

# PREA AUDIT: AUDITOR'S SUMMARY REPORT

## ADULT PRISONS & JAILS

NATIONAL  
PREA  
RESOURCE  
CENTER



**BJA**  
Bureau of Justice Assistance  
U.S. Department of Justice

Interim       Final Report

### Auditor Information

**Auditor name:** Rodney P. Bivens

**Address:**

**Email:**

**Telephone number:**

**Date of facility visit:** May 11-13, 2015

**Date report submitted:** June 24, 2015

### Facility Information

**Name of facility:** Red Rock Correctional Center

**Physical address:** 1750 East Arica Road, Eloy, AZ 85131

**Facility mailing address: (if different from above)** N/A

**Telephone number:** (520)-464-3800

**The facility is:**

|  |                                    |                                  |
|--|------------------------------------|----------------------------------|
| <input type="checkbox"/> Military                      | <input type="checkbox"/> County    | <input type="checkbox"/> Federal |
| <input checked="" type="checkbox"/> Private for profit | <input type="checkbox"/> Municipal | <input type="checkbox"/> State   |
| <input type="checkbox"/> Private not for profit        |                                    |                                  |

**Facility Type:**  Jail       Prison

**Name of facility's Chief Executive Officer:** Bruno Stolc      **Title:** Warden

**Number of staff assigned to the facility in the last 12 months:** 250

**Designed facility capacity:** 1596

**Current population of facility:** 995

**Facility security levels/inmate custody levels:** Medium Security/Minimum to medium custody

**Age range of the population:** 18-70

**Name of PREA Compliance Manager:** Theresa Degard      **Title:** Program Manager

**Email address:** theresa.degard@cca.com      **Telephone number:** (520)-464-3846

### Agency Information

**Name of agency:** Corrections Corporation of America

**Governing authority or parent agency: (if applicable)** N/A

**Physical address:** 10 Burton Hills Boulevard, Nashville, TN 37215

**Mailing address: (if different from above)** N/A

**Telephone number:** 615-263-3000

| <b>Agency Chief Executive Officer</b>            |                          |  |
|--|--------------------------|--|
| <b>Name:</b> Damon Hininger                      | <b>Title:</b>            | President and Chief Executive Officer        |
| <b>Email address:</b> Damon.hininger@cca.com     | <b>Telephone number:</b> | 615-263-3301                                 |
| <b>Agency-Wide PREA Coordinator</b>              |                          |  |
| <b>Name:</b> Lisa Hollingsworth                  | <b>Title:</b>            | Senior Director PREA Programs and Compliance |
| <b>Email address:</b> Lisa.hollingsworth@cca.com | <b>Telephone number:</b> | 615-263-6915                                 |

## AUDIT FINDINGS

### NARRATIVE:


The onsite PREA audit of the Corrections Corporation of America - Red Rock Correctional Center in Eloy, Arizona was conducted May 11 -13, 2015 by Department of Justice Certified PREA Auditor Rodney P. Bivens. Prior to this audit the facility provided the auditor policies, procedures, and facility documentation related to each standard for review. The auditor and the PREA Coordinator had ongoing communication for several weeks prior to the audit to prepare for the on-site visit. The auditor was supplied with a list of inmate names sorted by housing units, lists of inmate names with disabilities, and special designations, as well as a list of facility staff names. The auditor selected at random, a sampling of inmates and staff to be interviewed during the on-site visit from these lists. Due to the size of this facility the auditor increased the sampling size for both inmates and staff. The sampling size for inmates included at least one inmate from each individualized housing unit pod. This decision was made to ensure all inmates throughout the facility were receiving the same information and training related to PREA.

The on-site audit began with an entrance meeting being conducted on Monday, May 11, 2015 at 8:15 a.m. in the conference room. The following staff attended the entrance meeting:

- Warden Bruno Stolc
- ██████████ Chief of Security
- PREA Manager Theresa Degard, Program Manager
- Senior Director Lisa Hollingsworth, Agency PREA Coordinator
- Mike McCarville, Arizona Department of Corrections PREA Coordinator
- ██████████ Addictions Treatment Manager
- ██████████ Maintenance Supervisor
- ██████████ Principal
- ██████████ Secretary
- ██████████ Learning and Development Manager
- ██████████ Health Services Administrator
- ██████████ Safety Manager
- ██████████ Quality Assurance Manager
- ██████████ Investigator
- ██████████ Human Resource Manager
- ██████████ Food Services Manager



Following the entrance meeting the entire facility was toured from 8:30 a.m. to 12:25 p.m. During the tour the auditor reviewed camera placement, blind spots, staff placement and documentation to assist in determining standard compliance. The following staff accompanied the auditor on the facility tour:

- Warden Bruno Stolc
-  Chief of Security
- PREA Manager Theresa Degard, Program Manager
- Senior Director Lisa Hollingsworth, Agency PREA Coordinator
- Mike McCarville, Arizona Department of Corrections PREA Coordinator

All housing units, day rooms, inmate program areas, work areas and all other inmate accessible areas were toured. While touring several inmates and staff were questioned about their knowledge of PREA standards, procedures for reporting, services available and their responsibilities. All staff and inmates informally interviewed during the tour acknowledged receiving training and procedures for reporting sexual abuse, sexual harassment and/or retaliation for reporting. A total of 41 staff members were interviewed during the course of this audit. This number includes 1 volunteer and 2 contract employees. A random selection of 15 correctional officers from all shifts as well as 4 intermediate and higher level supervisors were interviewed and affirmed compliance with the applicable standards. There is no SAFE or SANE staff at the facility; they are made available at the Scottsdale Lincoln Health System in Scottsdale, Arizona. Staff interviewed were well versed in their responsibilities in reporting sexual abuse, sexual harassment, staff negligence and retaliation for reporting. When questioned about evidence preservation, all staff responses reflected knowledge of agency policies.

A total of 37 inmates were interviewed during the on-site visit. These inmates consisted of: 27 inmates selected at random, 10 informally selected during the facility tour. There were 9 of the 27 inmates selected at random requiring specialized interviews broken down as follows: 2 self-disclosing LBGTI during screening, 1 vision impaired, 1 hearing impaired, and 5 limited English proficient. There were no inmates housed at this facility during the audit that had reported a sexual abuse. All of the Inmates interviewed acknowledged receiving PREA training and written materials (posters, pamphlets, and inmates handbooks) outlining the agencies zero tolerance policies towards sexual abuse, sexual harassment, and retaliation for reporting, as well as the procedures for reporting. The disabled inmates interviewed confirmed receiving the PREA training and written materials in languages they could understand as well. The inmates interviewed that had filed a PREA complaint felt the facility responded appropriately to their complaint and took PREA complaints very serious.

In the 12 months preceding the audit, Corrections Corporation of America - Red Rock Correctional Center had received and investigated a total of nine PREA complaints broken down as follows:

| <b><u>Number Received</u></b> | <b><u>Description of Complaint</u></b> | <b><u>Offender</u></b> | <b><u>Investigative Results</u></b> |
|-------------------------------|--|------------------------|-------------------------------------|
| 3                             | Sexual Abuse                           | Inmate                 | Unsubstantiated<br>Unfounded        |
| 2                             | Sexual Harassments                     | Inmate                 | Unsubstantiated<br>Unfounded        |
| 1                             | Sexual Abuse                           | Staff                  | Unfounded                           |
| 1                             | Voyeurism                              | Staff                  | Unfounded                           |

All investigative files the auditor reviewed during the onsite visit appeared to thoroughly document the investigation process per agency policy. Criminal investigative referrals were documented and proper referrals was made when warranted.

At the conclusion of the on-site visit an exit meeting was held to discuss the audit findings. The following people were in attendance:

Warden Bruno Stolc  
Kevin Johnson, Assistant Warden  
Frank Ashford, Chief of Security  
PREA Manager Theresa Degard, Program Manager  
Senior Director Lisa Hollingsworth, Agency PREA Coordinator  
Mike McCarville, Arizona Department of Corrections PREA Coordinator

During the exit the auditor explained the process that would follow the on-site visit to include corrective measures. The auditor also explained that all areas found to not meet the standards during the on-site visit must be corrected and he would be working closely with the PREA team to accomplish compliance. Finally the auditor acknowledged the willingness of all staff involved to accomplish PREA compliance and advised the PREA team of their requirements to post the final report on the facility website once compliance with all standards was achieved.

The initial audit revealed the facility did not meet 3 of the standards which triggered a corrective action period. During the corrective action period the auditor, agency PREA coordinator, and facility staff worked together on each plan of action to correct all deficient standards as detailed in the following report.

#### **DESCRIPTION OF FACILITY CHARACTERISTICS:**

Red Rock Correctional Center, owned and operated by Corrections Corporation of America, is located at 1750 East Arica Road, Eloy, AZ 85131. The facility has a current rated bed capacity of 1,596 utilized for housing minimum to medium custody adult male inmates. The Arizona Department of Corrections has contracted with Corrections Corporation of America to house state inmates at this facility. The Red Rock facility was built in 2006 and encompasses 14 buildings on approximately 62 acres of land. This facility provides a hundred single cells and seven hundred and forty-eight multiple occupancy cells as well as dormitory style housing to the inmate population. There are two hundred and forty-four video cameras strategically placed throughout the facility. All cameras are recorded and the recordings are maintained for 30 days. Twelve of the cameras are pan tilt zoom equipped to enhance security throughout the compound.

Corrections Corporation of America – Red Rock Correctional Center provides the following work opportunities to the offenders onsite pod porters, custodians, dock workers, yard crews, recreation porters, educations tutors, kitchen workers, medical porters, laundry workers, chapel workers, library workers, and maintenance workers. The jobs provided are utilized to enhance job skills for the offenders upon release.

The Corrections Corporation of America – Red Rock Correctional Center’s stated mission is: "to house sentenced prisoners in a safe and secure environment, provide a safe and secure environment for all staff, and remain focused on public safety. The facility shall maintain the necessary level of security in the facility and provide rehabilitation to offenders as needed. The facility will work together with local agencies/businesses to build strong community relations within our communities. Provide health care services (to include dental, medical, and psychiatric services), food services, work, and recreational programming to our offenders". Corrections Corporation of America values are "having PRIDE in all we do". It was evident the staff at the Corrections Corporation of America’s - Red Rock Correctional Center were committed to excellence in corrections, by providing a dedicated team of professionals whose focus is on the enhancement of the quality of life through self-improvement opportunities for the inmates entrusted to their care.

**SUMMARY OF AUDIT FINDINGS:**

|                               |    |
|-------------------------------|----|
| Number of standards exceeded: | 4  |
| Number of standards met:      | 37 |
| Number of standards not met:  | 0  |
| Non-applicable:               | 2  |

**§115.11 - Zero tolerance of sexual abuse and sexual harassment**

- 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)

115.11 (a) The agency has a written policy and procedure mandating zero tolerance for all forms of sexual abuse and sexual harassment. This policy outlines the agency’s approach to preventing, detecting and responding to such conduct. The procedures for all staff were clearly outlined in the Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2 provided. The Arizona Department of Corrections policy "Chapter 100 - Agency Administration/Management, Department Order 125; Sexual Offense Reporting" was provided as well covering all aspects of the requirements of this standard. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.11 (B) and (C) The agency employs an upper-level, agency-wide PREA Coordinator and a facility PREA Compliance Manager as required by this standard. Policy 14-2, page 2 outlines the responsibilities of the PREA Coordinator and PREA Manager. During interviews with the PREA Coordinator and the PREA Manager, both indicated they had sufficient time and authority to coordinate the facility’s efforts to comply with the PREA standards as required. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## §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)
- X Not-applicable Standard

Based on the documentation provided as well as staff interviews it was determined the Corrections Corporation of America - Red Rock Correctional Center does not contract with other facilities to house inmates assigned to their custody. Therefore, this standard was found to be non-applicable to this facility during this audit.

## §115.13 – Supervision and Monitoring

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

Based on staff interviews, review of documentation provided and review of Corrections Corporation of America - Red Rock Correctional Center PREA policy, 14-2, pages 8, 9 and 10, sections D and E. The following delineates the audit findings regarding this standard:

115.13 (a) The facility has documented and made its best efforts to comply on a regular basis with a staffing plan that provides for adequate levels of staffing as described and required by this standard. Video monitoring has also been deployed and upgraded to assist with the protection of offenders against sexual abuse. The staffing levels are monitored daily by review of shift rosters. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.13 (b) The facility has procedures in place to ensure all deviations are covered by overtime or notification must be documented on "Notice to Administration" form 5-1B and submitted to the Warden outlining the reason(s) for the deviation. There have been no deviations reported where the staffing plan has not been complied with in the past twelve months, as confirmed by interview with the Warden. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.13 (c) The staffing plan is reviewed annually by the PREA Manager and forwarded to the PREA Coordinator and Warden for review. It is then forwarded to the Vice President of Facility Operations for signature and approval of any recommendations made which would include changes to policy and procedures,

physical plant, video monitoring or staffing. The last Annual Staffing Plan assessment was completed on May 30, 2014. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.13 (d) Based on Corrections Corporation of America - Red Rock Correctional Center PREA policy, section E on pages 9 and 10, staff interviews, and documentation provided. Intermediate-level or higher-level supervisors are required to conduct and are documenting UNANNOUNCED rounds on all shifts as required. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

### **§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)
- Not Applicable Standard

Based on the documentation provided and staff interviews, Corrections Corporation of America – Red Rock Correctional Center is an adult male facility and does not house youthful offenders. Therefore, this standard was found to be non-applicable to this facility during this audit.

### **§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)

Based on Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2, section K, pages 15 and 16, training curriculums, staff interviews, training file reviews, and documentation provided. The following delineates the audit findings regarding this standard:

115.15 (a) Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2, section K on pages 15 and 16 outlines offender searches including searches of transgender and intersex offenders. The review of training curriculums and staff interviews revealed cross gender strip searches are prohibited except in exigent circumstances and must be documented on "Notice to Administration" form 5-1B when conducted. There have been no documented cross-gender visual body

cavity or strip searches reported in the past 12 months. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.15 (b) This part of the standard applies to future requirements beginning August 20, 2015. However, Corrections Corporation of America - Red Rock Correctional Center is an all adult male facility. Therefore, this part of the standard was found to be non-applicable to this facility during this audit.

115.15 (c) Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2, section K on pages 15 and 16 requires that all cross-gender strip searches in exigent circumstances be documented on the "Notice to Administration" form 5-1B. There have been no documented cross-gender visual body cavity or strip searches reported in the past 12 months. This is also an all adult male facility and no searches of female inmates would be performed. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.15 (d) Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2, section K, subsection 4 on page 16 requires that inmates shall be permitted to shower, perform bodily functions and change clothing without non-medical staff of the opposite gender viewing their breasts, buttocks or genitalia. Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2, section K, subsection 5 on pages 16 was reviewed and required staff of the opposite gender to announce their presence prior to entering the housing units. The Corrections Corporation of America staff was following this policy and had notices painted above the pod doors reminding opposite gender staff to announce; exceeding the requirements of the standard. However, the Arizona Department of Corrections administration had required them to stop announcing and to remove all the painted reminders and place a typed notice on each bulletin board in the housing units to advise the inmates of cross gender supervision at this facility. It was explained by this auditor the Department of Justice had previously ruled on this matter and issued a FAQ on the PREA Resource Center's website outlining the intent of this standard. The ruling clearly states' just posting a letter does not constitute an announcement as required by this standard. Therefore, it was found the facility did not meet the requirements of this part of the standard during the initial audit, triggering a corrective action period.

During the corrective action period the Arizona Department of Corrections administration reversed their position regarding this part of the standard and allowed Corrections Corporation of America - Red Rock Correctional Center administration to revert back to their policies and practices. The facility provided documentation of staff being retrained on the policy and procedure requiring opposite gender staff to announce their presence upon entering a housing unit. The facility also provided photos of new signage that has been placed back above each housing unit door, for the sole purpose of reminding opposite gender staff to make the required announcement, exceeding the standard requirements. Based on a review of the documentation provided during the corrective action period, the facility has exceeded the requirements of this part of the standard.

115.15 (e) Based on Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2, section K on pages 15 and 16, training curriculum provided and staff



interviews the facility prohibits staff from physically examining transgender or intersex inmates for the sole purpose of determining genital status. 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. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.15 (f) Based on Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2, section K on pages 15 and 16, training curriculum provided, staff training file reviews, and staff interviews the facility trains security staff to conduct cross-gender pat-down searches, and searches of transgender and intersex inmates, in a professional and respectful manner, and in the least intrusive manner possible, consistent with security needs. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

### **§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)

Based on Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2, page 13, section I, the lesson plan *Safety and Security Issues Part 2* and review of Language Line contract, as well as staff and inmate interviews. The following delineates the audit findings regarding this standard:

115.16 (a) The Corrections Corporation of America - Red Rock Correctional Center takes appropriate steps to ensure inmates with disabilities (including, for example, inmates who are deaf or hard of hearing, those who are blind or have low vision, or those who have intellectual, psychiatric, or speech disabilities), have an equal opportunity to participate in or benefit from all aspects of its efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including steps to provide interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.16 (b) The Corrections Corporation of America - Red Rock Correctional Center takes reasonable steps to ensure meaningful access to all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment to inmates who are limited English proficient, including steps to provide interpreters who can interpret effectively accurately and impartially. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.16 (c) Corrections Corporation of America - Red Rock Correctional Center does not rely on inmate interpreters, inmate readers, or other types of inmate assistants except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the inmate's safety. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

### **§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)

Based upon review of Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2, section B, pages 4 through 6, Human Resource staff interviews, and personnel file reviews. The following delineates the audit findings regarding this standard:

115.17 (a) Corrections Corporation of America - Red Rock Correctional Center does not hire or promote anyone who may have contact with inmates, and does not enlist the services of any contractor or volunteer who may have contact with inmates, who has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution, has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse; or has been civilly or administratively adjudicated to have engaged in the activity described above. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.17 (b) Corrections Corporation of America - Red Rock Correctional Center considers any incidents of sexual harassment in determining whether to hire or promote anyone, or to enlist the services of any contractor, who may have contact with inmates. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.17 (c)-1 Corrections Corporation of America - Red Rock Correctional Center requires a criminal background records check be completed before hiring any new employee. These background checks are completed by the Arizona Department of Corrections and the results are forwarded to the facility. Therefore, the facility demonstrated compliance with this part of the standard during this audit. (c)-2 Corrections Corporation of America - Red Rock Correctional Center makes their best efforts to contact all prior institutional employers for information on substantiated allegations of sexual abuse or any pending investigations of allegation of sexual abuse. This request is documented on Corrections Corporation of America's "Verification of Prior Employment" form 3-20-2A. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.17 (d) Corrections Corporation of America - Red Rock Correctional Center requires a criminal background records check be completed before enlisting the services of any contractor who may have contact with the inmates. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.17 (e) Corrections Corporation of America - Red Rock Correctional Center requires a criminal background records check be completed on all current employees and contractors at least every five years. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.17 (f) Corrections Corporation of America - Red Rock Correctional Center instills upon all employees a continuing affirmative duty to disclose any sexual misconduct as required by this standard. A Corrections Corporation of America's "Self Declaration of Sexual Abuse/Sexual Harassment" form 14-2H is completed by all applicants, upon being hired and if being considered for a promotion. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.17 (g) Corrections Corporation of America - Red Rock Correctional Center policy mandates that material omissions regarding sexual misconduct, and the provision of materially giving false information, are grounds for termination as required by this standard. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.17 (h) Corrections Corporation of America - Red Rock Correctional Center policy requires that the agency shall provide information on substantiated allegations of sexual abuse or sexual harassment involving a current or former employee upon receiving a request from an institutional employer for whom such employee has applied to work. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## **§115.18 – Upgrades to Facilities and Technology**

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)

Based upon review of Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2, page 30, section V, staff interviews and review of documentation provided. The following delineates the audit findings regarding this standard:

115.18 (a) Corrections Corporation of America - Red Rock Correctional Center requires when designing or acquiring any new facility and in planning any substantial expansion or modification of existing facilities, the agency shall consider the effect of the design, acquisition, expansion, or modification upon the agency's ability to protect inmates

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

115.18 (b) Corrections Corporation of America - Red Rock Correctional Center requires when installing or updating a video monitoring system, electronic surveillance system, or other monitoring technology, the agency shall consider how such technology may enhance the agency's ability to protect inmates from sexual abuse.

During this audit cycle there has been enhancements to the video technology at this facility. All identified blind spots appear to be covered and staff as well as inmates confirmed during interviews they felt safer with the upgrades in place. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

### **§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)

Based upon review of Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2, pages 22 and 23, section O and policy 13-79, page 2, section A-i and ii, investigative staff interviews, and review of documentation provided. The following delineates the audit findings regarding this standard:

115.21 (a) and (b) Corrections Corporation of America - Red Rock Correctional Center complies with all elements of this standard. The agency follows a uniform evidence protocol that maximizes the potential for obtaining usable physical evidence for administrative proceedings. The Arizona Department of Corrections, Criminal Investigation Unit investigates ALL PREA complaints for potential criminal activity and maintains a close working relationship with the County Prosecutor and the Red Rock Correctional Center investigator on each case. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.21 (c) Corrections Corporation of America - Red Rock Correctional Center offers all victims of sexual abuse access to forensic medical examinations by Memorandum of Understanding with the Scottsdale Lincoln Health Network of Arizona without financial cost, where evidentiary or medically appropriate. Such examinations are to be performed by Sexual Assault Forensic Examiners (SAFEs) or Sexual Assault Nurse Examiners (SANEs) as outlined in the Memorandum of Understanding. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.21 (d) The Corrections Corporation of America - Red Rock Correctional Center provides qualified and trained staff victim advocates to the inmate population.

However, no documentation was provided of attempts to secure services from rape crisis centers as required by this part of the standard during the on-site visit, triggering a corrective action period.

During the corrective action period the facility entered into a Memorandum of Understanding on June 18, 2015, with Wingspan Anti-Violence of Tucson, Arizona and provided documentation of this agreement. The facility also provided documentation of the updated PREA inmate education and orientation materials as well as posted the toll free phone number, address, and a detailed description of the services to be provided by Wingspan on each inmate bulletin board. Based on a review of the documentation provided during the corrective action period the facility has demonstrated compliance with this part of the standard.

115.21 (e) Corrections Corporation of America - Red Rock Correctional Center makes available to the victim a qualified agency staff member, upon request by the victim, who will accompany and support the victim through the forensic medical examination process and investigatory interviews and provide emotional support, crisis intervention, information, and referrals as warranted. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.21 (f) The Corrections Corporation of America - Red Rock Correctional Center is responsible for administrative and criminal investigations. Therefore, this part of the standard is not applicable to this facility.

## **§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)

Based upon review of Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2, section O on pages 22 through 24, investigative staff interviews, and review of documentation provided. The following delineates the audit findings regarding this standard:

115.22 (a) The Corrections Corporation of America - Red Rock Correctional Center is required to investigate ALL PREA complaints. All potential criminal activity is referred to the Arizona Department of Corrections, Criminal Investigation Unit for criminal investigation. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.22 (b) All PREA allegations are investigated by the Corrections Corporation of America - Red Rock Correctional Center for potential criminal activity. If it is determined that the allegation involves potential criminal activity, it is referred to the Arizona Department of Corrections, Criminal Investigation Unit for criminal investigation and prosecution as warranted. This policy is published on the agency

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

115.22 (c) The Corrections Corporation of America - Red Rock Correctional Center refers all criminal allegations for investigation to the Arizona Department of Corrections, Criminal Investigation Unit. The requirements of this part of the standard are outlined in the policy that is posted on the website. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

### **§115.31 – Employee Training**

X Exceeds Standard (substantially exceeds requirement of standard)

Meets Standard (substantial compliance; complies in all material ways with the standard for the relevant review period)

Does Not Meet Standard (requires corrective action)

Based upon review of Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2 section C on page 6, staff interviews, random staff training file review and review of documentation provided (power points, certificates, sign in sheets, signed acknowledgement forms, training curriculums and employee handouts). The following delineates the audit findings regarding this standard:

115.31 (a) Corrections Corporation of America - Red Rock Correctional Center trains all employees who have contact with inmates on:

- (1) Its zero-tolerance policy for sexual abuse and sexual harassment;
- (2) How to fulfill their responsibilities under agency sexual abuse and sexual harassment prevention, detection, reporting, and response policies and procedures;
- (3) Inmates' right to be free from sexual abuse and sexual harassment;
- (4) The right of inmates and employees to be free from retaliation for reporting sexual abuse and sexual harassment;
- (5) The dynamics of sexual abuse and sexual harassment in confinement;
- (6) The common reactions of sexual abuse and sexual harassment victims;
- (7) How to detect and respond to signs of threatened and actual sexual abuse;
- (8) How to avoid inappropriate relationships with inmates;
- (9) How to communicate effectively and professionally with inmates, including lesbian, gay, bisexual, transgender, intersex, or gender nonconforming inmates; and
- (10) How to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities.

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

115.31 (b) The training is tailored to the gender of the inmates at Corrections Corporation of America - Red Rock Correctional Center. The employees receive additional training if the employee is reassigned from a facility that houses only male inmates to a facility that houses only female inmates, or vice versa. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.31 (c) The training staff provided a report containing all staff that had been PREA trained which confirmed the requirements needed to meet the standard and proved that all current staff was trained within one year of the effective date of the PREA standards. All staff receives annual refresher PREA training during in-service which exceeds the requirements of this standard. Therefore, the facility exceeded this part of the standard during this audit.

115.31 (d) Corrections Corporation of America - Red Rock Correctional Center documents, through employee signature on an acknowledgement form, that employees understand the training they have received. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

### **§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)

Based upon review of Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2, section C-2 on page 8, volunteer and contractor interviews, random training file review and review of documentation provided (power points, certificates, sign in sheets, signed acknowledgement forms, training curriculums and handouts). The following delineates the audit findings regarding this standard:

115.32 (a) Corrections Corporation of America - Red Rock Correctional Center ensures all volunteers and contractors who have contact with inmates have been trained on their responsibilities under Corrections Corporation of America - Red Rock Correctional Center sexual abuse and sexual harassment prevention, detection, and response policies and procedures. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.32 (b) The level and type of training provided to volunteers and contractors is based on the services they provide and level of contact they have with inmates, but all volunteers and contractors who have contact with inmates are notified of Corrections Corporation of America - Red Rock Correctional Center zero-tolerance policy 14-2 regarding sexual abuse and sexual harassment and informed how to report such incidents. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.32 (c) Corrections Corporation of America - Red Rock Correctional Center documents through employee signature on an acknowledgement form that volunteers and contractors understand the training they have received. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## §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)

Based on review of the Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2, section I-1 and 2 on pages 13 and 14, and policy 17-101, Inmate Handbook, PREA pamphlets, Facility Orientation, PREA Posters, and the 30 day training video; as well as interviews with random inmates and staff. The following delineates the audit findings regarding this standard:

115.33 (a) During the intake process, inmates receive information explaining Corrections Corporation of America - Red Rock Correctional Center's zero-tolerance policy regarding sexual abuse and sexual harassment and how to report incidents or suspicions of sexual abuse or sexual harassment. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.33 (b) Within 30 days of intake, Corrections Corporation of America - Red Rock Correctional Center provides comprehensive education to the inmates, administered by video, regarding their rights to be free from sexual abuse and sexual harassment and to be free from retaliation for reporting such incidents, and regarding agency policies and procedures for responding to such incidents. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.33 (c) Corrections Corporation of America - Red Rock Correctional Center has provided such education within one year of the effective date of the PREA standards to all its inmates, and provides education to inmates upon transfer as required by this standard. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.33 (d) Corrections Corporation of America - Red Rock Correctional Center provides inmate education in formats accessible to all inmates, including those who are limited English proficient, deaf, visually impaired, or otherwise disabled, as well as to inmates who have limited reading skills. The facility has an agreement with Language Line Interpreter Services as well as TDD phones to assist inmates with these disabilities. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

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

115.33 (f) Corrections Corporation of America - Red Rock Correctional Center does provide the inmates with posters, pamphlets, and an inmate handbook in English and



Spanish outlining the zero-tolerance policy regarding sexual abuse and sexual harassment and how to report incidents or suspicions of sexual abuse or sexual harassment. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

### **§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)

Based on review of the Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2, section b - i on page 7 as well as the PREA Specialized Investigator Training curriculums provided, Investigators training file review and investigative staff interviews. The following delineates the audit findings regarding this standard:

115.34 (a) In addition to the general training provided to all employees Corrections Corporation of America - Red Rock Correctional Center ensures that the investigators have received training in conducting investigations in confinement settings. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.34 (b) Specialized training includes techniques for interviewing sexual abuse victims, proper use of Miranda and Garrity warnings, sexual abuse evidence collection in confinement settings, and the criteria and evidence required to substantiate a case for administrative action or prosecution referral. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.34 (c) Corrections Corporation of America - Red Rock Correctional Center maintains documentation that agency investigators have completed the required specialized training in conducting sexual abuse investigations. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

### **§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)

Based on review of the Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2, section b - ii on page 7 as well as the PREA Specialized Medical/Mental Health training video and curriculum provided, training file review and staff interviews. The following delineates the audit findings regarding this standard:

115.35 (a) Corrections Corporation of America - Red Rock Correctional Center PREA policy as well as the PREA Specialized Medical/Mental Health training video, curriculum provided, training file review and staff interviews revealed the agency has provided specialized training to all its medical and mental health staff on how to detect and assess signs of sexual abuse and sexual harassment, how to preserve physical evidence, how to respond effectively and professionally to victims of sexual abuse and sexual harassment and how to report allegations of sexual abuse and sexual harassment. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

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

115.35 (c) The agency maintains documentation that all medical and mental health practitioners have received specialized training. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.35 (d) Medical and mental health care practitioners also receive the annual training mandated for all employees, contractors and volunteers. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

### **§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)

Based on Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2 section H on pages 12 and 13, inmate and staff interviews, inmate file review, review of the 14-2B objective Initial PREA Intake Screening Assessment instrument and a review of the 30-day PREA Reassessment Screening instrument. The following delineates the audit findings regarding this standard:

115.41 (a) Corrections Corporation of America - Red Rock Correctional Center ensures that all inmates are assessed during intake and upon transfer to another facility for risk of being sexually abused by other inmates or sexually abusive toward other inmates. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.41 (b) Corrections Corporation of America - Red Rock Correctional Center documentation provided does mandate screenings be conducted within 72 hours of arrival at the facility. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.41 (c) Based on the documentation provided and inmate file review the facility utilizes an objective screening instrument the covers all aspects of this standard. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

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

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

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

115.41 (e) The 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 Corrections Corporation of America - Red Rock Correctional Center , in assessing inmates for risk of being sexually abusive. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.41 (f) Within 30 days from the inmate's arrival, the Corrections Corporation of America - Red Rock Correctional Center will reassess the inmate's risk of victimization or abusiveness based upon any additional, relevant information received by Corrections Corporation of America - Red Rock Correctional Center since the intake screening. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.41 (g) Corrections Corporation of America - Red Rock Correctional Center will reassess an inmate's risk level when warranted due to a referral, request, incident of sexual abuse, or receipt of additional information that bears on the inmate's risk of sexual victimization or abusiveness. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.41 (h) Corrections Corporation of America - Red Rock Correctional Center does not discipline inmates for refusing to answer screening questions or not disclosing complete information. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.41 (i) Corrections Corporation of America - Red Rock Correctional Center implements appropriate controls on the dissemination of responses to questions asked pursuant to this standard in order to ensure that sensitive information is not exploited to the inmate's detriment by staff or other inmates. Based on interviews with the staff responsible for completing the screening, all information gathered on the screening instrument is restricted to staff making housing, work and program assignments. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

### **§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)

Based on Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2 section J on pages 14 and 15, inmate and staff interviews, file review, review of the 14-2B objective Initial PREA Intake Screening Assessment instrument and review of the 30-day PREA Reassessment Screening instrument. The following delineates the audit findings regarding this standard:

115.42 (a) Corrections Corporation of America - Red Rock Correctional Center uses information from the risk screening to decide housing, bed, work, education, and program assignments with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.42 (b) Corrections Corporation of America - Red Rock Correctional Center makes individualized determinations about how to ensure the safety of each inmate. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.42 (c) Corrections Corporation of America - Red Rock Correctional Center outlines the procedures to be followed in deciding whether to assign a transgender inmate to a facility for male or female inmates, and the process for making housing and programming assignments, on a case by case bases as required by this standard. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.42 (d) Corrections Corporation of America - Red Rock Correctional Center outlines the procedures for placement and programming assignments of each transgender or intersex inmate being reassessed at least twice per year to review any threats to safety experienced by the inmate as required by this standard. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.42 (e) Corrections Corporation of America - Red Rock Correctional Center requires that a transgender and intersex inmate's own views regarding their own safety be given serious consideration. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.42 (f) Corrections Corporation of America - Red Rock Correctional Center requires that transgender and intersex inmates be given the opportunity to shower separately from other inmates. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.42 (g) Corrections Corporation of America - Red Rock Correctional Center does not place lesbian, gay, bisexual, transgender, or intersex inmates in dedicated facilities, units, or wings solely on the basis of such identification or status, unless such placement is in a dedicated facility, unit, or wing established in connection with a consent decree, legal settlement, or legal judgment for the purpose of protecting such inmates. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

### **§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)

Based on Corrections Corporation of America - Red Rock Correctional Center PREA policy section J on pages 14 and 15, policy 10-1 section 6 on page 5, staff interviews, inmate interviews, and documentation review. The following delineates the audit findings regarding this standard:

115.43 (a) Inmates at high risk for sexual victimization are not placed in involuntary segregated housing unless an assessment of all available alternatives has been made, and a determination has been made that there is no available alternative means of separation from likely abusers. The Corrections Corporation of America - Red Rock Correctional Center policy outlines the procedures to ensure compliance with this standard. Staff and inmate interviews revealed no incidents of involuntary segregated housing being used for this purpose during the past 12 months at this facility. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.43 (b) Inmates placed in segregated housing for this purpose have access to programs, privileges, education, and work opportunities to the extent possible. If Corrections Corporation of America - Red Rock Correctional Center restricts access to programs, privileges, education, or work opportunities, Corrections Corporation of

America - Red Rock Correctional Center documents the opportunities that have been limited, the duration of the limitation; and the reasons for such limitations. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.43 (c) Corrections Corporation of America - Red Rock Correctional Center assigns such inmates to involuntary segregated housing only until an alternative means of separation from likely abusers can be arranged, and such an assignment does not ordinarily exceed a period of 30 days. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.43 (d) If involuntary segregated housing assignment is made, Corrections Corporation of America - Red Rock Correctional Center clearly documents the basis for the facilities' concern for the inmate's safety; and the reason why no alternative means of separation can be arranged. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.43 (e) Corrections Corporation of America - Red Rock Correctional Center requires a 30 day review to determine whether there is a continuing need for separation from the general population. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

### **§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)

Based on Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2 section L on page 16, the Inmate Handbook, PREA pamphlets, and posters provided to inmates were utilized to verify compliance with this standard. Staff and inmate interviews verified the inmates have multiple internal ways to report incidents of abuse or harassment. They can report verbally, in writing, dialing the hotline provided and/or through report of a third party. The following delineates the audit findings regarding this standard:

115.51 (a) Corrections Corporation of America - Red Rock Correctional Center PREA policy outlines multiple internal ways for inmates to report incidents of abuse or harassment. They can report verbally, in writing, dialing the hotline provided and/or through report of a third party. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.51 (b) Corrections Corporation of America - Red Rock Correctional Center provides at least one way for inmates to report abuse or harassment to a public or private entity or office that is not part of Corrections Corporation of America - Red

Rock Correctional Center, and that is able to receive and immediately forward inmate reports of sexual abuse and sexual harassment to agency officials, allowing the inmate to remain anonymous upon request. The Corrections Corporation of America - Red Rock Correctional Center has provided the address for the office of the Arizona Inspector General to the inmates satisfying the requirements of this standard. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.51 (c) Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2 section L-2 page 17 requires all staff to accept reports made verbally, in writing, anonymously and from third parties. All allegations shall be promptly documented in an incident report and reported to the supervisor. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.51 (d) Corrections Corporation of America - Red Rock Correctional Center staff may privately report sexual abuse and sexual harassment to the Warden, a supervisor, PREA manager, or the agencies ethics hotline at the corporate office. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

### **§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)
- Not Applicable (Exempt) Standard

The Corrections Corporation of America - Red Rock Correctional Center follows Arizona Department of Corrections Department Order 802 which outlines all aspects of the requirements of this standard. Based on review of Order 802, documentation provided, inmate interviews, and staff acknowledgement. The following delineates the audit findings regarding this standard:

115.52 (a) Arizona Department of Corrections Department Order 802 outlines the administrative procedures to be followed to address inmate grievances regarding sexual abuse. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.52 (b) Arizona Department of Corrections Department Order 802 requires the following:

- (1) The agency shall not impose a time limit on when an inmate may submit a grievance regarding an allegation of sexual abuse.
- (2) The agency may apply otherwise-applicable time limits to any portion of a grievance that does not allege an incident of sexual abuse.

(3) The agency shall not require an inmate to use any informal grievance process, or to otherwise attempt to resolve with staff, an alleged incident of sexual abuse.  
(4) Nothing in this section shall restrict the agency's ability to defend against an inmate lawsuit on the ground that the applicable statute of limitations has expired. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.52 (c) Arizona Department of Corrections Department Order 802 requires the Grievance Coordinator to ensure the following:

(1) An inmate who alleges sexual abuse may submit a grievance without submitting it to a staff member who is the subject of the complaint, and  
(2) Such grievance is not referred to a staff member who is the subject of the complaint. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.52 (d) Arizona Department of Corrections Department Order 802 outlines that the Warden or designee issues a final agency decision on the merits of any portion of a grievance alleging sexual abuse within 90 days of the initial filing of the grievance. Computation of the 90-day time period does not include time consumed by inmates in preparing any administrative appeal.

Arizona Department of Corrections Department Order 802 outlines that the Grievance Coordinator may claim an extension of time to respond, of up to 70 days, if the normal time period for response is insufficient to make an appropriate decision. The agency shall notify the inmate in writing of any such extension and provide a date by which a decision will be made.

Arizona Department of Corrections Department Order 802 directs that at any level of the administrative process, including the final level, if the inmate does not receive a response within the time allotted for reply, including any properly noticed extension, the inmate may consider the absence of a response to be a denial at that level. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.52 (e) Arizona Department of Corrections Department Order 802 directs the following:

(1) Third parties, including fellow inmates, staff members, family members, attorneys, and outside advocates, shall be permitted to assist inmates in filing requests for administrative remedies relating to allegations of sexual abuse, and shall also be permitted to file such requests on behalf of inmates.  
(2) If a third party files such a request on behalf of an inmate, 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.  
(3) If the inmate declines to have the request processed on his or her behalf, the agency shall document the inmate's decision. Therefore, the facility demonstrated compliance with this part of the standard during this audit.



115.52 (f) Arizona Department of Corrections Department Order 802 directs the following:

After receiving an emergency grievance or an informal complaint alleging an inmate is subject to a substantial risk of imminent sexual abuse, the Grievance Coordinator or staff member receiving the complaint shall 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, shall provide an initial response within 48 hours, and the Warden or designee shall issue a final decision within 5 calendar days. The Warden or designee shall document the initial response and final decision, the determination whether the inmate is in substantial risk of imminent sexual abuse, and the action taken in response to the emergency grievance. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.52 (g) Arizona Department of Corrections Department Order 802 directs the following:

The agency may discipline an inmate for filing a grievance related to alleged sexual abuse only when the agency demonstrates that the inmate filed the grievance with malicious intent. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

### **§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)

Based on Corrections Corporation of America - Red Rock Correctional Center PREA policy section F on page 10, staff interviews, inmate interviews and documentation review. The following delineates the audit findings regarding this standard:

115.53 (a), (b), and (c) The Corrections Corporation of America - Red Rock Correctional Center policy states they shall maintain or attempt to enter into a Memorandum of Understanding to provide the inmates with access to outside victim advocates for emotional support services related to sexual abuse or provide the inmates mailing addresses and telephone numbers, including toll-free hotline numbers where available, of local, State, or national victim advocacy or rape crisis organizations, and, for persons detained solely for civil immigration purposes, immigrant services agencies. Based on the documentation provided, as well as staff and inmate interviews the facility has not provided these services or enabled reasonable communication between inmates and these organizations and agencies in as confidential a manner as possible as required by this standard. Also, there was no documentation provided to prove attempts were being made to provide these services during the on-site visit, triggering a corrective action period.

During the corrective action period the facility entered into a Memorandum of Understanding on June 18, 2015, with Wingspan Anti-Violence of Tucson, Arizona and provided documentation of this agreement. The facility also provided documentation of the updated PREA inmate education and orientation materials as well as posted on each inmate bulletin board Wingspans toll free phone number, address, and advisement of confidential communication as required by the standard. These postings also give a detailed description of the services provided by Wingspan. Based on a review of the documentation provided during the corrective action period the facility has demonstrated compliance with this part of the 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)

Based on the review of Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2 section L, subsection 4, on page 18 and a review of the agency website. The following delineates the audit findings regarding this standard:

115.54 (a) The agency provides multiple methods for receiving third-party reports of sexual abuse and sexual harassment on the agency website at: [www.cca.com](http://www.cca.com). The information available on the website explains how to report sexual abuse and sexual harassment on behalf of an inmate. The facility takes all reports seriously no matter how they are received and investigates each reported incident. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

### **§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)

Based on Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2 section L on pages 17 and 18, staff interviews, and documentation provided. The following delineates the audit findings regarding this standard:

115.61 (a) Corrections Corporation of America - Red Rock Correctional Center requires all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding an incident of sexual abuse or sexual harassment that occurred in a facility, whether or not it is part of Corrections

Corporation of America - Red Rock Correctional Center; 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. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.61 (b) Corrections Corporation of America - Red Rock Correctional Center requires apart from reporting to designated supervisors or officials, staff do not reveal any information related to a sexual abuse report to anyone other than to the extent necessary, as specified in agency policy, to make treatment, investigation, and other security and management decisions. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.61 (c) Corrections Corporation of America - Red Rock Correctional Center requires medical and mental health practitioners to report sexual abuse immediately to the security staff supervisor. Medical and mental health practitioners are required to inform the inmates of their duty to report, and the limitations of confidentiality, at the initiation of services. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.61 (d) If the alleged victim is under the age of 18 or considered a vulnerable adult under a State or local vulnerable persons statute, Corrections Corporation of America - Red Rock Correctional Center reports the allegation to the Child and Family Protective Services Department. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.61 (e) Corrections Corporation of America - Red Rock Correctional Center reports all allegations of sexual abuse and sexual harassment, including third-party and anonymous reports, to the facility investigator as required. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## **§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)

Based on Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2 on page 1, staff interviews, and documentation provided. The following delineates the audit findings regarding this standard:

115.62 (a) Policy and staff training requires all staff to take immediate action and staff acknowledge during their interviews the requirement of all staff to protect inmates when it is learned that an inmate at the Corrections Corporation of America - Red Rock Correctional Center is subject to a substantial risk of imminent sexual

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

### **§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)

Based on Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2 section M-3 page 20, staff interviews, and documentation provided. The following delineates the audit findings regarding this standard:

115.63 (a) Upon receiving an allegation that an inmate was sexually abused while confined at another facility, the head of Corrections Corporation of America - Red Rock Correctional Center that received the allegation notifies the head of the facility or appropriate office where the alleged abuse occurred. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.63 (b) and (c) Such notification is provided as soon as possible, but no later than 72 hours after receiving the allegation, and all actions are thoroughly documented. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.63 (d) Upon receiving a call from an outside facility that an inmate had been sexually abused while in the custody of the Corrections Corporation of America - Red Rock Correctional Center. The allegation is referred immediately to the facility investigator to be investigated. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

### **§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)

Based on Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2, section M on pages 18 - 20, staff interviews, and documentation provided. The following delineates the audit findings regarding this standard:

115.64 (a) Corrections Corporation of America - Red Rock Correctional Center policy outlines the responsibilities of all staff members receiving an allegation of sexual abuse to follow these guidelines:

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

115.64 (b) Corrections Corporation of America - Red Rock Correctional Center PREA policy mandates when the first staff responder is not a security staff member, they shall advise the alleged victim not to take any actions that could destroy physical evidence, and then notify security staff immediately. The auditor confirmed compliance based on interviews with and training records of non-security staff. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

### **§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)

Based on Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2 section G pages 10 – 12, policy 14-2 section M pages 18-21, staff interviews, and documentation provided. The following delineates the audit findings regarding this standard:

115.65 (a) Corrections Corporation of America - Red Rock Correctional Center has a very comprehensive written plan to coordinate actions taken in response to an incident of sexual abuse, among staff first responders, medical and mental health practitioners, investigators and facility leadership. The plan clearly defines the roles and responsibilities of each person involved and the procedures to be followed in detail. Interviews with SART members confirmed their knowledge of the response plan.

Part of the response plan is the "Sexual Abuse Incident Check Sheet" form 14-2C which is initiated upon receiving a PREA allegation and ensures all steps in the plan are carried out in a timely manner exceeding the requirements of this 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)

Based on PREA Policy 14-2, section R page 25, interviews with agency head and the PREA Coordinator, and documentation provided. The following delineates the audit findings regarding this standard:

115.66 (a) Employees are subject to disciplinary sanctions up to termination for violating Corrections Corporation of America - Red Rock Correctional Center policies on sexual abuse and sexual harassment. When the Agency Head was interviewed he reported that 7% of Corrections Corporation of America facilities are unionized and 93% are not. The Corrections Corporation of America - Red Rock Correctional Center has not entered into any collective bargaining agreements during this audit cycle. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

### **§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)

Based on Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2, section G on page 10, staff interviews, inmate interviews, and documentation provided. The following delineates the audit findings regarding this standard:

115.67 (a) Corrections Corporation of America - Red Rock Correctional Center has a policy to protect all inmates and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other inmates or staff, and designates which staff members or departments are charged with monitoring retaliation. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.67 (b) Corrections Corporation of America - Red Rock Correctional Center has multiple protection measures, such as housing changes or transfers for inmates, victims or abusers, removal of alleged staff or inmate abusers from contact with victims, and emotional support services for inmates or staff that fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigations. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.67 (c) For at least 90 days following a report of sexual abuse, Corrections Corporation of America - Red Rock Correctional Center monitors the conduct and treatment of inmates or staff who reported the sexual abuse and of inmates who were reported to have suffered sexual abuse to see if there are changes that may suggest possible retaliation by inmates or staff, and act promptly to remedy any such retaliation. There are periodic status checks performed. Corrections Corporation of America - Red Rock Correctional Center's monitoring includes any inmate disciplinary reports, housing, or program changes, or negative performance reviews or reassignments of staff. Such monitoring continues beyond 90 days if the initial monitoring indicates a continuing need. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.67 (d) If any other individual who cooperates with an investigation expresses a fear of retaliation, Corrections Corporation of America - Red Rock Correctional Center takes appropriate measures to protect that individual against retaliation. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

### **§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)

115.68 (a) Corrections Corporation of America - Red Rock Correctional Center prohibits offenders who have alleged sexual abuse to be placed in involuntary segregated housing. If segregated housing is used, the same provisions as outlined in PREA policy 14-2, section J on page 14 would apply. Interviews with the Warden and segregation staff revealed that involuntary segregation has not been used for this purpose in the past 12 months. The Warden stated that if separation was required to protect the offender, he would be placed in segregation for no longer than 72 hours. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## §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)

Based upon review of the Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2 section N pages 21 and 22, policy 14-2 section O pages 22 and 23, investigative staff interviews, training certificates, investigative reports, interviews with the PREA Coordinator, and the PREA Compliance Manager. As well as, review of the Arizona Department of Corrections department order 125.06 pages 11 and 12. The following delineates the audit findings regarding this standard:

115.71 (a) Corrections Corporation of America - Red Rock Correctional Center investigator conducts an investigation immediately when notified of an allegation of sexual abuse and sexual harassment. The investigative files were reviewed and it appeared that the investigations were conducted promptly, documented thoroughly, and objectively for all allegations, including third-party, and anonymous reports. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

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

115.71 (c) Corrections Corporation of America - Red Rock Correctional Center Investigators gather and preserve direct and circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data; interview alleged victims, suspected perpetrators, and witnesses; and review prior complaints and reports of sexual abuse involving the suspected perpetrator. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (d) When the quality of evidence appears to support criminal prosecution, Corrections Corporation of America - Red Rock Correctional Center refers the case to the Arizona Department of Corrections, Criminal Investigation Unit for the criminal investigation. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (e) The credibility of an alleged victim, suspect, or witness is assessed on an individual basis and is not determined by the person's status as inmate or staff. The



inmate who alleges sexual abuse is not required to submit to a polygraph examination or other truth-telling device as a condition for proceeding with the investigation of such an allegation. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (f) Corrections Corporation of America - Red Rock Correctional Center administrative investigations include efforts to determine whether staff actions or failures to act contributed to the abuse; and are documented in written reports that include a description of the physical and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (g) Corrections Corporation of America – Red Rock Correctional Center, criminal investigations are documented by the Arizona Department of Corrections, Criminal Investigation Unit in a written report that contains a thorough description of physical, testimonial, and documentary evidence and attaches copies of all documentary evidence where feasible. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (h) Corrections Corporation of America - Red Rock Correctional Center refers all allegations to the Arizona Department of Corrections, Criminal Investigation Unit for investigation and prosecution when warranted. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (i) Corrections Corporation of America - Red Rock Correctional Center retains all written reports for as long as the alleged abuser is incarcerated or employed by Corrections Corporation of America – Red Rock Correctional Center, plus five years. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (j) The departure of the alleged abuser or victim from employment or control of the Corrections Corporation of America - Red Rock Correctional Center or agency does not provide a basis for terminating an investigation. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (k) The Arizona Department of Corrections, Criminal Investigation Unit conducts criminal sexual abuse investigations pursuant to the requirements of this standard. Arizona Department Order 100 provided, outlines the requirements of the criminal investigation and complies with all aspects of this standard. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.71 (l) Corrections Corporation of America - Red Rock Correctional Center refers all criminal cases to the Arizona Department of Corrections, Criminal Investigation Unit and cooperates with their investigators during the entire investigation. The facility remains informed of the progress of the investigation through communication between the facility Investigator and the Arizona Department of Corrections, Criminal Investigation Unit investigator handling the case. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## **§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)

Based upon review of Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2, section O, subsection 5 on page 24 and investigative staff interviews. The following delineates the audit findings regarding this standard:

Corrections Corporation of America - Red Rock Correctional Center imposes no standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## **§115.73 – Reporting to Inmate**

- 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)

Based upon review of Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2 section Q on pages 24 and 25, documentation provided, and staff interviews. The following delineates the audit findings regarding this standard:

115.73 (a) Based on Corrections Corporation of America - Red Rock Correctional Center PREA policy it was confirmed that following an investigation into an inmate's allegation he/she suffered sexual abuse in the facility, the inmate was to be informed whether the allegation had been determined to be substantiated, unsubstantiated, or unfounded. The documentation provided confirmed the inmates were provided this notification on the "Inmate/Resident PREA Allegation Status Notification" form 14-2E. The inmates are required to sign the form documenting acknowledgement of this notification as required. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.73 (b) The agency does request all relevant information from the criminal investigation conducted by the Arizona Department of Corrections, Criminal Investigation Unit investigator in order to inform the inmate as required by this standard. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.73 (c) Based on Corrections Corporation of America - Red Rock Correctional Center PREA policy and documentation provided, it was confirmed that following an inmate's allegation that a staff member has committed sexual abuse against the inmate, the agency shall subsequently inform the inmate (unless the agency has determined that the allegation is unfounded) whenever:

- (1) The staff member is no longer posted within the inmate's unit;
- (2) The staff member is no longer employed at the facility;
- (3) The agency learns that the staff member has been indicted on a charge related to sexual abuse within the Corrections Corporation of America - Red Rock Correctional Center; or
- (4) The agency learns that the staff member has been convicted on a charge related to sexual abuse within the Corrections Corporation of America - Red Rock Correctional Center.

The documentation provided confirmed the inmates were provided this notification on the "Inmate/Resident PREA Allegation Status Notification" form 14-2E. The inmates are required to sign the form documenting acknowledgement of this notification as required. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.73 (d) Following an inmate's allegation they had been sexually abused by another inmate, Corrections Corporation of America - Red Rock Correctional Center subsequently informs the alleged victim whenever the facility learns that the alleged abuser has been indicted on a charge related to sexual abuse within the facility; or Corrections Corporation of America - Red Rock Correctional Center learns that the alleged abuser has been convicted on a charge related to sexual abuse within the facility. The documentation provided confirmed the inmates were provided this notification on the "Inmate/Resident PREA Allegation Status Notification" form 14-2E. The inmates are required to sign the form documenting acknowledgement of this notification as required. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.73 (e) All such notifications or attempted notifications are documented. Based on the "Inmate/Resident PREA Allegation Status Notification" form 14-2E. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.73 (f) Policy outlines the agency's obligation to report under this standard terminates if the inmate is released from Corrections Corporation of America - Red Rock Correctional Center's custody. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

### **§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)

Based upon review of Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2 section R on pages 25 and 26, documentation provided, agency head, and PREA Coordinator interviews. The following delineates the audit findings regarding this standard:

115.76 (a) and (b) Staff are subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies. Termination is the presumptive disciplinary sanction for staff who have engaged in sexual abuse. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.76 (c) Disciplinary sanctions for violations of agency policies relating to sexual abuse or sexual harassment (other than actually engaging in sexual abuse) are commensurate with the nature and circumstances of the acts committed, the staff member's disciplinary history, and the sanctions imposed for comparable offenses by other staff with similar histories. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.76 (d) All terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, are reported to law enforcement, unless the activity was clearly not criminal, and to any relevant licensing bodies. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

### **§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)

Based upon review of Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2 section R3 on page 26, documentation provided, agency head, and PREA Coordinator interviews. The following delineates the audit findings regarding this standard:

115.77 (a) Any contractor or volunteer who engages in sexual abuse is prohibited from contact with inmates and are reported to law enforcement, unless the activity was clearly not criminal, and to relevant licensing bodies. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.77 (b) Corrections Corporation of America - Red Rock Correctional Center 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. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

### **§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)

Based upon review of Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2 section R on pages 25 and 26, documentation provided, agency head, and PREA Coordinator interviews. The following delineates the audit findings regarding this standard:

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

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

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

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

115.78 (e) Corrections Corporation of America - Red Rock Correctional Center disciplines an inmate for sexual contact with staff only upon a finding that the staff member did not consent to such contact. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

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

sufficient to substantiate the allegation. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.78 (f) Corrections Corporation of America - Red Rock Correctional Center prohibits all sexual activity between inmates and may discipline inmates for such activity. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

### **§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)

Based on medical and mental health staff interviews and documentation provided as well as Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2 section E on pages 10 and 11, section L on pages 16 and 17, and section M on page 18. Also, policy 13-79, section A on pages 2 - 4. The following delineates the audit findings regarding this standard:

115.81 (a) and (c) If the screening indicates the inmate has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, the screening staff at the Corrections Corporation of America - Red Rock Correctional Center ensures the inmate is offered a follow-up meeting with the medical and/or mental health staff within 14 days of the intake screening as required by this part of the standard. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.81 (b) If the screening indicates an inmate has previously perpetrated sexual abuse, whether it occurred in an institutional setting or in the community, the screening staff at the Corrections Corporation of America - Red Rock Correctional Center ensures the inmate is offered a follow-up meeting with mental health staff within 14 days of the intake screening as required by this part of the standard. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.81 (d) Corrections Corporation of America - Red Rock Correctional Center requires that any information related to sexual victimization or abusiveness that occurred in the facility is strictly limited to medical and mental health practitioners and other staff, as necessary, to inform treatment plans and security and management decisions, including housing, bed, work, education, and program assignments, or as otherwise required by Federal, State, or local law. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.81 (e) Corrections Corporation of America - Red Rock Correctional Center requires medical and mental health practitioners to obtain informed consent from

inmates before reporting information about prior sexual victimization that did not occur in the facility, unless the inmate is under the age of 18. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

### **§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)

Based on medical and mental health staff interviews and documentation provided as well as Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2 section E on pages 10 and 11, section L on pages 16 and 17, and section M on page 18. Also, policy 13-79, section A on pages 2 - 4. The following delineates the audit findings regarding this standard:

115.82 (a) Corrections Corporation of America - Red Rock Correctional Center has an agreement with the Scottsdale Lincoln Health Network of Arizona to treat inmate victims of sexual abuse. The facility also has medical and mental health staff at the facility ensuring inmates receive timely, unimpeded access to emergency medical treatment and crisis intervention services, the nature and scope of which are determined by medical and mental health practitioners according to their professional judgment. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

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

115.82 (c) Corrections Corporation of America - Red Rock Correctional Center ensures inmate victims of sexual abuse while incarcerated are offered timely information about and timely access to emergency contraception and sexually transmitted infections prophylaxis, in accordance with professionally accepted standards of care, where medically appropriate. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.82 (d) Corrections Corporation of America - Red Rock Correctional Center requires that all treatment services provided to the victim are without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

## **§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)

Based on medical and mental health staff interviews and documentation provided, Corrections Corporation of America - Red Rock Correctional Center PREA policy 13-70, page 3 and 4, section 1 and 2, policy 13-79, page 3, section b, page 4, section 2 and page 5, section 2 and 3 as well as Arizona Department of Corrections Department Order 125. The following delineates the audit findings regarding this standard:

115.83 (a) Corrections Corporation of America - Red Rock Correctional Center offers medical and mental health evaluation and, as appropriate, treatment to all inmates who have been victimized by sexual abuse in any facility. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.83 (b) Corrections Corporation of America - Red Rock Correctional Center mandates that 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. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.83 (c) Corrections Corporation of America - Red Rock Correctional Center requires that medical and mental health staff provide all victims with medical and mental health services consistent with the community level of care. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.83 (d and e) Corrections Corporation of America - Red Rock Correctional Center is an all-male facility. Therefore, this part of the standard is not applicable.

115.83 (f) Corrections Corporation of America - Red Rock Correctional Center requires that medical and mental health staff provide inmate victims of sexual abuse while incarcerated tests for sexually transmitted infections as medically appropriate. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.83 (g) Corrections Corporation of America - Red Rock Correctional Center requires that medical and mental health staff provide treatment services to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident. Therefore, the facility demonstrated compliance with this part of the standard during this audit.



115.83 (h) Corrections Corporation of America - Red Rock Correctional Center attempts to conduct a mental health evaluation of all known inmate-on-inmate abusers within 60 days of learning such abuse history and offer treatment when deemed appropriate by the mental health practitioners. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

### **§115.86 – Sexual abuse incident reviews**

X Exceeds Standard (substantially exceeds requirement of standard)

Meets Standard (substantial compliance; complies in all material ways with the standard for the relevant review period)

Does Not Meet Standard (requires corrective action)

Based on interviews with the Warden, PREA Coordinator, the PREA Manager, and documentation provided as well as Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2 section N on pages 21 and 22. The following delineates the audit findings regarding this standard:

115.86 (a) Corrections Corporation of America - Red Rock Correctional Center 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. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.86 (b) Corrections Corporation of America - Red Rock Correctional Center ensures that these reviews occur within 30 days of the conclusion of the investigation and documents the review on the "Sexual Abuse Incident Review Report" form 14-2F. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

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

115.86 (d) The review team considers whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse; whether the incident or allegation was motivated by race; ethnicity; gender identity; lesbian, gay, bisexual, transgender, or intersex identification, status, or perceived status; or gang affiliation; or was motivated or otherwise caused by other group dynamics at facility; and they examine the area in Corrections Corporation of America - Red Rock Correctional Center where the incident allegedly occurred to assess whether physical barriers in the area may enable abuse; assess the adequacy of staffing levels in that area during different shifts; assess whether monitoring technology should be deployed or augmented to supplement supervision

by staff. The agency has deployed an excellent PREA after action review form which addresses all elements of the standard. Corrections Corporation of America - Red Rock Correctional Center conducts an incident review for all cases and reviews all findings telephonically with the agency wide PREA Coordinator for additional clarification and guidance. Therefore, the facility exceeds the intent of this part of the standard.

115.86 (e) Corrections Corporation of America - Red Rock Correctional Center shall implement the recommendations for improvement, or shall document its reasons for not doing so. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

### **§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)

Based on interviews with the PREA Coordinator, the PREA Manager, and documentation provided as well as Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2 section T on page 27. The following delineates the audit findings regarding this standard:

115.87 (a), (b) and (c) Corrections Corporation of America - Red Rock Correctional Center 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. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

The incident-based data collected is based on the most recent version of the Survey of Sexual Violence conducted by the Department of Justice. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.87 (d) Corrections Corporation of America - Red Rock Correctional Center maintains, reviews, and collects data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.87 (e) Corrections Corporation of America - Red Rock Correctional Center does not contract its inmates to other facilities. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.87 (f) Upon request, Corrections Corporation of America - Red Rock Correctional Center provides all such data from the previous calendar year to the Department of Justice no later than June 30 when required. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

### **§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)

Based on interviews with the PREA Coordinator, the PREA Manager, and documentation provided as well as Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2, section T-3 pages 27 and 28. The following delineates the audit findings regarding this standard:

115.88 (a) Corrections Corporation of America - Red Rock Correctional Center reviews data collected to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including identifying problem areas; taking corrective action on an ongoing basis; and preparing an annual report of its findings and corrective actions for each facility, as well as Corrections Corporation of America - Red Rock Correctional Center as a whole. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.88 (b) Such reports includes a comparison of the current year's data and corrective actions with those from prior years and provide an assessment of Corrections Corporation of America - Red Rock Correctional Center's progress in addressing sexual abuse. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.88 (c) Corrections Corporation of America - Red Rock Correctional Centers report is approved by the Corrections Corporation of America's agency head and made readily available to the public through its website [www.cca.com](http://www.cca.com). Therefore, the facility demonstrated compliance with this part of the standard during this audit.

115.88 (d) Corrections Corporation of America - Red Rock Correctional Center may redact specific material from the reports when publication would present a clear and specific threat to the safety and security of the facility, but must indicate the nature of the material redacted. Therefore, the facility demonstrated compliance with this part of the standard during this audit.

### **§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)

Based on interviews with the PREA Coordinator, the PREA Manager, and documentation provided as well as Corrections Corporation of America - Red Rock Correctional Center PREA policy 14-2, section T-2-c on page 27. The following delineates the audit findings regarding this standard:

115.89 (a) through (d) Corrections Corporation of America agency PREA Coordinator makes all aggregated sexual abuse data, from facilities under Corrections Corporation of America direct control readily available to the public at least annually through the agency website: [www.cca.com](http://www.cca.com).

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

**AUDITOR CERTIFICATION:**

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

Rodney P. Bivens

Auditor Signature

June 24, 2015

Date