

PREA AUDIT: AUDITOR'S SUMMARY REPORT

ADULT PRISONS & JAILS

Interim Final Report

Auditor Information

Auditor name: Katherine Brown

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Telephone number: 727-470-4123

Date of facility visit: July 22, 2016

Date report submitted: July 24, 2016

Facility Information

Name of facility: McFarland Female Community Reentry Facility (MFCRF)

Physical address: 120 Taylor Avenue, McFarland, CA 93250

Telephone number:

McFarland Female Community Reentry Facility is:	<input type="checkbox"/> Military	<input type="checkbox"/> County	<input type="checkbox"/> Federal
	<input checked="" type="checkbox"/> Private for profit	<input type="checkbox"/> Municipal	<input type="checkbox"/> State
	<input type="checkbox"/> Private not for profit		

Facility Type:	<input type="checkbox"/> Jail	<input checked="" type="checkbox"/> Prison
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Name of facility's Chief Executive Officer: Minga Wofford	Title:	Warden
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Number of staff assigned to McFarland Female Community Reentry Facility in the last 12 months: 174

Designed facility capacity: 300

Current population of facility: 215

Facility security levels/inmate custody levels: Level 1 – Level IV

Age range of the population: 18-71

Name of PREA Compliance Manager: Claire Calvo	Title:	Asst. Warden
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Email address: ccalvo@geogroup.com	Telephone #	661-792-1078
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Agency Information

Name of agency: The GEO Group Inc.

Governing Authority: California Department of Corrections and Rehabilitation (CDCR)

Physical address: One Park Place, Suite 700, 621 Northwest 53rd Street, Boca Raton Florida 33487

Mailing address: N/A

Telephone number: 561-893-0101

Agency Chief Executive Officer

Name: George C. Zoley	Title:	CEO & Founder
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Email address: gzoley@geogroup.com	Telephone number:	561-893-0101
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Agency-Wide PREA Coordinator

Name: Phebia L. Moreland	Title:	Director, Contract Compliance, PREA Coordinator
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Email address: pmoreland@geogroup.com	Telephone #	561-999-5827
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AUDIT FINDINGS

NARRATIVE:

The audit of McFarland FCRF was conducted on July 22, 2016 by Katherine Brown, Certified PREA auditor. Prior to the onsite I received all the policies and documentation on June 24, 2016 to review and completed the initial review without having to request any additional documentation.

The areas toured were a total of 4 dorms each housing 75 inmates, plus the kitchen, laundry, programs area, and work areas.

An entrance meeting was held with facility staff. The following people were in attendance: Minga Wofford, Warden; Claire Calvo, Assistant Warden/PREA Compliance Manager; Gina Medina, Sergeant; Rosa Hadley, Lieutenant (Acting Chief of Security) and Director of Contract Compliance PREA Coordinator Phebia Moreland.

Following the entrance meeting I toured McFarland FCRF from 7:15 – 7:45 am. On the tour with me was, Minga Wofford, Warden; Claire Calvo, Assistant Warden/PREA Compliance; Manager; Gina Medina, Sergeant; Rosa Hadley, Lieutenant (Acting Chief of Security) and Director of Contract Compliance PREA Coordinator Phebia Moreland.

During the tour all facility notices were posted in all inmate living areas; program areas and public areas announcing the audit.

I asked for an alpha listing of all inmates housed at McFarland Female Community Reentry Facility and randomly selected three inmates from each housing unit (12) as well as any inmates who were limited English speaking or had hearing/vision impairment to be interviewed. There were no hearing/vision impairment inmates there, I did interview two limited English speaking inmates. I also asked for any inmate who was transgender/intersex, there were no transgender/intersex inmates, however I did interview 2 lesbian inmates and 1 bi-sexual inmate. I asked for a shift roster and randomly selected 13 staff to interview. I conducted 15 specialized interviews.

There were two sexual assault/harassment allegation cases, all relatively recent (within the past year) 1 substantiated and 1 unsubstantiated.

DESCRIPTION OF FACILITY CHARACTERISTICS:

The McFarland FCRF is located at 120 Taylor Avenue, McFarland, CA 93250 which is approximately 126 miles north of Los Angeles. This 36,704 sq. ft., one-story masonry building was financed, designed and built by GEO on five acres of land. It has a well-equipped health care unit and rooms for classroom instruction, counseling, and visitation. Educational areas include a computer laboratory and a library. Indoor and outdoor recreational areas are available. A fully equipped kitchen provides meal service for all inmates and staff. McFarland Female Community Reentry Facility design incorporates modern correctional techniques such as radial design and direct supervision.

SUMMARY OF AUDIT FINDINGS:

Number of standards exceeded: 4

Number of standards met: 37

Number of standards not met:

Number of standards not applicable: 2

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

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

Does Not Meet Standard (requires corrective action)

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

Based on review of 5.1.2.A III.A.1 & B 1 & 2; FCRF 6.H. 05 V. F; GEO Organizational Chart and FCRF Organizational Chart and interviews with PREA Coordinator and PREA compliance manager I find they meet this standard.

The McFarland FCRF has a written policy mandating zero tolerance toward all forms of sexual abuse and sexual harassment and outlines The GEO Groups' approach to preventing, detecting, and responding to such conduct. McFarland Female Community Reentry Facility complies with this standard by utilizing FCRF 6.H.05. This policy mandates zero tolerance toward all forms of sexual misconduct and is used to prevent, detect, and respond to any form of sexual abuse and sexual harassment.

The GEO Group employs an upper-level, agency-wide PREA coordinator with sufficient time and authority to develop, implement, and oversee agency efforts to comply with the PREA standards.

The GEO Group operates more than one facility; each facility has designated a PREA compliance manager with sufficient time and authority to coordinate the facility's efforts to comply with the PREA standards. McFarland Female Community Reentry Facility complies with this standard by assigning the Assistant Warden as the PREA Compliance Manger for the facility by the Warden.

§115.12	Contracting with other agencies for confinement of inmates
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of The GEO Group policy 5.1.2.A and the contract between The GEO Group and California Department of Corrections and interview with agency's contract compliance manager I find they meet this standard.

All contracts include the entity's obligation to adopt and comply with the PREA standards.

Any new contract or contract renewal provides for agency contract monitoring to ensure that the contractor is complying with the PREA standards.

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

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

Does Not Meet Standard (requires corrective action)

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

Based on policy review of 5.1.2. A. III. C. 1; FCRF 6. H. 05 IV. H; Staffing Plan; Daily Log; Annual Facility Assessment; Shift Rosters; Unannounced rounds log and interview with Warden, PREA Compliance Manager and PREA Coordinator.

McFarland Female Community Reentry Facility has developed, documented, and made its best efforts to comply on a regular basis with a staffing plan that provides for adequate levels of staffing and uses video monitoring, to protect inmates against sexual abuse.

In circumstances where the staffing plan was not complied with, McFarland Female Community Reentry Facility documented and justified all deviations from the plan. McFarland Female Community Reentry Facility has had no deviations from their staffing plan during the past 12 months.

The GEO Group completes an annual review, in consultation with the PREA coordinator required by § 115.11, to assess, determine, and document whether adjustments are needed.

§115.14	Youthful inmates
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

Not applicable standard

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

McFarland Female Community Reentry Facility does not house juveniles.

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of policy 5.1.2. A. III. I. 1-8; FCRF 6. H. 05 IV. P; Training Schedule; Staff Training Curriculum; Unannounced rounds; Daily Strip Search Log; Training Sign in Log and interviews with random staff and inmate I find they meet this standard.

McFarland Female Community Reentry Facility does not conduct cross-gender strip searches or cross-gender visual body cavity searches (meaning a search of the anal or genital opening) except in exigent circumstance. In the event a cross gender search is done McFarland Female Community Reentry Facility documents all cross-gender strip searches and cross-gender visual body cavity searches. There have been no instances of cross gender strip searches. During random staff and inmate interviews it was confirmed staff do not perform cross gender strip searches.

McFarland Female Community Reentry Facility has policies and procedures that enable inmates to shower, perform bodily functions, and change clothing without nonmedical staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks. Such policies and procedures require staff of the opposite gender to announce their presence when entering an inmate housing unit. During the random inmate interviews it was confirmed that inmates have privacy to perform bodily functions and cross gender staff announcements are made. Male officers do not work the female dorms on a regular basis they are used only for breaks.

McFarland Female Community Reentry Facility does not search or physically examine a transgender or intersex inmate for the sole purpose of determining the inmate's genital status. If the inmate's genital status is unknown, it is determined during conversations with the inmate, by reviewing medical records, or, if necessary, by learning that information as part of a broader medical examination conducted in private by a medical practitioner. There were no transgender inmates at the prison at the time of the audit but based on staff interviews transgender/intersex inmates would not be searched for sole purpose of determining the inmate's genital status.

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

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of policy 5.1.2. A. III. E. 1 (a-c); FCRF 6.H.05 IV. L; Staff Interpreters List; Language Services Agreement; Sexual Assault Prevention & Intervention; PREA Information at Orientation; Inmate Handbook; Video Script and random inmate and staff interviews and interview with limited English speaking inmates I find they meet this standard.

McFarland Female Community Reentry Facility takes appropriate steps to ensure inmates with disabilities (including, for example, inmates who are deaf or hard of hearing, those who are blind or have low vision, or those who have intellectual, psychiatric, or speech disabilities), have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including steps to provide interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary.

McFarland Female Community Reentry Facility does not rely on inmate interpreters, inmate readers, or other types of inmate assistants except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the inmate's safety. None have been used or required. The PREA Pamphlet is in both English/Spanish. McFarland Female Community Reentry Facility has an agreement with Language Services to provide translation for other languages as well as sign language for the deaf.

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

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

Does Not Meet Standard (requires corrective action)

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

Based on review of 5.1.2. A. III. C 2, (a-d) and H 4 (a-c); FCRF 6.H.05 IV. H; New Employee Application; Background Check of Employee; Employee Annual Evaluation & PREA Disclosure; Promotion PREA Disclosure; Medical/Dental Contractors Training; Medical/Dental Contractors Background Clearances and review of flash reports I find they meet this standard.

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

interview with human resources all applicants have a back ground check done prior to job offer, if any sexual activity is discovered during the back ground screening they would not be offered a job.

The GEO Group 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.

The GEO Group performs a criminal background records check before enlisting the services of any employee or contractor who may have contact with inmates. All staff have their fingerprints done through the live scan which will then automatically notify the facility of any arrests. All volunteers' criminal history is run by the executive secretary on an annual basis. Based on the automatic method of criminal history reporting I find they exceed in this standard.

§115.18 Upgrades to facilities and technology

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of 5.1.2. A. III. C – 3; FCRF 6.H.05 IV. H.; and interview with agency head and warden I find they meet this standard.

No upgrades have been made or planned.

When installing or updating a video monitoring system, electronic surveillance system, or other monitoring technology, The GEO Group considers how such technology may enhance the agency's ability to protect inmates from sexual abuse. There have been no substantial or modifications to existing facilities. McFarland Female Community Reentry Facility currently utilizes cameras to prevent sexual abuse and investigate allegations of wrongdoing.

§115.21 Evidence protocol and forensic medical exams

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of policy 5.1.2. E. III. A 3 (b-d); FCRF 6. H. 05 IV. U; MOU with Forensic Nurse Specialist of Central California; Inmate Handbook; Memo to population for access to (R.A.I.N.)

Rape Abuse & Incest National Network and interview with PREA compliance manager I find they meet this standard.

To the extent McFarland Female Community Reentry Facility is responsible for investigating allegations of sexual abuse; the agency follows a uniform evidence protocol that maximizes the potential for obtaining usable physical evidence for administrative proceedings and criminal prosecutions.

McFarland Female Community Reentry Facility offers all victims of sexual abuse access to forensic medical examinations, without financial cost, where evidentiary or medically appropriate. Such examinations are performed by Sexual Assault Nurse Examiners (SANEs) from Forensic Nurse Specialist of Central California

The McFarland FCRF shall attempt to make available to the victim a victim advocate from a rape crisis center. If an inmate is a victim of sexual assault McFarland will transfer the victim to the HUB which is Chowchilla California Central Women's Facility. Just Detention International is working on an MOU with Madera Community Action Partnership who will provide victim advocacy services to the victim. The California Department of Corrections Captain interviewed ensured that this process was in place and that the Madera Community Action Partnership has verbally agreed to provide these services pending final signatures.

As requested by the victim, the victim advocate, shall accompany and support the victim through the forensic medical examination process and investigatory interview and shall provide emotional support, crisis intervention, information and referrals. During the interview with the California Department of Corrections Captain she stated that once a victim advocate was requested and assigned to the victim, the victim would be provided with the appropriate telephone number and address to maintain communication.

§115.22	Policies to ensure referrals of allegations for investigations
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of policy 5.1.2. E. III. A-1 a.; 5.1.2. A. III. A-2.; FCRF 6. H. 05 V. F.; PREA tracking logs; reviewed investigation against staff member and interview with warden and investigative staff I find they meet this standard.

McFarland Female Community Reentry Facility ensures that an administrative or criminal investigation is completed for all allegations of sexual abuse and sexual harassment. All criminal investigations are investigated by McFarland Police Department. Administrative investigations are performed by GEO Office of Professional Responsibility.

McFarland Female Community Reentry Facility has a policy that ensures allegations of sexual abuse or sexual harassment are referred for investigation to the McFarland Police Department

who has the legal authority to conduct criminal investigations. The agency publishes such policy on its website [www.geogroup.com/Reporting Sexual Abuse PREA](http://www.geogroup.com/Reporting_Sexual_Abuse_PREA) . The agency documents all such referrals.

The GEO Group ensures that an administrative or criminal investigation is completed for all allegations of sexual abuse and sexual harassment. McFarland Female Community Reentry Facility follows the standards set forth by The GEO Group in policy number 5.1.2.E. The Department's response to sexual assault follows "A National Protocol for Sexual Assault Medical Forensic Examinations, Adults/Adolescents." When an incident is reported, a physical examination of the alleged victim is conducted and SANE protocol is initiated. The Warden will immediately ensure an investigation is referred to the McFarland Police Department. Office of Professional Responsibility will conduct administrative investigations.

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

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

Does Not Meet Standard (requires corrective action)

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

Based on review of policy 5.1.2. A. III. F. 1. (a-f); FCRF 6. H. 05 V. M.; In Service lesson plan; Training sign in sheet; signed Training Acknowledgement Form and interview with random staff I find they meet this standard.

The GEO Group trains all employees who have contact with inmates on:

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

(10) How to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities.

The training is tailored to the gender of the inmates at McFarland Female Community Reentry Facility. The employees receive additional training if the employee is reassigned from a facility that houses only male inmates to a facility that houses only female inmates, or vice versa.

McFarland Female Community Reentry Facility documents, through employee signature and electronic verification, those employees understand the training they have received.

§115.32	Volunteer and contractors training
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of policy 5.1.2. A. III. G. 1 (a-e) & H. 1 (a-f); FCRF 6.H.05 V. N.1 & O.1; Lesson Plan; Contractor training acknowledgement form & Specialized Training Certificate; List of medical contractors; training acknowledgement form Volunteer/Contractor; List of Volunteers; Volunteer Training Handbook; Contract Staff Training Handbook and interview with volunteer and contractors I find they meet this standard.

McFarland Female Community Reentry Facility ensures all volunteers and contractors who have contact with inmates have been trained on their responsibilities under the agency's sexual abuse and sexual harassment prevention, detection, and response policies and procedures.

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

McFarland Female Community Reentry Facility has documentation confirming that volunteers and contractors understand the training they have received.

§115.33	Inmate education
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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 comments, including corrective actions needed if does not meet standard

Based on review of policy 5.1.2. A. III. E. 2 (a-j); FCRF 6. H. 05 V. L. 2 Inmate Handbook PREA Orientation Pamphlet English/Spanish; PREA Posters; Inmate Receipt of Handbook; Verifications of Orientation; PREA Inmate Orientation Lesson Plan and interview with random inmates and intake staff I find they exceed this standard.

During the intake process, inmates receive information explaining McFarland Female Community Reentry Facility zero-tolerance policy regarding sexual abuse and sexual harassment and how to report incidents or suspicions of sexual abuse or sexual harassment. This was confirmed during the random inmate interviews.

Within two weeks of intake, McFarland Female Community Reentry Facility provides a comprehensive education to inmates through video regarding their rights to be free from sexual abuse and sexual harassment and to be free from retaliation for reporting such incidents, and regarding agency policies and procedures for responding to such incidents.

The agency provides inmate education in formats accessible to all inmates, including those who are limited English proficient, deaf, visually impaired, or otherwise disabled, as well as to inmates who have limited reading skills. There is documentation of inmate participation in these education sessions.

During the inmate interviews they stated that the staff are constantly coming through and quizzing them on PREA to the point they said they are sick of hearing about PREA. I found the inmates to be extremely knowledgeable in PREA and had to ask very few questions because they were answering the questions before being asked. Based on the inmate interviews and the comprehensive training being done within 2 weeks of arrival I find they exceed this standard.

§115.34	Specialized training: Investigators
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of policy 5.1.2. A. III F. 3 a-c; FCRF 6. H. 05 V. L. 3; PREA Specialized Investigators Curriculum, CDCR in Service Training; Roster of facility investigators; Specialized Training certificates; PREA Basic Training Acknowledgement and interview with investigative staff I find they meet this standard.

In addition to the general training provided to all employees McFarland Female Community Reentry Facility ensures that the in house investigators have received training in conducting investigations in confinement settings.

Specialized training includes techniques for interviewing sexual abuse victims, proper use of Miranda and Garrity warnings, sexual abuse evidence collection in confinement settings, and the

criteria and evidence required to substantiate a case for administrative action or prosecution referral. McFarland Female Community Reentry Facility maintains documentation that agency investigators have completed the required specialized training in conducting sexual abuse investigations.

§115.35 Specialized training: Medical and mental health care

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of policy 5.1.2. A. III. F. 2 (a-d); FCRF 6. H. 05 IV. M.2; Roster of Medical/Mental Health staff; 2016 Training Plan; PREA Acknowledgment of Training completion General/Specialized with Certificates I find they meet this standard.

McFarland Female Community Reentry Facility ensures that all full and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in how to: detect and assess signs of sexual abuse and sexual harassment; preserve physical evidence of sexual abuse; respond effectively and professionally to victims of sexual abuse and sexual harassment; and how and to whom to report allegations or suspicions of sexual abuse and sexual harassment. There is one clinical licensed social worker on staff at the facility.

The agency maintains documentation that medical and mental health practitioners have received the training. This was confirmed reviewing the training acknowledgement forms.

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

§115.41 Screening for risk of victimization and abusiveness

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 comments, including corrective actions needed if does not meet standard

Based on review of 5.1.2. A. III. D-1 (a-g); FCRF 6. H. 05; PREA Risk Screening form; 30 day PREA Reassessment form and interview with random inmates and intake staff responsible for screening I find they exceed this standard.

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

Intake screenings take place immediately upon arrival at McFarland Female Community Reentry Facility.

McFarland Female Community Reentry Facility uses an objective screening instrument.

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

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

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

Within 30 days from the inmate's arrival at McFarland Female Community Reentry Facility, McFarland Female Community Reentry Facility reassesses ALL inmate's risk of victimization or abusiveness.

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

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

The agency implements appropriate controls on the dissemination within McFarland Female Community Reentry Facility of responses to questions asked pursuant to this standard in order to ensure that sensitive information is not exploited to the inmate's detriment by staff or other inmates. Only limited staff has access to the risk screening form only Medical, Mental Health, Warden, Shift Lieutenant as well as PREA Manager. All Risk Assessments are maintained in binders and kept locked in the Assistant Warden's Office.

§115.42 Use of screening information

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of policy 5.1.2. A. III. D. 1 (c-d) 3 (a-c); FCRF 6. H. 05 V. K; PREA Risk Assessment/Reassessment; Risk Assessment Tracking Log and interview with PREA compliance manager and staff responsible for risk screening I find they meet this standard.

McFarland Female Community Reentry Facility uses information from the risk screening to decide housing, bed, work, education, and program assignments with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive.

McFarland Female Community Reentry Facility makes individualized determinations about how to ensure the safety of each inmate.

McFarland has not had a transgender/intersex inmate, however they have policies that address the following:

In deciding whether to assign a transgender or intersex inmate to a facility for male or female inmates, and in making other housing and programming assignments, the agency considers on a case-by-case basis whether a placement would ensure the inmate's health and safety, and whether the placement would present management or security problems.

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

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

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

McFarland Female Community Reentry Facility does not place lesbian, gay, bisexual, transgender, or intersex inmates in dedicated facilities, units, or wings solely on the basis of such identification or status, unless such placement is in a dedicated facility, unit, or wing established in connection with a consent decree, legal settlement, or legal judgment for the purpose of protecting such inmates. In interviewing the lesbian and bisexual inmates this practice was confirmed.

§115.43 Protective custody

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on policy review of 5.1.2. A. III. J. 1 (a-f); FCRF 6. H. 05 V. Q & X; PREA Risk Assessment Tracking; and interview with warden I find they meet this standard.

McFarland Female Community Reentry Facility does not have a segregation unit. If an inmate is at high risk of sexual victimization the facility would try other dorms, however if this still does not provide a safe environment the inmate would be placed in temporary holding until they could be transported to the HUB which is Chowchilla California Central Women’s Facility for placement in another facility. Transporting them out of the facility would be a last resort.

McFarland Female Community Reentry Facility has policies that address the following:

Inmates at high risk for sexual victimization are not placed in involuntary segregated housing unless an assessment of all available alternatives has been made, and a determination has been made that there is no available alternative means of separation from likely abusers.

Inmates placed in segregated housing for this purpose have access to programs, privileges, education, and work opportunities to the extent possible. If McFarland Female Community Reentry Facility restricts access to programs, privileges, education, or work opportunities, McFarland Female Community Reentry Facility documents the opportunities that have been limited, the duration of the limitation; and the reasons for such limitations. McFarland Female Community Reentry Facility has not placed any inmate in involuntary segregation for high risk of sexual victimization within the last 12 months.

McFarland Female Community Reentry Facility assigns such inmates to involuntary segregated housing only until an alternative means of separation from likely abusers can be arranged, and such an assignment are not ordinarily exceed a period of 30 days. If involuntary segregated housing assignment is made McFarland Female Community Reentry Facility clearly documents the basis for McFarland Female Community Reentry Facility concern for the inmate’s safety; and the reason why no alternative means of separation can be arranged. Every 30 days a review is performed to determine whether there is a continuing need for separation from the general population.

§115.51	Inmate reporting
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of 5.1.2. A. III K. 1 (a-c); FCRF 6. H.05 V. R & V; Inmate PREA pamphlet; Inmate PREA Orientation; Posters and interviews with random staff and inmates I find they meet this standard.

McFarland Female Community Reentry Facility provides multiple internal ways for inmates to privately report sexual abuse and sexual harassment, retaliation by other inmates or staff for reporting sexual abuse and sexual harassment, and staff neglect or violation of responsibilities that may have contributed to such incidents.

McFarland Female Community Reentry Facility provides at least one way for inmates to report abuse or harassment to a public or private entity or office that is not part of the agency, and that is able to receive and immediately forward inmate reports of sexual abuse and sexual harassment to agency officials, allowing the inmate to remain anonymous upon request. Office of Internal Affairs Northern Region CDCR; Internal Affairs Southern Region CDCR; Internal Affairs Central Region CDCR and PREA Ombudsmen Office of Inspectors General.

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

The GEO Group provides a method for staff to privately report sexual abuse and sexual harassment of inmates.

§115.52	Exhaustion of administrative remedies
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on policy review of 5.1.2. A. III. K. 2 (a-d); FCRF 6. H.05; Sexual Abuse/Assault & Intervention Handouts I find they meet this standard.

No grievances have been filed however they have policies that address the following:

McFarland Female Community Reentry Facility does not impose a time limit on when an inmate may submit a grievance regarding an allegation of sexual abuse.

McFarland Female Community Reentry Facility does not require an inmate to use any informal grievance process, or to otherwise attempt to resolve with staff, an alleged incident of sexual abuse.

McFarland Female Community Reentry Facility ensures that an inmate who alleges sexual abuse may submit a grievance without submitting it to a staff member who is the subject of the complaint, and such grievance is not referred to a staff member who is the subject of the complaint.

McFarland Female Community Reentry Facility issues a final agency decision on the merits of any portion of a grievance alleging sexual abuse within 90 days of the initial filing of the grievance.

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

McFarland Female Community Reentry Facility has established procedures for the filing of an emergency grievance when the inmate is subject to a substantial risk of imminent sexual abuse.

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

McFarland Female Community Reentry Facility may discipline an inmate for filing a grievance related to alleged sexual abuse only where McFarland Female Community Reentry Facility demonstrates that the inmate filed the grievance in bad faith.

§115.53	Inmate access to outside confidential support services
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of policy 5.1.2. A. III. L -8 (a-b); FCRF 6. H. 05 V. U; Inmate Orientation Handbook; Sexual Assault Awareness Program pamphlet; PREA Poster; Inmate Handbook and interview with random inmates and I find they meet this standard.

McFarland FCRF inmates will be notified of R.A.I.N. Rape, Abuse, and Incest National Network during Orientation. This information is also in the Offender Handbook and PREA Awareness pamphlet. R.A.I.N. does not provide victim advocate services but does provide reporting mechanisms and counseling services. If an inmate is a victim of sexual assault McFarland will transfer the victim to the HUB which is Chowchilla California Central Women's Facility. Just Detention International is working on a MOU with Madera Community Action Partnership who will provide victim advocacy services to the victim. The California Department of Corrections Captain interviewed ensured that this process was in place and that the Madera Community Action Partnership has verbally agreed to provide these services pending final signatures.

§115.54

Third party reporting

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of policy 5.1.2. A. III K-3; FCRF 6. H. 05 and observing Third party reporting on posters during the tour I find they meet this standard.

The GEO Group has a method to receive third-party reports of sexual abuse/harassment and distributes publicly, information on how to report sexual abuse and sexual harassment on behalf of an inmate. Visitors can go to www.geogroup.com/reporting/Sexual_Abuse_PREA.

§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)

Based on review of policy 5.1.2. A. III. K. 4 (a-c); FCRF 6.H.05 V N2, O2, V and interviews with random staff; warden and medical/mental health staff I find they meet this standard.

The GEO Group requires all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding an incident of sexual abuse or sexual harassment that occurred in a facility, whether or not it is part of The GEO Group; retaliation against inmates or staff who reported such an incident; and any staff neglect or violation of responsibilities that may have contributed to an incident or retaliation.

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

If the alleged victim is considered a vulnerable adult under a State or local vulnerable person's statute, California penal code 5-28-110 McFarland Female Community Reentry Facility will report the allegation to the designated State or local services agency under applicable mandatory reporting laws. There have been no incidents in past 12 months involving vulnerable adults.

McFarland Female Community Reentry Facility reports all allegations of sexual abuse and sexual harassment, including third-party and anonymous reports, to McFarland Female Community Reentry Facility's designated investigators.

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

Based on review of 5.1.2. A. III. L. 1; FCRF 6. H.05 V. W and interviews with random staff, and warden I find they meet this standard.

When the GEO Group learns that an inmate is subject to substantial risk of imminent sexual abuse it takes immediate action to protect the inmate. There have been no reported cases of substantial risk to an inmate.

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

Based on review of 5.1.2. A. III. L 5 (a-c); FCRF 6. H. 05 V. W. 5 and interview with agency head and warden I find they meet this standard.

McFarland Female Community Reentry Facility has had no allegations from inmates regarding allegations of sexual abuse while at another facility.

Upon receiving an allegation that an inmate was sexually abused while confined at another facility, the head of McFarland Female Community Reentry Facility that received the allegation notifies the head of the facility where the alleged abuse occurred. Such notification is provided as soon as possible, but no later than 72 hours after receiving the allegation, and all actions are thoroughly documented.

§115.64

Staff first responder duties

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 comments, including corrective actions needed if does not meet standard

Based on review of 5.1.2. A. III L-2 (a-f); 5.1.2. E. III D 1-4; FCRF 6. H. 05 V. W. 2; Sexual Assault 1st Responder Card; Responder Card Acknowledgement and interview with security staff who are first responders, random staff I find they meet this standard.

No PREA incidents requiring 1st responder have occurred, however policies are in place to address the following.

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

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

During staff interviews they showed me their 1st Responder Cards that all staff are issued and required to wear as part of their uniform. Based on the interviews with staff I find they exceed in this standard. There is no doubt that all staff would know exactly what to do in the event of a sexual assault.

§115.65	Coordinated response
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of 5.1.2. A. III A-4, L3.; FCRF 6. H. 05 V. F. 4; Coordinated Response Plan and interview with warden I find they meet this standard.

McFarland Female Community Reentry Facility 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. There is a red binder in the

control room containing the Coordinated Action Plan; contact phone numbers and blank forms required to be completed. This is readily available for supervisors to grab and guide them through the process.

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

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

Based on review of 5.1.2. A. III. A. 3 (b); 5.1.2. E. III. A 2 (a) and interview with agency head.

The agency does not participate in collective bargaining.

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

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

Based on review of 5.1.2. A. III. M 2 (a-f); FCRF 6. H. 05 V. V. 2; Retaliation Log and interview with agency head, warden, and designated staff member with monitoring retaliation I find they meet this standard.

The GEO Group has a policy to protect all inmates and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other inmates or staff, and are designate which staff members or departments are charged with monitoring retaliation. McFarland Female Community Reentry Facility personnel will protect inmates and staff who report sexual abuse, sexual misconduct, or sexual harassment from retaliation. The appointing authority has identified the Assistant Warden as the Retaliation Monitor.

The GEO Group has multiple protection measures, such as housing changes or transfers for inmate victims or abusers, removal of alleged staff or inmate abusers from contact with victims,

and emotional support services for inmates or staff that fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigations.

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

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

§115.68	Post allegation protective custody
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of policy 5.1.2. A. III L 6; FCRF 6. H. 05 V. X and interview with warden I find they meet this standard.

Any use of segregated housing to protect an inmate who is alleged to have suffered sexual abuse receives all the same rights and privileges as general population inmates. McFarland Female Community Reentry Facility does not have a segregation unit. If an inmate is at risk of victimization and cannot be placed in any of the dorms, they would be placed in temporary holding for up to 4 hours pending transport to the HUB.

§115.71	Criminal and administrative agency investigation
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of policy 5.1.2. E.; FCRF 6.H.05 Staff Training Roster; PREA Tracking Log; Administrative Investigation and interview with investigative staff I find they meet this standard.

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

Where sexual abuse is alleged, the agency uses investigators who have received special training in sexual abuse investigations.

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

When the quality of evidence appears to support criminal prosecution, the agency conducts compelled interviews only after consulting with prosecutors as to whether compelled interviews may be an obstacle for subsequent criminal prosecution. All criminal investigations are handled by the McFarland Police Department.

The credibility of an alleged victim, suspect, or witness is assessed on an individual basis and is not determined by the person's status as inmate or staff. No agency requires an inmate who alleges sexual abuse to submit to a polygraph examination or other truth-telling device as a condition for proceeding with the investigation of such an allegation.

Administrative investigations include efforts to determine whether staff actions or failures to act contributed to the abuse; and are documented in written reports that contain a thorough description of physical, testimonial, and documentary evidence, the reasoning behind credibility assessments, and investigative facts and findings, and attaches copies of all documentary evidence where feasible. All administrative investigations are handled by Office of Professional Responsibility.

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

The agency retains all written reports for as long as the alleged abuser is incarcerated or employed by the agency, plus five years.

The departure of the alleged abuser or victim from the employment or control of McFarland Female Community Reentry Facility or agency does not provide a basis for terminating an investigation.

§115.72	Evidentiary standard for administrative investigation
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of policy 5.1.2. E. III B 2 (d); FCRF 6. H. 05 and interview with investigative staff I find they meet this standard.

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

§115.73	Reporting to inmates
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of policy 5.1.2.E III K; FCRF 6.H.05 V. N; Inmate Notification and interview with warden; investigative staff; as well as review of investigative files I find they meet this standard.

Following an investigation into an inmate's allegation that they suffered sexual abuse in an agency facility, the agency informs the inmate as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded.

If McFarland Female Community Reentry Facility did not conduct the investigation, it requests the relevant information from the investigative agency in order to inform the inmate.

Following an inmate's allegation that a staff member has committed sexual abuse against the inmate, The agency subsequently informs the inmate (unless The agency has determined that the allegation is unfounded) whenever the staff member is no longer posted within the inmate's unit; the staff member is no longer employed at McFarland Female Community Reentry Facility; The agency learns that the staff member has been indicted on a charge related to sexual abuse within McFarland Female Community Reentry Facility; or The GEO Group learns that the staff member has been convicted on a charge related to sexual abuse within McFarland Female Community Reentry Facility.

Following an inmate's allegation that they had been sexually abused by another inmate, The agency subsequently informs the alleged victim whenever The agency learns that the alleged abuser has been indicted on a charge related to sexual abuse within McFarland Female Community Reentry Facility; or The agency learns that the alleged abuser has been convicted on a charge related to sexual abuse within McFarland Female Community Reentry Facility.

All such notifications or attempted notifications are documented. McFarland Female Community Reentry Facility obligation to report under this standard is terminated if the inmate is released from The GEO Groups custody.

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

Based on review of policy 5.1.2. E. III 3 L; FCRF 6. H. 05 V. X.; Employee Handbook pg. 16 and Employee Termination paperwork I find they meet this standard.

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

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

All terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, are reported to law enforcement agencies, unless the activity was clearly not criminal, and to any relevant licensing bodies. The incident involving the staff member was determined not to be criminal so no criminal investigation was completed only Administrative.

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

Based on review of policy 5.1.2. A. III G 3 (a); 5.1.2. E. III G 3 (a-f); FCRF 6.H.05 and interview with warden I find they meet this standard.

No contractor or volunteer has been involved in a PREA related incident.

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

McFarland Female Community Reentry Facility takes appropriate remedial measures, and considers whether to prohibit further contact with inmates, in the case of any other violation of agency sexual abuse or sexual harassment policies by a contractor or volunteer.

§115.78	Disciplinary sanctions for inmates
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of 5.1.2. E. III F; FCRF 6. H.05 V. X.2; Rule Violation and interview with medical/mental health staff I find they meet standard.

McFarland Female Community Reentry Facility has had no substantiated claims of inmate on inmate sexual abuse.

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

Sanctions are commensurate with the nature and circumstances of the abuse committed, the inmate's disciplinary history, and the sanctions imposed for comparable offenses by other inmates with similar histories. McFarland Female Community Reentry Facility has had no disciplinary sanctions for inmates filing false claims.

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

McFarland Female Community Reentry Facility offers therapy, counseling, or other interventions designed to address and correct underlying reasons or motivations for the abuse. During the interview with the licensed clinical social worker she stated she offers group, individual counseling; criminal behavior as well as anger management. If an inmate requires more extensive counseling then what she is able to provide the inmate is transferred to the HUB which is Chowchilla California Central Women's Facility for further services.

The agency disciplines an inmate for sexual contact with staff only upon a finding that the staff member did not consent to such contact.

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

The GEO Group prohibits all sexual activity between inmates and may discipline inmates for such activity.

§115.81	Medical and Mental health screening; history of sexual abuse
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of policy 5.1.2. A. III D 2 (a-d); FCRF 6.H.05 V. I & J; PREA Risk Assessment Tracking; PREA Risk Assessment and interview with staff responsible for risk screening and medical/mental health staff I find they meet this standard.

If the screening indicates that an inmate has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, staff ensure that the inmate is offered a follow-up meeting with a medical or mental health practitioner within 14 days of the intake screening.

If the screening indicates that an inmate has previously perpetrated sexual abuse/prior sexual victimization, whether it occurred in an institutional setting or in the community, staff ensure that the inmate is offered a follow-up meeting with a mental health practitioner within 14 days of the intake screening. McFarland FCRF has a clinical licensed social worker who sees all inmates identified as victim or aggressor and will provide counseling services to them. In the event she determines the inmate requires services beyond what she is capable of providing the inmate would be transferred to the HUB which is Chowchilla California Central Women's Facility.

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

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

§115.82	Access to emergency medical and mental health services
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of 5.1.2. A. III L 7 (a-b); FCRF 6. H. 05 V.Y and interview with medical and mental health staff and inmates who reported sexual abuse I find they meet this standard.

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

If no qualified medical or mental health practitioners are on duty at the time a report of recent abuse is made, security staff first responders take preliminary steps to protect the victim and immediately notify the appropriate medical and mental health practitioners. There have been no incidents in the past 12 months requiring emergency medical care. If emergency medical care is required the inmate would be transported to San Joaquin Valley Hospital. Mental Health services are provided by the licensed clinical social worker and if the service the inmate needs is beyond the scope of what the social worker can provide the inmate would be transferred to the HUB which is Chowchilla California Central Women's Facility.

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

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

§115.83	Ongoing medical and mental health care for sexual abuse victims
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of policy 5.1.2. A III. M; FCRF 6. H. 05 V. V and interview with medical/mental health staff I find they meet this standard.

No inmate has been placed on a treatment plan as a result of a PREA incident.

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

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

McFarland Female Community Reentry Facility provides such victims with medical and mental health services consistent with the community level of care.

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

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

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

§115.86	Sexual abuse incident reviews
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of policy 5.1.2. A. III. M. 3 (a-c); FCRF 6. H. 05 V. V. 3; PREA Investigation Report; After Action Review and based on interview with warden, PREA compliance manager; incident review team and review of After Action Report I find they meet this standard.

McFarland Female Community Reentry Facility conducts a sexual abuse incident review at the conclusion of every sexual abuse investigation, including where the allegation has not been substantiated, unless the allegation has been determined to be unfounded. This review occurs within 30 days of the conclusion of the investigation. The review team includes upper-level management officials, with input from line supervisors, investigators, and medical or mental health practitioners. The review team considers whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse; whether the incident or allegation was motivated by race; ethnicity; gender identity; lesbian, gay, bisexual, transgender, or intersex identification, status, or perceived status; or gang affiliation; or was motivated or otherwise caused by other group dynamics at McFarland Female Community Reentry Facility; and they examine the area in McFarland Female Community Reentry Facility where the incident allegedly occurred to assess whether physical barriers in the area may enable abuse; assess the adequacy of staffing levels in that area during different shifts; assess whether monitoring technology should be deployed or augmented to supplement supervision by staff.

§115.87	Data collection
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of 5.1.2 A III. N; FCRF 6.H.05 V. W; GEO Monthly PREA Incident Tracking Reports; CDCR PREA 2016/2015 Yearly Tracking Report; GEO 2015 PREA Report; CDCR Survey of Sexual Victimization 2014.

The agency collects accurate, uniform data for every allegation of sexual abuse at facilities under its direct control using a standardized instrument and set of definitions, and aggregates the incident-based sexual abuse data at least annually.

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

The agency maintains, reviews, and collects data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews.

The agency obtains incident-based and aggregated data from every private facility with which it contracts for the confinement of its inmates.

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

§115.88	Data review for corrective action
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of policy 5.1.2. A. III. N 2.(a-d); FCRF 6. H. 05; GEO 2015 PREA report; CDCR Survey of Sexual Victimization 2014 and interview with PREA coordinator I find they meet this standard.

The GEO Group reviews data collected to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including identifying problem areas; taking corrective action on an ongoing basis; and preparing an annual report of its findings and corrective actions for each facility, as well as McFarland Female Community Reentry Facility as a whole.

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

The GEO Groups' report is approved by the agency head and made readily available to the public through its website www.geogroup.com/reporting/prea.

§115.89	Data storage, publication and destruction
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of policy 5.1.2. A. III N. 3 and review of annual report I find they meet this standard.

The GEO Group makes all aggregated sexual abuse data, from facilities under its direct control and private facilities with which it contracts, readily available to the public at least annually through its website www.geogroup.com/reporting/prea.

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

AUDITOR CERTIFICATION:

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

Katherine Brown

July 23, 2016

Auditor Signature

Date