

PREA AUDIT REPORT Interim Final
ADULT PRISONS & JAILS

Date of report: April 26, 2016

Auditor Information			
Auditor name: Monica Lugo			
Address: 200 N Comal San Antonio, Texas 78207			
Email: mlugo@bexar.org			
Telephone number: 210-335-5208			
Date of facility visit: November 6-8, 2015			
Facility Information			
Facility name: Sedgwick County Detention Facility			
Facility physical address: 141 W Elm, Wichita, Kansas 67203			
Facility mailing address: <i>(if different from above)</i> Click here to enter text.			
Facility telephone number: 316-660-0900			
The facility is:	<input type="checkbox"/> Federal	<input type="checkbox"/> State	<input checked="" type="checkbox"/> County
	<input type="checkbox"/> Military	<input type="checkbox"/> Municipal	<input type="checkbox"/> Private for profit
	<input type="checkbox"/> Private not for profit		
Facility type:	<input type="checkbox"/> Prison	<input checked="" type="checkbox"/> Jail	
Name of facility's Chief Executive Officer: Brenda Dietzman			
Number of staff assigned to the facility in the last 12 months: 295			
Designed facility capacity: 1158			
Current population of facility: 1439			
Facility security levels/inmate custody levels: Max, Med, Min & Mental Health			
Age range of the population: 18 & up			
Name of PREA Compliance Manager: Chris Casanova		Title: Sergeant	
Email address: Chris.Casanova@sedgwick.gov		Telephone number: 316-660-3928	
Agency Information			
Name of agency: Sedgwick County Sheriff's Office			
Governing authority or parent agency: <i>(if applicable)</i> Click here to enter text.			
Physical address: 141 W Elm, 2 nd Floor, Wichita, Kansas 67203			
Mailing address: <i>(if different from above)</i> Click here to enter text.			
Telephone number: 316-660-3900			
Agency Chief Executive Officer			
Name: Jeffrey Easter		Title: Sheriff	
Email address: Jeffrey.easter@sedgwick.gov		Telephone number: 316-660-3900	
Agency-Wide PREA Coordinator			
Name: David Milam		Title: Administrative Lieutenant	
Email address: david.milam@sedgwick.gov		Telephone number: 316-660-0850	

AUDIT FINDINGS

NARRATIVE

The site visit for PREA audit of the Sedgwick County Detention Facility was conducted on November 6-8, 2015. Monica Lugo and Henry Reyes were the two Certified PREA Auditors conducting this audit. During the site visit the auditors toured the facility and conducted multiple interviews.

An entrance meeting was held November 6, 2015, with Captain Jared Schechter and Lieutenant David Milam, PREA Coordinator.

Following the entrance meeting interviews were conducted with specialized staff. Once these interviews concluded a tour of the facility was conducted. Captain Jared Schechter and Lieutenant David Milam, PREA Coordinator were present during the tour. There were 1,067 inmates assigned to the detention facility at the time of the audit. The facility houses both men and women including youthful inmates; however, at the time of the audit there were not any youthful inmates assigned to the facility. The medical section includes seventeen beds and medical observation unit with 24/7 nursing care.

During this audit the following areas were toured:

1. Intake/reception/screening area;
2. Housing units;
3. Segregated housing units;
4. Health care areas (medical and mental health clinics, infirmary, and housing units);
5. Recreation areas, kitchen, work areas, and other programming areas;
6. Youthful offender housing units.

While touring the facility both auditors observed carefully how well the inmates were supervised, identified blind spots, and how cameras and monitoring technology was utilized in a way to keep inmates safe from sexual abuse. In addition, staff in the areas toured were asked multiple questions by the auditors to assess if the practice at the facility was conducted in accordance with the PREA standards and agency policy.

In the past twelve months, there were 36 allegations of sexual abuse and sexual harassment reported. Of these allegations 24 resulted in an administrative investigation. The other 12 allegations were referred for criminal investigation.

Day two consisted of staff and inmate interviews. Auditors requested a listing of all inmates housed at Sedgwick County Detention Facility and randomly selected at least one inmate from each housing unit. There were additional inmates selected if: they were disabled or limited English proficient; transgender, intersex, gay, lesbian, and bisexual; in segregated housing for risk of sexual victimization; reported a sexual abuse; or had disclosed sexual victimization during intake risk assessment. Shift rosters were also requested and auditors randomly selected staff from all shifts.

DESCRIPTION OF FACILITY CHARACTERISTICS

The Sedgwick County Detention Facility is the only large jail in the state of Kansas out of 101 jails, with a capacity of 1,158 inmates. The jurisdiction area is 1,009 square miles. There were 27, 270 inmates admitted to the jail in the past 12 months, with an average length of stay of 37 days. The facility operates two buildings, one being the jail and the other work release. The facility consists of 622 single cells, 56 multiple occupancy cells, 8 open bay/dorm housing units, 12 segregated cells, and 17 infirmary beds. The facility has a Memorandum of Understanding (MOU) with Via Christi Hospital. They also have an MOU with Wichita Area Sexual Assault Center to provide victim advocacy services to inmates. The facility also has MOU's with six facilities for the confinement of inmates.

The facility currently employs 295 people who may have contact with inmates. There are currently 653 volunteers and individual contractors who may have contact with inmates. The agency employs 16 investigators to investigate allegations of sexual abuse.

The facility had a technology upgrade in 2014-2015. Master control was upgraded and an additional 500 cameras were placed throughout the facility. Master Control operates and monitors from the basement level (no inmate traffic), Work Release has a control room as well. Cameras are also monitored by the Watch Commander via separate screens installed in the watch commander's office. Each of the 4 Captains has surveillance ability from their offices and the Lobby Deputy has ability to view camera footage in the front of the building and in the lobby. All sergeants are equipped with Flex Cameras. All areas of the facility are now monitored by Master Control. Video retention is 90 days.

The Sedgwick County Sheriff's Office mission statement states in partnership with the citizens of Sedgwick County, is to provide effective public service to all individuals in an impartial, ethical and professional manner.

The agency core values consist of:

Integrity - To demonstrate integrity in all I do.

Duty - To uphold my sworn duty and responsibility.

Ethics - To be ethical in my decisions and conduct.

Attitude - To be positive in my words and actions.

Leadership - To lead by example and motivate those around me.

Service - To serve the community with respect and compassion.

The Sedgwick County Detention Facility Philosophy is: to keep the facility secure and to safeguard our community and the lives of the staff, inmates and visitors; to use all reasonable measures to ensure that all inmates committed to our custody are provided with a safe and humane treatment consistent with applicable standards, laws, judicial decisions and community expectations; to provide those essentials of human life, i.e., medical/mental health care, nutritious meals, clean environment and the opportunity for maintaining family and personal contacts to all within our care; and to further the principles of direct supervision by managing those committed to our custody as people with as much dignity and respect possible in the regulated environment required of a detention facility.

Operational Objectives

1. To manage inmates in an objective and courteous manner, dealing with each inmate firmly and fairly.
2. To be attentive to the needs and concerns of inmates, citizens and the facility.
3. To promote a positive demeanor that inspires confidence and trust.
4. To be proactive with regards to inmate management rather than taking a reactive approach.
5. To ensure that the use of force or special management sanctions is not used punitively, absent due process.

SUMMARY OF AUDIT FINDINGS

An exit meeting was held November 8, 2015, with Sheriff Jeffrey Easter, Captain Jared Schechter, and Lieutenant David Milam, PREA Coordinator.

Number of standards exceeded: 0

Number of standards met: 43

Number of standards not met: 0

Number of standards not applicable: 1

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

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

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

The Sedgwick County Detention Facility has written policy 120.03 mandating zero tolerance toward all forms of sexual abuse and sexual harassment. The policy outlines the agency’s approach to preventing, detecting and responding to sexual abuse and sexual harassment.

The agency employs an upper level, agency-wide PREA Coordinator with rank of Lieutenant who has sufficient time and authority to develop, implement, and oversee agency efforts to comply with the PREA standards in all of its facilities. The PREA Coordinator reports to an Operations Division Captain. This is outlined in policy 120.03 and agency organizational chart.

The agency designated a PREA Compliance Manager with Rank of a Sergeant with sufficient time and authority to coordinate the work release facility’s efforts to comply with the PREA standards. The PREA Compliance Manager reports directly to the PREA Coordinator. This is outlined in policy 120.03 and agency organizational chart.

Standard 115.12 Contracting with other entities for the confinement of inmates

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

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

The agency currently has 6 contracts for the confinement of inmates. These contracts have all been amended to include that each contractor will adopt and comply with the PREA standards and allow the agency to monitor compliance. Each contract states if the contractor fails to be fully compliant with the PREA standards by August 20, 2013, or fail a PREA inspection, Sedgwick County may terminate the agreement. Copies of all contracts were provided.

Corrective Action: Due to none of the 6 contract facilities having had a mock or official PREA audit conducted nor having supporting documentation of monitoring the compliance of any facility.

Auditors requested agency to develop and implement monitoring procedures of facilities currently

contracting with for the confinement of its inmates. Provide auditors with documentation of monitoring for each of the 6 facilities with current contracts.

The agency developed policy and procedure to monitor PREA compliance for contract facilities. A checklist was created to document the monthly inspections. All documentation will be maintained by PREA Coordinator. The agency provided auditors with a copy of revised policy 120.03 outlining procedure and four months of documentation for each of the 6 facilities it houses inmates as requested.

Standard 115.13 Supervision and monitoring

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

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Sedgwick County Detention Facility has developed, documented, and made its best efforts to comply on a regular basis with a staffing plan that provides adequate levels of staffing, and , where applicable, video monitoring to protect inmates against abuse. General Order 16.1 and 16.2 outlines staffing table and distribution of personnel.

Sedgwick County Detention Facility monitors for compliance with staffing plan daily. The agency indicated that there has not been any incident in which the staffing plan was not complied with. In circumstances where the staffing plan is not complied with, the facility will document and justify all deviations from the plan. Interviews with specialized staff and documentation of daily rosters support this standard.

Sedgwick County Detention Facility completes an annual review, in consultation with the PREA Coordinator, to assess, determine, and document whether adjustments are needed to staffing plan as indicated in General Order 1.1.

Sedgwick County Detention policy 120.03 III. C. supports the standard of having intermediate-level or higher-level supervisors conduct and document unannounced rounds to identify and deter staff sexual abuse and sexual harassment. The policy also prohibits staff from alerting other staff members that these rounds are occurring. While on-site the auditors monitored and reviewed documentation to support this standard.

Standard 115.14 Youthful inmates

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

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.

Sedgwick County Detention Center Facility does not place youthful inmates in a housing unit where they will have contact with adult inmates through the use of a shared dayroom, common space, shower area, or sleeping quarters. At the time of the on-site audit no youthful inmates were housed in the facility. The auditors did inspect Pod 2, section A where the youthful inmates are housed. Policy 109.04 II. C. page 1 supports this standard.

Sedgwick County Detention Facility provides direct staff supervision when the agency is unable to maintain sight and sound separation between youthful inmates and adult inmates. During interviews with program staff who work with youthful inmates stated a Deputy stays in the room when youthful inmates attend programs with adult offenders. Policy 109.04 II. D. supports this standard.

Sedgwick County Detention Facility makes its best efforts to avoid placing youthful inmates in isolation to comply with this provision. Youthful inmates are afforded equal access to large-muscle exercise, education services, and other programs.

Standard 115.15 Limits to cross-gender viewing and searches

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

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

Sedgwick County Detention Facility does not conduct cross-gender pat-down searches, cross-gender strip searches or cross-gender visual body cavity searches (meaning a search of the anal or genital opening) except in exigent circumstances. In the event a cross-gender pat-down search of females, cross-gender strip search or cross-gender visual body cavity search is conducted it will be documented. Policy 105.09 supports this standard.

Sedgwick County Detention Facility has policies and procedures that enable inmates to shower, perform bodily functions, and change clothing without nonmedical staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks. While on site auditors identified cameras in suicide cells, medical cells, court holding cells, a in a few booking cells. The problem with this is it does not allow inmates privacy while performing bodily functions as these cameras can be viewed by nonmedical staff. Corrective actions was taken and outlined below. Such policies and procedures require staff of the opposite gender to announce their presence when entering an inmate housing unit. Observed announcements being made during on-site audit and interviews with inmates and staff confirmed practice is being done. Policy 120.00 supports this standard.

Sedgwick County Detention Facility does not search or physically examine a transgender or intersex inmate for the sole purpose of determining the inmate's genital status. If the inmate's genital status is unknown, it is determined during conversations with the inmate, by reviewing medical records, or, if necessary, by learning that information

as part of a broader medical examination conducted in private by a medical practitioner. Policy 105.09 page 5 supports this standard.

Sedgwick County Sheriff's Office trains security staff in how to conduct cross-gender pat down searches, and searches, and searches of transgender and intersex inmates, in a professional and respectful manner, and in the least intrusive manner possible, consistent with security needs. Staff interviews, training curricula and training records indicated staff had been trained.

Corrective Action: While on site auditors identified cameras in suicide cells, medical cells, court holding cells, and a few in booking cells. The problem with this is it does not allow inmates privacy while performing bodily functions as these cameras can be viewed by nonmedical staff. Cross Gender viewing was also a concern since monitors of these cells are located in command staff office.

The following action was taken by facility:

- **DIO is researching options, if moving some camera locations in the cells which will correct the problem, redirecting the camera angles, and/or seeing about digital blurring of the toilet area.**
- **Awaiting quote for "camera masking" of toilet areas and sample of video for review. No date for completion but it will be done for compliance.**

Auditors requested pictures of areas of concern, which was addressed as non-compliant during site visit. The PREA Coordinator emailed sample pictures prior to have contractor complete the project. Once "masking" was complete pictures of each area requested was sent to auditors. At this time auditors carefully reviewed the documents provided and found the facility to be compliant with this standard as it removed the concern of cross-gender viewing and viewing by nonmedical staff.

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

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

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

Sedgwick County Sheriff's Office Policy 120.03 III, D page 4 supports this standard ensuring inmates with disabilities; including those who are deaf or hard of hearing, blind or have low vision, or who have intellectual, psychiatric, or speech disabilities, have equal opportunities 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 agency ensures that written materials are provided in formats or through methods that ensure effective communication with inmates with disabilities. The agency has interpreters on contract when services are needed.

Agency Policy 120.03 prohibits use of inmate interpreters, inmate readers, or other types of inmate assistants except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the inmate's safety, the performance of first-response duties, or the investigation of the inmate's allegations.

Corrective Action: During interviews inmates with disabilities was not aware the facility provided information about sexual abuse/harassment in a format to be understood nor someone to provide assistance. However, did understand they had a right to be free from sexual abuse/harassment. Staff members were unable to explain how to get interpreters for inmates with limited English when needed.

The agency provided all staff with information on the procedures of getting interpreters for inmates and provided supporting documentation to auditors.

Standard 115.17 Hiring and promotion decisions

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

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

Sedgwick County Sheriff's Office does not hire or promote anyone who may have contact with inmates, and does not enlist the services of any contractor who may have contact with inmates, who has engaged in sexual abuse in any criminal justice facility; has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse; or has been civilly or administratively adjudicated to have engaged in the activity described above. Policy 32.1 and disqualification form supports this standard.

Sedgwick County Sheriff's Office 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 inmates.

Sedgwick County Sheriff's Office conducts criminal background records checks prior to hiring any new employees, or enlisting the services of any contractor who may have contact with inmates. In the past 12 months, 46 criminal background checks were conducted for Detention staff. The agency has a process in place where background record checks are conducted at least every five years. Policy 35.2.6 supports this standard.

Standard 115.18 Upgrades to facilities and technologies

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

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

corrective actions taken by the facility.

Sedgwick County Detention Facility enhanced video monitoring by adding 500 cameras and updating master control monitoring system in 2014-2015. When installing and updating the system, the agency considered how such technology would enhance the ability to protect inmates from sexual abuse. The auditors viewed video monitoring while conducting site visit.

Standard 115.21 Evidence protocol and forensic medical examinations

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

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

Sedgwick County Detention Facility is responsible for investigating allegations of sexual abuse, the Sedgwick County Sheriff's Office follows a uniform evidence protocol that maximizes the potential for obtaining usable physical evidence for administrative proceedings and criminal prosecutions. The protocol is developmentally appropriate for youth. Policy 83.1.1 supports this standard.

Sedgwick County Detention Facility offers all victims of sexual abuse access to forensic medical examinations, without financial cost, where evidentiarily or medically appropriate. Such examinations are conducted by Sexual Assault Forensic Examiners (SAFEs) or Sexual Assault Nurse Examiners (SANEs). These exams take place at Christi & Wesley Hospital per hospital protocol.

The facility makes available to the victim a victim advocate from a rape crisis center. If requested by the victim, a victim advocate will accompany and support the victim through the forensic medical examination process, investigatory interviews, and provides emotional support, crisis intervention, information, and referrals. Sedgwick County Sheriff's Office has a Memorandum of Understanding with the Wichita Area Sexual Assault Center (WASAC) to provide these services.

Standard 115.22 Policies to ensure referrals of allegations for investigations

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

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

Sedgwick County Sheriff's Office ensures that an administrative or criminal investigation is completed for all allegations of sexual abuse and sexual harassment. Policy 103.01 ensures that allegations of sexual abuse or sexual harassment are referred for investigations to an agency with the legal authority to conduct criminal investigations, unless the allegation does not involve potentially criminal behavior. Policy regarding the referral of allegations is published on the agency's website. In the past 12 months, the facility received 36 allegations of sexual abuse and sexual harassment. All allegations were referred for further investigation, 24 resulted in administrative investigations and 12 were referred for criminal investigation.

Standard 115.31 Employee training

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

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

Sedgwick County Sheriff's Office trains all employees who may have contact with inmates on all components of this standard. The agency provides annual refresher PREA training to staff and updated information in between through posters, In-Service training and policy updates. Training provided to staff is documented through employee signature, that the staff member received and understood the training provided. Auditors reviewed training curriculum provided and training acknowledgement forms. During interviews with human resource staff, random line staff, and supervisory staff it was clear that the training is being provided and is understood.

Standard 115.32 Volunteer and contractor training

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

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

Sedgwick County Sheriff's Office ensures that all volunteers and contractors who have contact with inmates have been trained on their responsibilities under the agency's sexual abuse and sexual harassment prevention, detection, and response policies and procedures. The level and type of training provided is based on the services they provide and level of contact they have with inmates, but all volunteers and contractors who have contact with inmates are notified of the agency's zero tolerance policy regarding sexual abuse/harassment and informed how to report such incidents. The agency maintains documentation confirming training was received and understood. The agency reported 653 volunteers and individual contractors, who have contact with inmates have received this training. Interviews and review of training curriculum and acknowledgement forms supported this standard.

Standard 115.33 Inmate education

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

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

During the intake process, inmates receive PREA information at time of intake about the Sedgwick County Sheriff's Office zero-tolerance policy and how to report incidents or suspicions of sexual abuse or harassment. There were 2,663 inmates admitted to the facility at the time of report, which all received this information through a brochure. Auditors reviewed the brochure, observed intake process during site visit, and conducted random inmate interviews supporting this standard.

Sedgwick County Detention Facility provides comprehensive education to inmates through video during the change out process: regarding inmates rights to be free from both sexual abuse/harassment; to be free from retaliation for reporting such incidents; and agency policies and procedures for responding to such incidents. Auditors determined this section of the standard was not met through inmate interviews and observation during site visit. Corrective action plan was developed between the auditors and PREA Coordinator.

In addition to providing such education, the Sedgwick County Detention Facility ensures that key information about the agency's PREA policies is continuously and readily available or visible through posters, inmate handbooks, or other written formats. Auditors reviewed inmate handbook, inmate brochure and conducted random interviews of staff and inmates to support this standard.

Inmate PREA education is available in accessible formats for all inmates, including those who are limited English proficient, deaf, visually impaired, or otherwise disabled, as well as to inmates who have limited reading skills. Policy 120.03 and contract for services supports this standard.

Sedgwick County Detention Facility maintains documentation of inmate participation in PREA education by having each inmate sign an acknowledgement form. Documentation was reviewed by auditors.

Corrective Action: Auditors determined the facility did not meet the standard of providing comprehensive education based on inmate interviews and observation during site visit. The location where the video is played is in the change out/shower area. The video is played for inmates while they are showering and changing. The tour of the facility was conducted prior to inmate interviews and this was already a concern for the auditors. Inmate interviews validated the concern because inmate did not recall receiving the comprehensive education. Another observation made was the Spanish portion of the video did not have audio, which was a concern for inmates who are limited English proficient, visually impaired, or who have limited reading skills.

Auditors required the facility to add audio in Spanish to their inmate training video, and relocate the location where the video is played to be effective.

The facility made revisions to comprehensive inmate education video and provided auditors with a copy of the updated video. The facility relocated the location where this video is played to the open booking area where the inmates will be able to sit and view the video. The facility also required booking Sergeant to randomly interview inmates when they go to housing to ensure they received the information. The auditors reviewed all information provided and found the facility to be compliant once corrective action was taken.

Standard 115.34 Specialized training: Investigations

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

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Sedgwick County Sheriff’s Office has 16 investigators who respond to the Detention Facility. These investigators are trained in conducting sexual abuse investigations in confinement settings. Agency policy 33.1.9 covers training elements and to ensure documentation is maintained. Interviews with investigators and documents were reviewed to support this standard.

Standard 115.35 Specialized training: Medical and mental health care

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

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Sedgwick County Detention Facility Policy 120.03 relating to contractors supports the elements of this standard requiring training of medical and mental health practitioners who work regularly in its facilities. There are 82 medical and mental health practitioners who work regularly at this facility, which all have received training required by policy. Medical staff do not conduct forensic medical exams in this facility. Review of policy, documents and interviews with medical and mental health staff supports this standard.

Standard 115.41 Screening for risk of victimization and abusiveness

- Exceeds Standard (substantially exceeds requirement of standard)

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

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

Sedgwick County Detention Facility Policy 109.00 requires screening upon admission to a facility or transfer to another facility for risk of sexual abuse victimization or sexual abusiveness toward other inmates. Policy also requires that inmates be screened for risk of sexual victimization or risk of sexually abusing other inmates within 72 hours of their intake. The facility reported there were 16,074 inmates who entered the facility who were screened in accordance to policy.

Sedgwick County Detention Center uses and objective screening instrument. The intake screening considers, at a minimum, the following criteria to assess inmates for risk of sexual victimization:

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

The initial screening considers prior acts of sexual abuse, prior convictions for violent offenses, and history of prior institutional violence or sexual abuse, as known to the Sedgwick County Detention Facility, in assessing inmates for risk of being sexually abusive.

Policy 109.00 requires that the facility reassess each inmate’s risk of victimization or abusiveness within a set time period, not to exceed 30 days after the inmate’s arrival at the facility, based upon any additional, relevant information received by the facility since the intake screening.

Policy 120.03-3 prohibits disciplining inmates for refusing to answer, or for not disclosing complete information related to questions asked.

Auditors reviewed policies, screening instrument, reviews and reassessments, and interviewed classification staff in addition to random staff and inmates to support this standard.

Standard 115.42 Use of screening information

- Exceeds Standard (substantially exceeds requirement of standard)
- Meets Standard (substantial compliance; complies in all material ways with the standard for the relevant review period)

- Does Not Meet Standard (requires corrective action)

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

Policy 109.00 and risk instrument addresses how information is collected and used to ensure the safety of the inmates when assigning them in housing and programs. Transgender and intersex inmate’s own views are given serious consideration during housing and program placement. Transgender and intersex inmates are allowed to shower separately. This was documented during staff and inmate interview.

Standard 115.43 Protective custody

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

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

Policy 115.04 prohibits the placement of inmates at high risk for sexual victimization in involuntary segregated housing unless an assessment of all available alternatives has been made and a determination has been made that there is no available alternative means of separation from likely abusers.

Inmates placed in segregated housing for this purpose have access to programs, privileges, education, and work opportunities to the extent possible. If the Sedgwick County Detention Facility restricts access to programs, privileges, education, or work opportunities, the facility shall document: the opportunities that have been limited; the duration of the limitation; and reasons for such limitations. The facility reported no inmates at risk for sexual victimization where assigned to involuntary segregation. Interviews with staff and inmates supported policy and practice to support this standard.

Standard 115.51 Inmate reporting

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

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

corrective actions taken by the facility.

Sedgwick County Detention Facility provides multiple internal ways for inmates to report privately sexual abuse and sexual harassment, retaliation by other inmates or staff for reporting sexual abuse and sexual harassment, and staff neglect or violation of responsibilities that may have contributed to such incidents. Inmates have access to a crime stopper hotline answered by criminal investigation division. Policy 120.03, inmate handbook and interviews with staff and inmates supports this standard.

Policy 120.03 and 103.01 mandate staff to accept reports of sexual abuse and sexual harassment made verbally, in writing, anonymously, and from third parties. Staff are to immediately reports made verbally. Staff and inmate interviews along with incident documents reviewed by auditors supports this standard.

Policy 120.03 and 103.01 provides procedures for staff to privately report sexual abuse and sexual harassment of inmates through crime stoppers hotline. Staff are informed of these procedures through policy and training. Staff interviews and training documents supported this standard.

Standard 115.52 Exhaustion of administrative remedies

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

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

Policy 120.01 outlines the agency's administrative procedures for dealing with inmate grievances regarding sexual abuse.

Sedgwick County Detention Facility does not impose a time limit on when an inmate may submit a grievance regarding and allegations of sexual abuse. The facility does not require an inmate to use an informal grievance process, or otherwise to attempt to resolve with staff, an alleged incident of sexual abuse.

The agency policy and procedure allows an inmate to submit a grievance alleging sexual abuse without submitting it to the staff member who is the subject of the complaint through eKite system. Documentation reviewed during site visit and inmate interviews support this standard.

Policy 120.01 requires that a decision on the merits of any grievance or portion of a grievance alleging sexual abuse be made within 90 days of the filing of the grievance. Facility reported 36 grievances were filed during this reporting period of alleged sexual abuse and all were closed out within 90 days. Grievance documents were reviewed and supported the policy and this standard along with staff and inmate interviews.

Third parties, including fellow inmates, staff members, family members, attorneys, and outside advocates, are permitted to assist inmates in filing requests for administrative remedies relating to allegations of sexual abuse and are also permitted to file such requests on behalf of inmates. This information is provided in brochure and is also available on agency website www.sedgwickcounty.org.

Policy 103.01 and 115.04 outlines procedures for the filing of an emergency grievances when an inmate is subject to a substantial risk of imminent sexual abuse. Policy also requires and initial response within 48 hours for these emergency grievances. Facility report three emergency grievances were filed alleging substantial risk of imminent sexual abuse and all were initially responded to within 48 hours. Documents were reviewed during site visit.

Policy 120.01 II D allows the Sedgwick County Detention Facility to discipline an inmate for filing a grievance related to alleged sexual abuse only where the facility demonstrates that the inmatd filed the grievance in bad faith.

Standard 115.53 Inmate access to outside confidential support services

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

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

Sedgwick County Sheriff’s Office has an MOU in place with Wichita Area Sexual Assault Center for victim advocate services. The facility provides inmates with access to outside victim advocates for emotional support services related to sexual abuse by: giving inmates mailing addresses and telephone numbers for local, state, or national victim advocacy or rape crisis organizations, giving inmates mailing addresses and telephone numbers for immigrant services agencies for persons detained solely for civil immigration purposes, and enabling reasonable communication between inmates and these organizations in as confidential a manner as possible.

The facility informs inmates, prior to giving them access to outside support services, the extent to which such communications will be monitored through inmate handbook and other written documents. The facility informs inmates, prior to giving them access to outside support services, of the mandatory reporting rules governing privacy, confidentiality, and/or privilege that apply to disclosures of sexual abuse made to outside victim advocates, including any limits to confidentiality under relevant federal, state, or local law. Policy 120.01 II. D, review of contract and interviews support this standard.

Standard 115.54 Third-party reporting

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

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

Sedgwick County Sheriff's office provides a method to receive third-party reports of inmate sexual abuse or sexual harassment. The agency also distributes information on how to report inmate sexual abuse or sexual harassment on behalf of inmates. This information is posted and accessible through the agency's website www.sedgwickcounty.org.

Standard 115.61 Staff and agency reporting duties

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

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

Sedgwick County Sheriff's Office requires all staff to report immediately and according to agency policy 120.03: any knowledge, suspicion, or information they receive regarding an incident of sexual abuse or sexual harassment that occurred in a facility, whether or not it is part of the agency; any retaliation against inmates or staff who reported such an incident; and any staff neglect or violation of responsibilities that may have contributed to an incident or retaliation. This was verified through random staff and inmate interviews.

Apart from reporting to designated supervisors or officials and designated state or local service agencies, agency policy 120.03 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.

Sedgwick County Sheriff's Office reports all allegations of sexual abuse and sexual harassment, including third-party and anonymous reports, to the facility's designated investigators. Policy 120.03 and interviews conducted of random staff and inmates supports this standard. The agency also provides information to the public through its website for third party reports to be submitted.

Sedgwick County Sheriff
141 W Elm, 2nd Floor
Wichita, KS 67204

Online at: www.sedgwickcounty.org
Sheriff's Office Webpage
Sedgwick County Jail
Prison Rape Elimination Act
Report Form

Standard 115.62 Agency protection duties

- Exceeds Standard (substantially exceeds requirement of standard)

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

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

When the Sedgwick County Detention Facility learns that an inmate is subject to a substantial risk of imminent sexual abuse, it takes immediate action to protect the inmate. Policy 109.00 and 103.01, interviews with random staff and specialized staff, and review of incident reports supports this standard.

Standard 115.63 Reporting to other confinement facilities

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

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

Upon receiving an allegation that an inmate was sexually abused while confined at another facility, the Sedgwick County Detention Facility notifies the head of the facility or appropriate office of the agency where the alleged abuse occurred. The facility received three allegations that an inmate was abused while at another facility. The documentation provided supports notification is provided as soon as possible, but no later than 72 hours after receiving the allegation.

Standard 115.64 Staff first responder duties

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

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

Upon learning of an allegation that an inmate was sexually abused, the first security staff member to respond: separate the alleged victim and abuser; preserves and protects any crime scene until appropriate steps can be taken to collect any evidence; and if the abuse occurred within a time period that still allows for the collection of physical

evidence, request that the alleged victim not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating. Agency policy 83.1 and facility policy 120.03 supports this standards. The auditors conducted interviews with randomly selected staff and questioned security staff as the tour of the facility was being conducted.

If the first staff responder is not a security staff member, the responder request that the alleged victim not take any actions that could destroy physical evidence, and then notify security staff. The agency reported of the 36 allegations that an inmate was sexually abused, non of those incedents involved a non-security staff member as the first responder.

Standard 115.65 Coordinated response

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

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

Sedgwick County Detention 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. Policy 103.01 and interviews with specialized staff supports this standard.

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

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

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

N/A

Sedgwick County Sheriff’s Office does not participate in collective bargaining according to interview with agency head and PREA coordinator.

Standard 115.67 Agency protection against retaliation

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

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

Policy 120.03 protects all inmates and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other inmates or staff, and designated PREA Coordinator with monitoring retaliation. Monitoring for relation will be for at least 90 day unless the initial monitoring indicated a need to continue.

Sedgwick County Detention Facility has multiple protection measures, such as housing changes or transfers for inmate victims or abusers, removal of alleged staff or inmate abusers from contact with victims, and emotional support services for inmates or staff who fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigations. Interviews with staff and inmates support this standard.

Standard 115.68 Post-allegation protective custody

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

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

Policy 115.04 prohibits the placement of inmates who allege to have suffered sexual abuse in involuntary segregated housing unless an assessment of all available alternatives has been made and a determination has been made that there is no available alternative means of separation from likely abusers. No inmate has been placed in involuntary segregation for this reporting period.

Standard 115.71 Criminal and administrative agency investigations

- Exceeds Standard (substantially exceeds requirement of standard)
- Meets Standard (substantial compliance; complies in all material ways with the standard for the relevant review period)

- Does Not Meet Standard (requires corrective action)

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

Sedgwick County Sheriff's Office has 16 trained investigators to investigate sexual abuse and sexual harassment allegations. Policy 103.11, 83.1 and 42.1 is related to criminal and administrative agency investigations. Substantiated allegations of conduct that appear to be criminal are referred for prosecution. Agency reported 3 substantiated allegations of conduct that appeared to be criminal that were referred for prosecution since August 20, 2012. Allegations were reviewed by auditors and reports indicated the agency follows agency policy and standard requirements. Investigators were also interviewed, which reflected agency policy and standard requirement.

Standard 115.72 Evidentiary standard for administrative investigations

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

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

Sedgwick County Sheriff's Office imposes no higher than a preponderance of the evidence when determining whether allegations of sexual abuse or sexual harassment are substantiated. Policy 26.1.8 supports this standard.

Standard 115.73 Reporting to inmates

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

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

Policy 42.1 requires that any inmate who makes an allegation that he or she suffered sexual abuse in its facilities be 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.

Standard 115.76 Disciplinary sanctions for staff

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

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

Sedgwick County Sheriff's Office staff is subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies. Termination is the presumptive disciplinary sanction for staff who have engaged in sexual abuse. There have been not substantiated allegations of facility staff involved in sexual abuse reported in the past 12 months.

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. Sedgwick County Sheriff's Office reported that no staff from the facility have been disciplined for violation of agency sexual abuse and sexual harassment policies.

Standard 115.77 Corrective action for contractors and volunteers

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

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

Sedgwick County Sheriff's Office policy 42.1.11 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. The policy also requires that any contractor or volunteer who engages in sexual abuse be prohibited from contact with inmates. During this reporting period were not any incidence of contractors or volunteers being reported to law enforcement.

Sedgwick County Detention 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/harassment policies by a contractor or volunteer. Policy 120.03 page 8 supports this standard.

Standard 115.78 Disciplinary sanctions for inmates

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

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

Sedgwick County Detention Facility inmates are subject to disciplinary sanctions only pursuant to a formal disciplinary process following an administrative finding that the inmate engaged in inmate-on-inmate sexual abuse or following a criminal finding of guilt for inmate-on-inmate sexual abuse. Based on the information provided by the facility there were no administrative findings of inmate-on-inmate sexual abuse and four criminal finding of guilt for inmate-on-inmate sexual abuse. Auditors reviewed policy 121.01 and documentation of findings.

Sanctions are commensurate with the nature and circumstances of the abuse committed, the inmate's disciplinary history, and the sanctions imposed for comparable offenses by other inmates with similar histories. This process takes into consideration whether an inmate's mental disabilities or mental illness contributed to his or her behavior when determining what type of sanction, if any, should be imposed.

Sedgwick County Detention Facility offers therapy, counseling, or other interventions designed to address and correct the underlying reasons or motivations for abuse with the consideration of whether to require the offending inmate to participate in such interventions as a condition of access to programming or other benefits. Interviews with medical and mental health staff supported this standard.

The agency disciplines inmates for sexual conduct with staff only upon finding that the staff member did not consent to such contact. 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. Auditors reviewed documentation of inmate discipline for inappropriate behavior toward staff.

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

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

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

Sedgwick County Detention Facility provides all inmates with a medical and mental health screening. If the screening indicates an inmate has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, staff shall ensure that the inmate is offered a follow-up meeting with a medical or mental health practitioner within 14 days of the intake screening. Policy 117.00, staff interviews and contract for services supports this standard.

Any information related to sexual victimization or abusiveness that occurred in an institutional setting is strictly limited to medical and mental health practitioners and other staff, as necessary, to inform treatment plans and security and management decisions, including housing, bed, work, education and program assignments, or as otherwise required by Federal, State, or local law.

Medical and mental health practitioners obtain informed consent from inmates before reporting information about prior sexual victimization that did not occur in an institutional setting. Copy of release form was provided to auditors.

Standard 115.82 Access to emergency medical and mental health services

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

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

Sedgwick County Detention Facility provides inmate victims of sexual abuse with 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 judgement. If not qualified medical or mental health practitioners are on duty at the time a report of recent abuse is made, security staff first responders take preliminary steps to protect the victim and immediately notify the appropriate medical and mental health practitioners. Policy 120.03 and interviews with inmates and staff support this standard.

Inmate victims of sexual abuse while incarcerated are offered timely information about and timely access to emergency contraception and sexually transmitted infections prophylaxis, in accordance with professionally accepted standards of care, where medically appropriate. Treatment services are provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident. Policy 120.03 pages 8-9 and interviews support this standard.

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

- Exceeds Standard (substantially exceeds requirement of standard)

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

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

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

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

Sedgwick County Detention Facility provides victims with medical and mental health services consistent with the community level of care.

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

Inmate victims of sexual abuse while incarcerated are offered test for sexually transmitted infections as medically appropriate. Treatment services are provided without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident.

Policy 120.03 pages 8-9, medical and mental health contracts, and interviews support this standard.

Standard 115.86 Sexual abuse incident reviews

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

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

Sedgwick County Detention Facility conducts a sexual abuse incident review at the conclusion of every sexual abuse investigation, including where the allegation has not been substantiated, unless the allegation has been determined to be unfounded. There were 11 criminal and/or administrative investigations of alleged sexual abuse completed at the facility, excluding only “unfounded” incidents in the past 12 months. The review occurs within 30 days of the conclusion of the investigation. The review team includes upper-level management officials, with input from line supervisors, investigators, and medical or mental health practitioners. Policy 120.03 pages 9-10 supports this standard.

The review team considers whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse; whether the incident or allegation was motivated by race; ethnicity; gender identity; lesbian, gay, bisexual, transgender, or intersex identification, status, or perceived status; or gang affiliation; or was motivated or otherwise caused by other group dynamics at the Sedgwick County Detention Facility. The review team examines the area in the facility where the incident allegedly occurred to assess whether physical barriers in the area may enable abuse; assess adequate staffing levels; and assess whether monitoring technology should be deployed or augmented to supplement supervision by staff. Auditors reviewed documents of completed incident reviews during site visit.

Standard 115.87 Data collection

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

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

Sedgwick County Sheriff’s Office collects accurate, uniform data for every allegation of sexual abuse at facilities under its direct control using a standardized instrument and set of definitions, and aggregates the incident-based sexual abuse data at least annually. Policy 120.03 supports this standard.

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

Sedgwick County Sheriff’s Office maintains, reviews, and collects data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews. The auditors reviewed data collected and action taken by agency to improve the safety of the inmates.

Sedgwick County Sheriff’s Office obtains incident-based and aggregated data from every private facility with which it contacts for the confinement of its inmates.

Sedgwick County Sheriff’s Office provides all such data from the previous calendar year to the Department of Justice no later than June 30. Copy of reports were reviewed by auditors.

Standard 115.88 Data review for corrective action

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

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

Sedgwick County Sheriff's Office reviews data collected to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including: identifying problem area; taking corrective action on an ongoing basis; and preparing an annual report of its findings and corrective actions for each facility, as well as the agency as a whole. Annual report was provided.

Annual reports will include a comparison of the current year's data and corrective actions with those from prior years and will provide an assessment of the agency's progress in addressing sexual abuse.

Sedgwick County Sheriff's Office report is approved by agency head and makes it readily available to the public through its website www.sedgwickcounty.org.

Standard 115.89 Data storage, publication, and destruction

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

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

Sedgwick County Sheriff's Office makes 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. Prior to making data publicly available, the agency removes all personal identifiers. Policy 120.03 page 10-11 supports this standard.

All reports are securely retained and maintained for at least 10 years after the date of the initial collection unless Federal, State, or local law requires otherwise.

AUDITOR CERTIFICATION

I certify that:

- The contents of this report are accurate to the best of my knowledge.
- No conflict of interest exists with respect to my ability to conduct an audit of the agency under review, and
- I have not included in the final report any personally identifiable information (PII) about any

inmate or staff member, except where the names of administrative personnel are specifically requested in the report template.

Monica Lugo

May 3, 2016

Auditor Signature

Date