexual abuse and sexual harassment. Policies containing information on the methods by which third parties can report sexual abuse and sexual harassment on behalf of detainees shall be made available on the SCJF website.

What was observed as part of a systematic review of evidence:

Site Review:

The auditor reviewed the No Means No Poster and Sevier County Juvenile Facility Resident Guide and observed they provide residents and visitors with information about third-party reporting. The No Means No Poster instructs reporters to call the Tennessee Department of Children’s Child Abuse Hotline at (877) 237-0004. The Sevier County Juvenile Facility Resident Guide instructs reporters to write to the Sevier County Juvenile Facility PREA coordinator at 157 West Main Street, Sevierville, TN 37862. The auditor observed the posters are accurate and consistent. The auditor observed posters located in the visiting area provide visitors with information about making third-party reports of resident sexual abuse or sexual harassment.

The auditor reviewed the Sevier County Juvenile Facility website at https://www.seviercountyttn.gov/government/justice_and_the_law/juvenile_court/juvenile_facility.php and observed third-party reporting information is included in a link to the Sevier County Juvenile Facility Resident Guide. The resident guide includes can be made by telephone and mail. Contact information is provided for the facility PREA Coordinator and the Tennessee Department of Children’s Child Abuse Hotline.

The auditor suggested third-party reporting is published directly on the agency’s website and not concealed within a linked document.

Systems test:

The auditor successfully tested third-party reporting by calling the Tennessee Department of Children’s Child Abuse Hotline.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The agency updated the website with a “Report Abuse or Neglect” link that instructs reporters to report through the Tennessee Department of Children Services Child Abuse Hotline online reporting site.

115.361	Staff and agency reporting duties
	Auditor Overall Determination: Meets Standard
	Auditor Discussion

Evidence relied upon in making the compliance determinations:

- Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities)
- Interview with superintendent or designee (director)
- Interview with PREA compliance manager
- Interviews with a random sample of staff
- Interviews with medical and mental health staff

Evidence (corrective action):

- Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024

Reasoning and analysis (by provision):

115.361 (a)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

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.
- Any retaliation against residents or staff who reported such an incident.
- Any staff neglect or violation of responsibilities that may have contributed to an incident or retaliation.

Sevier County Juvenile Facility policy was silent on the standard provision. Policy was updated through corrective action.

What was heard, as part of a systematic review of evidence:

Interviews with eight random staff:

All eight staff stated they are required to report 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; retaliation against residents or staff who reported such an incident; and any staff neglect or violation of responsibilities that may have contributed to an incident or retaliation.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

Policy was updated through corrective action.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 28):

All staff shall report immediately 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 in SCJF or another facility/ agency.

Reasoning and analysis (by provision):

115.361 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency requires all staff to comply with any applicable mandatory child abuse reporting laws.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 29):

All staff shall comply with mandatory child abuse reporting laws under T.C.A. 37-1-403 (i) (1) requires all persons to report suspected cases of child abuse or neglect. "Any person who has knowledge of or is called upon to render aid to any child who is suffering from or has sustained any wound, injury, disability, or physical or mental condition shall report such harm immediately if the harm is of such a nature as to reasonably indicate that it has been caused by brutality abuse, or neglect or that, on basis of available information, reasonably appears to have been caused by brutality, abuse, or neglect."

What was heard, as part of a systematic review of evidence:

Interviews with eight random staff:

All eight staff stated they are aware of Tennessee laws related to mandatory reporting of sexual abuse.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.361 (c)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

Apart from reporting to designated supervisors or officials and designated State or local service agencies, agency policy prohibits staff from revealing any information related to a sexual abuse report to anyone other than to the extent necessary to make treatment, investigation, and other security and management decisions.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 29):

Except for reporting to the Director, Lieutenant/Assistant Director, state or local service agencies as provided in the SCJF policies 7.05 and 7.06, staff are prohibited from revealing any information related to a sexual abuse report to anyone other than to the extent necessary to make treatment, investigation, other security and safety management decisions.

What was heard, as part of a systematic review of evidence:

Interviews with eight random staff:

All eight staff stated they are prohibited from revealing any information related to a sexual abuse report to anyone other than to the extent necessary to make treatment, investigation, and other security and management decisions. They stated they would report to their supervisor, the director, the PREA coordinator, and DCS.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.361 (d)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Comprehensive PREA Policy (page 30):
Medical and mental health providers with the SCJF shall report sexual abuse and sexual harassment following any contract provisions and mandatory reporting laws. Such providers shall be required to inform detainees at the beginning of their services of their duty to report and the limitations of confidentiality. If the detainee wishes for their report to remain confidential, the detainee has to be advised the allegation will be reported under mandatory reporting laws and law enforcement.

What was heard, as part of a systematic review of evidence:

Interviews with mental health and medical staff:
The part-time registered nurse and therapist both stated the limitations of confidentiality and duty to report are disclosed during intake. They both stated they are required to report any knowledge, suspicion or information regarding an incident of sexual abuse or sexual harassment upon learning of it. They both stated they have not become aware of such incidents.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.361 (e)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Comprehensive PREA Policy (page 28):
Staff receiving reports of sexual assault or sexual harassment shall immediately contact the SCJF Director, Lieutenant, or Supervisor. Staff may also report to the Tennessee Department of Children's Services Hotline by calling 877-237-0004.

Upon an SCJF staff member receiving any allegation of sexual abuse or sexual harassment, including third-party and anonymous complaints, the staff member shall promptly report the allegations to the SCJF Director or the Lieutenant/Assistant Administrator. If the sexual abuse or sexual harassment allegation occurred inside of the SCJF, the Director shall notify the alleged victim's parents or legal guardian, unless the SCJF has documentation showing the parents or legal guardians should not be notified. If the alleged victim is in the custody of the Tennessee Department of Children's Services, the report shall be made to the alleged victim's case manager instead of the parents or legal guardians. The SCJF Director shall also report the allegation to the assigned juvenile judge, detainee's attorney, and/or Guardian Ad Litem of record within 14 days of receiving the allegation.

What was heard, as part of a systematic review of evidence:

Interview with PREA coordinator:
The PREA coordinator stated when the facility receives an allegation of sexual

abuse, the parents and local law enforcement are notified within 24 hours. They stated if the victim is under the guardianship of the child welfare system, the allegation is reported to the victim’s caseworker instead of the parents or legal guardians. If a juvenile court retains jurisdiction over the victim, the allegation would be reported to the juvenile’s attorney or other legal representative of record. These notifications would be immediate as well.

Interview with director:

The director stated when the facility receives an allegation of sexual abuse, the allegation is reported to the agency investigator. They stated if the victim is under the guardianship of the child welfare system, the allegation is reported to the victim’s caseworker. Lastly, they stated if a juvenile court retains jurisdiction over the victim, the allegation would be reported to the juvenile’s attorney or other legal representative of record within 24 hours.

Reasoning and analysis (by provision):

115.361 (f)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Comprehensive PREA Policy (pages 28-29): All allegations of sexual abuse or sexual harassment shall be reported to the Tennessee Department of Children’s Services; and if the allegation occurred within the SCJF, reviewed by the Director for referral to the appropriate local law enforcement agency. In addition, all allegations of sexual abuse or harassment occurring within the SCJF shall be investigated by the Director and/or the Lieutenant/Assistant Administrator who also serves as the PREA Coordinator/ Manager. These investigations will occur within 24 hours of receiving them.

What was heard, as part of a systematic review of evidence:

Interview with director:

The director stated allegations of sexual abuse and sexual harassment, including third-party and anonymous reports, are reported directly to designated facility investigators.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

115.362	Agency protection duties
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities)

	<ul style="list-style-type: none"> • Interview with superintendent or designee (director) • Interview with random sample of staff <p>Reasoning and analysis (by provision): 115.362 What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: When the agency or facility learns that a resident is subject to a substantial risk of imminent sexual abuse, it takes immediate action to protect the resident (i.e., it takes some action to assess and implement appropriate protective measures without unreasonable delay).</p> <p>In the past 12 months: The number of times the agency or facility determined that a resident was subject to substantial risk of imminent sexual abuse: 0</p> <p>Sevier County Juvenile Facility Comprehensive PREA Policy (page 30): Immediate actions shall be taken to protect a detainee when the SCJF learns that a detainee is subject to a substantial risk of imminent sexual abuse.</p> <p>Upon receiving staff reports of sexual abuse or sexual harassment, SCJF staff shall notify their Supervisor, who will immediately contact the SCJF Director or Lieutenant/Assistant Administrator to discuss and initiate action to reduce or eliminate immediate harm to the victim or reporter, secure a potential crime scene and to preserve any potential evidence.</p> <p>What was heard, as part of a systematic review of evidence: Interview with superintendent (director): The director stated immediate actions would be taken to protect a resident who is subject to a substantial risk of imminent sexual abuse. Protective measures would include housing changes and providing emotional support services as needed.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p>
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115.363	Reporting to other confinement facilities
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities) • Interview with agency head designee (director) • Interview with superintendent (director)

Reasoning and analysis (by provision):

115.363 (a)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency has a policy requiring that, upon receiving an allegation that a resident was sexually abused while confined at another facility, the head of the facility must notify the head of the facility or appropriate office of the agency or facility where sexual abuse is alleged to have occurred. The agency's policy also requires that the head of the facility notify the appropriate investigative agency.

In the past 12 months, the number of allegations the facility received that a resident was abused while confined at another facility: 0

Sevier County Juvenile Facility Comprehensive PREA Policy (page 30):

Upon receiving an allegation that a detainee was sexually abused at another placement, the SCJF Director or designee shall notify the Facility's Director or the appropriate agency where the abuse occurred.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.363 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

Agency policy requires that the facility head provides such notification as soon as possible, but no later than 72 hours after receiving the allegation.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 31):

Such notification shall be provided as soon as possible, but no later than 72 hours after receiving the allegation and the notification documented.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.363 (c)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency or facility documents that it has provided such notification within 72 hours of receiving the allegation.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

	<p>115.363 (d)</p> <p>What was read, as part of a systematic review of evidence:</p> <p>Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: Agency/facility policy requires that allegations received from other facilities/ agencies are investigated in accordance with the PREA standards. The facility head or agency office that receives such notification shall ensure that the allegation is investigated in accordance with these standards.</p> <p>In the past 12 months, the number of allegations of sexual abuse the facility received from other facilities: 0</p> <p>Sevier County Juvenile Facility Comprehensive PREA Policy (page 31): The SCJF Director or Lieutenant/Assistant Administrator who receives such notification shall ensure the allegation is investigated by PREA standards.</p> <p>What was heard, as part of a systematic review of evidence:</p> <p>Interview with agency head designee (director): The director confirmed the director is the point of contact. They would contact the head of the facility and DCS, as well as report the allegation to be investigated. They reported no allegations of sexual abuse or sexual harassment have been received from other facilities during the 12-month audit period.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p>
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115.364	Staff first responder duties
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities) • Interviews with security staff and non-security staff first responders • Interviews with a random sample of staff • Interviews with residents who reported a sexual abuse (N/A) <p>Evidence (corrective action):</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 <p>Reasoning and analysis (by provision): 115.364 (a)</p> <p>What was read, as part of a systematic review of evidence:</p>

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:
The agency has a first responder policy for allegations of sexual abuse. The policy requires that, upon learning of an allegation that a resident was sexually abused, the first security staff member to respond to the report separate the alleged victim and abuser. The policy requires that, upon learning of an allegation that a resident was sexually abused, the first security staff member to respond to the report preserve and protect any crime scene until appropriate steps can be taken to collect any evidence. The policy requires that, if the abuse occurred within a time period that still allows for the collection of physical evidence, the first security staff member to respond to the report request that the alleged victim not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating. The policy requires that, if the abuse occurred within a time period that still allows for the collection of physical evidence, the first security staff member to respond to the report 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, the number of allegations that a resident was sexually abused: 0

Sevier County Juvenile Facility Comprehensive PREA Policy (page 31):
Upon learning of an allegation that a detainee was sexually abused, the first staff member to respond to the report shall take immediate actions and be required to:

- a. Separate the alleged victim and alleged abuser.
- b. Preserve and secure any crime scene until appropriate steps may be taken to collect any evidence.
- c. If the abuse occurred within a time period that still allows for the collection of physical evidence, request that the alleged victim not take any actions that could destroy physical evidence, including; washing, brushing of teeth, changing clothes, urinating, defecating or drinking, and eating.
- d. Ensure that the potential crime scene is secure so that the alleged perpetrator has not had the opportunity to take any actions that could destroy physical evidence.

What was heard, as part of a systematic review of evidence:

Interviews with security staff and non-security staff first responders:
Staff stated they are knowledgeable of their first responder duties if they are the first person to be alerted that a resident has allegedly been the victim of sexual abuse.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

Policy was updated through corrective action.

Reasoning and analysis (by provision):

115.364 (b)

	<p>What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: The agencies policy requires that if the first staff responder is not a security staff member, that responder shall be required to:</p> <ol style="list-style-type: none"> 1. Request that the alleged victim not take any actions that could destroy physical evidence. 2. Notify security staff. <p>Of the allegations that a resident was sexually abused made in the past 12 months, the number of times a non-security staff member was the first responder: N/A</p> <p>Sevier County Juvenile Facility Comprehensive PREA Policy (page 31): If the first staff responder is not a security staff member, the responder shall be required to request that the alleged victim not take any actions that could destroy physical evidence and notify security staff.</p> <p>What was heard, as part of a systematic review of evidence: Interviews with eight random staff and security staff and non-security staff first responders: The eight staff stated they are knowledgeable of their first responder duties if they are the first person to be alerted that a resident has allegedly been the victim of sexual abuse. All facility staff are mandated reporters and would therefore follow the same policy requirements as security staff if they are a first responder.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.</p> <p>Policy was updated through corrective action.</p>
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115.365	Coordinated response
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities) • Interview with superintendent (director) <p>Evidence (corrective action):</p> <ul style="list-style-type: none"> • Coordinated Response Plan (10/07/2024) <p>Reasoning and analysis (by provision): 115.365 (a):</p>

	<p>What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: The facility has developed a written institutional plan to coordinate actions taken in response to an incident of sexual abuse among staff first responders, medical and mental health practitioners, investigators, and facility leadership.</p> <p>Sevier County Juvenile Facility Comprehensive PREA Policy (page 32): SCJF shall maintain a written plan to coordinate actions taken in response to an incident of sexual abuse among staff, medical and mental health providers, investigators, and facility administration. The coordinated response plan is listed on pages 12-14.</p> <p>No 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 was provided to the auditor for review. The coordinated response plan was developed through corrective action.</p> <p>What was heard, as part of a systematic review of evidence: Interview with superintendent (director): The director stated the facility would develop a plan to coordinate actions among staff first responders, medical and mental health practitioners, investigators, and facility leadership in response to an incident of sexual abuse.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.</p> <p>The facility developed a coordinated response plan (10/07/2024) 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>
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115.366	Preservation of ability to protect residents from contact with abusers
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities) • Interview with agency head designee (director) <p>Reasoning and analysis (by provision): 115.366 (a)</p>

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency, facility, or any other governmental entity responsible for collective bargaining on the agency's behalf has not entered into a collective bargaining agreement since the last PREA audit.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 32):

No collective bargaining agreement or other agreement can be entered into that would limit SCJF to remove alleged staff sexual abusers from contact with detainees pending the investigation or a determination of whether and to what extent discipline is warranted. Sevier County Government is a Work at Will Employer, and per SCJF employment policies 3.11 Employee Disciplinary Action section A (4) a substantiated allegation will warrant termination; along with possible criminal charges.

What was heard, as part of a systematic review of evidence:

Interview with agency head designee (director):

The director stated the agency has not entered into or renewed any collective bargaining agreements.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.366 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Comprehensive PREA Policy (page 32):

Nothing in this section shall restrict the entering into or renewal of agreements that govern:

- a. The conduct of the disciplinary process, as long as such agreements are not inconsistent with the provisions of this policy regarding evidentiary standards for administrative proceedings.
- b. Whether a no-contact assignment that is imposed pending the outcome of an investigation shall be expunged from or retained in the staff member's personnel file following a determination that the allegation of sexual abuse is not substantiated.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

115.367	Agency protection against retaliation
	Auditor Overall Determination: Meets Standard
	Auditor Discussion

Evidence relied upon in making the compliance determinations:

- Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities)
- Interview with agency head designee (director)
- Interview with superintendent (director)
- Interview with designated staff member charged with monitoring retaliation (lieutenant /PREA coordinator)
- Interviews with residents who reported a sexual abuse (N/A)

Evidence (corrective action):

- Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024

Reasoning and analysis (by provision):

115.367 (a)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency has a policy to protect all residents and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other residents or staff.

The Agency has designated the lieutenant (PREA coordinator) with monitoring for possible retaliation.

Sevier County Juvenile Facility policy was silent on the standard provision. Policy was updated through corrective action.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

**Sevier County Juvenile Facility Comprehensive PREA Policy (page 33):
Detainees and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations shall be protected from retaliation by other detainees or staff.**

Reasoning and analysis (by provision):

115.367 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Comprehensive PREA Policy (page 33):

Multiple protection measures shall be employed, such as housing reclassification, removal of alleged staff or detainees from contact with the victims, and emotional support services for detainees or staff that fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigators.

What was heard, as part of a systematic review of evidence:

Interview with agency head designee (director):

The director confirmed the agency would protect residents and staff from retaliation for sexual abuse or sexual harassment allegations through separating or reclassifying residents and staff could be placed on administrative leave.

Interview with designated staff member charged with monitoring retaliation (lieutenant /PREA coordinator):

The PREA coordinator stated the role they play in preventing retaliation against residents and staff who report sexual abuse or sexual harassment, or against those who cooperate with sexual abuse or sexual harassment investigations. They would remove alleged abusers and provide emotional support services as needed. The different measures she would take to protect those residents and staff from retaliation include separating individuals and rotating the residents through programming. They confirmed they would initiate contact with residents who have reported sexual abuse.

Interviews with residents who reported a sexual abuse:

There were no residents in isolation (for risk of sexual victimization/who allege to have suffered sexual abuse) or residents who reported sexual abuse.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.367 (c)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency and/or facility monitors the conduct or treatment of residents or staff who reported sexual abuse and of residents who were reported to have suffered sexual abuse to see if there are any changes that may suggest possible retaliation by residents or staff.

- The length of time that the agency and/or facility monitors the conduct or treatment: 90 days
- The agency/facility acts promptly to remedy any such retaliation.
- The agency/facility continues such monitoring beyond 90 days if the initial monitoring indicates a continuing need.
- The number of times an incident of retaliation occurred in the past 12 months: 0

Sevier County Juvenile Facility Comprehensive PREA Policy (page 33):

For at least 90 days following a report of sexual abuse, SCJF shall monitor the conduct or treatment of detainees or staff who reported sexual abuse to see if there are changes that may suggest possible retaliation by detainees or staff and shall act immediately to remedy any such retaliation.

What was heard, as part of a systematic review of evidence:

Interview with superintendent (director):

The director stated measures she would take when he suspects retaliation. The facility would separate or reclassify residents and staff could be suspended.

Interview with designated staff member charged with monitoring retaliation (lieutenant /PREA coordinator):

The PREA coordinator stated things they look for to detect possible retaliation would

include bullying, teasing, and other similar behaviors. Monitoring the conduct and treatment of residents and staff who report the sexual abuse of a resident or were reported to have suffered sexual abuse would occur for at least 90 days. If there is concern that potential retaliation might occur, the maximum length of time monitoring conduct and treatment would be until a resident is released.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.367 (d)

What was heard, as part of a systematic review of evidence:

Interview with designated staff member charged with monitoring retaliation (lieutenant /PREA coordinator):

The PREA coordinator stated monitoring in the form of periodic status checks occurs for at least 90 days and longer if needed.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.367 (e)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Comprehensive PREA Policy (page 33):

If any individual who cooperates with an investigation expresses fear of retaliation, SCJF shall take immediate measures to protect that individual against retaliation.

What was heard, as part of a systematic review of evidence:

Interview with superintendent (director):

The director stated if an individual who cooperates with an investigation expresses fear of retaliation, measures the agency takes to protect that individual against retaliation includes separating or reclassifying residents and placing staff on administrative leave.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.367 (f)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Comprehensive PREA Policy (page 33):

SCJF's obligation to monitor shall end if its Administration determines the allegation is unfounded.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

115.368	Post-allegation protective custody
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities) • Interview with superintendent (director) • Interviews with residents in isolation (for risk of sexual victimization) <p>Reasoning and analysis (by provision): 115.368 (a): What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: The facility has a policy that residents who allege to have suffered sexual abuse may only be placed in isolation as a last resort if less restrictive measures are inadequate to keep them and other residents safe, and only until an alternative means of keeping all residents safe can be arranged.</p> <p>The number of residents who allege to have suffered sexual abuse who were placed in isolation in the past 12 months: 0</p> <p>Sevier County Juvenile Facility Comprehensive PREA Policy (page 34): Any use of segregated housing to protect a detainee who has alleged to have suffered sexual abuse shall be subject to the requirements of PREA Standard 115.342. Detainees shall be protected against isolation unless it is the only alternative option to keeping the detainee safe.</p> <p>What was heard, as part of a systematic review of evidence: Interview with superintendent (director): The director stated the facility has not used segregated housing in this manner. He stated isolation would only be used as a last resort or if requested by a resident.</p> <p>Interviews with residents in isolation (for risk of sexual victimization): There were no residents in isolation during the onsite phase of the audit.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p>

115.371	Criminal and administrative agency investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion

Evidence relied upon in making the compliance determinations:

- Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024
- Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities)
- Interview with superintendent (director)
- Interview with PREA coordinator
- Interview with investigative staff (internal administrative investigations)
- Interviews with residents who reported a sexual abuse (N/A)

Evidence (corrective action):

- NIC Training Certificates - PREA Investigating Sexual Abuse in a Confinement Setting (07/23/2024 and 08/19/2024)
- Revised § 115.331 Staff Training Curriculum (07/03/2024)
- 2024 Sevier County Juvenile Facility Training Roster (07/03/2024)
- Tennessee Department of Children’s Services Employee/Volunteer/Contractor Acknowledgement and Notification of PREA (07/03/2024)

Reasoning and analysis (by provision):

115.371 (a)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:
The agency/facility has a policy related to criminal and administrative agency investigations.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 34):
SCJF Administrative investigations of sexual abuse and sexual harassment shall be completed promptly, thoroughly, and objectively for all allegations, including third-party and anonymous reports.

There were no allegations of sexual abuse or sexual harassment and therefore no investigative reports.

What was heard, as part of a systematic review of evidence:

Interview with investigative staff (PREA coordinator):
The PREA coordinator stated an investigation following an allegation of sexual abuse or sexual harassment is initiated within 24 hours. Anonymous or third-party reports of sexual abuse and sexual harassment are investigated in the same manner.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.371 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Comprehensive PREA Policy (page 34):
Where sexual abuse is alleged, the SCJF Administration shall use investigators who have received special training in sexual abuse investigation.

Sevier County Juvenile Facility does not conduct criminal investigations.

What was heard, as part of a systematic review of evidence:

Interview with investigative staff (PREA coordinator):

The PREA coordinator stated training was completed through corrective action.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The facility developed and implemented a training curriculum that is fully inclusive of the training topics required under § 115.331 (07/03/2024).

The facility conducted training on the new curriculum (07/03/2024).

The auditor reviewed the 2024 Sevier County Juvenile Facility training roster dated (07/03/2024), and Tennessee Department of Children's Services Employee/Volunteer/Contractor Acknowledgements and Notification of PREA (07/03/2024). The auditor observed the two facility investigators received the training.

The auditor reviewed two NIC Training Certificates - PREA Investigating Sexual Abuse in a Confinement Setting (08/19/2024 and 07/03/2024). The auditor observed the two facility investigators received the training.

Reasoning and analysis (by provision):

115.371 (c)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Comprehensive PREA Policy (page 35):

Investigators shall gather and preserve direct and circumstantial evidence and any available video monitoring data; shall interview alleged victims, suspected perpetrators, and witnesses; and shall review prior complaints and reports of sexual abuse involving the suspected perpetrator.

Investigation reports:

There were no reported allegations of sexual abuse or sexual harassment.

What was heard, as part of a systematic review of evidence:

Interview with investigative staff (PREA coordinator):

The PREA coordinator stated the first steps in initiating and investigation would begin within immediately and would include evidence collection, interviews, and reviewing past reports and records. Direct and circumstantial evidence includes physical evidence, security footage, interviews, prior records and reports, and DNA evidence.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.371 (d)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency does not terminate an investigation solely because the source of the allegation recants the allegation.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 35):

SCJF shall not terminate an investigation solely because the reporter of the allegation recants the allegation.

What was heard, as part of a systematic review of evidence:

Interview with investigative staff (PREA coordinator):

The PREA coordinator stated an investigation does not terminate if the source of the allegation recants the allegation.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.371 (e)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Comprehensive PREA Policy (page 35):

If the quality of the evidence appears to support criminal prosecution, SCJF shall refer to the proper law enforcement agency, and consult with the 4th Judicial District Attorney's Office as to whether compelled interviews may be an obstacle for subsequent criminal prosecution as appropriate.

Investigation reports:

See 115.371 (c).

What was heard, as part of a systematic review of evidence:

Interview with investigative staff (PREA coordinator):

The PREA coordinator stated when they discover evidence that a prosecutable crime may have taken place, they would not conduct compelled interviews. They would consult with prosecutors.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.371 (f)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Comprehensive PREA Policy (page 35):

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 a detainee or staff member. A detainee who alleges sexual abuse shall not be compelled to

submit to a polygraph examination or other truth-telling device as a condition for proceeding with the investigation of such allegation.

What was heard, as part of a systematic review of evidence:

Interview with investigative staff (PREA coordinator):

The PREA coordinator stated credibility of an alleged victim, suspect, or witness is assessed on an individual basis and not determined based on the person's status as resident or staff. They confirmed that a resident who alleges sexual abuse is not required to submit to a polygraph examination or truth telling device as a condition for proceeding with an investigation.

Interviews with residents who reported a sexual abuse:

There were no residents, present during the onsite phase of the audit, who reported a sexual abuse allegation.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.371 (g)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Comprehensive PREA Policy (page 35):

Administrative Investigations:

a. Shall include an effort to determine whether staff actions or failures to act contributed to the abuse.

b. 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.

Investigation reports:

See 115.317 (c).

What was heard, as part of a systematic review of evidence:

Interview with investigative staff (PREA coordinator):

The PREA coordinator stated efforts made during an administrative investigation to determine whether staff actions or failures to act contributed to sexual abuse would include gathering evidence, and reviewing prior reports or claims.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.371 (h)

What was read, as part of a systematic review of evidence:

Criminal investigations are conducted by the Sevier County Sheriff's Office.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 36):

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.

There were no criminal investigation reports.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.371 (i)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

Substantiated allegations of conduct that appear to be criminal are referred for prosecution.

The number of substantiated allegations of conduct that appear to be criminal that were referred for prosecution since the last PREA audit: 0

The Sevier County Sheriff's Office would refer substantiated allegations that appear to be criminal for prosecution.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 36):

Substantiated allegations of conduct that appear to be criminal shall be referred for prosecution.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.371 (j)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

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.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 36):

SCJF shall retain all written reports referenced in subparagraphs 8 and 9 of this section for as long as the alleged abuser is incarcerated or employed by SCJF, plus five (5) years, unless the abuse was committed by a detainee and applicable law requires a shorter period of retention.

Investigation reports:

See 115.371 (c).

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.371 (k)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Comprehensive PREA Policy (page 36):
The departure of the alleged abuser or victim from the employment of control of SCJF shall not provide a basis for termination of the investigation.

What was heard, as part of a systematic review of evidence:

Interview with investigative staff (PREA coordinator):
The PREA coordinator stated an investigation would proceed when a staff member alleged to have committed sexual abuse or sexual harassment terminates employment prior to a completed investigation into his/her conduct. They stated when a victim alleging sexual abuse or sexual harassment leaves the facility prior to a completed investigation into the allegation they would continue with the investigation.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.371 (l) Any State entity or Department of Justice component that conducts such investigations shall do so pursuant to the above requirements.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.371 (m)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Comprehensive PREA Policy (page 36):
When outside law enforcement agencies investigate sexual abuse, SCJF shall cooperate with outside investigators and shall endeavor to remain informed about the progress of the investigation.

What was heard, as part of a systematic review of evidence:

Interview with superintendent (director):
The director stated if an outside agency investigates allegations of sexual abuse, they ask the facility remains informed of the progress of a sexual abuse investigation through meetings.

Interview with investigative staff (PREA coordinator):

The PREA coordinator stated if an outside agency investigates allegations of sexual abuse, they would endeavor to remain informed about the progress of the investigation.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

115.372	Evidentiary standard for administrative investigations
	<p>Auditor Overall Determination: Meets Standard</p>
	<p>Auditor Discussion</p>
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities) • Interview with investigative staff (internal administrative investigations) <p>Reasoning and analysis (by provision):</p> <p>115.372 (a):</p> <p>What was read, as part of a systematic review of evidence:</p> <p>Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: The agency imposes a standard of a preponderance of the evidence or a lower standard of proof when determining whether allegations of sexual abuse or sexual harassment are substantiated.</p> <p>Sevier County Juvenile Facility Comprehensive PREA Policy (page 36): In determining whether allegations of sexual abuse or sexual harassment are substantiated, SCJF investigators shall not use a standard higher than the preponderance of the evidence.</p> <p>What was heard, as part of a systematic review of evidence:</p> <p>Interview with investigative staff (PREA coordinator): The PREA coordinator stated a preponderance of the evidence and law enforcement investigation are required to substantiate allegations of sexual abuse or sexual harassment.</p> <p>Finding:</p> <p>Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p>

115.373	Reporting to residents
	<p>Auditor Overall Determination: Meets Standard</p>
	<p>Auditor Discussion</p>
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 • Sevier County Juvenile Facility Sexual Abuse/Harassment Notification Investigation Outcome Reporting Form dated July 5, 2024 • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities)

- Interview with investigative staff (internal administrative investigations)
- Interview with superintendent or designee (director)
- Interview with investigative staff (internal administrative investigations)
- Interviews with residents who reported a sexual abuse (N/A)

Reasoning and analysis (by provision):

115.373 (a)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency has a policy requiring that any resident who makes an allegation that he or he suffered sexual abuse in an agency facility is informed, verbally or in writing, as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded following an investigation by the agency.

In the past 12 months:

- The number of criminal and/or administrative investigations of alleged resident sexual abuse that were completed by the agency: 0
- Of the investigations that were completed of alleged sexual abuse, the number of residents who were notified, verbally or in writing, of the results of the investigation: N/A

Sevier County Juvenile Facility Comprehensive PREA Policy (page 37):

Following an investigation into a detainee’s allegation of sexual abuse in a secure facility, the SCJF Administration shall inform the detainee as to whether the allegation has been substantiated, unsubstantiated or unfounded. SCJF Administration shall generate a “Detainee Letter” SCJF Administration shall forward the letter to the SCJF Director. The SCJF Director shall ensure that the detainee receives a copy of the “Detainee Letter” and that a copy of the letter with the detainee’s signature is placed in the detainee’s file. The assigned investigator shall place a copy of the “Detainee Letter” in the investigative case file, along with receipts that this distribution took place.

Review of resident outcome notification form:

The auditor reviewed the Sevier County Juvenile Facility Sexual Abuse/Harassment Notification Investigation Outcome Reporting Form dated July 5, 2024, and observed the form is inclusive of the standard provision requirements of informing residents as to whether an allegation has been determined to be substantiated, unsubstantiated, or unfounded following an investigation by the agency.

What was heard, as part of a systematic review of evidence:

Interview with superintendent (director):

The director stated the facility notifies a resident who makes an allegation of sexual abuse, that the allegation has been determined to be substantiated, unsubstantiated, or unfounded.

Interview with investigative staff (internal administrative investigations)

The PREA coordinator stated they are aware that when a resident makes an allegation of sexual abuse, the resident must be informed as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded

following an investigation.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.373 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

If an outside entity conducts such investigations, the agency requests the relevant information from the investigative entity in order to inform the resident of the outcome of the investigation.

In the past 12 months:

- The number of investigations of alleged resident sexual abuse in the facility that were completed by an outside agency: 0
- Of the outside agency investigations of alleged sexual abuse that were completed, the number of residents alleging sexual abuse in the facility who were notified verbally or in writing of the results of the investigation: N/A

Sevier County Juvenile Facility Comprehensive PREA Policy (page 37):

If SCJF did not conduct the investigation, it shall request the relevant information from the investigative law enforcement agency to inform the detainee.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.373 (c)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

Following a resident's allegation that a staff member has committed sexual abuse against the resident, the agency/facility subsequently informs the resident (unless the agency/facility has determined that the allegation is unfounded) whenever:

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

Sevier County Juvenile Facility Comprehensive PREA Policy (page 37):

Following the detainee's allegation that a staff member has sexually abused them, SCJF Administration shall inform the detainee, except when the allegation is unfounded, whenever;

- a. The staff member is no longer assigned to the detainee's unit.
- b. The staff member is no longer employed at SCJF.

c. SCJF learns that the staff member has been indicted related to sexual abuse within SCJF.

d. SCJF learns that the staff member has been convicted on the charge related to sexual abuse within SCJF.

Review of resident outcome notification form:

The auditor reviewed the Sevier County Juvenile Facility Sexual Abuse/Harassment Notification Investigation Outcome Reporting Form dated July 5, 2024, and observed the form is inclusive of the standard provision requirements.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.373 (d)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

Following a resident's allegation that he or she has been sexually abused by another resident in an agency facility, the agency subsequently informs the alleged victim whenever:

- The agency learns that the alleged abuser has been indicted on a charge related to sexual abuse within the facility; or
- The agency learns that the alleged abuser has been convicted on a charge related to sexual abuse within the facility.

Sevier County Juvenile Facility Comprehensive PREA Policy (pages 37-38):

Following a detainee's allegation that he or she has been sexually abused by another detainee, the SCJF Administration shall inform the detainee whenever;

a. SCJF learns that the alleged abuser has been indicted related to sexual abuse within the facility.

b. SCJF learns that the alleged abuser has been convicted on a charge related to sexual abuse within the facility.

Review of resident outcome notification form:

The auditor reviewed the Sevier County Juvenile Facility Sexual Abuse/Harassment Notification Investigation Outcome Reporting Form dated July 5, 2024, and observed the form is inclusive of the standard provision requirements.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.373 (e)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency has a policy that all notifications to residents described under this standard are documented.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 38):

	<p>All such notifications or attempted notifications shall be documented.</p> <p>Review of resident outcome notification form: The auditor reviewed the Sevier County Juvenile Facility Sexual Abuse/Harassment Notification Investigation Outcome Reporting Form dated July 5, 2024, and observed the form would be used to document notifications.</p> <p>Reasoning and analysis (by provision): 115.373 (f) What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Comprehensive PREA Policy (page 38): The obligation to report under this paragraph shall terminate when the detainee is released from SCJF’s custody.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p>
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115.376	Disciplinary sanctions for staff
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities) <p>Reasoning and analysis (by provision): 115.376 (a) What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: Staff is subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies.</p> <p>Sevier County Juvenile Facility Comprehensive PREA Policy (page 38): Staff shall be subject to disciplinary sanctions up to and including termination for violation of SCJF’s sexual abuse or sexual harassment policies. SCJF Policy 3.11 (A-B).</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p> <p>Reasoning and analysis (by provision): 115.376 (b)</p>

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

In the past 12 months:

- The number of staff from the facility that have violated agency sexual abuse or sexual harassment policies: 0
- The number of those staff from the facility that have been terminated (or resigned prior to termination) for violating agency sexual abuse or sexual harassment policies: N/A

Sevier County Juvenile Facility Comprehensive PREA Policy (page 38):

Termination shall be the presumptive disciplinary action for staff that has engaged in sexual abuse.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.376 (c)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

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, the number of staff from the facility that have been disciplined, short of termination, for violation of agency sexual abuse or sexual harassment policies: 0

Sevier County Juvenile Facility Comprehensive PREA Policy (page 38):

Disciplinary sanctions for violations of SCJF 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.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.376 (d)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

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

	<p>criminal, and to any relevant licensing bodies.</p> <p>In the past 12 months, the number of staff from the facility that have been reported to law enforcement or licensing boards following their termination (or resignation prior to termination) for violating agency sexual abuse or sexual harassment policies: 0</p> <p>Sevier County Juvenile Facility Comprehensive PREA Policy (page 38): All terminations for violations of SCJF sexual abuse or sexual harassment policies, or resignations by staff who resigned to avoid termination, shall be reported to law enforcement unless the activity was not criminal and to any relevant licensing bodies.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p>
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115.377	Corrective action for contractors and volunteers
	<p>Auditor Overall Determination: Meets Standard</p>
	<p>Auditor Discussion</p>
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities) • Interview with superintendent or designee (director) <p>Reasoning and analysis (by provision): 115.377 (a)</p> <p>What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: Agency policy requires that any contractor or volunteer who engages in sexual abuse be reported to law enforcement agencies, unless the activity was clearly not criminal, and to relevant licensing bodies. Agency policy requires that any contractor or volunteer who engages in sexual abuse be prohibited from contact with residents.</p> <p>In the past 12 months, no contractors or volunteers have been reported to law enforcement agencies and relevant licensing bodies for engaging in sexual abuse of residents.</p> <p>Sevier County Juvenile Facility Comprehensive PREA Policy (page 39): Any contractor or volunteer who engages in sexual abuse at a minimum shall be prohibited from contact with detainees and shall be reported to law enforcement unless the activity was not criminal and to relevant licensing bodies.</p>

	<p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p> <p>Reasoning and analysis (by provision): 115.377 (b) What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: The facility takes appropriate remedial measures and considers whether to prohibit further contact with residents in the case of any other violation of agency sexual abuse or sexual harassment policies by a contractor or volunteer.</p> <p>Sevier County Juvenile Facility Comprehensive PREA Policy (page 39): The facility shall take appropriate remedial measures and require documentation of those measures. The facility shall consider whether to prohibit further contact with detainees, in the case of any other violation of SCJF sexual abuse or sexual harassment policies by a contractor or volunteer.</p> <p>What was heard, as part of a systematic review of evidence: Interview with superintendent (director): The director stated the facility would take remedial measures and prohibit further contact with residents pending investigation.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p>
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115.378	Interventions and disciplinary sanctions for residents
	<p>Auditor Overall Determination: Meets Standard</p>
	<p>Auditor Discussion</p>
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities) • Interview with superintendent or designee (director) <p>Reasoning and analysis (by provision): 115.378 (a) What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: Residents are subject to disciplinary sanctions only pursuant to a formal disciplinary process following an administrative finding that the resident engaged in resident-on-resident sexual abuse.</p>

Residents are subject to disciplinary sanctions only pursuant to a formal disciplinary process following a criminal finding of guilt for resident-on-resident sexual abuse.

In the past 12 months:

- The number of administrative findings of resident-on-resident sexual abuse that have occurred at the facility: 0
- The number of criminal findings of guilt for resident-on-resident sexual abuse that have occurred at the facility: 0

Sevier County Juvenile Facility Comprehensive PREA Policy (page 39):

Under SCJF policy 25.0 Rules of Conduct, a detainee may be subject to disciplinary sanctions only under a formal disciplinary process following an administrative finding that the detainee engaged in detainee-on-detainee sexual abuse or following a criminal finding of guilt for detainee-on-detainee sexual abuse.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.378 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

In the event a disciplinary sanction for resident-on resident sexual abuse results in the isolation of a resident, the facility policy requires that residents in isolation have daily access to large muscle exercise, legally required educational programming, and special education services. In the event a disciplinary sanction for resident-on resident sexual abuse results in the isolation of a resident, residents in isolation receive daily visits from a medical or mental health care clinician. In the event a disciplinary sanction for resident-on resident sexual abuse results in the isolation of a resident, residents in isolation have access to other programs and work opportunities to the extent possible.

In the past 12 months:

- The number of residents placed in isolation as a disciplinary sanction for resident-on resident sexual abuse: 0
- The number of residents placed in isolation as a disciplinary sanction for resident-on resident sexual abuse, who were denied daily access to large muscle exercise, and/or legally required educational programming, or special education services: N/A
- The number of residents placed in isolation as a disciplinary sanction for resident-on resident sexual abuse, who were denied access to other programs and work opportunities: N/A

Sevier County Juvenile Facility Comprehensive PREA Policy (pages 39-40):

In the event a disciplinary sanction results in the reclassification of the detainee's housing unit, the detainee shall never be denied daily large-muscle exercise or access to any legally required educational program or special education services. If reclassification occurs, the detainee shall receive daily visits from medical or mental health care providers. Detainees shall have access to other programs to the extent

possible. Documentation of reclassification, housing unit changes, changes in behaviors, etc. shall be fully documented within the SCJF's database.

What was heard, as part of a systematic review of evidence:

Interview with superintendent (director):

The director stated disciplinary sanctions residents are subject to following an administrative or criminal finding the resident engaged in resident-on-resident sexual abuse would be determined by the disciplinary process. The sanctions would be proportionate to the nature and circumstances of the abuses committed, the residents' disciplinary histories, and the sanctions imposed for similar offenses by other residents with similar histories. Sevier County Juvenile Facility does not use isolation as a disciplinary sanction.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.378 (c)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Comprehensive PREA Policy (page 39):

Any disciplinary sanctions shall be commensurate with the nature and circumstances of the abuse committed, the detainee's discipline history, and the sanctions imposed for comparable offenses by other detainees with similar histories.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 40):

The disciplinary process shall consider whether a detainee's mental disabilities or mental illness if any, contributed to his or her behavior when determining what type of sanction, if any, should be imposed.

What was heard, as part of a systematic review of evidence:

Interview with superintendent (director):

The director stated mental disability or mental illness is considered when determining sanctions.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.378 (d)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: The facility offers therapy, counseling, or other interventions designed to address and correct the underlying reasons or motivations for abuse. If the facility offers therapy, counseling, or other interventions designed to address and correct the underlying reasons or motivations for abuse, the facility considers whether to require the offending resident to participate in such interventions as a condition of access to

any rewards-based behavior management system or other behavior-based incentives. Access to general programming or education is not conditional on participation in such interventions.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 40):
SCJF shall consider whether to offer the offending detainee participation in such therapy, counseling, or other interventions designed to address and correct underlying reasons or motivations for the abuse. Participation in such interventions may be required as a condition of access to any rewards-based behavior management system or other behavior-based incentives, but not as a condition to access to general programming or education.

What was heard, as part of a systematic review of evidence:

Interview with mental health staff:

The therapist stated if the facility offers therapy, counseling, or other intervention services designed to address and correct the underlying reasons or motivations for sexual abuse, the facility considers whether to offer these services to an offending resident. Residents are not required to participate in these services as a condition of access to any rewards-based behavior management system, programming, or education.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.378 (e)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency disciplines residents for sexual contact with staff only upon finding that the staff member did not consent to such contact.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 40):

SCJF may discipline a detainee for sexual contact with staff only upon a finding that the staff member did not consent to such contact.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.378 (f)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency prohibits disciplinary action for a report of sexual abuse made in good faith based upon a reasonable belief that the alleged conduct occurred, even if an investigation does not establish evidence sufficient to substantiate the allegation.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 40):

	<p>For disciplinary action, a report of sexual abuse made in good faith based upon reasonable belief that the alleged conduct occurred shall not constitute falsely reporting an incident or lying, even if an investigation does not establish sufficient evidence to substantiate the allegation.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p> <p>Reasoning and analysis (by provision): 115.378 (g) What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: The agency prohibits all sexual activity between residents. The agency deems such activity to constitute sexual abuse only if it determines that the activity is coerced.</p> <p>Sevier County Juvenile Facility Comprehensive PREA Policy (page 40): All sexual activity between detainees is prohibited. SCJF may, at its discretion, discipline detainees for such activity. However, such activity shall not be deemed to constitute sexual abuse if it is determined that the activity is not coerced.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p>
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115.381	Medical and mental health screenings; history of sexual abuse
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities) • Interview with staff responsible for risk screening • Interviews with medical and mental health staff • Interviews with residents who disclose sexual victimization at risk screening • Site review <p>Evidence (corrective action):</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Counseling Program Request (07/10/2024) • Statement of nonoccurrence regarding Follow-up meetings with medical or mental health practitioners (10/03/2024) <p>Reasoning and analysis (by provision): 115.381 (a)</p>

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

All residents at this facility who have disclosed any prior sexual victimization during a screening pursuant to §115.341 are offered a follow-up meeting with a medical or mental health practitioner. The follow-up meeting was offered within 14 days of the intake screening. Medical and mental health staff maintain secondary materials (e.g., form, log) documenting compliance with the above required services.

In the past 12 months, the number of residents who disclosed prior victimization during screening who were offered a follow up meeting with a medical or mental health practitioner: 100%

Sevier County Juvenile Facility Comprehensive PREA Policy (page 41):

If the screening outlined in section (V) indicates that a detainee has experienced prior sexual victimization, whether it occurred in an institutional setting or the community, staff shall ensure that the detainee is offered a follow-up meeting with a medical or mental health practitioner within 14 days of direct admission screening.

The auditor requested documented evidence of follow-up meetings with a medical or mental health practitioner are provided according to agency policy and the standard provision. Corrective action was required.

What was heard, as part of a systematic review of evidence:

Interviews with residents who disclose sexual victimization at risk screening:

During the onsite phase of the audit, one resident was identified as reporting prior sexual victimization during risk screening. The resident stated she continued counseling with a previously arranged therapist.

Interview with staff responsible for risk screening

The sergeant stated if a screening indicates that a resident has experienced prior sexual victimization, whether in an institutional setting, or in the community, they are offered a follow-up meeting with a medical/and or mental health practitioner within 14 days. They stated all residents are offered counseling at intake and then each week afterwards.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The facility revised the Sevier County Juvenile Facility Counseling Program Request (07/10/2024) to document follow-up meetings with a mental health counselor.

The facility provided statement that no residents disclosed any prior sexual victimization during a screening from June 1, 2024 to October 3, 2024.

Reasoning and analysis (by provision):

115.381 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

All residents who have previously perpetrated sexual abuse, as indicated during the screening pursuant to § 115.341, are offered a follow-up meeting with a mental health practitioner. The follow-up meeting was offered within 14 days of the intake screening. Mental health staff maintain secondary materials (e.g., form, log) documenting compliance with the above required services.

In the past 12 months, the percent of residents who previously perpetrated sexual abuse, as indicated during screening, who were offered a follow up meeting with a mental health practitioner: 0%

Sevier County Juvenile Facility Comprehensive PREA Policy (page 41):

If the screening under section (V) indicates that a detainee has previously perpetrated sexual abuse, whether it occurred in an institutional setting or the community, staff shall ensure that the detainee is offered a follow-up meeting with a medical or mental health practitioner within 14 days of the direct admission screening.

The auditor requested documented evidence follow-up meetings with a medical or mental health practitioner are provided according to agency policy and the standard provision. Corrective action was required.

What was heard, as part of a systematic review of evidence:

Interview with staff responsible for risk screening

The sergeant stated if a screening indicates that a resident has previously perpetrated sexual abuse, whether in an institutional setting, or in the community, they are offered a follow-up meeting with a medical/and or mental health practitioner within 14 days. They stated all residents are offered counseling at intake and then each week afterward.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The facility revised the Sevier County Juvenile Facility Counseling Program Request (07/10/2024) to document follow-up meetings with a mental health counselor.

The facility provided statement that no residents disclosed previously perpetrated sexual abuse during a screening from June 1, 2024 to October 3, 2024.

Reasoning and analysis (by provision):

115.381 (c)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

Information related to sexual victimization or abusiveness that occurred in an institutional setting is strictly limited to medical and mental health practitioners.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 41):
 Any information related to sexual victimization or abusiveness that occurred in an institutional setting shall be strictly limited to medical and mental health practitioners and other staff, as necessary, to inform security management decisions to include; housing assignment, education, and program assignments or as otherwise required by Federal, State and local law.

What was observed, as part of a systematic review of evidence:

[Site review:

The auditor did not observe medical information maintained at the facility. Medical records would be maintained offsite with the contracted medical provider.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.381 (d)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

Medical and mental health practitioners obtain informed consent from residents before reporting information about prior sexual victimization that did not occur in an institutional setting unless the resident is under the age of 18.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 41):

Medical and mental health practitioners shall obtain informed consent from a detainee before reporting information about prior victimization that did not occur in an institutional setting unless the detainee is under the age of 18.

What was heard, as part of a systematic review of evidence:

Interview with medical and mental health staff:

The part-time registered nurse and therapist both stated they obtain informed consent from residents before reporting about prior sexual victimization that did not occur in an institutional setting. They stated the facility would not hold residents the age of 18 or older.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

115.382	Access to emergency medical and mental health services
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	Evidence relied upon in making the compliance determinations:

- Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024
- Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities)
- Interviews with medical and mental health staff
- Interviews with residents who reported a sexual abuse (N/A)
- Interviews with security staff and non-security staff first responders
- Site Review Observations

Reasoning and analysis (by provision):

115.382 (a)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

Resident victims of sexual abuse receive timely, unimpeded access to emergency medical treatment and crisis intervention services. The nature and scope of such services are determined by medical and mental health practitioners according to their professional judgment. Medical and mental health staff maintain secondary materials (e.g., form, log) documenting the timeliness of emergency medical treatment and crisis intervention services that were provided; the appropriate response by non-health staff in the event health staff are not present at the time the incident is reported; and the provision of appropriate and timely information and services concerning contraception and sexually transmitted infection prophylaxis.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 42):

Detainees who are victims of sexual abuse shall receive timely, unimpeded access to emergency medical treatment and crisis intervention services, the nature and scope of which are determined by medical and mental health practitioners according to their professional judgment.

What was heard, as part of a systematic review of evidence:

Interviews with medical and mental health staff:

The part-time registered nurse and therapist both stated resident victims of sexual abuse receive immediate, unimpeded access to emergency medical treatment and crisis intervention services. The part-time registered nurse stated the nature and scope of these services would be determined according to the hospital staff. The therapist stated the nature and scope of these services would be determined according to their professional judgment.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.382 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

If no qualified medical or mental health practitioners are on duty at the time a report of recent abuse is made, staff first responders shall take preliminary steps to protect the victim pursuant to § 115.362 and shall immediately notify the

appropriate medical and mental health practitioners.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 42):

If no qualified medical or mental health practitioners are on duty at the time a report of recent abuse is made, staff first responders shall take preliminary steps to protect the victim under section (VI) above and shall immediately notify the appropriate medical and mental health practitioners.

What was heard, as part of a systematic review of evidence:

Interviews with security staff and non-security staff first responders:

Staff were knowledgeable of their first responder duties. If no qualified medical or mental health practitioners are on duty at the time a report of recent abuse is made, staff first responders shall take preliminary steps to protect the victim and shall immediately notify the appropriate medical and mental health practitioners.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.382 (c)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

Resident victims of sexual abuse while incarcerated are offered timely information about and timely access to emergency contraception and sexually transmitted infections prophylaxis, in accordance with professionally accepted standards of care, where medically appropriate. Medical and mental health staff maintain secondary materials documenting the timeliness of emergency medical treatment and crisis intervention services that were provided; the appropriate response by non-health staff in the event health staff are not present at the time the incident is reported; and the provision of appropriate and timely information about and timely access to emergency contraception and sexually transmitted infections prophylaxis, in accordance with professionally accepted standards of care, where medically appropriate.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 42):

Detainee victims of sexual abuse while incarcerated shall be offered timely information about and timely access to, emergency contraception and sexually transmitted infections prophylaxis, by professionally accepted standards of care, where medically appropriate.

What was heard, as part of a systematic review of evidence:

Interviews with medical and mental health staff:

The part-time registered nurse confirmed victims of sexual abuse offered timely information about access to emergency contraception and sexually transmitted infection prophylaxis.

Finding:

Based on this analysis, the facility is substantially compliant with this

	<p>provision and corrective action is not required.</p> <p>Reasoning and analysis (by provision): 115.382 (d) What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: Treatment services shall be provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident.</p> <p>Sevier County Juvenile Facility Comprehensive PREA Policy (page 42): Treatment services shall be provided to the victim without financial cost regardless of whether the victim names the abusers or cooperates with any investigation arising out of the incident.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p>
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<p>115.383</p>	<p>Ongoing medical and mental health care for sexual abuse victims and abusers</p>
	<p>Auditor Overall Determination: Meets Standard</p> <hr/> <p>Auditor Discussion</p> <hr/> <p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities) • Interviews with medical and mental health staff • Interviews with residents who reported a sexual abuse (N/A) • Site review <p>Reasoning and analysis (by provision): 115.383 (a) What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: The facility offers medical and mental health evaluation and, as appropriate, treatment to all residents who have been victimized by sexual abuse in any prison, jail, lockup, or juvenile facility.</p> <p>Sevier County Juvenile Facility Comprehensive PREA Policy (page 42): SCJF shall offer medical and mental health evaluation and as appropriate, treatment to all detainees who have been victimized by sexual abuse regardless of where it occurred.</p>

What was observed as part of a systematic review of evidence:

Site review:

The auditor observed the facility has a medical office equipped to provide basic medical services. Treatment for residents who have been victimized by sexual abuse would be offered offsite.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.383 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Comprehensive PREA Policy (page 43):

The evaluation and treatment of such victims shall include, as appropriate, follow-up services, treatment plans, and when necessary, referrals for continued care following their transfer to or placement in other facilities, or their release from custody.

What was heard, as part of a systematic review of evidence:

Interviews with medical and mental health staff:

The part-time registered nurse confirmed evaluation and treatment of residents who have been victimized would include follow-up medical and mental health services and referrals when needed. They would be provided medical treatment as needed and follow-up mental health services with the local health department.

Interviews with residents who reported a sexual abuse:

There were no residents, present during the onsite phase of the audit, who reported sexual abuse or sexual harassment.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.383 (c)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Comprehensive PREA Policy (page 43):

SCJF shall provide such victims with medical and mental health services consistent with the community level of care.

What was heard, as part of a systematic review of evidence:

Interviews with medical and mental health staff:

The part-time registered nurse and therapist both stated medical and mental health services are consistent with the community level of care.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.383 (d)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

Female victims of sexual abusive vaginal penetration while incarcerated are offered pregnancy tests.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 43):

Detainee victims of sexually abusive vaginal penetration while incarcerated shall be offered pregnancy tests.

What was heard, as part of a systematic review of evidence:

Interviews with female residents who reported a sexual abuse:

There were no female residents who reported a sexual abuse during the past 12 months.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.383 (e)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

If pregnancy results from sexual abuse while incarcerated, victims receive timely and comprehensive information about, and timely access to, all lawful pregnancy-related medical services.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 43):

If pregnancy results from sexually abusive vaginal penetration while incarcerated, such victims shall receive timely and comprehensive information about and timely access to all lawful pregnancy-related medical services.

What was heard, as part of a systematic review of evidence:

Interviews with medical and mental health staff:

The part-time registered nurse confirmed if pregnancy results from sexual abuse while incarcerated, victims given immediate information and access to all lawful pregnancy-related services.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

115.383 (f)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

Resident victims of sexual abuse while incarcerated are offered tests for sexually transmitted infections as medically appropriate.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 43):
Detainee victims of sexual abuse while incarcerated shall be offered tests for sexually transmitted infections as medically appropriate.

What was heard, as part of a systematic review of evidence:

Interviews with medical and mental health staff:

The part-time registered nurse confirmed victims of sexual abuse shall be offered tests for sexually transmitted infections as medically appropriate.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.383 (g)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

Treatment services are provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 43):

Treatment services shall be provided to the victim without financial cost regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident.

What was heard, as part of a systematic review of evidence:

Interviews with residents who reported a sexual abuse:

See 115.383 (b).

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.383 (h)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The facility attempts to conduct a mental health evaluation of all known resident-on-resident abusers within 60 days of learning of such abuse history and offers treatment when deemed appropriate by mental health practitioners.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 43):

SCJF shall attempt to conduct a mental health evaluation of all known detainees on detainee abusers within 60 days of learning of such abuse history and offer treatment when deemed appropriate by mental health practitioners.

What was heard, as part of a systematic review of evidence:

Interview with mental health staff:

	<p>The therapist stated they would conduct a mental health evaluation of all known resident-on-resident abusers and offer treatment if appropriate. After learning about the abuse history of such a resident, the evaluation would be conducted within a week.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p>
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115.386	Sexual abuse incident reviews
	<p>Auditor Overall Determination: Meets Standard</p> <hr/> <p>Auditor Discussion</p> <p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 • Sevier County Juvenile Facility Sexual Abuse Incident Review Form • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities) • Interview with superintendent (director) • Interview with PREA coordinator • Interview with incident review team <p>Reasoning and analysis (by provision): 115.386 (a) What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: The facility conducts a sexual abuse incident review at the conclusion of every sexual abuse criminal or administrative investigation unless the allegation has been determined to be unfounded.</p> <p>In the past 12 months, the number of criminal and/or administrative investigations of alleged sexual abuse completed at the facility, excluding only “unfounded” incidents: 0</p> <p>Sevier County Juvenile Facility Comprehensive PREA Policy (page 44): The facility shall conduct a sexual abuse incident review at the conclusion of every sexual abuse investigation, including where the allegation has not been substantiated unless the allegation has been determined to be unfounded.</p> <p>Review of completed criminal or administrative investigations of sexual abuse: There were no substantiated or unsubstantiated allegations of sexual abuse.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p>

Reasoning and analysis (by provision):

115.386 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The facility ordinarily conducts a sexual abuse incident review within 30 days of the conclusion of the criminal or administrative sexual abuse 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: 0

Sevier County Juvenile Facility Comprehensive PREA Policy (page 44):

Such a review shall occur within 30 days of the conclusion of the investigation.

Review of completed criminal or administrative investigations of sexual abuse:

See 115.386 (a).

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.386 (c)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The sexual abuse incident review team includes upper-level management officials and allows for input from line supervisors, investigators, and medical or mental health practitioners.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 44):

The review team shall include the SCJF Director and the PREA Coordinator and will include discussions with SCJF Supervisors and Registered Nurses.

What was heard, as part of a systematic review of evidence:

Interview with superintendent (director):

The director confirmed the facility has a sexual abuse incident review team; the team includes upper-level management officials and allows for input from line supervisors, investigators, and medical or mental health practitioners.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.386 (d)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The facility prepares a report of its findings from sexual abuse incident reviews, including but not necessarily limited to determinations made pursuant to

paragraphs (d)(1)-(d)(5) of this section, and any recommendations for improvement and submits such report to the facility head and PREA compliance manager.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 44):

The review team shall:

- a. Consider whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse.
- b. Consider whether the incident or allegation was motivated by race, ethnicity, gender identity, LGBTQI identification, status or perceived status, gang affiliation; or was motivated by other group dynamics at the facility.
- c. Examine the area in the facility where the incident allegedly occurred to assess whether physical barriers in the area may have enabled abuse.
- d. Assess the adequacy of staffing levels in the facility during different shifts.
- e. Assess whether monitoring technology should be deployed or enhanced to supplement supervision by staff.
- f. Upon completion of the review of the above-mentioned items of this section, the SCJF PREA Coordinator shall submit the findings in a written report to the SCJF Director for review within 24 hours of the completion of the review.

Documentation of review team minutes or reports:

The auditor reviewed the Sexual Abuse Incident Review form. The form is inclusive of the standard provision requirements.

What was heard, as part of a systematic review of evidence:

Interview with superintendent (director):

The facility director stated they are a part of the sexual abuse incident review team. They stated the team considers 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 facility. The area in the facility where the incident allegedly occurred is examined to assess whether physical barriers in the area may enable abuse. Adequacy of staffing levels in the area is assessed for different shifts. He stated the team assesses whether monitoring technology should be deployed or augmented to supplement supervision by staff.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.386 (e)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The facility implements the recommendations for improvement or documents its reasons for not doing so.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 44):

SCJF Director shall review all findings from the incident review and implement all recommendations from the review team within 10 days of the review.

	<p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p>
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115.387	Data collection
	<p>Auditor Overall Determination: Meets Standard</p>
	<p>Auditor Discussion</p>
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Sexual Abuse Incident Review Form • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 • Survey of Sexual Victimization Substantiated Incident Form (Juvenile) • Published Annual Reports for 2017 - 2023 • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities)
	<p>Reasoning and analysis (by provision): 115.387 (a) What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: 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. The standardized instrument includes, at a minimum, the data necessary to answer all questions from the most recent version of the Survey of Sexual Victimization conducted by the Department of Justice.</p> <p>Sevier County Juvenile Facility Comprehensive PREA Policy (page 45): SCJF shall collect data that can be utilized to reduce the risk of sexual abuse and sexual harassment occurring within its facility. SCJF shall collect accurate data for every allegation of sexual abuse within SCJF.</p>
	<p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p>
	<p>Reasoning and analysis (by provision): 115.387 (b) What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: The agency aggregates the incident-based sexual abuse data at least annually.</p> <p>Sevier County Juvenile Facility Comprehensive PREA Policy (page 45): SCJF shall aggregate the incident-based sexual abuse data at least annually.</p> <p>Review of incident-based data collection:</p>

The auditor observed published annual reports for 2017 through 2023. The auditor observed the reports include aggregated data.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.387 (c)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The standardized instrument includes, at a minimum, the data necessary to answer all questions from the most recent version of the Survey of Sexual Victimization (SSV) conducted by the Department of Justice.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 45):

The incident-based data collected shall include the data necessary to answer all questions from the most recent version of the "Survey of Sexual Violence" conducted by the U.S. Department of Justice.

Incident form:

The auditor reviewed the Survey of Sexual Victimization Substantiated Incident Form (Juvenile) for verification the instrument includes the data necessary to answer all questions from the SSV.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.387 (d)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency maintains, reviews, and collects data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 45):

SCJF shall maintain, review, and collect data as needed from all available incident-based documents, including incident reports, investigation files, and sexual abuse incident reviews.

Investigation reports:

There were no reported allegations of sexual abuse or harassment.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

	<p>115.387 (e) What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: Sevier County Juvenile Facility does not contract with other facilities for the confinement of its residents.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p> <p>Reasoning and analysis (by provision): 115.387 (f) What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated: The agency was not requested to provide the Department of Justice (DOJ) with data from the previous calendar year.</p> <p>Sevier County Juvenile Facility Comprehensive PREA Policy (page 45): SCJF upon request, shall provide all such data from the previous calendar year to the U.S. Department of Justice by no later than June 30th.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p>
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115.388	Data review for corrective action
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Sexual Abuse Incident Review Form • Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024 • Published Annual Reports for 2017 - 2023 • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities) • Interview with agency head designee (director) • Interview with PREA coordinator <p>Evidence (corrective action):</p> <ul style="list-style-type: none"> • 2023 Annual Report (09/16/2024) <p>Reasoning and analysis (by provision): 115.388 (a) What was read, as part of a systematic review of evidence: Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:</p>

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

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

Sevier County Juvenile Facility Comprehensive PREA Policy (page 46):

SCJF shall review data collected and aggregated under this section to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including;

- a. Identifying problem areas.
- b. Taking corrective action on an ongoing basis.
- c. Preparing an annual report of its findings and corrective action.

Review of documentation of corrective action plans:

The auditor observed published annual reports for 2017 through 2023.

What was heard, as part of a systematic review of evidence:

Interviews with agency head designee (director) and PREA coordinator:

The director and PREA coordinator confirmed the agency reviews data collected and aggregated pursuant to § 115.387 in order to assess, and improve the effectiveness, of its sexual abuse and prevention, detection, and response policies, and training.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.388 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The annual report includes a comparison of the current year's data and corrective actions with those from prior years. The annual report provides an assessment of the agency's progress in addressing sexual abuse.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 46):

Such report shall include a comparison of the current year's data and corrective actions with those from prior years and shall provide an assessment of SCJF's progress in addressing sexual abuse.

Review of annual reports:

The auditor observed published annual reports for 2017 through 2023. The auditor observed the reports did not provide an assessment of the agency's progress in addressing sexual abuse. Corrective action was required.

Finding:

Based on this analysis, the facility is substantially compliant with this

provision and corrective action is completed.

The facility developed an annual report that provides an assessment of the agency's progress in addressing sexual abuse (09/16/2024).

Reasoning and analysis (by provision):

115.388 (c)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency makes its annual report readily available to the public at least annually through its website. The annual reports are approved by the agency head.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 46):

SCJF's report shall be approved by the SCJF Director and made readily available to the public through the SCJF website. All information posted to the SCJF website has been reviewed and approved by the SCJF Director before its posting.

Review of annual reports:

The auditor reviewed the Sevier County Juvenile Facility website at

https://www.seviercountyttn.gov/government/justice_and_the_law/juvenile_court/juvenile_facility.php and observed published annual reports for 2017 through 2023. The auditor observed the reports were not approved by the agency head. Corrective action is required.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is completed.

The facility developed and published an annual report that is approved by the director (09/16/2024).

Reasoning and analysis (by provision):

115.388 (c)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

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. The agency indicates the nature of material redacted.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 46):

SCJF may redact specific material from the reports when publication would present a clear and specific threat to the safety and security of a facility but must indicate the nature of the material redacted.

Review of annual reports:

The auditor reviewed published annual reports for 2017 through 2023. The auditor observed the reports did not include personal identifying information.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

115.389 Data storage, publication, and destruction

Auditor Overall Determination: Meets Standard

Auditor Discussion

Evidence relied upon in making the compliance determinations:

- Sevier County Juvenile Facility Comprehensive PREA Policy developed October 7, 2024
- Sevier County Juvenile Facility Website: <https://www.seviercountyttn.gov>
- Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities)
- Interview with PREA coordinator

Reasoning and analysis (by provision):

115.389 (a)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

The agency ensures that incident-based and aggregate data are securely retained.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 47):

SCJF shall ensure that data collected under Standard 115.387 of this section are securely retained in the PREA Coordinator's files with limited access to staff.

What was heard, as part of a systematic review of evidence:

Interview with PREA coordinator:

The PREA coordinator confirmed the agency reviews data collected and aggregated in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, and training. The agency ensures that data collected is securely locked behind two locks in file a cabinet. The agency takes corrective action on an ongoing basis based on this data.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.389 (b)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:

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.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 47):

After the removal of personal identifiers, SCJF shall make all aggregate sexual abuse data from SCJF readily available to the public at least annually through the SCJF website.

Website review:

The auditor reviewed the Sevier County Juvenile Facility website at <https://www.seviercountyttn.gov> and observed published annual reports for 2017 through 2023.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.389 (c)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:
Before making aggregated sexual abuse data publicly available, the agency removes all personal identifiers.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 47):
After the removal of personal identifiers, SCJF shall make all aggregate sexual abuse data from SCJF readily available to the public at least annually through the SCJF website.

Review of publicly available sexual abuse data:
The auditor observed published annual reports for 2017 through 2023. The auditor observed the reports do not include personal identifying information.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Reasoning and analysis (by provision):

115.389 (d)

What was read, as part of a systematic review of evidence:

Sevier County Juvenile Facility Pre-Audit Questionnaire indicated:
The agency maintains sexual abuse data sexual abuse data collected pursuant to §115.387 for at least 10 years after the date of initial collection, unless Federal, State, or local law requires otherwise.

Sevier County Juvenile Facility Comprehensive PREA Policy (page 47):
SCJF shall maintain sexual abuse data collected stated in this section for at least ten (10) years after the date of its initial collection unless Federal, State, or local law requires otherwise.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

115.401	Frequency and scope of audits
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities) • Interviews • Research • Policy Review • Document Review • Observations during onsite review of facility <p>Reasoning and analysis: During the three-year period starting on August 20, 2013, and the current audit cycle, Sevier County Juvenile Facility was audited in 2017.</p> <p>The auditor was given access to, and the ability to observe, all areas of Sevier County Juvenile Facility. The auditor was permitted to conduct private interviews with residents at the facility. The auditor sent an audit notice to the facility six weeks prior to the on-site audit. The facility confirmed the audit notice was posted by emailing pictures of the posted audit notices. The audit notice contained contact information for the auditor. The residents were permitted to send confidential information or correspondence to the auditor in the same manner as if they were communicating with legal counsel. No confidential information or correspondence was received.</p> <p>Finding: Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.</p>

115.403	Audit contents and findings
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>Evidence relied upon in making the compliance determinations:</p> <ul style="list-style-type: none"> • Sevier County Juvenile Facility Pre-Audit Questionnaire (Juvenile Facilities) • Policy Review • Documentation Review <p>Reasoning and analysis (by provision): 115.403 (f): What was observed as part of a systematic review of evidence: The auditor observed the 2017 Sevier County Juvenile Facility PREA Audit Report is</p>

published on the agency's website at <https://www.seviercountyttn.gov>.

Finding:

Based on this analysis, the facility is substantially compliant with this provision and corrective action is not required.

Appendix: Provision Findings		
115.311 (a)	Zero tolerance of sexual abuse and sexual harassment; PREA coordinator	
	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
115.311 (b)	Zero tolerance of sexual abuse and sexual harassment; PREA coordinator	
	Has the agency employed or designated an agency-wide PREA Coordinator?	yes
	Is the PREA Coordinator position in the upper-level of the agency hierarchy?	yes
	Does the PREA Coordinator have sufficient time and authority to develop, implement, and oversee agency efforts to comply with the PREA standards in all of its facilities?	yes
115.311 (c)	Zero tolerance of sexual abuse and sexual harassment; PREA coordinator	
	If this agency operates more than one facility, has each facility designated a PREA compliance manager? (N/A if agency operates only one facility.)	na
	Does the PREA compliance manager have sufficient time and authority to coordinate the facility's efforts to comply with the PREA standards? (N/A if agency operates only one facility.)	na
115.312 (a)	Contracting with other entities for the confinement of residents	
	If this agency is public and it contracts for the confinement of its residents with private agencies or other entities including other government agencies, has the agency included the entity's obligation to adopt and comply with the PREA standards in any new contract or contract renewal signed on or after August 20, 2012? (N/A if the agency does not contract with private agencies or other entities for the confinement of residents.)	na
115.312 (b)	Contracting with other entities for the confinement of residents	

	Does any new contract or contract renewal signed on or after August 20, 2012 provide for agency contract monitoring to ensure that the contractor is complying with the PREA standards? (N/A if the agency does not contract with private agencies or other entities for the confinement of residents OR the response to 115.312(a)-1 is "NO".)	na
115.313 (a)	Supervision and monitoring	
	Does the agency ensure that each facility has developed a staffing plan that provides for adequate levels of staffing and, where applicable, video monitoring, to protect residents against sexual abuse?	yes
	Does the agency ensure that each facility has implemented a staffing plan that provides for adequate levels of staffing and, where applicable, video monitoring, to protect residents against sexual abuse?	yes
	Does the agency ensure that each facility has documented a staffing plan that provides for adequate levels of staffing and, where applicable, video monitoring, to protect residents against sexual abuse?	yes
	Does the agency ensure that each facility's staffing plan takes into consideration the 11 criteria below in calculating adequate staffing levels and determining the need for video monitoring: The prevalence of substantiated and unsubstantiated incidents of sexual abuse?	yes
	Does the agency ensure that each facility's staffing plan takes into consideration the 11 criteria below in calculating adequate staffing levels and determining the need for video monitoring: Generally accepted juvenile detention and correctional/secure residential practices?	yes
	Does the agency ensure that each facility's staffing plan takes into consideration the 11 criteria below in calculating adequate staffing levels and determining the need for video monitoring: Any judicial findings of inadequacy?	yes
	Does the agency ensure that each facility's staffing plan takes into consideration the 11 criteria below in calculating adequate staffing levels and determining the need for video monitoring: Any findings of inadequacy from Federal investigative agencies?	yes
	Does the agency ensure that each facility's staffing plan takes into consideration the 11 criteria below in calculating adequate	yes

	staffing levels and determining the need for video monitoring: Any findings of inadequacy from internal or external oversight bodies?	
	Does the agency ensure that each facility's staffing plan takes into consideration the 11 criteria below in calculating adequate staffing levels and determining the need for video monitoring: All components of the facility's physical plant (including "blind-spots" or areas where staff or residents may be isolated)?	yes
	Does the agency ensure that each facility's staffing plan takes into consideration the 11 criteria below in calculating adequate staffing levels and determining the need for video monitoring: The composition of the resident population?	yes
	Does the agency ensure that each facility's staffing plan takes into consideration the 11 criteria below in calculating adequate staffing levels and determining the need for video monitoring: The number and placement of supervisory staff?	yes
	Does the agency ensure that each facility's staffing plan takes into consideration the 11 criteria below in calculating adequate staffing levels and determining the need for video monitoring: Institution programs occurring on a particular shift?	yes
	Does the agency ensure that each facility's staffing plan takes into consideration the 11 criteria below in calculating adequate staffing levels and determining the need for video monitoring: Any applicable State or local laws, regulations, or standards?	yes
	Does the agency ensure that each facility's staffing plan takes into consideration the 11 criteria below in calculating adequate staffing levels and determining the need for video monitoring: Any other relevant factors?	yes
115.313 (b)	Supervision and monitoring	
	Does the agency comply with the staffing plan except during limited and discrete exigent circumstances?	yes
	In circumstances where the staffing plan is not complied with, does the facility fully document all deviations from the plan? (N/A if no deviations from staffing plan.)	na
115.313 (c)	Supervision and monitoring	
	Does the facility maintain staff ratios of a minimum of 1:8 during resident waking hours, except during limited and discrete exigent circumstances? (N/A only until October 1, 2017.)	yes

	Does the facility maintain staff ratios of a minimum of 1:16 during resident sleeping hours, except during limited and discrete exigent circumstances? (N/A only until October 1, 2017.)	yes
	Does the facility fully document any limited and discrete exigent circumstances during which the facility did not maintain staff ratios? (N/A only until October 1, 2017.)	yes
	Does the facility ensure only security staff are included when calculating these ratios? (N/A only until October 1, 2017.)	yes
	Is the facility obligated by law, regulation, or judicial consent decree to maintain the staffing ratios set forth in this paragraph?	yes
115.313 (d)	Supervision and monitoring	
	In the past 12 months, has the facility, in consultation with the agency PREA Coordinator, assessed, determined, and documented whether adjustments are needed to: The staffing plan established pursuant to paragraph (a) of this section?	yes
	In the past 12 months, has the facility, in consultation with the agency PREA Coordinator, assessed, determined, and documented whether adjustments are needed to: Prevailing staffing patterns?	yes
	In the past 12 months, has the facility, in consultation with the agency PREA Coordinator, assessed, determined, and documented whether adjustments are needed to: The facility's deployment of video monitoring systems and other monitoring technologies?	yes
	In the past 12 months, has the facility, in consultation with the agency PREA Coordinator, assessed, determined, and documented whether adjustments are needed to: The resources the facility has available to commit to ensure adherence to the staffing plan?	yes
115.313 (e)	Supervision and monitoring	
	Has the facility implemented a policy and practice of having intermediate-level or higher-level supervisors conduct and document unannounced rounds to identify and deter staff sexual abuse and sexual harassment? (N/A for non-secure facilities)	yes
	Is this policy and practice implemented for night shifts as well as day shifts? (N/A for non-secure facilities)	yes
	Does the facility have a policy prohibiting staff from alerting other staff members that these supervisory rounds are occurring, unless such announcement is related to the legitimate operational	yes

	functions of the facility? (N/A for non-secure facilities)	
115.315 (a)	Limits to cross-gender viewing and searches	
	Does the facility always refrain from conducting any cross-gender strip or cross-gender visual body cavity searches, except in exigent circumstances or by medical practitioners?	yes
115.315 (b)	Limits to cross-gender viewing and searches	
	Does the facility always refrain from conducting cross-gender pat-down searches in non-exigent circumstances?	yes
115.315 (c)	Limits to cross-gender viewing and searches	
	Does the facility document and justify all cross-gender strip searches and cross-gender visual body cavity searches?	yes
	Does the facility document all cross-gender pat-down searches?	yes
115.315 (d)	Limits to cross-gender viewing and searches	
	Does the facility implement policies and procedures that enable residents to shower, perform bodily functions, and change clothing without nonmedical staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks?	yes
	Does the facility require staff of the opposite gender to announce their presence when entering a resident housing unit?	yes
	In facilities (such as group homes) that do not contain discrete housing units, does the facility require staff of the opposite gender to announce their presence when entering an area where residents are likely to be showering, performing bodily functions, or changing clothing? (N/A for facilities with discrete housing units)	na
115.315 (e)	Limits to cross-gender viewing and searches	
	Does the facility always refrain from searching or physically examining transgender or intersex residents for the sole purpose of determining the resident's genital status?	yes
	If a resident's genital status is unknown, does the facility	yes

	determine genital status during conversations with the resident, by reviewing medical records, or, if necessary, by learning that information as part of a broader medical examination conducted in private by a medical practitioner?	
115.315 (f)	Limits to cross-gender viewing and searches	
	Does the facility/agency train security staff in how to conduct cross-gender pat down searches in a professional and respectful manner, and in the least intrusive manner possible, consistent with security needs?	yes
	Does the facility/agency train security staff in how to conduct searches of transgender and intersex residents in a professional and respectful manner, and in the least intrusive manner possible, consistent with security needs?	yes
115.316 (a)	Residents with disabilities and residents who are limited English proficient	
	Does the agency take appropriate steps to ensure that residents with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: Residents who are deaf or hard of hearing?	yes
	Does the agency take appropriate steps to ensure that residents with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: Residents who are blind or have low vision?	yes
	Does the agency take appropriate steps to ensure that residents with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: Residents who have intellectual disabilities?	yes
	Does the agency take appropriate steps to ensure that residents with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: Residents who have psychiatric disabilities?	yes
	Does the agency take appropriate steps to ensure that residents with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including:	yes

	Residents who have speech disabilities?	
	Does the agency take appropriate steps to ensure that residents with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: Other? (if "other," please explain in overall determination notes.)	yes
	Do such steps include, when necessary, ensuring effective communication with residents who are deaf or hard of hearing?	yes
	Do such steps include, when necessary, providing access to interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary?	yes
	Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with residents with disabilities including residents who: Have intellectual disabilities?	yes
	Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with residents with disabilities including residents who: Have limited reading skills?	yes
	Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with residents with disabilities including residents who: Who are blind or have low vision?	yes
115.316 (b)	Residents with disabilities and residents 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 residents who are limited English proficient?	yes
	Do these steps include providing interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary?	yes
115.316 (c)	Residents with disabilities and residents who are limited English proficient	
	Does the agency always refrain from relying on resident interpreters, resident readers, or other types of resident assistants except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the resident's	yes

	safety, the performance of first-response duties under §115.364, or the investigation of the resident's allegations?	
115.317 (a)	Hiring and promotion decisions	
	Does the agency prohibit the hiring or promotion of anyone who may have contact with residents who: Has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. 1997)?	yes
	Does the agency prohibit the hiring or promotion of anyone who may have contact with residents who: Has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse?	yes
	Does the agency prohibit the hiring or promotion of anyone who may have contact with residents who: Has been civilly or administratively adjudicated to have engaged in the activity described in the bullet immediately above?	yes
	Does the agency prohibit the enlistment of services of any contractor who may have contact with residents who: Has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. 1997)?	yes
	Does the agency prohibit the enlistment of services of any contractor who may have contact with residents who: Has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse?	yes
	Does the agency prohibit the enlistment of services of any contractor who may have contact with residents who: Has been civilly or administratively adjudicated to have engaged in the activity described in the two bullets immediately above?	yes
115.317 (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 residents?	yes
115.317	Hiring and promotion decisions	

(c)		
	Before hiring new employees who may have contact with residents, does the agency: Perform a criminal background records check?	yes
	Before hiring new employees who may have contact with residents, does the agency: Consult any child abuse registry maintained by the State or locality in which the employee would work?	yes
	Before hiring new employees who may have contact with residents, does the agency: Consistent with Federal, State, and local law, make its best efforts to contact all prior institutional employers for information on substantiated allegations of sexual abuse or any resignation during a pending investigation of an allegation of sexual abuse?	yes
115.317 (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 residents?	yes
	Does the agency consult applicable child abuse registries before enlisting the services of any contractor who may have contact with residents?	yes
115.317 (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 residents or have in place a system for otherwise capturing such information for current employees?	yes
115.317 (f)	Hiring and promotion decisions	
	Does the agency ask all applicants and employees who may have contact with residents directly about previous misconduct described in paragraph (a) of this section in written applications or interviews for hiring or promotions?	yes
	Does the agency ask all applicants and employees who may have contact with residents directly about previous misconduct described in paragraph (a) of this section in any interviews or written self-evaluations conducted as part of reviews of current	yes

	employees?	
	Does the agency impose upon employees a continuing affirmative duty to disclose any such misconduct?	yes
115.317 (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
115.317 (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
115.318 (a)	Upgrades to facilities and technologies	
	If the agency designed or acquired any new facility or planned any substantial expansion or modification of existing facilities, did the agency consider the effect of the design, acquisition, expansion, or modification upon the agency's ability to protect residents from sexual abuse? (N/A if agency/facility has not acquired a new facility or made a substantial expansion to existing facilities since August 20, 2012, or since the last PREA audit, whichever is later.)	na
115.318 (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 residents from sexual abuse? (N/A if agency/facility has not installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology since August 20, 2012, or since the last PREA audit, whichever is later.)	yes
115.321 (a)	Evidence protocol and forensic medical examinations	

	If the agency is responsible for investigating allegations of sexual abuse, does the agency follow a uniform evidence protocol that maximizes the potential for obtaining usable physical evidence for administrative proceedings and criminal prosecutions? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.)	no
115.321 (b)	Evidence protocol and forensic medical examinations	
	Is this protocol developmentally appropriate for youth? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.)	no
	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.)	no
115.321 (c)	Evidence protocol and forensic medical examinations	
	Does the agency offer all residents who experience sexual abuse access to forensic medical examinations, whether on-site or at an outside facility, without financial cost, where evidentiarily or medically appropriate?	yes
	Are such examinations performed by Sexual Assault Forensic Examiners (SAFEs) or Sexual Assault Nurse Examiners (SANEs) where possible?	yes
	If SAFEs or SANEs cannot be made available, is the examination performed by other qualified medical practitioners (they must have been specifically trained to conduct sexual assault forensic exams)?	yes
	Has the agency documented its efforts to provide SAFEs or SANEs?	yes
115.321 (d)	Evidence protocol and forensic medical examinations	
	Does the agency attempt to make available to the victim a victim advocate from a rape crisis center?	yes

	If a rape crisis center is not available to provide victim advocate services, does the agency make available to provide these services a qualified staff member from a community-based organization, or a qualified agency staff member?	yes
	Has the agency documented its efforts to secure services from rape crisis centers?	yes
115.321 (e)	Evidence protocol and forensic medical examinations	
	As requested by the victim, does the victim advocate, qualified agency staff member, or qualified community-based organization staff member accompany and support the victim through the forensic medical examination process and investigatory interviews?	yes
	As requested by the victim, does this person provide emotional support, crisis intervention, information, and referrals?	yes
115.321 (f)	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 is responsible for investigating allegations of sexual abuse.)	yes
115.321 (h)	Evidence protocol and forensic medical examinations	
	If the agency uses a qualified agency staff member or a qualified community-based staff member for the purposes of this section, has the individual been screened for appropriateness to serve in this role and received education concerning sexual assault and forensic examination issues in general? (Check N/A if agency attempts to make a victim advocate from a rape crisis center available to victims per 115.321(d) above.)	na
115.322 (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

115.322 (b)	Policies to ensure referrals of allegations for investigations	
	Does the agency have a policy in place to ensure that allegations of sexual abuse or sexual harassment are referred for investigation to an agency with the legal authority to conduct criminal investigations, unless the allegation does not involve potentially criminal behavior?	yes
	Has the agency published such policy on its website or, if it does not have one, made the policy available through other means?	yes
	Does the agency document all such referrals?	yes
115.322 (c)	Policies to ensure referrals of allegations for investigations	
	If a separate entity is responsible for conducting criminal investigations, does such publication describe the responsibilities of both the agency and the investigating entity? (N/A if the agency/facility is responsible for criminal investigations. See 115.321(a))	yes
115.331 (a)	Employee training	
	Does the agency train all employees who may have contact with residents on: Its zero-tolerance policy for sexual abuse and sexual harassment?	yes
	Does the agency train all employees who may have contact with residents on: How to fulfill their responsibilities under agency sexual abuse and sexual harassment prevention, detection, reporting, and response policies and procedures?	yes
	Does the agency train all employees who may have contact with residents on: Residents' right to be free from sexual abuse and sexual harassment	yes
	Does the agency train all employees who may have contact with residents on: The right of residents and employees to be free from retaliation for reporting sexual abuse and sexual harassment?	yes
	Does the agency train all employees who may have contact with residents on: The dynamics of sexual abuse and sexual harassment in juvenile facilities?	yes
	Does the agency train all employees who may have contact with residents on: The common reactions of juvenile victims of sexual abuse and sexual harassment?	yes

	Does the agency train all employees who may have contact with residents on: How to detect and respond to signs of threatened and actual sexual abuse and how to distinguish between consensual sexual contact and sexual abuse between residents?	yes
	Does the agency train all employees who may have contact with residents on: How to avoid inappropriate relationships with residents?	yes
	Does the agency train all employees who may have contact with residents on: How to communicate effectively and professionally with residents, including lesbian, gay, bisexual, transgender, intersex, or gender nonconforming residents?	yes
	Does the agency train all employees who may have contact with residents on: How to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities?	yes
	Does the agency train all employees who may have contact with residents on: Relevant laws regarding the applicable age of consent?	yes
115.331 (b)	Employee training	
	Is such training tailored to the unique needs and attributes of residents of juvenile facilities?	yes
	Is such training tailored to the gender of the residents at the employee's facility?	yes
	Have employees received additional training if reassigned from a facility that houses only male residents to a facility that houses only female residents, or vice versa?	yes
115.331 (c)	Employee training	
	Have all current employees who may have contact with residents received such training?	yes
	Does the agency provide each employee with refresher training every two years to ensure that all employees know the agency's current sexual abuse and sexual harassment policies and procedures?	yes
	In years in which an employee does not receive refresher training, does the agency provide refresher information on current sexual abuse and sexual harassment policies?	yes

115.331 (d)	Employee training	
	Does the agency document, through employee signature or electronic verification, that employees understand the training they have received?	yes
115.332 (a)	Volunteer and contractor training	
	Has the agency ensured that all volunteers and contractors who have contact with residents have been trained on their responsibilities under the agency's sexual abuse and sexual harassment prevention, detection, and response policies and procedures?	yes
115.332 (b)	Volunteer and contractor training	
	Have all volunteers and contractors who have contact with residents been notified of the agency's zero-tolerance policy regarding sexual abuse and sexual harassment and informed how to report such incidents (the level and type of training provided to volunteers and contractors shall be based on the services they provide and level of contact they have with residents)?	yes
115.332 (c)	Volunteer and contractor training	
	Does the agency maintain documentation confirming that volunteers and contractors understand the training they have received?	yes
115.333 (a)	Resident education	
	During intake, do residents receive information explaining the agency's zero-tolerance policy regarding sexual abuse and sexual harassment?	yes
	During intake, do residents receive information explaining how to report incidents or suspicions of sexual abuse or sexual harassment?	yes
	Is this information presented in an age-appropriate fashion?	yes
115.333 (b)	Resident education	
	Within 10 days of intake, does the agency provide age-appropriate	yes

	comprehensive education to residents either in person or through video regarding: Their rights to be free from sexual abuse and sexual harassment?	
	Within 10 days of intake, does the agency provide age-appropriate comprehensive education to residents either in person or through video regarding: Their rights to be free from retaliation for reporting such incidents?	yes
	Within 10 days of intake, does the agency provide age-appropriate comprehensive education to residents either in person or through video regarding: Agency policies and procedures for responding to such incidents?	yes
115.333 (c)	Resident education	
	Have all residents received such education?	yes
	Do residents receive education upon transfer to a different facility to the extent that the policies and procedures of the resident's new facility differ from those of the previous facility?	yes
115.333 (d)	Resident education	
	Does the agency provide resident education in formats accessible to all residents including those who: Are limited English proficient?	yes
	Does the agency provide resident education in formats accessible to all residents including those who: Are deaf?	yes
	Does the agency provide resident education in formats accessible to all residents including those who: Are visually impaired?	yes
	Does the agency provide resident education in formats accessible to all residents including those who: Are otherwise disabled?	yes
	Does the agency provide resident education in formats accessible to all residents including those who: Have limited reading skills?	yes
115.333 (e)	Resident education	
	Does the agency maintain documentation of resident participation in these education sessions?	yes
115.333 (f)	Resident education	

	In addition to providing such education, does the agency ensure that key information is continuously and readily available or visible to residents through posters, resident handbooks, or other written formats?	yes
115.334 (a)	Specialized training: Investigations	
	In addition to the general training provided to all employees pursuant to §115.331, does the agency ensure that, to the extent the agency itself conducts sexual abuse investigations, its investigators have received training in conducting such investigations in confinement settings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.321(a).)	yes
115.334 (b)	Specialized training: Investigations	
	Does this specialized training include: Techniques for interviewing juvenile sexual abuse victims? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.321(a).)	yes
	Does this specialized training include: Proper use of Miranda and Garrity warnings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.321(a).)	yes
	Does this specialized training include: Sexual abuse evidence collection in confinement settings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.321(a).)	yes
	Does this specialized training include: The criteria and evidence required to substantiate a case for administrative action or prosecution referral? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.321(a).)	yes
115.334 (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 115.321(a).)	yes

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

115.335 (d)	Specialized training: Medical and mental health care	
	Do medical and mental health care practitioners employed by the agency also receive training mandated for employees by §115.331? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	yes
	Do medical and mental health care practitioners contracted by and volunteering for the agency also receive training mandated for contractors and volunteers by §115.332? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners contracted by or volunteering for the agency.)	yes
115.341 (a)	Obtaining information from residents	
	Within 72 hours of the resident's arrival at the facility, does the agency obtain and use information about each resident's personal history and behavior to reduce risk of sexual abuse by or upon a resident?	yes
	Does the agency also obtain this information periodically throughout a resident's confinement?	no
115.341 (b)	Obtaining information from residents	
	Are all PREA screening assessments conducted using an objective screening instrument?	no
115.341 (c)	Obtaining information from residents	
	During these PREA screening assessments, at a minimum, does the agency attempt to ascertain information about: Prior sexual victimization or abusiveness?	no
	During these PREA screening assessments, at a minimum, does the agency attempt to ascertain information about: Any gender nonconforming appearance or manner or identification as lesbian, gay, bisexual, transgender, or intersex, and whether the resident may therefore be vulnerable to sexual abuse?	no
	During these PREA screening assessments, at a minimum, does the agency attempt to ascertain information about: Current charges and offense history?	no
	During these PREA screening assessments, at a minimum, does	yes

	the agency attempt to ascertain information about: Age?	
	During these PREA screening assessments, at a minimum, does the agency attempt to ascertain information about: Level of emotional and cognitive development?	no
	During these PREA screening assessments, at a minimum, does the agency attempt to ascertain information about: Physical size and stature?	yes
	During these PREA screening assessments, at a minimum, does the agency attempt to ascertain information about: Mental illness or mental disabilities?	yes
	During these PREA screening assessments, at a minimum, does the agency attempt to ascertain information about: Intellectual or developmental disabilities?	yes
	During these PREA screening assessments, at a minimum, does the agency attempt to ascertain information about: Physical disabilities?	no
	During these PREA screening assessments, at a minimum, does the agency attempt to ascertain information about: The resident's own perception of vulnerability?	no
	During these PREA screening assessments, at a minimum, does the agency attempt to ascertain information about: Any other specific information about individual residents that may indicate heightened needs for supervision, additional safety precautions, or separation from certain other residents?	no
115.341 (d)	Obtaining information from residents	
	Is this information ascertained: Through conversations with the resident during the intake process and medical mental health screenings?	yes
	Is this information ascertained: During classification assessments?	yes
	Is this information ascertained: By reviewing court records, case files, facility behavioral records, and other relevant documentation from the resident's files?	yes
115.341 (e)	Obtaining information from residents	
	Has the agency implemented appropriate controls on the dissemination within the facility of responses to questions asked	yes

	pursuant to this standard in order to ensure that sensitive information is not exploited to the resident's detriment by staff or other residents?	
115.342 (a)	Placement of residents	
	Does the agency use all of the information obtained pursuant to § 115.341 and subsequently, with the goal of keeping all residents safe and free from sexual abuse, to make: Housing Assignments?	no
	Does the agency use all of the information obtained pursuant to § 115.341 and subsequently, with the goal of keeping all residents safe and free from sexual abuse, to make: Bed assignments?	no
	Does the agency use all of the information obtained pursuant to § 115.341 and subsequently, with the goal of keeping all residents safe and free from sexual abuse, to make: Work Assignments?	no
	Does the agency use all of the information obtained pursuant to § 115.341 and subsequently, with the goal of keeping all residents safe and free from sexual abuse, to make: Education Assignments?	no
	Does the agency use all of the information obtained pursuant to § 115.341 and subsequently, with the goal of keeping all residents safe and free from sexual abuse, to make: Program Assignments?	no
115.342 (b)	Placement of residents	
	Are residents isolated from others only as a last resort when less restrictive measures are inadequate to keep them and other residents safe, and then only until an alternative means of keeping all residents safe can be arranged?	yes
	During any period of isolation, does the agency always refrain from denying residents daily large-muscle exercise?	yes
	During any period of isolation, does the agency always refrain from denying residents any legally required educational programming or special education services?	yes
	Do residents in isolation receive daily visits from a medical or mental health care clinician?	yes
	Do residents also have access to other programs and work opportunities to the extent possible?	yes

115.342 (c)	Placement of residents	
	Does the agency always refrain from placing: Lesbian, gay, and bisexual residents in particular housing, bed, or other assignments solely on the basis of such identification or status?	yes
	Does the agency always refrain from placing: Transgender residents in particular housing, bed, or other assignments solely on the basis of such identification or status?	yes
	Does the agency always refrain from placing: Intersex residents in particular housing, bed, or other assignments solely on the basis of such identification or status?	yes
	Does the agency always refrain from considering lesbian, gay, bisexual, transgender, or intersex identification or status as an indicator or likelihood of being sexually abusive?	yes
115.342 (d)	Placement of residents	
	When deciding whether to assign a transgender or intersex resident to a facility for male or female residents, does the agency consider on a case-by-case basis whether a placement would ensure the resident's health and safety, and whether a placement would present management or security problems (NOTE: if an agency by policy or practice assigns residents to a male or female facility on the basis of anatomy alone, that agency is not in compliance with this standard)?	yes
	When making housing or other program assignments for transgender or intersex residents, does the agency consider on a case-by-case basis whether a placement would ensure the resident's health and safety, and whether a placement would present management or security problems?	yes
115.342 (e)	Placement of residents	
	Are placement and programming assignments for each transgender or intersex resident reassessed at least twice each year to review any threats to safety experienced by the resident?	yes
115.342 (f)	Placement of residents	
	Are each transgender or intersex resident's own views with respect to his or her own safety given serious consideration when	yes

	making facility and housing placement decisions and programming assignments?	
115.342 (g)	Placement of residents	
	Are transgender and intersex residents given the opportunity to shower separately from other residents?	yes
115.342 (h)	Placement of residents	
	If a resident is isolated pursuant to paragraph (b) of this section, does the facility clearly document: The basis for the facility's concern for the resident's safety? (N/A for h and i if facility doesn't use isolation?)	na
	If a resident is isolated pursuant to paragraph (b) of this section, does the facility clearly document: The reason why no alternative means of separation can be arranged? (N/A for h and i if facility doesn't use isolation?)	na
115.342 (i)	Placement of residents	
	In the case of each resident who is isolated as a last resort when less restrictive measures are inadequate to keep them and other residents safe, does the facility afford a review to determine whether there is a continuing need for separation from the general population EVERY 30 DAYS?	yes
115.351 (a)	Resident reporting	
	Does the agency provide multiple internal ways for residents to privately report: Sexual abuse and sexual harassment?	yes
	Does the agency provide multiple internal ways for residents to privately report: 2. Retaliation by other residents or staff for reporting sexual abuse and sexual harassment?	yes
	Does the agency provide multiple internal ways for residents to privately report: Staff neglect or violation of responsibilities that may have contributed to such incidents?	yes
115.351 (b)	Resident reporting	
	Does the agency also provide at least one way for residents to report sexual abuse or sexual harassment to a public or private	yes

	entity or office that is not part of the agency?	
	Is that private entity or office able to receive and immediately forward resident reports of sexual abuse and sexual harassment to agency officials?	yes
	Does that private entity or office allow the resident to remain anonymous upon request?	yes
	Are residents detained solely for civil immigration purposes provided information on how to contact relevant consular officials and relevant officials at the Department of Homeland Security to report sexual abuse or harassment?	yes
115.351 (c)	Resident 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
115.351 (d)	Resident reporting	
	Does the facility provide residents with access to tools necessary to make a written report?	yes
115.351 (e)	Resident reporting	
	Does the agency provide a method for staff to privately report sexual abuse and sexual harassment of residents?	yes
115.352 (a)	Exhaustion of administrative remedies	
	Is the agency exempt from this standard? NOTE: The agency is exempt ONLY if it does not have administrative procedures to address resident grievances regarding sexual abuse. This does not mean the agency is exempt simply because a resident does not have to or is not ordinarily expected to submit a grievance to report sexual abuse. This means that as a matter of explicit policy, the agency does not have an administrative remedies process to address sexual abuse.	yes
115.352 (b)	Exhaustion of administrative remedies	

	Does the agency permit residents to submit a grievance regarding an allegation of sexual abuse without any type of time limits? (The agency may apply otherwise-applicable time limits to any portion of a grievance that does not allege an incident of sexual abuse.) (N/A if agency is exempt from this standard.)	yes
	Does the agency always refrain from requiring an resident to use any informal grievance process, or to otherwise attempt to resolve with staff, an alleged incident of sexual abuse? (N/A if agency is exempt from this standard.)	yes
115.352 (c)	Exhaustion of administrative remedies	
	Does the agency ensure that: A resident who alleges sexual abuse may submit a grievance without submitting it to a staff member who is the subject of the complaint? (N/A if agency is exempt from this standard.)	yes
	Does the agency ensure that: Such grievance is not referred to a staff member who is the subject of the complaint? (N/A if agency is exempt from this standard.)	yes
115.352 (d)	Exhaustion of administrative remedies	
	Does the agency issue a final agency decision on the merits of any portion of a grievance alleging sexual abuse within 90 days of the initial filing of the grievance? (Computation of the 90-day time period does not include time consumed by residents in preparing any administrative appeal.) (N/A if agency is exempt from this standard.)	yes
	If the agency determines that the 90 day timeframe is insufficient to make an appropriate decision and claims an extension of time (the maximum allowable extension of time to respond is 70 days per 115.352(d)(3)) , does the agency notify the resident in writing of any such extension and provide a date by which a decision will be made? (N/A if agency is exempt from this standard.)	yes
	At any level of the administrative process, including the final level, if the resident does not receive a response within the time allotted for reply, including any properly noticed extension, may a resident consider the absence of a response to be a denial at that level? (N/A if agency is exempt from this standard.)	yes
115.352 (e)	Exhaustion of administrative remedies	

	Are third parties, including fellow residents, staff members, family members, attorneys, and outside advocates, permitted to assist residents in filing requests for administrative remedies relating to allegations of sexual abuse? (N/A if agency is exempt from this standard.)	yes
	Are those third parties also permitted to file such requests on behalf of residents? (If a third party, other than a parent or legal guardian, files such a request on behalf of a resident, the facility may require as a condition of processing the request that the alleged victim agree to have the request filed on his or her behalf, and may also require the alleged victim to personally pursue any subsequent steps in the administrative remedy process.) (N/A if agency is exempt from this standard.)	yes
	If the resident declines to have the request processed on his or her behalf, does the agency document the resident's decision? (N/A if agency is exempt from this standard.)	yes
	Is a parent or legal guardian of a juvenile allowed to file a grievance regarding allegations of sexual abuse, including appeals, on behalf of such juvenile? (N/A if agency is exempt from this standard.)	yes
	If a parent or legal guardian of a juvenile files a grievance (or an appeal) on behalf of a juvenile regarding allegations of sexual abuse, is it the case that those grievances are not conditioned upon the juvenile agreeing to have the request filed on his or her behalf? (N/A if agency is exempt from this standard.)	yes
115.352 (f)	Exhaustion of administrative remedies	
	Has the agency established procedures for the filing of an emergency grievance alleging that a resident is subject to a substantial risk of imminent sexual abuse? (N/A if agency is exempt from this standard.)	yes
	After receiving an emergency grievance alleging a resident is subject to a substantial risk of imminent sexual abuse, does the agency immediately forward the grievance (or any portion thereof that alleges the substantial risk of imminent sexual abuse) to a level of review at which immediate corrective action may be taken? (N/A if agency is exempt from this standard.)	yes
	After receiving an emergency grievance described above, does the agency provide an initial response within 48 hours? (N/A if agency is exempt from this standard.)	yes

	After receiving an emergency grievance described above, does the agency issue a final agency decision within 5 calendar days? (N/A if agency is exempt from this standard.)	yes
	Does the initial response and final agency decision document the agency's determination whether the resident is in substantial risk of imminent sexual abuse? (N/A if agency is exempt from this standard.)	yes
	Does the initial response document the agency's action(s) taken in response to the emergency grievance? (N/A if agency is exempt from this standard.)	yes
	Does the agency's final decision document the agency's action(s) taken in response to the emergency grievance? (N/A if agency is exempt from this standard.)	yes
115.352 (g)	Exhaustion of administrative remedies	
	If the agency disciplines a resident for filing a grievance related to alleged sexual abuse, does it do so ONLY where the agency demonstrates that the resident filed the grievance in bad faith? (N/A if agency is exempt from this standard.)	yes
115.353 (a)	Resident access to outside confidential support services and legal representation	
	Does the facility provide residents with access to outside victim advocates for emotional support services related to sexual abuse by providing, posting, or otherwise making accessible mailing addresses and telephone numbers, including toll-free hotline numbers where available, of local, State, or national victim advocacy or rape crisis organizations?	no
	Does the facility provide persons detained solely for civil immigration purposes mailing addresses and telephone numbers, including toll-free hotline numbers where available of local, State, or national immigrant services agencies?	no
	Does the facility enable reasonable communication between residents and these organizations and agencies, in as confidential a manner as possible?	no
115.353 (b)	Resident access to outside confidential support services and legal representation	
	Does the facility inform residents, prior to giving them access, of the extent to which such communications will be monitored and	no

	the extent to which reports of abuse will be forwarded to authorities in accordance with mandatory reporting laws?	
115.353 (c)	Resident access to outside confidential support services and legal representation	
	Does the agency maintain or attempt to enter into memoranda of understanding or other agreements with community service providers that are able to provide residents with confidential emotional support services related to sexual abuse?	no
	Does the agency maintain copies of agreements or documentation showing attempts to enter into such agreements?	no
115.353 (d)	Resident access to outside confidential support services and legal representation	
	Does the facility provide residents with reasonable and confidential access to their attorneys or other legal representation?	yes
	Does the facility provide residents with reasonable access to parents or legal guardians?	yes
115.354 (a)	Third-party reporting	
	Has the agency established a method to receive third-party reports of sexual abuse and sexual harassment?	yes
	Has the agency distributed publicly information on how to report sexual abuse and sexual harassment on behalf of a resident?	yes
115.361 (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 they receive regarding an incident of sexual abuse or sexual harassment that occurred in a facility, whether or not it is part of the agency?	yes
	Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information they receive regarding retaliation against residents or staff who reported an incident of sexual abuse or sexual harassment?	yes
	Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or	yes

	information they receive regarding any staff neglect or violation of responsibilities that may have contributed to an incident of sexual abuse or sexual harassment or retaliation?	
115.361 (b)	Staff and agency reporting duties	
	Does the agency require all staff to comply with any applicable mandatory child abuse reporting laws?	yes
115.361 (c)	Staff and agency reporting duties	
	Apart from reporting to designated supervisors or officials and designated State or local services agencies, are staff prohibited from revealing any information related to a sexual abuse report to anyone other than to the extent necessary, as specified in agency policy, to make treatment, investigation, and other security and management decisions?	yes
115.361 (d)	Staff and agency reporting duties	
	Are medical and mental health practitioners required to report sexual abuse to designated supervisors and officials pursuant to paragraph (a) of this section as well as to the designated State or local services agency where required by mandatory reporting laws?	yes
	Are medical and mental health practitioners required to inform residents of their duty to report, and the limitations of confidentiality, at the initiation of services?	yes
115.361 (e)	Staff and agency reporting duties	
	Upon receiving any allegation of sexual abuse, does the facility head or his or her designee promptly report the allegation to the appropriate office?	yes
	Upon receiving any allegation of sexual abuse, does the facility head or his or her designee promptly report the allegation to the alleged victim's parents or legal guardians unless the facility has official documentation showing the parents or legal guardians should not be notified?	yes
	If the alleged victim is under the guardianship of the child welfare system, does the facility head or his or her designee promptly report the allegation to the alleged victim's caseworker instead of	yes

	the parents or legal guardians? (N/A if the alleged victim is not under the guardianship of the child welfare system.)	
	If a juvenile court retains jurisdiction over the alleged victim, does the facility head or designee also report the allegation to the juvenile's attorney or other legal representative of record within 14 days of receiving the allegation?	yes
115.361 (f)	Staff and agency reporting duties	
	Does the facility report all allegations of sexual abuse and sexual harassment, including third-party and anonymous reports, to the facility's designated investigators?	yes
115.362 (a)	Agency protection duties	
	When the agency learns that a resident is subject to a substantial risk of imminent sexual abuse, does it take immediate action to protect the resident?	yes
115.363 (a)	Reporting to other confinement facilities	
	Upon receiving an allegation that a resident was sexually abused while confined at another facility, does the head of the facility that received the allegation notify the head of the facility or appropriate office of the agency where the alleged abuse occurred?	yes
	Does the head of the facility that received the allegation also notify the appropriate investigative agency?	yes
115.363 (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
115.363 (c)	Reporting to other confinement facilities	
	Does the agency document that it has provided such notification?	yes
115.363 (d)	Reporting to other confinement facilities	
	Does the facility head or agency office that receives such notification ensure that the allegation is investigated in	yes

	accordance with these standards?	
115.364 (a)	Staff first responder duties	
	Upon learning of an allegation that a resident was sexually abused, is the first security staff member to respond to the report required to: Separate the alleged victim and abuser?	yes
	Upon learning of an allegation that a resident was sexually abused, is the first security staff member to respond to the report required to: Preserve and protect any crime scene until appropriate steps can be taken to collect any evidence?	yes
	Upon learning of an allegation that a resident was sexually abused, is the first security staff member to respond to the report required to: Request that the alleged victim not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating, if the abuse occurred within a time period that still allows for the collection of physical evidence?	yes
	Upon learning of an allegation that a resident was sexually abused, is the first security staff member to respond to the report required to: Ensure that the alleged abuser does not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating, if the abuse occurred within a time period that still allows for the collection of physical evidence?	yes
115.364 (b)	Staff first responder duties	
	If the first staff responder is not a security staff member, is the responder required to request that the alleged victim not take any actions that could destroy physical evidence, and then notify security staff?	yes
115.365 (a)	Coordinated response	
	Has the facility developed a written institutional plan to coordinate actions among staff first responders, medical and mental health practitioners, investigators, and facility leadership taken in response to an incident of sexual abuse?	yes
115.366 (a)	Preservation of ability to protect residents 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 any residents pending the outcome of an investigation or of a determination of whether and to what extent discipline is warranted?	yes
115.367 (a)	Agency protection against retaliation	
	Has the agency established a policy to protect all residents and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other residents or staff?	yes
	Has the agency designated which staff members or departments are charged with monitoring retaliation?	yes
115.367 (b)	Agency protection against retaliation	
	Does the agency employ multiple protection measures for residents or staff who fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigations, such as housing changes or transfers for resident victims or abusers, removal of alleged staff or resident abusers from contact with victims, and emotional support services?	yes
115.367 (c)	Agency protection against retaliation	
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor the conduct and treatment of residents or staff who reported the sexual abuse to see if there are changes that may suggest possible retaliation by residents or staff?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor the conduct and treatment of residents who were reported to have suffered sexual abuse to see if there are changes that may suggest possible retaliation by residents or staff?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report	yes

	of sexual abuse, does the agency: Act promptly to remedy any such retaliation?	
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor: Any resident disciplinary reports?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor: Resident housing changes?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor: Resident program changes?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor: Negative performance reviews of staff?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor: Reassignments of staff?	yes
	Does the agency continue such monitoring beyond 90 days if the initial monitoring indicates a continuing need?	yes
115.367 (d)	Agency protection against retaliation	
	In the case of residents, does such monitoring also include periodic status checks?	yes
115.367 (e)	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
115.368 (a)	Post-allegation protective custody	
	Is any and all use of segregated housing to protect a resident who is alleged to have suffered sexual abuse subject to the requirements of § 115.342?	yes

115.371 (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 does not conduct any form of administrative or criminal investigations of sexual abuse or harassment. See 115.321(a).)	yes
	Does the agency conduct such investigations for all allegations, including third party and anonymous reports? (N/A if the agency does not conduct any form of administrative or criminal investigations of sexual abuse or harassment. See 115.321(a).)	yes
115.371 (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 involving juvenile victims as required by 115.334?	yes
115.371 (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
115.371 (d)	Criminal and administrative agency investigations	
	Does the agency always refrain from terminating an investigation solely because the source of the allegation recants the allegation?	yes
115.371 (e)	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
115.371	Criminal and administrative agency investigations	

(f)		
	Do agency investigators assess the credibility of an alleged victim, suspect, or witness on an individual basis and not on the basis of that individual's status as resident or staff?	yes
	Does the agency investigate allegations of sexual abuse without requiring a resident who alleges sexual abuse to submit to a polygraph examination or other truth-telling device as a condition for proceeding?	yes
115.371 (g)	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
115.371 (h)	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
115.371 (i)	Criminal and administrative agency investigations	
	Are all substantiated allegations of conduct that appears to be criminal referred for prosecution?	yes
115.371 (j)	Criminal and administrative agency investigations	
	Does the agency retain all written reports referenced in 115.371(g) and (h) for as long as the alleged abuser is incarcerated or employed by the agency, plus five years unless the abuse was committed by a juvenile resident and applicable law requires a shorter period of retention?	yes
115.371 (k)	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 facility or agency	yes

	does not provide a basis for terminating an investigation?	
115.371 (m)	Criminal and administrative agency investigations	
	When an outside entity investigates sexual abuse, does the facility cooperate with outside investigators and endeavor to remain informed about the progress of the investigation? (N/A if an outside agency does not conduct administrative or criminal sexual abuse investigations. See 115.321(a).)	yes
115.372 (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
115.373 (a)	Reporting to residents	
	Following an investigation into a resident's allegation of sexual abuse suffered in the facility, does the agency inform the resident as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded?	yes
115.373 (b)	Reporting to residents	
	If the agency did not conduct the investigation into a resident's allegation of sexual abuse in an agency facility, does the agency request the relevant information from the investigative agency in order to inform the resident? (N/A if the agency/facility is responsible for conducting administrative and criminal investigations.)	yes
115.373 (c)	Reporting to residents	
	Following a resident's allegation that a staff member has committed sexual abuse against the resident, unless the agency has determined that the allegation is unfounded or unless the resident has been released from custody, does the agency subsequently inform the resident whenever: The staff member is no longer posted within the resident's unit?	yes
	Following a resident's allegation that a staff member has committed sexual abuse against the resident, unless the agency	yes

	has determined that the allegation is unfounded or unless the resident has been released from custody, does the agency subsequently inform the resident whenever: The staff member is no longer employed at the facility?	
	Following a resident's allegation that a staff member has committed sexual abuse against the resident, unless the agency has determined that the allegation is unfounded or unless the resident has been released from custody, does the agency subsequently inform the resident whenever: The agency learns that the staff member has been indicted on a charge related to sexual abuse in the facility?	yes
	Following a resident's allegation that a staff member has committed sexual abuse against the resident, unless the agency has determined that the allegation is unfounded or unless the resident has been released from custody, does the agency subsequently inform the resident whenever: The agency learns that the staff member has been convicted on a charge related to sexual abuse within the facility?	yes
115.373 (d)	Reporting to residents	
	Following a resident's allegation that he or she has been sexually abused by another resident, does the agency subsequently inform the alleged victim whenever: The agency learns that the alleged abuser has been indicted on a charge related to sexual abuse within the facility?	yes
	Following a resident's allegation that he or she has been sexually abused by another resident, does the agency subsequently inform the alleged victim whenever: The agency learns that the alleged abuser has been convicted on a charge related to sexual abuse within the facility?	yes
115.373 (e)	Reporting to residents	
	Does the agency document all such notifications or attempted notifications?	yes
115.376 (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

115.376 (b)	Disciplinary sanctions for staff	
	Is termination the presumptive disciplinary sanction for staff who have engaged in sexual abuse?	yes
115.376 (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
115.376 (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: 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
115.377 (a)	Corrective action for contractors and volunteers	
	Is any contractor or volunteer who engages in sexual abuse prohibited from contact with residents?	yes
	Is any contractor or volunteer who engages in sexual abuse reported to: Law enforcement agencies (unless the activity was clearly not criminal)?	yes
	Is any contractor or volunteer who engages in sexual abuse reported to: Relevant licensing bodies?	yes
115.377 (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 residents?	yes

115.378 (a)	Interventions and disciplinary sanctions for residents	
	Following an administrative finding that a resident engaged in resident-on-resident sexual abuse, or following a criminal finding of guilt for resident-on-resident sexual abuse, may residents be subject to disciplinary sanctions only pursuant to a formal disciplinary process?	yes
115.378 (b)	Interventions and disciplinary sanctions for residents	
	Are disciplinary sanctions commensurate with the nature and circumstances of the abuse committed, the resident's disciplinary history, and the sanctions imposed for comparable offenses by other residents with similar histories?	yes
	In the event a disciplinary sanction results in the isolation of a resident, does the agency ensure the resident is not denied daily large-muscle exercise?	yes
	In the event a disciplinary sanction results in the isolation of a resident, does the agency ensure the resident is not denied access to any legally required educational programming or special education services?	yes
	In the event a disciplinary sanction results in the isolation of a resident, does the agency ensure the resident receives daily visits from a medical or mental health care clinician?	yes
	In the event a disciplinary sanction results in the isolation of a resident, does the resident also have access to other programs and work opportunities to the extent possible?	yes
115.378 (c)	Interventions and disciplinary sanctions for residents	
	When determining what types of sanction, if any, should be imposed, does the disciplinary process consider whether a resident's mental disabilities or mental illness contributed to his or her behavior?	yes
115.378 (d)	Interventions and disciplinary sanctions for residents	
	If the facility offers therapy, counseling, or other interventions designed to address and correct underlying reasons or motivations for the abuse, does the facility consider whether to offer the offending resident participation in such interventions?	yes

	If the agency requires participation in such interventions as a condition of access to any rewards-based behavior management system or other behavior-based incentives, does it always refrain from requiring such participation as a condition to accessing general programming or education?	yes
115.378 (e)	Interventions and disciplinary sanctions for residents	
	Does the agency discipline a resident for sexual contact with staff only upon a finding that the staff member did not consent to such contact?	yes
115.378 (f)	Interventions and disciplinary sanctions for residents	
	For the purpose of disciplinary action, does a report of sexual abuse made in good faith based upon a reasonable belief that the alleged conduct occurred NOT constitute falsely reporting an incident or lying, even if an investigation does not establish evidence sufficient to substantiate the allegation?	yes
115.378 (g)	Interventions and disciplinary sanctions for residents	
	Does the agency always refrain from considering non-coercive sexual activity between residents to be sexual abuse? (N/A if the agency does not prohibit all sexual activity between residents.)	yes
115.381 (a)	Medical and mental health screenings; history of sexual abuse	
	If the screening pursuant to § 115.341 indicates that a resident has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, do staff ensure that the resident is offered a follow-up meeting with a medical or mental health practitioner within 14 days of the intake screening?	yes
115.381 (b)	Medical and mental health screenings; history of sexual abuse	
	If the screening pursuant to § 115.341 indicates that a resident has previously perpetrated sexual abuse, whether it occurred in an institutional setting or in the community, do staff ensure that the resident is offered a follow-up meeting with a mental health practitioner within 14 days of the intake screening?	yes
115.381 (c)	Medical and mental health screenings; history of sexual abuse	

	Is any information related to sexual victimization or abusiveness that occurred in an institutional setting strictly limited to medical and mental health practitioners and other staff as necessary to inform treatment plans and security management decisions, including housing, bed, work, education, and program assignments, or as otherwise required by Federal, State, or local law?	yes
115.381 (d)	Medical and mental health screenings; history of sexual abuse	
	Do medical and mental health practitioners obtain informed consent from residents before reporting information about prior sexual victimization that did not occur in an institutional setting, unless the resident is under the age of 18?	yes
115.382 (a)	Access to emergency medical and mental health services	
	Do resident victims of sexual abuse receive timely, unimpeded access to emergency medical treatment and crisis intervention services, the nature and scope of which are determined by medical and mental health practitioners according to their professional judgment?	yes
115.382 (b)	Access to emergency medical and mental health services	
	If no qualified medical or mental health practitioners are on duty at the time a report of recent sexual abuse is made, do staff first responders take preliminary steps to protect the victim pursuant to § 115.362?	yes
	Do staff first responders immediately notify the appropriate medical and mental health practitioners?	yes
115.382 (c)	Access to emergency medical and mental health services	
	Are resident victims of sexual abuse offered timely information about and timely access to emergency contraception and sexually transmitted infections prophylaxis, in accordance with professionally accepted standards of care, where medically appropriate?	yes
115.382 (d)	Access to emergency medical and mental health services	
	Are treatment services provided to the victim without financial	yes

	cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident?	
115.383 (a)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Does the facility offer medical and mental health evaluation and, as appropriate, treatment to all residents who have been victimized by sexual abuse in any prison, jail, lockup, or juvenile facility?	yes
115.383 (b)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Does the evaluation and treatment of such victims include, as appropriate, follow-up services, treatment plans, and, when necessary, referrals for continued care following their transfer to, or placement in, other facilities, or their release from custody?	yes
115.383 (c)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Does the facility provide such victims with medical and mental health services consistent with the community level of care?	yes
115.383 (d)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Are resident victims of sexually abusive vaginal penetration while incarcerated offered pregnancy tests? (N/A if all-male facility.)	yes
115.383 (e)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	If pregnancy results from the conduct described in paragraph § 115.383(d), do such victims receive timely and comprehensive information about and timely access to all lawful pregnancy-related medical services? (N/A if all-male facility.)	yes
115.383 (f)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Are resident victims of sexual abuse while incarcerated offered tests for sexually transmitted infections as medically appropriate?	yes
115.383 (g)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Are treatment services provided to the victim without financial cost and regardless of whether the victim names the abuser or	yes

	cooperates with any investigation arising out of the incident?	
115.383 (h)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Does the facility attempt to conduct a mental health evaluation of all known resident-on-resident abusers within 60 days of learning of such abuse history and offer treatment when deemed appropriate by mental health practitioners?	yes
115.386 (a)	Sexual abuse incident reviews	
	Does the facility conduct a sexual abuse incident review at the conclusion of every sexual abuse investigation, including where the allegation has not been substantiated, unless the allegation has been determined to be unfounded?	yes
115.386 (b)	Sexual abuse incident reviews	
	Does such review ordinarily occur within 30 days of the conclusion of the investigation?	yes
115.386 (c)	Sexual abuse incident reviews	
	Does the review team include upper-level management officials, with input from line supervisors, investigators, and medical or mental health practitioners?	yes
115.386 (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 other group dynamics at the facility?	yes
	Does the review team: Examine the area in the facility where the incident allegedly occurred to assess whether physical barriers in the area may enable abuse?	yes
	Does the review team: Assess the adequacy of staffing levels in that area during different shifts?	yes

	Does the review team: Assess whether monitoring technology should be deployed or augmented to supplement supervision by staff?	yes
	Does the review team: Prepare a report of its findings, including but not necessarily limited to determinations made pursuant to §§ 115.386(d)(1)-(d)(5), and any recommendations for improvement and submit such report to the facility head and PREA compliance manager?	yes
115.386 (e)	Sexual abuse incident reviews	
	Does the facility implement the recommendations for improvement, or document its reasons for not doing so?	yes
115.387 (a)	Data collection	
	Does the agency collect accurate, uniform data for every allegation of sexual abuse at facilities under its direct control using a standardized instrument and set of definitions?	yes
115.387 (b)	Data collection	
	Does the agency aggregate the incident-based sexual abuse data at least annually?	yes
115.387 (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 Survey of Sexual Violence conducted by the Department of Justice?	yes
115.387 (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
115.387 (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 residents? (N/A if agency does not contract for	na

	the confinement of its residents.)	
115.387 (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
115.388 (a)	Data review for corrective action	
	Does the agency review data collected and aggregated pursuant to § 115.387 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Identifying problem areas?	yes
	Does the agency review data collected and aggregated pursuant to § 115.387 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Taking corrective action on an ongoing basis?	yes
	Does the agency review data collected and aggregated pursuant to § 115.387 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Preparing an annual report of its findings and corrective actions for each facility, as well as the agency as a whole?	yes
115.388 (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
115.388 (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
115.388 (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	yes

	publication would present a clear and specific threat to the safety and security of a facility?	
115.389 (a)	Data storage, publication, and destruction	
	Does the agency ensure that data collected pursuant to § 115.387 are securely retained?	yes
115.389 (b)	Data storage, publication, and destruction	
	Does the agency make all aggregated sexual abuse data, from facilities under its direct control and private facilities with which it contracts, readily available to the public at least annually through its website or, if it does not have one, through other means?	yes
115.389 (c)	Data storage, publication, and destruction	
	Does the agency remove all personal identifiers before making aggregated sexual abuse data publicly available?	yes
115.389 (d)	Data storage, publication, and destruction	
	Does the agency maintain sexual abuse data collected pursuant to § 115.387 for at least 10 years after the date of the initial collection, unless Federal, State, or local law requires otherwise?	yes
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.)	no
	If this is the second year of the current audit cycle, did the agency ensure that at least one-third of each facility type operated by the agency, or by a private organization on behalf of the agency, was audited during the first year of the current audit cycle? (N/A if this is not the second year of the current audit cycle.)	yes

	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, residents, and detainees permitted to send confidential information or correspondence to the auditor in the same manner as if they were communicating with legal counsel?	yes
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