

PREA AUDIT REPORT Interim Final
ADULT PRISONS & JAILS

Date of Report: 05/15/2017

Auditor Information			
Auditor name: Brian D. Bivens			
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Email: briandbivens@gmail.com			
Telephone number: 865-789-1037			
Date of facility visit: March 6-8, 2017			
Facility Information			
Facility name: Sumner County Jail			
Facility physical address: 117 West Smith Street, Gallatin, TN 37066			
Facility mailing address: <i>(if different from above)</i> N/A			
Facility telephone number: 615-442-1827			
The facility is:	<input type="checkbox"/> Federal	<input type="checkbox"/> State	<input checked="" type="checkbox"/> County
	<input type="checkbox"/> Military	<input type="checkbox"/> Municipal	<input type="checkbox"/> Private for profit
	<input type="checkbox"/> Private not for profit		
Facility type:	<input type="checkbox"/> Prison	<input checked="" type="checkbox"/> Jail	
Name of facility's Chief Executive Officer: Sonya Troutt			
Number of staff assigned to the facility in the last 12 months: 217			
Designed facility capacity: 832			
Current population of facility: 664			
Facility security levels/inmate custody levels: Minimum, Medium, Special Needs, Maximum, Trustee and Medical			
Age range of the population: 18-92			
Name of PREA Compliance Manager: Heather Driver		Title: Compliance Officer	
Email address: hdriver@sumnersheriff.com		Telephone number: 615-442-1916	
Agency Information			
Name of agency: Sumner County Sheriff's Office			
Governing authority or parent agency: <i>(if applicable)</i> N/A			
Physical address: 117 West Smith Street, Gallatin, TN 37066			
Mailing address: <i>(if different from above)</i> N/A			
Telephone number: 615-442-1827			
Agency Chief Executive Officer			
Name: Roy "Sonny" Weatherford		Title: Sheriff	
Email address: sweatherford@sumnersheriff.com		Telephone number: 615-442-1827	
Agency-Wide PREA Coordinator			
Name: Keith Bean		Title: Sergeant	
Email address: kbean@sumnersheriff.com		Telephone number: 615-442-1846	

AUDIT FINDINGS

NARRATIVE

The onsite PREA audit of the Sumner County Jail was conducted March 6-8, 2017, by Department of Justice Certified PREA Auditor Brian D. Bivens. Sumner County is made up of eight cities including Gallatin, Goodlettsville, Hendersonville, Millersville, Portland, Westmoreland, Whitehouse and Mitchelville. Gallatin is the county seat. Sumner County is 25 miles northeast of Nashville, TN. Sumner County population is an estimated 160,645 and covers a total area of 543 square miles. The Sumner County Jail is the intake center for all Law Enforcement jurisdictions in Sumner County.

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

The auditor wishes to extend his deepest appreciation to Sheriff Sonny Weatherford, Jail Administrator Sonya Troutt, and Sgt. Keith Bean and their staff for their professionalism, hospitality, and kindness. The auditor also wishes to compliment the Sumner County Jail's Compliance Officer Heather Driver for her outstanding work in organizing the files that were provided to the auditor in advance of the audit. Officer Driver's exceptional work ethic, passion for her job and the dedication she has to the Sumner County Sheriff's Office is exceptional. This enabled the audit to move forward very efficiently.

The on-site audit began with an entrance meeting being conducted on Monday March 6th, 2016 at 08:15 a.m. in the office of Sonya Troutt. The following staff attended the entrance meeting:

Sergeant Keith Bean, PREA Coordinator
Sonya Troutt, Jail Administrator
Heather Driver, Compliance Officer
Captain Doug Canter, Jail Captain
Lauren Walker, Sumner County Staff Attorney

Following the entrance meeting, the auditor conducted a comprehensive site review that began at approximately 0830 a.m. and continued throughout the onsite visit. During the site review the auditor reviewed camera placement, blind spots, staff placement and documentation to assist in determining standard compliance. While touring the facilities the auditor observed the notices of this PREA audit in all the buildings, as well as posters that called attention to the agency's Zero Tolerance Policy and how to report allegations of sexual abuse and sexual harassment. Random staff and resident interviews were privately conducted. The following staff accompanied the auditor on the site review:

Sonya Troutt, Jail Administrator
Heather Driver, Compliance Officer
Lauren Walker, Sumner County Staff Attorney

All housing units, day rooms, resident program areas, work areas, and all other resident accessible areas were toured both in the "old jail" and the newer tower section of the facility. Other accessible areas included the Kitchen, Laundry, Classrooms, Court Holding, Warehouse, Intake/Release, and the Receiving Dock. While touring several residents and staff were questioned about their knowledge of PREA standards, procedures for reporting, services available, and their responsibilities. All staff and residents informally interviewed during the tour acknowledged receiving training and procedures for reporting sexual abuse, sexual harassment, and/or retaliation for reporting. The auditor found the staff to be well versed in their duties as PREA 1st Responders.

The facility supplied a list of resident names sorted by housing units, disabilities, and special designations, as

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

The auditor interviewed a total of 34 staff members during the course of this audit. Staff interviews consisted of: 14 security staff selected at random covering both shifts, 1 volunteer, 2 contract staff, 6 supervisors, 3 employees informally selected during the facility tour, and 8 specialized staff who has multiple roles that encompasses all specialized staff interviews. All staff interviewed was well versed in their respective areas of responsibility regarding PREA and affirmed compliance with the applicable PREA standards. There is no SAFE or SANE staff at the facility; victim advocacy services are made available through a Memorandum of Understanding with the Sexual Assault Center of Nashville. SANE/SAFE exams would be performed at Sumner Regional Medical Center, located in close proximity from the Sumner County Jail. Staff interviewed was well versed in their responsibilities in reporting sexual abuse, sexual harassment, staff negligence, and retaliation for reporting. Security Staff maintain a "First Responder Card" on their person. When questioned about evidence preservation, all staff responses reflected knowledge of agency policies and procedures.

There were 34 inmates interviewed during the on-site visit. These inmates consisted of: 19 residents selected at random and 8 informally selected during the facility tour. There were 14 inmates selected at random requiring specialized interviews broken down as follows: 1 resident that had reported an incident; 3 limited English speaking inmates, and 4 self-reported as LBGTI, and 6 that screen as a potential victim or potential aggressor. All of the inmates interviewed acknowledged receiving PREA training and written materials in languages that they could comprehend (posters, pamphlets, and inmate handbooks) outlining the agencies zero tolerance policies towards sexual abuse, sexual harassment, and retaliation for reporting, as well as the procedures for reporting. The inmate interviewed that had reported an incident felt the facility responded to the incident timely and professionally. The inmate felt the facility had investigated the incident thoroughly while keeping him informed and updated throughout the entire process. There were 2 inmates did not remember if they had watched the PREA orientation video utilized for the more in depth training. The training log did show both inmates had signed a form acknowledging they had watched the video. All inmates interviewed felt if they had to file a PREA complaint the facility would respond appropriately to their complaint and that all PREA complaints were taken very serious by staff at this facility. All inmates interviewed stated they felt safe in the facility as it pertains to sexual assault.

The auditor selected and carefully examined 10 personnel files, 10 staff training files, and 4 volunteer files. Files were selected at random; the auditor highlighted employee names on sign-in sheets from each shift. Volunteer files were selected at random. The personnel and volunteer files were very well organized and contained all the necessary background check information and signed statements regarding previous sexual misconduct described in the standards. The training records were also very complete and included written documentation that staff and volunteers received the required training and understood what was being trained. It was clear the Training Staff thoroughly covers all aspects of PREA during his training sessions. The PREA training curriculum was found to be detailed and encompassed all of the main components of the PREA standards. All staff and volunteer training records are entered into a training database. The training base is provided by the Tennessee Corrections Institute; all Tennessee Counties are uniformed in TCI training requirements and submission.

The auditor also reviewed 10 offender files and saw documentation of offender education, as well as documentation of the initial risk screenings, and screenings upon additional information being completed as required by the standard. Files were randomly selected based on odd number cell assignments and based on information obtained during random inmate interviews. There is an "Inmate's with Disabilities Notebook" located in the Intake Area, this notebook serves as a guide for the Intake Staff to ensure those inmates who are Limited English Proficient or who have some type of disability receive proper screening and training information as it relates to PREA.

In the 12 months preceding the audit, the Sumner County Jail had received and investigated five PREA complaints regarding sexual abuse and sexual harassment. The investigative files were reviewed during the on-site visit and appeared to document thoroughly the investigative process per agency policy. Policy was followed and documentation for inmate notification, incident review and retaliations monitoring. Policy and procedure required that criminal investigative referrals were to be documented and proper referrals were made as warranted. Investigations were conducted by Sumner County Staff who had received based in-service PREA training as well as specialized training.

The Investigative files were as follows:

Officer on Inmate	Sexual Harassment	Unfounded
Inmate on Inmate	Sexual Harassment	Substantiated
Inmate on Inmate	Sexual Harassment	Unfounded
Inmate on Inmate	Sexual Harassment	Open Investigation
Inmate on Inmate	Sexual Abuse	Unfounded

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

Sonya Troutt, Jail Administrator
Captain Doug Canter, Jail Captain
Sgt. Keith Bean, PREA Coordinator
Heather Driver, Compliance Officer
Lauren Walker, Sumner County Staff Attorney

The exit meeting was conducted on Wednesday, March 8, 2017 at approximately 1530. During the exit, the auditor explained the process that would follow the on-site visit. The auditor provided a list of additional information/documentation needed from the Compliance Office, the requested information was discussed and Sonya Troutt advised the documentation would be forwarded to the auditor. Finally the auditor acknowledged the willingness of all staff involved to accomplish PREA compliance and advised the PREA team of their requirements to post the final report on the facility website once compliance with all standards was achieved.

FACILITY DESCRIPTION:

The Sumner County Jail operates under the rules of the Tennessee Corrections Institute’s Minimum Standards for Correctional facilities. The facility was originally built in 1971 and has been added to several times over the past 45 years. The mission of the Sumner County Jail is to provide professional jail services within prescribed ethical and constitutional limits. Sumner County Jail enforces the law in a fair and impartial manner recognizing the statutory and judicial limitations; and constitutional rights of all persons. Sumner County Jail recognized that no facility can operate at its maximum potential without supportive input from the citizens it services. Approximately 170 citizens provide services for the Sumner County Jail on a volunteer basis. Volunteer services include Chaplain, Library, Religious Services, Exercise Programs, AA/NA, Re-Entry and Homeward Bound.

The Jail budget makes up more that 70% of the Sheriff’s overall budget. The Kitchen has two shifts of inmate workers; approximately 2,300 meals are prepared and served in the jail kitchen each day. Three hot nutritional meals are provided to each inmate daily; menus are approved by a licensed dietician. Sumner County Jail maintains a system of rules and sanctions, which ensures due process while maintaining order in the facility. Through clearly established rules and enforcement, inmates are provided structure and a safe, healthy housing environment. Medical and Mental Health Services are contracted with Southern Health Partners. Typically all inmate physicals are completed upon intake; when necessary the intake nurse will make referrals to the mental health staff.

The facility houses local and state inmates and both male and female inmates. There are no juvenile housed in the Sumner County Jail. The “old jail” section of the facility houses male inmate workers in three separate open dormitory style housing units; the auditor reviewed camera placements and angles during the onsite review. The auditor determined there were sufficient video monitoring capabilities in the “old jail”. The “old jail” also has a training classroom for inmates along with a laundry area. The “old jail” has an adjacent outdoor recreation area. The “old jail” is attached to the newer part of the facility. The rest of the jail is a high-rise design; with three housing levels. The lower level is comprised of female housing and special needs housing for both males and females. The second level is minimum/medium male housing and the third level is maximum custody males and segregated housing. The “new jail” has a facility laundry room and a kitchen; each have camera coverage. Inmates receive three hot meal per day. The facility is the intake center for Sumner County; they process approximately 35 new arrestees daily. The “new jail; has a medical area with two holding cells, one exam room and one room utilized by the dental staff.

The housing units are broken down as follows:

1A	Divide by Wall	Housing medical males on one side and medical females on the other	
		Capacity of 24	
	Per side		
1B	Female	Capacity of 64	Medium/Maximum
1C	Female	Capacity of 64	Workers/Programs/Minimum Custody
1D	Males	Capacity of 64	Special Needs
2A	Males	Capacity of 64	Minimum/Medium
2B	Males	Capacity of 64	Minimum/Medium
2C	Males	Capacity of 64	Minimum/Medium
2D	Males	Capacity of 64	Minimum/Medium
3A	Males	Capacity of 64	Segregation
3B	Males	Capacity of 64	High Mediums
3C	Males	Capacity of 64	Maximum
3D	Males	Capacity of 64	High Mediums

Each housing unit has a minimum of two cameras, five telephones and 2 kiosks. Each floor has a control room that can see into each housing unit: translucent security glazing prevents cross gender view from each tower. Recreation yards are shared and each housing unit follows a recreation schedule; a camera is located in each recreation yard. Reporting hotline numbers are posted on the wall in each housing unit. Each floor has an arraignment room and a general classroom. Officers are posted in each tower. There is a post outside on each floor for those officers assigned to the floor. These officers have responsible for indirect supervision. Officers document inmate movements, unusual events, daily activities and security checks as directed by the Tennessee Corrections Institute standards.

SUMMARY OF AUDIT FINDINGS

The results from the Sumner County Jail PREA Audit are listed below:

Number of standards exceeded: 2

Number of standards met: 38

Number of standards not met: 0

Number of standards not applicable: 3

Standard 115.11 Zero tolerance of sexual abuse and sexual harassment; PREA Coordinator

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**
- 4. Post Order**
- 5. Organizational Chart**

B. Interviews

- 1. PREA Manager**
- 2. PREA Coordinator**

C. Personal Observation

115.11 (a) The Sumner County Jail staff follows the agency's policy 5.13 Prison Rape Eliminating Act page 1, which mandates a zero tolerance for all forms of sexual abuse and sexual harassment. This policy outlines the agency's approach to preventing, detecting, and responding to such conduct. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.11 (B) and (C) The agency employs an upper-level, agency-wide PREA Coordinator. The Sumner County Duty Post Orders outlines the responsibilities of the PREA Coordinator and the PREA Compliance Manager. Sgt. Keith Bean is the agency-wide PREA Coordinator at the Sumner County Jail; he is also the agency's internal affairs investigator. Sgt. Keith Bean was appointed as the agency-wide PREA Coordinator by Sheriff Weatherford and was assisted by PREA Compliance Officer Heather Driver during this audit. Sumner County Sheriff's Office has job description for both the PREA Coordinator and PREA Manager detailing their responsibilities. The facility provided the auditor with the organizational chart showing the PREA Coordinator position as an upper-level, agency-wide position. Officer Driver is very knowledgeable of the PREA standards and actively assists the facility with compliance. Sgt. Keith Bean has the authority to develop, implement, and oversee PREA compliance. He is actively updating the facility as new Frequently Ask Questions (FAQ's) results are published on the PREA Resource Center website.

During interviews with the PREA Coordinator and the PREA Compliance Officer, both indicated they had sufficient time and authority to coordinate the facility's efforts to comply with the PREA standards as required. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

The Sumner County Jail exceeds this standard due to the fact it employs a PREA Compliance Coordinator and a PREA Compliance Officer for the one facility. Having a designated PREA Compliance Officer allows for a specific individual to monitor and access ongoing compliance with the PREA standards.

Standard 115.12 Contracting with other entities for the confinement of inmates

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

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.

X Not-applicable Standard

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff’s Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**

B. Interviews

- 1. PREA Coordinator**
- 2. Jail Administrator**

Based on the documentation provided as well as staff interviews with the Jail Administrator and PREA Coordinator it was determined the Sumner County Jail does not contract with other facilities to house inmates assigned to their custody. Therefore, this standard was found to be non-applicable to this facility during this audit.

Standard 115.13 Supervision and monitoring

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**
- 4. Staffing Plan**
- 5. Staffing Plan Compliance Breach Log**
- 6. Unannounced Round Documentation**

B. Interviews

- 1. Jail Administrator**
- 2. PREA Manager**
- 3. PREA Coordinator**
- 4. Upper Level Supervisors conduction Unannounced Rounds**

C. Personal Observation

The following delineates the audit findings regarding this standard:

115.13 (a) The facility has documented and made its best efforts to comply on a regular basis with a staffing plan that provides for adequate levels of staffing as described and required by this standard. The staffing plan was established in collaboration with the Sheriff, Jail Administrator and PREA Coordinator in 2016. The established staffing plan uses the criteria found in the standard 115.13 (a) to include the physical layout of the facility, composition of the residents housed, the prevalence of substantiated and unsubstantiated incidents of sexual abuse, and any other relevant factors identified. Video monitoring has been deployed to assist with the protection of offenders against sexual abuse at this facility. The plan considers key positions and the staffing ratios for each. The auditor observed that actual deployment practices reflect the deployment described in the staffing plan. There were 217 employees from March 2016 to March 2017. Interview with the Jail Administrator revealed that the staffing levels are monitored daily by review of shift rosters. During site review, the auditor observed staffing levels were adequate; considering the physical plant and duty posts. The staffing plan takes into consideration:

- Generally accepted detention and correctional practices; (Tennessee Corrections Institute Standards)
- Any judicial findings of inadequacies (there were none at the time of the site review)
- Any findings of inadequacies from Federal investigation oversight agencies (there were none at the time of the site review)
- Any findings of inadequacy from internal or external oversight bodies (there were none at the time of the site review)
- All components of the facility's physical plant (schematics of both "old" and "new" sections were reviewed)
- The composition of the inmate population (gender and medical/mental health)
- The number and placement of supervisory staff (one per floor)
- Institution programs occurring on a particular shift (primarily Sunday-Saturday from 0800-2200)
- Any applicable State or local laws, regulation, or standards (Tennessee Corrections Institute Standards)
- The prevalence of substantiated and unsubstantiated incidents of sexual abuse (Investigation Outcomes)
- Any other relevant factors. (no other facts discussed)

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

115.13 (b) The facility has procedures in place to ensure all deviations are covered by overtime or notification must be documented on shift roster and submitted to the Jail Administrator had not been complied with in the past twelve months, as confirmed by written documentation and during interview with the Jail Administrator. There were three incidents where staff were called in to ensure compliance with the minimum staffing levels in the past 12 months. A log was provided documenting the three occasions. Discrepancies would be documented on the "Staffing Plan Compliance Breach Log." Where actual deployment deviations occur, documentation of the deviation exists with clear rationale for the deficiency and the resolution. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Through the hard work and dedication of the Jail Administrator, the correctional staff recently received a significant raise in salary; this has added in staff retention; thus making compliance with the staffing plan more obtainable.

115.13 (c) The staffing plan is reviewed annually (utilizing the "Annual PREA Staffing Plan Assessment Form") by the PREA Coordinator and forwarded to the Jail Administrator. It is then forwarded to Sheriff Weatherford for approval of any recommendations made which would include changes to policy and procedures, physical plant, video monitoring, or staffing levels. The last Annual Staffing Plan assessment was completed on December 6, 2016. The next scheduled review will be in December 2017. Interviews with the PREA Coordinator and PREA Manager confirm this procedure. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.13 (d) Based on Sumner County Jail Shift Supervisor Post Order, facility logs, staff and supervisor interviews, and other documentation provided. Intermediate-level or higher-level supervisors are required to conduct and are documenting UNANNOUNCED rounds on all shifts as required. Such rounds are completed by Lieutenants or above and documented in the facility's jail management system. Rounds are completed each shift and supervisors that were interviewed stated they change their routine or pattern each day to ensure that staff and inmates are not alerted. The auditor observed that unannounced rounds were completed on all shifts. The process is outlined in policy 5.13, Prison Rape Elimination Act pages 5 and 6. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.14 Youthful inmates

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

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**

B. Interviews

- 1. Line Staff**
- 2. Agency Head/Designee**

C. Personal Observation

Based on the documentation provided, personal observation, Jail Administrator and staff interviews, the Sumner County Jail is an all adult facility and does not house youthful offenders. Therefore, this standard was found to be non-applicable to this facility during this audit.

Standard 115.15 Limits to cross-gender viewing and searches

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.03 Search Policy**
- 4. Policy 5.13 Prison Rape Elimination Act**
- 5. Training Curriculum**
- 6. Staff Training Logs**

B. Interviews

- 1. Random Staff**
- 2. Random Inmates**

C. Other

- 1. Observation during Site Review**

The following delineates the audit findings regarding this standard:

115.15 (a) Sumner County Jail policy 5.03 Searches page 2, outlines offender searches including searches of transgender and intersex offenders. The review of training curriculums and staff interviews revealed cross gender strip searches are prohibited except in exigent circumstances and must be documented when conducted. There have been no documented cross-gender visual body cavity or strip searches reported in the past 12 months. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.15 (b) Sumner County Jail policy 5.13 prohibits male employees from frisk/pat searches of female inmates/residents except in exigent circumstances. The compliance officer confirmed there were no occasions where male employees searched any female inmate, either frisk/pat or strip-search.

115.15 (c) Sumner County Jail policy 5.13 prohibits frisk/pat searches of the female inmates by male staff and requires that all cross-gender searches in exigent circumstances be documented.

115.15 (d) Sumner County Jail policy 5.13 outlines that inmates shall be permitted to shower, perform bodily functions and change clothing without non-medical staff of the opposite gender viewing their breasts, buttocks or genitalia. The inmates confirmed during interviews they have privacy when showering, using the toilets and while changing their clothes. Sumner County Jail policy 5.13 also requires staff of the opposite gender to announce their presence prior to entering the housing units. Even in incidents pertaining suicide cells, Sumner County does not allow opposite gender viewing. There were no inmates housing in suicide cells in the housing units during the time of the site review. Inmate and staff interviews revealed that opposite gender announcements were common practice at this facility and reminders of this requirement are posted on the entry doors of all housing units exceeding the requirements of this part of the standard during this audit.

115.15 (e) Based on Sumner County Jail policy 5.13, training curriculum provided and staff interviews the facility prohibits staff from physically examining transgender or intersex inmates for the sole purpose of determining genital status. Review of Staff Training Logs showed all completed the approved training. If the inmate's genital status is unknown, it is determined during conversations with the inmate, by reviewing medical records, or, if necessary, by learning that information as part of a broader medical examination conducted in private by a medical practitioner. At the time of the site review, there were no transgender or intersex inmates to interview concerning this standard. During the past 12 months, there were no incidents where the Medical Staff had to perform an examination that fell within said parameters. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.15 (f) Based on Sumner County Jail policy 5.03 and 5.13, training curriculum provided, ten staff training file reviews, and staff interviews the facility trains security staff to conduct cross-gender pat-down searches, and searches of transgender and intersex inmates, in a professional and respectful manner, and in the least intrusive manner possible, consistent with security needs. During interview with the LBGTI inmates, it was confirmed that the inmate felt the staff conducts proper searches. There were also no complaints filed by the LBGTI inmates in the past 12 months related to searches. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

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

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**
- 4. Disability Assistance Form (English and Spanish)**
- 5. PREA Brochure and Handbook (Spanish)**

B. Interviews

- 1. Jail Administrator**
- 2. Random Staff**
- 3. Inmates with Disabilities**

C. Other

- 1. TTY Phone**
- 2. Observation**
- 3. Interpreter Services**

The following delineates the audit findings regarding this standard:

115.16 (a) The Sumner County Jail policy 5.13 Prison Rape Elimination Act page 8 and 9 illustrates the agency takes appropriate steps to ensure inmates with disabilities (including, for example, inmates who are deaf or hard of hearing, those who are blind or have low vision, or those who have intellectual, psychiatric, or speech disabilities), have an equal opportunity to participate in or benefit from all aspects of its efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including steps to provide interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary. PREA handouts, PREA pamphlets, PREA education video, and the inmate handbook are provided in both English and Spanish. A TTY phone is available at this facility. The TTY phone was tested for functionality by the Compliance Officer. Inmates with learning disabilities can gain assistance from a staff member upon request; assistance is documented on the PREA Information Assistance Form (Spanish Version of the form is also available). During interviews with the inmates identified to meet the aspects of this standard, they all confirmed having received training and materials they could understand. The inmates and staff also confirmed that interpretive services are available when needed. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.16 (b) The Sumner County Jail takes reasonable steps to ensure meaningful access to all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment to inmates who are limited English proficient, including steps to provide interpreters who can interpret effectively accurately and impartially. Interpretation interpreter services and/or staff interpreters are used to translate at this facility. The auditor observed an employee assisting a Limited English speaking inmate during the intake process; the employee took the necessary time to ensure the inmate understood PREA, the agency's zero tolerance and how to report sexual abuse. There were two Spanish speaking inmates interviewed during the on-site visit and they confirmed during interviews receiving all written PREA information and viewing the Spanish version of the a PREA DVD. The inmates and staff also confirmed that interpretive services are available when needed. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.16 (c) Sumner County Jail policy 5.13 page 8, illustrates the agency does not rely on inmate interpreters, inmate readers, or other types of inmate assistants except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the inmate's safety. The Jail Administrator stated that during this audit cycle there were no instances where an outside inmate interpreter had to be utilized.

Interviews with Random Staff supported this statement. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.17 Hiring and promotion decisions

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff’s Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**
- 4. Background Checks (10)**
- 5. Self-Declaration Forms**
- 6. Documentation for Previous Employers**
- 7. New Hire Packet**

B. Interviews

- 1. Human Resource Staff**
- 2. PREA Coordinator**

The following delineates the audit findings regarding this standard:

115.17 (a) Sumner County Jail does not hire or promote anyone who may have contact with inmates, and does not enlist the services of any contractor or volunteer who may have contact with inmates, who has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution, has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse; or has been civilly or administratively adjudicated to have engaged in the activity described above. All applicants complete a Sumner County Sheriff’s Office Applicant Agreement Form. Sumner County has employed 217 staff members from March 2016 to March 2017. The facility completes a “Sexual Abuse/Sexual Harassment Self Declaration” form on all applicants as well as a background check is completed by the Sumner County Sheriff’s Office on all new applicants confirming compliance. Ten out of Ten personnel files that were check during the on-site visit were found to be in compliance (100%). Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.17 (b) Sumner County Jail considers any incidents of sexual harassment in determining whether to hire or promote anyone, or to enlist the services of any contractor or volunteer, who may have contact with inmates. Human Resource staff corroborated this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.17 (c)-1 Sumner County Jail policy 5.13 Prison Rape Elimination Act page 3 and 4, requires a criminal background records check be completed before hiring any new employee. Ten out of Ten personnel files that were check during the on-site visit were found to be in compliance (100%). Therefore, the facility demonstrated compliance with this part of the standard during this audit.

(c)-2 Sumner County Jail makes their best efforts to contact all prior institutional employers for information on substantiated allegations of sexual abuse or any pending investigations of allegation of sexual abuse. This request is documented on Sumner County Sheriff's Office PREA Questionnaire for Prior Institutional Employer Form. Two applicants had worked at prior institutions and two such forms had been sent to prior institutional employers in the past 12 months. Neither institution communicated any issues with sexual abuse or sexual harassment. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.17 (d) Sumner County Jail Policy 5.13 Prison Rape Elimination Act page 4, requires a criminal background records check be completed before enlisting the services of any contractor or volunteer who may have contact with the inmates. Review of four volunteer and contractor files confirmed this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.17 (e) Sumner County Jail utilizing a program called Rap Back. This program is provided by TBI/FBI of NCIC background checks. Any time an applicant or employee of the Sumner County Sheriff's Office is arrested, the Sumner County Sheriff's Office is immediately notified through NCIC. Therefore, the facility demonstrated compliance with this part of the standard during this audit. Due to the fact that Sumner County Sheriff's Office enrollment in the Rap Back Program, it exceeds the standard because background checks are instantaneous.

115.17 (f) Sumner County Jail instills upon all employees a continuing affirmative duty to disclose any sexual misconduct as required by this standard. A Sumner County Jail's "Sumner County Sheriff's Office Sexual Abuse and Sexual Harassment Self-Declaration Form" is completed by all applicants, upon being hired and if being considered for a promotion. Review of ten training files confirmed this practice. This form is completed each subsequent year during in-service training. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.17 (g) Sumner County Sheriff's Office application and policy 5.13 mandates that material omissions regarding sexual misconduct, and the provision of materially giving false information, are grounds for termination as required by this standard. The Compliance Officer stated there had not been an incident in the past 12 months where someone was terminated as a result of this section of the standard. Interview with the PREA Coordinator confirms this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.17 (h) Sumner County Sheriff's Office policy 5.13 requires that the agency shall provide information on substantiated allegations of sexual abuse or sexual harassment involving a current or former employee upon receiving a request from an institutional employer for whom such employee has applied to work. Interview with the PREA Coordinator confirmed this practice. Request from other agencies would be forwarded to the PREA Coordinator. At the time of the onsite review, the PREA Coordinator had not received such a request. The PREA Coordinator did state he would disclose the necessary information as it would pertain to sexual harassment or sexual abuse if asked. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.18 Upgrades to facilities and technologies

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**

B. Interviews

- 1. Jail Administrator**

C. Other

- 1. Observation during Site Review**

The following delineates the audit findings regarding this standard:

115.18 (a) Sumner County Jail Policy 5.13 requires when designing or acquiring any new facility and in planning any substantial expansion or modification of existing facilities, the agency shall consider the effect of the design, acquisition, expansion, or modification upon the agency's ability to protect inmates from sexual abuse. The Jail Administrator advised that during this audit cycle there have been no expansions or modifications to this facility; however, the Jail Administrator has taken a proactive approach and has added several additional cameras in the facility to enhance a culture of sexual safety. The additional cameras covered known blind spots. These additions (primarily inmate work and programming areas) were due to Sumner County's commitment to ensure safety for both staff and inmates. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.18 (b) Sumner County Jail requires when installing or updating a video monitoring system, electronic surveillance system, or other monitoring technology, the agency shall consider how such technology may enhance the agency's ability to protect inmates from sexual abuse. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

During this audit cycle there has been some enhancements to the video technology at this facility. All identified blind spots were addressed and staff as well as inmates confirmed during interviews they felt safer with the changes in place.

Standard 115.21 Evidence protocol and forensic medical examinations

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**
- 4. Memorandum of Understanding**

B. Interviews

- 1. PREA Compliance Officer**
- 2. PREA Investigator**
- 3. PREA Coordinator**
- 4. Random Staff**

The following delineates the audit findings regarding this standard:

115.21 (a) and (b) Sumner County Jail policy 5.13 Prison Rape Elimination Act page 13 complies with all elements of this standard. The agency follows a uniform evidence protocol that maximizes the potential for obtaining usable physical evidence for administrative proceedings. The Sumner County Sheriff's Office investigates all PREA complaints for potential criminal activity and maintains a close working relationship with the County Prosecutor and the Sumner County Sheriff's Office investigator on each case. Interview with the PREA Coordinator confirms this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.21 (c) Sumner County Jail policy 5.13 states that Sumner County Jail offers all victims of sexual abuse access to forensic medical examinations at the Sumner Regional Medical Center without financial cost, where evidentiary or medically appropriate. Such examinations are to be performed by Sexual Assault Forensic Examiners (SAFEs) or Sexual Assault Nurse Examiners (SANEs) as required. Interview with the PREA Manager confirms this practice. There was no incidents in the past 12 months were this was applicable; the one alleged victim had been release from custody prior to the agency's knowledge of an alleged incident. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.21 (d) The Sumner County Jail has entered into a Memorandum of Understanding with Sexual Assault Center of Nashville which agrees to provide outside victim advocacies services to the inmates. The services of these victim advocates has not been requested or used by the inmates during this audit cycle. There was no incidents in the past 12 months were this was applicable; the one alleged victim had been release from custody prior to the agency's knowledge of an alleged incident. Interview with the agency's PREA Coordinator confirms this process. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.21 (e) Sumner County Jail has entered into a Memorandum of Understanding with Sexual Assault Center of Nashville which agrees to provide outside victim advocacies services to the inmates upon request. The facility also makes available to the victim a qualified agency staff member, upon request by the victim, who will accompany and support the victim through the forensic medical examination process and investigatory interviews and provide emotional support, crisis intervention, information, and referrals as warranted. There was no incidents in the past 12 months were this was applicable; the one alleged victim had been release from custody prior to the agency's knowledge of an alleged incident. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.21 (f) The Sumner County Jail is responsible for administrative and criminal investigations with the Sumner County Sheriff's Office shall conduct all criminal investigations covering all aspects of this standard. Interview with the PREA Compliance Officer and PREA Investigator and random staff confirms this process. Therefore, this part of the standard is not applicable to this facility.

Standard 115.22 Policies to ensure referrals of allegations for investigations

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**
- 4. Referral Documentation**

B. Interviews

- 1. Jail Administrator**
- 2. PREA Investigator**

C. Other

- 1. Agency's Website**

The following delineates the audit findings regarding this standard:

115.22 (a) Notated in policy 5.13 Prison Rape Elimination Act pages 12 and 13, the Sumner County Jail is required to investigate ALL PREA complaints received at this facility. All potential criminal activity is referred to the PREA Investigator assigned to the Sumner County Jail for the Sumner County Sherriff's Office. This was corroborated by interviews with the Jail Administrator and PREA Investigator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.22 (b) All PREA allegations are investigated by the Sumner County Jail for potential criminal activity. If it is determined that the allegation involves potential criminal activity, it is referred to the PREA Investigator of the

Sumner County Sheriff's Office for criminal investigation and prosecution as warranted. This policy is published on the agency website www.sumnersheriff.com as required. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.22 (c) The Sumner County Jail refers all criminal allegations for investigation to the designated PREA Investigator of the Sumner County Sheriff's Office. The requirements of this part of the standard are outlined in the policy that is posted on the website, www.sumnersheriff.com. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.31 Employee Training

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**
- 4. Employee Training Files (10)**
- 5. Acknowledgement Training Form**
- 6. PREA training curriculum and video**

B. Interviews

- 1. Random Staff**
- 2. Training Personnel**

The following delineates the audit findings regarding this standard:

115.31 (a) Sumner County Jail training curriculum illustrates training all their employees who have contact with inmates on:

- (1) Its zero-tolerance policy for sexual abuse and sexual harassment;
- (2) How to fulfill their responsibilities under agency sexual abuse and sexual harassment prevention, detection, reporting, and response policies and procedures;
- (3) Inmates' right to be free from sexual abuse and sexual harassment;
- (4) The right of inmates and employees to be free from retaliation for reporting sexual abuse and sexual harassment;
- (5) The dynamics of sexual abuse and sexual harassment in confinement;
- (6) The common reactions of sexual abuse and sexual harassment victims;
- (7) How to detect and respond to signs of threatened and actual sexual abuse;
- (8) How to avoid inappropriate relationships with inmates;

- (9) How to communicate effectively and professionally with inmates, including lesbian, gay, bisexual, transgender, intersex, or gender nonconforming inmates; and
- (10) How to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities.

Review of ten employee training records confirmed staff PREA training is being conducted with all staff. Training records are stored in the Tennessee Corrections Institute Portal. The TCI Portal is supported by the Tennessee Corrections Institute; it tracks correctional training for every county in the state of Tennessee. Reviewing the TCI Portal, the auditor could clearly determine employee’s completion of “New Hire” training and Annual In-service. Employees sign a Training Acknowledgement form that signifies they have received and understand the PREA training. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.31 (b) Policy 5.13 Prison Rape Elimination Act pages 7-9, the training is tailored to both male and female gender of the inmates at Sumner County Jail. Review of the training curriculum and training material discuss the agency’s policy with regards to male/female searches and transgender searches corroborates. The training specifies who and how male/female search procedures. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.31 (c) The Training Staff provided a report containing all staff that had been PREA trained which confirmed the requirements needed to meet the standard and proved that all current staff was trained within one year of the effective date of the PREA standards. All staff receive annual refresher PREA training during in-service which meets the requirements of this standard. Training records are stored in the Tennessee Corrections Institute Portal. Reviewing the TCI Portal, the auditor could clearly determine employee’s completion of “New Hire” training and Annual In-service. Interviews with random staff reflect this practice. Therefore, the facility meets this part of the standard during this audit.

115.31 (d) Sumner County Jail documents, through employee signature the Sumner County Sheriff’s Office Employee PREA Training Acknowledgement Form, that all employees understand the training they have received. Training records are stored in the Tennessee Corrections Institute Portal. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.32 Volunteer and contractor training

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff’s Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13, Prison Rape Elimination Act**
- 4. Training Files**
- 5. Training curriculum, video and training brochure**

6. Training Acknowledgement Form

B. Interviews

1. Volunteers

2. Contractors

The following delineates the audit findings regarding this standard:

115.32 (a) Sumner County Jail Policy 5.13, Prison Rape Elimination Act page 5, ensures all volunteers and contractors who have contact with inmates have been trained on their responsibilities under Sumner County Jail's sexual abuse and sexual harassment prevention, detection, and response policies and procedures. Review of training curriculum, PREA video and PREA brochure confirms this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.32 (b) The level and type of training provided to volunteers and contractors is based on the services they provide and level of contact they have with inmates, but all volunteers and contractors who have contact with inmates are notified of Sumner County Jail's zero-tolerance policy regarding sexual abuse and sexual harassment and their requirements to report such incidents. The training curriculum is detailed in Sumner County policy and procedure as it pertains to PREA. Random interviews with volunteers and contractors confirmed they were aware of the jail's zero-tolerance and reporting requirements. Volunteers and contractors were well versed in First Responder duties. During the past 12 months, there were no volunteers or contractors who acted as First Responders to a sexual abuse incident. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.32 (c) Sumner County Jail documents through signature on the Sumner County Sheriff's Office PREA Training Acknowledgement Form that volunteers and contractors understand the training they have received. The review of four training files confirms this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.33 Inmate education

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**
- 4. Intake Files**
- 5. Inmate Training Records (10)**
- 6. PREA Training Acknowledgement Forms**
- 7. Reassessment Documentation**

B. Interviews

- 1. Intake Staff**
- 2. Random Inmates**

C. Other

- 1. PREA Video**
- 2. LEP Training Material**

The following delineates the audit findings regarding this standard:

115.33 (a) During the intake process, inmates receive information explaining Sumner County Jail's zero-tolerance policy regarding sexual abuse and sexual harassment and how to report incidents or suspicions of sexual abuse or sexual harassment. This information is both in English and Spanish pamphlet form. Inmates sign a receipt for the PREA Informational Pamphlet (End the Silence). All ten inmate files reviewed showed compliance. Interviews with random inmates and intake staff confirmed this process. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.33 (b) Within 30 days of intake, Sumner County Jail provides comprehensive education to the inmates, administered by video, regarding their rights to be free from sexual abuse and sexual harassment and to be free from retaliation for reporting such incidents, and regarding agency policies and procedures for responding to such incidents. Approximately 12 random computer inmate printouts were requested and then provided showing inmates who have watch the video; all inmates checked were in compliance. The PREA Compliance Officer takes the video to each housing unit weekly and shows the video. There were 2 inmates did not remember if they had watched the PREA orientation video utilized for the more in depth training. The training log did show both inmates had signed a form acknowledging they had watched the video. Random interviews with both English speaking and Spanish speaking inmates confirmed they did watch the video. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.33 (c) Sumner County Jail policy 5.13 Prison Rape Elimination Act pages 9 and 10 illustrate inmates are provided such education within one year of the effective date of the PREA standards to all its inmates, Sumner County operates one facility; therefore, there are no inter-agency facility transfers. Random inmate interviews confirms this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.33 (d) Sumner County Jail provides inmate education in formats accessible to all inmates, including those who are limited English proficient, deaf, visually impaired, or otherwise disabled, as well as to inmates who have limited reading skills. If needed, staff will be assigned to assist the inmate with disabilities. The facility has TDD phones to assist inmates with these disabilities. A functionality test was successfully performed on the TDD phone by the PREA Compliance Officer. The only LEP inmates at the time of the site review were Hispanic. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

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

115.33 (f) Sumner County Jail does provide the inmates with posters in inmate accessible areas, pamphlets received upon intake, and an inmate handbook on the pod kiosks in English and Spanish outlining the zero-tolerance policy regarding sexual abuse and sexual harassment and how to report incidents or suspicions of sexual abuse or sexual harassment. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.34 Specialized training: Investigations

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy**
- 4. Training File (10)**
- 5. Training Curriculum**

B. Interviews

- 1. PREA Investigator**

The following delineates the audit findings regarding this standard:

115.34 (a) Sumner County Jail policy Prison Rape Elimination Act page 10 mandates specialized training for the agency's PREA Investigator. In addition to the annual in-service PREA training provided to all employees Sumner County Jail ensures that the investigators have received training in conducting investigations in confinement settings. The PREA Investigator completed the National Institute of Corrections course on investigating sexual assaults in a confinement setting. The PREA investigator is also a POST certified Law Enforcement Officer in the state of Tennessee. The PREA Investigator is a graduate of the Federal Bureau of Investigation (FBI). The PREA Investigator has over 25 years of Law Enforcement experience. Review of training files and interview with the PREA Investigator support these two training events. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.34 (b) Specialized training curriculum includes techniques for interviewing sexual abuse victims, proper use of Miranda and Garrity warnings, sexual abuse evidence collection in confinement settings, and the criteria and evidence required to substantiate a case for administrative action or prosecution referral. Interview with the PREA Investigator review of the training curriculum illustrated he did receive specialized training. The PREA Investigator completed the National Institute of Corrections course on investigating sexual assaults in a confinement setting. The PREA investigator is also a POST certified Law Enforcement Officer in the state of Tennessee. The PREA Investigator is a graduate of the Federal Bureau of Investigation (FBI). Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.34 (c) Sumner County Jail maintains documentation that agency investigators have completed the required specialized training in conducting sexual abuse investigations in the appropriate training file. The PREA investigator is also a POST certified Law Enforcement Officer in the state of Tennessee. The PREA Investigator is a graduate of the Federal Bureau of Investigation (FBI). The auditor found the facility PREA Investigator to

be very knowledgeable in PREA; and could easily regurgitate the training he received. The PREA Investigator explained parameters when Maranda and Garrity would be utilized and also went referrals for prosecution would be requested. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.35 Specialized training: Medical and mental health care

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff’s Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy**
- 4. Training File**
- 5. Training Curriculum**

B. Interviews

- 1. Medical and Mental Health Staff**

The following delineates the audit findings regarding this standard:

115.35 (a) Sumner County Jail policy Prison Rape Elimination Act page 10 mandates specialized PREA training for all Medical and Mental Health Staff. The PREA Specialized Medical/Mental Health training video, curriculum provided, training file Sumner County Jail review and staff interviews revealed the agency has provided specialized training to all its medical and mental health staff on how to detect and assess signs of sexual abuse and sexual harassment, how to preserve physical evidence, how to respond effectively and professionally to victims of sexual abuse and sexual harassment and how to report allegations of sexual abuse and sexual harassment. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.35 (b) The medical staff at this facility does not conduct forensic exams. Therefore, this part of the standard is not applicable to this facility.

115.35 (c) Sumner County Jail contracts with Southern Health Partners for medical and mental health services. The agency maintains documentation that all medical and mental health practitioners have received specialized training. Specialized training consisted of the National Institute of Corrections course for medical and mental health staff on dealing with sexual abuse incidents in a confinement setting. Interviews with both Medical and Mental Health Staff confirmed they have received the specialized training. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.35 (d) Medical and mental health care practitioners with Southern Health Partners also receive the annual training mandated for all employees, contractors, and volunteers. The review of the training files and

interviews with medical and mental health staff corroborated such training. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.41 Screening for risk of victimization and abusiveness

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**
- 4. Screening Tool**
- 5. Reassessment Documentation**

B. Interviews

- 1. PREA Manager**
- 2. PREA Coordinator**
- 3. Screening Staff**
- 4. Random Inmates**

The following delineates the audit findings regarding this standard:

115.41 (a) Sumner County Jail policy 5.13 Prison Rape Elimination Act page 11 and 12 ensures that all inmates are assessed during intake and upon transfer to another facility for risk of being sexually abused by other inmates or sexually abusive toward other inmates. Interviews with random inmates and Intake staff confirm this practice. Review of random inmate files also corroborated this procedure; files were selected based upon the selection of a particular cell for each housing unit and upon information obtained by the auditor during random inmate interviews. The facility's average monthly intake is approximately 800; the auditor review 20 random screenings. All screening reviewed appeared to properly be completed and within the prior time frame. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.41 (b) The Sumner County Jail provided documentation proving compliance with the standard that all inmates are screened for their risk of being sexually abused by other inmates or being sexually abusive toward other inmates normally upon intake but no later than 72 hours of arrival at the facility. All screening reviewed appeared to properly be completed and within the prior time frame. The agency utilizes the PREA Risk Assessment form. Interviews with Screening Staff confirm this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.41 (c) The Sumner County Jail's policy 5.13 Prison Rape Elimination Act pages 11 and 12 outlines the agency's practice. Based on the documentation provided and inmate file reviews the facility utilizes an

objective screening instrument that covers all aspects of this standard. The results of the screening are based on the answers given. The agency utilizes the PREA Risk Assessment form. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.41 (d) The intake screening instrument used considers, at a minimum, the following criteria to assess inmates for risk of sexual victimization:

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

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

115.41 (e) The agency's PREA Risk Assessment screening tool considers prior acts of sexual abuse, prior convictions for violent offenses, and history of prior institutional violence or sexual abuse, as known to Sumner County Jail, in assessing inmates for risk of being sexually abusive. Interviews are conducted one-on-one and in a private location due to the sensitive nature of the questions asked. Interviews with screening staff confirm this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.41 (f) Within 30 days from the inmate's arrival, the Sumner County Jail will reassess the inmate's risk of victimization or abusiveness based upon any additional, relevant information received by Sumner County Jail since the intake screening. The PREA Compliance Officer meets each inmates face-to-face with the 30-day window to determine if any new or additional information is provided since the initial screening. Interview with the Compliance Officer and records review confirmed this practice is being followed. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.41 (g) Sumner County Jail will reassess an inmate's risk level when warranted due to a referral, request, incident of sexual abuse, receipt of additional information that bears on the inmate's risk of sexual victimization or abusiveness. The results of the screening are based on the answers given. Review of the investigative files reviewed that one incident shall have triggered a rescreening; however, the victim had been released prior to the investigation. Interview with the PREA Coordinator confirmed rescreening's are completed when warranted. Upon review the 5 investigative files; rescreens were completed as required by this section of the standard. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.41 (h) Sumner County Jail does not discipline inmates for refusing to answer screening questions or not disclosing complete information. Interview with the PREA Coordinator confirms this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.41 (i) Sumner County Jail implements appropriate controls on the dissemination of responses to questions asked pursuant to this standard in order to ensure that sensitive information is not exploited to the inmate's detriment by staff or other inmates. Based on policy review, interview with the Compliance Officer, and interviews with the staff responsible for completing the screening, all information gathered on the screening instrument is restricted to staff making housing, work and program assignments. Completed screening are

secured; accessible by only Medical Staff and the PREA Compliance Officer. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.42 Use of screening information

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff’s Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**
- 4. Transgender Housing Form**

B. Interviews

- 1. LGBTI**
- 2. Screening Staff**
- 3. Compliance Officer**
- 4. Jail Administrator**
- 5. PREA Coordinator**

C. Personal Observation

The following delineates the audit findings regarding this standard:

115.42 (a) According to policy 5.13 Prison Rape Elimination Act page 12, Sumner County Jail uses information from the risk screening to decide housing, bed, work, education, and program assignments with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive. During the site review, the auditor randomly reviewed housing and programming for screened inmates; all housing and programming reviewed were found appropriate. At no time did the auditor find any evidence of anyone overriding the PREA screening results. Interviews with the PREA Coordinator, Jail Administrator and PREA Compliance Officer support this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.42 (b) Sumner County Jail makes individualized determinations about how to ensure the safety of each inmate. The agency utilizes a numbering system on the facility’s inmate rosters. Numbers are assigned to inmates based on the results of the PREA screening. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.42 (c) Sumner County Jail outlines the procedures to be followed in deciding whether to assign a transgender inmate to a facility for male or female inmates, and the process for making housing and programming assignments, on case by case basis as required by this standard. A PREA Housing and Programs Review Form is completed for all transgender inmates by members of the Sexual Assault Response Team. SART is made up of members of the Security Team, Medical, PREA Coordinator and PREA Compliance Officer. Based on interview with the LBGTI inmate housed at this facility the inmate confirmed feeling safe at the facility and felt staff considered the inmate’s safety when making housing and programming assignments. At the time of the site review, Sumner County did not have any transgender or intersex inmates. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.42 (d) Sumner County Jail outlines the procedures for placement and programming assignments of each transgender or intersex inmate being reassessed at least twice per year to review any threats to safety experienced by the inmate as required by this standard. At the time of the site review, Sumner County did not have any transgender or intersex inmates. Based on interviews with the self-reported LBGTI inmates, they felt staff considered the inmate’s safety when making housing and programming assignments. The inmates also confirmed the supervisory staff frequently inquiries about the inmate’s safety and are quick to respond to safety related issues. Documentation provided by the Compliance Officer revealed that a review was conducted and documented every six months as required. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.42 (e) Sumner County Jail requires that a transgender and intersex inmate’s own views regarding their own safety are documented and be given serious consideration. At the time of the site review, Sumner County did not have any transgender or intersex inmates. Based on interview with the LBGTI inmate housed at this facility the inmate confirmed feeling safe at the facility and felt staff considered the inmate’s safety regarding housing assignments. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.42 (f) Sumner County Jail policy 5.13 Prison Rape Elimination Act page 12, requires that transgender and intersex inmates be given the opportunity to shower separately from other inmates. At the time of the site review, Sumner County did not have any transgender or intersex inmates. Random interviews of staff, clearly indicated that staff are aware of this policy. The LBGTI inmate confirmed during interview with this auditor being given the opportunity to shower separately. However, the inmate also stated that the showers at this facility are covered and allows all inmates privacy. The decision for housing and programs placement for a transgender inmate is documented on the Sumner County Jail’s “PREA Housing and Programs Review Form.” Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.42 (g) Sumner County Jail policy 5.13 Prison Rape Elimination Act page 12, does not place lesbian, gay, bisexual, transgender, or intersex inmates in dedicated facilities, units, or wings solely on the basis of such identification or status, unless such placement is in a dedicated facility, unit, or wing established in connection with a consent decree, legal settlement, or legal judgment for the purpose of protecting such inmates. The auditor’s observation during the site review corroborated this procedure; inmates were not found to be placed in any particular housing unit in the facility based on LBGTI related information. The Jail Administration confirms this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.43 Protective custody

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**

B. Interviews

- 1. Jail Administrator**
- 2. Segregated Housing Staff**

The following delineates the audit findings regarding this standard:

115.43 (a) Inmates at high risk for sexual victimization are not placed in involuntary segregated housing unless an assessment of all available alternatives has been made, and a determination has been made that there is no available alternative means of separation from likely abusers. The Sumner County Jail policy 5.13 Prison Rape Elimination Act outlines the procedures to ensure compliance with this standard. Staff and inmate interviews revealed no incidents of involuntary segregated housing being used for this purpose during the past 12 months at this facility; therefore there were no 30 day reviews. Interview with the Jail Administrator supported this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.43 (b) Inmates placed in segregated housing for this purpose have access to programs, privileges, education, and work opportunities to the extent possible. If Sumner County Jail restricts access to programs, privileges, education, or work opportunities, Sumner County Jail documents the opportunities that have been limited, the duration of the limitation; and the reasons for such limitations. Staff and inmate interviews revealed no incidents of involuntary segregated housing being used for this purpose during the past 12 months at this facility; therefore there were no 30 day reviews. Interviews with inmates that screened at risk confirmed this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.43 (c) According to policy 5.13, Sumner County Jail assigns such inmates to involuntary segregated housing only until an alternative means of separation from likely abusers can be arranged, and such an assignment does not ordinarily exceed a period of 30 days. Staff and inmate interviews revealed no incidents of involuntary segregated housing being used for this purpose during the past 12 months at this facility; therefore there were no 30 day reviews. Confirmation of the practice was provided during interviews with staff assigned to segregation units. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.51 Inmate reporting

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**

B. Interviews

- 1. Compliance Officer**
- 2. Random Staff**
- 3. Random Inmates**

C. Other

- 1. Posters/Handouts**
- 2. Observation During Site Review**

The following delineates the audit findings regarding this standard:

115.51 (a) Sumner County Jail policy 5.13 Prison Rape Elimination Act page 12, provides multiple internal ways for inmates to report incidents of abuse or harassment. They can report verbally, in writing to staff or the agency's mailing address, dialing the internal and external hotlines provided and/or through report of a third party. Information was readily seen during site review. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.51 (b) Sumner County Jail provides at least one way for inmates to report abuse or harassment to a public or private entity or office that is not part of Sumner County Jail, and that is able to receive and immediately forward inmate reports of sexual abuse and sexual harassment to agency officials, allowing the inmate to remain anonymous upon request. The Sumner County Jail has by Memorandum of Understanding provided the address and phone number for Sexual Assault Center of Nashville to the inmates satisfying the requirements of this standard. Auditor observed the reporting telephone numbers are posted near the phones in each housing unit; the word CONFIDENTIAL is posted above the numbers. The external reporting hotline was tested during the site review; a representative from the sexual assault center answered the auditors call. The phone system functioned properly; the conversation was clear and without static. The representative discussed her responsibilities it she received a call from an inmate of sexual abuse. The representative was very professional. During the past 12 months, Sumner County has not housed an inmate solely for immigration status; provision would be made for the detainee to contact his/her consular. During the past 12 months, there were no reports of sexual abuse from the external hotline. All reports during the past 12 months were reported to staff members or Internal Affairs. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.51 (c) Sumner County Jail policy 5.13 requires all staff to accept reports made verbally, in writing, anonymously and from third parties. During the past 12 months, no reports were made anonymously or by a third party. All reports during the past 12 months were reported to staff members or Internal Affairs. All allegations shall be promptly documented and reported to the supervisor. All reports are considered confidential. Interviews with random staff and the PREA Investigator confirmed this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.51 (d) Sumner County Jail staff may privately report sexual abuse and sexual harassment to the Jail Administrator, a supervisor, Internal Affairs, or the PREA external telephone number. During the past 12 months, no reports were made anonymously or by a third party. All reports during the past 12 months were reported to staff members or Internal Affairs. Interviews with random staff illustrated they did know how to privately report sexual abuse and sexual harassment. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.52 Exhaustion of administrative remedies

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**

B. Interviews

- 1. Jail Administrator**
- 2. PREA Coordinator**

115.52 (a) The agency investigates any report of sexual abuse and takes appropriate actions whether or not such information is received in the form of a grievance. During the past 12 months, Sumner County Jail has not received a grievance concerning sexual abuse. Interview with the Jail Administrator confirms this process. The agency is in compliance with this section of the standard.

115.52 (b) The agency does not impose a time limit on when an inmate may submit a grievance regarding an allegation of sexual abuse. Interview with the PREA Coordinator confirms this practice. Therefore, the agency complies with this section of the standard.

115.52 (c) The Sumner County Jail policy 5.13 Prison Rape Elimination Act pages 18 and 19, state the agency will ensure that an inmate alleges sexual abuse may submit a grievance without submitting it to a staff member who is the subject of the complaint. During the past 12 months, Sumner County Jail has not received a grievance concerning sexual abuse. Additionally, such grievances will not be referred to the staff member who is the subject of the complaint. Therefore, the agency is in compliance.

115.52 (d) According to policy 5.13 page 18, the agency will investigate the matter and render a determination within 90 days. An extension of up to 70 days to issue a determination may be taken if the facts and circumstances require, and the complainant is notified in writing of the extension and the date that a determination will be made. At any level of the administrative process, including the final level, if the complainant does not receive a response within the time allotted for reply, including any properly noticed

extension, the inmate complainant may consider the absence of a response to be a denial at this level. During the past 12 months, Sumner County Jail has not received a grievance concerning sexual abuse. Interview with the PREA Coordinator reiterates this process; therefore the agency is found to be in compliance with section of the standard.

115.52 (e) Sumner County Jail policy 5.13 Prison Rape Elimination Act page 18, states third parties including fellow inmates, staff members, family members, attorneys and outside advocates, shall be permitted to assist inmates in filing requests for administrative remedies related to allegations of sexual abuse and shall also be permitted to file such requests on behalf of inmates. If the inmate declines to have the request processed on his or her behalf, the agency shall document the inmate’s decision. During the past 12 months, Sumner County Jail has not received a grievance concerning sexual abuse. The PREA Coordinator confirmed this process. Therefore, the agency complies with this section of the standard.

115.52 (f) The Sumner County Jail policy 5.13 Prison Rape Elimination Act page 18 and 19 states when an inmate is subject to a substantial risk of imminent threat of sexual abuse, the inmate may file a grievance through the grievance process on the kiosk system and the grievance will be considered an emergency grievance. The initial response to the grievance must be made within 48 hours and the final determination must be made within 5 calendar days, except in circumstances of county holidays and significant events. The agency’s immediate focus must be to take action to prevent the potential sexual abuse. Corrective and protective action must be pursued promptly. Policy 5.13 mandates that staff must treat the information as confidential, only to be revealed to their supervisors in the chain-of-command to ensure prompt action is taken. During the past 12 months, Sumner County Jail has not received a grievance concerning sexual abuse. Interview with the Jail Administrator confirms this practice; therefore the agency complies with this standard.

Standard 115.53 Inmate access to outside confidential support services

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff’s Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**
- 4. Memorandum of Understanding**

B. Interviews

- 1. Random Inmates**
- 2. Inmates who have reported sexual abuse and/or sexual harassment**

The following delineates the audit findings regarding this standard:

115.53 (a) The Sumner County Jail policy 5.13 Prison Rape Elimination Act page 19 and 20 details the inmate's access to outside confidential support services. The agency has entered into a Memorandum of Understanding with the Sexual Assault Center of Nashville which agrees to provide confidential outside victim advocacies services to the inmates at Sumner County Jail. The mailing address and telephone number for this agency are made available to all inmates at the facility; information is on the kiosk and pamphlet received during the intake process. Auditor observed the information is several forms and locations throughout the facility. Sumner County Jail enables reasonable communication between inmates and these organizations and agencies, in as confidential a manner as possible. Sumner County does not house inmates solely for immigration purposes. Immigration (ICE) does place holds on inmates with local charges; once the local charge(s) is released – Immigration has 48 hours to pick up the detainee. During interviews with random inmates, the vast majority of inmates were aware of this service. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.53 (b) Sumner County Jail informs inmates, prior to giving them access, of the extent to which such communications will be monitored and the extent to which reports of abuse will be forwarded to authorities in accordance with mandatory reporting laws. Random inmate interviews confirmed this practice. All calls to the Sexual Assault Center of Nashville are not recorded. Inmates that had reported sexual abuse stated they did not ask for the services but did know of their availability. The auditor did test the phone system while on site. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.53 (c) Sumner County Jail maintains a Memorandum of Understanding with the Sexual Assault Center of Nashville; the agency provides emotional support services to victims of sexual abuse. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.54 Third-party reporting

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**

B. Interviews

- 1. PREA Coordinator**
- 2. Random Inmate**

C. Other

- 1. Agency Website**

The following delineates the audit findings regarding this standard:

115.54 (a) The Sumner County Jail policy 5.13 Prison Rape Elimination Act appropriately documents third-party reporting procedures. The agency provides multiple methods for receiving third-party reports of sexual abuse and sexual harassment on the agency website at: www.sumnersheriff.com. The information available on the website explains how to report sexual abuse and sexual harassment on behalf of an inmate. The facility takes all reports seriously no matter how they are received and investigates each reported incident. During the past 12 months there have not been any third party reports of sexual abuse. Random inmate interview; as well as, PREA Coordinator interview confirmed compliance. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.61 Staff and agency reporting duties

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff’s Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**

B. Interviews

- 1. Jail Administrator**
- 2. PREA Coordinator**
- 3. Medical and Mental Health Staff**
- 4. Random Staff**

The following delineates the audit findings regarding this standard:

115.61 (a) Sumner County Jail policy 5.13 Prison Rape Elimination Act page 12 requires all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding an incident of sexual abuse or sexual harassment that occurred in a facility, whether or not it is part of Sumner County Jail; retaliation against inmates or staff who reported such an incident; and any staff neglect or violation of responsibilities that may have contributed to an incident or retaliation. Jail Administrator and random staff interviews confirmed employees understanding with reporting requirements. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.61 (b) Sumner County Jail requires apart from reporting to designated supervisors or officials, staff do not reveal any information related to a sexual abuse report to anyone other than to the extent necessary, as specified in agency policy, to make treatment, investigation, and other security and management decisions. Interview with the Jail Administrator supported this process. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.61 (c) Sumner County Jail requires medical and mental health practitioners to report sexual abuse immediately to the security staff supervisor. Medical and mental health practitioners are required to inform the inmates of their duty to report, and the limitations of confidentiality, at the initiation of services. During the past 12 months there has not been an incident requiring medical nor mental health practitioners to complete this procedure. This was confirmed during interviews with Southern Health Partner's staff. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.61 (d) If the alleged victim is under the age of 18 or considered a vulnerable adult under a State or local vulnerable persons statute, Sumner County Jail reports the allegation to the designated state or local services agency. During the past 12 months, Sumner County Jail has not housed anyone under the age of 18 or anyone considered a vulnerable adult. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.61 (e) Sumner County Jail reports all allegations of sexual abuse and sexual harassment, including third-party and anonymous reports, to the PREA investigator as required. During the past 12 months, Sumner County has not received an anonymous or third party report of sexual abuse. PREA Coordinator and random staff interviews confirmed this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.62 Agency protection duties

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

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.

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**

The following delineates the audit findings regarding this standard:

115.62 (a) Policy and staff training requires all staff to take immediate action and staff acknowledged during their interviews the requirement of all staff to protect inmates when it is learned that an inmate at the Sumner County Jail is subject to a substantial risk of imminent sexual abuse. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.63 Reporting to other confinement facilities

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**
- 4. Reporting Documentation**

B. Interviews

- 1. PREA Coordinator**
- 2. Jail Administrator**

The following delineates the audit findings regarding this standard:

115.63 (a) Upon receiving an allegation that an inmate was sexually abused while confined at another facility, the head of Sumner County Jail that received the allegation notifies the head of the facility or appropriate office where the alleged abuse occurred. This policy is detailed in 5.13 on pages 13 and 14. Interview with the Jail Administrator confirmed this practice. During the past 12 months, Sumner County has not made a notification to another agency pertaining to sexual abuse. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.63 (b) and (c) Such notification is provided as soon as possible, but no later than 72 hours after receiving the allegation, and all actions would be thoroughly documented by the PREA Coordinator. During the past 12 months, Sumner County has not made a notification to another agency pertaining to sexual abuse. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.63 (d) Upon receiving a call from an outside facility that an inmate had been sexually abused while in the custody of the Sumner County Jail. The allegation is referred immediately to the PREA Investigator to be investigated. The PREA Coordinator confirmed this practice. During the past 12 months, Sumner County has not received a notification from another agency pertaining to sexual abuse. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.64 Staff first responder duties

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**
- 4. Training Records**

B. Interviews

- 1. First Responders**
- 2. Random Staff**

The following delineates the audit findings regarding this standard:

115.64 (a) Sumner County Jail policy 5.13 pages 14 and 15 outlines the responsibilities of all staff members receiving an allegation of sexual abuse to follow these guidelines:

- (1) Separate the alleged victim and abuser;
- (2) Preserve and protect any crime scene until appropriate steps can be taken to collect any evidence;
- (3) If the abuse occurred within a time period that still allows for the collection of physical evidence, request that the alleged victim not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating; and
- (4) If the abuse occurred within a time period that still allows for the collection of physical evidence, ensure that the alleged abuser does not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.64 (b) Sumner County Jail policy 5.13 Prison Rape Elimination Act mandates when the first staff responder is not a security staff member, they shall advise the alleged victim not to take any actions that could destroy physical evidence, and then notify security staff immediately. During random interviews, staff were well versed in the step-by-step process. Staff were familiar with notifications, importance of separation and evidence protection. Staff were aware their responsibilities did not include collection of evidence, unless the evidence would be lost or destroyed otherwise. Supervisors were also aware their coordinated response duties. The auditor confirmed compliance based on interviews with inmates who reported sexual abuse and training records of non-security staff. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.65 Coordinated response

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff’s Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy**
- 4. Coordinated Response Form**

B. Interviews

- 1. Jail Administrator**

The following delineates the audit findings regarding this standard:

115.65 (a) Policy 5.13 outlines Sumner County Jail’s comprehensive written plan to coordinate actions taken in response to an incident of sexual abuse, among staff first responders, medical and mental health practitioners, investigators and facility leadership. The plan clearly defines the roles and responsibilities of each person involved and the procedures to be followed in detail. Interviews with the Jail Administrator and SART members confirmed their knowledge of the response plan. Shift Supervisors complete a “PREA Incident Checklist” for every report of sexual abuse. Therefore, the agency is found to be in compliance with this standard.

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

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff’s Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**

B. Interviews

- 1. Jail Administrator**

The following delineates the audit findings regarding this standard:

115.66 (a) Employees are subject to disciplinary sanctions up to termination for violating Sumner County Jail policies on sexual abuse and sexual harassment. The Jail Administrator advised that the Sumner County Jail has not entered into any collective bargaining agreements during this audit cycle. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.67 Agency protection against retaliation

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff’s Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**
- 4. Retaliation Form for Staff and Inmate**

B. Interviews

- 1. Jail Administrator**
- 2. Retaliation Monitor**

The following delineates the audit findings regarding this standard:

115.67 (a) Sumner County Jail has a policy 5.13 Prison Rape Elimination Act page 20 details the agency’s commitment to protect all inmates and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other inmates or staff, and designates which staff members or departments are charged with monitoring retaliation. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.67 (b) Sumner County Jail has multiple protection measures, such as housing changes or transfers for inmates, victims or abusers, removal of alleged staff or inmate abusers from contact with victims, and emotional support services for inmates or staff that fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigations. Two separate forms are utilized (staff and inmate) in documenting the monitoring. The Jail Administrator is responsible for retaliation monitoring; this was confirmed during an interview with the Jail Administrator. All Retaliation Monitoring documents were reviewed from the reported incidents in the past 12 months; each covered the details of the standard and were found to be thorough and properly completed. There was not an incident in the past 12 months, were a “reporter” had any issue with regards to retaliation. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.67 (c) For at least 90 days following a report of sexual abuse, Sumner County Jail monitors the conduct and treatment of inmates or staff who reported the sexual abuse and of inmates who were reported to have suffered sexual abuse to see if there are changes that may suggest possible retaliation by inmates or staff, and

act promptly to remedy any such retaliation. There is periodic status checks performed and documented. Sumner County Jail's monitoring includes any inmate disciplinary reports, housing, or program changes, or negative performance reviews or reassignments of staff. Such monitoring continues beyond 90 days if the initial monitoring indicates a continuing need. This is detailed in policy 5.13 on page 20. All Retaliation Monitoring documents were reviewed from the reported incidents in the past 12 months; each covered the details of the standard and were found to be thorough and properly completed. There was not an incident in the past 12 months, where a "reporter" had any issue with regards to retaliation. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.67 (d) If any other individual who cooperates with an investigation expresses a fear of retaliation, Sumner County Jail takes appropriate measures to protect that individual against retaliation. An interview with the Jail Administrator confirmed this practice. All Retaliation Monitoring documents were reviewed from the reported incidents in the past 12 months; each covered the details of the standard and were found to be thorough and properly completed. There was not an incident in the past 12 months, where a "reporter" had any issue with regards to retaliation. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.68 Post-allegation protective custody

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**

B. Interviews

- 1. Jail Administrator**
- 2. Segregated Housing Staff**

115.68 (a) Sumner County Jail prohibits offenders who have alleged sexual abuse to be placed in involuntary segregated housing. If segregated housing is used, the same provisions as outlined in policy 5.13 would apply. Interviews with the facility administration and segregation staff revealed that involuntary segregation has not been used for this purpose in the past 12 months; therefore, there were not any subsequent monitoring documentation. The Jail Administrator stated that if separation was required to protect the offender, they would be placed in segregation for no longer than 72 hours. Interviews with Segregated Housing Staff supported the policy and procedure. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.71 Criminal and administrative agency investigations

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

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.

Evidence Reviewed:

A. Documents

1. **Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
2. **PREA Compliance Audit Instrument Checklist**
3. **Policy 5.13 Prison Rape Elimination Act**
4. **Investigative Files**
5. **Training Curriculum**

B. Interviews

1. **Jail Administrator**
2. **PREA Coordinator**
3. **PREA Manager**
4. **Investigator**
5. **Inmates who reported sexual abuse**

The following delineates the audit findings regarding this standard:

115.71 (a) Sumner County Jail policy 5.13 Prison Rape Elimination Act pages 15 and 16 states the PREA Investigator conducts an investigation immediately when notified of an allegation of sexual abuse and sexual harassment. All five investigative files from the past 12 months were reviewed and it appeared that the investigations were conducted promptly, documented thoroughly, and objectively for all allegations; there were no third-party or anonymous reports within the past 12 months. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (b) Based on training curriculums provided, investigators training file review, and investigative staff interviews, it was evident the facility provided, in addition to the general training received by all employees, specialized training to all its investigators. This training included techniques for interviewing sexual abuse victims, proper use of Miranda and Garrity warnings, sexual abuse evidence collection in confinement settings and the criteria and evidence required to substantiate a case for administrative action or prosecution referral. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (c) The Sumner County Jail PREA Investigator gathers and preserves direct and circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data; takes photos of the alleged crime scene, reviews incident and shift reports, interview alleged victims, suspected perpetrators, and witnesses; and review prior complaints and reports of sexual abuse involving the suspected perpetrator. The PREA Investigator detailed this practice during the interview with the auditor. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (d) When the quality of evidence appears to support criminal prosecution, Sumner County Jail refers the case to the Sumner County District Attorney's office for the criminal prosecution. Review of investigative files confirmed this practice. Compelling interviews are completed once approved by the Sumner County District Attorney's Office. The practice was confirmed during an interview with the PREA Investigator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (e) The credibility of an alleged victim, suspect, or witness is assessed on an individual basis and is not determined by the person's status as inmate or staff. The inmate who alleges sexual abuse is not required to submit to a polygraph examination or other truth-telling device as a condition for proceeding with the investigation of such an allegation. Interview with the PREA Coordinator/Investigator demonstrated compliance with the Sumner County Jail's policy. Review of all five investigative files from the past 12 months corroborated this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (f) Sumner County Jail administrative investigations include efforts to determine whether staff actions or failures to act contributed to the abuse; and are documented in written reports that include a description of the physical and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings. This is found in policy 5.13 page 16. Review of all five investigative files corroborated this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (g) Sumner County Jail criminal investigations are documented by the Sumner County Sheriff's Office PREA Investigator in a written report that contains a thorough description of physical, testimonial, and documentary evidence and attaches copies of all documentary evidence where feasible. Investigative files are kept secure in the PREA Investigator's Office. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (h) Sumner County Jail refers all allegations to the Sumner County Sheriff's Office PREA Investigator for investigation and prosecution when warranted. If the PREA Investigator substantiates an allegation, the PREA Investigator will refer the investigation to the Sumner County District Attorney's Office. During the past 12 months, the PREA Investigator referred on case to the Sumner County District Attorney's Office for prosecution; at the time of the on-site visit, the case was still being reviewed by the Sumner County District Attorney's Office. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (i) Policy 5.13 states the Sumner County Jail retains all written reports for as long as the alleged abuser is incarcerated or employed by Sumner County Jail, plus five years. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (j) The departure of the alleged abuser or victim from employment or control of the Sumner County Jail or agency does not provide a basis for terminating an investigation. One investigation fell within this parameter; it was investigated even though the victim was release prior to reporting the alleged assault. Interview with the Jail Administrator confirmed compliance. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (k) The Sumner County Sheriff's Office PREA Investigator conducts criminal sexual abuse investigations pursuant to the requirements of this standard. Sumner County Jail policy 5.13, outlines the requirements of the criminal investigation and complies with all aspects of this standard. No outside entity is responsible for such investigations. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (l) Sumner County Jail refers all criminal cases to the Sumner County District Attorney's Office and cooperates with their attorneys during the entire investigation. The facility remains informed of the progress of the investigation through communication between the PREA Investigator and the Sumner County District

Attorney's Office agent handling the case. Review of investigative files confirmed compliance with this standard. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.72 Evidentiary standard for administrative investigations

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**
- 4. Investigative File Review (Evidentiary Standard)**

B. Interviews

- 1. PREA Investigator**

The following delineates the audit findings regarding this standard:

Sumner County Jail imposes no standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated. All PREA allegations begin as potential criminal investigations; if no criminality occurred, the allegation will then be treated as a potential administrative investigation. This is documented in Sumner County Jail policy 5.13 Prison Rape Elimination Act page 16. Interview with the PREA Investigator corroborates this practice. All five investigative files were reviewed and also corroborated this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.73 Reporting to inmates

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**
- 4. Notification Documentation**

B. Interviews

- 1. Jail Administrator**
- 2. PREA Investigator**
- 3. Inmates who reported sexual abuse**

The following delineates the audit findings regarding this standard:

115.73 (a) Based on Sumner County Jail policy 5.13, it was confirmed that following an investigation into an inmate's allegation he/she suffered sexual abuse in the facility, the inmate was to be informed whether the allegation had been determined to be substantiated, unsubstantiated, or unfounded. The documentation provided confirmed the inmates were provided this notification on the Sumner County Jail Inmate PREA Allegation Status Notification Form; the inmate's signature was present on the document. The inmates are required to sign the form documenting acknowledgement of this notification as required. File review indicates this practice is being followed. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.73 (b) The agency conducts its own PREA investigations. Therefore, the facility is exempt with this part of the standard during this audit.

115.73 (c) Based on Sumner County Jail practice and documentation provided, it was confirmed that following an inmate's allegation that a staff member has committed sexual abuse against the inmate, the PREA Investigator shall subsequently inform the inmate (unless the agency has determined that the allegation is unfounded) whenever:

- (1) The staff member is no longer posted within the inmate's unit;
- (2) The staff member is no longer employed at the facility;
- (3) The agency learns that the staff member has been indicted on a charge related to sexual abuse within the Sumner County Jail; or
- (4) The agency learns that the staff member has been convicted on a charge related to sexual abuse within the Sumner County Jail

The documentation review of the five investigative files confirmed the inmates were provided this notification on the Sumner County Jail Inmate PREA Allegation Status Notification Form. The inmates are required to sign the form documenting acknowledgement of this notification as required. Interview with inmates that have reported confirm this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.73 (d) Following an inmate's allegation they had been sexually abused by another inmate, Sumner County Jail subsequently informs the alleged victim whenever the facility learns that the alleged abuser has been indicted on a charge related to sexual abuse within the facility; or Sumner County Jail learns that the alleged abuser has been convicted on a charge related to sexual abuse within the facility. The documentation provided confirmed the inmates were provided this notification on the Sumner County Jail Inmate PREA Allegation Status Notification Form. The inmates are required to sign the form documenting acknowledgement of this notification

as required. Interview with the Jail Administrator corroborates this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.73 (e) All such notifications or attempted notifications are documented on the Sumner County Jail Inmate PREA Allegation Status Notification Form. Examples were reviewed by the auditor. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.73 (f) Policy outlines the agency's obligation to report under this standard terminates if the inmate is released from Sumner County Jail's custody. The PREA Investigator corroborated policy 5.13 was being followed. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.76 Disciplinary sanctions for staff

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**

B. Interviews

- 1. Jail Administrator**

The following delineates the audit findings regarding this standard:

115.76 (a) and (b) Staff are subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies. Termination is the presumptive disciplinary sanction for staff who have engaged in sexual abuse. There were no disciplinary sanctions imposed on staff for PREA violations within the past 12 months. Interview with the Jail Administrator confirms the agency's policy. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.76 (c) Disciplinary sanctions for violations of agency policies relating to sexual abuse or sexual harassment (other than actually engaging in sexual abuse) are commensurate with the nature and circumstances of the acts committed, the staff member's disciplinary history, and the sanctions imposed for comparable offenses by other staff with similar histories. There were no disciplinary sanctions imposed on staff for PREA violations within the past 12 months. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.76 (d) Policy 5.13 delineates that all terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, are reported to law enforcement, unless the activity was clearly not criminal, and to any relevant licensing bodies. Interview with the Jail Administrator confirms the agency's policy. There were no disciplinary sanctions imposed on staff for PREA violations within the past 12 months. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.77 Corrective action for contractors and volunteers

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**

B. Interviews

- 1. Jail Administrator**
- 2. PREA Coordinator**

Based upon review of Sumner County Jail Prison Rape Elimination Act policy page 4, documentation provided, Jail Administrator and PREA Coordinator interviews. The following delineates the audit findings regarding this standard:

115.77 (a) Any contractor or volunteer who engages in sexual abuse is prohibited from contact with inmates and are reported to law enforcement, unless the activity was clearly not criminal, and to relevant licensing bodies. During the past 12 months, there were no contractors or volunteers who were perpetrators in a substantiated PREA investigation. Interview with the Jail Administrator confirms this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.77 (b) Sumner County Jail takes appropriate remedial measures, and considers whether to prohibit further contact with inmates, in the case of any other violation of agency sexual abuse or sexual harassment policies by a contractor or volunteer. During the past 12 months, there were no contractors or volunteers who were perpetrators in a substantiated PREA investigation. Interview with the PREA Coordinator corroborated this process. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.78 Disciplinary sanctions for inmates

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**

B. Interviews

- 1. Jail Administrator**
- 2. PREA Coordinator**

The following delineates the audit findings regarding this standard:

115.78 (a) Policy 5.13 page 4 notes inmates are subject to disciplinary sanctions pursuant to a formal disciplinary process following an administrative finding that the inmate engaged in inmate-on-inmate sexual abuse or following a criminal finding of guilt for inmate-on-inmate sexual abuse. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.78 (b) Sanctions are commensurate with the nature and circumstances of the abuse committed, the inmate's disciplinary history, and the sanctions imposed for comparable offenses by other inmates with similar histories. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.78 (c) The disciplinary process considers whether an inmate's mental disabilities or mental illness contributed to his or her behavior when determining what type of sanction, if any, should be imposed. The Jail Administrator stated this would be considered. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.78 (d) The Mental Health staff offers therapy, counseling, or other interventions designed to address and correct underlying reasons or motivations for the abuse, Sumner County Jail does not require the offending inmate to participate in such interventions as a condition of access to programming or other benefits. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.78 (e) Sumner County Jail disciplines an inmate for sexual contact with staff only upon a finding that the staff member did not consent to such contact. Interview with the PREA Coordinator confirmed this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.78 (f) Policy 5.13 states a report of sexual abuse made in good faith based upon a reasonable belief that the alleged conduct occurred does not constitute falsely reporting an incident or lying, even if an investigation

does not establish evidence sufficient to substantiate the allegation. Interview with the PREA Coordinator confirmed this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.78 (f) The Jail Administrator advised that Sumner County Jail prohibits all sexual activity between inmates and may discipline inmates for such activity. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

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

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**
- 4. Memorandum of Understanding**

B. Interviews

- 1. Medical and Mental Health Staff**
- 2. Intake Screening Staff**

The following delineates the audit findings regarding this standard:

115.81 (a) and (c) If the screening indicates the inmate has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, the Intake Screening staff at the Sumner County Jail ensures the inmate is offered a follow-up meeting with the medical and/or mental health staff within 14 days of the intake screening as required by this part of the standard. Interview with Intake Screening Staff corroborated this practice. All inmates are required to be seen by the medical staff within 14 day from intake is required by the Tennessee Corrections Institute. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.81 (b) If the screening indicates an inmate has previously perpetrated sexual abuse, whether it occurred in an institutional setting or in the community, the medical staff at the Sumner County Jail ensures the inmate is offered a follow-up meeting with mental health staff within 14 days of the intake screening as required by this part of the standard. All inmates are required to be seen by the medical staff within 14 day from intake is required by the Tennessee Corrections Institute. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.81 (d) Sumner County Jail requires that any information related to sexual victimization or abusiveness that occurred in the facility is strictly limited to medical and mental health practitioners and other staff, as necessary, to inform treatment plans and security and management decisions, including housing, bed, work,

education, and program assignments, or as otherwise required by Federal, State, or local law. Such information is maintained in the secure office of the Medical Staff. Interviews with medical and mental health staff confirm compliance with Sumner County policy. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.81 (e) Sumner County Jail requires Southern Health Partners to obtain informed consent from inmates before reporting information about prior sexual victimization that did not occur in the facility, unless the inmate is under the age of 18. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.82 Access to emergency medical and mental health services

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Southern Health Partners Policy and Procedure Manual for Health Services in Jails**
- 4. Medical and Mental Health Records**

B. Interviews

- 1. Medical and Mental Health Staff**
- 2. Inmates who reported sexual abuse**

The following delineates the audit findings regarding this standard:

115.82 (a) Sumner County Jail has a Memorandum of Understanding with the Sexual Assault Center of Nashville to treat inmate victims of sexual abuse. The facility also has medical and mental health staff at the facility ensuring inmates receive timely, unimpeded access to emergency medical treatment and crisis intervention services, the nature and scope of which are determined by medical and mental health practitioners according to their professional judgment. Interviews with medical and mental health staff confirm this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.82 (b) Sumner County Jail has procedures to follow when no qualified medical or mental health practitioners are on duty at the time a report of recent abuse is made, security staff first responders take preliminary steps to protect the victim and shall immediately notify the appropriate medical and mental health practitioners. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.82 (c) Sumner County Jail ensures inmate victims of sexual abuse while incarcerated are offered timely information about and timely access to emergency contraception and sexually transmitted infections

prophylaxis, in accordance with professionally accepted standards of care, where medically appropriate. This practice is stated in Southern Health Partners' Policy and Procedure Manual for Health Services in Jails. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.82 (d) Sumner County Jail requires that all treatment services provided to the victim are without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident. Policy 5.13 and medical file review confirm this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

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

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Southern Health Partners Policy and Procedure Manual for Health Services in Jails**
- 4. Policy 5.13 Prison Rape Elimination Act**
- 5. Medical and Mental Health Records**

B. Interviews

- 1. Medical and Mental Health Staff**
- 2. Inmates who reported sexual abuse**

The following delineates the audit findings regarding this standard:

115.83 (a) Sumner County Jail offers medical and mental health evaluations and, as appropriate, treatment to all inmates who have been victimized by sexual abuse in any facility. In the past 12 months, there were no incidents where these services needed to be utilized. Staff was well versed if an incident did occur. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.83 (b) Sumner County Jail mandates that the evaluations and treatment of such victims include, as appropriate, follow-up services, treatment plans, and, when necessary, referrals for continued care following their transfer to, or placement in, other facilities, or their release from custody. In the past 12 months, there were no incidents where these services needed to be utilized. Staff was well versed if an incident did occur. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.83 (c) Sumner County Jail requires that medical and mental health staff provide all victims with medical and mental health services consistent with the community level of care. Interviews with medical and mental health staff corroborated this process. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.83 (d and e) Based on Sumner County Jail documentation requires inmate victims of sexually abusive vaginal penetration, while incarcerated, shall be offered pregnancy tests and timely information about, and access to, all pregnancy-related medical services that are lawful in the community as required by this standard. In the past 12 months, there were no incidents were these services needed to be utilized. Staff was well versed if an incident did occur. This practice is stated in Southern Health Partners' Policy and Procedure Manual for Health Services in Jails. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.83 (f) Sumner County Jail requires that medical and mental health staff provide inmate victims of sexual abuse while incarcerated tests for sexually transmitted infections as medically appropriate. In the past 12 months, there were no incidents were these services needed to be utilized. Staff was well versed if an incident did occur. This practice is stated in Southern Health Partners' Policy and Procedure Manual for Health Services in Jails. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.83 (g) Sumner County Jail requires that medical and mental health staff provide treatment services to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident. In the past 12 months, there were no incidents were these services needed to be utilized. Staff was well versed if an incident did occur. Policy 5.13 mandates this practice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.83 (h) Sumner County Jail is exempt from this section of the standard. (Prisons Only)

Standard 115.86 Sexual abuse incident reviews

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**
- 4. Incident Review Records**

B. Interviews

1. Jail Administrator

2. PREA Manager

3. Incident Review Team Members

The following delineates the audit findings regarding this standard:

115.86 (a) Sumner County Jail policy 5.13 page 21 notates the Sumner County Jail conducts a sexual abuse incident review at the conclusion of every sexual abuse investigation, including where the allegation has not been substantiated, unless the allegation has been determined to be unfounded. The PREA Compliance Manger reiterated this process during the auditor's interview. During the past 12 months, one incident was reviewed. None of the criteria as outlined in this standard was identified as a factor in the incident. Committee members signed and dated the documents. The date was found to be within the 30 day timeframe as required. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.86 (b) Sumner County Jail ensures that these reviews occur within 30 days of the conclusion of the investigation and documents the review on the "Sexual Abuse Incident Review Report" form. File review indicated this process fell within the guidelines of the standard. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

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

115.86 (d) The review team considers whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse; whether the incident or allegation was motivated by race; ethnicity; gender identity; lesbian, gay, bisexual, transgender, or intersex identification, status, or perceived status; or gang affiliation; or was motivated or otherwise caused by other group dynamics at the facility; and they examine the area in Sumner County Jail where the incident allegedly occurred to assess whether physical barriers in the area may enable abuse; assess the adequacy of staffing levels in that area during different shifts; assess whether monitoring technology should be deployed or augmented to supplement supervision by staff. The agency has deployed an excellent PREA after action review form which addresses all elements of the standard. Sumner County Jail conducts an incident review for all cases and reviews all findings telephonically with the agency wide PREA Coordinator for additional clarification and guidance. During the past 12 months, one incident was reviewed. None of the criteria as outlined in this standard was identified as a factor in the incident. Committee members signed and dated the documents. The date was found to be within the 30 day timeframe as required. Therefore, the facility exceeds the intent of this part of the standard.

115.86 (e) Sumner County Jail shall implement the recommendations for improvement, or shall document its reasons for not doing so. During the past 12 months, one incident was reviewed. None of the criteria as outlined in this standard was identified as a factor in the incident. Committee members signed and dated the documents. The date was found to be within the 30 day timeframe as required. There were no recommendations made based off the 30 day review of this incident. Documentation review and interview with the Jail Administrator confirms this process. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.87 Data collection

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff’s Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**
- 4. Annual Report**

B. Interviews

- 1. PREA Coordinator**

The following delineates the audit findings regarding this standard:

115.87 (a), (b) and (c) Sumner County Jail collects accurate, uniform data for every allegation of sexual abuse at facilities under its direct control using a standardized instrument and set of definitions, and aggregates the incident-based sexual abuse data at least annually. This process is detailed in policy 5.13 Prison Rape Elimination Act page 21. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

The incident-based data collected is based on the most recent version of the Survey of Sexual Violence conducted by the Department of Justice. Statistical data from the last 12 months was reviewed and the auditor found the data was sufficient. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.87 (d) Sumner County Jail maintains, reviews, and collects data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews. Interview with the PREA Coordinator confirmed compliance with agency’s policy. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.87 (e) Sumner County Jail does not contract its inmates to other facilities. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

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

Standard 115.88 Data review for corrective action

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**
- 4. Annual Report**

B. Interviews

- 1. Jail Administrator**
- 2. PREA Coordinator**
- 3. PREA Manager**

C. Other

- 1. Agency Website**

The following delineates the audit findings regarding this standard:

115.88 (a) Sumner County Jail policy 5.13 page 21 and 22 details the agency reviews data collected to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including identifying problem areas; taking corrective action on an ongoing basis; and preparing an annual report of its findings and corrective actions for each facility, as well as Sumner County Jail as a whole. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.88 (b) Such reports includes a comparison of the current year's data and corrective actions with those from prior years and provide an assessment of Sumner County Jail's progress in addressing sexual abuse. This was confirmed during interviews with the PREA Manager and PREA Coordinator Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.88 (c) Sumner County Jail's report is approved by the Sheriff and made readily available to the public through its website www.sumnersheriff.com. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.88 (d) Sumner County Jail may redact specific material from the reports when publication would present a clear and specific threat to the safety and security of the facility, but must indicate the nature of the material redacted. This was substantiated by the Jail Administrator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

Standard 115.89 Data storage, publication, and destruction

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

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.

Evidence Reviewed:

A. Documents

- 1. Sumner County Sheriff's Office Pre-Audit Questionnaire/Audit Files**
- 2. PREA Compliance Audit Instrument Checklist**
- 3. Policy 5.13 Prison Rape Elimination Act**

B. Interviews

- 1. PREA Coordinator**
- 2. PREA Manager**

C. Other

- 1. Agency Website**

The following delineates the audit findings regarding this standard:

115.89 (a) through (d) Sumner County Jail PREA Coordinator makes all aggregated sexual abuse data, readily available to the public at least annually through the agency website: www.sumnersheriff.com

Sumner County Jail policy 5.13 page 22 states that all reports are securely retained and maintained for at least 10 years after the date of the initial collection unless Federal, State, or Local law requires otherwise. This policy was corroborated by information obtained in interviews with the PREA Manager and PREA Coordinator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

AUDITOR CERTIFICATION

I certify that:

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

Brian D. Bivens

May 15, 2017

Auditor Name

Date