

**PREA AUDIT REPORT INTERIM FINAL
ADULT PRISONS & JAILS**

NATIONAL
PREA
RESOURCE
CENTER



Auditor Information			
Auditor name: Patrick Keane			
Address: P.O Box 334, St. Charles, Illinois 60174			
Email: Pek163@yahoo.com			
Telephone number: 224-639-5803			
Date of facility visit: 08/18/2016			
Facility Information			
Facility name: Livingston County Adult Detention Center			
Facility physical address: 844 W. Lincoln St. Pontiac, Illinois 61764			
Facility mailing address: <i>(if different from above)</i>			
Facility telephone number: 815-844-5774			
The facility is:	<input type="checkbox"/> Federal	<input type="checkbox"/> State	<input checked="" type="checkbox"/> County
	<input type="checkbox"/> Military	<input type="checkbox"/> Municipal	<input type="checkbox"/> Private for profit
Facility type:	<input type="checkbox"/> Prison	<input checked="" type="checkbox"/> Jail	
Name of facility's Chief Executive Officer: Mr. W. Cox			
Number of staff assigned to the facility in the last 12 months: 36			
Designed facility capacity: 200			
Current population of facility: 125			
Facility security levels/inmate custody levels: Minimum, Medium, Maximum			
Age range of the population: 17-99			
Name of PREA Compliance Manager: S. Inman			Title: Superintendent
Email address: sinman@livingstoncounty.gov		Telephone number: 815-844-5774	
Agency Information			
Name of agency: Livingston County Sheriff's Department			
Governing authority or parent agency: <i>(if applicable)</i>			
Physical address: 844 W. Lincoln St. Pontiac, Illinois 61764			
Mailing address: <i>(if different than above)</i>			
Telephone number: 815-844-5774			
Agency Chief Executive Officer			
Name: Tony Childress			Title: Sheriff
Email address: TChildress@livingstoncounty.gov		Telephone number: 815-844-5774	
Agency-Wide PREA Coordinator			
Name: Stewart Inman			Title: Superintendent
Email address: sinman@livingstoncounty.gov		Telephone number: 815-844-5774	

AUDIT FINDINGS

NARRATIVE

On 08/17 and 08/18/2016, this auditor conducted an Adult Jail and Prison PREA Compliance audit on the Livingston County Jail. The auditors were greeted by Superintendent S. Inman and Training Deputy D.Noies.

After an introduction briefing, the audit team was given a tour of the Livingston County Jail. The audit team was given a facility tour by the Superintendent; the auditor was brought to the intake area to begin the facility tour. The intake area was clean and well lit. The staff on duty explained their missions for the day. The postings explaining the detainees right to be free of sexual abuse were present and in multiple languages. The staff members were able to answer questions by the audit team about the PREA of 2003 and their roles when dealing with sexual abuse within an incarcerated environment. The intake nurse explained to the audit team about her role in administering the sexual abuse screening tool and how it was used in the medical screening for the detainee. The booking clerks explained how they gathered information from the detainees and how they processed the information in order to ensure proper housing unit placement.

The audit team visited each living unit in the facility. Each living unit was properly staffed with officers that were moving alert and moving around. The living units were well lit and the climate was appropriate. The common areas were clean and orderly. The toileting and showering areas were clean and operational. If there was a fixture broken, a notification was in place. The showering and toileting areas were built to offer the requisite amount of privacy. There were doors on stalls and curtains on the shower stalls. The cells on the general population living units were clean and free of graffiti. The cells contained working light fixtures and no broken cell windows were observed. There were cameras strategically placed throughout the living areas to offer the highest level of direct supervision to the officers on duty. No cameras were in or pointed at the shower and toileting areas. The common areas were free of graffiti and the walls were clean. The required PREA postings were present. The cell doors were conspicuously numbered and the windows were clear to see through. There were operational pay phones on each living unit, as well as, operational video visitation kiosks.

The staff members that were encountered in the general population, segregation, and female living unit were professional in manner and dress. When asked or interviewed by the audit team, the staff members were able to speak about PREA very informatively. The staff members knew what to do in case of having an allegation of sexual abuse made to them from a detainee. Many staff members informed the audit team about the multi-faceted approach that the facility follows due to the PREA of 2003.

The audit team spoke with many detainees during the tour. There were complaints made about various operational requirements of the Livingston County Jail. Livingston County Jail houses detainees from other jurisdictions. Some of the complaints were in regard to access to county services in other counties. As the audit team was dealing with the Livingston County Jail for this specific audit, the info was passed onto the Jail Administration in order to have the information passed to the home counties of the detainees. The audit team inquired about the complaints with the staff members. The detainees stated that they heard about "PREA", but did not know what the letters stood for in the acronym. The detainees stated that they were informed in booking about PREA, could point to the PREA postings on the living units and by the phone banks, in addition, showed the audit team the PREA report information on handouts from intake that contained PREA notification. There were complaints about, meals, discipline, medical care, recreation, work opportunities and court issues. The complaints were very detainee specific in nature and changed from living unit to living unit. The audit team did not hear of a complaint that was system wide which would have shown a flaw in policy and procedure. All complaints were turned over to the Livingston County jail Administration for handling. The audit team followed up on the complaints throughout the audit to ensure that the issues did get handled by the facility.

When the tour was completed, the audit team interviewed many detainees and specific staff members as directed by the PREA Audit Instrument. The audit team went to the work areas of different departments (training, medical, Sheriff investigations, and Administration Staff) examining files and information specific for that area. The audit team was given access to the facility as a whole throughout the audit. The audit team visited the medical unit, segregation, and female living unit on multiple occasions to answer specific questions for the audit instrument. In addition, the audit team visited with multiple detainees to discuss PREA and other subject matter related to sexual abuse and the reporting of sexual abuse.

Through the tour, staff member interviews, detainee interviews, documentation review, policy and practice review, and pre-audit questionnaire the audit team collected the information directed by the PREA Audit Instrument. There was a review by the audit team to determine if any information was missing or incomplete. There was an exit conference with the Livingston County Jail Administration.

DESCRIPTION OF FACILITY CHARACTERISTICS

The Livingston County Jail is located in Pontiac, Illinois, which is the County Seat of Livingston County. The Facility opened in 2000's as a 200 bed direct supervision facility. The facility is operated by the Livingston County Sheriff's Office using sworn officers as security personnel. The facility is a single story brick building directly adjacent to a Illinois State Police district station.

Livingston County Jail is a medium/maximum security institution where detainees/inmates are classified to custody levels of minimum, medium, and maximum security. There are 12 housing units that are positioned along a 200 yard corridor on a single level. All housing units are designed on the podular architectural style, and in most cases have identical features and facilities based on classification. General population housing units and dorms are designed with a common dayroom surrounded by either individual or double occupancy cells. The officers' stations are located in the dayroom or in a control station allowing for full observation, supervision, and personal interaction with the inmates. The Livingston County Jail is a non-smoking facility for offenders with an outside smoking area provided for staff. The restricted housing units, which house administrative, disciplinary, and protective custody inmates is a remote supervision design housing up to multiple inmates, with a central control room among separate dayrooms.

The support services sections of the facility contain all support functions including administration, food service, laundry, maintenance, medical and staff areas. In addition to the support services departments, these sections hold the inmate worker housing and medical units. The inmate worker housing unit is a 20 bed dorm unit sharing a common dayroom area. The facility does not house any persons under the age of criminal majority, which is 17 years of age in Illinois.

The mission of the Livingston County Jail is; the purpose of the Livingston County Jail is to provide the highest degree of security for the citizens of Livingston County and ensure safety for both staff and detainees. The Livingston County Jail will provide a secure and humane care for adult men and women detainees.

Security

There are 25 deputies, 3 Sergeants assigned to the Detention Division. Administration Staff at the facility consists of one Superintendent in charge of operations, support services, and who serves as the warden of the facility.

There is a Master Control Center which is manned twenty four hours per day seven days per week and contains all necessary security equipment to perform their daily operations. All areas were found to contain evidence of Post Orders and log books via electronic monitors. There are a total of 100+ cameras throughout the facility with multiple monitors each divided into individual pictures within the monitor. Sufficient count procedures are recorded and cleared daily adding to their overall security. Newly admitted detainees are processed systematically, and are separated from general population until which time they are classified for security considerations.

Perimeter controls are handled by razor wire, cameras, Integrator Informer door opening recording system, daily perimeter patrols by reception deputy, security lights by doors, sally port and entrance doors monitored via camera and locked by Master Control.

Medical Care

The medical staff at the Livingston County Jail is employees of a contractor. There is a medical staff on duty with a physician reporting on a daily basis, if needed. On site medial services are provided twenty four hours per day seven days per week. Access to the

healthcare is primarily gained through the use of a Sick Call Request Form. These requests are on the living unit kiosk and/or can be given to the staff members on duty. The medical, dental, and mental health staff triage daily the inmate requests and schedule appropriate times for the inmate appointments based upon their healthcare needs and the offender is advised of his appointment. Emergency care is available twenty four hours per day by local hospital.

The Mental Health Services are provided by local Health Department and staffing includes a psychologist and two forensic specialists. Inmates on psychotropic medications are monitored closely. Mental health services include; assessments, counseling, crisis intervention, and treatment plans. There are no specific suicide observations beds, inmates are placed on constant observation.

Recreation

The units offer indoor recreation area with basketball hoops and basketballs. Units have access to board games, crossword puzzles, word search games, that can be purchased through the commissary. The Recreation Department provides the units with Scrabble, Chess, checkers, Phase 10 and Uno cards. Each day room has televisions in addition to their leisure time board and card games.

Academic and Vocational Education

Academic education is also provided by the volunteers of the jail. There are part-time volunteers. The current programs offered through the organization is; GED, ABE for math and reading, additionally ESL or English as a Second Language.

Visitation

The facility utilizes the Video Visitation System allowing for non-attorney visits to be monitored. The Video Visiting System alerts for mechanical equipment problems. Visitors, who have been previously cleared and authorized, report to the facility to visit. Private rooms are located for attorney's to visit with their clients.

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SUMMARY OF AUDIT FINDINGS

The findings of the audit are contained in this document. The facility met 42 standards required with only 01 standard determined Not Applicable.

The audit team was satisfied with the theory, policy, procedure, and practice that the Livingston County Jail has in operation. There were some confusion on items of training, communication between staff members on certain issues, direction given by Administration Staff that was not in practice by some staff members, and differing of opinions on some of the PREA operational definitions. However, these issues did not impede the operation of the facility to achieve the desired goal of the mission of operating a highly organized, clean, and safe environment striving for the zero tolerance threshold directed by the PREA of 2003.

The standards were examined by the audit team from the policy review standpoint and the practice view. The audit team observed a direct flow of Administration Staff PREA Standards policy development to the training department for notification and education, through to the supervisors of the facility managing the staff members behaviors that the message of Zero Tolerance Environment was in action. From the first minutes of a detainee entering the facility to the staff members dealing with all allegations of sexual abuse from any detainee, which could occur in multiple language, the Livingston County Jail is ensuring that the detainees of Livingston County will be safe and secure.

Number of standards exceeded: 0

Number of standards met: 42

Number of standards not met: 0

Number of standards not applicable: 01

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

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

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

The Livingston County Jail policy is in place. Staff members, contract employees, volunteers, and detainees are made aware of the policy of Zero Tolerance.

Standard 115.12 Contracting with other entities for the confinement of inmates

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

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

This entity does not contract out any custody services of any detainees of Livingston County. Not Applicable.

Standard 115.13 Supervision and monitoring

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

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

Information and supporting documentation was shown to address an effective staffing pattern with the Sheriff of Livingston County. There has not been any evidence that the staffing plan has any requested or forced deviations. The policy for unannounced inspections by the Administrative Staff of the Livingston County Jail is in place and being followed. The documentation of unannounced rounds is in place both in written form and electronic recording. Written and visual evidence is in place.

Standard 115.14 Youthful inmates

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

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

At the time of the audit, there were not any detainees under the age of 18 within the Livingston County Jail. Livingston County Jail does not accept any offender under the age of 18.

Standard 115.15 Limits to cross-gender viewing and searches

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

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

The facility does not conduct cross-gender searches by policy direction. The Livingston County Jail actively trains the staff members of this policy. During tour the audit team understood that there were enough staff of both genders to handle any operational searches that arose throughout the shift. All three shifts had an equitable division of male and female staff members assigned. During the tour and staff and detainee interviews the audit team observed that the Livingston County Jail developed and built the physical structure of the Jail to ensure that the detainees were able to shower, perform bodily functions, and change clothing without non-medical staff of the opposite gender viewing their breasts, buttocks, or genitalia. All staff members are aware that there may be a time when a detainee could be going through the transgender process and that the search process may have to be adjusted for the detainee.

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

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

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

During tour and through interviews the audit team witnessed postings and orientation material that was translated into different languages. The most common being Spanish. The detainees stated that the staff members answer questions when asked and take their time ensure that the communication has been understood by the detainee.

The Livingston County Jail makes clear efforts to address any issues in policy and procedure that may cause a detainee to be vulnerable to any other detainees taking advantage of them. Whether it is a physical or mental liability the Livingston County Jail highlights the deficiency at intake and then addresses the vulnerability by housing and programming assignment.

Standard 115.17 Hiring and promotion decisions

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

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The Livingston County Jail does their staff hiring through the Livingston County Sheriff's Dept. In the interview and internal documentation there is in evidence a process to ensure that no person is hired nor promoted that has engaged in any sexual abuse. The backgrounds check process is place and active. There is direct communication with the Administration Staff of the Livingston County Jail and the Livingston County Sheriff's Office regarding the background checks. All contract staff members must complete the same background check as any staff member hired to work at the Livingston County Jail. The applications for employment at the Livingston County Jail contain the required statements regarding the provision of false information and/or material omissions to the application or hiring process.

The Livingston County Jail has not had any substantiated cases of sexual abuse up to this date.

Standard 115.18 Upgrades to facilities and technologies

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

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

Livingston County Jail Center has an expansive video oversight system in place. Through review of building documentation, the auditor examined documentation of Administration Staff reports and meeting agendas about the usage of the video oversight system and how to utilize the tool for more effectiveness on a daily basis. This facility has not had a PREA audit prior to this audit.

The video oversight system is only one facet of the overall monitoring policy and procedure in place at the Livingston County Jail. There are other tools in place, such as, the electronic listening and motion detecting technology.

The tour of the facility showed that the video oversight system cameras were placed strategically to ensure detainee and staff member safety. In addition, the cameras do not exist in any area that may compromise a detainee's privacy requirements prescribed by law.

Standard 115.21 Evidence protocol and forensic medical examinations

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

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

The Livingston County Jail has a strong policy and practice in place to investigate any allegations of sexual abuse. Through interviews and observed in documentation the staff members are trained to communicate about any allegations of sexual abuse and to document the allegation. Administrative Staff and Facility staff members have a clear and concise procedure when handling these allegations. The privacy of individuals and security of all information is protected while ensuring that the investigations are tracked.

All alleged victims are sent to St. James hospital for medical treatment. St. James hospital and Institute of Human Resources have and provide access to outside support services. Institute of Human Resources has an active agreement with County services for support services.

If a detainee requests for assistance a qualified staff member is sent to the living unit to provide assistance for the detainee. A suggestion of privacy was given for these types of interviews.

Standard 115.22 Policies to ensure referrals of allegations for investigations

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

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

There is a policy in place to refer all allegations of sexual abuse to investigations. The policy is woven into training and operational procedure.

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Standard 115.31 Employee training

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

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

In policy, staff member interviews and evidenced in staff member, contract staff member, and volunteer training files, the subject matter of the PREA of 2003 is being taught at the Livingston County Jail. All staff were aware of PREA and completed training. The training of the staff members covers the management of the different populations within the Livingston County Jail. The training plan by the facility's training department lays out a solid program to complete the notification and education of PREA of 2003 for all staff members.

Standard 115.32 Volunteer and contractor training

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

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In policy, staff member interviews and evidenced in staff member, contract staff member, and volunteer training files, the subject matter of the PREA of 2003 is being taught at the Will County Adult Detention Center. All staff were aware of PREA and completed training. An issue arose about the curriculum and frequency of training of the PREA training for the contractor staff member training. The Livingston County Jail addressed the issue and place safeguards in place to ensure that the issue will not re-appear. The issue did not affect compliance.

Standard 115.33 Inmate education

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

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The Livingston County Jail starts the inmate education when the detainee arrives in the holding area. Through policy there are postings throughout the intake area, as well as, the initial screening by medical staff within a short time period after arrival, and the provision of the detainee orientation manual with the completion of the booking process.

There are posting around the whole facility. Every living unit and common areas of the detainees has notifications on the walls and a specific posting by the telephones regarding outreach for assistance and reporting. The PREA Coordinator and other staff members stated that when a detainee arrives that is in need of reasonable ADA Accommodations for communication needs, the facility will adjust to that the information is understood, which is reflected in policy.

Standard 115.34 Specialized training: Investigations

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

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

The Investigations are run by Investigators of the Livingston County Sheriff’s department. The Livingston County Sheriff’s department sends the investigators to training to Illinois State Police Department Training.

Standard 115.35 Specialized training: Medical and mental health care

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

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

The Livingston County Jail has policy in place to certify that all staff members and contract staff members are trained on sexual abuse as set forth in the PREA of 2003. The training department has the required supporting documentation.

Forensic exams are performed at St. James hospital.

Standard 115.41 Screening for risk of victimization and abusiveness

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

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The Livingston County Jail administers the screening tool as directed in policy in the medical screening in a private area. On tour and interviews, the audit team saw the practice in place and the information was verified by detainee interviews and the inspection of detainee operational files. The screening tool was developed directly from the substance of the PREA of 2003 statute. In interviews and policy demonstrated that if new information was revealed or a detainee’s risk level changed that the Livingston County Jail addressed the issue.

The detainee files with screening tools were held in a secure room with limited access.

Standard 115.42 Use of screening information

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

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The Livingston County Jail utilizes the screening information on a case-by-case to ensure the safety of the detainees when assigning housing or program participation.

Through interview with staff members and contract staff members, all were aware of the facts of detainee management might change when dealing with a detainee that is going through the transgender process.

Standard 115.43 Protective custody

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

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The Livingston County Jail has policy in place to ensure that the housing management of detainees is determined with all information made available to the facility with the motivation of safety and security for all detainees. No detainees are in enforced protective housing at Livingston County Jail.

Standard 115.51 Inmate reporting

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

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The Livingston County Jail notifies the detainees of how to report an allegation of sexual abuse in multiple ways throughout the complete facility. (kiosk, postings, staff briefings) There are multiple ways of reporting sexual abuse at Livingston County Jail. A detainee has the ability to report in writing, phone, and/or verbal report. All staff reports made at the Livingston County Jail is designated as confidential.

Standard 115.52 Exhaustion of administrative remedies

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

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

There are no limitations to the reporting timeframes for making an allegation of sexual abuse. In the Orientation manual, the Livingston County Jail allows for the detainees to submit any grievance to any staff member, via kiosk, contract staff member, or volunteer with the stipulation that the will be answering the grievance within a certain timeframe. The Livingston County Jail allows for 3rd party reporting and acts on all 3rd party reports. The handling process for handling emergency grievances was not specifically detailed. However, the handling of a grievance was detailed and included language that stated that the will Livingston County Jail react sufficiently to any grievance of a sexual abuse matter.

Standard 115.53 Inmate access to outside confidential support services

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

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The Livingston County jail has an active MOU with Institute of Human Resources. Brochures provided to all detainees on intake and on living units. Contact information is through the facility.

Standard 115.54 Third-party reporting

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

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

The Livingston County Jail has the information posted throughout the facility, contained in the Orientation manual, and on the website. All staff members are aware of their responsibility of mandated reporting if notified by a family member, friend, or other interested party of an allegation of sexual abuse occurring in the Livingston County Jail.

Standard 115.61 Staff and agency reporting duties

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

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

The Livingston County Jail has policy, procedure, and practice in place that directs staff members, contract staff members, and volunteers to report any sexual abuse or potential for sexual abuse situations. All staff members, contract staff member, and volunteers sign a confidentiality agreement at the start of employment. All screening tools and pertinent information is kept secure.

Standard 115.62 Agency protection duties

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

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

The Livingston County Jail has policy giving direction of the timeframe for handling any allegation of sexual abuse.

Standard 115.63 Reporting to other confinement facilities

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

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

The Livingston County Jail policy directs the PREA Coordinator to notify the outside agency of the sexual abuse allegation. The investigation report is automatically given to the head of the facility.

No such allegations have been made at the Livingston County Jail.

Standard 115.64 Staff first responder duties

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

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

The process of First Responder is covered in policy and in the training curriculum. During the tour and interviews the staff members were on all 2 shifts were very aware of their duties to report.

Standard 115.65 Coordinated response

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

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

The Livingston County Jail has the policy in place, both, operationally and in the Investigations procedure.

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

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

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

The Livingston County Jail has a policy in place that allows for the assignment of staff for operational needs of the facility. The Shift Commanders have the ability to assign staff on their shifts as determined by them and the Command Staff of the Livingston County Jail. In the investigation policy and protocol, if there is conduct found, then the alleged perpetrator is then sent to the Employee Review Hearing process.

Standard 115.67 Agency protection against retaliation

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

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

The Livingston County Jail has policy in place to address the safety and security of all detainees. The Livingston County Jail uses all management tools available to ensure the safety of all detainees. The 90 day timeframe of protection has yet to expire on any detainee that has made an allegation. The detainees were all discharged prior to the timeframe expiring.

Standard 115.68 Post-allegation protective custody

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

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

Segregated housing has not been utilized for protection of an alleged victim of sexual abuse.

Standard 115.71 Criminal and administrative agency investigations

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

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

At the Livingston County Jail, all allegations of sexual abuse are investigated as directed in policy and in evidence by the investigation reports on file.

All investigations of sexual abuse are kept on file by investigations. The Livingston County Sheriff’s Office will cooperate with any investigation by any law enforcement agency as directed in the Livingston County Sheriff’s department policy.

Standard 115.72 Evidentiary standard for administrative investigations

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

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

The Livingston County Jail has not instituted any policies regarding the changing of investigation standards that differ for allegations of sexual abuse.

Standard 115.73 Reporting to inmates

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

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

The Livingston County Jail policy and supporting documentation states and shows that the detainee receives written notification of investigation findings. None of the allegations of sexual abuse that have been made at the Livingston County Jail have resulted in the filing of criminal charges nor the separation of a staff member with the Livingston County Jail.

Standard 115.76 Disciplinary sanctions for staff

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

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

The Livingston County Jail and Livingston County Sheriff’s Department have policy and procedure in place to handle substantiated cases of employee custodial sexual misconduct. Through interviews and supporting documentation the policy is known by all staff members and contract staff members. The Livingston County Jail has not had any substantiated cases of sexual abuse involving a staff member or contract staff member.

Standard 115.77 Corrective action for contractors and volunteers

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

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

Through interviews, policy and supporting documentation the have a policy in place to have the proven perpetrator separated from the facility and refer the substantiated allegations to the State’s attorney for handling. There have been no substantiated cases nor allegations of sexual abuse of these types of individuals within the Livingston County Jail.

Standard 115.78 Disciplinary sanctions for inmates

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

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

The Livingston County Jail addresses this issue in the Orientation material for the detainees of the facility. The policy is in place and the procedure is in practice. There have not been any disciplinary sanctions given by the Livingston County Jail for any alleged infractions of this nature as shown in supporting documentation and staff member and detainee interviews.

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

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

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

The Livingston County Jail has policy in place regarding the follow-up meeting post sexual victimization screening. However, the procedure and practice is not as clear and concise as it could be. The standard calls for a 14 day follow up meeting. The issue is not that the meeting is not being held, the staff members and detainees are confused of the process. The meetings are being documented, as required, but not in a standardized manner. The 14 day meeting is a follow-up as prescribed by the screening tool, not to have the screening tool re-administered. The documentation location needs to be formalized and have a dedicated location for review. The Livingston County Jail needs to codify their desired behavior in policy and then train on that policy to the affected staff members and contract staff members.

The information from the screenings and follow-up meetings are held within the requirements of professional confidentiality. All prior consent forms are administered as required by law for any licensed medical or mental health practitioner.

Standard 115.82 Access to emergency medical and mental health services

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

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

The Livingston County Jail follows all directions given by the certified and licensed for both medical and mental health practitioner that are given to the operational staff. Operational staff members follow written policy and contact the required medical and mental health professionals prior to determining a course of action. Supporting documentation and interviews of staff members and contract staff members show that when a detainee is sent out, a local hospital is utilized. All support services are provided without cost to the detainee as evidenced in supporting documentation.

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

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

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

The Livingston County Jail has the staff members and contract staff members at the facility to provide the services. There is difficulty, as evidenced in supporting documentation and interviews, to develop a continuing care protocol due to the transitory nature of the Livingston County Jail population. Local hospital runs all the sexual abuse testing protocols regarding prophylaxis of disease and pregnancy.

No substantiated allegations of sexual assault that would result in pregnancy have occurred at the Livingston County Jail .

Standard 115.86 Sexual abuse incident reviews

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

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

The Livingston County Jail has policy, procedure, and practice in place to handle the reviews of all the allegations of sexual abuse within the facility. The team will monthly. The allegations of sexual abuse and investigations are reviewed for policy and procedure issues and possible adjustments.

There have not been any recommendations from the review team to the facility to date.

Standard 115.87 Data collection

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

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

The Livingston County Jail collects, organizes, and reviews information regarding the potential and actual facts on sexual abuse within the facility. The PREA Coordinator collects and collates the information in order to promote the zero tolerance environment and for the safety and security of all detainees. All information is available for review upon request and clearance for information dissemination.

Standard 115.88 Data review for corrective action

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

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

The Livingston County Jail Center PREA Incident review team will meet with the Administration Staff and will be shown by supporting documentation and staff member interviews. The recommendations will be discussed and possible changes to policy, procedure, and practice are reviewed for adjustment for the facility. The annual report is posted on the Livingston County Jail website for access. When the report is posted or any information is disseminated the Livingston County Jail will redact any sensitive information prior to publishing.

Standard 115.89 Data storage, publication, and destruction

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

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

The Livingston County Jail keeps all allegations of sexual abuse, investigations into the same, and any sensitive information in a secure environment as witnessed in the facility tour and explained in staff member interviews.

AUDITOR CERTIFICATION

I certify that:

- The contents of this report are accurate to the best of my knowledge.
- No conflict of interest exists with respect to my ability to conduct an audit of the agency under review, and
- I have not included in the final report any personally identifiable information (PII) about any inmate or staff member, except where the names of administrative personnel are specifically requested in the report template.

Patrick E. Keane

10/20/2016

Auditor Signature

Date