

PREA AUDIT: AUDITOR'S SUMMARY REPORT

ADULT PRISONS & JAILS



Name of facility:		Western Virginia Regional Jail	
Physical address:		5885 West River Road, Salem VA 24153	
Date report submitted:		November 2, 2014	
Auditor Information		Katherine Brown	
Address:		12121 Little Road Suite 286 Hudson, Florida 34667	
Email:		Kbrown2828@yahoo.com	
Telephone number:		727-470-4123	
Date of facility visit:		October 29-31, 2014	
Facility Information			
Facility mailing address:		same	
Telephone number:			
The facility is:	<input type="checkbox"/> Military	<input type="checkbox"/> County	<input type="checkbox"/> Federal
	<input type="checkbox"/> Private for profit	<input checked="" type="checkbox"/> Municipal	<input type="checkbox"/> State
	<input type="checkbox"/> Private not for profit		
Facility Type:	<input checked="" type="checkbox"/> Jail	<input type="checkbox"/> Prison	
Name of PREA Compliance Manager:		Lori Fadorick	Title: ACA Manager
Email address:		lori.fadorick@wvarj.org	Telephone number: 540-378-3709
Agency Information			
Name of agency:		Western Virginia Regional Jail	
Governing authority or parent agency: (if applicable)		Western Virginia Regional Jail Authority	
Physical address:		5885 West River Road, Salem VA 24153	
Mailing address: (if different from above)		same	
Telephone number:		540-378-3700	
Agency Chief Executive Officer			
Name:	Bobby Russell	Title:	Superintendent
Email address:	Bobby.russell@wvarj.org	Telephone number:	540-378-3701
Agency-Wide PREA Coordinator			
Name: N/A		Title:	
Email address:		Telephone number:	

AUDIT FINDINGS

NARRATIVE:

The audit of Western Virginia Regional Jail was conducted on October 29-31, 2014 by Katherine Brown, Certified PREA auditor. The areas toured were a total of twenty seven housing units. There are twenty general population units' three medical units' one holding unit and three administrative detention/segregation unit. Plus I toured the kitchen, laundry, programs area, and work areas.

An entrance meeting was held with facility staff. The following people were in attendance: Bobby Russell, Superintendent; David Cox, Deputy Superintendent; Lori Fadorick PREA Coordinator; Lt. Rick Hiner PSU Lieutenant; Derek Stokes, Captain Assistant Security Commander; and Chad Keller, Captain, Assistant Services Commander.

Following the entrance meeting I toured the Western Virginia Regional Jail from 8:15 – 9:30. On the tour with me was, Lori Fadorick and Lt. Hiner.

The night before the audit I asked for an alpha listing of all inmates housed at the facility and randomly selected one inmate from each housing unit as well as any inmates who were limited English speaking or had hearing/vision impairment to be interviewed. There were no hearing/vision impairment inmates, I did interview three limited English speaking inmates using the Language Line. I also asked for any inmate who was transgender/intersex and interviewed four LGBTBI inmates. I also asked for a shift roster and randomly selected staff to interview.

On day one of the audit I toured the facility and conducted all the specialized interviews. Day two of the audit I conducted the twelve random staff interviews on both shifts and the 20 random inmates. Day three I reviewed investigation files; personnel files and training records.

There was only one sexual assault/harassment allegation cases, (within the past year) and it was unfounded.

DESCRIPTION OF FACILITY CHARACTERISTICS:

The Western Virginia Regional Jail located at 5885 West River Road, Salem, Virginia was built due to the overcrowded and potentially unsafe conditions in the local jails, which at the time were operating at two to three times their rated capacities. The Counties of Franklin, Montgomery, Roanoke and the City of Salem entered into discussions in 2004 to consider the formation of an authority to construct and operate a regional jail.

The decision to build a regional jail rather than expand or renovate the local jails was based in part on the state's funding mechanism which reimburses up to 50 percent of the cost of a regional jail but only 25 percent of the cost of a local jail. In addition, the local jails were situated in such a way as to make it difficult to successfully renovate or expand them.

The Western Virginia Regional Jail was designed to accommodate the current and future inmate populations of its four member jurisdictions. The state-of-the-art facility was designed to be environmentally friendly and to minimize its impact on the neighboring community. The facility is approximately 265,000 square feet and has a rated capacity of 605 inmates. Due to an increase in population, additional beds were added to expand the bed count to 805 general purpose beds.

The facility has a total of six housing units plus 60 bed segregation cells used to house medical observation; disciplinary and segregation inmates.

As you enter the facility off of the lobby to the North are the administrative offices, armory, classroom, fitness room and roll call and to the South of the lobby is the property room, intake and classification as well as various offices. Once inside the secure portion of the facility the main corridor consists of programs area, recreation, law library; indoor recreation yard and various multipurpose rooms and classrooms. To the north of the corridor there are three housing units consisting of four pods each, housing 24-48 inmates each. The South side of the facility contains three housing units consisting of 4 pods each, housing 24-48 inmates, as well as the segregation unit, medical; intake; kitchen; laundry and the maintenance area.

SUMMARY OF AUDIT FINDINGS:

Number of standards exceeded: 2

Number of standards met: 39

Number of standards not met:

Number of standards not applicable: 2

**Standard
number
here**

**§115.11 - Zero tolerance of sexual abuse and sexual harassment; PREA
coordinator**

- Exceeds Standard (substantially exceeds requirement of standard)
- X 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 comments, including corrective actions needed if does not meet
standard**

Based on SOP 17.01; memo and organization chart. Based on interviews with PREA Compliance Manager.

Western Virginia Regional Jail has a written policy mandating zero tolerance toward all forms of sexual abuse and sexual harassment and outlines Western Virginia Regional Jail's approach to preventing, detecting, and responding to such conduct.

Western Virginia Regional Jail employs an upper-level, PREA compliance manager with sufficient time and authority to develop, implement, and oversee agency efforts to comply with the PREA standards.

**Standard
number
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115.12 Contracting with other agencies for 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)
- X Not applicable

**Auditor comments, including corrective actions needed if does not meet
standard**

WVRJ does not contract for the confinement of their inmates.

**Standard
number
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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 comments, including corrective actions needed if does not meet standard

Based on review of SOP 17.01 IV A and SOP 11.10 as well as review of Staffing plan, annual review of plan and duty post logs. Based on interview with Superintendent: PREA Compliance Manager.

Western Virginia Regional Jail has developed, documented, and made its best efforts to comply on a regular basis with a staffing plan that provides for adequate levels of staffing and uses video monitoring, to protect inmates against sexual abuse.

In circumstances where the staffing plan was not complied with, the facility documented and justified all deviations from the plan on the duty post logs.

Western Virginia Regional Jail completes an annual review, in consultation with the PREA coordinator required by § 115.11, to assess, determine, and document whether adjustments are needed.

Standard number here

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)

Auditor comments, including corrective actions needed if does not meet standard

Reviewed SOP 17.01 pg. 5 Based on interview with line staff. Currently there are no juveniles housed at this facility.

A youthful inmate is not placed in a housing unit in which the youthful inmate has sight, sound, or physical contact with any adult inmate through use of a shared dayroom or other common space, shower area, or sleeping quarters.

In areas outside of housing units, Western Virginia Regional Jail either maintains sight and sound separation between youthful inmates and adult inmates, or provides direct staff supervision when youthful inmates and adult inmates have sight, sound, or physical contact.

**Standard
number
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115.15 Limits to cross gender viewing and searches

Exceeds Standard (substantially exceeds requirement of standard)

X 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 comments, including corrective actions needed if does not meet standard

Reviewed SOP 17.01 pg. 5, 11.10 C and duty rosters, academy schedule, search lesson plan.

The facility does not conduct cross-gender strip searches or cross-gender visual body cavity searches (meaning a search of the anal or genital opening) except in exigent circumstances or when performed by medical practitioners. In the event a cross gender search is done the facility documents all cross-gender strip searches and cross-gender visual body cavity searches.

The facility has policies and procedures that enable inmates to shower, perform bodily functions, and change clothing without nonmedical staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks. Such policies and procedures require staff of the opposite gender to announce their presence when entering an inmate housing unit.

The facility does not search or physically examine a transgender or intersex inmate for the sole purpose of determining the inmate's genital status. If the inmate's genital status is unknown, it is determined during conversations with the inmate, by reviewing medical records, or, if necessary, by learning that information as part of a broader medical examination conducted in private by a medical practitioner.

Western Virginia Regional Jail trains security staff in how 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.

**Standard
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115.16 Inmates with disabilities and limited English speaking

Exceeds Standard (substantially exceeds requirement of standard)

X 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 comments, including corrective actions needed if does not meet standard

Based on SOP 17.01 pg. 6 and language line 877-963-7466 as well as language line usage log. Based on random inmate and staff interviews and based on interview with limited English speaking inmates.

Western Virginia Regional Jail 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 Western Virginia Regional Jail's 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.

Western Virginia Regional Jail 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.

Standard number here	115.17 Hiring and promotion decisions
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Exceeds Standard (substantially exceeds requirement of standard)

X 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 comments, including corrective actions needed if does not meet standard

Based on review of SOP 17.01 pg. 6 & 7; SOP 2.01 IV. G.3. PREA Disclosure form, Interviews questions deputy/civilian; samples of VCIN log book and background investigations on two officers. Based on interview with Human Resource Director and background investigator. Review of personnel files.

Western Virginia Regional Jail does not hire or promote anyone who may have contact with inmates, and does not enlist the services of any contractor who may have contact with inmates, who has engaged in sexual abuse in any criminal justice facility, 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.

Western Virginia Regional Jail considers any incidents of sexual harassment in determining whether to hire or promote anyone, or to enlist the services of any contractor, who may have contact with inmates.

Western Virginia Regional Jail performs a criminal background records check before enlisting the services of any contractor who may have contact with inmates performs a records check at least every five years of current employees and contractors who may have contact with inmates.

The Superintendent or Assistant Superintendent provides information on substantiated allegations of sexual abuse or sexual harassment involving a former employee upon receiving a request from an institutional employer for whom such employees has applied to work.

Standard number here	115.18 Upgrades to facilities and technology
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- 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 comments, including corrective actions needed if does not meet standard

Reviewed SOP 17.01. Based on interview of Superintendent.

When installing or updating a video monitoring system, electronic surveillance system, or other monitoring technology, Western Virginia Regional Jail considers how such technology may enhance Western Virginia Regional Jail’s ability to protect inmates from sexual abuse. There have been no substantial or modifications to existing facility.

Standard number here	115.21 Evidence protocol and forensic medical exams
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- 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 comments, including corrective actions needed if does not meet standard

Reviewed SOP 17.01 and MOU with CASA Citizens Assisting and Sheltering the Abused and MOU with Roanoke County Police Department. G.O. 12.3.10 Roanoke County Police Department; Evidence Handling & Laboratory Capabilities Guide dated September 2012. Based on interview with SANE/SAFE staff and PREA compliance manager.

To the extent Western Virginia Regional Jail is responsible for investigating allegations of sexual abuse; Western Virginia Regional Jail follows a uniform evidence protocol that maximizes the potential for obtaining usable physical evidence for administrative proceedings and criminal prosecutions

Western Virginia Regional Jail offers all victims of sexual abuse access to forensic medical examinations, performed at Roanoke Memorial Hospital without financial cost, where evidentiary or medically appropriate. Such examinations are performed by Sexual Assault Forensic Examiners (SAFEs) or Sexual Assault Nurse Examiners (SANEs) where possible.

Western Virginia Regional Jail makes available to the victim a victim advocate from CASA Citizens Assisting and Sheltering the Abused.

As requested by the victim, a victim advocate accompanies and supports the victim through the forensic medical examination process and investigatory interviews and provide emotional support, crisis intervention, information, and referrals.

To the extent Western Virginia Regional Jail itself is not responsible for investigating allegations of sexual abuse, Western Virginia Regional Jail requests that the investigating agency follow the requirements listed above. Criminal charges are referred to Roanoke County Police Department for investigation.

**Standard
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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 comments, including corrective actions needed if does not meet standard

Reviewed SOP 11.14 III. A. 1 MOU with Roanoke County Police Department and Incidents 14-0725-126 and 14-0410-736. Based on interview with Superintendent and investigative staff.

Western Virginia Regional Jail ensures that an administrative or criminal investigation is completed for all allegations of sexual abuse and sexual harassment.

Western Virginia Regional Jail has a policy that ensures allegations of sexual abuse or sexual harassment are referred for investigation to an agency with the legal authority to conduct criminal investigations, unless the allegation does not involve potentially criminal behavior. Western Virginia Regional Jail publishes such policy on its website www.wvarj.org/PREA. Western Virginia Regional Jail documents all such referrals.

If a separate entity is responsible for conducting criminal investigations, such publication describes the responsibilities of both Western Virginia Regional Jail and Roanoke County Police Department.

Standard number here	115.31 Employee training
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- 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 comments, including corrective actions needed if does not meet standard

Based on SOP 17.01 pg. 8; Lesson plan; power point and New Officer Training; annual training printout; PREA Initial test and PREA annual test. Based on interview with random staff.

Western Virginia Regional Jail trains all 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.

The training is tailored to the gender of the inmates at the facility.

Western Virginia Regional Jail documents, through employee signature, those employees understand the training they have received.

**Standard
number
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115.32 Volunteer and contractors 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 comments, including corrective actions needed if does not meet standard

Reviewed SOP 17.01 pg. 9; Lesson Plan contract staff and ConMed; Initial Training Excel log/Medical and signature sheet for contracted staff. Based on interview with volunteer and contractors.

Western Virginia Regional Jail ensures all volunteers and contractors who have contact with inmates have been trained on their responsibilities under Western Virginia Regional Jail's sexual abuse and sexual harassment prevention, detection, and response policies and procedures.

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 Western Virginia Regional Jail's zero-tolerance policy regarding sexual abuse and sexual harassment and informed how to report such incidents.

Western Virginia Regional Jail has documentation confirming that volunteers and contractors understand the training they have received.

**Standard
number
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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 comments, including corrective actions needed if does not meet standard

Reviewed SOP 17.01 pg. 9 & 10; Inmate Handbook Based on interview with random inmates and intake staff.

During the intake process, inmates receive information explaining Western Virginia Regional Jail's zero-tolerance policy regarding sexual abuse and sexual harassment and how to report incidents or suspicions of sexual abuse or sexual harassment.

Within 30 days of intake, Western Virginia Regional Jail provides a comprehensive education to inmates through 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. On a weekly basis classification provides each housing unit a roster of all inmates committed within the previous week, during the mid-day lockdown the officer will have all the inmates listed watch the PREA video.

Western Virginia Regional 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. There is documentation of inmate participation in these education sessions recorded on the PREA training-Inmate sheet.

Standard number here	115.34 Specialized training: Investigators
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- 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 comments, including corrective actions needed if does not meet standard

Reviewed SOP 17.01 pg. 10; Training Force USA-PREA Investigations inside Correctional Facilities; training records. Based on interview with investigative staff.

In addition to the general training provided to all employees Western Virginia Regional Jail ensures that the in house investigators have received training in conducting investigations in confinement settings.

Specialized training includes techniques for interviewing sexual abuse victims, proper use of Miranda and Garrity warnings, sexual abuse evidence collection in confinement settings, and the criteria and evidence required to substantiate a case for administrative action or prosecution referral. Western Virginia Regional Jail maintains documentation that agency investigators have completed the required specialized training in conducting sexual abuse investigations.

Standard number here	115.35 Specialized training: Medical and mental health care
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Exceeds Standard (substantially exceeds requirement of standard)

X 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 comments, including corrective actions needed if does not meet standard

Reviewed SOP 17.01 pg. 10. Based on interview with mental health and medical staff.

Western Virginia Regional Jail ensures that all full and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in how to: detect and assess signs of sexual abuse and sexual harassment; preserve physical evidence of sexual abuse; respond effectively and professionally to victims of sexual abuse and sexual harassment; and how and to whom to report allegations or suspicions of sexual abuse and sexual harassment.

Western Virginia Regional Jail maintains documentation that medical and mental health practitioners have received the training.

Medical and mental health care practitioners also receive the training mandated for employees, contractors and volunteers.

**Standard
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115.41 Screening for risk of victimization and abusiveness

Exceeds Standard (substantially exceeds requirement of standard)

X 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 comments, including corrective actions needed if does not meet standard

Reviewed SOP 17.01 pg. 11 & 12. Based on interview with random inmates and intake staff responsible for screening. Only limited staff has access to the risk screening form only Medical, Mental Health and Superintendent, Lt. Superintendent as well as PREA Manager.

All inmates are assessed during an intake screening and upon transfer to another facility for risk of being sexually abused by other inmates or sexually abusive toward other inmates.

Intake screenings take place usually within a few hours except on the weekends but never more than 72 hours of arrival at the facility.

The facility uses an objective screening instrument.

The intake screening 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.

The initial screening considers prior acts of sexual abuse, prior convictions for violent offenses, and history of prior institutional violence or sexual abuse, as known to Western Virginia Regional Jail, in assessing inmates for risk of being sexually abusive.

Within 30 days from the inmate's arrival at the facility, the facility reassesses the inmate's risk of victimization or abusiveness based upon any additional, relevant information received by the facility since the intake screening.

An inmate's risk level is reassessed when warranted due to a referral, request, incident of sexual abuse, or receipt of additional information that bears on the inmate's risk of sexual victimization or abusiveness.

Inmates are not disciplined for refusing to answer, or for not disclosing complete information in response to, questions asked.

Western Virginia Regional Jail implements appropriate controls on the dissemination within the facility of responses to questions asked pursuant to this standard in order to ensure that sensitive information is not exploited to the inmate's detriment by staff or other inmates.

Standard number here	115.42 Use of screening information
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- 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 comments, including corrective actions needed if does not meet standard

Reviewed SOP 17.01 pg. 12. WVRJ has not had any transgender/intersex inmates in the past 12 months. Based on interview with PREA compliance manager and staff responsible for risk screening as well as a transgender inmate.

Western Virginia Regional 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.

Western Virginia Regional Jail makes individualized determinations about how to ensure the safety of each inmate.

In deciding whether to assign a transgender or intersex inmate to a facility for male or female inmates, and in making other housing and programming assignments, Western Virginia Regional Jail considers on a case-by-case basis whether a placement would ensure the inmate’s health and safety, and whether the placement would present management or security problems.

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

A transgender or intersex inmate’s own views with respect to his or her own safety are be given serious consideration.

Transgender and intersex inmates are be given the opportunity to shower separately from other inmates.

Western Virginia Regional Jail 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.

Standard number here	115.43 Protective custody
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- 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 comments, including corrective actions needed if does not meet standard

Reviewed SOP 17.01 pg. 12 & 13. Based on interview with Superintendent.

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. WVRJ has not placed any inmate in involuntary segregation for being at high risk of sexual victimization.

Inmates placed in segregated housing for this purpose have access to programs, privileges, education, and work opportunities to the extent possible. If the facility restricts access to programs, privileges, education, or work opportunities, the facility documents the opportunities that have been limited, the duration of the limitation; and the reasons for such limitations.

The facility assigns such inmates to involuntary segregated housing only until an alternative means of separation from likely abusers can be arranged, and such an assignment are not ordinarily exceed a period of 30 days. If involuntary segregated housing assignment is made the facility clearly documents the basis for the facility's concern for the inmate's safety; and the reason why no alternative means of separation can be arranged. Every 30 days a review is performed to determine whether there is a continuing need for separation from the general population.

Standard number here	115.51 Inmate reporting
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- 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 comments, including corrective actions needed if does not meet standard

Reviewed 17.01 pg. 13; 18.03; Intake Information Sheet; Inmate Handbook; New hire training for staff. Based on interviews with random staff and inmates.

Western Virginia Regional Jail provides multiple internal ways for inmates to privately report sexual abuse and sexual harassment, retaliation by other inmates or staff for reporting sexual abuse and sexual harassment, and staff neglect or violation of responsibilities that may have contributed to such incidents.

Western Virginia Regional 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 Western Virginia

Regional 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 inmates can dial #5 and it automatically connects them to the PREA hotline for them to report an abuse. This number is not recorded.

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

Western Virginia Regional Jail provides a method for staff to privately report sexual abuse and sexual harassment of inmates.

Standard number here	115.52 exhaustion of administrative remedies
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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 comments, including corrective actions needed if does not meet standard

Reviewed 17.01 pg. 14; 16.02 K; Inmate Grievance; only one grievance has been received.

Western Virginia Regional Jail does not impose a time limit on when an inmate may submit a grievance regarding an allegation of sexual abuse.

Western Virginia Regional Jail does not require an inmate to use any informal grievance process, or to otherwise attempt to resolve with staff, an alleged incident of sexual abuse.

Western Virginia Regional Jail ensures that an inmate who alleges sexual abuse may submit a grievance without submitting it to a staff member who is the subject of the complaint, and such grievance is not referred to a staff member who is the subject of the complaint.

Western Virginia Regional Jail issues a final agency decision on the merits of any portion of a grievance alleging sexual abuse within 90 days of the initial filing of the grievance.

Third parties, including fellow inmates, staff members, family members, attorneys, and outside advocates, are permitted to assist inmates in filing requests for administrative remedies relating to allegations of sexual abuse, and are also be permitted to file such requests on behalf of inmates.

Western Virginia Regional Jail has established procedures for the filing of an emergency grievance when the inmate is subject to a substantial risk of imminent sexual abuse.

After receiving an emergency grievance alleging a substantial risk of imminent sexual abuse, Western Virginia Regional Jail immediately forwards the grievance (or any portion thereof that alleges the substantial risk of imminent sexual abuse) to a level of review at which immediate corrective action is taken, and provides an initial response within 48 hours, and issues a final agency decision within 5 calendar days. The initial response and final agency decision documents Western Virginia Regional Jail's determination whether the inmate is in substantial risk of imminent sexual abuse and the action taken in response to the emergency grievance.

Western Virginia Regional Jail may discipline an inmate for filing a grievance related to alleged sexual abuse only where Western Virginia Regional Jail demonstrates that the inmate filed the grievance in bad faith.

**Standard
number
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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 comments, including corrective actions needed if does not meet standard

Reviewed SOP 17.01 pg. 15; 18.03; Intake Information sheet; MOU with SARA Sexual Assault Response & Awareness 9-18-14. Based on interview with random inmates and inmates who reported sexual assault.

The facility provides inmates with access to outside victim advocates for emotional support services related to sexual abuse by giving inmates mailing addresses and telephone numbers, including toll-free hotline numbers where available, of local, State, or national victim advocacy or rape crisis organizations. The facility enables reasonable communication between inmates and these organizations and agencies, in as confidential a manner as possible.

The facility 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.

Western Virginia Regional Jail maintains a memoranda of understanding with SARA Sexual Assault Response & Awareness 9-18-14.

**Standard
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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 comments, including corrective actions needed if does not meet standard

Reviewed SOP 17.01 pg. 15. Website www.wvrj.org/PREA There have been no third party reports of sexual abuse or harassment.

Western Virginia Regional Jail has a method to receive third-party reports of sexual abuse/harassment and distributes publicly, information on how to report sexual abuse and sexual harassment on behalf of an inmate.

Standard number here

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)

Reviewed 17.01 pg. 16; Flow chart for staff. Based on interviews with random staff; Superintendent and medical/mental health staff.

Western Virginia Regional Jail 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 Western Virginia Regional 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.

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.

If the alleged victim is under the age of 18 or considered a vulnerable adult under a State or local vulnerable persons statute, Western Virginia Regional Jail reports the allegation to the designated State or local services agency under applicable mandatory reporting laws.

The facility reports all allegations of sexual abuse and sexual harassment, including third-party and anonymous reports, to the facility's designated investigators.

Standard number here	115.62 Agency protection duties
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- Exceeds Standard (substantially exceeds requirement of standard)
- X 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 comments, including corrective actions needed if does not meet standard

Reviewed SOP 17.01. Based on interviews with random staff, and Superintendent.

Immediate action is taken to protect inmates when Western Virginia Regional Jail learns that an inmate is subject to a substantial risk of imminent sexual abuse. There have been no instances that an inmate was subject to substantial risk of imminent sexual abuse.

Standard number here	115.63 Reporting to other confinement facilities
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- Exceeds Standard (substantially exceeds requirement of standard)
- X 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 comments, including corrective actions needed if does not meet standard

Reviewed SOP 17.01 pg. 16 and Notification from other facility. Based on interview with Superintendent.

Upon receiving an allegation that an inmate was sexually abused while confined at another facility, the head of the facility that received the allegation notifies the head of the facility or appropriate office of the facility where the alleged abuse occurred. Such notification is provided as soon as possible, but no later than 72 hours after receiving the allegation, and all actions are thoroughly documented.

Standard number here	115.64 Staff first responder duties
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- 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 comments, including corrective actions needed if does not meet standard

Reviewed 17.01 pg. 17; Flow sheet; PREA checklist. Based on interview with security staff who are first responders and random staff.

Upon learning of an allegation that an inmate was sexually abused, the first security staff member to respond separates the alleged victim and abuser; preserves and protects any crime scene until appropriate steps can be taken to collect any evidence; and 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 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.

If the first staff responder is not a security staff member, the responder request that the alleged victim not take any actions that could destroy physical evidence, and then notify security staff.

Standard number here	115.65 Coordinated response
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- 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 comments, including corrective actions needed if does not meet standard

Reviewed SOP 17.01 pg. 17. Based on interview with Superintendent and review of Coordinated Response Plan.

The facility has a written institutional plan to coordinate actions taken in response to an incident of sexual abuse, among staff first responders, medical and mental health practitioners, investigators, and facility leadership.

**Standard
number
here**

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)
- Not applicable

Auditor comments, including corrective actions needed if does not meet standard

Based on interview with Superintendent

WVRJ does not have any collective bargaining agreements.

**Standard
number
here**

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 comments, including corrective actions needed if does not meet standard

Reviewed SOP 17.01 pg. 18. Based on interview with Superintendent and designated staff member responsible for monitoring retaliation.

Western Virginia Regional Jail has a policy to protect all inmates and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other inmates or staff, and designate which staff members or departments are charged with monitoring retaliation. There was one incident involving an alleged staff member. Investigative file was reviewed. Inmate was moved to another facility.

Western Virginia Regional Jail has multiple protection measures, such as housing changes or transfers for inmate victims or abusers, removal of alleged staff or inmate abusers from contact with victims, and emotional support services for inmates or staff that fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigations.

For at least 90 days following a report of sexual abuse, Western Virginia Regional 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 are periodic status checks performed. Items Western Virginia Regional Jail monitors include any inmate disciplinary reports, housing, or program changes, or negative performance reviews or reassignments of staff. Western Virginia Regional Jail continues such monitoring beyond 90 days if the initial monitoring indicates a continuing need.

If any other individual who cooperates with an investigation expresses a fear of retaliation, Western Virginia Regional Jail takes appropriate measures to protect that individual against retaliation.

**Standard
number
here**

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 comments, including corrective actions needed if does not meet standard

Reviewed SOP 17.01 pg. 18. Based on interview with Superintendent.

Any use of segregated housing to protect an inmate who is alleged to have suffered sexual abuse receive all the same rights and privileges as general population inmates. There have been no instances of segregation being used.

**Standard
number
here**

115.71 Criminal and administrative agency investigation

- 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 comments, including corrective actions needed if does not meet standard

Reviewed SOP 17.01 pg. 18 & 19. Based on interview with investigative staff.

When Western Virginia Regional Jail conducts its own investigations into allegations of sexual abuse and sexual harassment, it does so promptly, thoroughly, and objectively for all allegations, including third-party and anonymous reports.

Where sexual abuse is alleged, Western Virginia Regional Jail uses investigators who have received special training in sexual abuse investigations.

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

When the quality of evidence appears to support criminal prosecution, Western Virginia Regional Jail conducts compelled interviews only after consulting with prosecutors as to whether compelled interviews may be an obstacle for subsequent criminal prosecution. Criminal prosecution gets referred to Roanoke County Police Department for investigations.

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. No agency requires an inmate who alleges sexual abuse to submit to a polygraph examination or other truth-telling device as a condition for proceeding with the investigation of such an allegation.

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.

Criminal investigations are documented in a written report that contains a thorough description of physical, testimonial, and documentary evidence and attaches copies of all documentary evidence where feasible.

Substantiated allegations of conduct that appears to be criminal are referred for prosecution.

Western Virginia Regional Jail retains all written reports for as long as the alleged abuser is incarcerated or employed by Western Virginia Regional Jail, plus five years.

The departure of the alleged abuser or victim from the employment or control of the facility or agency does not provide a basis for terminating an investigation.

Based upon my interview with the Roanoke County Police Department investigator I find they exceed in this standard.

**Standard
number
here**

115.72 Evidentiary standard for administrative investigation

- Exceeds Standard (substantially exceeds requirement of standard)
- X 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 comments, including corrective actions needed if does not meet standard

Reviewed SOP 17.01 pg. 20. Based on interview with investigative staff.

Western Virginia Regional Jail imposes no standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated.

**Standard
number
here**

115.73 Reporting to inmates

- Exceeds Standard (substantially exceeds requirement of standard)
- X 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 comments, including corrective actions needed if does not meet standard

Reviewed SOP 17.01 pg. 20. Based on interview with Superintendent and investigative staff.

Following an investigation into an inmate's allegation that they suffered sexual abuse in an agency facility, Western Virginia Regional Jail informs the inmate as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded.

If Western Virginia Regional Jail did not conduct the investigation, it requests the relevant information from the investigative agency in order to inform the inmate.

Following an inmate's allegation that a staff member has committed sexual abuse against the inmate, Western Virginia Regional Jail subsequently informs the inmate (unless Western Virginia Regional Jail has determined that the allegation is unfounded) whenever

the staff member is no longer posted within the inmate's unit; the staff member is no longer employed at the facility; Western Virginia Regional Jail learns that the staff member has been indicted on a charge related to sexual abuse within the facility; or Western Virginia Regional Jail learns that the staff member has been convicted on a charge related to sexual abuse within the facility.

Following an inmate's allegation that they had been sexually abused by another inmate, Western Virginia Regional Jail subsequently informs the alleged victim whenever Western Virginia Regional Jail learns that the alleged abuser has been indicted on a charge related to sexual abuse within the facility; or Western Virginia Regional Jail learns that the alleged abuser has been convicted on a charge related to sexual abuse within the facility.

All such notifications or attempted notifications are documented.

An agency's obligation to report under this standard are terminate if the inmate is released from Western Virginia Regional Jail's custody.

**Standard
number
here**

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 comments, including corrective actions needed if does not meet standard

Reviewed 17.01 pg. 21

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.

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.

All terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, are reported to law enforcement agencies, unless the activity was clearly not criminal, and to any relevant licensing bodies.

**Standard
number
here**

115.77 Corrective action for contractors and volunteers

- Exceeds Standard (substantially exceeds requirement of standard)
- X 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 comments, including corrective actions needed if does not meet standard

Reviewed 17.01 pg. 21. Based on interview with Superintendent

Any contractor or volunteer who engages in sexual abuse is prohibited from contact with inmates and are reported to law enforcement agencies, unless the activity was clearly not criminal, and to relevant licensing bodies.

The facility takes appropriate remedial measures, and considers whether to prohibit further contact with inmates, in the case of any other violation of agency sexual abuse or sexual harassment policies by a contractor or volunteer.

There have been no allegations of sexual abuse by any contractor or volunteer.

**Standard
number
here**

115.78 Disciplinary sanctions for inmates

- Exceeds Standard (substantially exceeds requirement of standard)
- X 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 comments, including corrective actions needed if does not meet standard

Based on SOP 17.01 pg. 21. Inmate Handbook. Based on interview with medical/mental health staff

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.

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.

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 facility offers therapy, counseling, and other interventions designed to address and correct underlying reasons or motivations for the abuse, the facility does not require the offending inmate to participate in such interventions as a condition of access to programming or other benefits.

Western Virginia Regional Jail disciplines an inmate for sexual contact with staff only upon a finding that the staff member did not consent to such contact.

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.

Western Virginia Regional Jail prohibits all sexual activity between inmates and disciplines inmates for such activity.

**Standard
number
here**

115.81 Medical and Mental health screening; 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 comments, including corrective actions needed if does not meet standard

Reviewed SOP 17.01 pg. 22; PREA Screening & Follow Up with Medical/Mental Health. Based on interview with staff responsible for risk screening and medical/mental health staff.

If the screening indicates that an inmate has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, staff ensure that the inmate is offered a follow-up meeting with a medical or mental health practitioner within 14 days of the intake screening.

If the screening indicates that an inmate has previously perpetrated sexual abuse/prior sexual victimization, whether it occurred in an institutional setting or in the community,

staff ensure that the inmate is offered a follow-up meeting with a mental health practitioner within 14 days of the intake screening.

Any information related to sexual victimization or abusiveness that occurred in an institutional setting 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.

Medical and mental health practitioners obtain informed consent from inmates before reporting information about prior sexual victimization that did not occur in an institutional setting, unless the inmate is under the age of 18.

**Standard
number
here**

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 comments, including corrective actions needed if does not meet standard

Reviewed SOP 17.01 pg. 22; Incident Reports 13-0921-926 & 13-1016-085. Based on interview with medical and mental health staff.

There have been no instances of sexual abuse that required medical treatment.

Inmate victims of sexual abuse receive timely, unimpeded access to emergency medical treatment and crisis intervention services, the nature and scope of which are determined by medical and mental health practitioners according to their professional judgment.

If 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 immediately notify the appropriate medical and mental health practitioners.

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.

Treatment services are provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident.

**Standard
number
here**

115.83 ongoing medical and mental health care for sexual abuse victims

Exceeds Standard (substantially exceeds requirement of standard)

X 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 comments, including corrective actions needed if does not meet standard

Reviewed SOP 17.01 pg. 23 based on interview with medical/mental health staff.

There have been no instances of sexual abuse that required medical treatment.

The facility offers medical and mental health evaluation and, as appropriate, treatment to all inmates who have been victimized by sexual abuse in any prison, jail, lockup, or juvenile facility.

The evaluation and treatment of such victims include, as appropriate, follow-up services, treatment plans, and, when necessary, referrals for continued care following their transfer to, or placement in, other facilities, or their release from custody.

The facility provides such victims with medical and mental health services consistent with the community level of care.

Inmate victims of sexually abusive vaginal penetration while incarcerated are offered pregnancy tests. If pregnancy results victims receive timely and comprehensive information about and timely access to all lawful pregnancy-related medical services.

Inmate victims of sexual abuse while incarcerated are offered tests for sexually transmitted infections as medically appropriate.

Treatment services are provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident.

**Standard
number
here**

115.86 Sexual abuse incident reviews

X 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 comments, including corrective actions needed if does not meet standard

Reviewed SOP 17.01 I. pg. 23 & 24.

The facility conducts a sexual abuse incident review at the conclusion of every sexual abuse investigation, including where the allegation has not been substantiated, unless the allegation has been determined to be unfounded. This review occurs within 30 days of the conclusion of the investigation. The review team includes upper-level management officials, with input from line supervisors, investigators, and medical or mental health practitioners.

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 the facility 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.

I find the facility exceeds in this standard due to the Sexual Abuse Review Committee Report (form) outlining all the elements in the standard.

Standard number here	115.87 Data collection
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Exceeds Standard (substantially exceeds requirement of standard)

X 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 comments, including corrective actions needed if does not meet standard

Reviewed SOP 17.01 pg. 24; reviewed Survey of Sexual Violence report and annual report.

Western Virginia Regional Jail collects accurate, uniform data for every allegation of sexual abuse at the facility under its direct control using a standardized instrument and set of definitions, and aggregates the incident-based sexual abuse data at least annually.

The incident-based data collected is based on the most recent version of the Survey of Sexual Violence conducted by the Department of Justice.

Western Virginia Regional Jail maintains, reviews, and collects data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews.

Western Virginia Regional Jail obtains incident-based and aggregated data from every private facility with which it contracts for the confinement of its inmates.

Upon request, Western Virginia Regional Jail provides all such data from the previous calendar year to the Department of Justice no later than June 30.

Standard number here	115.88 Data review for corrective action
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- 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 comments, including corrective actions needed if does not meet standard

Reviewed SOP 17.01 pg. 24; reviewed Survey of Sexual Violence report and annual report. Based on interview with PREA Manager.

Western Virginia Regional Jail 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 Western Virginia Regional Jail as a whole.

Such reports includes a comparison of the current year’s data and corrective actions with those from prior years and are provide an assessment of Western Virginia Regional Jail’s progress in addressing sexual abuse.

Western Virginia Regional Jail’s report is approved by the Superintendent and made readily available to the public through its website www.wvrj.org/PREA.

Standard number here	115.89 Data storage, publication and destruction
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- Exceeds Standard (substantially exceeds requirement of standard)

X 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 comments, including corrective actions needed if does not meet standard

Reviewed SOP 17.01 pg. 25; reviewed Survey of Sexual Violence report and annual report.

Western Virginia Regional Jail makes all aggregated sexual abuse data readily available to the public at least annually through its website or www.wvrj.org/PREA.

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.

AUDITOR CERTIFICATION:

The auditor certifies that the contents of the report are accurate to the best of his/her knowledge and no conflict of interest exists with respect to his or her ability to conduct an audit of Western Virginia Regional Jail under review.

Katherine Brown

November 2, 2014

Auditor Signature

Date