# PREA AUDIT REPORT [ ]  Interim [x]  Final

# ADULT PRISONS & JAILS

**Date of report:** November 20, 2017

|  |
| --- |
| **Auditor Information** |
| **Auditor name:** Cynthia Malm  |
| **Address:** 3100 Vista Ave., Ste. 203, Boise, ID 83705 |
| **Email:** cmalm@idahosheriffs.org  |
| **Telephone number:** 208-346-1065 |
| **Date of facility visit:** August 7 – 9, 2017 |
| **Facility Information** |
| **Facility name:** Bonner County Detention Center |
| **Facility physical address:** 4001 North Boyer Rd., Sandpoint, Idaho 83864 |
| **Facility mailing address:** *(if different from above)*  Same |
| **Facility telephone number:** 208-263-8417 Ext. 3005 |
| **The facility is:** | [ ]  Federal | [ ]  State | [x]  County |
| [ ]  Military | [ ]  Municipal | [ ]  Private for profit |
| [ ]  Private not for profit |
| **Facility type:** | [ ]  Prison | [x]  Jail |
| **Name of facility’s Chief Executive Officer:** Lt. Jeff Stevens |
| **Number of staff assigned to the facility in the last 12 months:** 30 |
| **Designed facility capacity:** 124 |
| **Current population of facility:** 82 |
| **Facility security levels/inmate custody levels:** Min/Med/Max |
| **Age range of the population:** 18-77 |
| **Name of PREA Compliance Manager:** None | **Title:** Click here to enter text. |
| **Email address:** Click here to enter text. | **Telephone number:** Click here to enter text. |
| **Agency Information** |
| **Name of agency:** Bonner County Sheriff’s Office |
| **Governing authority or parent agency:** *(if applicable)* Bonner County |
| **Physical address:** 4001 North Boyer Rd., Sandpoint, Idaho 83864 |
| **Mailing address:** *(if different from above)*  Same |
| **Telephone number:** 208-263-8417 |
| **Agency Chief Executive Officer** |
| **Name:** Daryl Wheeler | **Title:** Sheriff |
| **Email address:** dwheeler@bonnercountyid.gov | **Telephone number:** 208-263-8417 |
| **Agency-Wide PREA Coordinator** |
| **Name:** Anna Marie Moe | **Title:** Sgt. |
| **Email address:** Annamarie.moe@bonnercountyid.gov | **Telephone number:** 208-263-8417 Ext. 3057 |

# AUDIT FINDINGS

## NARRATIVE

The Prison Rape Elimination Act (IPREA) on-site audit of the Bonner County Detention Center in Sandpoint, Idaho was conducted on August 7 – 9, 2017 by Cynthia Malm from Pocatello, Idaho, a U.S. Department of Justice Certified PREA auditor for adult facilities. Pre-audit preparation included a thorough review of all documentation and materials submitted by the facility on a flash drive along with the data included in the completed IPREA Pre-Audit Questionnaire. The auditor reviewed documentation that included agency policies and procedures, detention policies and procedures, forms, education materials, training curriculum, organizational charts, mission statements, posters, inmate handbooks, flyers, website information, and other IPREA related materials that were provided to demonstrate compliance with the IPREA standards. This review prompted a series of questions that were noted on the auditor’s compliance tool and the auditor posed the questions to the Jail Administrator at the on-site audit.

An entrance meeting was held with Lt. Jeff Stevens, Jail Administrator at 8:40 a.m. on August 7. Lt. Stevens provided the auditor a list of all of the staff of the facility and their schedules, including specialized staff, and a list of all of the inmates in the facility and where they were housed. The auditor explained the process of the audit and answered any questions the agency had about the audit process.

During the three days of the on-site audit, the auditor was provided a private room in the facility from which to work and conduct confidential interviews of staff and inmates. Formal personal interviews were conducted with facility staff, inmates, volunteers,and contract employees. The auditor interviewed a total of ten inmates who were randomly selected from each of eight housing units in the jail. Two other housing units hold restrictive housing inmates and the auditor did not interview either of the two inmates because of classification and security issues. Neither were in restrictive housing for sexual abuse or sexual harassment issues. There were no youthful, transgender, intersex, disabled, or non-English speaking inmates incarcerated in the facility to interview. There were no inmates in segregated housing who had been a victim of sexual abuse for the auditor to interview. One inmate was interviewed who had reported a sexual abuse at intake that happened as a child, was offered mental health follow-up at intake, and refused the offer of follow-up. One inmate was interviewed who identified with being bisexual and another was interviewed who had reported a sexual harassment at the facility. Inmates were interviewed using the recommended DOJ protocols that question their knowledge of a variety of IPREA protections, generally and specifically, their knowledge of reporting mechanisms available to residents to report sexual abuse or sexual harassment. All of the inmates I interviewed acknowledged that they had received education on IPREA at booking explaining their right to be free from sexual abuse and sexual harassment, their right to be free from retaliation for reporting a sexual abuse or sexual harassment, and how to report a sexual abuse or sexual harassment. All inmates received an inmate handbook at booking that contained information on how to report a sexual assault or sexual harassment and were required to sign that they would read the handbook. The majority of inmates said they felt safe in the Bonner County Detention Center and the deputies respond quickly and appropriately to any problems.

The auditor interviewed eleven staff members representing two shifts (1st shift 6:00 a.m. to 6:00 p.m. and 2nd shift 6:00 p.m to 6:00 a.m. The auditor also interviewed nine specialty staff, including shift sergeants, medical (contract staff), kitchen (contract staff), chaplain (volunteer), classification, transport, investigative staff, intake and screening staff, first responders, and staff who supervise inmates in segregated housing. Also interviewed were the Under Sheriff, Jail Administrator, and IPREA Coordinator. Staff were interviewed using the DOJ protocols that question their IPREA training and overall knowledge of the agency’s zero tolerance policy, reporting mechanisms available to inmates and staff, the response protocols when an inmate alleges sexual abuse or sexual harassment, and first responder duties. There are no SAFE or SANE employees at the facility as they are made available at Bonner General Health in Sandpoint, Idaho. All staff were very knowledgeable about IPREA and their responsibilities in preventing, detecting, and reporting sexual abuse and sexual harassment. All confirmed that they have extensive yearly training on those responsibilities.The auditor reviewed random staff training records, rosters for attendance at PREA training and the curriculum taught at the training to determine compliance with training mandates. The auditor also reviewed background check procedures for hiring and the list of detention staff who have had background checks at a minimum of every five years after hire. Case files for five inmates in the facility were reviewed in the booking room to evaluate screening and intake procedures, inmate education, and inmate signatures of acknowledgement. Classification records of inmate education, risk assessments, and housing decisions were also reviewed.

Following the entrance meeting, the auditor toured the facility from 10:00 - 11:35 a.m. and was escorted by Lt. Jeff Stevens, the Jail Administrator. During the tour, the auditor reviewed the booking process, observed the facility configuration, camera and mirror placement throughout the facility, blind spots, staff placement for supervision of inmates, toilet and shower areas, notices posted throughout the building and documentation to assist in determining compliance with the standards. The auditor noted that shower areas allow residents to shower separately and shower stalls are concrete half or full walls. Toilets are either protected from sight by cement barriers or black-out blocks on the camera. The auditor reviewed the camera views in the Jail Administrator’s office and verified that toilets and showers were not monitored by the cameras. Notices of the PREA audit and the contact information of the auditor were posted throughout the facility in the dayrooms. During the tour, the auditor was given privacy to talk informally to staff and inmates in the booking room, housing units, program areas, and work areas. The auditor interviewed several staff members working their posts to ask questions about their positions, procedures in their areas, and how their areas contributed to protection from sexual abuse and sexual harassment.

After the facility tour, the auditor reviewed questions noted on the auditor’s compliance tool with Lt. Jeff Stevens and reviewed additional documentation to verify compliance with the standards.

At the conclusion of the on-site visit, an exit meeting was held from 1:42 p.m. to 3:15 on August 9 between the auditor, Sgt. Anna Marie Moe, IPREA Coordinator, and Lt. Jeff Stevens, Jail Administrator to discuss the audit findings and all discussed possible corrective actions that could be taken by the facility to achieve compliance with the standards that were not met.

**DESCRIPTION OF FACILITY CHARACTERISTICS**

The Bonner County Sheriff’s Office operates the Bonner County Detention Center which is an indirect supervision detention facility with a rated capacity of 124 beds. There are ten podular indirect housing units within the facility. The count on the first day of the audit was 82 inmates.

The Bonner County Detention Center consists of one building that is attached to the Bonner County Sheriff’s Office and is located at 4001 North Boyer Rd., Sandpoint, Idaho. The Detention Center houses both male and female adult inmates. New arrests are brought into the jail via a secure sally port. The inmate is pat searched in the Intake area and then placed in a holding cell until processing begins in the Booking area. At the opposite end of the jail, in the center of a horseshoe configuration, is the Control Room which is the main communication center in the facility. There is a hallway that surrounds Central Control and leads to the housing units for general population inmates, maximum custody inmates, and restrictive housing inmates. Pod 100 (4 double bunk cells) is general population housing. Pod 200 (8 beds) is the intake housing unit. Pods 300 and 400 (24 beds each) are general population housing. Pod 500 (8 beds) is protective custody housing. Pod 600 (4 double bunk cells) is maximum security housing and Pod 700 (4 single cells) is restrictive/administrative housing cells. There is a separate area opposite Booking containing three dorms. Dorm 1 (20 beds) and Dorm 2 (10 beds) are general population female dorms. Dorm 3 (10 beds) is the male work release, inmate worker, and weekender housing unit.

The building is monitored and operated by a deputy in the Central Control room. The Control room employs touch screen monitoring and security systems to monitor movement and operate outer doors to the housing areas, cameras, and intercoms throughout the facility. External cameras are strategically placed and monitor all entrances into the building and the recreation areas. Internal cameras monitor the main hallway, internal entrances, kitchen and laundry areas, and other areas within the secure perimeter. The Control Room is staffed at all times by one staff member and is the main contact for all safety, fire, and other emergency contacts.

The Bonner County Sheriff’s Office is attached to the jail outside the secure perimeter and inmates are not allowed access to the Sheriff’s Offices withouth supervision. Jail administrative offices of the Jail Administrator and the Administrative Sergeant are located within the security perimeter of the jail.

**SUMMARY OF AUDIT FINDINGS**

During the past twelve months, the Bonner County Detention Center reported there was one allegation of an IPREA complaint received:

 (1) One report of possible staff-on-inmate sexual harassment was investigated and was unfounded

All administrative investigations are done by Lt. Jeff Stevens or Sgt. Anna Marie Moe and all criminal investigations are done by the Bonner County Detective Division. Criminal investigations that allegedly involve staff-on-inmate sexual abuse are referred to the Bonner County Professional Standards Lieutenant who will determine if the investigation should be completed within the Sheriff’s Office or should be referred to an outside law enforcement agency.

All of the interviews with inmates reflected that they were given information on IPREA and how to report a sexual abuse or sexual harassment during booking. All stated that information is posted on the wall of the housing unit, in the handbook, and on the phones. All knew they could access a hotline number on the phone. There is very little inmate education done after the booking process. The majority of inmates were able to explain to the auditor all the ways to report a sexual abuse or sexual harassment, including some outside sources. Most of the inmates also knew that an advocate was available and how to contact them. They were also aware that they could report verbally, in writing, anonymously, and through a third party. The majority of the inmates said they felt safe in the Bonner County Detention Center and confirmed that the officers are very quick to respond to any possible sexual abuse or sexual harassment complaints in the facility.

All facility staff interviewed indicated they had received detailed IPREA training and could articulate the meaning of the agency’s zero tolerance policy and what they were doing to achieve it. Staff was knowledgeable about their roles and responsibilities in the prevention, reporting, and response to sexual abuse and sexual harassment. Staff were able to explain the variety of reporting mechanisms for inmates and staff to use to report sexual abuse and sexual harassment. Staff were also aware of their responsibilities as a first responder to any IPREA incident.

In summary, after reviewing all pertinent information and after conducting inmate and staff interviews, the auditor found that the IPREA Coordinator and agency leadership have clearly made IPREA compliance a high priority and have devoted a significant amount of time and resources over the last few years to policy development, training of staff, and education of inmates on all aspects of IPREA. When confronted with the areas that do not meet standards, the IPREA Coordinator and agency leadership began working immediately to implement any corrective action plans that were agreed upon between the agency and the auditor. These immediate actions reinforced the agency’s commitment to ensuring the safety of inmates and staff in the Bonner County Detention Center.

OVERALL COMPLIANCE AS REFLECTED IN INTERIM COMPLIANCE REPORT:

Number of standards exceeded: 3

Number of standards met: 36

Number of standards not met: 0

Number of standards not applicable: 3

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

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

115.11(a) The Bonner County Detention Center has implemented a zero tolerance policy as detailed in Policy 18.1 which comprehensively outlines the agency’s approach to preventing, detecting, and responding to all forms of sexual abuse and sexual harassment. The policy contains necessary definitions and descriptions of the agency strategies and responses to sexual abuse and harassment. And, the policy details what sanctions are imposed for those found to have participated in prohibited behaviors. This policy forms the foundation for the program’s training efforts with inmates, staff, volunteers, contractors, and others. All interviews reflected that staff and inmates are aware of this zero tolerance policy.

115.11(b) The facility has designated an upper-level, agency-wide IPREA Coordinator, Sgt. Anna Marie Moe, to oversee policy and procedure development and operations in reference to sexual abuse and sexual harassment. The IPREA Coordinator reports directly to the Bonner County Jail Administrator, Lt. Jeff Stevens, who, in turn, reports directly to the Bonner County Undersheriff, Ror Lakewold. Sgt. Moe indicated that she has sufficient time and authority to develop, implement, and oversee the agency’s efforts toward IPREA compliance and Undersheriff Ror Lakewold confirmed that Lt. Stevens and Sgt. Moe have full support of the Sheriff’s Office in all of their efforts to bring the Bonner County Detention Center into compliance with the IPREA standards.

115.11(c) The Bonner County Sheriff’s Office operates only one facility and, therefore, has not assigned an IPREA Compliance Manager to the facility.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Policy 18.1

 Bonner County Detention Center’s Organizational Chart

 Interview with Lt. Jeff Stevens, Jail Administrator

 Interview with Undersheriff Ror Lakewold

 Interview with Sgt. Anna Marie Moe, IPREA Coordinator

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

**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.

115.12(a-b) The Bonner County Detention Center does not contract with external facilities to house or confine any of its inmates and there haven’t been any contracts of this type during the twelve months prior to the IPREA audit. This part of the standard is, therefore, not applicable to the Bonner County Detention Center.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Interview with Lt. Jeff Stevens, Jail Administrator

 Interview with Sgt. Anna Marie Moe, IPREA Coordinator

**Standard 115.13 Supervision and monitoring**

[ ]  Exceeds Standard (substantially exceeds requirement of standard)

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

[ ]  Does Not Meet Standard (requires corrective action)

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

115.12(c) The Bonner County Detention Center ensures that the facility develops, documents, and makes its best efforts to comply on a regular basis with a staffing plan that provides for adequate levels of staffing and, where applicable, video monitoring, to protect inmates against sexual abuse. The average number of inmates incarcerated in the Bonner County Detention Center during the twelve months prior to the audit was 85 and the staffing plan was predicated on 124 inmates. The staffing plan requires a minimum of three detention staff on each shift. The facility tries to keep a supervisor on each shift but when one cannot be on shift there is a supervisory staff member on call for the facility. In calculating adequate staffing levels and determining the need for video monitoring, the facility takes into consideration the eleven mandatory elements and considerations required by this IPREA Standard:

1. Generally accepted detention and correctional practices;
2. Any judicial findings of inadequacy;
3. Any findings of inadequacy from Federal investigative agencies;
4. Any findings of inadequacy from internal or external oversight bodies;
5. All components of the facility’s physical plant (including “blind-spots” or areas where staff or inmates may be isolated);
6. The composition of the inmate population;
7. The number and placement of supervisory staff;
8. Institution programs occurring on a particular shift;
9. Any applicable State or local laws, regulations, or standards;
10. The prevalence of substantiated and unsubstantiated incidents of sexual abuse; and
11. Any other relevant factors.

Lt. Stevens confirmed there were no deviations from the staffing plan over the 12 months prior to the audit and the facility has in place procedures to ensure all positions are covered with overtime personnel or on-shift supervisory positions, when necessary, to avoid deviations from the staffing plan. If a person is called in for overtime, Lt. Stevens stated that the position will be filled immediately with a patrol deputy or other qualified deputy until someone can respond to cover the shift.

115.12(d) The staffing plan is reviewed as needed to determine if it is still adequate to meet the needs of the Bonner County Detention Center and protect inmates from sexual abuse. Lt. Stevens stated the last review and implementation of the staffing plan was done in 2013 but staffing needs are reviewed every year at budget time. During the staffing analysis, Lt. Stevens considered whether the current staffing plan was adequate, what video monitoring systems were in place and if they were sufficient to detect sexual abuse and sexual harassment within the facility. He also reviewed resources available to the facility to ensure adherence with the staffing plan. The current staffing plan of the Bonner County Detention Center requires a total of thirty full time detention deputies which the Bonner County Sheriff’s Office has provided to the facility when it can be fully staffed.

115.12(e) The Bonner County Detention Center has detailed in Policy 18.1 the practice of having intermediate-level or higher level supervisors conduct and document unannounced rounds to identify and deter staff sexual abuse and sexual harassment. The policy states that unannounced supervisor rounds will be done by a Sergeant or Second in Command at least twice per week. A review of the documentation of unannounced supervisor rounds confirmed that the rounds are done randomly and frequently on all shifts. This was also verified through informal interviews with staff at their posts during the audit tour and through formal interviews with random staff and supervisors. Interviews also confirmed that the rounds are unannounced and staff are prohibited from alerting other staff that the rounds are taking place.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Policy 18.1

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Idaho Jail Standards

 Bonner County Detention Center Staffing Plan

 Schematic plan of where the cameras are placed

 Documentation evidencing the conduct of unannounced supervisor rounds on every shift

 Informal interviews with staff during the audit tour

 Formal interviews with random staff and intermediate or higher level staff

 Interview with Lt. Jeff Stevens, Jail Administrator

 Interview with Sgt. Anna Marie Moe, IPREA Coordinator

 Bonner County Detention Center population report for 2016 and 2017

**Standard 115.14 Youthful inmates**

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

115.14(a) The Bonner County Detention Center has detailed in Policy 18.1 how a youthful inmate would be housed in the facility. Youthful inmates are rarely housed in the Bonner County Detention Center and are housed in a Juvenile Detention Center. The Bonner County Detention Center has kept the policies in place for the rare occasion that they may be required to house a youthful inmate in accordance with Idaho law. If a youthful inmate is placed in the Bonner County Detention Center, the Detention Center will not place the inmate in a housing unit in which the youthful inmate will have sight, sound, or physical contact with any adult inmate through use of a shared dayroom or other common space, shower area, or sleeping quarters.

115.14(b) Referring to Policy 18.1, the Bonner County Detention Center will either maintain sight and sound separation between youthful inmates and adult inmates in areas outside of housing units or will provide direct supervision when youthful inmates and adult inmates have sight, sound, or physical contact. The policy states that youthful inmates will be escorted by a Detention Deputy when moved throughout the facility.

115.14(c) The Bonner County Detention Center has detailed in Policy 18.1 that the Detention Center will make its best efforts to avoid placing a youthful inmate in segregation to comply with this standard. Absent exigent circumstances, the facility does not deny youthful inmates daily large-muscle exercise or any legally required special education services while in the facility. The policy states that the GED instructor will provide education to the youthful inmate and, if the GED instructor is not available, the jail will make arrangements with the instructor from the Juvenile Detention Center to provided the education. The policy states that youthful inmates are given access to other programs and work opportunities to the extent possible. If exigent circumstances prevent the youthful inmate from being able to participate in recreation, education, programs, or work opportunities, the Shift Supervisor will document the exigent circumstances that existed. There was no documentation to review as the Bonner County Detention Center has not housed any youthful inmates in the 12 months prior to the audit.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 18.1

 Interview with Lt. Jeff Stevens, Jail Administrator

 Interviews with random staff

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Bonner County Detention Center Population Report for 2016 and 2017

**Standard 115.15 Limits to cross-gender viewing and searches**

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

115.15(a) The Bonner County Detention Center’s Policy 18.1 details that cross gender strip searches are prohibited except in exigent circumstances. Only medical practitioners can perform intrusive or invasive body cavity searches under all circumstances. There were no cross gender strip searches done in the 12 months prior to the audit for the auditor to review.

115.15(b) The Bonner County Detention Center’s Policy 18.1 states that cross gender pat down searches are prohibited except in exigent circumstances. However, the policy doesn’t list what exigent circumstances would be so the auditor finds the Bonner County Detention Center does not meet this part of the standard.

In the past 12 months, no cross gender searches of female inmates were done. The policy states that if a cross gender pat down search must be done, the staff member will obtain supervisory permission before conducting the pat down search. Policy 18.1 and interviews with female inmates confirmed that female deputies conduct all pat down searches of female inmates and the facility does not restrict female inmate’s programming or other out-of-cell activities when a female deputy is not available to conduct a pat down search.

115.15(c) The Bonner County Detention Center’s Policy 18.1 requires that all cross gender strip searches of male and female inmates and all cross gender pat down searches of female inmates must be documented.

115.15(d) The Bonner County Detention Center’s policy and practice 18.1 ensures that inmates are able to shower, perform bodily functions, and change clothing with privacy. The policy details the exigent circumstances that would be required for staff of the opposite gender to deviate from this policy. Policy and practice require announcement when staff of the opposite gender enter the housing unit and the shower/toilet areas. The auditor observed staff conducting rounds in cross gender housing units and announcing their presence entering the units. Interviews with inmates and staff confirm this is policy and actual practice of the policy on a consistent basis.

115.15(e) Bonner County Detention Center policy and practice prohibit searching or physically examining a transgender or intersex inmate for the sole purpose of determining the inmate’s genital status. Interviews with staff confirmed they knew the policy and no searches of this type have been done.

115.15(f) The Bonner County Detention Center has provided training on how to conduct cross gender pat down searches and searches of transgender and intersex inmates in a professional manner. Some of the detention deputies received training at the Idaho P.O.S.T. Academy and all of the detenation deputies have been given and completed the NIC online course, “Guidance in Cross-Gender and Transgender Pat Searches.

There were no transgender or intersex inmates in the facility at the time of the audit for the auditor to interview.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center’s Policy 18.1

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Interview with Lt. Jeff Stevens, Jail Administrator

 Interview with Sgt. Anna Marie Moe, IPREA Coordinator

 Interviews with random inmates and staff

 IPREA training curriculum

CORRECTIVE ACTION REQUIRED:

1. The Bonner County Detention Center should revise its policy to indicate what exigent circumstances would have to exist for a male officer to search a female inmate.

VERIFICATION OF CORRECTIVE ACTION TAKEN SINCE THE AUDIT:

The auditor received an email on November 14, 2017 from Lt. Jeff Stevens and was provided supplemental documentation and explanation to evidence and demonstrate corrective actions taken by Bonner County regarding this standard. Bonner County Detention Center has added to the policy examples of exigent circumstances that woul have to exist for a male officer to search a female inmate.

 Additional Documentation Reviewed:

1. Bonner County Detention Center’s Policy 115.15(a and b)

The auditor finds that the Bonner County Detention Center is now fully compliant with this standard.

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

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

115.16(a) The Bonner County Detention Center’s Policy 18.1 ensures that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency’s efforts to prevent, detect, and respond to sexual abuse and sexual harassment. The steps include, when necessary to ensure effective communication with inmates who are deaf or hard of hearing, giving them the information to read and, if they can’t read, providing access to a sign language interpreter from the courts who can interpret effectively, accurately, and impartially. A TTY is also available for use when needed. A staff member will read the information on reporting and responding to sexual abuse or sexual harassment to inmates who have low vision or are blind. The staff will also print a large print handbook for those who have low vision. The Bonner County Detention Center will locate someone who can effectively communicate with inmates with psychiatric, intellectual or speech disabilities through a Mental Health practitioner. All staff receive yearly training on IPREA compliant practices for inmates with disabilities and inmates with limited English proficiency. There were no inmates with disabilities that would limit their ability to understand the procedures for reporting sexual abuse or sexual harassment in the facility at the time of the audit.

The Bonner County Detention Center has established procedures to provide inmates with limited English proficiency equal opportunity to participate in or benefit from all aspects of the agency’s efforts to prevent, detect, and respond to sexual abuse and sexual harassment. Flyers explaining the inmate’s right to be free from sexual abuse and sexual harassment are being made and will soon be available in a Spanish version. Posters are hung on the wall of the housing unit that explain how to report a sexual abuse or sexual harassment. The agency also has an agreement with a Language Line that provides immediate translation services via the telephone. All detention staff have access to the Language Line and are trained to use it. The Detention Center can also obtain interpreters from the court, when necessary, and Undersheriff Lakewold stated that the agency can use Border Patrol to help communicate with the inmates.There were no limited English proficient inmates in the facility at the time of the audit.

115.16(b) Bonner County Detention Policy 18.1 prohibits the facility from using inmate interpreters, readers, or other inmate assistants except in limited circumstances where safety could be compromised waiting for other assistance. The Detention Center reports that there have been no instances in the past 12 months where inmate interpreters have been used to assist other inmates. Interviews with random staff confirmed that inmate interpreters are not used unless there are exigent circumstances and no one could remember a time that inmate interpreters have been used.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Policy 18.1

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Interview with Lt. Jeff Stevens

 Interviews with random facility staff

 Yearly IPREA training curriculum for staff

 Instructions for staff to use the language line.

 Flyers and Inmate Handbook

**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)

[x]  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.

115.17(a) Bonner County Detention Policy 18.1 prohibits the hiring, promotion or retention of any employee who may have contact with inmates and will not enlist the services of any contractor that has the prohibited conduct specified in this standard. The background investigation also includes a criminal background records check of all applicants for employment or contracting services. In addition to policy, detention deputies are required to be state certified within one year of hire and the Idaho P.O.S.T. Academy requires a thorough background check on any detention employee who will be attending the P.O.S.T Academy.

115.17(b) The Bonner County Sheriff’s Office considers any incidents of sexual harassment in determining whether to hire or promote anyone, or to enlist the services of any contractor who may have contact with inmates.

115.17(c) In addition to conducting criminal background checks prior to hiring an applicant, the Bonner County Sheriff’s Office contacts all prior institutional employers of the applicant for information on substantiated allegations of sexual abuse or any pending investigations of allegations of sexual abuse. In the past 12 months, one person has been hired who has contact with inmates and that person had an extensive background and criminal history check completed prior to hiring. All current staff who have contact with inmates have had the extensive background and criminal history check before being hired.

115.17(d) Bonner County Detention Policy 18.1 requires that a criminal background records check be completed before enlisting the services of any contractor who may have contact with inmates. In the past twelve months, the Bonner County Sheriff’s Office has conducted a criminal background records check on one contract employee who has been hired and has contact with inmates. Agency policy also requires a criminal background records check on all volunteers who may have contact with inmates.

115.17(e) Policy and procedures of the Bonner County Sheriff’s Office require all employees of the Detention Center to have a criminal background records check done every five years. Documentation of criminal background records checks done this year for fifteen employees were provided to the auditor.

115.17(f) The Bonner County Detention Center Policy 18.1 reflects the standard exactly but doesn’t detail exactly when applicants or employees are asked about any prior sexual misconduct of the type specified in 115.17(a) of this section. And, an interview with Lt. Jeff Stevens confirmed that there is no actual procedure in place for asking these questions. Therefore, the auditor finds that the Detention Center does not meet this standard. The Detention Center policy imposes upon employees a continuing affirmative duty to disclose any such misconduct.

115.17(g) The Bonner County Detention Center Policy 18.1 states that material omissions regarding such misconduct or provision of materially false information shall be grounds for termination.

115.17(h) Policy 18.1 requires the Bonner County Sheriff’s Office to provide information on substantiated allegations of sexual abuse or sexual harassment involving a former employee upon receiving a request from an institutional employer for whom such employee has applied to work.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 18.1

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Idaho P.O.S.T. IDAPA Rules

 Idaho Jail Standards

 Interview with Lt. Jeff Stevens, Jail Administrator

CORRECTIVE ACTION REQUIRED:

1. The Bonner County Detention Center should clarify in its policy when applicants for hiring or promotions are asked about prior sexual misconduct.
2. The Bonner County Detention Center should develop procedures that will implement the amended policy into facility practice.

VERIFICATION OF CORRECTIVE ACTION TAKEN SINCE THE AUDIT:

The auditor received an email on November 14, 2017 from Lt. Jeff Stevens and was provided supplemental documentation and explanation to evidence and demonstrate corrective actions taken by Bonner County regarding this standard. Bonner County Detention Center has added to the policy that “The Sheriff’s Office will ask all applicants and employees who may have contact with inmates directly about previous misconduct, as described above, in interviews for hiring or promotion and in any interviews as part of reviews of current employees”.

 Additional Documentation Reviewed:

1. Bonner County Detention Center’s Policy 115.17(f)

The auditor finds that the Bonner County Detention Center is now fully compliant with this standard.

**Standard 115.18 Upgrades to facilities and technologies**

[ ]  Exceeds Standard (substantially exceeds requirement of standard)

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

[ ]  Does Not Meet Standard (requires corrective action)

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

115.18(a) The Bonner County Sheriff’s Office and Bonner County Detention Center haven’t had any acquisitions of new facilities or substantial expansions or modifications of the current Jail since August 20, 2016.

115.18(b) The Bonner County Detention Center has both internal and external video camera monitoring. Cameras are positioned on all external entrances and exits from the building. Cameras internally are located in hallways, dayrooms, support services areas, and internal entrances into the building. Cameras are not placed in the shower or toilet areas but they do view the sleeping areas in the dorms. Ten new cameras have been added during the audit cycle including some on the outside of the building. Total number of cameras inside and outside the facility is 77.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Bonner County Detention Center’s schematic of camera placement throughout the facility

 Interview with Lt. Jeff Stevens, Jail Administrator

 Interview with Bonner County Undersheriff, Ror Lakewold

**Standard 115.21 Evidence protocol and forensic medical examinations**

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

115.21(a - b) The Bonner County Sheriff’s Office and Detention Center follow the Bonner County Sheriff’s Office uniform evidence collection protocol that contains details for obtaining physical evidence for administrative and criminal investigations of sexual abuse. This protocol is used by the Bonner County Detective Division when conducting criminal investigations inside and outside the Detention Center. The protocol is developmentally appropriate for youth but no youthful inmates are held in the facility. The Bonner County Detention Center also provided the uniform evidence collection protocol used by Bonner General Health for all sexual assault exams. It is also developmentally appropriate for youth and any inmate who is sexually assaulted and needs a forensic exam will be taken to Bonner General Health to receive the exam.

115.21(c) Bonner County Detention Policy 18.2 states that all victims of sexual abuse are offered access to forensic medical examinations where evidentiary or medically appropriate. Lt. Stevens explained that these exams will normally be done at Bonner General Health in Sandpoint, Idaho. The policy states there is no financial cost to the victim. When possible, examinations are performed by Sexual Assault Forensic Examiners (SAFEs) or Sexual Assault Nurse Examiners (SANEs). When SANEs or SAFEs are not available, a qualified medical practitioner performs a forensic medical examination. Attempts to get a SAFE or SANE are documented. This information is based on the policy as there were no forensic medical examinations performed during the last twelve months.

115.21(d) The Bonner County Detention Center has an MOU with Bonner County’s Victim’s Advocate, Peggy Frye of VAST, located in Sandpoint, Idaho to provide rape crisis services to victims of sexual assault. VAST has a 24/7 hour crisis line that inmates can call free of charge and the calls are not recorded. The call is received by an answering machine that goes directly to her email. This information is given to inmates and interviews with the majority of inmates confirmed they know that counseling and therapy is available and is free of charge. The auditor contacted Peggy Frye from VAST and verified that she is the Victim’s Advocate for Bonner County and is willing to provide services to the Detention Center when needed.

115.21(e) The Bonner County Detention Policy 18.2 ensures that a victim’s advocate, upon request from the inmate, accompanies and supports the victim through the forensic medical examination process and investigatory interviews and provides emotional support, crisis intervention, information and referrals as warranted. There have been no forensic medical examinations done during the last twelve months and a victim’s advocate has not been requested or used by inmates.

115.21(f) The Bonner County Detention Center only has an outside agency conduct the investigation if the allegation involves staff. The majority of investigations that allegedly involve inmate sexual abuse by staff are referred outside the agency, by Sheiff Daryl Wheeler or Undersheriff Ror Lakewold, to another local law enforcement agency. All Bonner County Detectives who are involved in the investigations have had the specialized training for investigators in a confinement setting through the NIC video, "Investigating Sexual Abuse in Confinement Settings” and all have had training on sexual assault investigations. All IPREA complaints are investigated for possible criminal activity and the Bonner County Sheriff’s Office maintains a close working relationship with the County Prosecutor.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 18.2

 Bonner General Health Policy for uniform evidence collection

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Interviews with Lt. Jeff Stevens, Jail Administrator and Sgt. Anna Marie Moe, IPREA Coordinator

 Interview with Undersheriff Ror Lakewold

 Interview with Bonner County Sheriff’s Office criminal investigator

 Interview with Peggy Frye, VAST

 MOU with Bonner County Victim’s Advocate, VAST

 Flyers that list contact information for VAST

 Bonner County Sheriff’s Office Uniform Evidence Collection Protocol

 Training certificates for all IPREA investigators within the agency

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

115.22(a) The Bonner County Detention Center assigns a Shift Sergeant, IPREA Coordinator, or Lt. Stevens to conduct preliminary investigations into complaints of sexual abuse or sexual harassment. If the investigation appears to have criminal elements, the investigation will be referred to the Professional Standards Lieutenant to decide if it should be investigated by the Bonner County Detective Division. The majority of investigations that allegedly involve staff are referred outside the agency to a local law enforcement agency. All Bonner County detectives involved in the investigations have had the specialized training for investigators in a confinement setting and all detectives have had training in sexual assault investigations. All IPREA complaints are investigated for possible criminal activity and the Bonner County Sheriff’s Office maintains a close working relationship with the County Prosecutor. Documentation showed that one allegation of sexual harassment was done as an admistrative investigation of staff-on-inmate abuse and was determined to be unfounded. The auditor interviewed the inmate who made the complaint and read the investigative report with the determination of unfounded. All appeared to be in order.

115.22(b) The policy regarding the referral of allegations of sexual abuse or sexual harassment for criminal investigation is on the website, bonnercounty.us/prea.

115.22(c) Bonner County Detention Policy 18.2 requires administrative investigations done by a staff member of the Detention Center or the Bonner County Sheriff’s Office who is trained to do the investigations. The allegation is assigned to an investigator by the Jail Administrator.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 18.2

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Bonner County Sheriff’s Website: bonnercounty.us/prea

 Interview with Lt. Jeff Stevens, Jail Administrator

 Interview with Sgt. Anna Marie Moe, IPREA Coordinator

 Interview with Undersheriff Ror Lakewold

 Interviews with Bonner County Sheriff’s administrative and criminal investigators

 PREA Investigator training certificates for Bonner County Investigators

 Logs of sexual abuse and sexual harassment allegations and subsequent investigations

**Standard 115.31 Employee training**

[x]  Exceeds Standard (substantially exceeds requirement of standard)

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

[ ]  Does Not Meet Standard (requires corrective action)

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

115.31(a - b) The Bonner County Detention Policy 18.3 requires that employees receive one hour of IPREA refresher training a minimum of every two years that goes over all of the IPREA requirements. In years in which an employee does not receive refresher training, the agency shall provide refresher information on current sexual abuse and sexual harassment policies. Documentation provided included a lesson plan from the Idaho P.O.S.T. Academy on each of the ten topics that was very comprehensive and covered all of the topics. Interviews with random staff revealed that the staff have extensive training on IPREA and are very knowledgeable on the topics.

115.31(c) The training is tailored to the gender of the inmates at the Bonner County Detention Center which houses both female and male inmates. There is only one facility so all employees are trained to work with both genders and there are no reassignments to care for one gender or the other.

115.31(d) IPREA refresher training that reviews all of the requirements of IPREA is provided to employees every year instead of every other year. Staff also receive various trainings on IPREA throughout the year. Because the facility provides full and ongoing IPREA training yearly instead of every other year, the auditor finds that the facility exceeds this part of the standard.

115.31(e) Documentation confirmed through employee signatures that 100% have received this yearly training and that the employees understand the training they received. Interviews of random staff also reflected that all have extensive yearly training.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 18.3

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 PREA Training Curriculum from the Idaho P.O.S.T. Academy

 Staff rosters and description of training received

 Staff signatures of receiving the training

 Interview with Lt. Jeff Stevens, Jail Administrator

 Interviews with random staff

**Standard 115.32 Volunteer and contractor 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 discussion, including the evidence relied upon in making the compliance or non-compliance determination, the auditor’s analysis and reasoning, and the auditor’s conclusions. This discussion must also include corrective action recommendations where the facility does not meet standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

115.32(a) The Bonner County Detention Policy 18.3 requires all volunteers and contractors who may have contact with inmates be trained on IPREA requirements. The training curriculm is the same Idaho P.O.S.T. curriculum used for the staff. Fifty four volunteers and individual contractors who have contact with inmates have been trained in IPREA requirements during the last twelve months. This totals 100 % that have been trained.

115.32(b) The training curriculum was very detailed and showed that contractors and volunteers have extensive training on the zero tolerance policy, duty to report, warning signs, proper communication with all inmates, first responder duties, and several other aspects of the prevention, detection, and response policies and procedures. All volunteers and contractors receive the comprehensive training regardless of the level of services or contact with inmates.

115.32(c) All volunteers and contractors are required to sign they have had the training and the documentation is kept on file at the Bonner County Sheriff’s Office.

One volunteer and one contract employee were interviewed at the Detention Center, (Chaplain and Food Services) and compliance was found with this standard.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 18.3

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 IPREA training curriculum for volunteer and contractors

 IPREA Acknowledgement Form for volunteers and contractors

 Interview with Lt. Jeff Stevens, Jail Administrator

 Interview with volunteer Chaplain

 Interview with Food Services Contract employee

**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)

[x]  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.

115.33(a) The Bonner County Detention Center reports that 3022 inmates have been admitted in the past twelve months to the facility. All inmates in the Bonner County Detention Center at intake are told to read the flyer on the wall of the booking counter and the inmate handbook. During the intake process, policy states the booking deputy will provide verbal and written information about the facility’s zero tolerance policy regarding sexual abuse and sexual harassment and how to report incidents or suspicions of sexual abuse or sexual harassment. The inmate is told to read the handbook and sign that he or she will read it but there is no follow-up to make sure it is done. Interviews with random staff and Lt. Jeff Stevens revealed that no verbal information is actually given to the inmate at booking. Therefore, the auditor finds that the Bonner County Detention Center does not meet this part of the standard.

115.33(b - c)The policy also states that comprehensive and in-depth education sessions will be conducted within 30 days of booking. The policy further states that this education will be accomplished by a staff member or the IPREA Coordinator personally meeting with the inmate for instruction. Interviews with Lt. Stevens, Sgt. Anna Marie Moe, random staff, and random inmates revealed the 30 day education sessions are not being done. Therefore, the auditor finds that the Bonner County Detention Center does not meet this part of the standard.

115.33(d - e) The Bonner County Detention Center ensures that key information is continuously available to inmates through posters, flyers, and inmate handbooks. IPREA posters are displayed in the dayrooms with a list of ways to report. IPREA flyers and handbooks are provided to each inmate on the walls of the housing unit or on the kiosk in the housing unit. The facility provides translation services for all IPREA educational materials for inmates with disabilities and limited English proficient through a language line or interpreters from the court. Large print editions of the handbook are also available upon request for inmates who are blind or visually impaired.

Interviews with random inmates revealed that the inmates are retaining the information they are provided through the handbook, posters and flyers. All of the interviews with inmates confirmed that they were told to read the flyer on the wall of the booking counter and the handbook on the kiosk in the housing unit. All stated that information is posted on the wall of the housing unit, and is in the inmate handbook. All knew they could access a hotline number on the phone and most were aware that advocates were available. All inmates knew they could contact people on the outside to report a sexual abuse or sexual harassment and that reports can be done verbally, in writing, anonomously and by third party. The majority of inmates stated they feel safe in Bonner County Detention Center and stated that deputies are quick to respond to any problems in the facility.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 18.3

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 IPREA Inmate Acknowledgement Form and random signatures

 Inmate signatures on the Medical Screening Form

 Inmate Handbook

 IPREA flyers

 IPREA Posters displayed in dayrooms

 Interview with Sgt. Jeff Stevens

 Interviews with random inmates

 Interviews with random staff

CORRECTIVE ACTION REQUIRED:

1. The Bonner County Detention Center should require the Booking Deputy to verbally explain the zero tolerance policy on sexual abuse and sexual harassment and the various ways to resport an incident.
2. The Bonner County Detention Center should put into practice the 30 day comprehensive training that is to be given to inmates within 30 days of their booking.

VERIFICATION OF CORRECTIVE ACTION TAKEN SINCE THE AUDIT:

The auditor received an email on November 14, 2017 from Lt. Jeff Stevens and was provided supplemental documentation and explanation to evidence and demonstrate corrective actions taken by Bonner County regarding this standard. Bonner County Detention Center has added to the policy that “during the intake process, the booking deputy will provide verbal and written information about the department’s Zero Tolerance policy regarding sexual abuse and sexual harassment and how to report incidents or suspicions of sexual abuse or sexual harassment”.

Inmates are now being given a comprehensive and in-depth education instruction session within 30 days of intake by the Classifications staff or the IPREA Coordinator personally meeting with the inmate for instruction. These sessions are being documented.

 Additional Documentation Reviewed:

1. Bonner County Detention Center’s Policy 115.33

The auditor finds that the Bonner County Detention Center is now fully compliant with this standard.

**Standard 115.34 Specialized training: 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 discussion, including the evidence relied upon in making the compliance or non-compliance determination, the auditor’s analysis and reasoning, and the auditor’s conclusions. This discussion must also include corrective action recommendations where the facility does not meet standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

115.34(a) The Bonner County Detention Policy 18.3 requires that all of its employees who investigate sexual abuse and sexual harassment allegations in the facility receive the specialized training for conducting such investigations in confinement settings. The investigators are required to take the on line PREA Investigators course, “Investigating Sexual Abuse in a Confinement Setting” available through the PREA Resource Center and the National Institute of Corrections or the classroom course when it is available.

Three criminal investigators in the Bonner County Sheriff’s Office have taken this course and conduct all criminal investigations into allegations of sexual abuse in the detention center. Administrative investigations for sexual abuse and sexual harassment complaints are done by detention staff and are immediately turned over the the Professional Standards Lieutenant if there are any criminal elements in the preliminary administrative investigation.

115.34(b) Specialized training includes techniques for interviewing sexual abuse victims, proper use of Miranda and Garrity warnings, sexual abuse evidence collection in confinement settings, and the criteria and evidence required to substantiate a case for administrative action or prosecution referral. Detectives from the Bonner County Sheriff’s Detective Division have also had additional training in sexual abuse investigations for their job requirements and are very familiar with the proper use of Miranda and Garrity warning as they use them frequently in their job duties.

115.34(c) The auditor reviewed the Certificates of Completion for the investigators who took the investigator’s specialized training.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 18.3

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Objectives for the online course, “Investigating Sexual Abuse in a Confinement Setting”

 Training documentation for investigators completing the specialized training

 Interviews with facility administrative and criminal investigators

 Interview with Lt. Jeff Stevens, Jail Administrator

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

115.35(a) The Bonner County Sheriff’s Office contracts with Troy W. Geyman, M.D. to provide on-site medical care at the facility. Nurses are on duty at different hours seven days a week and the medical provider comes to the facility once a week. Inmates who need mental health care see the doctor first and are referred outside the facility to a mental health provider, when needed. Interviews with medical staff confirmed that they are provided in-depth training on their responsibilities under IPREA through the jail. Specialized training includes the four elements required by this IPREA standard. The number of medical practitioners who work regularly at the facility and have had the training is three.

115.35(b) The medical contractor and nurses do not conduct forensic exams at the Bonner County Detention Center. Victims of sexual abuse are transported to Bonner General Health in Sandpoint, Idaho for the exam, when medically appropriate.

115.35(c - d) The agency maintains documentation that all medical practitioners who work at the facility have received specialized training provided by the facility and listed in (a) of this standard. Medical and mental health care practitioners also receive the training mandated for other employees of the facility.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 BonnerCounty Detention Center Policy 18.3

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 IPREA Acknowledgement Form for Volunteers and Contractors

 Interview with Bonner County Detention Nurse

 Interview with Lt. Jeff Stevens, Jail Administrator

**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)

[x]  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.

115.41(a - b) Bonner County Detention Policy 18.4 requires that all inmates will be assessed during their intake screening for their risk of being sexually abused by other inmates or being sexually abusive toward other inmates. During the audit tour, Lt. Jeff Stevens explained that the assessment is normally done at booking but will wait if the inmate is severely intoxicated or uncooperative. But, under no circumstances, would it go over 72 hours to complete the risk assessment. The Bonner County Detention Center reported that 935 inmates have entered the facility within the past twelve months with a length of stay over 72 hours. All 935 inmates were screened for risk of sexual victimization or risk of sexually abusing other inmates within 72 hours of their entry into the facility

115.41(c - d) The risk assessments are completed on an objective screening instrument that covers all ten topical areas of information as detailed in this standard. The auditor reviewed six random files of inmates and verified that the screening instrument is being used.

115.41(e) The screening instrument also considers prior acts of sexual abuse, prior convictions for violent offenses, and history of prior institutional violence or sexual abuse as known to the agency.

115.41(g) If the risk screening indicates that an inmate has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, staff will ensure that the inmate is offered a follow-up meeting with a medical or mental health practitioner within 14 days of intake. An interview with a staff member who does the intake screening revealed that, the majority of time, the inmate is referred to medical as soon as medical comes on durty. Bonner County Detention Center Policy 18.4 also requires that an inmate’s risk level be reassessed within 30 days of intake by a Classification Deputy or when warranted due to a referral, request, incident of sexual abuse, or receipt of additional information that directly affects the inmate’s risk of victimization or abusiveness.

115.41(h) The policy prohibits the Bonner County Detention Center from disciplining inmates for refusing to answer any questions referring to sexual abuse or for not disclosing any information on the screening questions listed in this standard.

115.41(i) Policy 18.4 states that information in the risk screening form contains sensitive information and staff are prohibited from using the information to the detriment of the inmate. The policy further states that staff will face disciplinary action if this happens. All detention deputies in the Bonner County Detention Center have access to the information so there are no controls on who can access the information on the screening form. Therefore, the auditor finds that the Bonner County Sheriff’s Office does not meet this part of the standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 18.4

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Objective Risk Screening Instrument

 Interviews with random staff

 Interview with Lt. Jeff Stevens, Jail Administrator

 Interview with Sgt. Anna Marie Moe, IPREA Coordinator

 Random Inmate Files

CORRECTIVE ACTION REQUIRED:

1. The Bonner County Sheriff’s Office should put controls on the risk screening instrument in the jail management system so only authorized persons can access the information.
2. The Bonner County Detention Center should add to policy who is authorized to access the inmate’s risk screening form after it is completed.

VERIFICATION OF CORRECTIVE ACTION TAKEN SINCE THE AUDIT:

The auditor received an email on November 14, 2017 from Lt. Jeff Stevens and was provided supplemental documentation and explanation to evidence and demonstrate corrective actions taken by Bonner County regarding this standard. Bonner County Detention Center is keeping the assessment information secured where only authorized people can access them. It has been added to policy that, “Access to this information will only be accessible to the Jail Commander, the IPREA Coordinator, the “Sergeant’s Group” and the “Classification Group”.

 Additional Documentation Reviewed:

1. Bonner County Detention Center’s Policy 115.41

The auditor finds that the Bonner County Detention Center is now fully compliant with this standard.

**Standard 115.42 Use of screening information**

[x]  Exceeds Standard (substantially exceeds requirement of standard)

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

[ ]  Does Not Meet Standard (requires corrective action)

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

115.42(a) The Bonner County Detention Center requires that all information gathered during the intake and assessment process be used to ensure appropriate classification and placement of inmates into housing, work programs, and regular programs as well as any necessary security or protective precautions required to ensure the inmate’s safety.

115.42(b) Classification deputies conduct all of the assessments and reassessments of inmates in the facility to make individualized determinations of how to ensure the safety of each inmate.

115.42(c) The Bonner County Detention Policy 18.4 requires that Classification Officers carefully consider, on a case-by-case basis, whether placement of a transgender or intersex inmate in a particular housing and bed assignment will ensure the inmate’s health and safety and whether or not that placement would present management or security issues.

115.42(d) Policy 18.4 requires that at least every 30 days, beginning with the intake date, a reassessment will be completed on all transgender and intersex inmates to review any threats of safety experienced by the inmate. Because of the reassessment being done every thirty days, the auditor finds Bonner County Detention Center exceeds this standard.

115.42(e) Transgender and intersex inmates are asked about their own view in respect to their safety while incarcerated in the facility and those considerations are given serious consideration when making housing, bed, and programming assignments. The Bonner County Detention Center reported one transgender inmate was housed several months prior to the audit for a few days. Documentation showed a Detention Deputy talked to the inmate about preference of housing and the inmate felt safe and secure housed in a single cell outside of general population.

115.42(f) Policy 15.4 states that transgender and intersex inmates will be allowed to shower separately from other inmates.

115.42(g) The Bonner County Detention Center Policy 18.4 prohibits placing lesbian, gay, bisexual, transgender or intersex inmates in a particular housing or bed assignment or other assignment based solely on such identifier or status unless the placement is ordered by a consent decree, legal settlement, or legal judgment of which the intent is the protection of inmates. The Bonner County Detention Center is under no such legal restriction.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 18.4

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Objective Screening Instrument

 Logs of transgender inmate showing housing decisions

 Interviews with random staff

 Interview with Lt. Jeff Stevens, Jail Administrator

 Interview with Sgt. Anna Marie Moe, IPREA Coordinator

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

115.43(a and d) The Bonner County Detention Policy 18.4 prohibits staff from placing inmates at high risk for sexual victimization in involuntary segregated housing unless the determination has been made that this housing assignment best protects the safety of the inmate and a review of other alternatives failed to provide adequate safety from likely abusers. The inmate may be placed in involuntary segregation for a time period, not to exceed 24 hours, in order to complete the assessment and find appropriate housing. Interviews with random staff and inmates revealed no incidents of involuntary housing being used for this purpose.

115.43(b) The policy requires any inmates placed in involuntary segregated housing have access to programs, privileges, education and work opportunities to the extent possible. If opportunities are restricted, staff will document which opportunities have been limited, the duration of the limitation, and the reasons for the limitations.

115.43(c) If no alternative housing can be found immediately, the inmate may normally be held in involuntary segregated housing for no more than 30 days.

115.43(d) The involuntary restricted housing of an inmate will be documented and will detail staff’s basic concern for the inmate’s safety, the reason why no alternative means of separation can be achieved, and the reason why the 30 days may need to be extended,if it does,.

115.43(e) If an involuntary segregated housing assignment is made, a status review of the inmate by a Classification Deputy will be completed every 30 days to determine if there is a continuing need to separate the inmate from the general population. All 30 day status reviews are documented.

At the time of the audit, there were no inmates assigned to involuntary segregated housing to separate them from likely abusers.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 18.4

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Objective Risk Assessment Instrument

 Reassessment Form

 Documentation of IPREA Restricted Housing Assignments over the last twelve months

 Idaho Jail Standards

 Interviews with random staff and inmates

 Interview with Lt. Jeff Stevens, Jail Administrator

 Interview with Sgt. Anna Marie Moe, IPREA Coordinator

**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)

[x]  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.

115.51(a) The Bonner County Detention Center Policy 18.5 clearly outlines multiple ways to privately report a sexual assault, sexual harassment, or retaliation from other inmates or staff for reporting sexual abuse or sexual harassment, and any staff neglect that may have contributed to sexual abuse or sexual harassment. Six ways to report within the facility are explained to the inmates and there are five ways to report a sexual abuse or sexual harassment outside the agency listed in the policy. The reporting methods within the facility include verbally telling a staff member, telling a volunteer, submitting a kite, submitting a grievance, writing a personal letter to staff, or writing a personal letter to administration, The information is in the inmate handbook which is on the kiosk in the housing unit and is written on posters in the dayroom of their housing unit.

115.51(b) The Bonner County Detention Center has provided several methods for inmates to report outside the facility. Inmates can report on a hotline on the inmate phones that goes to the phone company who contacts the agency when they get a report . The facility also notifies inmates they can contact a family member, friend, attorney or anyone else outside the agency that they feel comfortable calling. The Bonner County Detention Policy 18.5 lists five ways inmates can contact private or outside agencies to report a sexual abuse or sexual harassment. Included are hotlines for crime reporting, VAST, and local and state police Inmates are rarely detained solely on civil immigration holds, but the agency has in policy that these inmates are provided information on how to contact relevant consular officials and relevant officials of the Department of Homeland Security. Inmates have access to phones in their dayrooms and policy allows for free phone calls to contact the reporting hotline and the advocacy agency.

115.51(c) The Bonner County Detention Policy 18.5 requires all staff to accept reports made verbally, in writing, anonymously, and from third parties. All allegations are documented promptly upon receipt and reported to a supervisor.

115.51(d) The Bonner County Detention Policy does not detail who staff can privately report an allegation of sexual abuse or sexual harassment to. Interviews with random staff confirmed that there is nothing in policy or training to indicate who they can privately report to. Therefore, the auditor finds that the Bonner County Detention Center does not meet this standard.

Interviews with staff and inmates clearly demonstrate they are very knowledgeable about IPREA and the variety of methods to report sexual abuse and sexual harassment.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 18.5

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 IPREA Inmate Acknowledgement Form and random signatures

 Inmate Handbook

 IPREA flyers

 IPREA Posters displayed in dayrooms

 Interviews with random inmates and facility intake staff

 Interview with Lt. Jeff Stevens, Jail Administrator

 Interview with Sgt. Anna Marie Moe, IPREA Coordinator

CORRECTIVE ACTION REQUIRED:

1. The Bonner County Detention Center should add to policy a method for staff to privately report a sexual abuse or sexual harassment.
2. The Bonner County Detention Center should add information to the training curriculum that explains to staff how they can privately report a sexual abuses or sexual harassment.

VERIFICATION OF CORRECTIVE ACTION TAKEN SINCE THE AUDIT:

The auditor received an email on November 14, 2017 from Lt. Jeff Stevens and was provided supplemental documentation and explanation to evidence and demonstrate corrective actions taken by Bonner County regarding this standard. Bonner County Detention Center is keeping the assessment information secured where only authorized people can access them. It has been added to policy that, “Bonner County Staff can report, privately and without retaliation, any occurrence of Sexual Abuse or Sexual Harassment to their supervisor, the IPREA Coordinator, the Jail Commander, or to the Professional Standards Lieutenant; whichever they are most comfortable reporting an incident to”.

Lt. Stevens verified that the information will be included in the annual Mini-Academy training.

 Additional Documentation Reviewed:

1. Bonner County Detention Center’s Policy 115.51

The auditor finds the Bonner County Detention Center now fully compliant in this standard.

**Standard 115.52 Exhaustion of administrative remedies**

[ ]  Exceeds Standard (substantially exceeds requirement of standard)

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

[ ]  Does Not Meet Standard (requires corrective action)

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

The Bonner County Detention Center is exempt from this standard as it does not require an inmate to submit a grievance to report a sexual abuse or sexual harassment incident. If an inmate does submit a grievance, it is withdrawn from the grievance system and treated as a complaint rather than a grievance.

**Standard 115.53 Inmate 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 discussion, including the evidence relied upon in making the compliance or non-compliance determination, the auditor’s analysis and reasoning, and the auditor’s conclusions. This discussion must also include corrective action recommendations where the facility does not meet standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

115.53(a and c) The Bonner County Detention Center has an MOU with the Peggy Frye of V.A.S.T. to provide advocacy and in-person support services to a victim of sexual abuse through the forensic medical examination process as well as the investigatory interview process. Information on how to contact V.A.S.T is on a flyer hanging on the wall of the housing units. Interviews with random inmates revealed that inmates were aware there were advocacy services available and knew that the agency to contact was V.A.S.T. They also knew the phone number is a free and unmonitored call.

The Bonner County Detention Policy 18.5 enables communication between the advocate and the victim in as confidential manner as is possible.

115.53(b) Prior to giving the inmate access to the advocate, the Bonner County Detention Center Policy 18.5 states that the agency explains to the inmate the extent that the communication will be monitored. The advocate is offered free of charge to the inmate. The facility will also explain to the inmate that information may be relayed from the victim advocate in order to initiate and conduct an investigation into the sexual abuse allegation in accordance with mandatory reporting laws.

There have been no forensic medical examinations done during the past twelve months and a victim’s advocate has not been requested or used by inmates so there was no documentation for the auditor to review.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 18.5

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 MOU between Peggy Frye, V.A.S.T and the Bonner County Sheriff’s Office and Detention Center

 IPREA informational pamphlet

 V.A.S.T. Posted Information

 Interviews with random inmates

 Interview with Lt. Jeff Stevens, Jail Administrator

 Interview with Sgt. Anna Marie Moe, IPREA Coordinator

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

115.54(a) The Bonner County Detention Center allows third parties to report a sexual abuse or sexual harassment incident on behalf of an inmate. The agency provides information on its website, bonnercounty.us/prea on how to report a sexual abuse or sexual harassment of an inmate.

 Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Bonner County Sheriff’s Website: bonnercounty.us/prea

**Standard 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)

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

115.61(a) The Bonner County Detention Policy 18.6 requires staff to immediately report any suspected or alleged sexual abuse or sexual harassment that occurred in a facility whether or not it is part of the agency. The policy also states that staff are required to report to the Shift Supervisor any retaliation against inmates or staff who report an incident and any staff neglect or violation of responsibilities that may have contributed to an incident or retaliation. Interviews with random staff confirmed that this information is taught to staff in the yearly IPREA training.

115.61(b) Policy 18.6 prohibits staff from revealing any information related to a sexual abuse or sexual harassment report to anyone other than designated supervisors or officials and, to the extent necessary, to make treatment, investigation, and other security and management decisions. Interviews with random staff confirmed that this information is included in the yearly IPREA training.

115.61(c) Interviews with Medical Health Practitioners within the facility confirmed they are required to report sexual abuse that is disclosed to them by inmates and, at the initiation of services, must inform the inmate of their duty to report the incident and the limitations of confidentiality. Interviews with Medical Health Practitioners revealed they knew the practice and also received the information in their IPREA training.

115.61(d) If the alleged victim is under the age of 18, the Bonner County Sheriff’s Office reports the allegation of sexual abuse to the Idaho Department of Health and Social Services. If the alleged victim is a “vulnerable adult”, the report will be made to Idaho Adult Protection Services. Interviews with random staff confirmed they were aware of this reporting requirement.

115.61(e) The Bonner County Detention Policy 18.6 states that all reports of allegations of sexual abuse and sexual harassment, including third-party and anonymous reports are referred to the facility’s designated investigators. The reports are sent to the Professional Standards Lieutenant who forwards them on to the assigned investigators.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 18.6

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 IPREA training curriculum

 Interviews with random staff, medical practitioners, and mental health practitioners

 Interview with Lt. Jeff Stevens, Jail Administrator

**Standard 115.62 Agency protection 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)

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

115.62(a) The Bonner County Detention Center reports that there have been no situations in the past twelve months where the facility determined an inmate was subject to a substantial risk of imminent sexual abuse. Inmates at substantial risk of imminent sexual abuse are either immediately removed from the housing unit and reassigned to other appropriate housing that ensures the inmate’s safety or the perpetrator is immediately reassigned to another housing unit, depending on the circumstances of the situation.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 18.6

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Interviews with random staff

 Interview with Undersheriff Ror Lakewold

 Interview with Lt. Jeff Stevens, Jail Administrator

**Standard 115.63 Reporting to other confinement facilities**

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

115.63(a) The Bonner County Detention Policy 18.6 requires administration to report any sexual abuse allegation received regarding an inmate abused at another facility to the agency head, or appropriate officer, where the sexual abuse is alleged to have occurred. The Bonner County Detention Center reports that no reports of this type was received during the twelve months preceding the audit

115.63(b) Policy requires this notice to occur as soon as possible but, in no case, will the report be made later than 72 hours after the allegation has been received.

115.63(c) The notification from the Bonner County Detention Center to the other agency is documented on the jail management program as an incident report.

115.53(d) Bonner County Detention Center policy and practice require that allegations received from another facility of an inmate being sexually abused or sexually harassed in the Bonner County Detention Center are investigated in accordance with the IPREA standards.

 Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 18.6

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Interview with Undersheriff Ror Lakewold

 Interview with Lt. Jeff Stevens, Jail Administrator

**Standard 115.64 Staff first responder 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)

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

115.64(a) The Bonner County Detention Policy 15.6 outlines in policy and a detailed first responder checklist, the responsibilities of all staff members receiving an allegation of sexual abuse. The checklist and policy details in depth the following guidelines for the first responder and includes:

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

The Bonner County Detention Center reported that in the past twelve months, there was 1 allegation that an inmate was sexually abused or sexually harassed while in the facility. The auditor interviewed the inmate who filed a complaint of sexual harassment by a staff member and reviewed the investigation report. The complaint was determined to be unfounded by the investigator and the auditor found the paperwork and investigation to be in order.

115.64(b) The Bonner County Detention Center Policy 18.6 states that when the first staff responder is not a security staff member, he or she shall request that the alleged victim not take any actions that could destroy physical evidence and then notify security staff immediately. There were no incidents in which a non-security staff member was the first responder during the audit cycle.

Interviews with random staff and supervisors confirmed that staff are very knowledgeable in their duties as a first responder to a sexual abuse or sexual harassment incident and have received the training in their yearly IPREA training.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 18.6

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Interview with inmate alleging sexual harassment by a staff member

 Investigation report of the alleged sexual harassment by a staff member

 Interviews with random staff

 Interviews with medical and mental health practitioners

 Interview with Lt. Jeff Stevens

 Interview with Sgt. Anna Marie Moe, IPREA Coordinator

**Standard 115.65 Coordinated response**

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

115.65(a) The Bonner County Detention Center 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. The plan is detailed in Policy 18.6.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 18.6

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Written institutional plan for coordinated response

 Interviews with investigators and random staff

 Interview with Lt. Jeff Stevens, Jail Administrator

**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 Bonner County Sheriff’s Office and Bonner County Detention Center do not have any collective bargaining agreements in place and have not had any at any time. Bonner County Sheriff’s Office is non-union and, therefore, has no union collective bargaining agreements. Therefore, the auditor determined that this standard is not applicable to the Bonner County Sheriff’s Office and Bonner County Detention Center.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Interview with Undersheriff Ror Lakewold

**Standard 115.67 Agency protection against retaliation**

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

115.67(a and d) Bonner County Detention Policy 18.6 prohibits retaliation against inmates or staff members who report sexual abuse or sexual harassment and require monitoring of the inmate or staff member for retaliation. The agency reported that the Detention Staff is charged with monitoring retaliation. The Bonner County Detention Center reported that there have been no incidents of retaliation against an inmate or a staff member for reporting a sexual abuse or sexual harassment. An interview with Lt. Jeff Stevens reflected that the monitoring occurs whenever a report of sexual abuse or sexual harassment is made.

115.67(b) Bonner County Detention Center policy requires the facility to protect inmates and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other inmates or staff. Such protections shall be afforded via housing changes to separate victims from abusers, removal of alleged staff members from contact with victims, and emotional support services for inmates or staff members who fear retaliation.

115.67(c) Bonner County Detention Policy 18.6 requires that, following a report of sexual abuse, the agency shall act promptly to remedy any allegation of retaliation against any inmate or staff member who reports sexual abuse or sexual harassment.

115.67(d) Policy also requires the facility to take proper measures to protect any other individual who has cooperated with an investigation and expresses a fear of retaliation. During the past twelve months, there have been no incidents where a person has expressed fear of retaliation and needed monitoring.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 18.6

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Interview with Undersheriff Ror Lakewold

 Interview with Lt. Jeff Stevens, Jail Administrator

 Interview with Sgt. Anna Marie Moe, IPREA Coordinator

**Standard 115.68 Post-allegation 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 discussion, including the evidence relied upon in making the compliance or non-compliance determination, the auditor’s analysis and reasoning, and the auditor’s conclusions. This discussion must also include corrective action recommendations where the facility does not meet standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

115.68(a) The Bonner County Detention Policy 18.4 prohibits staff from placing inmates who allege to have suffered sexual abuse in involuntary segregated housing unless the determination has been made that this housing assignment best protects the safety of the inmate and a review of other alternatives failed to provide adequate safety from likely abusers. When inmates are placed in involuntary segregation in order to separate the victim from the abuser, the placement is only for the time needed to finish the investigation and find alternative housing. The policy details the procedures taken to maintain compliance with this standard. Interviews with random staff and inmates revealed np incidents of involuntary segregated housing being used for this purpose.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 15.4

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Interviews with random staff

 Interview with Lt. Jeff Stevens, Jail Administrator

 Interview with Sgt. Anna Marie Moe, IPREA Coordinator

**Standard 115.71 Criminal and administrative agency 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 discussion, including the evidence relied upon in making the compliance or non-compliance determination, the auditor’s analysis and reasoning, and the auditor’s conclusions. This discussion must also include corrective action recommendations where the facility does not meet standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

115.71(a) Bonner County Detention Policy 18.7 requires that investigators initiate an investigation immediately upon receiving an allegation of sexual abuse or sexual harassment. Administrative investigations are done by Detention Sergeants, the IPREA Coordinator, or the Jail Administrator. When the preliminary administrative investigation reveals the incident could be criminal, the allegation is referred to the Professional Standards Lieutenant for further action. Criminal investigations are done by the Bonner County Detective Division and, when staff are allegedly involved, the case may be turned over to a local law enforcement agency to conduct the investigation. This is done promptly, thoroughly, and objectively for all allegations, including third-party and anonymous reports.

115.71(b) There are three investigators assigned to investigate sexual abuse and sexual harassment in the Bonner County Detention Center. A review of training certificates and a training roster confirmed that all three investigators have had the specialized training for investigators. This training was the NIC online training for investigators, “Investigating Sexual Abuse in a Confinement Setting”, available through the PREA Resource Center. This training included techniques for interviewing sexual abuse victims, proper use of Miranda and Garrity warnings, sexual abuse evidence collection in confinement settings, and the criteria and evidence required to substantiate a case for administrative action or referral to the prosecutor for criminal charges. In addition, all criminal allegations are investigated by detectives who have had extensive training on sexual abuse investigations and use Miranda and Garrity warnings frequently in their regular jobs.

115.71(c) Interviews with criminal investigators confirmed that upon initiation of an investigation into a sexual abuse allegation, the 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. The Bonner County Detention Center reported there were no allegations of sexual abuse during the audit period.

115.71(d) Unless the allegation is an immediately recognizable criminal investigation, investigations will be initiated as an administrative investigation. All administrative investigations are done by Detention Sergeants, the IPREA Coordiantor, or the Jail Administrator. Criminal investigations are done by the Bonner County Detective Division. If there is any indication that the investigation appears to involve staff, Sheriff Wheeler or Undersheriff Lakewold will assign the investigation to an outside local law enforcement agency. The Bonner County Detectives are aware of when compelled interviews are an obstacle to prosecution as they use them frequently in their regular job duties.

When administrative investigations of sexual abuse and sexual harassment complaints do not have criminal elements, the completed investigation will be forwarded to the Professional Standards Lieutenant who will decide whether the allegation is substantiated, unsubstantiated, or unfounded. All complaints requiring a criminal investigation will also be forwarded to the Professional Standards Lieutenant to refer to the Bonner County Detective Division or an outside agency.

115.71(e) Bonner County Detention Policy 18.7 requires that the credibility of the alleged victim will be assessed on a case-by-case basis and shall not be determined by the person’s status as an inmate. Interviews with investigators stated that credibility is based on evidence, video evidence, and interviews of victim, suspect, and witnesses. Inmates who allege sexual abuse are not required to submit to a polygraph examination or other truth-telling device as a condition for proceeding with the investigation.

115.71(f) Policy requires that a thorough report be written at the conclusion of an administrative investigation that includes a description of what evidence was collected or reviewed, the reasons behind any credibility assessments, and any facts and findings the investigator discovered in the investigation. Investigators will also consider whether staff actions or failures to act contributed to the incident of abuse.

115.71(g and h) Bonner County Detention Policy 18.7 and interviews with criminal investigators confirm that comprehensive reports are written at the conclusion of criminal investigations and the reports fully describe any physical, testimonial, and documentary evidence gathered, considered, or relied on. When it is practical, copies of documentary evidence are attached to the report. Substantiated criminal investigations are referred for prosecution, when warranted. During the past twelve months, there have not been any substantiated criminal abuse investigations in the facility.

115.71(i) All written reports referenced in 115.71(f and g) are retained for as long as the alleged abuser is incarcerated or employed by the agency, plus five years.

115.71(j) If an alleged abuser or victim leaves the facility or the employ of the agency, the investigation will continue and will not be terminated until it is officially closed with a determination.

115.71(l) When outside agency investigators are assigned to an investigation, the Bonner County Sheriff’s Office and Bonner County Detention Center will cooperate fully with the investigators and will stay informed as to the progress of the investigation.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 18.7

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Objectives for the NIC online course, “Investigating Sexual Abuse in a Confinement Setting”

 Training documentation for investigators completing the specialized training

 Interview with Bonner County criminal investigator

 Interview with Undersheriff Ror Lakewold

 Interview with Lt. Jeff Stevens, Jail Administrator

 Interview with Sgt. Anna Marie Moe, IPREA Coordinator

**Standard 115.72 Evidentiary standard for administrative 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 discussion, including the evidence relied upon in making the compliance or non-compliance determination, the auditor’s analysis and reasoning, and the auditor’s conclusions. This discussion must also include corrective action recommendations where the facility does not meet standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

115.72(a) Bonner County Detention Policy 18.7 requires the Bonner County Sheriff’s Office to impose no standard higher than a preponderance of evidence in determining whether allegations of sexual abuse or sexual harassment in administrative investigations are substantiated. Interviews with investigators confirmed that this is the standard of determination of substantiation.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 18.7

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Interview with investigative staff

 Interview with Lt. Jeff Stevens, Jail Administrator

**Standard 115.73 Reporting to inmates**

[x]  Exceeds Standard (substantially exceeds requirement of standard)

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

[ ]  Does Not Meet Standard (requires corrective action)

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

115.73(a) Bonner County Detention Center Policy 18.7 requires upon completion of any administrative or criminal investigation of sexual abuse or sexual harassment in the facility, the facility will inform the inmate as to whether the allegation was determined to be substantiated, unsubstantiated, or unfounded.

115.73(b) When an outside agency is brought in for an investigation, the inmate will be notified of the outcome when it is known.

115.73(c) Bonner County Detention Center Policy 18.7 requires that the inmate is notified whenever:

1. The staff member is no longer posted in the inmate’s unit;
2. The staff member is no longer employed at the jail;
3. The Sheriff’s Office learns that the staff member has been indicted on a charge related to sexual abuse within the facility;
4. The Sheriff’s Office learns that the staff member has been convicted on a charge related to sexual abuse within the facility.

The auditor finds that the Bonner County Detention Center exceeds this standard as the policy is written to the higher PREA standard.

There have been no allegations or investigations of staff members allegedly being involved in sexual abuse misconduct. There was one unfounded allegation of a staff member and sexual harassment of an inmate and the inmate was notified of the determination.

115.73(d) Bonner County Detention Policy 18.7 requires that all notifications to inmates described under this standard are documented.

115.73(e) The Bonner County Detention Center’s obligation to report under this standard terminates if the inmate is released from the facility before the investigation has been completed.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 18.7

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Bonner County grievance and investigation form with notification of findings to complaining inmate

 Interview with Lt. Jeff Stevens, Jail Administrator

 Interview with Sgt. Anna Marie Moe, IPREA Coordinator

**Standard 115.76 Disciplinary sanctions for staff**

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

115.76(a - c) Bonner County Detention Policy 17.8 requires any staff member found in violation of the agency sexual abuse or sexual harassment policies is subject to progressive discipline which includes sanctions up to and including termination. Progressive discipline considers the circumstances, the staff member’s disciplinary history, and sanctions imposed for comparable offenses by other staff with similar histories when imposing sanctions. Termination is the presumptive disciplinary sanction for staff who have engaged in sexual abuse of an inmate.

115,76(d) All terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, shall be reported to any relevant licensing bodies. All terminations and resignations are reported to Idaho P.O.S.T and if the case involves possible criminal charges, an investigation is done by Idaho P.O.S.T as well.

The Bonner County Detention Center reports that in the past twelve months, there has been no staff member from the facility that has been terminated (or resigned prior to termination) for violating agency sexual abuse or sexual harassment policies. Additionally, there has been no staff member in the past twelve months that has been disciplined for violations of the agency sexual abuse or sexual harassment policies. There has been no staff member that has been reported to law enforcement, Idaho P.O.S.T., or any other licensing boards for violating agency policies.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 18.8

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Interview with Lt. Jeff Stevens, Jail Administrator

 Interview with Sgt. Anna Marie Moe, IPREA Coordinator

**Standard 115.77 Corrective action for contractors and volunteers**

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

115.77(a) The Bonner County Detention Policy 18.8 prohibits contractors and volunteers who have engaged in sexual abuse from having contact with inmates. Violations are reported to any relevant licensing boards and if the abuse was criminal, the Bonner County Sheriff’s Office will seek prosecution.

115.77(b) In any violation of agency sexual abuse or sexual harassment policies by a contractor or volunteer, the agency will take appropriate remedial measures and will consider whether the volunteer or contractor will be retained, dismissed or prohibited from contact with inmates.

The Bonner County Detention Center reported that there were no contractors or volunteers who were alleged to have violated the agency’s sexual abuse or sexual harassment policies during the past twelve months.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 18.8

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Interview with Lt. Jeff Stevens, Jail Administrator

**Standard 115.78 Disciplinary sanctions for inmates**

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

115.78(a) The Bonner County Detention Center has in place a comprehensive progressive inmate disciplinary process for rule and law violations by inmates. A formal disciplinary process will be given to inmates who have been found guilty in an administrative or criminal investigation of inmate-on-inmate sexual abuse or inmate-on-inmate sexual harassment.

115.78(b) If the inmate is found guilty in the disciplinary hearing, the sanctions imposed will consider the circumstances of the incident, the disciplinary history of the inmate, and the sanctions imposed on others for similar violations. .

The Bonner County Detention Center reported that during the past twelve months of the audit cycle, no allegations were made of inmate-on-inmate sexual abuse or inmate-on-inmate sexual harassment.

115.78(c) Bonner County Detention Policy 18.8 requires that the disciplinary process considers whether an inmate’s mental disabilities or mental illness contributed to the behavior when determining what type of sanctions, if any, should be imposed.

115.78(d) The facility does not provide therapy, counseling, or other interventions for inmate abusers.

115.78(e) The Bonner County Detention Center disciplines an inmate for sexual contact with staff only upon a finding that the staff member did not consent to such contact. The Bonner County Detention Center reported that there were no instances of this type of sexual abuse during the past twelve months.

115.78(f) Inmates of the Bonner County Detention Center will not be disciplined for filing a false report of sexual abuse when the inmate believed the incident actually happened and filed the report in good faith.

115.79(f) Agency policy prohibits all sexual activity between inmates but doesn’t deem such activity sexual abuse unless it is determined that the activity was coerced. The Bonner County Detention Center reported that, during the past twelve months, there were no reported instances of coerced sexual activity between inmates.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 18.8

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Inmate Handbook

 Interview with Lt. Jeff Stevens, Jail Administrator

 Interview with Sgt. Anna Marie Moe, IPREA Coordinator

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

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

115.81(a and c) When an inmate discloses sexual abuse either at an institutional facility or in a community setting, Bonner County Detention Policy 18.9 requires the staff member receiving the information offer counseling to the inmate to ensure a follow-up meeting is done within 14 days with a medical practioner and a mental health practitioner. The auditor interviewed an inmate who had been the victim of a sexual abuse in the community prior to arrest and the inmate verified that follow-up counseling was offered to him but he refused.

115.81(d) Information related to sexual victimization that occurred in an institutional setting is not strictly limited to medical and mental health practitioners. After booking, the information shared with staff is strictly limited to informing security and management decisions, including treatment plans, housing, work, bed, education, and program assignments. This information is limited to Classification Officers and Administration.

115.81(e) Interviews with Medical and Mental Health practitioners verified that informed consent disclosures, when needed, are provided by on-site by medical providers.

 Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 18.9

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Intake Risk Assessment Form

 Interviews with Medical Health practitioners

 Interview with Lt. Jeff Stevens, Jail Administrator

 Interview with Sgt. Anna Marie Moe, IPREA Coordinator

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

115.82(a) Interviews with Medical Practitioners confirmed that inmate victims of sexual abuse receive timely, unimpeded access to emergency medical treatment and crisis intervention services. The Bonner County Detention Center reported there were no inmate victims of sexual abuse in the last twelve months who needed emergency care so the auditor had no medical records to review.

115.82(b) If no qualified Medical Practitioners are on duty at the time a report of recent sexual abuse, the First Responder wll take preliminary steps to protect the inmate and will immediately notify the appropriate Medical Practitioners. When necessary, all victims are transported to Bonner General Health where SAFE or SANE exams are conducted. Inmates are offered a victim’s advocate to accompany them through the exam and subsequent investigation.

115.82(c) Interviews with Medical Practitioners confirmed that inmate victims of sexual abuse are offered information about, and timely access to, emergency contraception and sexually transmitted infections prophylaxis, when appropriate. The Bonner County Detention Center reported there haven’t been any instances during the past twelve months where inmates have needed this information or care.

15.82(d) In all circumstances of sexual abuse within the facility, treatment and advocates are provided to the victim inmate free of charge.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 18.9

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 MOU Between V.A.S.T and the Bonner County Sheriff’s Office and Bonner County Jail

 Interviews with Medical Practitioners

 Interview with Lt. Jeff Stevens, Jail Administrator

 Interview with Sgt Anna Marie Moe, IPREA Coordinator

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

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

115.83(a - c) Bonner County Detention Center Policy 18.9 requires health evaluations and, as appropriate, treatment to all inmates who have been sexually abused in any correctional institution. Interviews with Medical Practitioners confirmed that the care is consistent with the community level of care and they will offer referrals to the inmate for continuing care, when necessary, when the inmate leaves the facility. The Bonner County Detention Center reported that, during the past twelve months, there have been no inmates that have requested referrals for continuing care upon release from the facility.

115.83(d -e) Interviews with Medical Practitioners confirmed that female inmate victims of sexual abuse are offered pregnancy tests and information about timely access to all lawful pregnancy related medical services. The interviews also confirmed that inmates who have been sexually abused are offered tests for sexually transmitted infections, as medically appropriate. Medical practitioners will provide ongoing treatment to inmates, when needed.

115.83(f) In all circumstances of sexual abuse within the facility, treatment and advocates are provided to the victim inmate free of charge.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 18.9

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Interviews with Medical Practioners

 Interview with Lt. Jeff Stevens, Jail Administrator

 Interview with Sgt. Anna Marie Moe, IPREA Coordinat

**Standard 115.86 Sexual abuse incident reviews**

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

115.86(a) Bonner County Detention Policy 18.10 requires that a review team will review each incident of sexual abuse or sexual harassment that was investigated in the facility, unless the incident is unfounded. The policy states that the review team will consist of the Professional Standards Lieutenant, the Jail Administrator, IPREA Coordinator and any other persons relevant to the review.

115.86(b - e) The review occurs within 30 days of the incident. Recommended improvements are implemented when made. The Bonner County Detention Center reports that there have been no incident reviews done at the time of the audit.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 15.10

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Checklist form for a sexual abuse incident review

 Interview with investigative staff

 Interview with Lt. Jeff Stevens, Jail Administrator

 Interview with Sgt. Anna Marie Moe, IPREA Coordinator

**Standard 115.87 Data collection**

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

115.87(a) Bonner County Detention Policy 15.10 requires that the agency collect accurate, uniform data for every allegation of sexual abuse at the facility and use a standardized instrument and set of definitions. The data collected will include, at a minimum, the data necessary to answer all of the questions from the most recent version of the Survey of Sexual Violence

115.87(b) Policy directs the IPREA Coordinator to aggregate the data annually and prepare a report.

115.87(d) The Bonner County Detention policy and practice require the collection of the data in accordance with this standard.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Center Policy 15.10

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Interview with Lt. Jeff Stevens, Jail Administrator

 Interview with Sgt. Anna Marie Moe, IPREA Coordinator

**Standard 115.88 Data review for corrective action**

[ ]  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 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 standard has been deleted for IPREA

**Standard 115.89 Data storage, publication, and destruction**

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

115.89(a - b) Bonner County Detention Policy 15.10 requires that data collected according to this standard is securely retained and will maintain sexual abuse data for at least 10 years after the date of the initial collection.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

 Bonner County Detention Policy 15.10

 Completed Pre-Audit Questionnaire submitted by Lt. Jeff Stevens

 Interview with Undersheriff Ror Lakewold

 Interview with Lt. Jeff Stevenes, Jail Administrator

 Interview with Sgt. Anna Marie Moe, IPREA Coordinator

**AUDITOR CERTIFICATION**

I certify that:

[x]  The contents of this report are accurate to the best of my knowledge.

[x]  No conflict of interest exists with respect to my ability to conduct an audit of the agency under review, and

[x]  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.

 Cynthia Malm \_ 11/20/17

Auditor Signature Date