

# PREA Facility Audit Report: Final

**Name of Facility:** Advantage Treatment Center Montrose

**Facility Type:** Community Confinement

**Date Interim Report Submitted:** NA

**Date Final Report Submitted:** 05/07/2022

Auditor Certification	
The contents of this report are accurate to the best of my knowledge.	<input checked="" type="checkbox"/>
No conflict of interest exists with respect to my ability to conduct an audit of the agency under review.	<input checked="" type="checkbox"/>
I have not included in the final report any personally identifiable information (PII) about any inmate/resident/detainee or staff member, except where the names of administrative personnel are specifically requested in the report template.	<input checked="" type="checkbox"/>
<b>Auditor Full Name as Signed:</b> Karen d. Murray	<b>Date of Signature:</b> 05/07/2022

AUDITOR INFORMATION	
<b>Auditor name:</b>	Murray, Karen
<b>Email:</b>	kdmconsults1@gmail.com
<b>Start Date of On-Site Audit:</b>	04/07/2022
<b>End Date of On-Site Audit:</b>	04/07/2022

FACILITY INFORMATION	
<b>Facility name:</b>	Advantage Treatment Center Montrose
<b>Facility physical address:</b>	1230 N. Grand Avenue, Montrose, Colorado - 81401
<b>Facility mailing address:</b>	1230 N. Grand Ave., Montrose, Colorado - 81401

Primary Contact	
<b>Name:</b>	Tyson Berry
<b>Email Address:</b>	tyson.berry@advantage-tx.com
<b>Telephone Number:</b>	(970) 964-2781

Facility Director	
<b>Name:</b>	Tyson Berry
<b>Email Address:</b>	tyson.berry@advantage-tx.com
<b>Telephone Number:</b>	(970) 964-2781

Facility PREA Compliance Manager	
Name:	Tyson Berry
Email Address:	tyson.berry@advantage-tx.com
Telephone Number:	

Facility Characteristics	
Designed facility capacity:	74
Current population of facility:	58
Average daily population for the past 12 months:	65
Has the facility been over capacity at any point in the past 12 months?	No
Which population(s) does the facility hold?	Both females and males
Age range of population:	21-81
Facility security levels/resident custody levels:	Low
Number of staff currently employed at the facility who may have contact with residents:	18
Number of individual contractors who have contact with residents, currently authorized to enter the facility:	2
Number of volunteers who have contact with residents, currently authorized to enter the facility:	2

AGENCY INFORMATION	
Name of agency:	Advantage Treatment Centers, Inc.
Governing authority or parent agency (if applicable):	
Physical Address:	
Mailing Address:	
Telephone number:	

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

**Agency-Wide PREA Coordinator Information**

<b>Name:</b>	Kristie Garcia	<b>Email Address:</b>	kristie.garcia@advantage-tx.com
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**SUMMARY OF AUDIT FINDINGS**

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

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

**Number of standards exceeded:**

1	<ul style="list-style-type: none"><li>• 115.215 - Limits to cross-gender viewing and searches</li></ul>
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**Number of standards met:**

40
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**Number of standards not met:**

0
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# POST-AUDIT REPORTING INFORMATION

## GENERAL AUDIT INFORMATION

### On-site Audit Dates

1. Start date of the onsite portion of the audit:	2022-04-07
2. End date of the onsite portion of the audit:	2022-04-07

### Outreach

10. Did you attempt to communicate with community-based organization(s) or victim advocates who provide services to this facility and/or who may have insight into relevant conditions in the facility?	<input checked="" type="radio"/> Yes <input type="radio"/> No
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<p><b>a. Identify the community-based organization(s) or victim advocates with whom you communicated:</b></p>	<p>On 3.1.2022 at 10:38 am MST, this Auditor contacted the Hilltop Latimer House Intimate Partner Violence &amp; Sexual Assault Services Program at 1.844.990.5500. After introductions and an explanation of the reason for the call, the Auditor learned the following: Operator Jenny P. stated “We would initially start with what they need. All needs are a little different. We would listen to what they say, provide them solutions about what they are asking. Depending on the situation, we could offer a safe house and or case management services. We could work on goals with them and help them with research and applications for other services they may need.”</p> <p>On 3.1.2022 at 10:38 am MST, this Auditor contacted the Hilltop Latimer House Intimate Partner Violence &amp; Sexual Assault Services Program at 1.844.990.5500. After introductions and an explanation of the reason for the call, the Auditor learned the following: Operator Jenny P. stated “We would initially start with what they need. All needs are a little different. We would listen to what they say, provide them solutions about what they are asking. Depending on the situation, we could offer a safe house and or case management services. We could work on goals with them and help them with research and applications for other services they may need.”</p> <p>On 5.7.2022 at 2:34 pm, this Auditor contacted the Montrose Memorial Hospital Emergency Room at 800 S. 3rd Street, Montrose, Colorado 87401, phone number: 970.249.2211. After proper introductions and the reason for the call, this Auditor was told the hospital does have a SANE/SAFE Unit. The confinement facility would need to call the Emergency Room before bringing their residents and the hospital will call the SANE and she would report for duty and perform the exam(s).</p> <p>Third party reporting is available at <a href="https://www.atreatmentcenters.com/">https://www.atreatmentcenters.com/</a>. Once on the website there is a PREA option at the top of the page. Once PREA is selected the user is taken to a page that speaks to the agency policy on the Prison Rape Elimination Act. In the middle of the page, there is information for fellow residents, family members, attorneys, medical personal, or outside advocates being encouraged to report any suspicion or allegations as well through any of the following avenues.</p> <ul style="list-style-type: none"> <li>· Direct verbal or written report to any ATC staff member, contractor/vendor, or ATC volunteer</li> <li>· Contacting local law enforcement</li> <li>· U.S. Mail, kite, note, or any other written method</li> <li>· Calling the ATC PREA Coordinator, Kristie Garcia, at 970-571-3983</li> <li>· Emailing the ATC PREA Coordinator, Kristie Garcia, at <a href="mailto:kristie.garcia@advantage-tx.com">kristie.garcia@advantage-tx.com</a></li> <li>· Emailing the VP of Operations, Josh Mayhugh, at <a href="mailto:josh.mayhugh@advantage-tx.com">josh.mayhugh@advantage-tx.com</a></li> </ul>
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## AUDITED FACILITY INFORMATION

14. Designated facility capacity:	74
15. Average daily population for the past 12 months:	65
16. Number of inmate/resident/detainee housing units:	4

<p>17. Does the facility ever hold youthful inmates or youthful/juvenile detainees?</p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p> <p><input type="radio"/> Not Applicable for the facility type audited (i.e., Community Confinement Facility or Juvenile Facility)</p>
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**Audited Facility Population Characteristics on Day One of the Onsite Portion of the Audit**

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

<p>36. Enter the total number of inmates/residents/detainees in the facility as of the first day of onsite portion of the audit:</p>	<p>62</p>
<p>38. Enter the total number of inmates/residents/detainees with a physical disability in the facility as of the first day of the onsite portion of the audit:</p>	<p>0</p>
<p>39. Enter the total number of inmates/residents/detainees with a cognitive or functional disability (including intellectual disability, psychiatric disability, or speech disability) in the facility as of the first day of the onsite portion of the audit:</p>	<p>0</p>
<p>40. Enter the total number of inmates/residents/detainees who are Blind or have low vision (visually impaired) in the facility as of the first day of the onsite portion of the audit:</p>	<p>0</p>
<p>41. Enter the total number of inmates/residents/detainees who are Deaf or hard-of-hearing in the facility as of the first day of the onsite portion of the audit:</p>	<p>0</p>
<p>42. Enter the total number of inmates/residents/detainees who are Limited English Proficient (LEP) in the facility as of the first day of the onsite portion of the audit:</p>	<p>0</p>
<p>43. Enter the total number of inmates/residents/detainees who identify as lesbian, gay, or bisexual in the facility as of the first day of the onsite portion of the audit:</p>	<p>1</p>
<p>44. Enter the total number of inmates/residents/detainees who identify as transgender or intersex in the facility as of the first day of the onsite portion of the audit:</p>	<p>1</p>
<p>45. Enter the total number of inmates/residents/detainees who reported sexual abuse in the facility as of the first day of the onsite portion of the audit:</p>	<p>0</p>
<p>46. Enter the total number of inmates/residents/detainees who disclosed prior sexual victimization during risk screening in the facility as of the first day of the onsite portion of the audit:</p>	<p>1</p>
<p>47. Enter the total number of inmates/residents/detainees who were ever placed in segregated housing/isolation for risk of sexual victimization in the facility as of the first day of the onsite portion of the audit:</p>	<p>0</p>

48. Provide any additional comments regarding the population characteristics of inmates/residents/detainees in the facility as of the first day of the onsite portion of the audit (e.g., groups not tracked, issues with identifying certain populations):	No text provided.
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**Staff, Volunteers, and Contractors Population Characteristics on Day One of the Onsite Portion of the Audit**

49. Enter the total number of STAFF, including both full- and part-time staff, employed by the facility as of the first day of the onsite portion of the audit:	25
50. Enter the total number of VOLUNTEERS assigned to the facility as of the first day of the onsite portion of the audit who have contact with inmates/residents/detainees:	2
51. Enter the total number of CONTRACTORS assigned to the facility as of the first day of the onsite portion of the audit who have contact with inmates/residents/detainees:	2
52. Provide any additional comments regarding the population characteristics of staff, volunteers, and contractors who were in the facility as of the first day of the onsite portion of the audit:	No text provided.

**INTERVIEWS**

**Inmate/Resident/Detainee Interviews**

**Random Inmate/Resident/Detainee Interviews**

53. Enter the total number of RANDOM INMATES/RESIDENTS/DETAINEES who were interviewed:	13
54. Select which characteristics you considered when you selected RANDOM INMATE/RESIDENT/DETAINEE interviewees: (select all that apply)	<input type="checkbox"/> Age <input checked="" type="checkbox"/> Race <input checked="" type="checkbox"/> Ethnicity (e.g., Hispanic, Non-Hispanic) <input type="checkbox"/> Length of time in the facility <input checked="" type="checkbox"/> Housing assignment <input checked="" type="checkbox"/> Gender <input type="checkbox"/> Other <input type="checkbox"/> None
55. How did you ensure your sample of RANDOM INMATE/RESIDENT/DETAINEE interviewees was geographically diverse?	The facility provided resident count sheets which listed each by name, gender and housing unit. Three housing units were for males and one for females. Interviews were chosen by the audit, by gender/housing unit. 5 of the 6 females were chosen and eight males were chosen, two from the 'medical housing' and three from each male dorm.

<p>56. Were you able to conduct the minimum number of random inmate/resident/detainee interviews?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
<p>57. Provide any additional comments regarding selecting or interviewing random inmates/residents/detainees (e.g., any populations you oversampled, barriers to completing interviews, barriers to ensuring representation):</p>	<p>Random interviews with two males and three female residents and one staff were conducted.</p>
<p><b>Targeted Inmate/Resident/Detainee Interviews</b></p>	
<p>58. Enter the total number of TARGETED INMATES/RESIDENTS/DETAINEES who were interviewed:</p>	<p>4</p>
<p>As stated in the PREA Auditor Handbook, the breakdown of targeted interviews is intended to guide auditors in interviewing the appropriate cross-section of inmates/residents/detainees who are the most vulnerable to sexual abuse and sexual harassment. When completing questions regarding targeted inmate/resident/detainee interviews below, remember that an interview with one inmate/resident/detainee may satisfy multiple targeted interview requirements. These questions are asking about the number of interviews conducted using the targeted inmate/resident/detainee protocols. For example, if an auditor interviews an inmate who has a physical disability, is being held in segregated housing due to risk of sexual victimization, and disclosed prior sexual victimization, that interview would be included in the totals for each of those questions. Therefore, in most cases, the sum of all the following responses to the targeted inmate/resident/detainee interview categories will exceed the total number of targeted inmates/residents/detainees who were interviewed. If a particular targeted population is not applicable in the audited facility, enter "0".</p>	
<p>60. Enter the total number of interviews conducted with inmates/residents/detainees with a physical disability using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>1</p>
<p>61. Enter the total number of interviews conducted with inmates/residents/detainees with a cognitive or functional disability (including intellectual disability, psychiatric disability, or speech disability) using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>0</p>
<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>The facility was quite small, and the Auditor had interactions with all residents and non were noticed to be in this category. During interviews the Auditor had the perception that one resident was perhaps cognitive; however, after discussions with staff the resident was actually found to have an impressive IQ and processed quite differently than one would have thought.</p>
<p>62. Enter the total number of interviews conducted with inmates/residents/detainees who are Blind or have low vision (i.e., visually impaired) using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>0</p>



<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>The facility was quite small, and the Auditor had interactions with all residents and non were noticed to be in this category.</p>
<p>63. Enter the total number of interviews conducted with inmates/residents/detainees who are Deaf or hard-of-hearing using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>0</p>
<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>The facility was quite small, and the Auditor had interactions with all residents and non were noticed to be in this category.</p>
<p>64. Enter the total number of interviews conducted with inmates/residents/detainees who are Limited English Proficient (LEP) using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>0</p>
<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>The facility was quite small, and the Auditor had interactions with all residents and non were noticed to be in this category.</p>
<p>65. Enter the total number of interviews conducted with inmates/residents/detainees who identify as lesbian, gay, or bisexual using the "Transgender and Intersex Inmates; Gay, Lesbian, and Bisexual Inmates" protocol:</p>	<p>1</p>

66. Enter the total number of interviews conducted with inmates/residents/detainees who identify as transgender or intersex using the "Transgender and Intersex Inmates; Gay, Lesbian, and Bisexual Inmates" protocol:	1
67. Enter the total number of interviews conducted with inmates/residents/detainees who reported sexual abuse in this facility using the "Inmates who Reported a Sexual Abuse" protocol:	0
a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:	<input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.  <input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.
b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).	The facility was quite small, and the Auditor had interactions with all residents and non were noticed to be in this category. In addition, of the reports of sexual abuse, each were reviewed and both residents had exited the program. One for his safety and one was returned to prison for his involvement in the incident.
68. Enter the total number of interviews conducted with inmates/residents/detainees who disclosed prior sexual victimization during risk screening using the "Inmates who Disclosed Sexual Victimization during Risk Screening" protocol:	1
69. Enter the total number of interviews conducted with inmates/residents/detainees who are or were ever placed in segregated housing/isolation for risk of sexual victimization using the "Inmates Placed in Segregated Housing (for Risk of Sexual Victimization/Who Allege to have Suffered Sexual Abuse)" protocol:	0
a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:	<input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.  <input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.
b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).	This facility does not have segregated housing.
70. Provide any additional comments regarding selecting or interviewing targeted inmates/residents/detainees (e.g., any populations you oversampled, barriers to completing interviews):	Of the interviews, one of the residents disclosed past sexual abuse and the other that he was a transgender. The facility was unaware of these outcomes; however, after checking with the Program Director and the PREA Coordinator, we found neither resident had disclosed either instance to the facility. Such disclosures to this Auditor are not an anomaly as this happens quite often.

**Staff, Volunteer, and Contractor Interviews**

**Random Staff Interviews**

71. Enter the total number of RANDOM STAFF who were interviewed:	5
72. Select which characteristics you considered when you selected RANDOM STAFF interviewees: (select all that apply)	<input type="checkbox"/> Length of tenure in the facility <input checked="" type="checkbox"/> Shift assignment <input checked="" type="checkbox"/> Work assignment <input checked="" type="checkbox"/> Rank (or equivalent) <input type="checkbox"/> Other (e.g., gender, race, ethnicity, languages spoken) <input type="checkbox"/> None
73. Were you able to conduct the minimum number of RANDOM STAFF interviews?	<input type="radio"/> Yes <input checked="" type="radio"/> No
a. Select the reason(s) why you were unable to conduct the minimum number of RANDOM STAFF interviews: (select all that apply)	<input type="checkbox"/> Too many staff declined to participate in interviews. <input type="checkbox"/> Not enough staff employed by the facility to meet the minimum number of random staff interviews (Note: select this option if there were not enough staff employed by the facility or not enough staff employed by the facility to interview for both random and specialized staff roles). <input checked="" type="checkbox"/> Not enough staff available in the facility during the onsite portion of the audit to meet the minimum number of random staff interviews. <input type="checkbox"/> Other
74. Provide any additional comments regarding selecting or interviewing random staff (e.g., any populations you oversampled, barriers to completing interviews, barriers to ensuring representation):	All floor staff working during the onsite review were interviewed.
<b>Specialized Staff, Volunteers, and Contractor Interviews</b>	
Staff in some facilities may be responsible for more than one of the specialized staff duties. Therefore, more than one interview protocol may apply to an interview with a single staff member and that information would satisfy multiple specialized staff interview requirements.	
75. Enter the total number of staff in a SPECIALIZED STAFF role who were interviewed (excluding volunteers and contractors):	8
76. Were you able to interview the Agency Head?	<input checked="" type="radio"/> Yes <input type="radio"/> No
77. Were you able to interview the Warden/Facility Director/Superintendent or their designee?	<input checked="" type="radio"/> Yes <input type="radio"/> No

<p>78. Were you able to interview the PREA Coordinator?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
<p>79. Were you able to interview the PREA Compliance Manager?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input type="radio"/> NA (NA if the agency is a single facility agency or is otherwise not required to have a PREA Compliance Manager per the Standards)</p>
<p>80. Select which SPECIALIZED STAFF roles were interviewed as part of this audit from the list below: (select all that apply)</p>	<p><input checked="" type="checkbox"/> Agency contract administrator</p> <p><input checked="" type="checkbox"/> Intermediate or higher-level facility staff responsible for conducting and documenting unannounced rounds to identify and deter staff sexual abuse and sexual harassment</p> <p><input type="checkbox"/> Line staff who supervise youthful inmates (if applicable)</p> <p><input type="checkbox"/> Education and program staff who work with youthful inmates (if applicable)</p> <p><input type="checkbox"/> Medical staff</p> <p><input type="checkbox"/> Mental health staff</p> <p><input type="checkbox"/> Non-medical staff involved in cross-gender strip or visual searches</p> <p><input checked="" type="checkbox"/> Administrative (human resources) staff</p> <p><input type="checkbox"/> Sexual Assault Forensic Examiner (SAFE) or Sexual Assault Nurse Examiner (SANE) staff</p> <p><input checked="" type="checkbox"/> Investigative staff responsible for conducting administrative investigations</p> <p><input type="checkbox"/> Investigative staff responsible for conducting criminal investigations</p> <p><input checked="" type="checkbox"/> Staff who perform screening for risk of victimization and abusiveness</p> <p><input type="checkbox"/> Staff who supervise inmates in segregated housing/residents in isolation</p> <p><input checked="" type="checkbox"/> Staff on the sexual abuse incident review team</p> <p><input checked="" type="checkbox"/> Designated staff member charged with monitoring retaliation</p> <p><input checked="" type="checkbox"/> First responders, both security and non-security staff</p> <p><input checked="" type="checkbox"/> Intake staff</p> <p><input type="checkbox"/> Other</p>

81. Did you interview VOLUNTEERS who may have contact with inmates/residents/detainees in this facility?	<input checked="" type="radio"/> Yes <input type="radio"/> No
a. Enter the total number of VOLUNTEERS who were interviewed:	1
b. Select which specialized VOLUNTEER role(s) were interviewed as part of this audit from the list below: (select all that apply)	<input type="checkbox"/> Education/programming <input type="checkbox"/> Medical/dental <input type="checkbox"/> Mental health/counseling <input type="checkbox"/> Religious <input checked="" type="checkbox"/> Other
82. Did you interview CONTRACTORS who may have contact with inmates/residents/detainees in this facility?	<input type="radio"/> Yes <input checked="" type="radio"/> No
83. Provide any additional comments regarding selecting or interviewing specialized staff.	No text provided.

## SITE REVIEW AND DOCUMENTATION SAMPLING

### Site Review

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

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

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

88. Informal conversations with staff during the site review (encouraged, not required)?	<input checked="" type="radio"/> Yes <input type="radio"/> No
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89. Provide any additional comments regarding the site review (e.g., access to areas in the facility, observations, tests of critical functions, or informal conversations).	No text provided.
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### Documentation Sampling

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

90. In addition to the proof documentation selected by the agency or facility and provided to you, did you also conduct an auditor-selected sampling of documentation?	<input checked="" type="radio"/> Yes <input type="radio"/> No
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91. Provide any additional comments regarding selecting additional documentation (e.g., any documentation you oversampled, barriers to selecting additional documentation, etc.).	For each resident/employee interviewed a file review was conducted on that resident/employee as well. The facility had reported three investigations: however, one of the incidents happened at a resident's workplace and was not considered to meet PREA standard by the Auditor. all three of the investigations were reviewed by the Auditor.
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## SEXUAL ABUSE AND SEXUAL HARASSMENT ALLEGATIONS AND INVESTIGATIONS IN THIS FACILITY

### Sexual Abuse and Sexual Harassment Allegations and Investigations Overview

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

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

	# of sexual abuse allegations	# of criminal investigations	# of administrative investigations	# of allegations that had both criminal and administrative investigations
Inmate-on-inmate sexual abuse	1	0	1	0
Staff-on-inmate sexual abuse	1	0	1	0
<b>Total</b>	<b>2</b>	<b>0</b>	<b>2</b>	<b>0</b>

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

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

## Sexual Abuse and Sexual Harassment Investigation Outcomes

### Sexual Abuse Investigation Outcomes

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

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

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

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

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

### Sexual Harassment Investigation Outcomes

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

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

	Ongoing	Referred for Prosecution	Indicted/Court Case Filed	Convicted/Adjudicated	Acquitted
Inmate-on-inmate sexual harassment	0	1	0	0	0
Staff-on-inmate sexual harassment	0	0	0	0	0
<b>Total</b>	0	1	0	0	0

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

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

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

**Sexual Abuse Investigation Files Selected for Review**

98. Enter the total number of SEXUAL ABUSE investigation files reviewed/sampled:	2
99. Did your selection of SEXUAL ABUSE investigation files include a cross-section of criminal and/or administrative investigations by findings/outcomes?	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> NA (NA if you were unable to review any sexual abuse investigation files)

**Inmate-on-inmate sexual abuse investigation files**

100. Enter the total number of INMATE-ON-INMATE SEXUAL ABUSE investigation files reviewed/sampled:	1
101. Did your sample of INMATE-ON-INMATE SEXUAL ABUSE investigation files include criminal investigations?	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual abuse investigation files)
102. Did your sample of INMATE-ON-INMATE SEXUAL ABUSE investigation files include administrative investigations?	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual abuse investigation files)

**Staff-on-inmate sexual abuse investigation files**



103. Enter the total number of STAFF-ON-INMATE SEXUAL ABUSE investigation files reviewed/sampled:	1
104. Did your sample of STAFF-ON-INMATE SEXUAL ABUSE investigation files include criminal investigations?	<input type="radio"/> Yes <input checked="" type="radio"/> No <input type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual abuse investigation files)
105. Did your sample of STAFF-ON-INMATE SEXUAL ABUSE investigation files include administrative investigations?	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual abuse investigation files)
<b>Sexual Harassment Investigation Files Selected for Review</b>	
106. Enter the total number of SEXUAL HARASSMENT investigation files reviewed/sampled:	0
a. Explain why you were unable to review any sexual harassment investigation files:	Of the three investigations reported, none included sexual harassment.
107. Did your selection of SEXUAL HARASSMENT investigation files include a cross-section of criminal and/or administrative investigations by findings/outcomes?	<input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> NA (NA if you were unable to review any sexual harassment investigation files)
<b>Inmate-on-inmate sexual harassment investigation files</b>	
108. Enter the total number of INMATE-ON-INMATE SEXUAL HARASSMENT investigation files reviewed/sampled:	0
109. Did your sample of INMATE-ON-INMATE SEXUAL HARASSMENT files include criminal investigations?	<input type="radio"/> Yes <input checked="" type="radio"/> No <input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual harassment investigation files)
110. Did your sample of INMATE-ON-INMATE SEXUAL HARASSMENT investigation files include administrative investigations?	<input type="radio"/> Yes <input checked="" type="radio"/> No <input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual harassment investigation files)
<b>Staff-on-inmate sexual harassment investigation files</b>	
111. Enter the total number of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files reviewed/sampled:	0

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

## SUPPORT STAFF INFORMATION

### DOJ-certified PREA Auditors Support Staff

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

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

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

### Auditor Overall Determination Definitions

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

### Auditor Discussion Instructions

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

115.211	<b>Zero tolerance of sexual abuse and sexual harassment; PREA coordinator</b>
	Auditor Overall Determination: Meets Standard
	Auditor Discussion

Document Review:

1. Advantage Treatment Center Montrose PAQ
2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021
3. ATC Organizational Chart, not dated

Interviews:

1. Random Residents
2. Targeted Residents
3. Random staff
4. Program Director / PREA Compliance Manager
5. PREA Coordinator

Through interviews with residents and staff and review of resident and staff files, it is evident that this facility interweaves requirements for this standard in their daily protocols. Both residents and staff could speak to facility PREA practices and protocols being used as is described in the agency's PREA policy. The PREA Coordinator could attest to having the required time to institute and implement PREA protocols.

Site Review Observation:

The facility has a total of three bathrooms. One bathroom for the females, on the female wing and two bathrooms for males, one for each wing. Bathrooms had individual curtained an or doored showers. Toilets were all behind a door. In addition, the facility has sufficient cameras throughout with no apparent blind spots.

During the tour of the facility, the Auditor witnessed PREA Zero-tolerance, laminated Audit Notices and Crisis Intervention posters in dayrooms. PREA posters included information on third party, internal and external reporting to include contact and address information for advocates and hotline numbers.

During the tour of the facility, various residents addressed the Program Director/PREA Compliance Manager, demonstrating they not only knew him, but felt comfortable asking him questions. In addition, it was apparent staff and residents knew the PREA Coordinator and demonstrated a mutual respect.

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

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 1, section Policy states, "Advantage Treatment Center facilities have a zero-tolerance policy for any sexual contact or sexual harassment, whether consensual or non-consensual, between clients and between clients and staff members. Any behavior of a sexual nature whether verbal, nonverbal, or physical is strictly prohibited at Advantage Treatment Center. Prohibited sexual behavior includes sexual assault, sexual misconduct, staff sexual conduct in a correctional institution, and sexual harassment. Every report or observation of prohibited sexual behavior between clients or between clients and staff shall follow this policy for the prevention of, response to, training and education of, risk screening for, reporting of, response to, investigation of, for, medical and mental health care following, and data collection of incidents of prohibited sexual behavior."

(b) The Advantage Treatment Center Montrose PAQ states The PREA Coordinator has sufficient time and authority to develop, implement, and oversee agency efforts to comply with the PREA standards in all of its community confinement facilities.

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 4, section d., states, "ATC has designated an upper-level, facility-wide PREA coordinator to develop, implement, and oversee ATC's effort to comply with the PREA standards in all of its facilities."

The facility provided an ATC Organization Chart. The organizational chart demonstrates the position of the PREA Coordinator is in the agency's organizational structure under Human Resources as the PREA/Training position. The PREA Coordinator reports to the Vice President of Operations.

Through such reviews, the facility met the standards requirements.

115.212	<b>Contracting with other entities for the confinement of residents</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:  1. Advantage Treatment Center Montrose PAQ</p> <p>Interviews:  1. PREA Coordinator  During the pre-audit phase, the PREA Coordinator conveyed the agency did not have privatized contracts.</p> <p>(a) The Advantage Treatment Center Montrose PAQ states agency does not contract with private agencies for confinement services of their Residents.</p> <p>Through such reviews, the facility meets standard requirements.</p>

115.213	<b>Supervision and monitoring</b>
	<p><b>Auditor Overall Determination:</b> Meets Standard</p> <p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Advantage Treatment Center Montrose PAQ</li> <li>2. Montrose Staffing Plan, not dated</li> <li>3. ATC PREA Staffing Plan Annual Review Montrose, dated 12.28.2021</li> <li>4. Sample Staffing Plan Deviation Log, not dated</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Random residents</li> <li>2. Targeted residents</li> <li>3. Random staff</li> <li>4. Program Director / PREA Compliance Manager</li> <li>5. PREA Coordinator</li> </ol> <p>Staff and residents interviewed could attest to supervisory staff conducting unannounced rounds, at random times, but at least every two hours. Staff attested to completing rounds at random times and through random direction.</p> <p>On Site Observation:</p> <p>During the facility tour, staff were witnessed completing rounds. Documentation of rounds were observed in the facility shift notes, in the facility computer.</p> <p>(a) The Advantage Treatment Center Montrose PAQ states the facility requires the facility to develop, document and make its best efforts to comply on a regular basis with a staffing plan that provides for adequate levels of staffing, and, where applicable, video monitoring, to protect residents against abuse. Since August 20, 2012, or last PREA audit, whichever is later, the average daily number of residents is 113. Since August 20, 2012, or last PREA audit, whichever is later, the average daily number of residents on which the staffing plan was predicated is 65.</p> <p>The facility provided at Montrose staffing Plan. The staffing plan includes the following components:</p> <ol style="list-style-type: none"> <li>1. General schedule demonstrating minimum staff coverage per local standard is two staff at all times to ensure at 1:20 ratio. One person on shift at all times who is trained in CPR/First Aid.</li> <li>2. The physical layout of the building and video monitoring system information.</li> <li>3. The resident population to include coverage availability for 74 clients, although the staffing plan is predicated on 65 clients.</li> <li>4. The management dedication to making adjustments to the plan based on substantiated and unsubstantiated reports.</li> <li>5. A review of any needs on a case-by case basis with recommendations from the review team.</li> </ol> <p>(b) The Advantage Treatment Center Montrose PAQ states the facility does document each time the staffing plan is not complied with. The facility states they have recently implemented a Staffing Plan Deviation Log in February of 2022.</p> <p>The facility provided a Sample Staffing Plan Deviation Log. The log documents the date, description and PREA impact on the facility.</p> <p>(c) The Advantage Treatment Center Montrose PAQ states at least once every year the facility, reviews the staffing plan to see whether adjustments are needed in (1) the staffing plan, (2) prevailing staffing patterns, (3) the deployment of video monitoring systems and other monitoring technologies, or (4) the allocation of facility/agency resources to commit to the staffing plan to ensure compliance with the staffing plan</p> <p>ATC PREA Staffing Plan Annual Review Montrose from December of 2021. The review consists of the following:</p> <ol style="list-style-type: none"> <li>1. Adjustments needed to prevailing staffing patterns? – none needed</li> <li>2. Adjustments needed to deployment of video monitoring systems and other motoring technologies? – none needed</li> <li>3. Is the allocation of additional resources necessary in order to commit to the staffing plan and ensure adequate staffing levels? - none needed</li> <li>4. Any issues, concerns or changes required in order to adequately complete with the staffing plan? – none needed</li> </ol> <p>Through such reviews, the facility meets the standards requirements.</p>

115.215	<b>Limits to cross-gender viewing and searches</b>
	<b>Auditor Overall Determination:</b> Exceeds Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Advantage Treatment Center Montrose PAQ</li> <li>2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Random residents</li> <li>2. Targeted residents</li> <li>3. Client Managers / Random Staff</li> <li>4. Intake staff</li> <li>5. PREA Coordinator</li> </ol> <p>Interviews with staff demonstrated cross-gender searches are not conducted; however, staff interviewed stated they had never witnessed or conducted a cross-gender search. Residents reported their initial and any subsequent searches were completed respectfully. Pat searches are the only searches conducted at the facility. Urine analyses are conducted at the facility. Residents stated although they don't like having to urinate in front of staff, staff are respectable with the processes.</p> <p>There was one transgender at the facility during the onsite review. This resident stated she prefers a woman searcher her and a woman has always searched her. The resident stated has never received a disrespectful search or urine analysis.</p> <p>Site Review Observation:</p> <p>During the tour of the facility the Auditor observed the Intake area, which is at the front desk of the facility. Women are housed to the right and males are housed to the left. Pat searches are conducted at the front desk under the view of a camera with audio recordings.</p> <p>(a) Advantage Treatment Center Montrose PAQ states the facility does not conduct cross-gender strip or cross-gender visual body cavity searches of their Residents. In the past 12 months the facility has conducted zero cross-gender strip or cross-gender visual body cavity searches of residents. In the past 12 months, the number of cross-gender strip or cross-gender visual body cavity searches of residents were zero. In the past 12 months, the number of cross-gender strip or cross-gender visual body cavity searches of residents that did not involve exigent circumstances or were performed by non-medical staff was zero.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 4, section iii, states, "ATC staff will not search or physically examine a transgender or intersex resident for the sole purpose of determining the client's genital status. If the client's genital status is unknown, it may be determined during conversations with the resident, by reviewing medical records, or, if necessary, by learning that information as part of a broader medical examination conducted in private by a medical practitioner."</p> <p>(b) Advantage Treatment Center Montrose PAQ states the facility does not permit cross-gender pat-down searches of female residents, absent exigent circumstances. The facility does not restrict female residents' access to regularly available programming or other outside opportunities in order to comply with this provision. The number of pat-down searches of female residents that were conducted by male staff was zero. The number of pat-down searches of female residents conducted by male staff that did not involve exigent circumstance(s) was zero. The number of pat-down searches of female residents conducted by male staff that did not involve exigent circumstance(s) was zero.</p> <p>(c) Advantage Treatment Center Montrose PAQ states the facility policy does require that all cross-gender strip searches, cross-gender visual body cavity searches, and cross-gender pat-down searches be documented and justified as cross-gender strip searches and body cavity searches are not allowed.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 4, section iv, states, "ATC staff will never conduct strip or body cavity searches under any circumstances."</p> <p>(d) Advantage Treatment Center Montrose PAQ states the facility has implemented policies and procedures that enable residents to shower, perform bodily functions, and change clothing without non-medical staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks (this includes viewing via video camera). Policies and procedures require staff of the opposite gender to announce their presence when entering an area where residents are likely to be showering, performing bodily functions, or changing clothing.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 4, section A), states, "Staff of the opposite gender announce their presence when entering an area where residents are likely to be showering, performing bodily functions, or changing clothing."</p>



(e) The Advantage Treatment Center Montrose PAQ states the facility has a policy prohibiting staff from searching or physically examining a transgender or intersex resident for the sole purpose of determining the resident's genital status. Such searches (described in 115.215(e)-1) occurred in the past 12 months was zero. Policy compliance can be found in provision (a) of this standard.

(f) The Advantage Treatment Center Montrose PAQ states zero percent of all security staff received training on conducting cross-gender pat-down searches and searches of transgender and intersex residents in a professional and respectful manner, consistent with security needs.

The agency does not train on cross gender searches as it is against agency policy to perform such searches. Reference provision (c) of this standard for policy statement.

Through such reviews of the facility practice to never conduct cross-gender searches, the facility exceeds the standard requirements.

**115.216 Residents with disabilities and residents who are limited English proficient**

**Auditor Overall Determination:** Meets Standard

**Auditor Discussion**

Document Review:

1. Advantage Treatment Center Montrose PAQ
2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021
3. Interpreter Services Instructions, Cesco Linguistic Services, not dated
4. Colorado Community Corrections PREA PowerPoint Staff Training, not dated

Interviews:

1. Targeted residents
2. Intake staff
3. PREA Coordinator

During interviews with staff, each stated residents were not used for translation services. Barriers were not apparent during interviews and or the facility tour. There were no limited English speaking residents at the facility. Residents spoke to being given PREA information within an hour of admission, they understood and were able to remember, for the most part, their PREA training. All residents attested to watching the PREA video. Those residents who stated they didn't remember being provided facility PREA information had signed attestations in their resident files. When asked if residents remembered signing attestations, they then stated they remembered being provided facility PREA information.

(a) The Advantage Treatment Center Montrose PAQ states the agency has established procedures to provide disabled residents equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment.

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 4, section d. i., states, "Staff shall take appropriate steps to ensure that clients with disabilities (including, for example, clients who are deaf or hard of hearing, those who are blind or have low vision, or those who have intellectual, psychiatric, or speech disabilities), have an equal opportunity to participate in or benefit from all aspects of the facility's efforts to prevent, detect, and respond to sexual abuse and sexual harassment. Such steps shall include, when necessary to ensure effective communication with clients who are deaf or hard of hearing, providing access to interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary. In addition, staff shall ensure that written materials are provided in formats or through methods that ensure effective communication with clients with disabilities, including clients who have intellectual disabilities, limited reading skills, or who are blind or have low vision. A facility is not required to take actions that it can demonstrate would result in a fundamental alteration in the nature of a service, program, or activity, or in undue financial and administrative burdens, as those terms are used in regulations promulgated under title II of the Americans With Disabilities Act, 28 CFR 35.164."

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

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 4, section d. ii., states, "Staff shall take reasonable steps to ensure meaningful access to all aspects of the facility's efforts to prevent, detect, and respond to sexual abuse and sexual harassment to clients who are limited English proficient, including steps to provide interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary within one (1) business day of arrival to the program."

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 4, section d. iii., states, "Staff shall not rely on client interpreters, client readers, or other types of client assistants except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the client's safety, the performance of first-response duties, or the investigation of the client's allegations."

The facility provided Interpreter Services Instructions for Cesco Linguistic Services. The instructions direct staff to:

1. Dial the designated number
2. When the operator answers, answer the following questions: customer code, first and last name, office the caller is calling from, language needed
3. The operator then connects the caller with the interpreter requested.
4. Further instructions exist for "how to access an interpreter when the end user calls in to talk to a service provider."

The facility provided a Colorado Community Corrections PREA PowerPoint Staff Training. Slide 53 of the PowerPoint training states the following:

1. "When employees or contract workers are not able to adequately translate, the services of qualified language translator for non-English speaking clients must be obtained.
2. This arrangement is at no cost to the client.
3. The interpreter information is in the PREA folder located in the ATC toolkit on the google drive."

(c) The Advantage Treatment Center Montrose PAQ states the agency policy prohibits use of resident interpreters, resident readers, or other types of resident assistants except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the resident's safety, the performance of first-response duties under §115.264, or the investigation of the resident's allegations. If YES, the agency or facility documents the limited circumstances in individual cases where resident interpreters, readers, or other types of resident assistants are used. In the past 12 months, the number of instances where resident interpreters, readers, or other types of resident assistants have been used and it was not the case that an extended delay in obtaining another interpreter could compromise the resident's safety, the performance of first-response duties under § 115.264, or the investigation of the resident's allegations was zero.

Through such reviews, the facility meets standard requirements.

115.217	<b>Hiring and promotion decisions</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Advantage Treatment Center Montrose PAQ</li> <li>2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021</li> <li>3. Advantage Treatment Center, Inc., Hiring Process, dated 8.23.2021</li> <li>4. Advantage Treatment Center, Inc., Interview Questions, not dated</li> <li>5. Applicant/Employee Information - Criminal History/Warrant/Arrest Search Request Form, not dated</li> <li>6. Post Audit Response: PREA Coordinator, RE: Promotions, dated 4.18.2022</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Administrative Coordinator</li> <li>2. Facility Director / PREA Compliance Manager</li> </ol> <p>Interviews with staff demonstrated applicants determined to have been convicted of sexual abuse or sexual harassment charges are screened out during the application review process.</p> <p>Site Review Observation:</p> <p>Review of staff personnel files for five random and four specialized staff demonstrated each had been asked Administrative Adjudication questions during the application process, each had a current criminal background check and institutional reference checks were completed. Files review was completed by utilizing the PREA Audit – Community Confinement Facilities Documentation Review – Employee Files/Records template.</p> <p>File review demonstrated Administrative Adjudication questions were not asked upon an employee’s promotion. The facility was asked to provide a memorandum providing an action plan moving forward.</p> <p>The facility provided a Post Audit Response: PREA Coordinator, RE: Promotions, stating the Program Director has added the interview questions (administrative adjudication) to the interview questions for promotions.</p> <p>(a) The Advantage Treatment Center Montrose PAQ states agency policy prohibits hiring or promoting anyone who may have contact with residents and prohibits enlisting the services of any contractor who may have contact with residents who:</p> <ol style="list-style-type: none"> <li>(1) Has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. 1997); (2) Has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse; or (3) Has been civilly or administratively adjudicated to have engaged in the activity described in paragraph (a)(2) of this section.</li> </ol> <p>Advantage Treatment Center, Inc., Hiring Process, page 3, section PREA Policy and Hiring Process, A. 1-3, states, “As an effort to be in compliance with PREA standard 115.217 the following hiring practices will be observed by all ATC facilities:</p> <p>ATC will not hire or promote anyone who may have contact with residents, and shall not enlist the services of any contractor who may have contact with residents, who:</p> <ol style="list-style-type: none"> <li>1. Has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. 1997);</li> <li>2. Has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse; or</li> <li>3. Has been civilly or administratively adjudicated to have engaged in the activity described above.”</li> </ol> <p>(b) The Advantage Treatment Center Montrose PAQ states agency policy requires the consideration of any incidents of sexual harassment in determining whether to hire or promote anyone, or to enlist the services of any contractor, who may have contact with residents.</p> <p>Advantage Treatment Center, Inc., Hiring Process, page 3, section PREA Policy and Hiring Process, B., states, “ATC will consider any incidents of sexual harassment in determining whether to hire or promote anyone, or to enlist the services of any contractor, who may have contact with residents.”</p> <p>(c) The Advantage Treatment Center Montrose PAQ states the agency policy requires that before it hires any new employees who may have contact with residents, it (a) conducts criminal background record checks, and (b) consistent with federal, state, and local law, makes its best efforts to contact all prior institutional employers for information on substantiated allegations of sexual abuse or any resignation during a pending investigation of an allegation of sexual abuse. In the past 12 months, the number of persons hired who may have contact with residents who have had criminal background record checks</p>

was 100%.

Advantage Treatment Center, Inc., Hiring Process, page 3, section PREA Policy and Hiring Process, C., states, "Before hiring new employees, who may have contact with residents, ATC will Perform a criminal background records check; and consistent with Federal, State, and local law, make its best efforts to contact all prior institutional employers for information on substantiated allegations of sexual abuse or any resignation during a pending investigation."

(d) The Advantage Treatment Center Montrose PAQ states the agency policy requires that a criminal background record check be completed before enlisting the services of any contractor who may have contact with residents. In the past 12 months, the number of contracts for services where criminal background record checks were conducted on all staff covered in the contract who might have contact with residents was four.

Advantage Treatment Center, Inc., Hiring Process, page 3, section PREA Policy and Hiring Process, D., states, "ATC will also perform a criminal background record check before enlisting the services of any contractor who may have contact with residents."

The agency follows the same hiring process for volunteers and contractors as it does for personnel. The facility provided an Applicant/Employee Information - Criminal History/Warrant/Arrest Search Request Form completed by volunteers, demonstrating each completes the required criminal history information.

(e) Advantage Treatment Center, Inc., Hiring Process, page 3, section PREA Policy and Hiring Process, E., states, "ATC will either conduct criminal background records check at least every five years of current employees and contractors who may have contact with residents or have in place a system for otherwise capturing such information for current employees."

(f) Advantage Treatment Center, Inc., Hiring Process, page 3, section PREA Policy and Hiring Process, F., states, "ATC will ask all applicants and employees who may have contact with residents directly about previous misconduct described in paragraph (a) of this section in our written ATC application and in any interviews. ATC will also impose upon employees a continuing affirmative duty to disclose any such misconduct."

The facility provided interview questions given to applicants. Page three of the interview questions, asks the following questions: "Have you ever been accused, investigated, or convicted of any PREA violation, sexual assault, sexual harassment or sexual misconduct?"

(g) Advantage Treatment Center, Inc., Hiring Process, page 3, section PREA Policy and Hiring Process, G., states, "Material omissions regarding such misconduct, or the provision of materially false information, are grounds for termination."

(h) Advantage Treatment Center, Inc., Hiring Process, page 3, section PREA Policy and Hiring Process, H., states, "ATC will provide information on substantiated allegations of sexual abuse or sexual harassment involving a former employee upon receiving a request from an institutional employer for whom such employee has applied to work."

Through such reviews, the facility meets standard requirements.

115.218	<b>Upgrades to facilities and technology</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Advantage Treatment Center Montrose PAQ</li> <li>2. Montrose Staffing Plan</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. PREA Coordinator</li> </ol> <p>Interviews with the PREA Coordinator demonstrated the facility has not had additions of cameras or property since the last PREA audit.</p> <p>Site Review Observation:</p> <p>During a tour of the facility, new additions were not apparent.</p> <p>(a) The Advantage Treatment Center Montrose PAQ states the agency has acquired a new facility or made substantial expansions or modifications to existing facilities since the last PREA audit.</p> <p>The facility has added an outpatient treatment building for substance abuse treatment.</p> <p>(b) The Advantage Treatment Center Montrose PAQ states the agency/facility has installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology since August 20, 2012, or since the last PREA audit.</p> <p>The Montrose annual staffing plan was revised to incorporate the additions of the substance abuse treatment addition to the program. Page 2, first paragraph states, "The outpatient treatment building is in a separate building across the street from the Residential program. It is staffed with a treatment coordinator and substance abuse counselors. Most groups are no longer than 1.5 hours and include up to 12 people per group. Sometimes we will have multiple groups occurring at the same time. The clients are under staff supervision while in the building and the building is locked down when not being used. This is not a residential facility and is only used for out-patient services. There are several video cameras throughout the building including high traffic areas assessable to clients."</p> <p>Through such reviews, the facility meets standard requirements.</p>

115.221	<b>Evidence protocol and forensic medical examinations</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Advantage Treatment Center Montrose PAQ</li> <li>2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021</li> <li>3. Advantage Treatment Centers, Inc., and Hill Top Advocate Memorandum of Understanding, dated 1.4.2022</li> <li>4. Pre-Audit Phase – Email communications with law enforcement, dated 3.24.2022</li> <li>5. Advantage Treatment Centers, Inc., Memorandum of Understanding March 2022</li> <li>6. Email notification to Law Enforcement, dated 3.24.2022 – 4.1.2022</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Random residents</li> <li>2. Targeted residents</li> <li>3. Random staff</li> <li>4. Program Director / PREA Compliance Manager</li> <li>5. PREA Coordinator</li> </ol> <p>Interviews with all residents and staff interviewed demonstrated most were clearly aware of reporting protocols for sexual harassment and abuse. The facility is experiencing many new staff; however, each were aware residents would be offered and or provided medical care immediately following a sexual abuse allegation. Staff interviewed were comfortable reporting internally and understood the processes for reporting externally.</p> <p>Each employee badge has PREA Coordinated Response instructions on the reverse side of their picture.</p> <p>Site Review Observation:</p> <p>There were zero investigations requiring a forensic medical examination in the last 12 months.</p> <p>(a) The Advantage Treatment Center Montrose PAQ states the agency/facility is responsible for conducting administrative sexual abuse investigations (including resident-on-resident sexual abuse or staff sexual misconduct). The agency/facility is not responsible for conducting criminal sexual abuse investigations (including resident-on-resident sexual abuse or staff sexual misconduct). The Montrose County Sherriff's Office or Montrose Police Department would conduct sexual abuse investigations. Both departments follow their investigative protocols.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 7, section F. a-b., "Where sexual harassment is alleged, the facility shall investigate promptly, thoroughly, and objectively for all allegations, including third-party and anonymous reports. If the incident is determined to be founded by the PREA Coordinator, the incident will be passed on to local law enforcement.</p> <p>Where sexual abuse is alleged, the facility shall contact the local law enforcement agency to conduct the investigation. Promptly, thoroughly and objectively, the facility shall take into consideration all allegations, including third-party and anonymous reports that meet the definition of sexual abuse as defined in this policy."</p> <p>(b) The Advantage Treatment Center Montrose PAQ states the protocol being developmentally appropriate for is not applicable as the facility does not house youthful offenders.</p> <p>(c) The Advantage Treatment Center Montrose PAQ states the facility offers all residents who experience sexual abuse access to forensic medical examinations. Forensic medical examinations are offered without financial cost to the victim. Where possible, examinations are conducted by Sexual Assault Forensic Examiners (SAFEs) or Sexual Assault Nurse Examiners (SANEs). When SANEs or SAFEs are not available, a qualified medical practitioner performs forensic medical examinations. The facility documents efforts to provide SANEs or SAFEs. The number of forensic medical exams conducted during the past 12 months is one. The number of SANEs/SAFEs during the past 12 months was one. The number of exams performed by a qualified medical practitioner during the past 12 months was zero.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 7, section F. ii., states, "The facility shall offer all victims of sexual abuse access to forensic medical examinations at an outside facility, without financial cost, where evidentiary or medically appropriate. Such examinations shall be performed by Sexual Assault Forensic Examiners (SAFEs) or Sexual Assault Nurse Examiners (SANEs) where possible.</p> <p>SANE locations are as follows:</p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Sterling - Sterling Regional Medical Center: 615 Fairhurst, Sterling Colorado, 80751.</li> <li><input type="checkbox"/> Alamosa- Convenient Care Community Clinic Valley-Wide Health Systems: 1131 Main St, Alamosa, CO 81101</li> <li><input type="checkbox"/> Lamar- Parkview Medical Center: 400 W. 16th Street Pueblo, CO, 81003</li> </ul>

□ Montrose- Montrose Memorial Hospital Emergency Room: 800 S 3rd St, Montrose, CO 81401. Must call dispatch first.”

On 5.7.2022 at 2:34 pm, this Auditor contacted the Montrose Memorial Hospital Emergency Room at 800 S. 3rd Street, Montrose, Colorado 87401, phone number: 970.249.2211. After proper introductions and the reason for the call, this Auditor was told the hospital does have a SANE/SAFE Unit. The confinement facility would need to call the Emergency Room before bringing their residents and the hospital will call the SANE and she would report for duty and perform the exam(s).

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 7, section F. iii., states, “If SAFEs or SANEs cannot be made available, the examination can be performed by other qualified medical practitioners and staff shall document its efforts to provide SAFEs or SANEs.”

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

The facility provided an Advantage Treatment Centers, Inc., and Hill Top Advocate Memorandum of Understanding. The first paragraph of the memorandum of understanding states, “Whereas, Advantage Treatment Centers, Inc., and Hilltop Latimer House (Intimate Partner Violence & Sexual Assault Services Program) have come together to collaborate and work on recovery support for Advantage Treatment Center clients who may be in need of victim support services following a sexual assault.”

(e) The Advantage Treatment Center Montrose PAQ states a qualified staff or community member accompanies and supports the victim through the forensic medical examination process and investigatory interviews and provides emotional support, crisis intervention, information and referrals.

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 7, section F. iii. A., states, “As requested by the victim, the victim advocate will be a qualified community-based staff person and shall accompany and support the victim through the forensic medical examination process and investigatory interviews and shall provide emotional support, crisis intervention, information, and referrals.”

(f) The Advantage Treatment Center Montrose PAQ states the agency is not responsible for conducting allegations of sexual abuse and relies on the Montrose County Sherriff’s Office or Montrose Police Department.

During the pre-audit phase, the Auditor requested the facility provide a letter to law enforcement requesting compliance with standard 115.221 and 115.273(b). The Program Director sent a preliminary Memorandum of Understanding to the Montrose Police Department on 3.24.2022, requesting they consider signing this agreement.

The facility provided an Advantage Treatment Centers, Inc., Memorandum of Understanding March 2022, attempt. The first paragraph of this memorandum states, “Whereas, Advantage Treatment Centers, Inc. and Montrose Police Department have come together to review agreed upon investigation responses for Advantage Treatment Center clients who may be in involved in suspected sexual abuse; and Whereas, Advantage Treatment Centers, Inc. policy directs staff to contact Law Enforcement when an incident of Sexual Abuse has been reported.”

The facility provided email communications from the Program Director to the Montrose Police Department regarding discussions requesting the reason the MOU is needed and what is requested of the Montrose Police Department. Emails are dated 3.24.2022 – 4.1.2022.

(g) Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 7, section F. iii. B., states, “For the purposes of this policy, a community-based staff member shall be an individual who has been screened for appropriateness to serve in this role and has received education concerning sexual assault and forensic examination issues in general.”

Through such reviews, the facility meets standard requirements.



115.222	<b>Policies to ensure referrals of allegations for investigations</b>
	<p data-bbox="240 147 738 174"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="240 210 451 237"><b>Auditor Discussion</b></p> <p data-bbox="240 273 435 300">Document Review:</p> <ol data-bbox="240 304 1273 568" style="list-style-type: none"> <li>1. Advantage Treatment Center Montrose PAQ</li> <li>2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021</li> <li>3. 2021 Montrose Investigation Tracking Spreadsheet</li> <li>4. PREA Coordinator Investigation Reports – dated throughout 2021</li> <li>5. Agency website: <a href="https://www.atreatemntcenters.com/">https://www.atreatemntcenters.com/</a></li> <li>6. Investigator Report, dated 7.23.2021</li> <li>7. PREA Coordination Report, dated 10.18.2021</li> <li>8. Written anonymous report of sexual abuse, dated 10.6.2021</li> </ol> <p data-bbox="240 595 352 622">Interviews:</p> <ol data-bbox="240 627 555 792" style="list-style-type: none"> <li>1. Informal Resident Interviews</li> <li>2. Random Residents</li> <li>3. Targeted Residents</li> <li>4. Random staff</li> <li>5. PREA Coordinator</li> </ol> <p data-bbox="240 797 1490 927">Informal and formal resident and staff interviews demonstrated each can report incidents of sexual abuse and sexual harassment through the grievance process, verbally reporting to a staff, using their personal cell phones, calling the numbers located on the PREA posters in their day rooms or telling a family member. Each stated being comfortable reporting incidents and would do so immediately.</p> <p data-bbox="240 954 408 981">On Site Review:</p> <p data-bbox="240 985 1465 1048">The facility had reported a total of three sexual abuse investigations. Of those investigations, one was unfounded, one was not deemed to be sexual abuse and one was unsubstantiated.</p> <p data-bbox="240 1075 1490 1205">(a) The Advantage Treatment Center Montrose PAQ states the agency ensures that an administrative or criminal investigations are completed for all allegations of sexual abuse and sexual harassment. In the past 12 months the facility has had three allegations of sexual abuse and sexual harassment that were received. Two investigations resulted in an administrative investigation and one was referred for criminal investigation.</p> <p data-bbox="240 1232 1477 1361">Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 7, section F. a., states, “Where sexual harassment is alleged, the facility shall investigate promptly, thoroughly, and objectively for all allegations, including third-party and anonymous reports. If the incident is determined to be founded by the PREA Coordinator, the incident will be passed on to local law enforcement.”</p> <p data-bbox="240 1388 1366 1415">The facility provided a 2021 Montrose Investigation Tracking spreadsheet. This spreadsheet tracks the following:</p> <ol data-bbox="240 1420 625 1585" style="list-style-type: none"> <li>1. Facility where the incident occurred</li> <li>2. Time line of events</li> <li>3. Date of discovery</li> <li>4. Investigator</li> <li>5. First Responder details</li> </ol> <p data-bbox="240 1612 1481 1675">The facility provided an investigator report. This report speaks to the client complaints, interviews with the victim and abuser, and a summary of the investigation.</p> <p data-bbox="240 1702 1481 1800">The facility provided a PREA Coordination Report. This report is authored by the Program Director, Facility Investigator. The report is an accounting of the anonymous report, facility leadership of the review of the investigation and the incident team review of the investigation outcome.</p> <p data-bbox="240 1827 912 1854">The facility provided the written anonymous report of sexual abuse.</p> <p data-bbox="240 1881 1445 1944">The facility provided three PREA Coordinator Reports summarizing the allegations, providing information on the incident, status of the investigation, outcome of the investigation and monitoring of retaliation.</p> <p data-bbox="240 1971 1484 2136">(b) The Advantage Treatment Center Montrose PAQ states the agency has a policy that requires that allegations of sexual abuse or sexual harassment be referred for investigation to an agency with the legal authority to conduct criminal investigations, including the agency if it conducts its own investigations, unless the allegation does not involve potentially criminal behavior. The agency’s policy regarding the referral of allegations of sexual abuse or sexual harassment for criminal investigation is published on the agency website at <a href="https://www.atreatemntcenters.com/">https://www.atreatemntcenters.com/</a>.</p>

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 7, section F. d. iv., states, "Substantiated allegations of conduct that appears to be criminal shall be referred for prosecution."

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 7, section F. d. ii. B, states, "Shall be documented in written reports that include a description of the physical and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings."

(c) This provision is not applicable as the Wyoming Department of Corrections Investigative Unit or the Campbell County Sheriff's Office is responsible for conducting criminal investigations.

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 7, section F. c., states, "For criminal investigations, local law enforcement investigators shall have the responsibility to gather and preserve direct and circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data; shall interview alleged victims, suspected perpetrators, and witnesses; and shall review prior complaints and reports of sexual abuse involving the suspected perpetrator."

Through such reviews, the facility meets standard requirements.

**Auditor Overall Determination:** Meets Standard

**Auditor Discussion**

Document Review:

1. Advantage Treatment Center Montrose PAQ
2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021
3. Advantage Treatment Centers, Inc., Employee Handbook, dated 1.9.2021
4. Colorado Community Corrections PREA Staff Training PowerPoint, not dated
5. Advantage Treatment Centers, Inc., Training Hours, dated 2022
6. Advantage Treatment Centers, Inc., Training Roster, dated 4.1.2021

Interviews:

1. Random staff
2. Specialized staff
3. Senior Director of Corrections /PREA Coordinator

Interviews with random staff demonstrated each were aware of and received initial and annual PREA training. Staff reported watching the same PREA video as residents and being trained by the Agency PREA Coordinator on facility specific PREA protocols. Staff interviewed also reported having PREA training two to four times a year. Staff who have been employed for less than one year, reported having PREA training again after their preservice training.

Site Observation:

Review of eight personnel files demonstrated every staff reviewed had completed initial and annual PREA training. Training is documented on training rosters with a wet signature and or through Google Docs with an electronic docu-sign signature.

(a) The Advantage Treatment Center Montrose PAQ states the agency trains all employees who may have contact with residents on the agency's zero-tolerance policy for sexual abuse and sexual harassment. On the PAQ, the PREA Coordinator stated, "We have a set curriculum for in person and virtual training as well as a recording on a YouTube so it can be readily available."

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 1, section Policy, second paragraph, states, "Prohibited sexual behavior includes sexual assault, sexual misconduct, staff sexual conduct in a correctional institution, and sexual harassment. Every report or observation of prohibited sexual behavior between clients or between clients and staff shall follow this policy for the prevention of, response to, training and education of, risk screening for, reporting of, response to, investigation of, for, medical and mental health care following, and data collection of incidents of prohibited sexual behavior."

The facility provided an Advantage Treatment Centers, Inc., Employee Handbook. Page 8, section 2.4 PREA Acknowledgment first paragraph states "Advantage Treatment Centers, Inc. is committed to the establishment of a zero-tolerance standard of client sexual assault, sexual violence, sexual misconduct and sexual contact by other clients, staff, or other non-staff persons. All substantiated violations of state statutes pertaining to sexual crimes will be aggressively pursued for prosecution. All established sanctions will also be pursued for violations as appropriate. Advantage Treatment Centers, Inc. expects licensed staff to follow any additional guidelines set forth by their licensing agency as well as complying with Advantage Treatment Centers, Inc. policies."

The facility provided a Colorado Community Corrections PREA Staff Training PowerPoint. PowerPoint slides 5-7 includes the following: "Train staff on awareness, prevention, intervention, and reporting of sexual misconduct, sexual assault and sexual harassment."

The facility provided a Colorado Community Corrections PREA Staff Training PowerPoint. PowerPoint slides 43 includes the following: "Clients and employees have the right to be free from retaliation by other clients or staff when reporting an incident involving sexual assault, sexual misconduct or sexual harassment."

The facility provided a Colorado Community Corrections PREA Staff Training PowerPoint. PowerPoint slide 40 includes the following:

Frequent Reactions:

1. Suicidal feelings and depression
2. Post-traumatic stress disorder (PTSD)
3. Fear, anxiety and hyper vigilance
4. Alienation
5. Exacerbation of pre-existing psychiatric disorders
6. Substance abuse
7. Anger

8. Aggression toward other offenders or Community Corrections employees to escape the situation or as part of their anger

The Colorado Community Corrections PREA Staff Training PowerPoint includes all other training topics mandated in provision (a) of this standard.

(b) The Advantage Treatment Center Montrose PAQ states training is tailored to the gender of the residents at the facility. Employees who are reassigned from facilities housing the opposite gender are given additional training. Compliance can be found in provision (a) of this standard. The PREA Coordinator states, in the PAQ fields, "All staff are trained on female dynamics regardless of if they house female clients.

The facility provided a Colorado Community Corrections PREA Staff Training PowerPoint. PowerPoint slides 75-77 includes the following topics:

1. Female Client Dynamics
2. Why are females vulnerable to sex related crimes
3. Incarcerated Women and families

(c) The Advantage Treatment Center Montrose PAQ states between trainings the agency provides employees who may have contact with residents with refresher information about current policies regarding sexual abuse and harassment. The frequency with which employees who may have contact with residents receive refresher training on PREA requirements annually.

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 1, section Policy, page 5, section i. A-B, states,

- A) The program shall conduct an annual training on both PREA and sexual harassment.
- B) Training will be documented and maintained in each employee personnel file.

(d) The Advantage Treatment Center Montrose PAQ states the agency documents that employees who may have contact with residents understand the training they have received through employee signature or electronic verification

The facility provided Montrose PREA training rosters. The rosters document the following:

1. Training topic
2. Facilitator Name
3. Date/Time
4. Name of Participant/Position/Signature and a second signature under the following statement: "I understand the materials presented in this training."

Through such reviews, the facility meets standard requirements.

115.232	<b>Volunteer and contractor training</b>
	<p data-bbox="242 145 738 174"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="242 210 451 239"><b>Auditor Discussion</b></p> <p data-bbox="242 271 435 300">Document Review:</p> <ol data-bbox="242 304 1453 398" style="list-style-type: none"> <li>1. Advantage Treatment Center Montrose PAQ</li> <li>2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021</li> <li>3. Volunteer and Contractor Advantage Treatment Center PREA Signed Acknowledgments, dated 2.22.19 and 5.10.2021</li> </ol> <p data-bbox="242 430 352 459">Interviews:</p> <ol data-bbox="242 463 368 492" style="list-style-type: none"> <li>1. Volunteer</li> </ol> <p data-bbox="242 497 1485 656">The Auditor contacted the volunteer via telephone conversation. The volunteer has been conducting drug and alcohol classes at the Center for some years. The volunteer stated he has been trained on PREA as have the other class volunteers. The volunteer stated he is aware of how to report, has open communication with the facility staff who keep him comprised of the resident current issues. The volunteer stated he has a very good working relationship with the Center and believes them to take PREA very seriously.</p> <p data-bbox="242 687 419 716">Site Observation:</p> <p data-bbox="242 721 810 750">Currently, contractors are not being utilized at the facility.</p> <p data-bbox="242 781 1477 1008">(a) The Advantage Treatment Center Montrose PAQ states all volunteers and contractors who have contact with residents have been trained on their responsibilities under the agency's policies and procedures regarding sexual abuse and sexual harassment prevention, detection, and response. The number of volunteers and contractors, who may have contact with residents, who have been trained in agency's policies and procedures regarding sexual abuse and sexual harassment prevention, detection, and response is two volunteers and one contractor. In the PAQ, the PREA Coordinator has stated the following, "Volunteers and Contractors sign a PREA Acknowledgment and attend the same PREA staff training or are asked to the NIC E-Course."</p> <p data-bbox="242 1039 1465 1099">Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 5, section ii. Volunteers, states, "The program shall conduct an annual training on both PREA and sexual harassment."</p> <p data-bbox="242 1131 1481 1357">The facility provided a PREA Acknowledgment. The first paragraph states, "Advantage Treatment Centers, Inc. is committed to the establishment of a zero-tolerance standard of client sexual assault, sexual violence, sexual misconduct and sexual contact by other clients, staff, or other non-staff persons. All substantiated violations of state statutes pertaining to sexual crimes will be aggressively pursued for prosecution. All established sanctions will also be pursued for violations as appropriate. Advantage Treatment Centers, Inc. expects licensed staff to follow any additional guidelines set forth by their licensing agency as well as complying with Advantage Treatment Centers, Inc. policies." Acknowledgments are signed and dated by all contractors and volunteers.</p> <p data-bbox="242 1388 1490 1516">(b) The Advantage Treatment Center Montrose PAQ states the level and type of training provided to volunteers and contractors is based on the services they provide and level of contact they have with residents. All volunteers and contractors who have contact with residents have been notified of the agency's zero-tolerance policy regarding sexual abuse and sexual harassment and informed how to report such incidents.</p> <p data-bbox="242 1547 1481 1608">The facility provided Volunteer and Contractor Advantage Treatment Center PREA Signed Acknowledgments, dated 2.22.19 and 5.10.2021. These acknowledgments mirror employee PREA acknowledgments.</p> <p data-bbox="242 1639 1477 1731">(c) The Advantage Treatment Center Montrose PAQ states the agency maintains documentation confirming that volunteers and contractors who have contact with residents understand the training they have received. The PREA Coordinator states she maintains all training records and each sign a roster in addition to the PREA Acknowledgments.</p> <p data-bbox="242 1762 882 1792">Through such reviews, the facility meets standard requirements.</p>

115.233	<b>Resident education</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Advantage Treatment Center Montrose PAQ</li> <li>2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021</li> <li>3. Montrose Client Intake Packet, not dated</li> <li>4. Speak Up...Get Help Poster, not dated</li> <li>5. Zero Tolerance Poster, not dated</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Random Residents</li> <li>2. Targeted Residents</li> <li>3. Random staff</li> </ol> <p>Interviews with the 11 random and five targeted residents, each reported their knowledge on PREA, reporting options to staff being verbal – addressing staff being the most used, putting a note in the grievance box in the day rooms, telling a trusted adult and or calling the phone numbers posted on Zero-tolerance Posters throughout the facility.</p> <p>Site Observation:</p> <p>Of the 16 resident files reviewed, each demonstrated evidence of PREA education within one hour of intake. Files review was completed by utilizing the PREA Audit – Community Confinement Facilities Documentation Review – Resident Files/Records template.</p> <p>(a) The Advantage Treatment Center Montrose PAQ states residents receive information at time of intake about the zero-tolerance policy, how to report incidents or suspicions of sexual abuse or harassment, their rights to be free from sexual abuse and sexual harassment and to be free from retaliation for reporting such incidents, and regarding agency policies and procedures for responding to such incidents. The number of residents admitted during past 12 months who were given this information at intake was 103.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 5, section e. iii, states, “During the intake process, all clients shall receive an orientation that includes Community Corrections policy and procedures relating to sexual assault, sexual abuse, sexual harassment and sexual misconduct. The information is communicated by video correspondence, verbally and in writing.”</p> <p>The facility provided a Montrose Client Intake Packet. Page 21 of the intake packet informs clients of the following:</p> <ol style="list-style-type: none"> <li>1. Zero Tolerance Policy</li> <li>2. How to report to include notifications to staff, parole officers, contacting the director, calling the Colorado Department of Corrections, writing the PREA Coordinator and reporting to the police. Contact phone and addresses are present.</li> <li>3. Rape Crisis Counseling</li> <li>4. Referring to the PREA Resource Guide</li> <li>5. Needing an explanation of rules in another language</li> <li>6. Acknowledgment of orientation</li> </ol> <p>(b) The Advantage Treatment Center Montrose PAQ states the facility provides residents who are transferred from a different community confinement facility with refresher information referenced in 115.233(a)-1. The number of residents transferred from a different community confinement facility during the past 12 months was 14. The number of residents transferred from a different community confinement facility, during the past 12 months, who received refresher information was 14. The agency states residents who are transferred from a different community confinement facility will receive the same intake information as new clients.</p> <p>(c) The Advantage Treatment Center Montrose PAQ states Resident PREA education is available in formats accessible to all residents, including those who are limited English proficient, deaf, visually impaired, or otherwise disabled and those who have limited reading skills.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 4, section d. i., states, “Staff shall take appropriate steps to ensure that clients with disabilities (including, for example, clients who are deaf or hard of hearing, those who are blind or have low vision, or those who have intellectual, psychiatric, or speech disabilities), have an equal opportunity to participate in or benefit from all aspects of the facility’s efforts to prevent, detect, and respond to sexual abuse and sexual harassment. Such steps shall include, when necessary to ensure effective communication with clients who are deaf or hard of hearing, providing access to interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary. In addition, staff shall ensure that written materials are provided in formats or through methods that ensure effective communication with clients with disabilities, including clients</p>

who have intellectual disabilities, limited reading skills, or who are blind or have low vision. A facility is not required to take actions that it can demonstrate would result in a fundamental alteration in the nature of a service, program, or activity, or in undue financial and administrative burdens, as those terms are used in regulations promulgated under title II of the Americans With Disabilities Act, 28 CFR 35.164.”

(d) The Advantage Treatment Center Montrose PAQ states the agency maintains documentation of resident participation in PREA education sessions. Compliance can be found in provision (a) of this standard.

(e) The Advantage Treatment Center Montrose PAQ states The agency ensures that key information about the agency’s PREA policies is continuously and readily available or visible through posters, resident handbooks, or other written formats.

The facility provided Speak Up...Get Help and Zero Tolerance posters in both English and Spanish. Both documents provide hotline reporting contact information.

Through such reviews, the facility meets standard requirements.

115.234	<b>Specialized training: Investigations</b>
	<p data-bbox="242 145 738 174"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="242 210 451 239"><b>Auditor Discussion</b></p> <p data-bbox="242 271 435 300">Document Review:</p> <ol data-bbox="242 304 1007 398" style="list-style-type: none"> <li>1. Advantage Treatment Center Montrose PAQ</li> <li>2. Certificate of Completion PREA Investigation Training, dated 6.29.2019</li> <li>3. Exhibit E – Statement of Work – Investigator Training, PREA Project 2019</li> </ol> <p data-bbox="242 430 352 459">Interviews:</p> <ol data-bbox="242 463 743 524" style="list-style-type: none"> <li>1. Program Director / PREA Compliance Manager</li> <li>2. PREA Coordinator</li> </ol> <p data-bbox="242 528 1461 622">The Program Director / PREA Compliance Manager and the PREA Coordinator state they both complete administrative investigations for the facility. The PREA Compliance Manager is the primary investigator and the PREA Coordinator would complete investigations in his absence. The Montrose Police Department completes all criminal investigations.</p> <p data-bbox="242 654 1425 714">(a) The Advantage Treatment Center Montrose PAQ states agency policy does require that investigators are trained in conducting sexual abuse investigations in confinement settings.</p> <p data-bbox="242 745 1117 775">The facility provided a Certificate of Completion 8-hour PREA Training dated 6.29.2019.</p> <p data-bbox="242 806 1477 1173">The facility provided an Exhibit E – Statement of Work – Investigator Training, PREA Project 2019. A grant funded project to assist facilities in PREA compliance. Due to a curriculum not being available to trainees after the training, the exhibit will be used to demonstrate the curricula for investigator training. Page 1, both paragraphs of the Exhibit state the following, “The Prison Rape Elimination Act (PREA) federally mandates that community confinement facilities are compliant with the Standards set forth by PREA. This project is intended to provide PREA specific training for community corrections staff from facilities across the state. A needs assessment was done to identify PREA training needs for community corrections facility staff persons. Specific areas of training that were identified were: investigations and report writing, trauma informed responses, gender identify issues and supervision of transgendered and intersex individuals. Additionally, a contractor will develop a web-based training module for law enforcement officers to educate them about PREA as related to law enforcement functions and investigations. The training will focus on what PREA is, the requirements regarding PREA in community confinement and statutes regarding Sexual Conduct in a Correctional Facility.</p> <p data-bbox="242 1205 1485 1361">The grant funds will be used to contract with subject matter experts in the above listed areas to provide trainings for each of the training topics, support travel expenses for staff from outlying facilities on a limited basis and to pay for training materials and venues as needed. Efforts will be made to procure low cost or no cost training venues when possible and, depending on level of interest, some training will be provided additionally in outlying regions of the state to accommodate non-Denver metro area needs.”</p> <p data-bbox="242 1393 1485 1487">(b) The Advantage Treatment Center Montrose PAQ states the agency does maintain documentation showing that investigators have completed the required training. The number of investigators currently employed who have completed the required training is one. Documentation is maintained by the PREA Coordinator.</p> <p data-bbox="242 1525 876 1554">Through such reviews the facility meets standard requirements.</p>



115.235	<b>Specialized training: Medical and mental health care</b>
	<p><b>Auditor Overall Determination:</b> Meets Standard</p> <p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Advantage Treatment Center Montrose PAQ</li> <li>2. Revised Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021</li> <li>3. PREA Training for Mental Health Professionals, not dated</li> <li>4. Certificate of Completion, PREA: Behavioral Health Care for Sexual Assault Victims in a Confinement Setting, dated 3.8.2022</li> <li>5. PREA Training Spreadsheet for Clinician Staff</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Program Director / PREA Compliance Manager</li> <li>2. PREA Coordinator</li> </ol> <p>Interviews with the Program Director / PREA Compliance Manager and the PREA Coordinator demonstrated the facility does not have staff who provide medical or mental health services. The facility has staff who provide drug and alcohol treatment; however, mental health services are referred to the community medical and or mental health staff.</p> <p>(a) The Advantage Treatment Center Montrose PAQ states the agency has a policy related to the training of medical and mental health practitioners who work regularly in its facilities. The number of all medical and mental health care practitioners who work regularly at this facility and have received the training required by agency policy is zero.</p> <p>Revised Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 5-6, section A. a-c, state, "ATC will make sure to have full- and part-time medical and mental health care practitioners, volunteers and contractors who work regularly in its facilities trained in PREA standards and policies. Such specialized staff, volunteers and contractors will participate in the staff training as well as a specialized training designed specifically for medical and/or mental health practitioners who are credentialed and working clinically with clients within the residential facility. Such training will include:</p> <ol style="list-style-type: none"> <li>a. How to detect and assess signs of sexual abuse and sexual harassment</li> <li>b. How to preserve physical evidence of sexual abuse</li> <li>c. How to respond effectively and professionally to victims of sexual abuse and sexual harassment; and (4) How and to whom to report allegations or suspicions of sexual abuse and sexual harassment.</li> </ol> <ol style="list-style-type: none"> <li>1. ATC staff will never conduct forensic medical examinations and such medical requirements will be referred to our local community partners." <p>The facility provided a PowerPoint PREA Training for Mental Health Professionals. The training modules include:</p> <ol style="list-style-type: none"> <li>1. Detecting and Assessing Signs of Sexual Abuse and Harassment</li> <li>2. Identify the dynamics and profile of sexual abuse while incarcerated and how it is defined in the Prison Rape Elimination Act</li> <li>3. State, Federal, and agencies guidelines for reporting</li> <li>4. Detect signs and symptoms of both acute and prior sexual abuse</li> <li>5. Summarize the short and long term effects of trauma on the brain</li> <li>6. Describe considerations for the development of intake screening tool requirement in PREA</li> </ol> <p>(b) The Advantage Treatment Center Montrose PAQ states the agency has no medical staff at this facility.</p> <p>(c) The Advantage Treatment Center Montrose PAQ states the agency maintains documentation showing that mental health practitioners have completed the required training.</p> <p>The facility provided Certificates of Completion, PREA: Behavioral Health Care for Sexual Assault Victims in a Confinement Setting for staff. These certificates demonstrate specialized training has been completed through the NICIC website.</p> <p>(d) Mental Health training records indicate annual PREA training mandated for all employees is completed, annually. The facility provided PREA Training Spreadsheet for Clinician staff. The spreadsheet demonstrates four clinicians have received PREA training.</p> <p>Through such reviews the facility meets the standard requirements.</p> </li></ol>

115.241	<b>Screening for risk of victimization and abusiveness</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Advantage Treatment Center Montrose PAQ</li> <li>2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021</li> <li>3. Colorado Division of Criminal Justice – Office of Community Confinement Screening for Risk of Sexual Victim Vulnerability/Abusiveness, not dated</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Random residents</li> <li>2. Targeted residents</li> <li>3. Intake staff</li> <li>4. Case Manager</li> </ol> <p>Interviews with intake staff demonstrated that risk assessments are completed with each resident within 72 hours of intake. Most residents interviewed attested to being asked questions regarding their risk level; stated they believed to be roomed appropriately. The female wing has six beds, all in one large room, near the facility control desk. The transgender resident stated she was asked questions regarding showering alone and where she felt safest.</p> <p>File review also demonstrated that the facility had only two residents perceived as victims. Upon talking with the Program Director of why few residents were victims and or abusers he explained many are offenders of the community and placed in the facility on primarily for diversion purposes.</p> <p>Site Observation:</p> <p>During review of 16 resident files reviewed, this Auditor noted 16 residents had received screening within 72 hours of admission. 30 day assessments had been completed for 14 residents. In November of 2021 the facility had a COVID outbreak and one resident was furloughed to his house for two months and his 30 reassessment was done upon his return. One resident was released and tracked in the community and returned and released again. During his transitions in and out of the community, his 30-day assessment was not completed. The Program Director / PREA Compliance Manager met with his staff during the onsite review and reviewed protocols for clients being tracked in the community and returned, for any reason.</p> <p>115.41</p> <p>(a) The Advantage Treatment Center Montrose PAQ states the agency has a policy that requires screening (upon admission to a facility or transfer to another facility) for risk of sexual abuse victimization or sexual abusiveness toward other residents.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 5, section D. a. i., states, "Each facility will complete an initial assessment interview within 72 hours and then again in 30 days (DOC/DIV) to review if a client is at risk or there is a history of sexual victimization or sexually aggressive behavior to assist in housing, work and program assignments."</p> <p>(b) The Advantage Treatment Center Montrose PAQ states the agency policy requires that residents be screened for risk of sexual victimization or risk of sexually abusing other residents within 72 hours of their intake. The number of residents entering the facility (either through intake or transfer) within the past 12 months (whose length of stay in the facility was for 72 hours or more) who were screened for risk of sexual victimization or risk of sexually abusing other residents within 72 hours of their entry into the facility was 103.</p> <p>Policy compliance can be found in provision (a) of this standard.</p> <p>(c-e) The Advantage Treatment Center Montrose PAQ states the risk assessment is conducted using an objective screening instrument.</p> <ul style="list-style-type: none"> <li>• Victim/Vulnerability Factors <ul style="list-style-type: none"> <li>• Victim Vulnerability <ul style="list-style-type: none"> <li>o Non victim; known victim, possible victim</li> </ul> </li> </ul> </li> <li>• Aggressive/Abusiveness Factors <ul style="list-style-type: none"> <li>• Aggressive/Abusiveness <ul style="list-style-type: none"> <li>o Non victim; known victim, possible victim</li> </ul> </li> </ul> </li> <li>• Risk factor information forwarded to staff responsible for room, work, education and programming assignments.</li> <li>• Name</li> <li>• Age</li> <li>• Physical stature</li> </ul>

- Mental or developmental disability
- Physical disability
- First incarceration
- History of sex offense convictions – against an adult or child
- Lesbian/Gay/Bi-sexual/Transgender/Gender non-conforming or Intersex
- History of sexual victimization – consider juvenile and adult experiences
- Offender's perception of vulnerability
- History of institutional violence or sexual abuse
- Gang affiliation
- Other factors not addressed that may influence risk

(f) The Advantage Treatment Center Montrose PAQ states the policy requires that the facility reassess each resident's risk of victimization or abusiveness within a set time period, not to exceed 30 days after the resident's arrival at the facility, based upon any additional, relevant information received by the facility since the intake screening. The number of residents entering the facility (either through intake or transfer) within the past 12 months whose length of stay in the facility was for 30 days or more who were reassessed for their risk of sexual victimization or of being sexually abusive within 30 days after their arrival at the facility based upon any additional, relevant information received since intake was 92, 100%.

Policy compliance can be found in provision (a) of this standard.

(g) The Advantage Treatment Center Montrose PAQ states the policy requires that a resident's risk level be reassessed when warranted due to a referral, request, incident of sexual abuse, or receipt of additional information that bears on the resident's risk of sexual victimization or abusiveness.

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 5, section D. a. i. A), states, "The client's risk level shall be reassessed in the following conditions: by referral, by request, an incident of sexual abuse, or receipt of additional information that bears on the resident's risk of sexual victimization or abusiveness."

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

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 5, section D. a. i. D), states, "Clients will not be disciplined for refusing to answer, or for not disclosing complete information in response to questions asked about being a known and/or potential sexual aggressor or victim."

(i) During the pre-audit phase the PREA Coordinator stated all screening forms are kept in the client individual file and files are maintained in a locked cabinet, behind a locked door, when not in use.

Through such reviews, the facility meets standard requirements.

**Auditor Overall Determination:** Meets Standard

**Auditor Discussion**

Document Review:

1. Advantage Treatment Center Montrose PAQ
2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021
3. Colorado Community Corrections PREA Staff Training PowerPoint, not dated

Interviews:

1. Targeted residents
2. Random residents
3. Client Managers
4. Intake staff
5. Case Manager
6. Program Director/PREA Compliance Manager
7. PREA Coordinator

Interviews with Intake staff demonstrated resident risk level is shared with Case Managers. Case Managers interviewed stated vulnerable and aggressive residents are housed appropriately to ensure the safety of all residents. Targeted and random residents speak to the intake process being respectable.

Site Observation:

During review of 16 resident files, this Auditor noted each resident had received screening within one hour of admission. Ongoing compliance of the use of the risk assessment was being utilized to inform housing, bed, and program assignments. This facility allows residents to work off site, and although each have a daily chore to complete, work assignments are completed individually for each task.

(a) The Advantage Treatment Center Montrose PAQ states the agency/facility uses information from the risk screening required by §115.241 to inform housing, bed, work, education, and program assignments with the goal of keeping separate those residents at high risk of being sexually victimized from those at high risk of being sexually abusive.

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 4, section iv., A)., a-c, state, "ATC will make individualized determinations about how to ensure the safety of each resident.

A. Transgender and intersex residents may have special housing needs, where facility capacity can accommodate them.

Housing may be determined using the following criteria:

- a. Seriously consider the clients own ideas and concerns regarding housing placement.
- b. Review facility capacity and accommodations with consideration of safety and security concerns.
- c. Work with client to make the most appropriate placement to enhance their safety and security."

During the pre-audit phase the facility did not have a sound system in place to ensure the risk assessment was utilized to inform housing, bed, work, education and program assignments. Three weeks before the onsite review the facility implemented the following:

"Case managers will complete PREA assessment and enter info into room assignment into our electronic system (ETRAC). CM will make sure client's placement is compliant with PREA and move client if needed. Bunk assessments will be reviewed by program director monthly. During clients stay in the program any and all bunk movements will be done with PREA scores in mind. CM's will be completed PREA assessment per policy and double check bunk placement is compliant with PREA policy not assigning known victims and known abusers next in the same bunk."

(b) The Advantage Treatment Center Montrose PAQ states the agency/facility makes individualized determinations about how to ensure the safety of each resident. During the pre-audit phase, the PREA Coordinator stated the following: "Client care is prioritized. We maintain a supportive and encouraging environment. We train staff in how to use motivational interviewing as a better style of communication. We do consistent and regular head counts and walk throughs. The clients are encouraged to take passes and get out of the building, engaging in the community and staying busy. Clients leave and work, go on passes. We have an incentive program to help foster and encourage growth and progress. Clients have the opportunity to advance to non-residential status and even file for early termination, so phase progression is a big motivator."

(c) The Advantage Treatment Center Montrose PAQ states the agency/facility makes housing and program assignments for transgender or intersex residents in the facility on a case-by-case basis.

Colorado Community Corrections PREA Staff Training PowerPoint, slide 70, first bullet, states "Transgender and intersex residents may have special housing needs, where facility capacity can accommodate them."

(d) Colorado Community Corrections PREA Staff Training PowerPoint, slide 70, second bullet, states, "Seriously consider the clients own ideas and concerns regarding housing placement."

(e) Colorado Community Corrections PREA Staff Training PowerPoint, slide 70, third and fourth bullets, state,

- Review facility capacity and accommodations with consideration of safety and security concerns.
- Work with client to make the most appropriate placement to enhance their safety and security."

(f) During the pre-audit phase of the audit, the PREA Coordinator stated the following: The layout of our building prevents us from being able to segregate clients. We would never segregate protected populations nor have the capacity to do so."

Through such reviews, the facility meets standard requirements.

**Auditor Overall Determination:** Meets Standard

**Auditor Discussion**

Document Review:

1. Advantage Treatment Center Montrose PAQ
2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021
3. Speak Up...Get Help Poster, not dated
4. Zero Tolerance Poster, not dated
5. Colorado Community Corrections PREA PowerPoint Staff Training, not dated

Interviews:

1. Random staff
2. Random residents
3. Targeted residents

Staff and residents were comfortable reporting verbally to any staff. As reported, residents demonstrated being comfortable talking with the administrative staff. In addition, each resident interviewed stated he or she would report to staff verbally as their first thought; however, most were aware of multiple and options for reporting.

Site Observations:

During the tour the Auditor witnessed residents with their own cell phones. Informal discussions with residents reported they could use their personnel cell phones any time as well as to make hotline calls.

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

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 6, section b. i., states, "The facility shall establish a method to receive third-party reports of sexual abuse and sexual harassment and shall distribute or post publicly information on how to report sexual abuse and sexual harassment on behalf of a client. These methods are to be used in cases of allegations of sexual abuse, sexual harassment and retaliation and not the formal grievance process.

a. For DOC clients: PREA reporting @ 1-855-855-0611

b. All clients: Send a letter to the DOC PREA Manager, DCJ Director or contact the local Community Corrections Board.

How to report posters include information notifications for reporting to staff, parole officers, contacting the director, calling the Colorado Department of Corrections, writing the PREA Coordinator and reporting to the police. Contact phone and addresses are present.

(b) The Advantage Treatment Center Montrose PAQ states the agency provides at least one way for residents to report abuse or harassment to a public or private entity or office that is not part of the agency.

Compliance can be found in provision (a) of this standard.

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

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 9, section G. a., ii., states, "If staff receives any information, regardless of its source, concerning any suspected prohibited sexual behavior, observes an incident of prohibited sexual behavior, or has suspicion or knowledge of retaliation against clients or staff for reporting an incident, staff is required to immediately report the incident to his/her supervisor."

Page 9, section G. a. ii., B), states, "The reporting staff will be asked to complete a detailed incident report."

Page 10, section G. a. iv., states, "All staff will report immediately and according to agency policy any knowledge, suspicion, or information regarding staff neglect or violation of responsibilities that may have contributed to an incident or retaliation.

The facility provided a Colorado Community Corrections PREA PowerPoint Staff Training. Slide 57, states, "Staff shall accept reports made verbally, in writing, anonymously, and from third parties and shall promptly document any verbal reports."

(d) The Advantage Treatment Center Montrose PAQ states the agency has established procedures for staff to privately report sexual abuse and sexual harassment of residents.

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 9, section G. a., vi., states, "Staff Reporting Options

A) Call the Advantage Treatment Center Program Director or PREA Coordinator

B) Methods for staff to privately report sexual abuse and sexual harassment of residents:

a. For DOC clients: PREA reporting @ 1-855-855-0611

b. Call the PREA Staff line @ 719-226-4621.

c. All clients: Send a letter to the DOC PREA Manager, DCJ Director, or Contact the local Community Corrections Board.

The facility provided a Colorado Community Corrections PREA PowerPoint Staff Training. Slide 58, mirrors instruction for staff confidential options for reporting as is stated in provision (d) of this standard.

Through such reviews, the facility meets standard requirements.

115.252	<b>Exhaustion of administrative remedies</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Advantage Treatment Center Montrose PAQ</li> <li>2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Random residents</li> <li>2. Targeted residents</li> </ol> <p>Residents interviewed were aware of the grievance procedures and understood they could complete a grievance. Although residents were aware of grievance procedures, none interviewed stated this process as one they had utilized. In the last 12 months there were zero grievance files for sexual harassment or sexual abuse.</p> <p>Site Observation:</p> <p>Grievance forms were placed in each day room readily accessible to residents. Each day room had a locked grievance box.</p> <p>(a) The Advantage Treatment Center Montrose PAQ states the agency does not have an administrative procedure for dealing with resident grievances regarding sexual abuse. The agency's grievance policy is as follows:</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 5, section D. a. i. D. b., states, "In the event that a client feels as though they have a complaint about a program issue, how they were treated, or the outcome of an incident report, they may file a Grievance or an Incident Report Appeal/Explanation Form with the program following the guidelines outlined in their handbook."</p> <p>Through such reviews, the facility meets standard requirements.</p>



**Auditor Overall Determination:** Meets Standard

**Auditor Discussion**

Document Review:

1. Advantage Treatment Center Montrose PAQ
2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021
3. Advantage Treatment Centers – Hilltop Latimer House Memorandum of Understanding, dated 1.4.2022
4. Montrose Client Intake Packet, not dated
5. Advantage Treatment Center – Fact You Should Know, not dated
6. Advantage Treatment Center Client Rule Book, not dated

Interviews:

1. Random residents
2. Targeted residents

Most residents interviewed were aware of the outside advocate as an option for reporting. Of those who were not aware of outside the community advocate, the Auditor explained how those services were provided and why. Once an explanation was provided, residents could speak to knowing this information from the PREA pamphlets and or resident handbooks. As is stated throughout this report, resident preference was to report any allegations directly with facility staff.

Site Observation:

PREA posters were witnessed in resident day rooms to include advocate address and phone number information.

(a) The Advantage Treatment Center Montrose PAQ states the facility provides residents with access to outside victim advocates for emotional support services related to sexual abuse. The facility provides residents with access to such services by giving residents mailing addresses and telephone numbers (including toll-free hotline numbers where available) for local, state, or national victim advocacy or rape crisis organizations. The facility provides residents with access to such services by enabling reasonable communication between residents and these organizations in as confidential a manner as possible.

The facility provided an Advantage Treatment Centers – Hilltop Latimer House Memorandum of Understanding. This memorandum of understanding is current of January 2022 and states the advocacy provider will abide the Federal Prison Rape Elimination Act 115.221 and 115.253 standards and provisions thereof.

On 3.1.2022 at 10:38 am MST, this Auditor contacted the Hilltop Latimer House Intimate Partner Violence & Sexual Assault Services Program at 1.844.990.5500. After introductions and an explanation of the reason for the call, the Auditor learned the following: Operator Jenny P. stated "We would initially start with what they need. All needs are a little different. We would listen to what they say, provide them solutions about what they are asking. Depending on the situation, we could offer a safe house and or case management services. We could work on goals with them and help them with research and applications for other services they may need."

The facility provided an Advantage Treatment Center Client Rule Book Page 39 of the handbook states, "Advantage Treatment Center Inc. has a zero tolerance towards sexual assault, sexual misconduct, staff sexual misconduct and sexual harassment. This includes any sexual act, touching, comments or gestures. You have the right to be free from sexual abuse and sexual harassment and to be free from retaliation for reporting such incidents. Any report will be investigated, you will be provided support (counseling, medical care, etc.) and will be provided information regarding the outcome of the investigation.

If you are a victim of sexual assault, sexual misconduct, sexual harassment, or staff sexual misconduct, you can report it in one of the following ways:

- Notify a staff member
- Tell your case manager or community parole officer
- Contact the Director (Tyson Berry, 970-964-2777, 1230 N. Grand Ave. Montrose, Co 81401)
- Call the Colorado Department of Corrections (CDOC) TIPS line at:1-877-DOC-TIPS (1-877-362-8477)
- Contact the CDOC PREA Coordinator at 2862 South Circle Drive, Colorado Springs, CO 80906
- Contact 7th Judicial District Community Corrections Board contact Nikki Huskey at 970-901-2016
- 3rd Party/Confidential report contact Victim Advocate: Hilltop 540 S 1st St, Montrose, CO 81401 (970) 252-7445
- Report the incident directly to the police

The facility provided a Client Intake Packet. Page 21 of the Intake Packet provides clients with instruction to report through the following options:

1. How to report to include notifications to staff, parole officers, contacting the director, calling the Colorado Department of Corrections, writing the PREA Coordinator and reporting to the police. Contact phone and addresses are present.

2. Rape Crisis Counseling
3. Referring to the PREA Resource Guide
4. Needing an explanation of rules in another language
5. Acknowledgment of orientation

(b) The Advantage Treatment Center Montrose PAQ states the facility informs residents, prior to giving them access to outside support services, of the extent to which such communications will be monitored. The PREA Coordinator states, the agency does not monitor any communications on payphones, client personal cell phones or passes in the facility.

The facility provided an Advantage Treatment Center – Fact You Should Know. Page 1 first section, states, “Facts you should know: All sexual behavior is prohibited while you are under the jurisdiction/custody of a community corrections program. Community corrections programs have policies and procedures addressing sexual assault, sexual misconduct, and sexual harassment.

- There is a ZERO-TOLERANCE policy for all forms of sexual abuse.
- The reporting procedures for sexual assault, sexual misconduct, and sexual harassment (prohibited sexual behavior).
- Treatment is available through the hospital and counseling services.
- Prevention/Intervention services.

A. Community Corrections Program Zero-Tolerance Policy

Sexual assault, sexual misconduct and sexual harassment of any type are prohibited and will be referred to throughout this flyer as sexual behavior. Your participation in sexual activity will be investigated and is subject to disciplinary sanctions. All reports of prohibited sexual behavior may be referred to a Law Enforcement agency for investigation and referral to the District Attorney's Office for criminal prosecution.”

(c) The Advantage Treatment Center Montrose PAQ states the agency or facility maintains memorandum of understanding (MOUs) or other agreements with community service providers that are able to provide residents with emotional support services related to sexual abuse. Compliance can be found in provision (a) of this standard.

Through such reviews, the facility meets standard requirements.

115.254	<b>Third party reporting</b>
	<p data-bbox="242 145 738 174"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="242 210 451 239"><b>Auditor Discussion</b></p> <p data-bbox="242 271 435 300">Document Review:</p> <ol data-bbox="242 304 1273 365" style="list-style-type: none"> <li>1. Advantage Treatment Center Montrose PAQ</li> <li>2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021</li> </ol> <p data-bbox="242 396 352 425">Interviews:</p> <ol data-bbox="242 430 743 557" style="list-style-type: none"> <li>1. Random residents</li> <li>2. Targeted residents</li> <li>3. Random staff</li> <li>4. Program Director / PREA Compliance Manager</li> </ol> <p data-bbox="242 562 1473 622">Residents and staff interviewed demonstrated their reporting knowledge of third-party reporting stating that family members or friends in the community could report sexual harassment or sexual abuse allegations for them.</p> <p data-bbox="242 654 454 683">On Site Observation:</p> <p data-bbox="242 687 1457 781">During the tour of the program, the Auditor did not notice Third Party Reporting information posted in areas where visitors frequented. During the onsite review, the Program Director/ PREA Compliance Manager posted Third Party information in the entry way of the facility.</p> <p data-bbox="242 813 1493 907">(a) The Advantage Treatment Center Montrose PAQ states the agency or facility provides a method to receive third-party reports of resident sexual abuse or sexual harassment. The agency or facility publicly distributes information on how to report resident sexual abuse or sexual harassment on behalf of residents.</p> <p data-bbox="242 938 1477 1066">Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 6, b. i., states, "The facility shall establish a method to receive third-party reports of sexual abuse and sexual harassment and shall distribute or post publicly information on how to report sexual abuse and sexual harassment on behalf of a client. These methods are to be used in cases of allegations of sexual abuse, sexual harassment and retaliation and not the formal grievance process.</p> <ol data-bbox="242 1070 1441 1131" style="list-style-type: none"> <li>A. For DOC clients: PREA reporting @ 1-855-855-0611</li> <li>B. All clients: Send a letter to the DOC PREA Manager, DCJ Director or contact the local Community Corrections Board.</li> </ol> <p data-bbox="242 1162 1473 1323">Third party reporting is available at <a href="https://www.atreatmentcenters.com/">https://www.atreatmentcenters.com/</a>. Once on the website there is a PREA option at the top of the page. Once PREA is selected the user is taken to a page that speaks to the agency policy on the Prison Rape Elimination Act. In the middle of the page, there is information for fellow residents, family members, attorneys, medical personal, or outside advocates being encouraged to report any suspicion or allegations as well through any of the following avenues.</p> <ul data-bbox="242 1355 1177 1547" style="list-style-type: none"> <li>• Direct verbal or written report to any ATC staff member, contractor/vendor, or ATC volunteer</li> <li>• Contacting local law enforcement</li> <li>• U.S. Mail, kite, note, or any other written method</li> <li>• Calling the ATC PREA Coordinator, Kristie Garcia, at 970-571-3983</li> <li>• Emailing the ATC PREA Coordinator, Kristie Garcia, at <a href="mailto:kristie.garcia@advantage-tx.com">kristie.garcia@advantage-tx.com</a></li> <li>• Emailing the VP of Operations, Josh Mayhugh, at <a href="mailto:josh.mayhugh@advantage-tx.com">josh.mayhugh@advantage-tx.com</a></li> </ul> <p data-bbox="242 1579 882 1608">Through such reviews, the facility meets standard requirements.</p>

115.261	<b>Staff and agency reporting duties</b>
	<p><b>Auditor Overall Determination:</b> Meets Standard</p> <p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Advantage Treatment Center Montrose PAQ</li> <li>2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021</li> <li>3. Resident Mandatory Disclosure Form – (electronic data base)</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Random residents</li> <li>2. Targeted residents</li> <li>3. Random staff</li> <li>4. Program Director / PREA Compliance Manager</li> <li>5. PREA Coordinator</li> </ol> <p>Interviews with staff and residents interviewed demonstrated each actively practices and understood the importance of immediately reporting all allegations of sexual abuse and sexual harassment. Residents interviewed had not reported sexual harassment and or abuse while in the facility.</p> <p>On Site Observation:</p> <p>The facility had two allegations of abuse reported in the last 12 months. Victims and or abusers were no longer in the program. Review of the two incidents demonstrated the facility responded upon notifications of verbal reports from the victim.</p> <p>(a) The Advantage Treatment Center Montrose PAQ states the agency requires all staff to report immediately and according to agency policy any knowledge, suspicion, or information they receive regarding an incident of sexual abuse or sexual harassment that occurred in a facility, whether or not it is part of the agency. The agency requires all staff to report immediately and according to agency policy retaliation against residents or staff who reported such an incident. The agency requires all staff to report immediately and according to agency policy any staff neglect or violation of responsibilities that may have contributed to an incident or retaliation.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 10, section iv., states, “All staff will report immediately and according to agency policy any knowledge, suspicion, or information regarding staff neglect or violation of responsibilities that may have contributed to an incident or retaliation.”</p> <p>(b) The Advantage Treatment Center Montrose PAQ states, apart from reporting to designated supervisors or officials and designated state or local services agencies, agency policy prohibits staff from revealing any information related to a sexual abuse report to anyone other than to the extent necessary to make treatment, investigation, and other security and management decisions.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 9, section G. a. i., states, “Apart from reporting to designated supervisors or officials, staff shall not reveal any information related to a sexual abuse report to anyone, other than to the extent necessary to make treatment, investigation, and other security and management decisions.”</p> <p>(c) The facility provided a page of the Mandatory Disclosure Form in the electronic resident database. Page 2, section 4 provides states, “Generally speaking, information provided by and to the client during therapy sessions and is legally confidential and cannot be released without the client’s consent. There are exceptions to this confidentiality, some of which are listed in Section 1243218 of the Colorado Revised Statute as well as other exceptions in Colorado and Federal Law. For example, mental health professionals are required to report child abuse to authorities. If a legal exception to confidentiality arises during therapy, if feasible, you will be informed accordingly.”</p> <p>(d) Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 10, section v., states, “If the alleged victim is under the age of 18 or considered a vulnerable adult under a State or local vulnerable persons statute, ATC staff will report the allegation to the designated State or local services agency under applicable mandatory reporting laws.”</p> <p>(e) Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 7, section F. a., states, “Where sexual harassment is alleged, the facility shall investigate promptly, thoroughly, and objectively for all allegations, including third-party and anonymous reports. If the incident is determined to be founded by the PREA Coordinator, the incident will be passed on to local law enforcement.”</p> <p>Through such reviews, the facility meets standard requirements.</p>

115.262	<b>Agency protection duties</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Advantage Treatment Center Montrose PAQ</li> <li>2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Random and specialized staff</li> <li>2. Program Director / PREA Compliance Manager</li> <li>3. PREA Coordinator</li> </ol> <p>Interviews with staff demonstrated knowledge of any type of allegation, regardless of how reported is taken seriously and immediately reported to supervisors. Staff clearly articulated separating, preserving and reporting for any allegation.</p> <p>(a) The Advantage Treatment Center Montrose PAQ states when the agency or facility learns that a resident is subject to a substantial risk of imminent sexual abuse, it takes immediate action to protect the resident. In the past 12 months, the number of times the agency or facility determined that a resident was subject to a substantial risk of imminent sexual abuse was zero.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 3, section C., b. i., "When staff learns that a client is subject to a substantial risk of imminent sexual abuse, it shall take immediate action to protect the client."</p> <p>Through such reviews the facility meets standard requirements.</p>

115.263	<p><b>Reporting to other confinement facilities</b></p> <p><b>Auditor Overall Determination:</b> Meets Standard</p> <p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Advantage Treatment Center Montrose PAQ</li> <li>2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Agency Head</li> </ol> <p>The interview with the Agency Head demonstrated that he was aware that upon receiving an allegation that a resident was sexually abused while confined at another facility, he had the responsibility to notify the head of the facility where the allegation occurred.</p> <p>(a-b) The Advantage Treatment Center Montrose PAQ states the agency has a policy requiring that, upon receiving an allegation that a resident was sexually abused while confined at another facility, the head of the facility must notify the head of the facility or appropriate office of the agency or facility where sexual abuse is alleged to have occurred. During the past 12 months, the number of allegations the facility received that a resident was abused while confined at another facility was zero.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 11, section F. a., states, "Upon receiving an allegation that a client was sexually abused while confined at another facility, the Program Director or designee of the facility that received the allegation shall notify the administrator of the facility or appropriate office of the facility where the alleged abuse occurred."</p> <p>(a) The Advantage Treatment Center Montrose PAQ states the agency or facility policy requires that allegations received from other facilities and agencies are investigated in accordance with the PREA standards. In the past 12 months, the number of allegations of sexual abuse the facility received from other facilities has been zero.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 11, section F. b-d., states,</p> <ol style="list-style-type: none"> <li>b. "Such notification shall be provided as soon as possible, but no later than 72 hours after receiving the allegation."</li> <li>c. The Program Director or designee shall document that he/she has provided such notification.</li> <li>d. If the Program Director or designee receives notification that a client under his/her supervision was sexually abused while confined at another facility, he/she shall ensure that the allegation is investigated in accordance with these policies."</li> </ol> <p>Through such reviews, the facility meets the standard requirements.</p>
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115.264	<b>Staff first responder duties</b>
	<p><b>Auditor Overall Determination:</b> Meets Standard</p> <p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Advantage Treatment Center Montrose PAQ</li> <li>2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021</li> <li>3. PREA Coordination Reports, dates not shown on this report to protect victims.</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Random staff</li> </ol> <p>Interviews with random staff interviewed demonstrated each were aware of their first responder responsibilities. Staff stated reporting information is carried with them on their PREA cards which are on the reverse side of their identification badges, also part of their uniform requirements.</p> <p>(a) The Advantage Treatment Center Montrose PAQ states the agency has a first responder policy for allegations of sexual abuse. The policy requires that, upon learning of an allegation that a resident was sexually abused, the first security staff member to respond to the report shall be required to separate the alleged victim and abuser. The policy requires that, upon learning of an allegation that a resident was sexually abused, the first security staff member to respond to the report shall be required to preserve and protect any crime scene until appropriate steps can be taken to collect any evidence. The policy requires that, upon learning of an allegation that a resident was sexually abused and the abuse occurred within a time period that still allows for the collection of physical evidence, the first security staff member to respond to the report shall be required to request that the alleged victim not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating. The policy requires that, upon learning of an allegation that a resident was sexually abused and the abuse occurred within a time period that still allows for the collection of physical evidence, the first security staff member to respond to the report shall be required to ensure that the alleged abuser not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating.</p> <p>In the past 12 months, two allegations occurred where an inmate was sexually abused. In the past 12 months, there were no allegations where staff were notified within a time period that still allowed or the collection of evidence. The PREA Coordinator explained that one allegation happened outside of the facility, the other was an administrative investigation and was found to be non PREA related.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, pages 6-7, section E. a. i. A-F, states, "Staff First Responder Duties - Upon learning of an allegation that a client was sexually abused, the first staff member to respond to the report shall be required to:</p> <ol style="list-style-type: none"> <li>A) Separate and isolate both the victim and the alleged perpetrator until instructed otherwise by the Program Director.</li> <li>B) Immediately notify the Program Director and local law enforcement</li> <li>C) Instruct both the victim and the alleged perpetrator not to shower, wash, brush their teeth, use the restroom, change clothing or anything else that could potentially compromise evidence.</li> <li>D) Staff shall separate and isolate any and all witnesses to the alleged incident until instructed otherwise by the Program Director.</li> <li>E) Follow the crime scene management priorities of personal safety, preserve life, prevent further hostilities, protect the scene, and preserve evidence.</li> <li>F) Cordon off the crime scene and keep a log of all people entering and their purpose. Staff shall be aware of and prevent common crime scene destruction factors by not stepping through blood, not touching weapons, not moving or touching evidence, and not allowing non-critical response personnel to enter the scene.</li> </ol> <p>(b) The Advantage Treatment Center Montrose PAQ states the facility's' policy requires that if the first staff responder is not a security staff member, that responder shall be required to request that the alleged victim not take any actions that could destroy physical evidence and notify security staff. Of the allegations that a resident was sexually abused made in the past 12 months, the number of times a non-security staff member was the first responder was zero. During the pre-audit phase the PREA Coordinator stated all first responder duties are the same for responders, regardless of if they are security staff or otherwise.</p> <p>Through such reviews, the facility meets standard requirements.</p>

115.265	<b>Coordinated response</b>
	<p data-bbox="240 147 738 174"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="240 210 451 237"><b>Auditor Discussion</b></p> <p data-bbox="240 273 435 300">Document Review:</p> <ol data-bbox="240 304 1273 398" style="list-style-type: none"> <li>1. Advantage Treatment Center Montrose PAQ</li> <li>2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021</li> <li>3. Advantage Treatment Centers, Inc., Coordination Plan, not dated</li> </ol> <p data-bbox="240 434 352 461">Interviews:</p> <ol data-bbox="240 465 743 555" style="list-style-type: none"> <li>1. Random staff</li> <li>2. Program Director / PREA Compliance Manager</li> <li>3. PREA Coordinator</li> </ol> <p data-bbox="240 568 1477 658">Interviews with the random and specialized staff demonstrated the response to allegations of sexual assault is written in the flow chart and is to be followed in response to sexual abuse and sexual harassment incidents. Staff are aware of the flow of responding to incidents as directives are printed on the backside of their identification badges.</p> <p data-bbox="240 694 419 721">Site Observation:</p> <p data-bbox="240 725 1369 752">Review of the Coordination Plan demonstrates clear direction to staff to ensure first responder duties are fulfilled.</p> <p data-bbox="240 788 1490 878">(a) The Advantage Treatment Center Montrose PAQ states the facility has developed a written institutional plan to coordinate actions taken in response to an incident of sexual abuse among staff first responders, medical and mental health practitioners, investigators, and facility leadership.</p> <p data-bbox="240 913 1362 976">The agency provided an Advantage Treatment Centers, Inc., Coordination Plan. The plan includes the following components:</p> <ol data-bbox="240 981 1034 1344" style="list-style-type: none"> <li>1. Definitions Related to Sexual Abuse</li> <li>2. Staff First Responder Duties</li> <li>3. Criminal Investigator Duties</li> <li>4. Victim Services – SANE</li> <li>5. Victim Advocate</li> <li>6. Medical and Mental Health Care</li> <li>7. Law Enforcement agencies referenced in this document have been identified</li> <li>8. Investigation standards 115.222, 115.271, 115.272 (for employee reference)</li> <li>9. SAFE/SANE and Victim Advocate Requirements</li> <li>10. Mental Health Provider Requirements</li> <li>11. Review Teams</li> </ol> <p data-bbox="240 1379 884 1406">Through such reviews, the facility meets standard requirements.</p>



115.266	<b>Preservation of ability to protect residents from contact with abusers</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:</p> <p>1. Advantage Treatment Center Montrose PAQ</p> <p>(a) The Advantage Treatment Center Montrose PAQ states the agency, facility, or any other governmental entity is not responsible for collective bargaining on the agency's behalf has not entered into or renewed any collective bargaining agreement or other agreement since August 20, 2012, or since the last PREA audit, whichever is later.</p> <p>Through such reviews, the facility meets standard requirements.</p>

115.267	<b>Agency protection against retaliation</b>
	Auditor Overall Determination: Meets Standard
	Auditor Discussion

Document Review:

1. Advantage Treatment Center Montrose PAQ
2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021
3. PREA Follow Up/Monitoring Form, not dated

Interviews:

1. Program Director / PREA Compliance Manager
2. PREA Coordinator

Interviews with the Program Director / PREA Compliance Manager and the PREA Coordinator demonstrated that the Program Director / PREA Compliance Manager would complete retaliation monitoring for the facility.

(a) The Advantage Treatment Center Montrose PAQ states the agency has a policy to protect all residents and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other residents or staff. The Program Director is the designated staff completing retaliation monitoring.

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 12, section b. i., "The facility shall protect all clients and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other clients or staff. Staff is required to immediately report any suspicion or knowledge of retaliation or negligence of duties that result in retaliation."

(b) Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 12, section b. ii., states, "The facility shall implement protection measures, such as housing changes or transfers for client victims or abusers, removal of alleged staff or client abusers from contact with victims, and emotional support services for clients or staff that fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigations. "

(c) The Advantage Treatment Center Montrose PAQ states the facility monitors the conduct or treatment of Inmates or staff who reported sexual abuse and of inmates who were reported to have suffered sexual abuse to ascertain if there are any changes that may suggest possible retaliation by Inmates or staff. The facility will monitor conduct or treatment until the Inmate is discharged. The facility acts promptly to remedy any such retaliation. In the past 12 months, the facility has had zero incidents of retaliation.

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 12, section b. iii., states, "For at least 90 days following a report of sexual abuse, staff shall monitor the conduct and treatment of clients or staff who reported the sexual abuse and of clients who were reported to have suffered sexual abuse to see if there are changes that may suggest possible retaliation by clients or staff, and shall act promptly to remedy any such retaliation. Items staff should monitor include any client disciplinary reports, housing, or program changes, or negative performance reviews or reassignments of staff. The facility shall continue such monitoring beyond 90 days if the initial monitoring indicates a continuing need."

The facility provided a PREA Follow Up/Monitoring Form. This form is used for retaliation monitoring, includes directional steps for those utilizing this form and documents the following:

1. Step 1: Follow up with client/staff member on needs for emotional support services, medical services, HIV/STD testing, and pregnancy tests (if female) or EAP services if staff. – Summarize follow up meeting below. Date completed
2. Step 2: Notify client of the outcome of the investigation. Summarize the details of the notification below: Date completed
3. Step 3: Monitor client/staff member for retaliation from other clients or staff members (review CM meeting notes, whether there has been an increase in IR's, negative performance reviews, drastic change in appearance, request for a bed/room change, and change in behavior/emotions). Summarize efforts and actions taken below. Dates completed
4. Step 4: Complete a status check in meeting at a minimum of every 30 days for the next 90 days. Follow up with client on any issues or concerns. Pay attention to evidence or reports that they are being retaliated against. Detail Check in meeting and actions taken (if necessary) below. Dates completed

(d) In the case of residents, such monitoring does include periodic checks. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 12, section b. iv., states, "In the case of clients, such monitoring shall also include documented periodic status checks."

(e) In the case of residents, such monitoring does include periodic checks. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 13, section b. v., "If any other individual who cooperates with an investigation expresses a fear of retaliation, the facility shall take appropriate measures to protect that individual against retaliation."

Through such reviews, the facility meets standard requirements.

115.271	<b>Criminal and administrative agency investigations</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Advantage Treatment Center Montrose PAQ</li> <li>2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021</li> <li>3. 2021 Montrose Investigation Tracking Spreadsheet</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Facility Director / PREA Compliance Manager</li> <li>2. PREA Coordinator</li> </ol> <p>The Facility Director / PREA Compliance Manager and PREA Coordinator are both investigators for the facility. Each will complete Administrative Investigations and the Montrose Police Department completes all criminal investigations.</p> <p>(a) The Advantage Treatment Center Montrose PAQ states the agency/facility has a policy related to criminal and administrative agency investigations.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 7, section F. a., states, "Where sexual harassment is alleged, the facility shall investigate promptly, thoroughly, and objectively for all allegations, including third-party and anonymous reports. If the incident is determined to be founded by the PREA Coordinator, the incident will be passed on to local law enforcement."</p> <p>(b) Policy compliance can be found in provision (a) of this standard.</p> <p>(c) Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 7, section F. c., states, "For criminal investigations, local law enforcement investigators shall have the responsibility to gather and preserve direct and circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data; shall interview alleged victims, suspected perpetrators, and witnesses; and shall review prior complaints and reports of sexual abuse involving the suspected perpetrator."</p> <p>(d-e) Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 7, section F. d. i., states, "When the quality of evidence appears to support criminal prosecution, the assigned investigator shall conduct compelled interviews only after consulting with prosecutors as to whether compelled interviews may be an obstacle for subsequent criminal prosecution.</p> <p>ii. Investigators shall assess the credibility of an alleged victim, suspect, or witness on an individual basis and shall not be determined by the person's status as client or staff. No investigator shall require a client who alleges sexual abuse to submit to a polygraph examination or other truth-telling device as a condition for proceeding with the investigation of such an allegation."</p> <p>(f) Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 7-8, section F. d. ii. A, states, "Administrative investigations into allegations: Shall include an effort to determine whether staff actions or failures to act contributed to the abuse."</p> <p>(g) Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 7-8, section F. d. ii. B, states, "Shall be documented in written reports that include a description of the physical and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings."</p> <p>(h) Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 8, section F. d. iv, states, "Substantiated allegations of conduct that appears to be criminal shall be referred for prosecution." There have been zero substantiated allegations of conduct that appear to be criminal that were referred for prosecution since the last audit.</p> <p>(i) Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 8, section F. d. iii., states, "Criminal investigations shall be documented in a written report that contains a thorough description of physical, testimonial, and documentary evidence and attaches copies of all documentary evidence where feasible. "</p> <p>The facility proved a 2021 Montrose Investigation Tracking Spreadsheet. The facility provided a 2021 Montrose Investigation Tracking spreadsheet. This spreadsheet tracks the following:</p> <ol style="list-style-type: none"> <li>1. Facility where the incident occurred</li> <li>2. Time line of events</li> <li>3. Date of discovery</li> <li>4. Investigator</li> <li>5. First Responder details</li> </ol>

(j) Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 8, section F. d. v., states, "The departure of the alleged perpetrator or victim from the employment or control of the facility shall not provide a basis for terminating an investigation."

(l) Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 8, section F. d. vi., states, "When a law enforcement agency investigates sexual abuse, the facility shall cooperate with outside investigators and shall endeavor to remain informed about the progress of the investigation."

Through such reviews, the facility meets standard requirements.

115.272	<b>Evidentiary standard for administrative investigations</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Advantage Treatment Center Montrose PAQ</li> <li>2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021</li> </ol> <p>(a) The Advantage Treatment Center Montrose PAQ Bureau states the agency imposes a standard of a preponderance of the evidence or a lower standard of proof for determining whether allegations of sexual abuse or sexual harassment are substantiated.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 8, section e. i., states, "The facility shall impose no standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated."</p> <p>Through such reviews, the facility meets standard requirements.</p>

115.273	<b>Reporting to residents</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Advantage Treatment Center Montrose PAQ</li> <li>2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021</li> <li>3. PREA Coordinator Report dated throughout 2021</li> <li>4. PREA Follow Up/Monitoring Form, not dated</li> </ol> <p>On Site Observation:</p> <p>Of the two investigations completed and reviewed, one was unfounded, and one was unsubstantiated; however, anonymously reported and recanted by the victim.</p> <p>(a) The Advantage Treatment Center Montrose PAQ states the agency has a policy requiring that any resident who makes an allegation that he or she suffered sexual abuse in an agency facility is informed, verbally or in writing, as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded following an investigation by the agency. The number of criminal and/or administrative investigations of alleged resident sexual abuse that were completed by the agency/facility in the past 12 months was three. Of the alleged sexual abuse investigations that were completed in the past 12 months, the number of residents who were notified, verbally or in writing, of the results of the investigation was three.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 11, section ix. A., states,</p> <ol style="list-style-type: none"> <li>A. "Following an investigation into a client's allegation of sexual abuse suffered in a facility, the Program Director or designee shall inform the client as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded.</li> <li>B. If the facility did not conduct the investigation, the Program Director or designee shall request the relevant information from the investigative facility in order to inform the client.</li> <li>C. Following a client's allegation that a staff member has committed sexual abuse against the client, the Program Director or designee shall subsequently inform the client (unless the facility has determined that the allegation is unfounded) whenever: <ol style="list-style-type: none"> <li>a. The staff member is no longer employed at the facility.</li> <li>b. The facility learns that the staff member has been indicted on a charge related to sexual abuse within the facility; or</li> <li>c. The facility learns that the staff member has been convicted on a charge related to sexual abuse within the facility.</li> <li>d. Following a client's allegation that they have been sexually abused by another client, the Program Director or designee shall subsequently inform the alleged victim whenever: <ol style="list-style-type: none"> <li>e. The facility learns that the alleged perpetrator has been indicted on a charge related to sexual abuse within the facility; or</li> <li>f. The facility learns that the alleged perpetrator has been convicted on a charge related to sexual abuse within the facility.</li> </ol> </li> <li>g. All such notifications or attempted notifications shall be documented."</li> </ol> <p>The facility provided three PREA Coordinator Reports summarizing the allegations, providing information on the incident, status of the investigation, outcome of the investigation and monitoring of retaliation.</p> <p>(b) The Advantage Treatment Center Montrose PAQ states an outside entity conducts such investigations, the agency requests the relevant information from the investigative entity in order to inform the resident of the outcome of the investigation. The number of investigations of alleged resident sexual abuse in the facility that were completed by an outside agency in the past 12 months was one. However, this incident occurred at a Client's place of work and not on the facility grounds. A follow up report was completed by the PREA Coordinator.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 11, section ix. B., states, "If an outside entity conducts such investigations, the agency requests the relevant information from the investigative entity in order to inform the resident of the outcome of the investigation."</p> <p>(c) The Advantage Treatment Center Montrose PAQ states following a resident's allegation that a staff member has committed sexual abuse against the resident, the agency/facility subsequently informs the resident (unless the agency has determined that the allegation is unfounded) whenever: (a) the staff member is no longer posted within the resident's unit; (b) the staff member is no longer employed at the facility; (c) the agency learns that the staff member has been indicted on a charge related to sexual abuse within the facility; or (d) the agency learns that the staff member has been convicted on a charge related to sexual abuse within the facility. There have been zero substantiated and unsubstantiated complaints in the past 12 months.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 11, section ix. C. a-e, states, "Following a client's allegation that a staff member has committed sexual abuse against the client, the Program Director or designee shall subsequently inform the client (unless the facility has determined that the allegation is unfounded) whenever:</p> <ol style="list-style-type: none"> <li>a. The staff member is no longer employed at the facility;</li> </ol> </li></ol>

- b. The facility learns that the staff member has been indicted on a charge related to sexual abuse within the facility; or
- c. The facility learns that the staff member has been convicted on a charge related to sexual abuse within the facility.
- d. Following a client's allegation that they have been sexually abused by another client, the Program Director or designee shall subsequently inform the alleged victim whenever:
- e. The facility learns that the alleged perpetrator has been indicted on a charge related to sexual abuse within the facility; or
- f. The facility learns that the alleged perpetrator has been convicted on a charge related to sexual abuse within the facility.
- g. All such notifications or attempted notifications shall be documented."

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

Policy compliance can be found in provision (c) of this standard.

(e) The Advantage Treatment Center Montrose PAQ states the agency has a policy that all notifications to residents described under this standard are documented. In the past 12 months, there has been two notifications to an inmate, pursuant to this standard. Of those motivations, in the past 12 months, two were documented.

The facility provided a PREA Follow Up/Monitoring Form. This form is used to document notifications and includes directional steps for those utilizing this form and documents the following:

1. Step 1: Follow up with client/staff member on needs for emotional support services, medical services, HIV/STD testing, and pregnancy tests (if female) or EAP services if staff. – Summarize follow up meeting below. Date completed
2. Step 2: Notify client of the outcome of the investigation. Summarize the details of the notification below: Date completed
3. Step 3: Monitor client/staff member for retaliation from other clients or staff members (review CM meeting notes, whether there has been an increase in IR's, negative performance reviews, drastic change in appearance, request for a bed/room changes, and change in behavior/emotions). Summarize efforts and actions taken below. Dates completed
4. Step 4: Complete a status check in meeting at a minimum of every 30 days for the next 90 days. Follow up with client on any issues or concerns. Pay attention to evidence or reports that they are being retaliated against. Detail Check in meeting and actions taken (if necessary) below. Dates completed

Through such reviews, the facility meets the standards requirements.



115.276	<b>Disciplinary sanctions for staff</b>
	<p data-bbox="242 145 738 174"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="242 210 451 239"><b>Auditor Discussion</b></p> <p data-bbox="242 271 435 300">Document Review:</p> <ol data-bbox="242 304 1273 365" style="list-style-type: none"> <li>1. Advantage Treatment Center Montrose PAQ</li> <li>2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021</li> </ol> <p data-bbox="242 396 352 425">Interviews:</p> <ol data-bbox="242 430 743 490" style="list-style-type: none"> <li>1. Program Director / PREA Compliance Manager</li> <li>2. PREA Coordinator</li> </ol> <p data-bbox="242 495 1469 555">The Program Director / PREA Compliance Manager and the PREA Coordinator attested to the facility having had zero staff who have been disciplined for violation of an agency sexual abuse or sexual harassment policy in the past 12 months.</p> <p data-bbox="242 586 1425 647">(a) The Advantage Treatment Center Montrose PAQ states staff is subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies.</p> <p data-bbox="242 678 1477 804">Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 14, section a., states, "Staff including interns, volunteers or contractors shall be subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies. Termination shall be the presumptive disciplinary sanction for staff who have engaged in sexual abuse."</p> <p data-bbox="242 835 1469 896">(b) The Advantage Treatment Center Montrose PAQ states in the last 12 months, there has been zero staff from the facility that had violated agency sexual abuse or sexual harassment policies.</p> <p data-bbox="242 900 1453 960">In the past 12 months, the number of staff from the facility who have been terminated (or resigned prior to termination) for violating agency sexual abuse or sexual harassment policies is zero.</p> <p data-bbox="242 992 1477 1153">(c) The Advantage Treatment Center Montrose PAQ states disciplinary sanctions for violations of agency policies relating to sexual abuse or sexual harassment (other than actually engaging in sexual abuse) are commensurate with the nature and circumstances of the acts committed, the staff member's disciplinary history, and the sanctions imposed for comparable offenses by other staff with similar histories. In the past 12 months there have been zero staff requiring discipline for sexual abuse or sexual harassment.</p> <p data-bbox="242 1193 1453 1321">Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 14, section a. i., states, "Disciplinary sanctions for violations of agency policies relating to sexual abuse or sexual harassment (other than actually engaging in sexual abuse) will be based on 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."</p> <p data-bbox="242 1352 1477 1478">(d) The Advantage Treatment Center Montrose PAQ states all terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, are reported to law enforcement agencies, unless the activity was clearly not criminal, and to any relevant licensing bodies. In the past 12 months, zero staff have been terminated for sexual abuse or harassment.</p> <p data-bbox="242 1543 1497 1671">Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 14, section a. iv., states, "All terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff (or any contractor or volunteer) who would have been terminated if not for their resignation, shall be reported to law enforcement agencies, unless the activity was clearly not criminal, and to any relevant licensing bodies."</p> <p data-bbox="242 1700 882 1729">Through such reviews, the facility meets standard requirements.</p>

115.277	<b>Corrective action for contractors and volunteers</b>
	<p data-bbox="242 145 738 174"><b>Auditor Overall Determination:</b> Meets Standard</p> <p data-bbox="242 210 451 239"><b>Auditor Discussion</b></p> <p data-bbox="242 271 435 300">Document Review:</p> <ol data-bbox="242 304 1273 365" style="list-style-type: none"> <li>1. Advantage Treatment Center Montrose PAQ</li> <li>2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021</li> </ol> <p data-bbox="242 396 352 425">Interviews:</p> <ol data-bbox="242 430 456 459" style="list-style-type: none"> <li>1. PREA Coordinator</li> </ol> <p data-bbox="242 463 1469 524">The PREA Coordinator reported during the last audit cycle, the facility did not have any volunteers or contractors subject to disciplinary action due to violating sexual abuse or sexual harassment policies.</p> <p data-bbox="242 555 1490 748">(a) The Advantage Treatment Center Montrose PAQ states agency policy requires that any contractor or volunteer who engages in sexual abuse be reported to law enforcement agencies (unless the activity was clearly not criminal) and to relevant licensing bodies. Agency policy requires that any contractor or volunteer who engages in sexual abuse be prohibited from contact with residents. In the past 12 months, contractors or volunteers have not been reported to law enforcement agencies and relevant licensing bodies for engaging in sexual abuse of residents. In the past 12 months, the number of contractors or volunteers reported to law enforcement for engaging in sexual abuse of residents was zero.</p> <p data-bbox="242 779 1477 904">Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 14, section a. i., states, "Staff including interns, volunteers or contractors shall be subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies. Termination shall be the presumptive disciplinary sanction for staff who have engaged in sexual abuse.</p> <p data-bbox="242 909 1461 1008">i. Disciplinary sanctions for violations of agency policies relating to sexual abuse or sexual harassment (other than actually engaging in sexual abuse) will be based on 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."</p> <p data-bbox="242 1039 1477 1137">Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 14, section a. iii., states, "The facility shall take appropriate remedial measures, and shall consider whether to prohibit further contact with residents, in the case of any other violation of agency sexual abuse or sexual harassment policies by a contractor or volunteer."</p> <p data-bbox="242 1169 1493 1294">Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 14, section a. iv., states, "All terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff (or any contractor or volunteer) who would have been terminated if not for their resignation, shall be reported to law enforcement agencies, unless the activity was clearly not criminal, and to any relevant licensing bodies."</p> <p data-bbox="242 1326 1485 1424">(b) The Advantage Treatment Center Montrose PAQ the facility takes appropriate remedial measures and considers whether to prohibit further contact with Inmates in the case of any other violation of agency sexual abuse or sexual harassment policies by a contractor or volunteer. Policy compliance can be found in provision (a) of this standard.</p> <p data-bbox="242 1451 882 1480">Through such reviews, the facility meets standard requirements.</p>

115.278	<b>Disciplinary sanctions for residents</b>
	<p><b>Auditor Overall Determination:</b> Meets Standard</p> <p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Advantage Treatment Center Montrose PAQ</li> <li>2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. PREA Coordinator</li> </ol> <p>The interview with the PREA Coordinator demonstrated residents who falsely reported PREA allegations would typically be moved to another dorm or removed from the facility.</p> <p>(a-b) The Advantage Treatment Center Montrose PAQ states residents are subject to disciplinary sanctions only pursuant to a formal disciplinary process following an administrative finding that a resident engaged in resident-on-resident sexual abuse. Residents are subject to disciplinary sanctions only pursuant to a formal disciplinary process following a criminal finding of guilt for resident-on-resident sexual abuse. In the past 12 months, the number of administrative findings of resident-on-resident sexual abuse that have occurred at the facility was zero. In the past 12 months, the number of criminal findings of guilt for resident-on-resident sexual abuse that have occurred at the facility was zero.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 14, section b., states, "Clients guilty of sexual behavior/misconduct of any kind with other employees or clients will be immediately regressed."</p> <p>(c) Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 14, section d., states, "For the purpose of disciplinary action, a report of sexual abuse made in good faith based upon a reasonable belief that the alleged conduct occurred shall not constitute falsely reporting an incident or lying, even if an investigation does not establish evidence sufficient to substantiate the allegation."</p> <p>(d) The Advantage Treatment Center Montrose PAQ states, "The facility does not offer therapy, counseling, or other interventions designed to address and correct the underlying reasons or motivations for abuse.</p> <p>(e) The Advantage Treatment Center Montrose PAQ states the agency disciplines residents for sexual conduct with staff only upon finding that the staff member did not consent to such contact.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 14, section c., states, "A client will only be disciplined for sexual contact with staff only upon a finding that the staff member did not consent to such contact."</p> <p>(f) Advantage Treatment Center Montrose PAQ states the agency prohibits disciplinary action for a report of sexual abuse made in good faith based upon a reasonable belief that the alleged conduct occurred, even if an investigation does not establish evidence sufficient to substantiate the allegation.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 14, section d., states, "For the purpose of disciplinary action, a report of sexual abuse made in good faith based upon a reasonable belief that the alleged conduct occurred shall not constitute falsely reporting an incident or lying, even if an investigation does not establish evidence sufficient to substantiate the allegation."</p> <p>(g) Advantage Treatment Center Montrose PAQ states the agency prohibits all sexual activity between residents.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 1, section policy, states, "Advantage Treatment Center facilities have a zero-tolerance policy for any sexual contact or sexual harassment, whether consensual or non-consensual, between clients and between clients and staff members. Any behavior of a sexual nature whether verbal, nonverbal, or physical is strictly prohibited at Advantage Treatment Center.</p> <p>Prohibited sexual behavior includes sexual assault, sexual misconduct, staff sexual conduct in a correctional institution, and sexual harassment. Every report or observation of prohibited sexual behavior between clients or between clients and staff shall follow this policy for the prevention of, response to, training and education of, risk screening for, reporting of, response to, investigation of, for, medical and mental health care following, and data collection of incidents of prohibited sexual behavior."</p> <p>Through such reviews, the facility meets standard requirements.</p>

115.282	<b>Access to emergency medical and mental health services</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Advantage Treatment Center Montrose PAQ</li> <li>2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021</li> </ol> <p>Site Observation:</p> <p>A review of inmate files demonstrated inmate disclosures are documented and follow up mental health appointments are offered and documented. The facility does not provide onsite medical or mental services.</p> <p>(a) The Advantage Treatment Center Montrose PAQ states resident victims of sexual abuse receive timely, unimpeded access to emergency medical treatment and crisis intervention services. The nature and scope of such services are determined by medical and mental health practitioners according to their professional judgment. The facility would always refer out to local mental health or the emergency room for medical and mental health emergency situations.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 13, section I.e., i., states, "Client victims of sexual abuse shall receive timely, unimpeded access to emergency medical treatment and crisis intervention services, the nature and scope of which are determined by medical and mental health practitioners according to their professional judgment. "</p> <p>(b) Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 13, section I. a. ii., states, "At the time a report of recent abuse is made, staff first responders shall take preliminary steps to protect the victim and shall immediately notify the appropriate medical and mental health practitioners."</p> <p>(c) The Advantage Treatment Center Montrose PAQ states, resident victims of sexual abuse while incarcerated are offered timely information about and timely access to emergency contraception and sexually transmitted infections prophylaxis, in accordance with professionally accepted standards of care, where medically appropriate.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 13, section I. a. iii., states, "Client victims of sexual abuse while in ATC's custody shall be offered by a medical provider 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. "</p> <p>The facility provided a Colorado Criminal Justice Mental Health Screen. The health screen is an in-depth screening form for a multitude of mental health purposes.</p> <p>(d) The Advantage Treatment Center Montrose PAQ states, treatment services are provided to every victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 13, section I. a. iv., states, "Treatment services shall be provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident."</p> <p>Through such reviews, the facility meets standard requirements.</p>

115.283	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>
	<p><b>Auditor Overall Determination:</b> Meets Standard</p> <p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Advantage Treatment Center Montrose PAQ</li> <li>2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. Targeted residents</li> </ol> <p>Interviews with targeted residents demonstrated that each interviewed are aware of access to emergency medical and mental health services. Of the residents interviewed, none reported needing access to emergency medical or mental health services.</p> <p>(a) The Advantage Treatment Center Montrose PAQ states the facility offers medical and mental health evaluation and, as appropriate, treatment to all residents who have been victimized by sexual abuse in any prison, jail, lockup, or juvenile facility.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 13, section b. i., states, “The facility shall refer for medical and mental health evaluation and, as appropriate, treatment to all clients who have been victimized by sexual abuse in confinement.”</p> <p>(b) Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 13, section b. ii., states, “Referral for evaluation and treatment of such victims shall include, as appropriate, follow-up services, treatment plans, and, when necessary, referrals for continued care following their transfer to, or placement in, other facilities, or their release from custody. “</p> <p>(c) Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 13, section b. iii., states, “The facility shall refer such victims for medical and mental health services consistent with the community level of care. “</p> <p>(d-e) The Advantage Treatment Center Montrose PAQ states female victims of sexually abusive vaginal penetration while incarcerated are offered pregnancy tests.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 8, section C., states, “Client victims of sexually abusive vaginal penetration while incarcerated shall be offered pregnancy tests. If pregnancy results from sexual abuse, such victims shall receive timely and comprehensive information about and timely access to all lawful pregnancy-related medical services.”</p> <p>(f) The Advantage Treatment Center Montrose PAQ states resident victims of sexual abuse while incarcerated are offered tests for sexually transmitted infections as medically appropriate.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 8, section E., states, “Client victims of sexual abuse while incarcerated shall be offered tests for sexually transmitted infections as medically appropriate.”</p> <p>(g) Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 7, section f. ii., states, “The facility shall offer all victims of sexual abuse access to forensic medical examinations at an outside facility, without financial cost, where evidentiary or medically appropriate. Such examinations shall be performed by Sexual Assault Forensic Examiners (SAFEs) or Sexual Assault Nurse Examiners (SANEs) where possible.”</p> <p>(h) This Advantage Treatment Center Montrose PAQ states the facility does not attempt to conduct a mental health evaluation of all known resident-on-resident abusers within 60 days of learning of such abuse history and offers treatment when deemed appropriate by mental health practitioners.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 13, section b. iv., states, “The facility shall attempt to conduct or refer for a mental health evaluation of all known client-on-client abusers within 60 days of learning of such abuse history and refer for treatment when deemed appropriate by mental health practitioners.”</p> <p>Through such reviews, the facility meets standard requirements.</p>

115.286	<b>Sexual abuse incident reviews</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Advantage Treatment Center Montrose PAQ</li> <li>2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021</li> <li>3. Advantage Treatment Center Prison Rape Elimination Act Review Team Form, not dated</li> </ol> <p>Interviews:</p> <ol style="list-style-type: none"> <li>1. PREA Coordinator</li> </ol> <p>The PREA Coordinator clearly articulated her review of all incidents and reported there were two investigations of sexual harassment and sexual abuse in the last 12 months.</p> <p>(a) The Advantage Treatment Center Montrose PAQ states the facility conducts a sexual abuse incident review at the conclusion of every criminal or administrative sexual abuse investigation, unless the allegation has been determined to be unfounded. In the past 12 months there have been one criminal and or administrative investigations of alleged sexual abuse completed at the facility,</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 14, section K. a. i., states, "ATC shall conduct a sexual abuse incident review at the conclusion of every sexual abuse investigation, including where the allegation has not been substantiated, unless the allegation has been determined to be unfounded."</p> <p>The facility provided an Advantage Treatment Center Prison Rape Elimination Act Review Team Form. This form documents the following:</p> <ol style="list-style-type: none"> <li>1. Does the allegation or investigation indicate a need to change policy or practice to better prevent, detect, or respond to sexual abuse?</li> <li>2. Was the incident or allegation 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.</li> <li>3. Examine the area in the facility where the incident allegedly occurred to assess whether physical barriers in the area may enable abuse.</li> <li>4. Assess the adequacy of staffing levels in that area during different shifts.</li> <li>5. Assess whether monitoring technology should be deployed or augmented to supplement supervision by staff.</li> <li>6. Written report completed and includes findings; notification made to DCJ, review from submitted to PREA Coordinator and Facility Head.</li> </ol> <p>(b) The Advantage Treatment Center Montrose PAQ states sexual abuse incident reviews are ordinarily conducted within 30 days of concluding the criminal or administrative investigation. In the past 12 months, the number of criminal and/or administrative investigations of alleged sexual abuse completed at the facility that were followed by a sexual abuse incident review within 30 days, excluding only "unfounded" incidents were one.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 14, section K. a. ii., states, "Such review shall ordinarily occur within 30 days of the conclusion of the investigation."</p> <p>(c) The Advantage Treatment Center Montrose PAQ states the sexual abuse incident review team includes upper-level management officials and allows for input from line supervisors, investigators, and medical or mental health practitioners.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 14, section K. a. iii., states, "The review team shall include upper-level management officials, with input from line supervisors, investigators, and medical or mental health."</p> <p>(d) The Advantage Treatment Center Montrose PAQ states the facility prepares a report of its findings from sexual abuse incident reviews, including but not necessarily limited to determinations made pursuant to paragraphs (d)(1) -(d)(5) of this section, and any recommendations for improvement and submits such report to the facility head and PREA Coordinator.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 15, section K. a. vi., states, "The review team shall:</p> <ol style="list-style-type: none"> <li>A) Consider whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse.</li> <li>B) Consider 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.</li> </ol>

- C) Examine the area in the facility where the incident allegedly occurred to assess whether physical barriers in the area may enable abuse;
- D) Assess the adequacy of staffing levels in that area during different shifts;
- E) Assess whether monitoring technology should be deployed or augmented to supplement supervision by staff; and
- F) Prepare a report of its findings, including but not necessarily limited to determinations made pursuant to paragraphs (iv)(1)-(iv)(5) of this section, and any recommendations for improvement, and submit such report to the PREA Coordinator.”

(e) The Advantage Treatment Center Montrose PAQ states, the facility implements the recommendations for improvement or documents its reasons for not doing so.

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 15, section K. a. vii., states, “The facility shall implement the recommendations for improvement, or shall document its reasons for not doing so.”

Through such reviews, the facility meets standard requirements.

115.287	<b>Data collection</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>



Document Review:

1. Advantage Treatment Center Montrose PAQ
2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021
3. 2021 Advantage Treatment Center, Inc., PREA Annual Report

(a) The Advantage Treatment Center Montrose PAQ states the agency collects accurate, uniform data for every allegation of sexual abuse at facilities under its direct control using a standardized instrument and set of definitions.

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 15, section b. i., states, "ATC shall collect accurate, uniform data for every allegation of sexual abuse using a standardized instrument and set of definitions. The PREA Coordinator will collect, analyze and report the findings as outlined in this policy."

The facility provided the 2021 Advantage Treatment Center, Inc., PREA Annual Report. The Plan aggregates and analysis the following data:

1. Total allegations reported
2. Total allegations founded (all types)
3. Total allegations that occurred in outside facilities
4. Total staff on client allegations
5. Total client on client allegations

ATC PREA Goals and Values:

1. Prevention/Identification
2. Policies and Procedures
3. Investigation/Response

Commitment to Reaching Goals:

1. Culture and Community
2. Treatment Services
3. Good Practices

Analysis of the Data:

1. Comparing Previous Years Data
2. Past Audit Responses and Progress Made
3. Analysis of Aggregated Data

(b) The Advantage Treatment Center Montrose PAQ states the agency aggregates the incident-based sexual abuse at least annually.

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 15, section b. ii., states, "ATC shall aggregate the incident-based sexual abuse data at least annually."

(c) The Advantage Treatment Center Montrose PAQ states the standardized instrument includes, at a minimum, the data necessary to answer all questions from the most recent version of the Survey of Sexual Violence (SSV) conducted by the Department of Justice.

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 15, section b. iii., states, "The incident-based data collected shall include, at a minimum, the data necessary to answer all questions from the most recent version of the Survey of Sexual Violence conducted by the Department of Justice."

(d) The Advantage Treatment Center Montrose PAQ states the agency maintains, reviews, and collects data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews.

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 15, section b. iv., states, "The company shall maintain, review, and collect data as needed from all available incident-based documents including reports, investigation files, and sexual abuse incident reviews."

(e) This provision is not applicable as Advantage Treatment Center, Inc., as they do not have private facilities.

(f) The Advantage Treatment Center Montrose PAQ states the agency did not provide the Department of Justice (DOJ) with data from the previous calendar year upon request.

Through such reviews, the facility meets the standard requirements.

115.288	<b>Data review for corrective action</b>
	Auditor Overall Determination: Meets Standard
	Auditor Discussion

Document Review:

1. Advantage Treatment Center Montrose PAQ
2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021
3. 2021 Advantage Treatment Center, Inc., PREA Annual Report, signed by Agency President, dated 3.23.2021
4. Agency website: <https://www.atreatemntcenters.com/>

(a) The Advantage Treatment Center Montrose PAQ states the agency reviews data collected and aggregated pursuant to §115.287 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, response policies, and training, including: (a) identifying problem areas; (b) taking corrective action on an ongoing basis; and (c) preparing an annual report of its findings from its data review and any corrective actions for each facility, as well as the agency as a whole.

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 15-16, section c. i. A-C., states, "ATC shall review data collected in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including:

1. Identifying problem areas.
2. Taking corrective action on an ongoing basis; and
3. Preparing an annual report of its findings and corrective actions for each facility, as well as the company as a whole."

The facility provided the 2021 Advantage Treatment Center, Inc., PREA Annual Report. The Plan aggregates and analysis the following data:

ATC PREA Goals and Values:

1. Prevention/Identification
2. Policies and Procedures
3. Investigation/Response

Commitment to Reaching Goals:

1. Culture and Community
2. Treatment Services
3. Good Practices

Analysis of the Data:

1. Comparing Previous Years Data
2. Past Audit Responses and Progress Made
3. Analysis of Aggregated Data

(b) The Advantage Treatment Center Montrose PAQ states the annual report includes a comparison of the current year's data and corrective actions to those from prior years. The annual report provides an assessment of the agency's progress in addressing sexual abuse. The annual report compares data 2020 and 2021 data. The annual report provides progress in addressing sexual abuse.

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 16, section c. ii., states, "Such report shall include a comparison of the current year's data and corrective actions with those from prior years and shall provide an assessment of the facility's progress in addressing sexual abuse."

(c) The Advantage Treatment Center Montrose PAQ states the agency makes its annual report readily available to the public, at least annually, through its website. Annual reports are approved by the agency head. The President, Advantage Treatment Center signs the annual report.

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 16, section c. iii., states, "The company's report shall be made readily available to the public through its website or, if it does not have one, through other means."

The Agency Annual Report is available on the following website: <https://www.atreatemntcenters.com/>

(d) The Advantage Treatment Center Montrose PAQ states when the agency redacts material from an annual report for publication, the redactions are limited to specific materials where publication would present a clear and specific threat to the safety and security of the facility.

Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 16, section c. iv., states, "The company may redact specific material from the reports when publication would present a clear and specific threat to the safety and security of a facility, but must indicate the nature of the material redacted."

Through such reviews, the facility meets standard requirements.

115.289	<p><b>Data storage, publication, and destruction</b></p> <p><b>Auditor Overall Determination:</b> Meets Standard</p> <p><b>Auditor Discussion</b></p> <p>Document Review:</p> <ol style="list-style-type: none"> <li>1. Advantage Treatment Center Montrose PAQ</li> <li>2. Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, dated 6.1.2021</li> </ol> <p>(a) The Advantage Treatment Center Montrose PAQ states the agency ensures that incident-based and aggregate data are securely retained.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 16, section d. i., states, "ATC shall ensure that data collected pursuant is securely retained according to policy."</p> <p>(b) The Advantage Treatment Center Montrose PAQ states agency policy requires that aggregated sexual abuse data from facilities under its direct control and private facilities with which it contracts be made readily available to the public at least annually through its website.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 16, section d. ii., states, "ATC shall make all aggregated sexual abuse data, from facilities under its direct control, readily available to the public at least annually through its website or, if it does not have one, through other means."</p> <p>(c) The Advantage Treatment Center Montrose PAQ states before making aggregated sexual abuse data publicly available, the agency removes all personal identifiers.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 16, section d. iii., states, "Before making aggregated sexual abuse data publicly available, ATC shall remove all personal identifiers."</p> <p>(d) Compliance can be found in provision (a) of this standard.</p> <p>Advantage Treatment Center Prison Rape Elimination Policy and Procedure CS-070, page 16, section d. iv., states, "ATC shall maintain sexual abuse data collected for at least 10 years after the date of the initial collection."</p> <p>Through such reviews, the facility meets standard requirements.</p>
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115.401	<b>Frequency and scope of audits</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<p data-bbox="229 192 1509 255"><b>Auditor Discussion</b></p> <p data-bbox="229 255 1509 318">(a) During the prior three-year audit period, the agency ensured that each facility operated was audited, once.</p> <p data-bbox="229 318 1509 380">(b) This is the third audit cycle for Advantage Treatment Center Montrose and the third year of the third audit cycle.</p> <p data-bbox="229 380 1509 443">(h) The Auditor was granted complete access to, and the ability to observe, all areas of the facility.</p> <p data-bbox="229 443 1509 542">(i) The Auditor was permitted to request and receive copies of any relevant documents (including electronically stored information).</p> <p data-bbox="229 542 1509 604">(m) The Auditor was permitted to conduct private interviews with residents.</p> <p data-bbox="229 604 1509 689">(n) Residents permitted to send confidential information or correspondence to the Auditor in the same manner as if they were communicating with legal counsel.</p> <p data-bbox="229 689 1509 723">Through such reviews, the facility meets the standard requirements.</p>

115.403	<b>Audit contents and findings</b>
	<b>Auditor Overall Determination:</b> Meets Standard
	<b>Auditor Discussion</b>
	(b) The agency has posted the current 2018 PREA audit report, on their website.  Through such reviews, the facility meets the standard requirements.

<b>Appendix: Provision Findings</b>		
<b>115.211 (a)</b>	<b>Zero tolerance of sexual abuse and sexual harassment; PREA coordinator</b>	
	Does the agency have a written policy mandating zero tolerance toward all forms of sexual abuse and sexual harassment?	yes
	Does the written policy outline the agency's approach to preventing, detecting, and responding to sexual abuse and sexual harassment?	yes
<b>115.211 (b)</b>	<b>Zero tolerance of sexual abuse and sexual harassment; PREA coordinator</b>	
	Has the agency employed or designated an agency-wide PREA Coordinator?	yes
	Is the PREA Coordinator position in the upper-level of the agency hierarchy?	yes
	Does the PREA Coordinator have sufficient time and authority to develop, implement, and oversee agency efforts to comply with the PREA standards in all of its community confinement facilities?	yes
<b>115.212 (a)</b>	<b>Contracting with other entities for the confinement of residents</b>	
	If this agency is public and it contracts for the confinement of its residents with private agencies or other entities, including other government agencies, has the agency included the entity's obligation to adopt and comply with the PREA standards in any new contract or contract renewal signed on or after August 20, 2012? (N/A if the agency does not contract with private agencies or other entities for the confinement of residents.)	na
<b>115.212 (b)</b>	<b>Contracting with other entities for the confinement of residents</b>	
	Does any new contract or contract renewal signed on or after August 20, 2012 provide for agency contract monitoring to ensure that the contractor is complying with the PREA standards? (N/A if the agency does not contract with private agencies or other entities for the confinement of residents.)	na
<b>115.212 (c)</b>	<b>Contracting with other entities for the confinement of residents</b>	
	If the agency has entered into a contract with an entity that fails to comply with the PREA standards, did the agency do so only in emergency circumstances after making all reasonable attempts to find a PREA compliant private agency or other entity to confine residents? (N/A if the agency has not entered into a contract with an entity that fails to comply with the PREA standards.)	na
	In such a case, does the agency document its unsuccessful attempts to find an entity in compliance with the standards? (N/A if the agency has not entered into a contract with an entity that fails to comply with the PREA standards.)	na
<b>115.213 (a)</b>	<b>Supervision and monitoring</b>	
	Does the facility have a documented staffing plan that provides for adequate levels of staffing and, where applicable, video monitoring to protect residents against sexual abuse?	yes
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: The physical layout of each facility?	yes
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: The composition of the resident population?	yes
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: The prevalence of substantiated and unsubstantiated incidents of sexual abuse?	yes
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Any other relevant factors?	yes

<b>115.213 (b)</b>	<b>Supervision and monitoring</b>	
	In circumstances where the staffing plan is not complied with, does the facility document and justify all deviations from the plan? (NA if no deviations from staffing plan.)	yes
<b>115.213 (c)</b>	<b>Supervision and monitoring</b>	
	In the past 12 months, has the facility assessed, determined, and documented whether adjustments are needed to the staffing plan established pursuant to paragraph (a) of this section?	yes
	In the past 12 months, has the facility assessed, determined, and documented whether adjustments are needed to prevailing staffing patterns?	yes
	In the past 12 months, has the facility assessed, determined, and documented whether adjustments are needed to the facility's deployment of video monitoring systems and other monitoring technologies?	yes
	In the past 12 months, has the facility assessed, determined, and documented whether adjustments are needed to the resources the facility has available to commit to ensure adequate staffing levels?	yes
<b>115.215 (a)</b>	<b>Limits to cross-gender viewing and searches</b>	
	Does the facility always refrain from conducting any cross-gender strip searches or cross-gender visual body cavity searches, except in exigent circumstances or by medical practitioners?	yes
<b>115.215 (b)</b>	<b>Limits to cross-gender viewing and searches</b>	
	Does the facility always refrain from conducting cross-gender pat-down searches of female residents, except in exigent circumstances? (N/A if the facility does not have female inmates.)	na
	Does the facility always refrain from restricting female residents' access to regularly available programming or other outside opportunities in order to comply with this provision? (N/A if the facility does not have female inmates.)	na
<b>115.215 (c)</b>	<b>Limits to cross-gender viewing and searches</b>	
	Does the facility document all cross-gender strip searches and cross-gender visual body cavity searches?	yes
	Does the facility document all cross-gender pat-down searches of female residents?	yes
<b>115.215 (d)</b>	<b>Limits to cross-gender viewing and searches</b>	
	Does the facility have policies that enable residents to shower, perform bodily functions, and change clothing without non-medical staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks?	yes
	Does the facility have procedures that enable residents to shower, perform bodily functions, and change clothing without non-medical staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks?	yes
	Does the facility require staff of the opposite gender to announce their presence when entering an area where residents are likely to be showering, performing bodily functions, or changing clothing?	yes



<b>115.215 (e)</b>	<b>Limits to cross-gender viewing and searches</b>	
	Does the facility always refrain from searching or physically examining transgender or intersex residents for the sole purpose of determining the resident's genital status?	yes
	If the resident's genital status is unknown, does the facility determine genital status during conversations with the resident, by reviewing medical records, or, if necessary, by learning that information as part of a broader medical examination conducted in private by a medical practitioner?	yes
<b>115.215 (f)</b>	<b>Limits to cross-gender viewing and searches</b>	
	Does the facility/agency train security staff in how to conduct cross-gender pat down searches in a professional and respectful manner, and in the least intrusive manner possible, consistent with security needs?	no
	Does the facility/agency train security staff in how to conduct searches of transgender and intersex residents in a professional and respectful manner, and in the least intrusive manner possible, consistent with security needs?	no

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

<b>115.216 (c)</b>	<b>Residents with disabilities and residents who are limited English proficient</b>	
	Does the agency always refrain from relying on resident interpreters, resident readers, or other types of resident assistants except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the resident's safety, the performance of first-response duties under §115.264, or the investigation of the resident's allegations?	yes
<b>115.217 (a)</b>	<b>Hiring and promotion decisions</b>	
	Does the agency prohibit the hiring or promotion of anyone who may have contact with residents who: Has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. 1997)?	yes
	Does the agency prohibit the hiring or promotion of anyone who may have contact with residents who: Has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse?	yes
	Does the agency prohibit the hiring or promotion of anyone who may have contact with residents who: Has been civilly or administratively adjudicated to have engaged in the activity described in the two questions immediately above ?	yes
	Does the agency prohibit the enlistment of the services of any contractor who may have contact with residents who: Has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. 1997)?	yes
	Does the agency prohibit the enlistment of the services of any contractor who may have contact with residents who: Has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse?	yes
	Does the agency prohibit the enlistment of the services of any contractor who may have contact with residents who: Has been civilly or administratively adjudicated to have engaged in the activity described in the two questions immediately above ?	yes
<b>115.217 (b)</b>	<b>Hiring and promotion decisions</b>	
	Does the agency consider any incidents of sexual harassment in determining whether to hire or promote anyone who may have contact with residents?	yes
	Does the agency consider any incidents of sexual harassment in determining to enlist the services of any contractor who may have contact with residents?	yes
<b>115.217 (c)</b>	<b>Hiring and promotion decisions</b>	
	Before hiring new employees who may have contact with residents, does the agency: Perform a criminal background records check?	yes
	Before hiring new employees who may have contact with residents, does the agency, consistent with Federal, State, and local law, make its best efforts to contact all prior institutional employers for information on substantiated allegations of sexual abuse or any resignation during a pending investigation of an allegation of sexual abuse?	yes
<b>115.217 (d)</b>	<b>Hiring and promotion decisions</b>	
	Does the agency perform a criminal background records check before enlisting the services of any contractor who may have contact with residents?	yes
<b>115.217 (e)</b>	<b>Hiring and promotion decisions</b>	
	Does the agency either conduct criminal background records checks at least every five years of current employees and contractors who may have contact with residents or have in place a system for otherwise capturing such information for current employees?	yes

<b>115.217 (f)</b>	<b>Hiring and promotion decisions</b>	
	Does the agency ask all applicants and employees who may have contact with residents directly about previous misconduct described in paragraph (a) of this section in written applications or interviews for hiring or promotions?	yes
	Does the agency ask all applicants and employees who may have contact with residents directly about previous misconduct described in paragraph (a) of this section in any interviews or written self-evaluations conducted as part of reviews of current employees?	yes
	Does the agency impose upon employees a continuing affirmative duty to disclose any such misconduct?	yes
<b>115.217 (g)</b>	<b>Hiring and promotion decisions</b>	
	Does the agency consider material omissions regarding such misconduct, or the provision of materially false information, grounds for termination?	yes
<b>115.217 (h)</b>	<b>Hiring and promotion decisions</b>	
	Does the agency provide information on substantiated allegations of sexual abuse or sexual harassment involving a former employee upon receiving a request from an institutional employer for whom such employee has applied to work? (N/A if providing information on substantiated allegations of sexual abuse or sexual harassment involving a former employee is prohibited by law.)	yes
<b>115.218 (a)</b>	<b>Upgrades to facilities and technology</b>	
	If the agency designed or acquired any new facility or planned any substantial expansion or modification of existing facilities, did the agency consider the effect of the design, acquisition, expansion, or modification upon the agency's ability to protect residents from sexual abuse? (N/A if agency/facility has not acquired a new facility or made a substantial expansion to existing facilities since August 20, 2012 or since the last PREA audit, whichever is later.)	yes
<b>115.218 (b)</b>	<b>Upgrades to facilities and technology</b>	
	If the agency installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology, did the agency consider how such technology may enhance the agency's ability to protect residents from sexual abuse? (N/A if agency/facility has not installed or updated any video monitoring system, electronic surveillance system, or other monitoring technology since August 20, 2012 or since the last PREA audit, whichever is later.)	yes
<b>115.221 (a)</b>	<b>Evidence protocol and forensic medical examinations</b>	
	If the agency is responsible for investigating allegations of sexual abuse, does the agency follow a uniform evidence protocol that maximizes the potential for obtaining usable physical evidence for administrative proceedings and criminal prosecutions? (N/A if the agency/facility is not responsible for conducting any form of criminal or administrative sexual abuse investigations.)	yes
<b>115.221 (b)</b>	<b>Evidence protocol and forensic medical examinations</b>	
	Is this protocol developmentally appropriate for youth where applicable? (NA if the agency/facility is not responsible for conducting any form of criminal or administrative sexual abuse investigations.)	na
	Is this protocol, as appropriate, adapted from or otherwise based on the most recent edition of the U.S. Department of Justice's Office on Violence Against Women publication, "A National Protocol for Sexual Assault Medical Forensic Examinations, Adults/Adolescents," or similarly comprehensive and authoritative protocols developed after 2011? (NA if the agency/facility is not responsible for conducting any form of criminal or administrative sexual abuse investigations.)	na

<b>115.221 (c)</b>	<b>Evidence protocol and forensic medical examinations</b>	
	Does the agency offer all victims of sexual abuse access to forensic medical examinations, whether on-site or at an outside facility, without financial cost, where evidentiarily or medically appropriate?	yes
	Are such examinations performed by Sexual Assault Forensic Examiners (SAFEs) or Sexual Assault Nurse Examiners (SANEs) where possible?	yes
	If SAFEs or SANEs cannot be made available, is the examination performed by other qualified medical practitioners (they must have been specifically trained to conduct sexual assault forensic exams)?	yes
	Has the agency documented its efforts to provide SAFEs or SANEs?	yes
<b>115.221 (d)</b>	<b>Evidence protocol and forensic medical examinations</b>	
	Does the agency attempt to make available to the victim a victim advocate from a rape crisis center?	yes
	If a rape crisis center is not available to provide victim advocate services, does the agency make available to provide these services a qualified staff member from a community-based organization, or a qualified agency staff member?	yes
	Has the agency documented its efforts to secure services from rape crisis centers?	yes
<b>115.221 (e)</b>	<b>Evidence protocol and forensic medical examinations</b>	
	As requested by the victim, does the victim advocate, qualified agency staff member, or qualified community-based organization staff member accompany and support the victim through the forensic medical examination process and investigatory interviews?	yes
	As requested by the victim, does this person provide emotional support, crisis intervention, information, and referrals?	yes
<b>115.221 (f)</b>	<b>Evidence protocol and forensic medical examinations</b>	
	If the agency itself is not responsible for investigating allegations of sexual abuse, has the agency requested that the investigating agency follow the requirements of paragraphs (a) through (e) of this section? (N/A if the agency/facility is responsible for conducting criminal AND administrative sexual abuse investigations.)	yes
<b>115.221 (h)</b>	<b>Evidence protocol and forensic medical examinations</b>	
	If the agency uses a qualified agency staff member or a qualified community-based staff member for the purposes of this section, has the individual been screened for appropriateness to serve in this role and received education concerning sexual assault and forensic examination issues in general? (N/A if agency attempts to make a victim advocate from a rape crisis center available to victims per 115.221(d) above).	yes
<b>115.222 (a)</b>	<b>Policies to ensure referrals of allegations for investigations</b>	
	Does the agency ensure an administrative or criminal investigation is completed for all allegations of sexual abuse?	yes
	Does the agency ensure an administrative or criminal investigation is completed for all allegations of sexual harassment?	yes

<b>115.222 (b)</b>	<b>Policies to ensure referrals of allegations for investigations</b>	
	Does the agency have a policy in place to ensure that allegations of sexual abuse or sexual harassment are referred for investigation to an agency with the legal authority to conduct criminal investigations, unless the allegation does not involve potentially criminal behavior?	yes
	Has the agency published such policy on its website or, if it does not have one, made the policy available through other means?	yes
	Does the agency document all such referrals?	yes
<b>115.222 (c)</b>	<b>Policies to ensure referrals of allegations for investigations</b>	
	If a separate entity is responsible for conducting criminal investigations, does the policy describe the responsibilities of both the agency and the investigating entity? (N/A if the agency/facility is responsible for conducting criminal investigations. See 115.221(a).)	yes
<b>115.231 (a)</b>	<b>Employee training</b>	
	Does the agency train all employees who may have contact with residents on: Its zero-tolerance policy for sexual abuse and sexual harassment?	yes
	Does the agency train all employees who may have contact with residents on: How to fulfill their responsibilities under agency sexual abuse and sexual harassment prevention, detection, reporting, and response policies and procedures?	yes
	Does the agency train all employees who may have contact with residents on: Residents' right to be free from sexual abuse and sexual harassment?	yes
	Does the agency train all employees who may have contact with residents on: The right of residents and employees to be free from retaliation for reporting sexual abuse and sexual harassment?	yes
	Does the agency train all employees who may have contact with residents on: The dynamics of sexual abuse and sexual harassment in confinement?	yes
	Does the agency train all employees who may have contact with residents on: The common reactions of sexual abuse and sexual harassment victims?	yes
	Does the agency train all employees who may have contact with residents on: How to detect and respond to signs of threatened and actual sexual abuse?	yes
	Does the agency train all employees who may have contact with residents on: How to avoid inappropriate relationships with residents?	yes
	Does the agency train all employees who may have contact with residents on: How to communicate effectively and professionally with residents, including lesbian, gay, bisexual, transgender, intersex, or gender nonconforming residents?	yes
	Does the agency train all employees who may have contact with residents on: How to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities?	yes
<b>115.231 (b)</b>	<b>Employee training</b>	
	Is such training tailored to the gender of the residents at the employee's facility?	yes
	Have employees received additional training if reassigned from a facility that houses only male residents to a facility that houses only female residents, or vice versa?	yes

<b>115.231 (c)</b>	<b>Employee training</b>	
	Have all current employees who may have contact with residents received such training?	yes
	Does the agency provide each employee with refresher training every two years to ensure that all employees know the agency's current sexual abuse and sexual harassment policies and procedures?	yes
	In years in which an employee does not receive refresher training, does the agency provide refresher information on current sexual abuse and sexual harassment policies?	yes
<b>115.231 (d)</b>	<b>Employee training</b>	
	Does the agency document, through employee signature or electronic verification, that employees understand the training they have received?	yes
<b>115.232 (a)</b>	<b>Volunteer and contractor training</b>	
	Has the agency ensured that all volunteers and contractors who have contact with residents have been trained on their responsibilities under the agency's sexual abuse and sexual harassment prevention, detection, and response policies and procedures?	yes
<b>115.232 (b)</b>	<b>Volunteer and contractor training</b>	
	Have all volunteers and contractors who have contact with residents been notified of the agency's zero-tolerance policy regarding sexual abuse and sexual harassment and informed how to report such incidents (the level and type of training provided to volunteers and contractors shall be based on the services they provide and level of contact they have with residents)?	yes
<b>115.232 (c)</b>	<b>Volunteer and contractor training</b>	
	Does the agency maintain documentation confirming that volunteers and contractors understand the training they have received?	yes
<b>115.233 (a)</b>	<b>Resident education</b>	
	During intake, do residents receive information explaining: The agency's zero-tolerance policy regarding sexual abuse and sexual harassment?	yes
	During intake, do residents receive information explaining: How to report incidents or suspicions of sexual abuse or sexual harassment?	yes
	During intake, do residents receive information explaining: Their rights to be free from sexual abuse and sexual harassment?	yes
	During intake, do residents receive information explaining: Their rights to be free from retaliation for reporting such incidents?	yes
	During intake, do residents receive information regarding agency policies and procedures for responding to such incidents?	yes
<b>115.233 (b)</b>	<b>Resident education</b>	
	Does the agency provide refresher information whenever a resident is transferred to a different facility?	yes

<b>115.233 (c)</b>	<b>Resident education</b>	
	Does the agency provide resident education in formats accessible to all residents, including those who: Are limited English proficient?	yes
	Does the agency provide resident education in formats accessible to all residents, including those who: Are deaf?	yes
	Does the agency provide resident education in formats accessible to all residents, including those who: Are visually impaired?	yes
	Does the agency provide resident education in formats accessible to all residents, including those who: Are otherwise disabled?	yes
	Does the agency provide resident education in formats accessible to all residents, including those who: Have limited reading skills?	yes
<b>115.233 (d)</b>	<b>Resident education</b>	
	Does the agency maintain documentation of resident participation in these education sessions?	yes
<b>115.233 (e)</b>	<b>Resident education</b>	
	In addition to providing such education, does the agency ensure that key information is continuously and readily available or visible to residents through posters, resident handbooks, or other written formats?	yes
<b>115.234 (a)</b>	<b>Specialized training: Investigations</b>	
	In addition to the general training provided to all employees pursuant to §115.231, does the agency ensure that, to the extent the agency itself conducts sexual abuse investigations, its investigators receive training in conducting such investigations in confinement settings? (N/A if the agency does not conduct any form of criminal or administrative sexual abuse investigations. See 115.221(a)).	yes
<b>115.234 (b)</b>	<b>Specialized training: Investigations</b>	
	Does this specialized training include: Techniques for interviewing sexual abuse victims?(N/A if the agency does not conduct any form of criminal or administrative sexual abuse investigations. See 115.221(a)).	yes
	Does this specialized training include: Proper use of Miranda and Garrity warnings?(N/A if the agency does not conduct any form of criminal or administrative sexual abuse investigations. See 115.221(a)).	yes
	Does this specialized training include: Sexual abuse evidence collection in confinement settings?(N/A if the agency does not conduct any form of criminal or administrative sexual abuse investigations. See 115.221(a)).	yes
	Does this specialized training include: The criteria and evidence required to substantiate a case for administrative action or prosecution referral? (N/A if the agency does not conduct any form of criminal or administrative sexual abuse investigations. See 115.221(a)).	yes
<b>115.234 (c)</b>	<b>Specialized training: Investigations</b>	
	Does the agency maintain documentation that agency investigators have completed the required specialized training in conducting sexual abuse investigations? (N/A if the agency does not conduct any form of criminal or administrative sexual abuse investigations. See 115.221(a).)	yes



<b>115.235 (a)</b>	<b>Specialized training: Medical and mental health care</b>	
	Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in: How to detect and assess signs of sexual abuse and sexual harassment? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	yes
	Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in: How to preserve physical evidence of sexual abuse? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	yes
	Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in: How to respond effectively and professionally to victims of sexual abuse and sexual harassment? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	yes
	Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in: How and to whom to report allegations or suspicions of sexual abuse and sexual harassment? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	yes
<b>115.235 (b)</b>	<b>Specialized training: Medical and mental health care</b>	
	If medical staff employed by the agency conduct forensic examinations, do such medical staff receive appropriate training to conduct such examinations? (N/A if agency does not employ medical staff or the medical staff employed by the agency do not conduct forensic exams.)	na
<b>115.235 (c)</b>	<b>Specialized training: Medical and mental health care</b>	
	Does the agency maintain documentation that medical and mental health practitioners have received the training referenced in this standard either from the agency or elsewhere? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	na
<b>115.235 (d)</b>	<b>Specialized training: Medical and mental health care</b>	
	Do medical and mental health care practitioners employed by the agency also receive training mandated for employees by §115.231? (N/A for circumstances in which a particular status (employee or contractor/volunteer) does not apply.)	na
	Do medical and mental health care practitioners contracted by and volunteering for the agency also receive training mandated for contractors and volunteers by §115.232? (N/A for circumstances in which a particular status (employee or contractor/volunteer) does not apply.)	na
<b>115.241 (a)</b>	<b>Screening for risk of victimization and abusiveness</b>	
	Are all residents assessed during an intake screening for their risk of being sexually abused by other residents or sexually abusive toward other residents?	yes
	Are all residents assessed upon transfer to another facility for their risk of being sexually abused by other residents or sexually abusive toward other residents?	yes
<b>115.241 (b)</b>	<b>Screening for risk of victimization and abusiveness</b>	
	Do intake screenings ordinarily take place within 72 hours of arrival at the facility?	yes
<b>115.241 (c)</b>	<b>Screening for risk of victimization and abusiveness</b>	
	Are all PREA screening assessments conducted using an objective screening instrument?	yes

<b>115.241 (d)</b>	<b>Screening for risk of victimization and abusiveness</b>	
	Does the intake screening consider, at a minimum, the following criteria to assess residents for risk of sexual victimization: Whether the resident has a mental, physical, or developmental disability?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess residents for risk of sexual victimization: The age of the resident?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess residents for risk of sexual victimization: The physical build of the resident?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess residents for risk of sexual victimization: Whether the resident has previously been incarcerated?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess residents for risk of sexual victimization: Whether the resident's criminal history is exclusively nonviolent?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess residents for risk of sexual victimization: Whether the resident has prior convictions for sex offenses against an adult or child?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess residents for risk of sexual victimization: Whether the resident is or is perceived to be gay, lesbian, bisexual, transgender, intersex, or gender nonconforming (the facility affirmatively asks the resident about his/her sexual orientation and gender identity AND makes a subjective determination based on the screener's perception whether the resident is gender non-conforming or otherwise may be perceived to be LGBTI)?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess residents for risk of sexual victimization: Whether the resident has previously experienced sexual victimization?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess residents for risk of sexual victimization: The resident's own perception of vulnerability?	yes
<b>115.241 (e)</b>	<b>Screening for risk of victimization and abusiveness</b>	
	In assessing residents for risk of being sexually abusive, does the initial PREA risk screening consider, when known to the agency: prior acts of sexual abuse?	yes
	In assessing residents for risk of being sexually abusive, does the initial PREA risk screening consider, when known to the agency: prior convictions for violent offenses?	yes
	In assessing residents for risk of being sexually abusive, does the initial PREA risk screening consider, when known to the agency: history of prior institutional violence or sexual abuse?	yes
<b>115.241 (f)</b>	<b>Screening for risk of victimization and abusiveness</b>	
	Within a set time period not more than 30 days from the resident's arrival at the facility, does the facility reassess the resident's risk of victimization or abusiveness based upon any additional, relevant information received by the facility since the intake screening?	yes
<b>115.241 (g)</b>	<b>Screening for risk of victimization and abusiveness</b>	
	Does the facility reassess a resident's risk level when warranted due to a: Referral?	yes
	Does the facility reassess a resident's risk level when warranted due to a: Request?	yes
	Does the facility reassess a resident's risk level when warranted due to a: Incident of sexual abuse?	yes
	Does the facility reassess a resident's risk level when warranted due to a: Receipt of additional information that bears on the resident's risk of sexual victimization or abusiveness?	yes

<b>115.241 (h)</b>	<b>Screening for risk of victimization and abusiveness</b>	
	Is it the case that residents are not ever disciplined for refusing to answer, or for not disclosing complete information in response to, questions asked pursuant to paragraphs (d)(1), (d)(7), (d)(8), or (d)(9) of this section?	yes
<b>115.241 (i)</b>	<b>Screening for risk of victimization and abusiveness</b>	
	Has the agency implemented appropriate controls on the dissemination within the facility of responses to questions asked pursuant to this standard in order to ensure that sensitive information is not exploited to the resident's detriment by staff or other residents?	yes
<b>115.242 (a)</b>	<b>Use of screening information</b>	
	Does the agency use information from the risk screening required by § 115.241, with the goal of keeping separate those residents at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Housing Assignments?	yes
	Does the agency use information from the risk screening required by § 115.241, with the goal of keeping separate those residents at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Bed assignments?	yes
	Does the agency use information from the risk screening required by § 115.241, with the goal of keeping separate those residents at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Work Assignments?	yes
	Does the agency use information from the risk screening required by § 115.241, with the goal of keeping separate those residents at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Education Assignments?	yes
	Does the agency use information from the risk screening required by § 115.241, with the goal of keeping separate those residents at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Program Assignments?	yes
<b>115.242 (b)</b>	<b>Use of screening information</b>	
	Does the agency make individualized determinations about how to ensure the safety of each resident?	yes
<b>115.242 (c)</b>	<b>Use of screening information</b>	
	When deciding whether to assign a transgender or intersex resident to a facility for male or female residents, does the agency consider on a case-by-case basis whether a placement would ensure the resident's health and safety, and whether a placement would present management or security problems (NOTE: if an agency by policy or practice assigns residents to a male or female facility on the basis of anatomy alone, that agency is not in compliance with this standard)?	yes
	When making housing or other program assignments for transgender or intersex residents, does the agency consider on a case-by-case basis whether a placement would ensure the resident's health and safety, and whether a placement would present management or security problems?	yes
<b>115.242 (d)</b>	<b>Use of screening information</b>	
	Are each transgender or intersex resident's own views with respect to his or her own safety given serious consideration when making facility and housing placement decisions and programming assignments?	yes
<b>115.242 (e)</b>	<b>Use of screening information</b>	
	Are transgender and intersex residents given the opportunity to shower separately from other residents?	yes

<b>115.242 (f)</b>	<b>Use of screening information</b>	
	Unless placement is in a dedicated facility, unit, or wing established in connection with a consent decree, legal settlement, or legal judgment for the purpose of protecting lesbian, gay, bisexual, transgender, or intersex residents, does the agency always refrain from placing: lesbian, gay, and bisexual residents in dedicated facilities, units, or wings solely on the basis of such identification or status? (N/A if the agency has a dedicated facility, unit, or wing solely for the placement of LGBT or I residents pursuant to a consent decree, legal settlement, or legal judgement.)	na
	Unless placement is in a dedicated facility, unit, or wing established in connection with a consent decree, legal settlement, or legal judgment for the purpose of protecting lesbian, gay, bisexual, transgender, or intersex residents, does the agency always refrain from placing: transgender residents in dedicated facilities, units, or wings solely on the basis of such identification or status? (N/A if the agency has a dedicated facility, unit, or wing solely for the placement of LGBT or I residents pursuant to a consent decree, legal settlement, or legal judgement.)	na
	Unless placement is in a dedicated facility, unit, or wing established in connection with a consent decree, legal settlement, or legal judgment for the purpose of protecting lesbian, gay, bisexual, transgender, or intersex residents, does the agency always refrain from placing: intersex residents in dedicated facilities, units, or wings solely on the basis of such identification or status? (N/A if the agency has a dedicated facility, unit, or wing solely for the placement of LGBT or I residents pursuant to a consent decree, legal settlement, or legal judgement.)	na
<b>115.251 (a)</b>	<b>Resident reporting</b>	
	Does the agency provide multiple internal ways for residents to privately report: Sexual abuse and sexual harassment?	yes
	Does the agency provide multiple internal ways for residents to privately report: Retaliation by other residents or staff for reporting sexual abuse and sexual harassment?	yes
	Does the agency provide multiple internal ways for residents to privately report: Staff neglect or violation of responsibilities that may have contributed to such incidents?	yes
<b>115.251 (b)</b>	<b>Resident reporting</b>	
	Does the agency also provide at least one way for residents to report sexual abuse or sexual harassment to a public or private entity or office that is not part of the agency?	yes
	Is that private entity or office able to receive and immediately forward resident reports of sexual abuse and sexual harassment to agency officials?	yes
	Does that private entity or office allow the resident to remain anonymous upon request?	yes
<b>115.251 (c)</b>	<b>Resident reporting</b>	
	Do staff members accept reports of sexual abuse and sexual harassment made verbally, in writing, anonymously, and from third parties?	yes
	Do staff members promptly document any verbal reports of sexual abuse and sexual harassment?	yes
<b>115.251 (d)</b>	<b>Resident reporting</b>	
	Does the agency provide a method for staff to privately report sexual abuse and sexual harassment of residents?	yes

<b>115.252 (a)</b>	<b>Exhaustion of administrative remedies</b>	
	Is the agency exempt from this standard? NOTE: The agency is exempt ONLY if it does not have administrative procedures to address resident grievances regarding sexual abuse. This does not mean the agency is exempt simply because a resident does not have to or is not ordinarily expected to submit a grievance to report sexual abuse. This means that as a matter of explicit policy, the agency does not have an administrative remedies process to address sexual abuse.	no
<b>115.252 (b)</b>	<b>Exhaustion of administrative remedies</b>	
	Does the agency permit residents to submit a grievance regarding an allegation of sexual abuse without any type of time limits? (The agency may apply otherwise-applicable time limits to any portion of a grievance that does not allege an incident of sexual abuse.) (N/A if agency is exempt from this standard.)	na
	Does the agency always refrain from requiring a resident to use any informal grievance process, or to otherwise attempt to resolve with staff, an alleged incident of sexual abuse? (N/A if agency is exempt from this standard.)	na
<b>115.252 (c)</b>	<b>Exhaustion of administrative remedies</b>	
	Does the agency ensure that: a resident who alleges sexual abuse may submit a grievance without submitting it to a staff member who is the subject of the complaint? (N/A if agency is exempt from this standard.)	na
	Does the agency ensure that: such grievance is not referred to a staff member who is the subject of the complaint? (N/A if agency is exempt from this standard.)	na
<b>115.252 (d)</b>	<b>Exhaustion of administrative remedies</b>	
	Does the agency issue a final agency decision on the merits of any portion of a grievance alleging sexual abuse within 90 days of the initial filing of the grievance? (Computation of the 90-day time period does not include time consumed by residents in preparing any administrative appeal.) (N/A if agency is exempt from this standard.)	na
	If the agency determines that the 90-day timeframe is insufficient to make an appropriate decision and claims an extension of time (the maximum allowable extension is 70 days per 115.252(d)(3)), does the agency notify the resident in writing of any such extension and provide a date by which a decision will be made? (N/A if agency is exempt from this standard.)	na
	At any level of the administrative process, including the final level, if the resident does not receive a response within the time allotted for reply, including any properly noticed extension, may a resident consider the absence of a response to be a denial at that level? (N/A if agency is exempt from this standard.)	na
<b>115.252 (e)</b>	<b>Exhaustion of administrative remedies</b>	
	Are third parties, including fellow residents, staff members, family members, attorneys, and outside advocates, permitted to assist residents in filing requests for administrative remedies relating to allegations of sexual abuse? (N/A if agency is exempt from this standard.)	na
	Are those third parties also permitted to file such requests on behalf of residents? (If a third party files such a request on behalf of a resident, the facility may require as a condition of processing the request that the alleged victim agree to have the request filed on his or her behalf, and may also require the alleged victim to personally pursue any subsequent steps in the administrative remedy process.) (N/A if agency is exempt from this standard.)	na
	If the resident declines to have the request processed on his or her behalf, does the agency document the resident's decision? (N/A if agency is exempt from this standard.)	na

<b>115.252 (f)</b>	<b>Exhaustion of administrative remedies</b>	
	Has the agency established procedures for the filing of an emergency grievance alleging that a resident is subject to a substantial risk of imminent sexual abuse? (N/A if agency is exempt from this standard.)	na
	After receiving an emergency grievance alleging a resident is subject to a substantial risk of imminent sexual abuse, does the agency immediately forward the grievance (or any portion thereof that alleges the substantial risk of imminent sexual abuse) to a level of review at which immediate corrective action may be taken? (N/A if agency is exempt from this standard.)	na
	After receiving an emergency grievance described above, does the agency provide an initial response within 48 hours? (N/A if agency is exempt from this standard.)	na
	After receiving an emergency grievance described above, does the agency issue a final agency decision within 5 calendar days? (N/A if agency is exempt from this standard.)	na
	Does the initial response and final agency decision document the agency's determination whether the resident is in substantial risk of imminent sexual abuse? (N/A if agency is exempt from this standard.)	na
	Does the initial response document the agency's action(s) taken in response to the emergency grievance? (N/A if agency is exempt from this standard.)	na
	Does the agency's final decision document the agency's action(s) taken in response to the emergency grievance? (N/A if agency is exempt from this standard.)	na
<b>115.252 (g)</b>	<b>Exhaustion of administrative remedies</b>	
	If the agency disciplines a resident for filing a grievance related to alleged sexual abuse, does it do so ONLY where the agency demonstrates that the resident filed the grievance in bad faith? (N/A if agency is exempt from this standard.)	na
<b>115.253 (a)</b>	<b>Resident access to outside confidential support services</b>	
	Does the facility provide residents with access to outside victim advocates for emotional support services related to sexual abuse by giving residents mailing addresses and telephone numbers, including toll-free hotline numbers where available, of local, State, or national victim advocacy or rape crisis organizations?	yes
	Does the facility enable reasonable communication between residents and these organizations, in as confidential a manner as possible?	yes
<b>115.253 (b)</b>	<b>Resident access to outside confidential support services</b>	
	Does the facility inform residents, prior to giving them access, of the extent to which such communications will be monitored and the extent to which reports of abuse will be forwarded to authorities in accordance with mandatory reporting laws?	yes
<b>115.253 (c)</b>	<b>Resident access to outside confidential support services</b>	
	Does the agency maintain or attempt to enter into memoranda of understanding or other agreements with community service providers that are able to provide residents with confidential emotional support services related to sexual abuse?	yes
	Does the agency maintain copies of agreements or documentation showing attempts to enter into such agreements?	yes
<b>115.254 (a)</b>	<b>Third party reporting</b>	
	Has the agency established a method to receive third-party reports of sexual abuse and sexual harassment?	yes
	Has the agency distributed publicly information on how to report sexual abuse and sexual harassment on behalf of a resident?	yes

<b>115.261 (a)</b>	<b>Staff and agency reporting duties</b>	
	Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding an incident of sexual abuse or sexual harassment that occurred in a facility, whether or not it is part of the agency?	yes
	Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding retaliation against residents or staff who reported an incident of sexual abuse or sexual harassment?	yes
	Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding any staff neglect or violation of responsibilities that may have contributed to an incident of sexual abuse or sexual harassment or retaliation?	yes
<b>115.261 (b)</b>	<b>Staff and agency reporting duties</b>	
	Apart from reporting to designated supervisors or officials, do staff always refrain from revealing any information related to a sexual abuse report to anyone other than to the extent necessary, as specified in agency policy, to make treatment, investigation, and other security and management decisions?	yes
<b>115.261 (c)</b>	<b>Staff and agency reporting duties</b>	
	Unless otherwise precluded by Federal, State, or local law, are medical and mental health practitioners required to report sexual abuse pursuant to paragraph (a) of this section?	yes
	Are medical and mental health practitioners required to inform residents of the practitioner's duty to report, and the limitations of confidentiality, at the initiation of services?	yes
<b>115.261 (d)</b>	<b>Staff and agency reporting duties</b>	
	If the alleged victim is under the age of 18 or considered a vulnerable adult under a State or local vulnerable persons statute, does the agency report the allegation to the designated State or local services agency under applicable mandatory reporting laws?	yes
<b>115.261 (e)</b>	<b>Staff and agency reporting duties</b>	
	Does the facility report all allegations of sexual abuse and sexual harassment, including third-party and anonymous reports, to the facility's designated investigators?	yes
<b>115.262 (a)</b>	<b>Agency protection duties</b>	
	When the agency learns that a resident is subject to a substantial risk of imminent sexual abuse, does it take immediate action to protect the resident?	yes
<b>115.263 (a)</b>	<b>Reporting to other confinement facilities</b>	
	Upon receiving an allegation that a resident was sexually abused while confined at another facility, does the head of the facility that received the allegation notify the head of the facility or appropriate office of the agency where the alleged abuse occurred?	yes
<b>115.263 (b)</b>	<b>Reporting to other confinement facilities</b>	
	Is such notification provided as soon as possible, but no later than 72 hours after receiving the allegation?	yes
<b>115.263 (c)</b>	<b>Reporting to other confinement facilities</b>	
	Does the agency document that it has provided such notification?	yes
<b>115.263 (d)</b>	<b>Reporting to other confinement facilities</b>	
	Does the facility head or agency office that receives such notification ensure that the allegation is investigated in accordance with these standards?	yes

<b>115.264 (a)</b>	<b>Staff first responder duties</b>	
	Upon learning of an allegation that a resident was sexually abused, is the first security staff member to respond to the report required to: Separate the alleged victim and abuser?	yes
	Upon learning of an allegation that a resident was sexually abused, is the first security staff member to respond to the report required to: Preserve and protect any crime scene until appropriate steps can be taken to collect any evidence?	yes
	Upon learning of an allegation that a resident was sexually abused, is the first security staff member to respond to the report required to: Request that the alleged victim not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating, if the abuse occurred within a time period that still allows for the collection of physical evidence?	yes
	Upon learning of an allegation that a resident was sexually abused, is the first security staff member to respond to the report required to: Ensure that the alleged abuser does not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating, if the abuse occurred within a time period that still allows for the collection of physical evidence?	yes
<b>115.264 (b)</b>	<b>Staff first responder duties</b>	
	If the first staff responder is not a security staff member, is the responder required to request that the alleged victim not take any actions that could destroy physical evidence, and then notify security staff?	yes
<b>115.265 (a)</b>	<b>Coordinated response</b>	
	Has the facility developed a written institutional plan to coordinate actions among staff first responders, medical and mental health practitioners, investigators, and facility leadership taken in response to an incident of sexual abuse?	yes
<b>115.266 (a)</b>	<b>Preservation of ability to protect residents from contact with abusers</b>	
	Are both the agency and any other governmental entities responsible for collective bargaining on the agency's behalf prohibited from entering into or renewing any collective bargaining agreement or other agreement that limits the agency's ability to remove alleged staff sexual abusers from contact with any residents pending the outcome of an investigation or of a determination of whether and to what extent discipline is warranted?	no
<b>115.267 (a)</b>	<b>Agency protection against retaliation</b>	
	Has the agency established a policy to protect all residents and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other residents or staff?	yes
	Has the agency designated which staff members or departments are charged with monitoring retaliation?	yes
<b>115.267 (b)</b>	<b>Agency protection against retaliation</b>	
	Does the agency employ multiple protection measures, such as housing changes or transfers for resident victims or abusers, removal of alleged staff or resident abusers from contact with victims, and emotional support services for residents or staff who fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigations?	yes



<b>115.267 (c)</b>	<b>Agency protection against retaliation</b>	
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor the conduct and treatment of residents or staff who reported the sexual abuse to see if there are changes that may suggest possible retaliation by residents or staff?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor the conduct and treatment of residents who were reported to have suffered sexual abuse to see if there are changes that may suggest possible retaliation by residents or staff?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Act promptly to remedy any such retaliation?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor any resident disciplinary reports?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency:4. Monitor resident housing changes?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor resident program changes?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor negative performance reviews of staff?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor reassignment of staff?	yes
	Does the agency continue such monitoring beyond 90 days if the initial monitoring indicates a continuing need?	yes
<b>115.267 (d)</b>	<b>Agency protection against retaliation</b>	
	In the case of residents, does such monitoring also include periodic status checks?	yes
<b>115.267 (e)</b>	<b>Agency protection against retaliation</b>	
	If any other individual who cooperates with an investigation expresses a fear of retaliation, does the agency take appropriate measures to protect that individual against retaliation?	yes
<b>115.271 (a)</b>	<b>Criminal and administrative agency investigations</b>	
	When the agency conducts its own investigations into allegations of sexual abuse and sexual harassment, does it do so promptly, thoroughly, and objectively? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations. See 115.221(a). )	yes
	Does the agency conduct such investigations for all allegations, including third party and anonymous reports? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations. See 115.221(a). )	yes
<b>115.271 (b)</b>	<b>Criminal and administrative agency investigations</b>	
	Where sexual abuse is alleged, does the agency use investigators who have received specialized training in sexual abuse investigations as required by 115.234?	yes

<b>115.271 (c)</b>	<b>Criminal and administrative agency investigations</b>	
	Do investigators gather and preserve direct and circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data?	yes
	Do investigators interview alleged victims, suspected perpetrators, and witnesses?	yes
	Do investigators review prior reports and complaints of sexual abuse involving the suspected perpetrator?	yes
<b>115.271 (d)</b>	<b>Criminal and administrative agency investigations</b>	
	When the quality of evidence appears to support criminal prosecution, does the agency conduct compelled interviews only after consulting with prosecutors as to whether compelled interviews may be an obstacle for subsequent criminal prosecution?	yes
<b>115.271 (e)</b>	<b>Criminal and administrative agency investigations</b>	
	Do agency investigators assess the credibility of an alleged victim, suspect, or witness on an individual basis and not on the basis of that individual's status as resident or staff?	yes
	Does the agency investigate allegations of sexual abuse without requiring a resident who alleges sexual abuse to submit to a polygraph examination or other truth-telling device as a condition for proceeding?	no
<b>115.271 (f)</b>	<b>Criminal and administrative agency investigations</b>	
	Do administrative investigations include an effort to determine whether staff actions or failures to act contributed to the abuse?	yes
	Are administrative investigations documented in written reports that include a description of the physical evidence and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings?	yes
<b>115.271 (g)</b>	<b>Criminal and administrative agency investigations</b>	
	Are criminal investigations documented in a written report that contains a thorough description of the physical, testimonial, and documentary evidence and attaches copies of all documentary evidence where feasible?	yes
<b>115.271 (h)</b>	<b>Criminal and administrative agency investigations</b>	
	Are all substantiated allegations of conduct that appears to be criminal referred for prosecution?	yes
<b>115.271 (i)</b>	<b>Criminal and administrative agency investigations</b>	
	Does the agency retain all written reports referenced in 115.271(f) and (g) for as long as the alleged abuser is incarcerated or employed by the agency, plus five years?	yes
<b>115.271 (j)</b>	<b>Criminal and administrative agency investigations</b>	
	Does the agency ensure that the departure of an alleged abuser or victim from the employment or control of the facility or agency does not provide a basis for terminating an investigation?	yes
<b>115.271 (l)</b>	<b>Criminal and administrative agency investigations</b>	
	When an outside entity investigates sexual abuse, does the facility cooperate with outside investigators and endeavor to remain informed about the progress of the investigation? (N/A if an outside agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.221(a).)	yes
<b>115.272 (a)</b>	<b>Evidentiary standard for administrative investigations</b>	
	Is it true that the agency does not impose a standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated?	yes

<b>115.273 (a)</b>	<b>Reporting to residents</b>	
	Following an investigation into a resident's allegation that he or she suffered sexual abuse in an agency facility, does the agency inform the resident as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded?	yes
<b>115.273 (b)</b>	<b>Reporting to residents</b>	
	If the agency did not conduct the investigation into a resident's allegation of sexual abuse in an agency facility, does the agency request the relevant information from the investigative agency in order to inform the resident? (N/A if the agency/facility is responsible for conducting administrative and criminal investigations.)	yes
<b>115.273 (c)</b>	<b>Reporting to residents</b>	
	Following a resident's allegation that a staff member has committed sexual abuse against the resident, unless the agency has determined that the allegation is unfounded, or unless the resident has been released from custody, does the agency subsequently inform the resident whenever: The staff member is no longer posted within the resident's unit?	yes
	Following a resident's allegation that a staff member has committed sexual abuse against the resident, unless the agency has determined that the allegation is unfounded, or unless the resident has been released from custody, does the agency subsequently inform the resident whenever: The staff member is no longer employed at the facility?	yes
	Following a resident's allegation that a staff member has committed sexual abuse against the resident, unless the agency has determined that the allegation is unfounded, or unless the resident has been released from custody, does the agency subsequently inform the resident whenever: The agency learns that the staff member has been indicted on a charge related to sexual abuse in the facility?	yes
	Following a resident's allegation that a staff member has committed sexual abuse against the resident, unless the agency has determined that the allegation is unfounded, or unless the resident has been released from custody, does the agency subsequently inform the resident whenever: The agency learns that the staff member has been convicted on a charge related to sexual abuse within the facility?	yes
<b>115.273 (d)</b>	<b>Reporting to residents</b>	
	Following a resident's allegation that he or she has been sexually abused by another resident, does the agency subsequently inform the alleged victim whenever: The agency learns that the alleged abuser has been indicted on a charge related to sexual abuse within the facility?	yes
	Following a resident's allegation that he or she has been sexually abused by another resident, does the agency subsequently inform the alleged victim whenever: The agency learns that the alleged abuser has been convicted on a charge related to sexual abuse within the facility?	yes
<b>115.273 (e)</b>	<b>Reporting to residents</b>	
	Does the agency document all such notifications or attempted notifications?	yes
<b>115.276 (a)</b>	<b>Disciplinary sanctions for staff</b>	
	Are staff subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies?	yes
<b>115.276 (b)</b>	<b>Disciplinary sanctions for staff</b>	
	Is termination the presumptive disciplinary sanction for staff who have engaged in sexual abuse?	yes

<b>115.276 (c)</b>	<b>Disciplinary sanctions for staff</b>	
	Are disciplinary sanctions for violations of agency policies relating to sexual abuse or sexual harassment (other than actually engaging in sexual abuse) commensurate with the nature and circumstances of the acts committed, the staff member's disciplinary history, and the sanctions imposed for comparable offenses by other staff with similar histories?	yes
<b>115.276 (d)</b>	<b>Disciplinary sanctions for staff</b>	
	Are all terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, reported to: Law enforcement agencies, unless the activity was clearly not criminal?	yes
	Are all terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, reported to: Relevant licensing bodies?	yes
<b>115.277 (a)</b>	<b>Corrective action for contractors and volunteers</b>	
	Is any contractor or volunteer who engages in sexual abuse prohibited from contact with residents?	yes
	Is any contractor or volunteer who engages in sexual abuse reported to: Law enforcement agencies (unless the activity was clearly not criminal)?	yes
	Is any contractor or volunteer who engages in sexual abuse reported to: Relevant licensing bodies?	yes
<b>115.277 (b)</b>	<b>Corrective action for contractors and volunteers</b>	
	In the case of any other violation of agency sexual abuse or sexual harassment policies by a contractor or volunteer, does the facility take appropriate remedial measures, and consider whether to prohibit further contact with residents?	yes
<b>115.278 (a)</b>	<b>Disciplinary sanctions for residents</b>	
	Following an administrative finding that a resident engaged in resident-on-resident sexual abuse, or following a criminal finding of guilt for resident-on-resident sexual abuse, are residents subject to disciplinary sanctions pursuant to a formal disciplinary process?	yes
<b>115.278 (b)</b>	<b>Disciplinary sanctions for residents</b>	
	Are sanctions commensurate with the nature and circumstances of the abuse committed, the resident's disciplinary history, and the sanctions imposed for comparable offenses by other residents with similar histories?	yes
<b>115.278 (c)</b>	<b>Disciplinary sanctions for residents</b>	
	When determining what types of sanction, if any, should be imposed, does the disciplinary process consider whether a resident's mental disabilities or mental illness contributed to his or her behavior?	yes
<b>115.278 (d)</b>	<b>Disciplinary sanctions for residents</b>	
	If the facility offers therapy, counseling, or other interventions designed to address and correct underlying reasons or motivations for the abuse, does the facility consider whether to require the offending resident to participate in such interventions as a condition of access to programming and other benefits?	no
<b>115.278 (e)</b>	<b>Disciplinary sanctions for residents</b>	
	Does the agency discipline a resident for sexual contact with staff only upon a finding that the staff member did not consent to such contact?	yes

<b>115.278 (f)</b>	<b>Disciplinary sanctions for residents</b>	
	For the purpose of disciplinary action does a report of sexual abuse made in good faith based upon a reasonable belief that the alleged conduct occurred NOT constitute falsely reporting an incident or lying, even if an investigation does not establish evidence sufficient to substantiate the allegation?	yes
<b>115.278 (g)</b>	<b>Disciplinary sanctions for residents</b>	
	Does the agency always refrain from considering non-coercive sexual activity between residents to be sexual abuse? (N/A if the agency does not prohibit all sexual activity between residents.)	yes
<b>115.282 (a)</b>	<b>Access to emergency medical and mental health services</b>	
	Do resident victims of sexual abuse receive timely, unimpeded access to emergency medical treatment and crisis intervention services, the nature and scope of which are determined by medical and mental health practitioners according to their professional judgment?	yes
<b>115.282 (b)</b>	<b>Access to emergency medical and mental health services</b>	
	If no qualified medical or mental health practitioners are on duty at the time a report of recent sexual abuse is made, do security staff first responders take preliminary steps to protect the victim pursuant to § 115.262?	yes
	Do security staff first responders immediately notify the appropriate medical and mental health practitioners?	yes
<b>115.282 (c)</b>	<b>Access to emergency medical and mental health services</b>	
	Are resident victims of sexual abuse offered timely information about and timely access to emergency contraception and sexually transmitted infections prophylaxis, in accordance with professionally accepted standards of care, where medically appropriate?	yes
<b>115.282 (d)</b>	<b>Access to emergency medical and mental health services</b>	
	Are treatment services provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident?	yes
<b>115.283 (a)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	Does the facility offer medical and mental health evaluation and, as appropriate, treatment to all residents who have been victimized by sexual abuse in any prison, jail, lockup, or juvenile facility?	yes
<b>115.283 (b)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	Does the evaluation and treatment of such victims include, as appropriate, follow-up services, treatment plans, and, when necessary, referrals for continued care following their transfer to, or placement in, other facilities, or their release from custody?	yes
<b>115.283 (c)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	Does the facility provide such victims with medical and mental health services consistent with the community level of care?	yes
<b>115.283 (d)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	Are resident victims of sexually abusive vaginal penetration while incarcerated offered pregnancy tests? (N/A if "all-male" facility. Note: in "all-male" facilities, there may be residents who identify as transgender men who may have female genitalia. Auditors should be sure to know whether such individuals may be in the population and whether this provision may apply in specific circumstances.)	yes

<b>115.283 (e)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	If pregnancy results from the conduct described in paragraph § 115.283(d), do such victims receive timely and comprehensive information about and timely access to all lawful pregnancy-related medical services? (N/A if “all-male” facility. Note: in “all-male” facilities, there may be residents who identify as transgender men who may have female genitalia. Auditors should be sure to know whether such individuals may be in the population and whether this provision may apply in specific circumstances.)	yes
<b>115.283 (f)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	Are resident victims of sexual abuse while incarcerated offered tests for sexually transmitted infections as medically appropriate?	yes
<b>115.283 (g)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	Are treatment services provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident?	yes
<b>115.283 (h)</b>	<b>Ongoing medical and mental health care for sexual abuse victims and abusers</b>	
	Does the facility attempt to conduct a mental health evaluation of all known resident-on-resident abusers within 60 days of learning of such abuse history and offer treatment when deemed appropriate by mental health practitioners?	yes
<b>115.286 (a)</b>	<b>Sexual abuse incident reviews</b>	
	Does the facility conduct a sexual abuse incident review at the conclusion of every sexual abuse investigation, including where the allegation has not been substantiated, unless the allegation has been determined to be unfounded?	yes
<b>115.286 (b)</b>	<b>Sexual abuse incident reviews</b>	
	Does such review ordinarily occur within 30 days of the conclusion of the investigation?	yes
<b>115.286 (c)</b>	<b>Sexual abuse incident reviews</b>	
	Does the review team include upper-level management officials, with input from line supervisors, investigators, and medical or mental health practitioners?	yes
<b>115.286 (d)</b>	<b>Sexual abuse incident reviews</b>	
	Does the review team: Consider whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse?	yes
	Does the review team: Consider whether the incident or allegation was motivated by race; ethnicity; gender identity; lesbian, gay, bisexual, transgender, or intersex identification, status, or perceived status; gang affiliation; or other group dynamics at the facility?	yes
	Does the review team: Examine the area in the facility where the incident allegedly occurred to assess whether physical barriers in the area may enable abuse?	yes
	Does the review team: Assess the adequacy of staffing levels in that area during different shifts?	yes
	Does the review team: Assess whether monitoring technology should be deployed or augmented to supplement supervision by staff?	yes
	Does the review team: Prepare a report of its findings, including but not necessarily limited to determinations made pursuant to §§ 115.286(d)(1)-(d)(5), and any recommendations for improvement and submit such report to the facility head and PREA compliance manager?	yes
<b>115.286 (e)</b>	<b>Sexual abuse incident reviews</b>	
	Does the facility implement the recommendations for improvement, or document its reasons for not doing so?	yes

<b>115.287 (a)</b>	<b>Data collection</b>	
	Does the agency collect accurate, uniform data for every allegation of sexual abuse at facilities under its direct control using a standardized instrument and set of definitions?	yes
<b>115.287 (b)</b>	<b>Data collection</b>	
	Does the agency aggregate the incident-based sexual abuse data at least annually?	yes
<b>115.287 (c)</b>	<b>Data collection</b>	
	Does the incident-based data include, at a minimum, the data necessary to answer all questions from the most recent version of the Survey of Sexual Violence conducted by the Department of Justice?	yes
<b>115.287 (d)</b>	<b>Data collection</b>	
	Does the agency maintain, review, and collect data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews?	yes
<b>115.287 (e)</b>	<b>Data collection</b>	
	Does the agency also obtain incident-based and aggregated data from every private facility with which it contracts for the confinement of its residents? (N/A if agency does not contract for the confinement of its residents.)	na
<b>115.287 (f)</b>	<b>Data collection</b>	
	Does the agency, upon request, provide all such data from the previous calendar year to the Department of Justice no later than June 30? (N/A if DOJ has not requested agency data.)	na
<b>115.288 (a)</b>	<b>Data review for corrective action</b>	
	Does the agency review data collected and aggregated pursuant to § 115.287 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Identifying problem areas?	yes
	Does the agency review data collected and aggregated pursuant to § 115.287 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Taking corrective action on an ongoing basis?	yes
	Does the agency review data collected and aggregated pursuant to § 115.287 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Preparing an annual report of its findings and corrective actions for each facility, as well as the agency as a whole?	yes
<b>115.288 (b)</b>	<b>Data review for corrective action</b>	
	Does the agency's annual report include a comparison of the current year's data and corrective actions with those from prior years and provide an assessment of the agency's progress in addressing sexual abuse?	yes
<b>115.288 (c)</b>	<b>Data review for corrective action</b>	
	Is the agency's annual report approved by the agency head and made readily available to the public through its website or, if it does not have one, through other means?	yes
<b>115.288 (d)</b>	<b>Data review for corrective action</b>	
	Does the agency indicate the nature of the material redacted where it redacts specific material from the reports when publication would present a clear and specific threat to the safety and security of a facility?	yes
<b>115.289 (a)</b>	<b>Data storage, publication, and destruction</b>	
	Does the agency ensure that data collected pursuant to § 115.287 are securely retained?	yes

<b>115.289 (b)</b>	<b>Data storage, publication, and destruction</b>	
	Does the agency make all aggregated sexual abuse data, from facilities under its direct control and private facilities with which it contracts, readily available to the public at least annually through its website or, if it does not have one, through other means?	yes
<b>115.289 (c)</b>	<b>Data storage, publication, and destruction</b>	
	Does the agency remove all personal identifiers before making aggregated sexual abuse data publicly available?	yes
<b>115.289 (d)</b>	<b>Data storage, publication, and destruction</b>	
	Does the agency maintain sexual abuse data collected pursuant to § 115.287 for at least 10 years after the date of the initial collection, unless Federal, State, or local law requires otherwise?	yes
<b>115.401 (a)</b>	<b>Frequency and scope of audits</b>	
	During the prior three-year audit period, did the agency ensure that each facility operated by the agency, or by a private organization on behalf of the agency, was audited at least once? (Note: The response here is purely informational. A "no" response does not impact overall compliance with this standard.)	yes
<b>115.401 (b)</b>	<b>Frequency and scope of audits</b>	
	Is this the first year of the current audit cycle? (Note: a "no" response does not impact overall compliance with this standard.)	no
	If this is the second year of the current audit cycle, did the agency ensure that at least one-third of each facility type operated by the agency, or by a private organization on behalf of the agency, was audited during the first year of the current audit cycle? (N/A if this is not the second year of the current audit cycle.)	na
	If this is the third year of the current audit cycle, did the agency ensure that at least two-thirds of each facility type operated by the agency, or by a private organization on behalf of the agency, were audited during the first two years of the current audit cycle? (N/A if this is not the third year of the current audit cycle.)	yes
<b>115.401 (h)</b>	<b>Frequency and scope of audits</b>	
	Did the auditor have access to, and the ability to observe, all areas of the audited facility?	yes
<b>115.401 (i)</b>	<b>Frequency and scope of audits</b>	
	Was the auditor permitted to request and receive copies of any relevant documents (including electronically stored information)?	yes
<b>115.401 (m)</b>	<b>Frequency and scope of audits</b>	
	Was the auditor permitted to conduct private interviews with residents?	yes
<b>115.401 (n)</b>	<b>Frequency and scope of audits</b>	
	Were inmates, residents, and detainees permitted to send confidential information or correspondence to the auditor in the same manner as if they were communicating with legal counsel?	yes
<b>115.403 (f)</b>	<b>Audit contents and findings</b>	
	The agency has published on its agency website, if it has one, or has otherwise made publicly available, all Final Audit Reports. The review period is for prior audits completed during the past three years PRECEDING THIS AUDIT. The pendency of any agency appeal pursuant to 28 C.F.R. § 115.405 does not excuse noncompliance with this provision. (N/A if there have been no Final Audit Reports issued in the past three years, or, in the case of single facility agencies, there has never been a Final Audit Report issued.)	yes