

# PREA AUDIT: AUDITOR'S SUMMARY REPORT

## ADULT PRISONS & JAILS



<b>Name of facility:</b>		Dr. Eddie Warrior Correctional Center	
<b>Physical address:</b>		400 N. Oak St., Taft, OK 74463	
<b>Date report submitted:</b>		01/06/2015	
<b>Auditor Information</b>		<b>James Curington</b>	
<b>Address:</b>		American Correctional Association, 206 North Washington St., Suite 200, Alexandria, VA 22314	
<b>Email:</b>		JECJRBOY@aol.com	
<b>Telephone number:</b>		352-538-2636	
<b>Date of facility visit:</b>		December 10 – 12, 2014	
<b>Facility Information</b>		<b>Dr. Eddie Warrior Correctional Center</b>	
<b>Facility mailing address:</b> <i>(if different from above)</i>			
<b>Telephone number:</b>		918-683-8365	
<b>The facility is:</b>	<input type="checkbox"/> Military	<input type="checkbox"/> County	<input type="checkbox"/> Federal
	<input type="checkbox"/> Private for profit	<input type="checkbox"/> Municipal	<input checked="" type="checkbox"/> State
	<input type="checkbox"/> Private not for profit		
<b>Facility Type:</b>	<input type="checkbox"/> Jail	<input checked="" type="checkbox"/> Prison	
<b>Name of PREA Compliance Manager:</b>		<b>Title:</b>	PREA Compliance Manager
Rebecka Clark			
<b>Email address:</b>		<b>Telephone number:</b>	918-683-8365
Rebecka.Clark@doc.state.ok.us			
<b>Agency Information</b>			
<b>Name of agency:</b>		Oklahoma Department of Corrections	
<b>Governing authority or parent agency:</b> <i>(if applicable)</i>		State of Oklahoma	
<b>Physical address:</b>		3400 MLK Avenue, Oklahoma City, OK, 73111	
<b>Mailing address:</b> <i>(if different from above)</i>			
<b>Telephone number:</b>		405-425-2505	
<b>Agency Chief Executive Officer</b>			

<b>Name:</b>	Mr. Robert Patton	<b>Title:</b>	Director
<b>Email address:</b>	Robert.Patton@doc.state.ok.US	<b>Telephone number:</b>	405-425-2505
<b>Agency-Wide PREA Coordinator</b>			
<b>Name:</b>	Millicent Newton – Embry	<b>Title:</b>	PREA Coordinator
<b>Email address:</b>	Millicent.Newton–Embry@doc.state.ok.us	<b>Telephone number:</b>	405-425-7074

## AUDIT FINDINGS

### NARRATIVE:

The Dr. Eddie Warrior Correctional Center is a 950 bed, female, state correctional institution housing inmates in Taft, OK. The Oklahoma Department of Corrections (ODOC), through the American Correctional Association, (ACA) scheduled a Prison Rape Elimination Act (PREA) audit for this facility in October 2014. The date of the audit tour was December 10 – 12, 2014. James Curington, certified PREA auditor, was notified by the ACA of this audit for the Dr. Eddie Warrior Correctional Center (EWCC), notices were posted and the process began.

The audit process started with contact from Ms. Millicent Newton-Embry, the Oklahoma Department of Corrections PREA Coordinator for the state of Oklahoma and follow-up contact from Ms. Sharon L. McCoy, Warden of Dr. Eddie Warrior Correctional Center. Ms. Newton-Embry sent the scheduled PREA auditor a USB thumb drive containing essential information including the Eddie Warrior Correctional Center (EWCC) initial accreditation report; the PREA standards in 43 individual folders; the rosters of staff; the EWCC facility mission statement; the PREA Audit Pre-audit Questionnaire; a memo to the PREA auditor; and the ODOC agency mission.

The PREA Audit Instrument, used for Adult Prisons and Jails, was furnished by the National PREA Resource Center. To summarize simply, there are seven sections, A through G, comprised of: A) the Pre-audit Questionnaire completed by the ODOC, B) the Auditor’s Compliance Tool, C) the Instructions for the PREA Audit Tour, D) the Interview Protocols, E) the Auditor’s Summary Report, F) the Process Map, and G) the Checklist of Documentation.

Following the protocols of making contacts and checking on the posting of notices (posting was initiated through the American Correctional Association and the facility, EWCC), the auditor began reviewing the Pre-audit Questionnaire and material sent prior to the audit. Each item in the thumb drive was reviewed. Special note: the Oklahoma Department of Corrections has established an operating procedure, OP-030601, Oklahoma Prison Rape Elimination Act, addressing PREA standards and establishing Zero Tolerance for offender on offender sexual assault, staff misconduct, and sexual harassment towards offenders. This policy is 34 pages with two referenced forms: the “Offender Grievance Process Request to Staff” and the “Request for Health Services”; and 16 attachments, again all addressing PREA standards. The PREA Audit Pre-audit Questionnaire Adult Prisons and Jails was completed by the PREA Compliance Manager, Rebecka Clark; Procedures Officer, Denise Gaulden and Staff Assistant Tonya Ballard with support from all staff of the institution. Original date of the Pre-audit Questionnaire was 11/14/2014. Note: a revised questionnaire was submitted to the PREA auditor 12/12/2014 after a line by line review with key staff, including the Warden and the statewide PREA Coordinator, only minor additions and corrections were made.

December 10, Wednesday, the Warden, Ms. Sharon McCoy, Deputy Warden Greg Breslin and key staff met with the auditor James Curington for lunch in Muskogee, Oklahoma to discuss the complexities, direction, and agenda for accomplishing this first PREA audit for the Eddie Warrior Correctional Center. The PREA auditor and the state PREA Coordinator, both stayed in Muskogee, Oklahoma and commuted each day to and from the institution in Taft, Oklahoma for interviews, for tour review, and for audit compliance.

The site visit began the afternoon of December 10 after the introduction luncheon. Security identifications were made at the entry control gate to the facility. A meeting was held with key staff in the Chapel conference room with the introductions of department representatives, security representatives and many staff who had worked so hard for this PREA audit. The following were in attendance:

Sharon McCoy	Warden
Greg Breslin	Deputy Warden
Chad Gilley	Chief of Security
Rebecka Clark	PREA Compliance Manager
Denise Gaulden	Procedures Officer
Nancy Irvin	Case Manager Supervisor
Leon Frost	Unit Manager RTP (Regimented Treatment Program)
Sharon Morgan	Acting Unit Manager
Terri Davis	Unit Manager
Michelle Lehnus	Health Services
Judy Ferguson	Psychologist
Ron Skeen	Career Tech Administrator
Patricia Baker	Teacher, Acting Principal
Tonya Ballard	PREA Staff Assistant

At this time, the PREA auditor explained that he was there to observe and access all areas of the facility, tour the facility, and ask questions in order to verify compliance with PREA standards. The auditor would pay particular attention to how well inmates were supervised, to how cameras were used, and to how security procedures were followed, being especially cognizant of the safety and security of inmates. Special emphasis would be placed on intake reception, screening area, all housing units, healthcare areas, recreation areas and any areas that may have been renovated, modified or expanded as noted in the instructions for the auditor. There were additional issues that would be reviewed such as, do staff of the opposite gender announce their presence in housing areas, and questions which would be asked of staff and inmates such as, do you feel safe. Note: the auditor clearly noticed early on that there was a sense of professionalism combined with care and concern in the interaction of staff and inmates. There was also a sense of courtesy among staff and inmates. There was a sense of privacy in the restroom/bathroom/shower areas of the dorms. However, it was also noticed that the sleeping areas of

the dorms seemed very crowded with the double bunking and the expansion of population. Again, this is a minimum security facility and the level of avoidance, confrontation, tension, or concern, appeared "very low level".

The institutional tour of the EWCC facility began at approximately 2 p.m. Wednesday afternoon and continued until approximately 5:30 p.m. that evening. Additional touring was completed Thursday morning, the second day of the audit and continued between 6:30 a.m. and 6 p.m. All areas were visited.

The route of the tour began the first day with the Warden and key staff:

Central Control

Chapel

Building 8

Dorms 7, 6, 5, 4, 3

Medical

Dorm 1

Gym/Beauty Shop

Greenhouse

Maintenance

Food Service

Special Housing Unit

Visiting/Control

Administration

The second day was a continuation of the areas missed the first day, again, led by the Warden;

Administration Career Tech North and South

Programs Building

Annex Building

Commissary/Canteen

Warehouse

Regimented Treatment Program (RTP)

December 11, Thursday, the second day of the audit continued between 6:30 a.m. and 6 p.m. Before continuation of the tour, the auditor began interviews at 7 a.m. with the 12 midnight to 8 a.m. shift. Interviews were conducted and then the tour continued from the previous day. After the tour was

completed, interviews and PREA standard reviews continued throughout the day. Additionally, file and questionnaire reviews proceeded with the Warden and her key staff.

December 12, Friday, interviews of staff and inmates, further reviews of dormitories and segregation housing as well as special interest areas, continued.

While at Eddie Warrior Correctional Center, approximately 25 staff were formally interviewed from scripted questions. Interviews included the Warden, the PREA Compliance Manager, specialized staff, health care staff, human resource staff, the Regional Investigator, staff responsible for intake, screening, health care staff, volunteers and contractors, staff on the incident review team, staff designated with monitoring retaliation, first responders and random staff. Additionally, a SANE nurse was interviewed telephonically off-site as was a coordinator at the Victim Advocate Resource Center, W. I. S. H. (Women In Shelter/Safe Homes).

Eighteen (18) inmates were formally interviewed including inmates from each dormitory and segregation. There are no intersex or transgender inmates at EWCC. Approximately 30 additional inmates were informally interviewed with questions about how they were doing, if they were aware of PREA, if they knew how to make emergency phone calls or notifications and if they were trained in PREA. The auditor was positively impressed with the inmates' responses, especially to safety, morale and conditions of confinement.

The on-site audit process concluded at approximately 11:30 a.m. in the Warden's Executive Conference Room with the Warden and her key staff. Summary discussions were held and then the auditor shared his positive feelings about the institutional operation and management at EWCC. It was noted at this time that the auditor's summary report would be completed within approximately 30 days.

Finally, of special note in this narrative of the review process of Eddie Warrior Correctional Center, this auditor would especially like to thank the statewide PREA Coordinator, the institutional Warden, the institutional PREA Manager, and the institutional Compliance Officer not only for a PREA folder on each standard, but also for the document entitled Eddie Warrior Correctional Center PREA Checklist, both of which cross referenced each PREA standard with the operating procedure, institutional policy, and/or the appropriate attachment.

## **DESCRIPTION OF FACILITY CHARACTERISTICS.**

The Dr. Eddie Warrior Correctional Center (EWCC) of the Oklahoma Department of Corrections (ODOC) is located in Taft, Oklahoma, Muskogee County, about 130 miles east of Oklahoma City. The facility address is PO Box 315, 400 Oak St., Taft, OK 74463 – 0315. The Mission of the Correctional Center is "to maintain accountability for minimum-security female offenders while providing evidence-based gender-responsive and trauma informed approaches to the treatment needs of our offender population. Programs provided will be geared towards reducing recidivism and the successful reintegration of our offenders."

Approaching the facility from Muskogee, the PREA auditor and PREA Coordinator drove through miles of agricultural and cattle farming lands to the small town of Taft, a historical black community, and then to the outskirts where the ODOC has two prisons located; the Eddie Warrior female facility and adjacent to it, a large male facility.

The EWCC is an almost 1000 bed, minimum custody, female facility with a compound square-ish in shape, surrounded by a single 12 foot fence enclosing approximately 20 buildings. There are no security towers at this minimum security facility, however, there is a Control Center with video monitoring of the compound. Included in the compound of about 40 acres are some open spaces, recreation areas, and numerous buildings; which include a Chapel, an Administration Building, a Food Service Building, and a Medical and Special Housing Unit Building. There are seven open-bay dorms; six (red brick buildings) of which are general population and one (granite stone building) of which is for the Regimented Treatment Program RTP (a 6 to 12 month substance abuse program [90 offenders]). There is an interesting and lengthy history to the prison. Before opening January 2, 1989 with 216 offenders, this site was previously an Indian mission school, the Haloche Industrial Institute in Taft, Oklahoma, and was later known as; the Deaf, Blind and Orphan Institute (DB&O) with one of its buildings built in 1909 still in use by EWCC. The facility has grown since 1989 and has a design capacity of 950 inmates.

EWCC Health Services Clinic provides medical, dental and mental health care to offenders. The clinic is open from 7 a.m. to 5 p.m. Monday through Friday for routine care. Medications are distributed three times daily, Monday through Friday and twice-daily on Saturday, Sunday and holidays. Offenders requiring specialty care are transported to a local provider, Lindsay Hospital, Oklahoma University Medical Center or Eastar Medical Center located in Muskogee, Oklahoma. Easter MC is available for major medical emergencies. Mental Health Services is responsive to the assessed and observed needs of offenders. Major areas and services provided are: individual and group therapy intake; update assessments and interventions; crisis management; suicide prevention, treatment and management; psychopharmacological management and monitoring; care and assessment of the offenders in segregation; PREA responsibilities; and other services per policy and procedure.

The facility is divided into two general population units. One population unit of about 90, the Regimented Treatment Program (RTP) is housed in the oldest building at the institution. This program provides a highly structured, military style program for positive behavioral changes. The RTP operates as a therapeutic community where each member is responsible for not only her own behavior, but for the community as a whole. The inmates live, and work at this RTP dorm where they are separate from the rest of the general population. This program lasts 6 to 12 months.

The general population is housed in the other six dorms. They are primarily involved in programs, work assignments, educational/vocational assignments, or the Career Tech assignment. Programs include: Thinking for a Change, Life Without a Crutch, Criminal Conduct and Substance Abuse Treatment, and supplemental programs through the dorm Unit Management System or Mental Health Services. Work programs include assignments to the laundry, food service, maintenance, groundskeeping, and as orderlies. Education/vocational includes Literacy, Adult Basic Education, General Equivalency Diploma, and college courses. The Career Tech assignment is a life and employability skills/occupational training program.

The institution cannot be described without referring to the Chapel and the Religious Services Program. Religious programming includes, rehabilitative services, volunteer services, a faith-based program, family programs (Mom's touch, Play day, Genesis One, and Girl Scouts Beyond Bars) and classes (sexual abuse recovery, parenting, grief and loss, boundaries, and co-dependency).

Oklahoma Department of Corrections Mission:

To protect the public

To protect the employee

To protect the offender

**Facility Demographics:**

**Rated capacity:** 941; actual population 929 (facility count balance 12/10/2014)

**Age range of population:** 19 – 68

**Security:** minimum

**Number of youthful offenders:** 0

**Length of stay or time under supervision:** 27 days to 12 years

**Number of full-time staff:** 167

**SUMMARY OF AUDIT FINDINGS:**

Number of standards exceeded: 4

Number of standards met: 37

Number of standards not met: 0

Number of standards non-applicable: 2

## **§115.11 - Zero tolerance of sexual abuse and sexual harassment; PREA coordinator**

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

Oklahoma Department of Corrections (ODOC) has a Zero Tolerance Policy, number 030601, Oklahoma Prison Rape Elimination Act (Oklahoma PREA) effective 11/25/2014, which instructs the agency to provide a safe, humane and secure environment for all offenders. Furthermore, in Section 1, the policy states that ODOC maintains a Zero Tolerance for offender on offender sexual assault, staff sexual misconduct, and sexual harassment toward offenders. Also every allegation of sexual assault, misconduct or harassment is to be thoroughly investigated.

This policy, with supporting attachments and referenced policies of the Oklahoma Department of Corrections, clearly outlines Oklahoma's commitment to PREA law. Furthermore, through discussions with staff and inmates, observation of bulletin boards, posters, handouts and materials, review of the inmate and staff handbooks, and personnel policies, it is clear that the Eddie Warrior Correctional Center is committed to Zero Tolerance of sexual abuse and sexual harassment.

Organizational charts were reviewed. The PREA Coordinator for the Oklahoma Department of Corrections reports directly in the chain to the Inspector General of the ODOC. The PREA Manager, as outlined in the institutional organizational chart, reports directly to the Warden at EWCC.

## **§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)

The Oklahoma Department of Corrections has established policy and compliance requirements when contracting with other entities for the supervision of, and confinement of inmates, to include PREA law compliance and its Zero Tolerance Policy.

The written responses to the Agency Contract Administrator interview questions specifies, "any contract between ODOC and a private prison contractor whereby the contractor provides for the housing, care and control of offenders... will comply with the procedures of ODOC as specified in the contract and as updated in the contract renewal". Furthermore, to the question, "have PREA compliance results been completed for each contract entered into agreement within the past 12 months", the response was "yes".

A review of the Private Industry Enhancement program (PIE) at EWCC revealed that staff, contracted employees, and inmates were familiar with PREA and had been PREA trained.

Contracts, Operating Procedures (OP-030402, OP-030402, OP-090109) were reviewed and contained relevant PREA language.

### **§115.13 – Supervision and Monitoring**

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

The Eddie Warrior Correctional Center is a minimum security female facility with staffing and perimeter security appropriate to minimum security institutions.

Interviews with the Warden, the Human Resources Department and the Chief Correctional Officer indicated that staffing had improved for this institution and complied with the comprehensive plan. The Warden, the Chief of Security and the Director of Personnel routinely review the staffing plan, recruitment policy and institutional needs to assure the safety of staff and inmates.

Intermediate and higher level staff conduct unannounced rounds to identify any deviation from policy or procedure. Staff compliance is monitored through these unannounced rounds. Logs, as well as incident reviews and reports, are maintained. It was the auditor's impression, from these interviews with higher level and intermediate staff as well as interviews of random staff and inmates, that supervision was appropriate and that staff and inmates both felt safe at EWCC.

### **§115.14 – Youthful Inmates**

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

No youthful offenders, inmates under 18, are housed at EWCC. Oklahoma Department of Corrections does not house female youthful offenders at EWCC

## **§115.15 – Limits to Cross-Gender Viewing and Searches**

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

Policies and procedures governing cross gender viewing and searches were reviewed during the audit visit. Policy does not allow cross gender strip or cross gender visual body cavity searches of inmates at the EWCC institution. There have been no cross gender strip or cross gender visual body cavity searches of inmates nor have there been any patdown searches of female inmates by male staff at EWCC.

Procedures require that staff of the opposite gender announce their presence when entering inmate housing. This was observed. It was announced when the male auditor entered each housing section of this female facility. It was observed that there was a simple courtesy and some privacy that was being appropriately extended in inmate housing without negatively impacting custody and security. Shower areas and restrooms were also inspected but cleared before any review. The auditor was impressed with the interaction between staff and inmates, being professional and courteous but emphasizing custody, care and control.

Formal and informal interviews with inmates and staff confirmed that inmates can perform bodily functions, change clothing and shower without staff of the opposite gender viewing them. Inmates and staff felt there was a sense of privacy for the women at EWCC.

All staff received training referencing searches, counts, and unannounced rounds in compliance with the standard that limits cross gender viewing and searches.

## **§115.16 – Inmates with Disabilities and Inmates who are Limited English Proficient**

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

Through institutional and departmental correctional policies; language assistants, interpreter services, and American Sign Language assistance is offered. Offenders with special needs are provided this assistance. This auditor, through formal interviews and informal interviews, was able to confirm and observe that all inmates at EWCC have the opportunity to participate in and benefit from all aspects of the agency's efforts to prevent and respond to sexual abuse and sexual harassment.

In the past 12 months, there have been zero (0) number of instances where inmate interpreters, readers or other types of inmate assistants have been used that could

compromise an inmate's safety or the performance of first responder duties or the investigation of an inmate's allegations.

### **§115.17 – Hiring and Promotion Decisions**

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

Hiring and promotion decisions are made according to state and agency personnel policy at EWCC. Background checks for the promotion and hiring of employees, for the contractors, and the policy concerning background checks of current employees and contractors were reviewed by this auditor. These reviews reveal that before the hire of any new employee who has contact with inmates, a criminal background check is done. Additionally, agency policy requires a criminal background record check be conducted at least every five years and there is a system in place to record such

Some personnel files were reviewed with the Warden and Human Resource Manager. It was evident that agency policy and PREA law were being followed concerning hiring, promotion decisions and background checks.

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

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

The Eddie Warrior Correctional Center is a minimum custody female facility which opened with 216 offenders on January 2, 1989. The original site was the Indian mission school, Haloche, in Taft, Oklahoma and has structures dating back to 1909. Obviously, many changes have occurred over the years.

The facility has a "Technology Needs Assessment" team lead by the Warden.

EWCC has two types of surveillance cameras, fixed and pan (pan/tilt/zoom PTZ). There are approximately 37 cameras, 29 of the cameras are fixed, seven are PTZ outside the facility along the fence line, and one PTZ is in the center of the quad. Fixed cameras are in the dorms, security housing, and food service observing common areas. Again, this is a minimum custody facility with appropriate privacy/supervision to maintain safety and security.

A review was made of institutional diagrams with camera locations, actual viewing of cameras, and review of upgrades for new cameras or video monitoring.

## §115.21 – Evidence Protocol and Forensic Medical Examinations

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

The agency is responsible for administrative and criminal sexual abuse investigations. The agency, through its Oklahoma, Prison Rape Elimination Act Operating Procedure 030601, outlines protocols for inmate on inmate sexual abuse or staff sexual misconduct. The policy/operating procedure addresses the use and completion of a Sexual Abuse Checklist which assures investigators follow a uniform evidence protocol. The Inspector General's Office (OIG) is responsible for the sexual assault investigations. A review was made of this policy and its attachments which were, in this auditor's opinion, clear and comprehensive.

Forensic medical exams are conducted by a SANE nurse as outlined in the Memorandum Of Understanding (MOU). This nurse was telephonically interviewed and the contract was reviewed by the auditor.

Medical emergencies for the inmate population are handled at Eastar Medical Center located in Muskogee, Oklahoma.

Victim advocate services are available from the local rape crisis center, W. I. S. H. which is not part of the criminal justice system. The auditor made telephonic contact with the rape crisis center and briefly discussed the Memorandum Of Understanding between the facility and center. It was apparent, through this conversation, that services were offered the inmates at EWCC similar to the services offered the community.

Zero (0) number of forensic medical exams were conducted during the past 12 months

## §115.22 – Policies to Ensure Referrals of Allegations for Investigations

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

The ODOC Operations Policy, 030601, Prison Rape Elimination Act ensures referrals of allegations for investigations, documentation of reports of sexual abuse and harassment, and documentation of investigations, including full investigative reports with findings. Procedure outlines first responder duties, the immediacy of reporting, and follow up of sexual abuse incidences and crimes to the Office of the Inspector General.

The Offender Orientation Handbook also outlines sexual abuse response, investigation, and offender protection.

Interviews with staff and inmates confirmed wide knowledge of the importance and formalities of PREA investigations.

During the past 12 months, there has been one (1) allegation of sexual abuse and sexual harassment that was received, this one allegation resulted in an administrative investigation.

### **§115.31 – Employee Training**

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

Staff are knowledgeable about the Zero Tolerance Policy for sexual abuse and sexual harassment. Staff are knowledgeable on how to perform their responsibility in reporting and response. It was clear that staff have received much training at the EWCC.

Training rosters for PREA training were reviewed, as well as the PREA training PowerPoint presentation for staff. The Training Manager was formally interviewed, training records were reviewed, curriculum reviewed, and random formal interviews of staff were conducted; all of which supported compliance of this standard.

Trainings are provided for staff at shift briefings, new employee training, and the annual in-service trainings. All training is documented.

In the past 12 months, 117 staff who have contact with inmates have been trained on the PREA requirements (10 bullets covered).

### **§115.32– Volunteer and Contractor Training**

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

All volunteers and contractors who have contact with inmates have been trained in their responsibilities under the agency's policies and procedures regarding sexual abuse/harassment prevention, detection and response.

In the past 12 months, 289 volunteers and contractors have been trained in agency policy and procedures regarding sexual abuse/harassment prevention, detection, and abuse. Documentation of the training is maintained and was reviewed.

Volunteer/contractors were formally interviewed and displayed clear knowledge of the Zero Tolerance Policy and understanding of PREA.

### **§115.33 – Inmate Education**

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

Intake was observed. An inmate flyer, which is received immediately at intake, explains PREA. Also, an Inmate Handbook is distributed and a video is presented within the 30 day timeframe.

Random inmates were formally interviewed, many inmates were informally interviewed, and many more inmates were greeted and involved in brief discussions. All of these inmates were familiar with PREA and their right to be free from sexual abuse/sexual harassment. It was obvious from inmate education posters throughout the institution that the inmate population had been made aware of the importance of PREA for those incarcerated.

During the past 12 months, 656 inmates had received PREA training during intake and there were zero (0) number of inmates who had not received comprehensive education. All inmates at EWCC have been educated. It is noted that education is available in different formats for those with limited English proficiency, with visual impairment, with limited reading skills, or who are otherwise disabled or are deaf (sign language interview was observed by the auditor).

### **§115.34 – Specialized Training: Investigations**

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

The agency's training policy along with training curriculum and personnel policy, requires investigators to be trained in conducting sexual abuse investigations in confinement settings.

The Office of the Inspector General conducts specialized training. There are currently 13 investigators employed who have completed the required training. The specialized PREA investigation training PowerPoint was reviewed.

Two investigators for the Inspector General's Office, from the regional ODOC office center, were interviewed with the scripted questions which confirmed their appropriate individual training.

## **§115.35 – Specialized training: Medical and mental health care**

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

The agency has a policy related to the training of medical and mental health practitioners who work regularly in its facilities. OP – 030601 policy specifically addresses medical/mental health staff on page 10, stating that medical and mental health staff/practitioners will receive a comprehensive training program in order to emphasize the Zero Tolerance of sexual abuse/harassment and to aid in the prevention of sexual abuse and harassment of offenders and to promote awareness of the serious impact of sexual victimization within the correctional setting.

Formal interviews were conducted with seven (7) medical/mental health professionals and all were exceedingly professional and concerned for the health and well-being of inmates at this facility. They also confirmed compliance with this particular standard.

100% of all medical and mental health care practitioners who work regularly at this facility have received the required training.

## **§115.41 – Screening for Risk of Victimization and Abusiveness**

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

Facilities Operations Policy OP – 030102, addresses, assessment and the Reception Center, procedures upon arrival, for PREA 115.41 standard. This policy discusses gathering of information, placement of inmates, restrictions, facility housing assignments, medical assignments, mental health restrictions, behavioral assessments, single cell assignments, and subsequent reviews.

The intake process was reviewed at EWCC, and discussed with the Lieutenant Reviewer, mental health staff, and medical staff. All 10 items reviewed at intake screening were considered and documented and used to assess risk. This assessment for risk of victimization and abusiveness was initially made within hours of intake, it was well-organized, comprehensive and followed a checklist format. The auditor observed that inmates seemed to have been appreciative of the process.

## **§115.42 – Use of Screening Information**

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

Interviews with intake and mental health staff, supported by interviews with inmates, as well as practice, observation, and documentation supports the appropriate use of screening information. Healthcare staff were especially concerned with privacy and confidentiality issues balancing the use of screening information with the goal of keeping inmates safe from abuse and harassment.

It was observed at this facility, from the Warden to all who interact with inmates, that there is a determination to ensure the safety of each incarcerated inmate.

There are no transgender or intersex inmates at EWCC.

## **§115.43 – Protective Custody**

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

The agency has a policy prohibiting the placement of inmates at high risk for sexual victimization in involuntary segregated housing unless an assessment of all available alternatives has been made. At this minimum custody EWCC with only six segregated housing cells, all alternatives are explored before involuntary segregated housing would be imposed. Moreover, inmates would be reviewed and assessed for transfer/reassignment to another ODOC facility where again, an assessment would be made for involuntary protective custody.

The number of inmates at risk of sexual victimization, who were held in involuntary segregated housing in the past 12 months for 1 to 24 hours awaiting completion of assessment was zero (0) number.

## **§115.51 – Inmate Reporting**

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

The agency has established procedures allowing for multiple internal ways for inmates to report privately to agency officials about sexual abuse or sexual harassment, retaliation by other inmates for reporting an incident, and staff neglect or violation of responsibilities that may have contributed to such incidents. This information is available in the Inmate Handbook, in the agency's OP – 030601 PREA Policy, posters and flyers throughout the facility, and the emergency speed dial \*73 posted on each inmate telephone situated inside and outside inmate dormitories.

Most importantly, this professional and committed staff is easily accessible, approachable, and available for the safety and care of the inmates to assist with PREA needs.

Interviews with inmates and interviews with staff, revealed that inmates know how to report sexual abuse and sexual harassment and that staff know how to report sexual abuse and sexual harassment. Third-party reporting was often mentioned during interview sessions.

A summary of how to report incidents of sexual assault or sexual abuse is listed on its PREA website/links. Oklahoma Department of Corrections accepts and investigates reports regarding allegations or knowledge of sexual abuse of offenders from third parties, (family, friends, clergy, vendors, contractors, or any other person having knowledge of an incident). The information further states and instructs persons on how to send an email, how to call the PREA reporting line, how to call the ODOC Office of the Inspector General, how to verbally report to an ODOC facility administrator, or how to verbally report to a staff member.

Finally, reporting can be accomplished by notifying the Oklahoma State Bureau of Investigation (OSBI). A Memorandum of Understanding was noted between the two agencies.

The auditor felt that this standard "exceeds" based on accessibility of staff, interviews with inmates and the confidence they conveyed in being able to report privately, and on the \*73 dial number.

### **§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)

The agency has an administrative procedure for dealing with inmate grievances regarding sexual abuse along with a policy and procedure for filing emergency grievances alleging that an inmate is subject to substantial risk of imminent sexual abuse. The operating policy OP – 090124 noted on page 15, outlines a revision 11/21/2014, Assistance for Filing a Grievance Regarding Allegations for Sexual Abuse. This procedure is also outlined for the inmate in the Inmate Handbook.

Zero (0) number of emergency grievances alleging substantial risk of imminent sexual abuse were filed in the past 12 months.

## **§115.53 – Inmate Access to Outside Confidential Support Services**

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

Inmate access to outside confidential support services is supported by the agency through its policy and procedures. The institution through its Memorandum Of Understanding between EWCC and Women In Shelter/Safe Home (W. I. S. H.), a community rape crisis center in Muskogee, Oklahoma, clearly establishes outside confidential support services.

These confidential support services are available at the local rape crisis center Women In Shelter/Safe Home (W. I. S. H), and are the same as for the local community. Access information and contact information from the community service provider is given to the offenders.

Confidential support services are also available through the facility's Mental Health Department. The services were quite impressive as described during interviews with mental health staff and as outlined in psychological service offerings which were reviewed by this auditor. These services are also confidential.

Exceeds standards.

## **§115.54 – Third-Party Reporting**

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

The agency provides a method to receive third-party reports of inmate sexual abuse or harassment. Third parties, including fellow inmates, staff members, family members, attorneys, and outside advocates are permitted to assist inmates in the filing of administrative remedies relating to the allegations of sexual abuse.

Third-party reporting is accomplished through operating policy 09012, Emergency Grievances Related to Sexual Abuse and also through the Office of the Inspector General.

See also the Internet ODOC website listings outlined in standard 115.51, How to Report Incidents of Sexual Assault or Sexual Abuse.

## **§115.61 – Staff and Agency Reporting Duties**

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

The ODOC OP – 030601, Oklahoma Prison Rape Elimination Act outlines staff and agency reporting steps. All staff are required to report immediately and in accordance with policy, any knowledge, suspicion, or information they receive regarding an incident of sexual abuse or sexual harassment that occurred at a facility whether are not it is part of the agency.

Interviews with staff, both formal and informal, revealed that they are aware of the step by step procedure to take concerning reporting incidences of sexual harassment and sexual abuse.

Staff have been trained in how to report. The training has been documented.

## **§115.62 – Agency Protection Duties**

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

The ODOC, through its facility operations, Section 03 of Policy OP – 030601, Oklahoma Prison Rape Elimination Act states under its Zero Tolerance Section, that when the agency learns an offender is subject to substantial risk of imminent sexual abuse, it shall take immediate action to protect the offender. It also states in the policy that the Correctional Officer, First Responder duties include initial reports and separation. This policy is comprehensive, thorough, and precise in outlining protection duties.

The institution and its staff are very knowledgeable and well trained in their protection duties. This was established through staff random interviews and interviews informally held with staff.

During the past 12 months, the number of times the facility determined that an inmate was subject to substantial risk of imminent sexual abuse was zero (0) number.

## §115.63 – Reporting to Other Confinement Facilities

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

This standard receives an “exceeds”. This standard was observed by the auditor when an inmate was received during the audit at EWCC. The inmate, upon reporting sexual abuse/sexual harassment that happened at another facility, was treated so courteously, appropriately and consistently within policy by numerous staff and the follow-up to the other facility so timely that this auditor believes the exceeds standard rating is well deserved.

Upon receiving an allegation that an inmate was sexually abused while confined at another facility, it is required by policy that the Warden of the facility that received the inmate must immediately notify the facility where the sexual abuse is alleged to have occurred. This policy was observed not only through review of policy and interview with the Warden but, with an actual observation at EWCC of staff and victim reaction when an allegation was reported during the intake timeframe. The intake team, through the chain of command to the Warden, was responsive and followed policy.

During the previous 12 months, there were zero (0) number of allegations of sexual abuse from other facilities. (Not included is the one allegation received during intake while the auditor was at EWCC. Questionnaire is being updated.)

Appropriate reporting was accomplished, first responder duties were accomplished, and the level of care and concern was impressive.

Exceeds standards.

## §115.64 – Staff First Responder Duties

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

The ODOC through its policy and procedures and specifically through the OP – 030601, Oklahoma PREA, details procedures and action for first responders to an allegation of sexual abuse. The offender may report acts of sexual assault, abuse, or harassment to any employee, contract employee, or volunteer. Upon learning of an allegation that an offender was sexually abused, if the responder is a correctional officer: 1) separate; 2) preserve and protect the crime scene; 3) if the time allows for the collection of physical evidence, make appropriate request for it; 4) if the abuse occurred within a time period that allows for physical evidence, ensure the alleged abuser does not destroy evidence. The policy details

each of the steps above. If the first responder is not a security staff member, there are steps also outlined.

These steps and duties were confirmed by random staff interviews, investigative staff interviews, higher and intermediate level supervisor interviews.

In the past 12 months, there have been zero (0) number of allegations to a first responder that an inmate was sexually abused. (Not included is the one allegation received during intake while the auditor was at EWCC.)

### **§115.65 – Coordinated Response**

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

The EWCC has developed 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 (EWCC – 030601 – 01).

The review team meets at least monthly, where allegations, investigations, and related incidents to harassment and sexual abuse are discussed. Topics reviewed include areas where the incident happened, technology, staff supervision, documentation, and recommendations.

The interview with the Warden and the interviews with higher and intermediate level staff indicated a commitment by the facility leadership in handling a coordinated response.

### **§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)
- Not Applicable

The ODOC Central Office reported there has been no collective bargaining agreement entered into or renewed since August 2012. This, from the agency-wide PREA Coordinator who accompanied the auditor during this audit tour.

## §115.67 – Agency protection against retaliation

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

The ODOC/EWCC's policy protects all inmates and staff, who report sexual abuse or sexual harassment and who cooperate with sexual abuse or sexual harassment investigations, from retaliation by other staff or inmates.

Personnel policies covering sexual harassment and sexual misconduct also protect against retaliation.

Staff and inmate interviews confirmed knowledge of these protections and compliance with this standard.

There have been zero (0) number of times an incident of retaliation occurred in the past 12 months.

## §115.68 – Post-Allegation Protective Custody

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

The ODOC/EWCC has policy prohibiting the placement of inmates, who allege to have suffered sexual abuse, in involuntary segregation housing unless an assessment of all available alternatives has been made. Any use of segregated housing to protect an inmate who is alleged to have suffered sexual abuse shall be subject to the requirements of 115.43.

Again, EWCC is a minimum security facility with only six segregation cells. Thus, any protective custody would be used very judiciously and, of course, in conjunction with policy.

There have been zero (0) number of inmates who allege to have suffered sexual abuse, who were held in involuntary segregated housing in the past 12 months for 1 to 24 hours or longer.

## **§115.71 – Criminal and Administrative Agency Investigations**

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

The ODOC has a policy related to investigations (OP – 030601 Oklahoma PREA). This policy details general investigatory guidelines. All case records associated with claims of sexual assault, including incident reports, investigation reports, offender information, and case disposition are retained in the OIG investigation file. This policy also discusses investigative techniques; investigating sexual assaults, preservation of evidence in recent sexual assault crime scenes, interviewing and reporting guidelines, prosecutions, tracking of confirmed sexual assault perpetrators, medical and mental health responsibilities and review teams.

Additionally, the ODOC Policy Security Investigations (OP – 040117) effective date 11/26/2014 outlines administrative and criminal investigations, cross referencing PREA standards with sections and subsections of this policy.

There is one substantiated allegation of conduct which appears to be criminal. It is still under investigation. That which was not confidential was shared with the auditor and appears to be being handled appropriately.

Two investigators of the Office of the Inspector General were interviewed and confirmed procedures for criminal and administrative investigations substantiating compliance with this standard.

## **§115.72 – Evidentiary Standard for Administrative Investigations**

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

The ODOC uses a preponderance of the evidence standard for determining whether or not an allegation is substantiated or unsubstantiated or unfounded. From ODOC's (OP -030601) Oklahoma PREA policy "there shall not be any standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated".

The two investigators interviewed who work for the Office of the Inspector General, confirmed this standard of evidence when determining allegations of sexual abuse or sexual harassment are substantiated.

## §115.73 – Reporting to Inmate

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

Again, ODOC's policy OP – 030601 details notification.

The facility head or designee shall inform the offender victim at the conclusion of the investigation, whether the allegation of sexual abuse has been determined to be substantiated, unsubstantiated or unfounded. If it is a staff member, the facility head or designee shall inform the offender victim whenever a staff member is no longer posted, employed, or has been indicted or has been convicted, unless the investigation determines the allegation is unfounded. There is an attachment D (checklist) in the policy for notifications to offenders and for making sure there is documentation incorporated in the OIG investigation files.

It is noted that the obligation to report under the standard shall terminate if the offender victim is released from custody.

## §115.76 – Disciplinary sanctions for staff

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

Personnel policy of the ODOC, section 11 Human Resources (OP – 110415) Progressive Disciplinary Procedures outlines disciplinary sanctions.

The presumptive disciplinary sanctions for staff who have engaged in sexual abuse of an offender is termination. This is further outlined in Facility Operations Policy under Prohibited Conduct addressing inappropriate sexual conduct, invasion of privacy, sexual assault, and goes further to describe duties and responsibilities in regard to PREA.

EWCC has had zero (0) number of staff from the facility who have been terminated (resigned prior to termination) for violating agency sexual abuse or sexual harassment policies in the last 12 months.

### **§115.77 – Corrective action for contractors and volunteers**

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

The agency/EWCC holds volunteers and contractors who engage in sexual abuse to similar standards as employees - investigation, termination, and reporting to law enforcement, unless clearly not criminal.

Volunteers have all been trained at EWCC and are aware of these policies. Documentation is maintained.

In the past 12 months, there have been zero (0) number of contractors or volunteers reported to law enforcement for engaging in sexual abuse of inmates.

### **§115.78 – Disciplinary sanctions for inmates**

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

Disciplinary rules (OP – 060125), Department Offender Disciplinary Procedures describes the offender disciplinary process, sanctions, and acts constituting rule violation. Inmates are subject to disciplinary sanctions pursuant this formal disciplinary process following an administrative finding that an inmate engaged in inmate-on-inmate sexual abuse. Inmates are subject to disciplinary sanctions pursuant this formal disciplinary process. An inmate may also be subject to disciplinary sanctions following a criminal finding of guilt for inmate-on-inmate sexual abuse.

In the past 12 months, there have been zero (0) number of administrative findings and zero (0) number of criminal findings of guilt that have occurred at this facility, EWCC.

### **§115.81 – Medical and mental health screenings; history of sexual abuse**

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

All inmates at this facility who have disclosed any prior sexual victimization during a screening, pursuant to standard 115.41 are offered a follow-up meeting with a medical or

mental health practitioner. This follow-up is administered by the mental health staff at EWCC within 14 days of the intake screening. Again, procedures are outlined in OP – 030601, Oklahoma PREA Policy.

Medical and mental health staff maintain secondary materials documenting compliance with the above services. During interviews mental health staff were especially proud of treatment plans and programs for assisting the inmate population.

### **§115.82 – Access to emergency medical and mental health services**

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

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

The facility operations, Policy OP – 030601 Oklahoma PREA, under the ODOC Medical Services Responsibility section, outlines these medical services. Further detailing of medical services is outlined in its policy OP – 140118, entitled Emergency Care.

Interviews confirm medical and mental health treatment. Both emergency, routine and follow-up care for sexual abuse are without financial cost.

The primary center for emergency care is Eastar Hospital/Medical Services, Muskogee, Oklahoma.

### **§115.83 – Ongoing medical and mental health care for sexual abuse victims and abusers**

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

EWCC offers medical and mental health evaluation and, as appropriate, treatment to all inmates who have been victimized by sexual abuse and to abusers.

Ongoing medical/mental health treatment is available to all victims as outlined in the Offender’s Guide to Sexual Misconduct, Attachment B.

Progress notes, treatment plans, and interviews confirm the ongoing medical and mental health care for sexual abuse victims and abusers.

## §115.86 – Sexual abuse incident reviews

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

EWCC has an incident sexual abuse review team, comprised of the Warden, Deputy Warden, Chief of Security, Health Services Administrator, Chief Psychologist, and PREA Compliance Manager who review not only sexual abuse incidents, but also alleged harassment incidents. This team meets every month to address:

- 1) A need to change policy or practice
- 2) Motivation
- 3) Physical barriers/areas
- 4) Staffing levels
- 5) Monitoring technology

They prepare a report of their findings and implement the recommendations for improvement.

Interviews with these staff and notice of their personal commitment to PREA law, to working as a team, earns an exceeds standards for this 115.86.

## §115.87 – Data Collection

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

The Office of the Inspector General collects accurate, uniform data for every allegation of sexual abuse at facilities of the Oklahoma Department of Corrections. The data is securely retained. The agency aggregates this incident-based sexual abuse data at least annually.

The Oklahoma Department of Corrections website which contains <ODOC PREA Policy> as well as <ODOC Facility Information> has the incident-based data necessary to the Survey of Sexual Violence conducted annually by the Department of Justice.

## §115.88 – Data Review for Corrective Action

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

The annual report and monthly reports are used by the Dr. Eddie Warrior Correctional Center to improve the effectiveness of its sexual abuse prevention, detection, and response policies and training, including identifying problem areas, and taking corrective action on an ongoing basis.

Review of the PREA data from the 2012 and 2013 Annual Reports of Sexual Violence for the ODOC, and the 2012 and 2013 Annual Reports of Sexual Violence for the ODOC Contracted Private Prisons substantiates data collection. Interviews with higher and intermediate staff, including the Warden; substantiates this data was reviewed and corrective action taken.

## §§115.89 – Data Storage, Publication, and Destruction

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

The Oklahoma Department of Corrections, through its policy OP – 030601, Oklahoma PREA, ensures that all aggregated sexual abuse data from facilities under its direct control and for private facilities with which it contracts, is available to the public and securely retained. The ODOC maintains a sexual abuse data collection pursuant standard 115.87 for at least 10 years after the initial date of collection, unless federal, state or local law requires otherwise.

The Office of the Inspector General, PREA section, is responsible for gathering and maintaining this information.

Public access to data is available on the ODOC website.

### AUDITOR CERTIFICATION:

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

James Curington

01/06/2014

Auditor Signature

Date