

**PREA AUDIT: AUDITOR'S SUMMARY REPORT
ADULT PRISONS & JAILS**



Name of facility:		Wise Correctional Unit	
Physical address:		3602 Bear Lane Coeburn, VA 24230	
Date report submitted:		April 24, 2015	
Auditor Information Katherine Brown			
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Date of facility visit:		April 21-22, 2015	
Facility Information			
Facility mailing address:		Same	
Telephone number:			
Wise Correctional Unit is:	<input type="checkbox"/> Military	<input type="checkbox"/> County	<input type="checkbox"/> Federal
	<input type="checkbox"/> Private for profit	<input type="checkbox"/> Municipal	<input checked="" type="checkbox"/> State
	<input type="checkbox"/> Private not for profit		
Facility Type:	<input type="checkbox"/> Jail	<input checked="" type="checkbox"/> Prison	
Name of PREA Compliance Manager:		Sgt. B. Elam	Title: PREA Compliance Manager
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Agency Information			
Name of agency:		Wise Correctional Unit	
Governing authority:		Virginia Department of Corrections	
Physical address:		3602 Bear Lane Coeburn, VA 24230	
Mailing address:		Same	
Telephone number:		276-807-6154	
Agency Chief Executive Officer			
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AUDIT FINDINGS

NARRATIVE:

The audit of Wise Correctional Unit was conducted on April 22-23, 2015 by Katherine Brown, Certified PREA auditor. An entrance meeting was held with facility staff. The following people were in attendance: Major Jeff Kiser; Major DA Taylor; Lt. K. Scholobohm; Counselor Jennifer Jessie; Counselor Sandy Mullins; Sgt. B Elam; Lt. A Mullins; and Regional PREA Analyst Joey Parks.

Following the entrance meeting I toured the Wise Correctional Unit from 08:30 – 10:30. On the tour with me was, Major Jeff Kiser; Major DA Taylor; Lt. K. Scholobohm; Lt. A. Mullins; Sgt. B. Elam; Regional PREA Analyst Joey Parks. It was noted throughout the tour that PREA related materials were posted, as well as the PREA audit notice was posted in each housing area. I toured the entire facility which consisted of two dorms, two special housing areas, a dining hall, a full service kitchen, industrial laundry, recreational area, programming/classroom, library, case management offices, medical department and commissary area. Other areas toured outside of the facility included the administration building, officer barracks, visitation building, five greenhouses, maintenance shop and general farm buildings. Intakes are received through a secure sally port area with access provided through the Watch Office. Offenders are under constant supervisor of correctional staff that are assigned to various post at the beginning of each shift. Correctional staff have a direct view through the offender housing units. The open living quarters provide each offender with a sleeping area, locker, chair and writing space. Offenders have access to toilets at the front of each dorm and the basement recreational area and a privacy barrier is in place in the areas. Offenders also have access to shower with same type of privacy barriers in place in the basement recreational area.

I asked for a housing listing of all offenders housed at Wise Correctional Unit and randomly selected eleven offenders to interview. I asked for any limited English limited English speaking or hearing/vision impairment offenders to interview. There were no limited English speaking or hearing/vision impaired offenders. I also asked for a shift roster and randomly selected staff to interview.

There was one sexual assault/harassment allegation cases, (within the past year) that had been unsubstantiated.

DESCRIPTION OF FACILITY CHARACTERISTICS:

Wise Correctional Unit 18 is located at 3602 Bear Lane Coeburn, VA 24230 on 37 acres in Wise County. It was built in 1960 and officially opened in 1964 and is a level one field unit housing male offenders. The Offender capacity is currently 116 general population beds and 4 special housing beds. The building consist of two housing units on the main floor each one housing 58 offenders, along with two special housing units which house 4 offenders. Also on this floor is the kitchen and laundry room. The offenders have free

movement from the housing unit to the basement. The showers, gym, classroom and library are located in the basement. The offenders all have jobs either at the facility or at two other facilities nearby as well as work with the Virginia Dept. of Transportation on the roads. There is a large farm on the grounds where they grow vegetables hydroponically as well as have a large apple orchard. All the vegetables grown are used to supplement the budget.

Wise Correctional Unit employees 49 positions which include: 38 Security (1 Major, 4 Lieutenants, 2 Sergeants, 31 Correctional Officers) and 11 Non-Security (Superintendent, Office Support Specialist, 2 Counselors, Farm Manager, Building and Grounds Supervisor, Nurse, Food Service Supervisor, Wage Fiscal Assistant and Wage GED teacher).

SUMMARY OF AUDIT FINDINGS:

Number of standards exceeded: 1

Number of standards met: 39

Number of standards not met:

Number of standards not applicable: 3

Standard number here	§115.11 - Zero tolerance of sexual abuse and sexual harassment; PREA coordinator
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Reviewed OP 038.3 pg. 4 B&C; OP 130.1 pg. 3 B9; Executive Structure; and compliance managers list. Based on interviews with PREA Coordinator and PREA compliance manager.

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

Virginia Department of Corrections employs or designates an upper-level, agency-wide PREA coordinator with sufficient time and authority to develop, implement, and oversee agency efforts to comply with the PREA standards.

Virginia Department of Corrections operates more than one facility; each facility has designated a PREA compliance manager with sufficient time and authority to coordinate Wise Correctional Unit's efforts to comply with the PREA standards

Standard number here	115.12 Contracting with other agencies for confinement of offenders
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

X Not applicable

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

OP 038.3 B6; OP 260.1 pg.4 (n)

Wise Correctional Unit does not contract with other entities for the confinement of offenders.

Standard number here	115.13 Supervision and monitoring
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on OP 401.1 pg. 3; OP 401.2 pg. 5; PREA Shift rounds; memo deviations staffing plan; Supervisor Activity Reports; Unannounced PREA Reports. Based on interview with Major: PREA Compliance Manager and PREA Coordinator

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

In circumstances where the staffing plan was not complied with, Wise Correctional Unit documented and justified all deviations from the plan.

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

Standard number here 115.14 Youthful offenders

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

X Not applicable

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

Wise Correctional Unit does not house Youthful Offenders.

Standard number here 115.15 Limits to cross gender viewing and searches
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Reviewed OP 350.2 pg. 11 7 xiv; OP 401.1 pg. 3 c. 15.d; OP 401.2 pg. 4 G.3.b.; OP 445.1 pg. 11-13 VIII A 1-3 & 9; B2, 4 & 6; OP 720.2. E8; OP 801.1 pg. 3 (10); memo regarding announcement; log entries; PREA training outline and staff acknowledgement.

Wise Correctional Unit does not conduct cross-gender strip searches or cross-gender visual body cavity searches (meaning a search of the anal or genital opening) except in exigent circumstances. In the event a cross gender search is done Wise Correctional Unit documents all cross-gender

strip searches and cross-gender visual body cavity searches. There have been no cross gender strip searches performed at Wise Correctional Unit.

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

Wise Correctional Unit has not housed any transgender offenders but does have a policy in place that does not allow the search or physically examine a transgender or intersex offender for the sole purpose of determining the offender's genital status. If the offender's genital status is unknown, it is determined during conversations with the offender, 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.

Virginia Department of Corrections trains security staff in how to conduct cross-gender pat-down searches, and searches of transgender and intersex offenders, in a professional and respectful manner, and in the least intrusive manner possible, consistent with security needs.

Standard number here	115.16 Offenders with disabilities and limited English speaking
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Reviewed contract of Purple Language bank. Based on random offender and staff interviews.

Wise Correctional Unit does not house offenders with disabilities or chronic needs and there were no limited English Speaking inmates housed here during the audit. Virginia Department of Corrections takes appropriate steps to ensure offenders with disabilities (including, for example, offenders 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 Virginia Department of Corrections' 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.

Virginia Department of Corrections does not rely on offender interpreters, offender readers, or other types of offender assistants except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the offender's safety. None have been used or required.

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

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

Does Not Meet Standard (requires corrective action)

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

Reviewed OP 057.1 Personnel Records; OP 040.1 pg. 2 IV A 2-6; B2; OP 057.1 pg. 3-4 F.4; OP 101.1 pg. 4 E2; OP 101.8 pg. 4 10-15; OP 135.1 pg. 11; OP 170.1 pg. 5 C8; OP 260.1 pg. 8 E n (ii,iii,iv) and reviewed Release of Information for background check; employee application with background check. Based on telephone interview with Human Resource Personnel Analyst from Marion Correctional who handles all hiring and background checks for Wise Correctional Unit.

Virginia Department of Corrections does not hire or promote anyone who may have contact with offenders, and does not enlist the services of any contractor who may have contact with offenders, who has engaged in sexual abuse in any criminal justice facility, has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse; or has been civilly or administratively adjudicated to have engaged in the activity described above.

Virginia Department of Corrections 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 offenders.

Virginia Department of Corrections performs a criminal background records check before enlisting the services of any contractor who may have contact with offenders performs a records check at least every five years of current employees and contractors who may have contact with offenders. Reviewed 5 year background check.

Standard number here 115.18 Upgrades to facilities and technology
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Reviewed photos of upgrade. Based on interview with Superintendent and Major.

Wise Correctional unit currently has 16 cameras in place and will be installing 4 additional cameras and another DVR. When installing or updating a video monitoring system, electronic surveillance system, or other monitoring technology, Virginia Department of Corrections considers how such technology may enhance Virginia Department of Corrections' ability to protect offenders from sexual abuse. There have been no substantial or modifications to existing facilities.

Standard number here 115.21 Evidence protocol and forensic medical exams

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Reviewed OP 030.4 pg.10 #7; OP 038.3 pg. 12 (h); OP 445.2 pg. 8 B4; OP 720.7 pg. 5 c.5; OP 730.2 pg. 7 (q) and PREA response and checklist. Reviewed MOU with Virginia Sexual and Domestic Violence Action Alliance; volunteer advocates on call schedule. Based on interview with SANE/SAFE staff and PREA compliance manager.

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

Virginia Department of Corrections offers all victims of sexual abuse access to forensic medical examinations, at New River Valley Medical Center, without financial cost, where evidentiary or medically appropriate. Such examinations are performed by Sexual Assault Nurse Examiners (SANEs) where possible.

Virginia Department of Corrections makes available to the victim a victim advocate from Carillion Clinic Forensic Nurse Examiners.

As requested by the victim, a victim advocate, accompanies and supports the victim through the forensic medical examination process and investigatory interviews and provide emotional support, crisis intervention, information, and referrals. Virginia Sexual and Domestic Violence Action Alliance provides victim advocacy services.

Standard number here

115.22 Policies to ensure referrals of allegations for investigations

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Reviewed OP 030.4 pg. 4-5 B.4.b; pg. 9-10 G; OP 038.3 pg.11 and reviewed completed investigation. Based on interview with Major and investigative staff.

Virginia Department of Corrections ensures that an administrative or criminal investigation is completed for all allegations of sexual abuse and sexual harassment.

Virginia Department of Corrections has a policy that ensures allegations of sexual abuse or sexual harassment are referred for investigation to an agency with the legal authority to conduct criminal investigations, unless the allegation does not involve potentially criminal behavior. Virginia

Department of Corrections publishes such policy on its website. Virginia Department of Corrections documents all such referrals.

Standard number here 115.31 Employee training
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Reviewed OP 160.1 pg.4 (6); OP 350.2 pg. 13 (9); New Employee Training checklist; PREA Agenda & Roster; PREA posttest; PREA training outline. Based on interview with random staff.

Virginia Department of Corrections trains all employees who have contact with offenders 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) Offenders' right to be free from sexual abuse and sexual harassment;
- (4) The right of offenders 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 offenders;
- (9) How to communicate effectively and professionally with offenders, including lesbian, gay, bisexual, transgender, intersex, or gender nonconforming offenders; and
- (10) How to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities.

The training is tailored to the gender of the offenders at Wise Correctional Unit. The employees receive additional training if the employee is reassigned from a facility that houses only male offenders to a facility that houses only female offenders, or vice versa.

Virginia Department of Corrections documents, through employee *signature or electronic verification*, those employees understand the training they have received.

Standard number here 115.32 Volunteer and contractors training

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Reviewed OP 027.1 pg. 6; OP 038.3 pg. 6; OP 160.1 pg. 4; OP 350.2 pg. 10; Acknowledgement Volunteer/Contractor and memo regarding training. Based on interview with volunteer. Wise Correctional Unit has only one contractor and he was out on a family emergency. I did interview one Virginia Department of Transportation foreman who goes out with offenders and has received the required PREA training.

Virginia Department of Corrections ensures all volunteers and contractors who have contact with offenders have been trained on their responsibilities under Virginia Department of Corrections' sexual abuse and sexual harassment prevention, detection, and response policies and procedures.

The level and type of training provided to volunteers and contractors is based on the services they provide and level of contact they have with offenders, but all volunteers and contractors who have contact with offenders are notified of Virginia Department of Corrections' zero-tolerance policy regarding sexual abuse and sexual harassment and informed how to report such incidents.

Virginia Department of Corrections has documentation confirming that volunteers and contractors understand the training they have received.

Standard number here 115.33 Offender education

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

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

Reviewed OP 810.2 pg. 5 E5; F3; OP 038.5 pg. 4-5. Acknowledgement of Formal Orientation; Inmate Orientation Handbook; PREA brochure; video. Based on interview with random offenders and intake staff.

During the intake process, offenders receive information explaining Virginia Department of Corrections' zero-tolerance policy regarding sexual abuse and sexual harassment and how to report incidents or suspicions of sexual abuse or sexual harassment.

Within 10 days of intake, Virginia Department of Corrections provides a comprehensive education to offenders either in person or through video regarding their rights to be free from sexual abuse and sexual harassment and to be free from retaliation for reporting such incidents, and regarding agency policies and procedures for responding to such incidents.

Virginia Department of Corrections provides offender education in formats accessible to all offenders, including those who are limited English proficient, deaf, visually impaired, or otherwise disabled, as well as to offenders who have limited reading skills. There is documentation of offender participation in these education sessions.

Standard number here 115.34 Specialized training: Investigators
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- Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Reviewed OP 030.4 pg. 10; OP 350.2 pg. 15-16 K6; Training agenda and PowerPoint Virginia DOC Investigations Specialized Training Module 1 & 2 from the Moss Group. Based on interview with investigative staff.

In addition to the general training provided to all employees Virginia Department of Corrections ensures that the in house investigators have received training in conducting investigations in confinement settings.

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

Standard number here

115.35 Specialized training: Medical and mental health care

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Reviewed OP 160.1 pg. 5; OP 350.2 pg. 14; OP 701.1 pg. 8; OP 720.7 pg.5 Medical Agenda Curriculum; class roster.

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

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

All forensic exams are performed at New River Valley Medical Center and conducted by Carillion Clinic Forensic Nurse Examiners.

Standard number here

115.41 Screening for risk of victimization and abusiveness

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Reviewed OP 730.2 pg. 5D; OP 810.1 pg. 4-6 F; OP 810.2 pg. 2-3 D; OP 861.1 pg.13. Based on Interview with random offenders and intake staff responsible for screening. Only limited staff has access to the risk screening form only medical, case managers and Major

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

New arrivals are delivered to Wise on Tuesday and Fridays, usually in the evenings. Intake screenings take place within 24 hours except for Friday's arrival and they are seen within 72 hours of arrival at Wise Correctional Unit.

Wise Correctional Unit uses an objective screening instrument.

The intake screening considers, at a minimum, the following criteria to assess offenders for risk of sexual victimization:

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

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

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

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

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

Virginia Department of Corrections implements appropriate controls on the dissemination within Wise Correctional Unit of responses to questions asked pursuant to this standard in order to ensure that sensitive information is not exploited to the offender's detriment by staff or other offenders.

Standard number here

115.42 Use of screening information

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

OP 038.3 pg. 7; OP 425.4 pg. 2-3; OP 730.2 pg.4; OP 810.1 pg. 5; OP 810.2 pg. 3; OP 830.5 pg. 8; OP 841.2 pg.3. Based on interview with PREA compliance manager and staff responsible for risk screening.

Virginia Department of Corrections uses information from the risk screening to decide housing, bed, work, education, and program assignments with the goal of keeping separate those offenders at high risk of being sexually victimized from those at high risk of being sexually abusive.

Virginia Department of Corrections makes individualized determinations about how to ensure the safety of each offender.

Wise Correctional Unit has not housed any transgender/intersex offenders however they have policies in place addressing with deciding whether to assign a transgender or intersex offender to a facility for male offenders, and in making other housing and programming assignments, Virginia Department of Corrections considers on a case-by-case basis whether a placement would ensure the offender's health and safety, and whether the placement would present management or security problems.

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

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

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

Virginia Department of Corrections does not place lesbian, gay, bisexual, transgender, or intersex offenders 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 offenders.

Standard number here

115.43 Protective custody

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Reviewed OP 425.4 pg.4 13-14; OP 810.1 pg. 5-6; OP 810.2 pg.3; OP 830.5. Based on interview with Major.

No offenders have been placed in involuntary segregation housing.

Offenders 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.

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

Wise Correctional Unit assigns such offenders 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. If involuntary segregated housing assignment is made Wise Correctional Unit clearly documents the basis for Wise Correctional Unit’s concern for the offender’s safety; and the reason why no alternative means of separation can be arranged. Every 30 days a review is performed to determine whether there is a continuing need for separation from the general population.

Standard number here	115.51 Offender reporting
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- Exceeds Standard (substantially exceeds requirement of standard)
- Meets Standard (substantial compliance; complies in all material ways with the standard for the relevant review period)
- Does Not Meet Standard (requires corrective action)

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

Reviewed OP 038.3 pg.8 E; OP 038.1 pg.4 C7c; OP 801.6 pg.1 A3; OP 803.3 pg.7 VIII E; OP 866.1 pg.2 C; pg. 6V2; pg.8 B2; pg. 11 VIII D2. Reviewed pamphlet with information listed. Based on interviews with random staff and offenders.

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

Virginia Department of Corrections provides at least one way for offenders to report abuse or harassment to a public or private entity or office that is not part of Virginia Department of Corrections, and that is able to receive and immediately forward offender reports of sexual abuse and sexual harassment to agency officials, allowing the offender to remain anonymous upon request. Offenders can call the hotline from the cell phone dialing #55.

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

Virginia Department of Corrections provides a method for staff to privately report sexual abuse and sexual harassment of offenders.

Standard number here 115.52 exhaustion of administrative remedies
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- Exceeds Standard (substantially exceeds requirement of standard)
- Meets Standard (substantial compliance; complies in all material ways with the standard for the relevant review period)
- Does Not Meet Standard (requires corrective action)

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

Reviewed OP 038.3 pg. 8-9 E 1 g-h; OP 861.1 pg.6 #121; OP 861.1 pg.8; OP 866.1 pg. 2-4; 6-7; and 10-11. Reviewed Emergency grievance and Offender Orientation handbook.

Virginia Department of Corrections does not impose a time limit on when an offender may submit a grievance regarding an allegation of sexual abuse.

Virginia Department of Corrections does not require an offender to use any informal grievance process, or to otherwise attempt to resolve with staff, an alleged incident of sexual abuse.

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

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

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

Virginia Department of Corrections has established procedures for the filing of an emergency grievance when the offender is subject to a substantial risk of imminent sexual abuse.

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

Virginia Department of Corrections may discipline an offender for filing a grievance related to alleged sexual abuse only where Virginia Department of Corrections demonstrates that the offender filed the grievance in bad faith.

Standard number here 115.53 Offender access to outside confidential support services

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

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

Reviewed OP 038.3 pg.13 pamphlet, MOU with Virginia Sexual and Domestic Violence Action Alliance. Based on interview with random offenders.

Wise Correctional Unit provides offenders with access to outside victim advocates for emotional support services related to sexual abuse by giving offenders mailing addresses and telephone numbers, including toll-free hotline numbers where available, of local, State, or national victim advocacy or rape crisis organizations. Wise Correctional Unit enables reasonable communication between offenders and these organizations and agencies, in as confidential a manner as possible. Wise Correctional Unit as an MOU in place to provide victim advocacy services through the Virginia Sexual & Domestic Violence Action Alliance.

Wise Correctional Unit informs offenders, prior to giving them access, of the extent to which such communications will be monitored and the extent to which reports of abuse will be forwarded to authorities in accordance with mandatory reporting laws.

Standard number here 115.54 Third party reporting

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

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

Reviewed OP 038.3 pg. 9.

Virginia Department of Corrections has a method to receive third-party reports of sexual abuse/harassment and distributes publicly, information on how to report sexual abuse and sexual harassment on behalf of an offender. Third party reporting is obtained on www.vadoc.virginia.gov/contact.shtm

Standard number here 115.61 Staff and agency reporting duties

- 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)

Reviewed OP 030.4 pg. 9-10; OP 038.1 pg.4, OP 038.3 pg. 9; OP 720.2 pg.3; OP 720.7 pg.5; OP 730.02 pg.6 and OP 801.6 pg.1. Based on interviews with random staff; Major and medical staff.

Virginia Department of Corrections 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 Virginia Department of Corrections; retaliation against offenders or staff who reported such an incident; and any staff neglect or violation of responsibilities that may have contributed to an incident or retaliation.

Apart from reporting to designated supervisors or officials, staff do not reveal any information related to a sexual abuse report to anyone other than to the extent necessary, as specified in agency policy, to make treatment, investigation, and other security and management decisions.

If the alleged victim is a vulnerable adult under a State or local vulnerable person's statute, Virginia Department of Corrections is report the allegation to the designated State or local services agency under applicable mandatory reporting laws.

Wise Correctional Unit reports all allegations of sexual abuse and sexual harassment, including third-party and anonymous reports, to Wise Correctional Unit's designated investigators.

Standard number here 115.62 Agency protection duties

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Reviewed OP 038.3 pg.4; OP 425.4 pg.2 and OP 730.2 pg.7, and reviewed Incident Review. Based on interviews with random staff and Major.

Immediate action is taken to protect offenders when Virginia Department of Corrections learns that an offender is subject to a substantial risk of imminent sexual abuse.

Standard number here 115.63 Reporting to other confinement facilities
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Reviewed OP 030.4 pg. 9; OP 038.3 pg.6. Based on interview with Major.

There have been no notifications to/from other facilities.

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

Standard number here 115.64 Staff first responder duties

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

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

Reviewed OP 030.4 pg.6; OP 038.3 pg.10 OP 075.1 pg.6 and PREA Response & Checklist. Based on interview with security staff who are first responders and random staff.

Upon learning of an allegation that an offender was sexually abused, the first security staff member to respond separates the alleged victim and abuser; preserves and protects any crime scene until appropriate steps can be taken to collect any evidence; and if the abuse occurred within a time period that still allows for the collection of physical evidence, request that the alleged victim not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating; and if the abuse occurred within a time period that still allows for the collection of physical evidence, ensure that the alleged abuser does not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating.

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

Standard number here 115.65 Coordinated response

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

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

Reviewed OP 038.3 pg.9; OP 075.1 pg.6 and PREA Response Checklist. Based on interview with Major.

Wise Correctional Unit has a written institutional plan to coordinate actions taken in response to an incident of sexual abuse, among staff first responders, medical and mental health practitioners,

Investigators, and facility leadership. Based on PREA Response checklist I find Wise Correctional Unit exceeds in this standard

Standard number here	115.66 Preservation of ability to protect offenders from contact with abusers
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- Exceeds Standard (substantially exceeds requirement of standard)
- Meets Standard (substantial compliance; complies in all material ways with the standard for the relevant review period)
- Does Not Meet Standard (requires corrective action)
- X Not applicable

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

Virginia Department of Corrections does not participate in collective bargaining.

Standard number here	115.67 Agency protection against retaliation
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- Exceeds Standard (substantially exceeds requirement of standard)
- X Meets Standard (substantial compliance; complies in all material ways with the standard for the relevant review period)
- Does Not Meet Standard (requires corrective action)

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

Reviewed OP 038.3 pg.13; OP 075.5 pg.4; OP 130.1 pg.5; Investigation Report; Notification of PREA Complaint; periodic status checks. Based on interview with Major and designated staff member with monitoring retaliation.

Virginia Department of Corrections has a policy to protect all offenders and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other offenders or staff, and designate which staff members or departments are charged with monitoring retaliation.

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

For at least 90 days following a report of sexual abuse, Virginia Department of Corrections monitors the conduct and treatment of offenders or staff who reported the sexual abuse and of offenders who were reported to have suffered sexual abuse to see if there are changes that may suggest possible retaliation by offenders or staff, and act promptly to remedy any such retaliation. There are periodic status checks performed. Items Virginia Department of Corrections should monitor include any offender disciplinary reports, housing, or program changes, or negative performance reviews or reassignments of staff. Virginia Department of Corrections continues such monitoring beyond 90 days if the initial monitoring indicates a continuing need.

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

Standard number here 115.68 Post allegation protective custody

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

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

Based on OP 425.4 pg.13-14; pg.4; OP 830.5 pg.8. Based on interview with Major.

Wise Correctional Unit has not used segregated housing for any PREA related incident. There is a policy in place to ensure any use of segregated housing to protect an offender who is alleged to have suffered sexual abuse receive all the same rights and privileges as general population offenders.

Standard number here 115.71 Criminal and administrative agency investigation

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

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

Reviewed OP 030.4 pg. 10-11; OP 038.3 pg. 11-12 and class roster. Based on interview with investigative staff.

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

Where sexual abuse is alleged, Virginia Department of Corrections uses investigators who have received special training in sexual abuse investigations.

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

When the quality of evidence appears to support criminal prosecution, Virginia Department of Corrections conducts compelled interviews only after consulting with prosecutors as to whether

compelled interviews may be an obstacle for subsequent criminal prosecution and refers all such cases to the S.I.U unit.

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

Administrative investigations include efforts to determine whether staff actions or failures to act contributed to the abuse; and are documented in written reports that include a description of the physical and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings.

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

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

Virginia Department of Corrections retains all written reports for as long as the alleged abuser is incarcerated or employed by Virginia Department of Corrections, plus five years.

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

Standard number here 115.72 Evidentiary standard for administrative investigation
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- Exceeds Standard (substantially exceeds requirement of standard)
- Meets Standard (substantial compliance; complies in all material ways with the standard for the relevant review period)
- Does Not Meet Standard (requires corrective action)

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

Reviewed OP 130.1 pg.3; OP 135.1 pg.11 and OP 861.1 pg. 30. Based on interview with investigative staff.

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

Standard number here 115.73 Reporting to offenders

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

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

Reviewed OP 030.4 pg.11; OP 038.3 pg.12. Based on interview with Major and investigative staff.

Following an investigation into an offender’s allegation that they suffered sexual abuse in an agency facility, Virginia Department of Corrections informs the offender as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded.

If Virginia Department of Corrections did not conduct the investigation, it requests the relevant information from the investigative agency in order to inform the offender.

Following an offender’s allegation that a staff member has committed sexual abuse against the offender, Virginia Department of Corrections subsequently informs the offender (unless Virginia Department of Corrections has determined that the allegation is unfounded) whenever the staff member is no longer posted within the offender’s unit; the staff member is no longer employed at Wise Correctional Unit; Virginia Department of Corrections learns that the staff member has been indicted on a charge related to sexual abuse within Wise Correctional Unit; or Virginia Department of Corrections learns that the staff member has been convicted on a charge related to sexual abuse within Wise Correctional Unit.

Following an offender’s allegation that they had been sexually abused by another offender, Virginia Department of Corrections subsequently informs the alleged victim whenever Virginia Department of Corrections learns that the alleged abuser has been indicted on a charge related to sexual abuse within Wise Correctional Unit; or Virginia Department of Corrections learns that the alleged abuser has been convicted on a charge related to sexual abuse within Wise Correctional Unit.

All such notifications or attempted notifications are documented.

An agency’s obligation to report under this standard are terminate if the offender is released from Virginia Department of Corrections’ custody.

Standard number here	115.76 Disciplinary sanctions for staff
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- Exceeds Standard (substantially exceeds requirement of standard)
- Meets Standard (substantial compliance; complies in all material ways with the standard for the relevant review period)
- Does Not Meet Standard (requires corrective action)

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

Reviewed OP 130.1 pg.3 and OP 135.1 pg.6; pg.10 & 14.

Staff are subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies. Termination is the presumptive disciplinary sanction for staff who have engaged in sexual abuse.

Disciplinary sanctions for violations of agency policies relating to sexual abuse or sexual harassment (other than actually engaging in sexual abuse) are commensurate with the nature and circumstances of the acts committed, the staff member’s disciplinary history, and the sanctions imposed for comparable offenses by other staff with similar histories.

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

Standard number here 115.77 Corrective action for contractors and volunteers

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

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

Reviewed OP 027.1 pg.8 and OP 130.1 pg.3. Based on interview with Major.

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

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

Standard number here 115.78 Disciplinary sanctions for offenders

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

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

Reviewed OP 038.2 pg.8; OP 820.2 pg. 2-3; OP 861.1 pg. 5,6,8,9-13. Based on interview with medical

Offenders are subject to disciplinary sanctions pursuant to a formal disciplinary process following an administrative finding that the offender engaged in offender-on-offender sexual abuse or following a criminal finding of guilt for offender-on-offender sexual abuse.

Sanctions are commensurate with the nature and circumstances of the abuse committed, the offender's disciplinary history, and the sanctions imposed for comparable offenses by other offenders with similar histories.

The disciplinary process considers whether an offender's mental disabilities or mental illness contributed to his behavior when determining what type of sanction, if any, should be imposed.

Wise Correctional Unit does not offer therapy, counseling, or other interventions designed to address and correct underlying reasons or motivations for the abuse, they would transfer an offender who needed these services to another institution.

Virginia Department of Corrections disciplines an offender for sexual contact with staff only upon a finding that the staff member did not consent to such contact.

A report of sexual abuse made in good faith based upon a reasonable belief that the alleged conduct occurred does not constitute falsely reporting an incident or lying, even if an investigation does not establish evidence sufficient to substantiate the allegation.

Virginia Department of Corrections prohibits all sexual activity between offenders and may discipline offenders for such activity.

Standard number here 115.81 Medical and Mental health screening; history of sexual abuse

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Reviewed OP 425.4 pg. 3; OP 701.3 pg.4 and OP 730.2 pg. 5-6. Based on interview with staff responsible for risk screening and medical staff.

Wise Correctional Unit has not had any offenders housed at this facility who experienced prior sexual victimization or were perpetrators of sexual abuse.

There are policies in place that if the screening indicates that an offender has experienced prior sexual victimization, or previously perpetrated sexual abuse/prior sexual victimization, whether it occurred in an institutional setting or in the community, staff ensure that the offender is offered a follow-up meeting with a medical or mental health practitioner within 14 days of the intake screening. If mental health treatment is required the offender would be transferred to another facility.

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

Medical and mental health practitioners obtain informed consent from offenders before reporting information about prior sexual victimization that did not occur in an institutional setting.

Standard number here 115.82 Access to emergency medical and mental health services

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Reviewed OP 038.3 pg.10; OP 075.1 pg.6; OP 720.4 pg. 5; OP 720.7 pg. 5 OP 730.2 pg. 6 and PREA response and checklist. Based on interview with medical staff.

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

If no qualified medical or mental health practitioners are on duty at the time a report of recent abuse is made, security staff first responders take preliminary steps to protect the victim and immediately notify the appropriate medical and mental health practitioners.

Offender victims of sexual abuse while incarcerated are offered timely information about and timely access to emergency contraception and sexually transmitted infections prophylaxis, in accordance with professionally accepted standards of care, where medically appropriate.

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

Standard number here

115.83 ongoing medical and mental health care for sexual abuse victims

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Reviewed OP 720.1 pg.2; OP 720.4 pg. 5; OP 720.7 pg.6 and OP 730.2 pg. 7. Based on interview with medical staff.

Wise Correctional Unit offers medical evaluation and, as appropriate, treatment to all offenders who have been victimized by sexual abuse in any prison, jail, lockup, or juvenile facility.

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

Wise Correctional Unit provides such victims with medical and mental health services consistent with the community level of care. If the offender required mental health care they would be transferred to the appropriate institution for those services.

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

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

Standard number here 115.86 Sexual abuse incident reviews
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- Exceeds Standard (substantially exceeds requirement of standard)
- Meets Standard (substantial compliance; complies in all material ways with the standard for the relevant review period)
- Does Not Meet Standard (requires corrective action)

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

Reviewed OP 038.1 pg. 7-8; OP 038.3 pg.13. Based on interview with Major, PREA compliance manager; incident review team.

Wise Correctional Unit has not had any sexual abuse incidents.

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

The review team considers whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse; whether the incident or allegation was motivated by race; ethnicity; gender identity; lesbian, gay, bisexual, transgender, or intersex identification, status, or perceived status; or gang affiliation; or was motivated or otherwise caused by other group dynamics at Wise Correctional Unit; and they examine the area in Wise Correctional Unit 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.

Standard number here 115.87 Data collection
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- Exceeds Standard (substantially exceeds requirement of standard)
- Meets Standard (substantial compliance; complies in all material ways with the standard for the relevant review period)
- Does Not Meet Standard (requires corrective action)

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

Reviewed 2013 Survey of Sexual Violence and OP 038.3 pg. 14 H 1-7.

Virginia Department of Corrections 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.

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

Virginia Department of Corrections maintains, reviews, and collects data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews.

Virginia Department of Corrections obtains incident-based and aggregated data from every private facility with which it contracts for the confinement of its offenders.

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

Standard number here 115.88 Data review for corrective action
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- Exceeds Standard (substantially exceeds requirement of standard)
- Meets Standard (substantial compliance; complies in all material ways with the standard for the relevant review period)
- Does Not Meet Standard (requires corrective action)

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

Reviewed OP 038.3 pg. 14. Based on interview with PREA coordinator

Virginia Department of Corrections 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 Virginia Department of Corrections as a whole.

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

Virginia Department of Corrections' report is approved by Virginia Department of Corrections head and made readily available to the public through its website or www.vadoc.virginia.gov.

Standard number here 115.89 Data storage, publication and destruction
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- Exceeds Standard (substantially exceeds requirement of standard)
- Meets Standard (substantial compliance; complies in all material ways with the standard for the relevant review period)
- Does Not Meet Standard (requires corrective action)

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

Reviewed OP 038.3 pg. 14; OP 025.3 pg. 3 and reviewed Annual Report.

Virginia Department of Corrections makes all aggregated sexual abuse data, from facilities under its direct control and private facilities with which it contracts, readily available to the public at least annually through its website www.vadoc.virginia.gov

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

AUDITOR CERTIFICATION:

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

Katherine Brown

April 24, 2015

Auditor Signature

Date