

# Prison Rape Elimination Act (PREA) Audit Report Adult Prisons & Jails

☐ Interim ☒ Final

Date of Interim Audit Report: ☒ N/A

*If no Interim Audit Report, select N/A*

Date of Final Audit Report: May 16, 2025

## Auditor Information

Name: Valerie Wolfe Mahfood	Email: Valerie@preaauditing.com
Company Name: Corrections Consulting Services	
Mailing Address: P.O. Box 596	City, State, Zip: Buchanan Dam, Texas, 78609
Telephone: (713) 818-9098	Date of Facility Visit: March 21-23, 2025

## Agency Information

Name of Agency: Bastrop County Sheriff's Office			
Governing Authority or Parent Agency (If Applicable):			
Physical Address: 200 Jackson Street		City, State, Zip: Bastrop, Texas, 78602	
Mailing Address: Same		City, State, Zip: Same	
The Agency Is:	<input type="checkbox"/> Military	<input type="checkbox"/> Private for Profit	<input type="checkbox"/> Private not for Profit
<input type="checkbox"/> Municipal	<input checked="" type="checkbox"/> County	<input type="checkbox"/> State	<input type="checkbox"/> Federal
Agency Website with PREA Information: <a href="https://www.co.bastrop.tx.us/page/lec.prea">https://www.co.bastrop.tx.us/page/lec.prea</a>			

## Agency Chief Executive Officer

Name: Maurice Cook, Sheriff	
Email: Maurice.Cook@co.bastrop.tx.us	Telephone: (512) 549-5100

## Agency-Wide PREA Coordinator

Name: James Bates	
Email: James.Bates@co.bastrop.tx.us	Telephone: (512) 549-5090
PREA Coordinator Reports to: Lisa Miller, Jail Administrator	Number of Compliance Managers who report to the PREA Coordinator: 1

## Facility Information

**Name of Facility:** Bastrop County Jail

**Physical Address:** 200 Jackson Street

**City, State, Zip:** Bastrop, Texas, 78602

**Mailing Address (if different from above):**

**City, State, Zip:**

**The Facility Is:**

☐ Military

☐ Private for Profit

☐ Private not for Profit

☐ Municipal

☒ County

☐ State

☐ Federal

**Facility Type:**

☐ Prison

☐ Jail

**Facility Website with PREA Information:** <https://www.co.bastrop.tx.us/page/lec.prea>

**Has the facility been accredited within the past 3 years?** ☐ Yes ☒ No

**If the facility has been accredited within the past 3 years, select the accrediting organization(s) – select all that apply (N/A if the facility has not been accredited within the past 3 years):**

☐ ACA

☐ NCCHC

☐ CALEA

☐ Other (please name or describe:

☒ N/A

**If the facility has completed any internal or external audits other than those that resulted in accreditation, please describe:**

### Warden/Jail Administrator/Sheriff/Director

**Name:** Lisa Miller

**Email:** Lisa.Miller@co.bastrop.tx.us

**Telephone:** (512) 549-5096

### Facility PREA Compliance Manager

**Name:**

**Email:**

**Telephone:**

### Facility Health Service Administrator ☐ N/A

**Name:** Mark White

**Email:** Mark.White@co.bastrop.tx.us

**Telephone:** (512) 549-5015

### Facility Characteristics

**Designated Facility Capacity:**

400

**Current Population of Facility:**

264

Average daily population for the past 12 months:	289	
Has the facility been over capacity at any point in the past 12 months?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Which population(s) does the facility hold?	<input type="checkbox"/> Females <input type="checkbox"/> Males <input checked="" type="checkbox"/> Both Females and Males	
Age range of population:	17-99	
Average length of stay or time under supervision:	30 Days	
Facility security levels/inmate custody levels:	Min/Med/Max	
Number of inmates admitted to facility during the past 12 months:	3134	
Number of inmates admitted to facility during the past 12 months whose length of stay in the facility was for 72 hours or more:	1760	
Number of inmates admitted to facility during the past 12 months whose length of stay in the facility was for 30 days or more:	397	
Does the facility hold youthful inmates?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Number of youthful inmates held in the facility during the past 12 months: (N/A if the facility never holds youthful inmates)	15 <input type="checkbox"/> N/A	
Does the audited facility hold inmates for one or more other agencies (e.g. a State correctional agency, U.S. Marshals Service, Bureau of Prisons, U.S. Immigration and Customs Enforcement)?	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Select all other agencies for which the audited facility holds inmates: Select all that apply (N/A if the audited facility does not hold inmates for any other agency or agencies):	<input checked="" type="checkbox"/> Federal Bureau of Prisons <input checked="" type="checkbox"/> U.S. Marshals Service <input type="checkbox"/> U.S. Immigration and Customs Enforcement <input type="checkbox"/> Bureau of Indian Affairs <input type="checkbox"/> U.S. Military branch <input type="checkbox"/> State or Territorial correctional agency <input type="checkbox"/> County correctional or detention agency <input type="checkbox"/> Judicial district correctional or detention facility <input checked="" type="checkbox"/> City or municipal correctional or detention facility (e.g. police lockup or city jail) <input type="checkbox"/> Private corrections or detention provider <input type="checkbox"/> Other - please name or describe: <input type="checkbox"/> N/A	
Number of staff currently employed by the facility who may have contact with inmates:	87	
Number of staff hired by the facility during the past 12 months who may have contact with inmates:	21	
Number of contracts in the past 12 months for services with contractors who may have contact with inmates:	3	
Number of individual contractors who have contact with inmates, currently authorized to enter the facility:	4	
Number of volunteers who have contact with inmates, currently authorized to enter the facility:	35	

## Physical Plant

<b>Number of buildings:</b>  Auditors should count all buildings that are part of the facility, whether inmates are formally allowed to enter them or not. In situations where temporary structures have been erected (e.g., tents) the auditor should use their discretion to determine whether to include the structure in the overall count of buildings. As a general rule, if a temporary structure is regularly or routinely used to hold or house inmates, or if the temporary structure is used to house or support operational functions for more than a short period of time (e.g., an emergency situation), it should be included in the overall count of buildings.	1
<b>Number of inmate housing units:</b>  Enter 0 if the facility does not have discrete housing units. DOJ PREA Working Group FAQ on the definition of a housing unit: How is a "housing unit" defined for the purposes of the PREA Standards? The question has been raised in particular as it relates to facilities that have adjacent or interconnected units. The most common concept of a housing unit is architectural. The generally agreed-upon definition is a space that is enclosed by physical barriers accessed through one or more doors of various types, including commercial-grade swing doors, steel sliding doors, interlocking sally port doors, etc. In addition to the primary entrance and exit, additional doors are often included to meet life safety codes. The unit contains sleeping space, sanitary facilities (including toilets, lavatories, and showers), and a dayroom or leisure space in differing configurations. Many facilities are designed with modules or pods clustered around a control room. This multiple-pod design provides the facility with certain staff efficiencies and economies of scale. At the same time, the design affords the flexibility to separately house inmates of differing security levels, or who are grouped by some other operational or service scheme. Generally, the control room is enclosed by security glass, and in some cases, this allows inmates to see into neighboring pods. However, observation from one unit to another is usually limited by angled site lines. In some cases, the facility has prevented this entirely by installing one-way glass. Both the architectural design and functional use of these multiple pods indicate that they are managed as distinct housing units.	34
<b>Number of single cell housing units:</b>	1
<b>Number of multiple occupancy cell housing units:</b>	24
<b>Number of open bay/dorm housing units:</b>	9
<b>Number of segregation cells (for example, administrative, disciplinary, protective custody, etc.):</b>	64
<b>In housing units, does the facility maintain sight and sound separation between youthful inmates and adult inmates? (N/A if the facility never holds youthful inmates)</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A
<b>Does the facility have a video monitoring system, electronic surveillance system, or other monitoring technology (e.g. cameras, etc.)?</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<b>Has the facility installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology in the past 12 months?</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<b>Medical and Mental Health Services and Forensic Medical Exams</b>	
<b>Are medical services provided on-site?</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<b>Are mental health services provided on-site?</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

<p><b>Where are sexual assault forensic medical exams provided?</b> Select all that apply.</p>	<p><input type="checkbox"/> On-site</p> <p><input checked="" type="checkbox"/> Local hospital/clinic</p> <p><input type="checkbox"/> Rape Crisis Center</p> <p><input type="checkbox"/> Other (please name or describe: _____)</p>
<p><b>Investigations</b></p>	
<p><b>Criminal Investigations</b></p>	
<p><b>Number of investigators employed by the agency and/or facility who are responsible for conducting CRIMINAL investigations into allegations of sexual abuse or sexual harassment:</b></p>	<p>17</p>
<p><b>When the facility received allegations of sexual abuse or sexual harassment (whether staff-on-inmate or inmate-on-inmate), CRIMINAL INVESTIGATIONS are conducted by:</b> Select all that apply.</p>	<p><input type="checkbox"/> Facility investigators</p> <p><input checked="" type="checkbox"/> Agency investigators</p> <p><input type="checkbox"/> An external investigative entity</p>
<p><b>Select all external entities responsible for CRIMINAL INVESTIGATIONS: Select all that apply (N/A if no external entities are responsible for criminal investigations)</b></p>	<p><input type="checkbox"/> Local police department</p> <p><input type="checkbox"/> Local sheriff's department</p> <p><input type="checkbox"/> State police</p> <p><input type="checkbox"/> A U.S. Department of Justice component</p> <p><input type="checkbox"/> Other (please name or describe: _____)</p> <p><input checked="" type="checkbox"/> N/A</p>
<p><b>Administrative Investigations</b></p>	
<p><b>Number of investigators employed by the agency and/or facility who are responsible for conducting ADMINISTRATIVE investigations into allegations of sexual abuse or sexual harassment?</b></p>	<p>2</p>
<p><b>When the facility receives allegations of sexual abuse or sexual harassment (whether staff-on-inmate or inmate-on-inmate), ADMINISTRATIVE INVESTIGATIONS are conducted by: Select all that apply</b></p>	<p><input checked="" type="checkbox"/> Facility investigators</p> <p><input type="checkbox"/> Agency investigators</p> <p><input type="checkbox"/> An external investigative entity</p>
<p><b>Select all external entities responsible for ADMINISTRATIVE INVESTIGATIONS: Select all that apply (N/A if no external entities are responsible for administrative investigations)</b></p>	<p><input type="checkbox"/> Local police department</p> <p><input type="checkbox"/> Local sheriff's department</p> <p><input type="checkbox"/> State police</p> <p><input type="checkbox"/> A U.S. Department of Justice component</p> <p><input type="checkbox"/> Other (please name or describe: _____)</p> <p><input checked="" type="checkbox"/> N/A</p>

## Summary of Audit Findings

*The summary should include the number and list of standards exceeded, number of standards met, and number and list of standards not met.*

**Auditor Note:** No standard should be found to be “Not Applicable” or “NA”. A compliance determination must be made for each standard.

### Standards Exceeded

**Number of Standards Exceeded:** 4

**List of Standards Exceeded:** 115.18, 115.53, 115.83, 115.86

### Standards Met

**Number of Standards Met:** 41

### Standards Not Met

**Number of Standards Not Met:** 0

**List of Standards Not Met:**

# Post-Audit Reporting Information

General Audit Information	
Onsite Audit Dates	
1. Start date of the onsite portion of the audit:	March 11, 2025
2. End date of the onsite portion of the audit:	March 13, 2025
Outreach	
3. Did you attempt to communicate with community-based organization(s) or victim advocates who provide services to this facility and/or who may have insight into relevant conditions in the facility?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
a. If yes, identify the community-based organizations or victim advocates with whom you corresponded:	JDI, Family Crisis Center
Audited Facility Information	
4. Designated Facility Capacity:	400
5. Average daily population for the past 12 months:	289
6. Number of inmate/resident/detainee housing units:  DOJ PREA Working Group FAQ on the definition of a housing unit: How is a "housing unit" defined for the purposes of the PREA Standards? The question has been raised in particular as it relates to facilities that have adjacent or interconnected units. The most common concept of a housing unit is architectural. The generally agreed-upon definition is a space that is enclosed by physical barriers accessed through one or more doors of various types, including commercial-grade swing doors, steel sliding doors, interlocking sally port doors, etc. In addition to the primary entrance and exit, additional doors are often included to meet life safety codes. The unit contains sleeping space, sanitary facilities (including toilets, lavatories, and showers), and a dayroom or leisure space in differing configurations. Many facilities are designed with modules or pods clustered around a control room. This multiple-pod design provides the facility with certain staff efficiencies and economies of scale. At the same time, the design affords the flexibility to separately house inmates of differing security levels, or who are grouped by some other operational or service scheme. Generally, the control room is enclosed by security glass, and in some cases, this allows residents to see into neighboring pods. However, observation from one unit to another is usually limited by angled site lines. In some cases, the facility has prevented this entirely by installing one-way glass. Both the architectural design and functional use of these multiple pods indicate that they are managed as distinct housing units.	34
7. Does the facility ever hold youthful inmates or youthful/juvenile detainees?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A for the facility type audited (i.e., Community Confinement Facility or Juvenile Facility)

**Audited Facility Population on Day One of the Onsite Portion of the Audit**

*Inmates/Residents/Detainees*

8. Enter the total number of inmates/residents/detainees housed at the facility as of the first day of the onsite portion of the audit:	264
9. Enter the total number of youthful inmates or youthful/juvenile detainees housed at the facility on the first day of the onsite portion of the audit:	5
10. Enter the total number of inmates/residents/detainees with a physical disability housed at the facility as of the first day of the onsite portion of the audit:	23
11. Enter the total number of inmates/residents/detainees with a cognitive or functional disability (including intellectual disability, psychiatric disability, or speech disability) housed at the facility as of the first day of the onsite portion of the audit:	1
12. Enter the total number of inmates/residents/detainees who are Blind or have low vision (visually impaired) housed at the facility on the first day of the onsite portion of the audit:	0
13. Enter the total number of inmates/residents/detainees who are Deaf or hard-of-hearing housed at the facility on the first day of the onsite portion of the audit:	0
14. Enter the total number of inmates/residents/detainees who are Limited English Proficient (LEP) housed at the facility as of the first day of the onsite portion of the audit:	22
15. Enter the total number of inmates/residents/detainees who identify as lesbian, gay, or bisexual housed at the facility as of the first day of the onsite portion of the audit:	30
16. Enter the total number of inmates/residents/detainees who identify as transgender, or intersex housed at the facility as of the first day of the onsite portion of the audit:	1
17. Enter the total number of inmates/residents/detainees who reported sexual abuse in this facility who are housed at the facility as of the first day of the onsite portion of the audit:	0
18. Enter the total number of inmates/residents/detainees who reported sexual harassment in this facility who are housed at the facility as of the first day of the onsite portion of the audit:	0
19. Enter the total number of inmates/residents/detainees who disclosed prior sexual victimization during risk screening housed at the facility as of the first day of the onsite portion of the audit:	111
20. Enter the total number of inmates/residents/detainees who are or were ever placed in segregated housing/isolation for risk of sexual victimization housed at the facility as of the first day of the onsite portion of the audit:	0
21. Enter the total number of inmates/residents/detainees who are or were ever placed in segregated housing/isolation for having reported sexual abuse in this facility as of the first day of the onsite portion of the audit:	0
22. Enter the total number of inmates/residents detained solely for civil immigration purposes housed at the facility as of the first day of the onsite portion of the audit:	0



<p><b>23. Provide any additional comments regarding the population characteristics of inmates/residents/detainees in the facility as of the first day of the onsite portion of the audit (e.g., groups not tracked, issues with identifying certain populations).</b></p> <p><i>Note: as this text will be included in the audit report, please do not include any personally identifiable information or other information that could compromise the confidentiality of any persons in the facility.</i></p>	<p>While inmates may or may not have identified within a targeted category at the time of their Intake, if they self-identified in any targeted category at the time of interview, they were interviewed using the appropriate protocols. No inmates refused the opportunity to interview.</p>
<p align="center"><i>Staff, Volunteers, and Contractors</i>  <i>Include all full- and part-time staff employed by the facility, regardless of their level of contact with inmates/residents/detainees</i></p>	
<p><b>24. Enter the total number of STAFF, including both full- and part-time staff employed by the facility as of the first day of the onsite portion of the audit:</b></p>	<p align="center">87</p>
<p><b>25. Enter the total number of CONTRACTORS assigned to the facility as of the first day of the onsite portion of the audit who have contact with inmates/residents/detainees:</b></p>	<p align="center">4</p>
<p><b>26. Enter the total number of VOLUNTEERS assigned to the facility as of the first day of the onsite portion of the audit who have contact with inmates/residents/detainees:</b></p>	<p align="center">35</p>
<p><b>27. Provide any additional comments regarding the population characteristics of staff, volunteers, and contractors who were in the facility as of the first day of the onsite portion of the audit.</b></p> <p><i>Note: as this text will be included in the audit report, please do not include any personally identifiable information or other information that could compromise the confidentiality of any persons in the facility.</i></p>	<p>At the time of the onsite audit, there weren't any volunteers or contractors present. Electronic contact information and/or telephone numbers were obtained for multiple volunteers and contractors. Communication with said volunteers and contractors was established.</p>
<p align="center"><b>Interviews</b></p>	
<p align="center"><b>Inmate/Resident/Detainee Interviews</b></p>	
<p align="center"><i>Random Inmate/Resident/Detainee Interviews</i></p>	
<p><b>28. Enter the total number of RANDOM INMATES/RESIDENTS/DETAINEES who were interviewed:</b></p>	<p align="center">13</p>
<p><b>29. Select which characteristics you considered when you selected random inmate/resident/detainee interviewees:</b></p>	<p> <input checked="" type="checkbox"/> Age  <input checked="" type="checkbox"/> Race  <input checked="" type="checkbox"/> Ethnicity (e.g., Hispanic, Non-Hispanic)  <input checked="" type="checkbox"/> Length of time in the facility  <input checked="" type="checkbox"/> Housing assignment  <input checked="" type="checkbox"/> Gender  <input checked="" type="checkbox"/> Other (describe) Custody, Job Assignment, Program Activity, Physical Characteristics, Psychological Characteristics, Primary Language Spoken, or other distinguishing factors amongst population.  <input type="checkbox"/> None (explain) </p>
<p><b>30. How did you ensure your sample of random inmate/resident/detainee interviewees was geographically diverse?</b></p>	<p>Housing rosters</p>

31. Were you able to conduct the minimum number of random inmate/resident/detainee interviews?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
a. If no, explain why it was not possible to interview the minimum number of random inmate/resident/detainee interviews:	

32. Provide any additional comments regarding selecting or interviewing random inmates/residents/detainees (e.g., any populations you oversampled, barriers to completing interviews, barriers to ensuring representation, etc.).  <i>Note: as this text will be included in the audit report, please do not include any personally identifiable information or other information that could compromise the confidentiality of any persons in the facility.</i>	No barriers to completing random interviews were noted.
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*Targeted Inmate/Resident/Detainee Interviews*

33. Enter the total number of TARGETED INMATES/RESIDENTS/DETAINEES who were interviewed:  <i>As stated in the PREA Auditor Handbook, the breakdown of targeted interviews is intended to guide auditors in interviewing the appropriate cross-section of inmates/residents/detainees who are the most vulnerable to sexual abuse and sexual harassment. When completing questions regarding targeted inmate/resident/detainee interviews below, remember that an interview with one inmate/resident/detainee may satisfy multiple targeted interview requirements. These questions are asking about the number of interviews conducted using the targeted inmate/resident/detainee protocols.</i>  <i>For example, if an auditor interviews an inmate who has a physical disability, is being held in segregated housing due to risk of sexual victimization, and disclosed prior sexual victimization, that interview would be included in the totals for each of those questions. Therefore, in most cases, the sum of all the following responses to the targeted inmate/resident/detainee interview categories will exceed the total number of targeted inmates/residents/detainees who were interviewed.</i>  <i>If a particular targeted population is not applicable in the audited facility, enter "0".</i>	13
34. Enter the total number of interviews conducted with youthful inmates or youthful/juvenile detainees using the "Youthful Inmates" protocol:	2
a. If 0, select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:	<input type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees. <input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.
b. If 0, discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).	

<b>35. Enter the total number of interviews conducted with inmates/residents/detainees with a physical disability using the “Disabled and Limited English Proficient Inmates” protocol:</b>	<p>2</p>
<b>a. If 0, select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</b>	<input type="checkbox"/> Facility said there were “none here” during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees. <input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.
<b>b. If 0, discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</b>	
<b>36. Enter the total number of interviews conducted with inmates/residents/detainees with a cognitive or functional disability (including intellectual disability, psychiatric disability, or speech disability) using the “Disabled and Limited English Proficient Inmates” protocol:</b>	<p>3</p>
<b>a. If 0, select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</b>	<input type="checkbox"/> Facility said there were “none here” during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees. <input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.
<b>b. If 0, discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</b>	
<b>37. Enter the total number of interviews conducted with inmates/residents/detainees who are Blind or have low vision (visually impaired) using the “Disabled and Limited English Proficient Inmates” protocol:</b>	<p>3</p>
<b>a. If 0, select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</b>	<input type="checkbox"/> Facility said there were “none here” during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees. <input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.
<b>b. If 0, discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</b>	
<b>38. Enter the total number of interviews conducted with inmates/residents/detainees who are Deaf or hard-of-hearing using the “Disabled and Limited English Proficient Inmates” protocol:</b>	<p>1</p>

<p>a. If 0, select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input type="checkbox"/> Facility said there were “none here” during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. If 0, discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	
<p>39. Enter the total number of interviews conducted with inmates/residents/detainees who are Limited English Proficient (LEP) using the “Disabled and Limited English Proficient Inmates” protocol:</p>	<p>1</p>
<p>a. If 0, select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input type="checkbox"/> Facility said there were “none here” during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. If 0, discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	
<p>40. Enter the total number of interviews conducted with inmates/residents/detainees who identify as lesbian, gay, or bisexual using the “Transgender and Intersex Inmates; Gay, Lesbian, and Bisexual Inmates” protocol:</p>	<p>3</p>
<p>a. If 0, select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input type="checkbox"/> Facility said there were “none here” during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. If 0, discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	
<p>41. Enter the total number of interviews conducted with inmates/residents/detainees who identify as transgender or intersex “Transgender and Intersex Inmates; Gay, Lesbian, and Bisexual Inmates” protocol:</p>	<p>0</p>
<p>a. If 0, select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were “none here” during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. If 0, discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the</p>	<p>Reviewed facility documentation. All inmates interviewed were also asked if they were transgender,</p>

PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).	intersex, gay, lesbian, or bisexual. None of the inmates interviewed stated that they were transgender. Additionally, during random staff interviews, staff did not indicate that any transgender incarcerated persons were assigned to the facility.
<b>42. Enter the total number of interviews conducted with inmates/residents/detainees who reported sexual abuse in this facility using the "Inmates who Reported a Sexual Abuse" protocol:</b>	0
<b>a. If 0, select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</b>	<input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees. <input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.
<b>b. If 0, discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</b>	. Reviewed facility documentation, to include current housing rosters by name. All inmates interviewed were also asked if they had filed reports of sexual abuse while assigned to the facility. None of the inmates interviewed stated that they had filed any such reports.
<b>43. Enter the total number of interviews conducted with inmates/residents/detainees who disclosed prior sexual victimization during risk screening using the "Inmates who Disclosed Sexual Victimization during Risk Screening" protocol:</b>	3
<b>a. If 0, select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</b>	<input type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees. <input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.
<b>b. If 0, discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</b>	
<b>44. Enter the total number of interviews conducted with inmates/residents/detainees who are or were ever placed in segregated housing/isolation for risk of sexual victimization using the "Inmates Placed in Segregated Housing (for Risk of Sexual Victimization/Who Alleged to have Suffered Sexual Abuse)" protocol:</b>	0
<b>a. If 0, select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</b>	<input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees. <input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.
<b>b. If 0, discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</b>	Reviewed facility documentation. Asked random staff if any inmates were ever placed in segregated housing for the risk of sexual victimization or for having alleged to have been a victim of sexual abuse. Asked all inmates who reported sexual victimization if they

	had ever placed in segregated housing for the risk of sexual victimization.
<b>45. Provide any additional comments regarding selecting or interviewing random inmates/residents/detainees (e.g., any populations you oversampled, barriers to completing interviews, barriers to ensuring representation, etc.).</b>  <i>Note: as this text will be included in the audit report, please do not include any personally identifiable information or other information that could compromise the confidentiality of any persons in the facility.</i>	Inmates were allowed to self-select out of and/or into all targeted categories during the interview process. As such, while facility records may or may not include inmates within targeted categories, targeted protocols were still completed for any inmate who self-selected into any targeted protocol at the time of the interview. Also, it should be noted that if there were not sufficient numbers of inmates assigned to the facility within a targeted group, oversampling was done in other targeted groups to ensure the minimum number of targeted interviews were conducted.
<b>Staff, Volunteer, and Contractor Interviews</b>	
<i>Random Staff Interviews</i>	
<b>46. Enter the total number of RANDOM STAFF who were interviewed:</b>	12
<b>47. Select which characteristics you considered when you selected RANDOM STAFF interviewees (select all that apply):</b>	<input checked="" type="checkbox"/> Length of tenure in the facility <input checked="" type="checkbox"/> Shift assignment <input checked="" type="checkbox"/> Work assignment <input checked="" type="checkbox"/> Rank (or equivalent) <input checked="" type="checkbox"/> Other (describe) Gender, race, ethnicity, languages spoken, or other distinguishing factors amongst staff relative to their employment. <input type="checkbox"/> None (explain)
<b>48. Were you able to conduct the minimum number of RANDOM STAFF interviews?</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<b>a. If no, select the reasons why you were not able to conduct the minimum number of RANDOM STAFF interviews (select all that apply):</b>	<input type="checkbox"/> Too many staff declined to participate in interviews <input type="checkbox"/> Not enough staff employed by the facility to meet the minimum number of random staff interviews (Note: select this option if there were not enough staff employed by the facility or not enough staff employed by the facility to interview for both random and specialized staff roles). <input type="checkbox"/> Not enough staff available in the facility during the onsite portion of the audit to meet the minimum number of random staff interviews. <input type="checkbox"/> Other (describe)
<b>b. Describe the steps you took to select additional RANDOM STAFF interviewees and why you were still unable to meet the minimum number of random staff interviews:</b>	
<b>49. Provide any additional comments regarding selecting or interviewing random staff (e.g., any populations you oversampled, barriers to completing interviews, etc.).</b>	No barriers to completing random staff interviews were noted.

<p><i>Note: as this text will be included in the audit report, please do not include any personally identifiable information or other information that could compromise the confidentiality of any persons in the facility.</i></p>	
<p align="center"><b>Specialized Staff, Volunteers, and Contractor Interviews</b></p> <p><u>Staff in some facilities may be responsible for more than one of the specialized staff duties. Therefore, more than one interview protocol may apply to an interview with a single staff member and that interview would satisfy multiple specialized staff interview requirements.</u></p>	
<p><b>50. Enter the total number of staff in a SPECIALIZED STAFF role who were interviewed (excluding volunteers and contractors):</b></p>	<p align="center"><b>13</b></p>
<p><b>51. Were you able to interview the Agency Head?</b></p>	<p><input checked="" type="checkbox"/> Yes    <input type="checkbox"/> No</p>
<p><b>a. If no, explain why it was not possible to interview the Agency Head:</b></p>	
<p><b>52. Were you able to interview the Warden/Facility Director/Superintendent or their designee?</b></p>	<p><input checked="" type="checkbox"/> Yes    <input type="checkbox"/> No</p>
<p><b>a. If no, explain why it was not possible to interview the Warden/Facility Director/Superintendent or their designee:</b></p>	
<p><b>53. Were you able to interview the PREA Coordinator?</b></p>	<p><input checked="" type="checkbox"/> Yes    <input type="checkbox"/> No</p>
<p><b>a. If no, explain why it was not possible to interview the PREA Coordinator:</b></p>	
<p><b>54. Were you able to interview the PREA Compliance Manager?</b></p>	<p><input type="checkbox"/> Yes    <input type="checkbox"/> No</p> <p><input checked="" type="checkbox"/> N/A (N/A if the agency is a single facility agency or is otherwise not required to have a PREA Compliance Manager per the Standards)</p>
<p><b>a. If no, explain why it was not possible to interview the PREA Compliance Manager:</b></p>	
<p><b>55. Select which SPECIALIZED STAFF roles were interviewed as part of this audit (select all that apply):</b></p>	<p><input checked="" type="checkbox"/> Agency contract administrator</p> <p><input checked="" type="checkbox"/> Intermediate or higher-level facility staff responsible for conducting and documenting unannounced rounds to identify and deter staff sexual abuse and sexual harassment</p> <p><input checked="" type="checkbox"/> Line staff who supervise youthful inmates (if applicable)</p> <p><input checked="" type="checkbox"/> Education and program staff who work with youthful inmates (if applicable)</p> <p><input checked="" type="checkbox"/> Medical staff</p> <p><input checked="" type="checkbox"/> Mental health staff</p> <p><input type="checkbox"/> Non-medical staff involved in cross-gender strip or visual searches</p> <p><input checked="" type="checkbox"/> Administrative (human resources) staff</p> <p><input type="checkbox"/> Sexual Assault Forensic Examiner (SAFE) or Sexual Assault Nurse Examiner (SANE) staff</p> <p><input checked="" type="checkbox"/> Investigative staff responsible for conducting administrative investigations</p> <p><input checked="" type="checkbox"/> Investigative staff responsible for conducting criminal investigations</p> <p><input checked="" type="checkbox"/> Staff who perform screening for risk of victimization and abusiveness</p>

	<input checked="" type="checkbox"/> Staff who supervise inmates in segregated housing/residents in isolation <input checked="" type="checkbox"/> Staff on the sexual abuse incident review team <input checked="" type="checkbox"/> Designated staff member charged with monitoring retaliation <input checked="" type="checkbox"/> First responders, both security and non-security staff <input checked="" type="checkbox"/> Intake staff <input checked="" type="checkbox"/> Other (describe) Commissary, Laundry, Mailroom Staff, Training Staff, Law Library, and SAFE/SANE staff associated with the local hospital/rape crisis center
<b>56. Did you interview VOLUNTEERS who may have contact with inmates/residents/detainees in this facility?</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<b>a. Enter the total number of VOLUNTEERS who were interviewed:</b>	5
<b>b. Select which specialized VOLUNTEER role(s) were interviewed as part of this audit (select all that apply):</b>	<input type="checkbox"/> Education/programming <input type="checkbox"/> Medical/dental <input type="checkbox"/> Mental health/counseling <input checked="" type="checkbox"/> Religious <input type="checkbox"/> Other
<b>57. Did you interview CONTRACTORS who may have contact with inmates/residents/detainees in this facility?</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<b>a. Enter the total number of CONTRACTORS who were interviewed:</b>	2
<b>b. Select which specialized CONTRACTOR role(s) were interviewed as part of this audit (select all that apply):</b>	<input type="checkbox"/> Security/detention <input checked="" type="checkbox"/> Education/programming <input type="checkbox"/> Medical/dental <input type="checkbox"/> Food service <input type="checkbox"/> Maintenance/construction <input checked="" type="checkbox"/> Other
<b>58. Provide any additional comments regarding selecting or interviewing specialized staff (e.g., any populations you oversampled, barriers to completing interviews, etc.).</b>  <i>Note: as this text will be included in the audit report, please do not include any personally identifiable information or other information that could compromise the confidentiality of any persons in the facility.</i>	At the time of the onsite audit, there weren't any volunteers or contractors present. Electronic contact information and/or telephone numbers were obtained for multiple volunteers and contractors. Communication with said volunteers and contractors was established.
<b>Site Review and Documentation Sampling</b>	
<b>Site Review</b>	
<i>PREA Standard 115.401(h) states, "The auditor shall have access to, and shall observe, all areas of the audited facilities." In order to meet the requirements in this Standard, the site review portion of the onsite audit must include a thorough examination of the entire facility. The site review is not a casual tour of the facility. It is an active, inquiring process that includes talking with staff and inmates to determine whether, and the extent to which, the audited facility's practices demonstrate compliance with the Standards. Note: discussions related to testing critical functions are expected to be included in the relevant Standard-specific overall determination narratives.</i>	



59. Did you have access to all areas of the facility?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
a. If no, explain what areas of the facility you were unable to access and why.	
Was the site review an active, inquiring process that included the following:	
60. Reviewing/examining all areas of the facility in accordance with the site review component of the audit instrument?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
a. If no, explain why the site review did not include reviewing/examining all areas of the facility.	
61. Testing and/or observing all critical functions in the facility in accordance with the site review component of the audit instrument (e.g., intake process, risk screening process, PREA education)?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
a. If no, explain why the site review did not include testing and/or observing all critical functions in the facility.	
62. Informal conversations with inmates/residents/detainees during the site review (encouraged, not required)?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
63. Informal conversations with staff during the site review (encouraged, not required)?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

<p>64. Provide any additional comments regarding the site review (e.g., access to areas in the facility, observations, tests of critical functions, or informal conversations).</p> <p><i>Note: as this text will be included in the audit report, please do not include any personally identifiable information or other information that could compromise the confidentiality of any persons in the facility.</i></p>	NA
Documentation Sampling	
Where there is a collection of records to review—such as staff, contractor, and volunteer training records; background check records; supervisory rounds logs; risk screening and intake processing records; inmate education records; medical files; and investigative files—auditors must self-select for review a representative sample of each type of record.	
65. In addition to the proof documentation selected by the agency or facility and provided to you, did you also conduct an auditor-selected sampling of documentation?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<p>66. Provide any additional comments regarding selecting additional documentation (e.g., any documentation you oversampled, barriers to selecting additional documentation, etc.).</p> <p><i>Note: as this text will be included in the audit report, please do not include any personally identifiable information or other information that could compromise the confidentiality of any persons in the facility.</i></p>	Additional document sampling was done both at random, as well as in coordination with comments received from inmates and staff during the interview process.

## Sexual Abuse and Sexual Harassment Allegations and Investigations in this Facility

### Sexual Abuse and Sexual Harassment Allegations and Investigations Overview

*Remember the number of allegations should be based on a review of all sources of allegations (e.g., hotline, third-party, grievances) and should not be based solely on the number of investigations conducted.*

*Note: For question brevity, we use the term "inmate" in the following questions. Auditors should provide information on inmate, resident, or detainee sexual abuse allegations and investigations, as applicable to the facility type being audited.*

#### 67. Total number of SEXUAL ABUSE allegations and investigations overview during the 12 months preceding the audit, by incident type:

*Instructions: If you are unable to provide information for one or more of the fields below, enter an "X" in the field(s) where information cannot be provided.*

	# of sexual abuse allegations	# of criminal investigations	# of administrative investigations	# of allegations that had both criminal and administrative investigations
<u>Inmate-on-inmate sexual abuse</u>	3	0	2	1
<u>Staff-on-inmate sexual abuse</u>	0	0	0	0
Total	3	0	2	1

a. If you were unable to provide any of the information above, explain why this information could not be provided.

#### 68. Total number of SEXUAL HARASSMENT allegations and investigations overview during the 12 months preceding the audit, by incident type:

*Instructions: If you are unable to provide information for one or more of the fields below, enter an "X" in the field(s) where information cannot be provided.*

	# of sexual harassment allegations	# of criminal investigations	# of administrative investigations	# of allegations that had both criminal and administrative investigations
<u>Inmate-on-inmate sexual harassment</u>	2	0	2	0
<u>Staff-on-inmate sexual harassment</u>	0	0	0	0
Total	2	0	2	0

a. If you were unable to provide any of the information above, explain why this information could not be provided.

### Sexual Abuse and Sexual Harassment Investigation Outcomes

#### Sexual Abuse Investigation Outcomes

*Note: these counts should reflect where the investigation is currently (i.e., if a criminal investigation was referred for prosecution and resulted in a conviction, that investigation outcome should only appear in the count for "convicted.") Do not double count. Additionally, for question brevity, we use the term "inmate" in the following questions. Auditors should provide information on inmate, resident, and detainee sexual abuse investigation files, as applicable to the facility type being audited.*

#### 69. Criminal SEXUAL ABUSE investigation outcomes during the 12 months preceding the audit:

*Instructions: If you are unable to provide information for one or more of the fields below, enter an "X" in the field(s) where information cannot be provided.*

	Ongoing	Referred for Prosecution	Indicted/Court Case Filed	Convicted/Adjudicated	Acquitted
<u>Inmate-on-inmate sexual abuse</u>	0	1	0	0	0
<u>Staff-on-inmate sexual abuse</u>	0	0	0	0	0

Total	0	1	0	0	0																				
<p><b>a. If you were unable to provide any of the information above, explain why this information could not be provided.</b></p>																									
<p><b>70. Administrative SEXUAL ABUSE investigation outcomes during the 12 months preceding the audit:</b></p> <p><i>Instructions: If you are unable to provide information for one or more of the fields below, enter an "X" in the field(s) where information cannot be provided.</i></p> <table border="1"> <tr> <td></td> <td>Ongoing</td> <td>Unfounded</td> <td>Unsubstantiated</td> <td>Substantiated</td> </tr> <tr> <td><u>Inmate-on-inmate sexual abuse</u></td> <td>0</td> <td>2</td> <td>0</td> <td>1</td> </tr> <tr> <td><u>Staff-on-inmate sexual abuse</u></td> <td>0</td> <td>0</td> <td>0</td> <td>0</td> </tr> <tr> <td>Total</td> <td>0</td> <td>2</td> <td>0</td> <td>1</td> </tr> </table>							Ongoing	Unfounded	Unsubstantiated	Substantiated	<u>Inmate-on-inmate sexual abuse</u>	0	2	0	1	<u>Staff-on-inmate sexual abuse</u>	0	0	0	0	Total	0	2	0	1
	Ongoing	Unfounded	Unsubstantiated	Substantiated																					
<u>Inmate-on-inmate sexual abuse</u>	0	2	0	1																					
<u>Staff-on-inmate sexual abuse</u>	0	0	0	0																					
Total	0	2	0	1																					
<p><b>a. If you were unable to provide any of the information above, explain why this information could not be provided.</b></p>																									

Sexual Harassment Investigation Outcomes																													
<p><i>Note: these counts should reflect where the investigation is currently. Do not double count. Additionally, for question brevity, we use the term "inmate" in the following questions. Auditors should provide information on inmate, resident, and detainee sexual harassment investigation files, as applicable to the facility type being audited.</i></p>																													
<p><b>71. Criminal SEXUAL HARASSMENT investigation outcomes during the 12 months preceding the audit:</b></p> <p><i>Instructions: If you are unable to provide information for one or more of the fields below, enter an "X" in the field(s) where information cannot be provided.</i></p> <table border="1"> <tr> <td></td> <td>Ongoing</td> <td>Referred for Prosecution</td> <td>Indicted/Court Case Filed</td> <td>Convicted/Adjudicated</td> <td>Acquitted</td> </tr> <tr> <td><u>Inmate-on-inmate sexual harassment</u></td> <td>0</td> <td>0</td> <td>0</td> <td>0</td> <td>0</td> </tr> <tr> <td><u>Staff-on-inmate sexual harassment</u></td> <td>0</td> <td>0</td> <td>0</td> <td>0</td> <td>0</td> </tr> <tr> <td>Total</td> <td>0</td> <td>0</td> <td>0</td> <td>0</td> <td>0</td> </tr> </table>							Ongoing	Referred for Prosecution	Indicted/Court Case Filed	Convicted/Adjudicated	Acquitted	<u>Inmate-on-inmate sexual harassment</u>	0	0	0	0	0	<u>Staff-on-inmate sexual harassment</u>	0	0	0	0	0	Total	0	0	0	0	0
	Ongoing	Referred for Prosecution	Indicted/Court Case Filed	Convicted/Adjudicated	Acquitted																								
<u>Inmate-on-inmate sexual harassment</u>	0	0	0	0	0																								
<u>Staff-on-inmate sexual harassment</u>	0	0	0	0	0																								
Total	0	0	0	0	0																								
<p><b>a. If you were unable to provide any of the information above, explain why this information could not be provided.</b></p>																													
<p><b>72. Administrative SEXUAL HARASSMENT investigation outcomes during the 12 months preceding the audit:</b></p> <p><i>Instructions: If you are unable to provide information for one or more of the fields below, enter an "X" in the field(s) where information cannot be provided.</i></p> <table border="1"> <tr> <td></td> <td>Ongoing</td> <td>Unfounded</td> <td>Unsubstantiated</td> <td>Substantiated</td> </tr> <tr> <td><u>Inmate-on-inmate sexual harassment</u></td> <td>0</td> <td>1</td> <td>1</td> <td>0</td> </tr> <tr> <td><u>Staff-on-inmate sexual harassment</u></td> <td>0</td> <td>0</td> <td>0</td> <td>0</td> </tr> <tr> <td>Total</td> <td>0</td> <td>1</td> <td>1</td> <td>0</td> </tr> </table>							Ongoing	Unfounded	Unsubstantiated	Substantiated	<u>Inmate-on-inmate sexual harassment</u>	0	1	1	0	<u>Staff-on-inmate sexual harassment</u>	0	0	0	0	Total	0	1	1	0				
	Ongoing	Unfounded	Unsubstantiated	Substantiated																									
<u>Inmate-on-inmate sexual harassment</u>	0	1	1	0																									
<u>Staff-on-inmate sexual harassment</u>	0	0	0	0																									
Total	0	1	1	0																									
<p><b>a. If you were unable to provide any of the information above, explain why this information could not be provided.</b></p>																													
Sexual Abuse and Sexual Harassment Investigation Files Selected for Review																													

Sexual Abuse Investigation Files Selected for Review

<b>73. Enter the total number of SEXUAL ABUSE investigation files reviewed/sampled:</b>	<b>3</b>
<b>a. If 0, explain why you were unable to review any sexual abuse investigation files:</b>	
<b>74. Did your selection of SEXUAL ABUSE investigation files include a cross-section of criminal and/or administrative investigations by findings/outcomes?</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A (N/A if you were unable to review any sexual abuse investigation files)
<b>Inmate-on-inmate sexual abuse investigation files</b>	
<b>75. Enter the total number of INMATE-ON-INMATE SEXUAL ABUSE investigation files reviewed/sampled:</b>	<b>3</b>
<b>76. Did your sample of INMATE-ON-INMATE SEXUAL ABUSE investigation files include criminal investigations?</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A (N/A if you were unable to review any inmate-on-inmate sexual abuse investigation files)

<b>77. Did your sample of INMATE-ON-INMATE SEXUAL ABUSE investigation files include administrative investigations?</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A (N/A if you were unable to review any inmate-on-inmate sexual abuse investigation files)
<b>Staff-on-inmate sexual abuse investigation files</b>	
<b>78. Enter the total number of STAFF-ON-INMATE SEXUAL ABUSE investigation files reviewed/sampled:</b>	<b>0</b>
<b>79. Did your sample of STAFF-ON-INMATE SEXUAL ABUSE investigation files include criminal investigations?</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A (N/A if you were unable to review any staff-on-inmate sexual abuse investigation files)
<b>80. Did your sample of STAFF-ON-INMATE SEXUAL ABUSE investigation files include administrative investigations?</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A (N/A if you were unable to review any staff-on-inmate sexual abuse investigation files)

Sexual Harassment Investigation Files Selected for Review

<b>81. Enter the total number of SEXUAL HARASSMENT investigation files reviewed/sampled:</b>	<b>2</b>
<b>a. If 0, explain why you were unable to review any sexual harassment investigation files:</b>	
<b>82. Did your selection of SEXUAL HARASSMENT investigation files include a cross-section of criminal and/or administrative investigations by findings/outcomes?</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A (N/A if you were unable to review any sexual harassment investigation files)
<b>Inmate-on-inmate sexual harassment investigation files</b>	
<b>83. Enter the total number of INMATE-ON-INMATE SEXUAL HARASSMENT investigation files reviewed/sampled:</b>	<b>2</b>
<b>84. Did your sample of INMATE-ON-INMATE SEXUAL HARASSMENT investigation files include criminal investigations?</b>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A (N/A if you were unable to review any inmate-on-inmate sexual harassment investigation files)
<b>85. Did your sample of INMATE-ON-INMATE SEXUAL HARASSMENT investigation files include administrative investigations?</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

	<input type="checkbox"/> N/A (N/A if you were unable to review any inmate-on-inmate sexual harassment investigation files)
<b>Staff-on-inmate sexual harassment investigation files</b>	
<b>86. Enter the total number of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files reviewed/sampled:</b>	0
<b>87. Did your sample of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files include criminal investigations?</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A (N/A if you were unable to review any staff-on-inmate sexual harassment investigation files)
<b>88. Did your sample of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files include administrative investigations?</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A (N/A if you were unable to review any staff-on-inmate sexual harassment investigation files)
<b>89. Provide any additional comments regarding selecting and reviewing sexual abuse and sexual harassment investigation files.</b>  <i>Note: as this text will be included in the audit report, please do not include any personally identifiable information or other information that could compromise the confidentiality of any persons in the facility.</i>	During the audit time frame, the facility has not received any staff on inmate sexual abuse or sexual harassment allegations. As such, there weren't any completed staff on inmate investigations to review.
<b>Support Staff Information</b>	
<b>DOJ-certified PREA Auditors Support Staff</b>	
<b>90. Did you receive assistance from any DOJ-CERTIFIED PREA AUDITORS at any point during this audit?</b>  <i>Remember: the audit includes all activities from the pre-onsite through the post-onsite phases to the submission of the final report. Make sure you respond accordingly.</i>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<b>a. If yes, enter the TOTAL NUMBER OF DOJ-CERTIFIED PREA AUDITORS who provided assistance at any point during the audit:</b>	
<b>Non-certified Support Staff</b>	
<b>91. Did you receive assistance from any NON-CERTIFIED SUPPORT STAFF at any point during this audit?</b>  <i>Remember: the audit includes all activities from the pre-onsite through the post-onsite phases to the submission of the final report. Make sure you respond accordingly.</i>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<b>a. If yes, enter the TOTAL NUMBER OF NON-CERTIFIED SUPPORT STAFF who provided assistance at any point during the audit:</b>	
<b>Auditing Arrangements and Compensation</b>	
<b>92. Who paid you to conduct this audit?</b>	<input type="checkbox"/> The audited facility or its parent agency <input type="checkbox"/> My state/territory or county government (if you audit as part of a consortium or circular auditing arrangement, select this option) <input checked="" type="checkbox"/> A third-party auditing entity (e.g., accreditation body, consulting firm) <input type="checkbox"/> Other

## PREVENTION PLANNING

### Standard 115.11: Zero tolerance of sexual abuse and sexual harassment; PREA coordinator

All Yes/No Questions Must Be Answered by The Auditor to Complete the Report

#### 115.11 (a)

- Does the agency have a written policy mandating zero tolerance toward all forms of sexual abuse and sexual harassment? ☒ Yes ☐ No
- Does the written policy outline the agency's approach to preventing, detecting, and responding to sexual abuse and sexual harassment? ☒ Yes ☐ No

#### 115.11 (b)

- Has the agency employed or designated an agency-wide PREA Coordinator? ☒ Yes ☐ No
- Is the PREA Coordinator position in the upper-level of the agency hierarchy? ☒ Yes ☐ No
- Does the PREA Coordinator have sufficient time and authority to develop, implement, and oversee agency efforts to comply with the PREA standards in all of its facilities?  
☒ Yes ☐ No

#### 115.11 (c)

- If this agency operates more than one facility, has each facility designated a PREA compliance manager? (N/A if agency operates only one facility.) ☐ Yes ☐ No ☒ NA
- Does the PREA compliance manager have sufficient time and authority to coordinate the facility's efforts to comply with the PREA standards? (N/A if agency operates only one facility.)  
☐ Yes ☐ No ☒ NA

#### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

#### Instructions for Overall Compliance Determination Narrative

*The narrative below must include a comprehensive discussion of all the evidence relied upon in making the compliance or non-compliance determination, the auditor's analysis and reasoning, and the auditor's*

*conclusions. This discussion must also include corrective action recommendations where the facility does not meet the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.*

#### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Jail PREA Coordinator Policy
- Bastrop County Jail Inmate Handbook, English, 2022
- Bastrop County Jail Inmate Handbook, Spanish, 2022
- Bastrop County Jail Zero Tolerance Inmate Poster, English
- Bastrop County Jail Zero Tolerance Inmate Poster, Spanish
- Bastrop County Jail, End the Silence, Zero Tolerance for Sexual Abuse and Sexual Harassment: Prison Rape Elimination Act, Inmate Training Pamphlet, English
- Bastrop County Jail, End the Silence, Zero Tolerance for Sexual Abuse and Sexual Harassment: Prison Rape Elimination Act, Inmate Training Pamphlet, Spanish

#### Interviews:

- Agency Head
- Agency PREA Coordinator
- Facility Administrator
- Intermediate or Higher-Level Facility Staff
- Random Staff

#### Site Review Observations:

- The Bastrop County Jail PREA Coordinator, along with the facility administrator and agency head, oversees the Bastrop County Jail PREA program.
- The PREA Coordinator is physically assigned to the Bastrop County Jail and maintains a permanent office, with routine activities, within said institution as a function of assignment.

#### Standard Subsections:

- (A) The Bastrop County Sheriff's Office has a policy; namely, the Bastrop County Jail Zero Tolerance Policy, that mandates zero tolerance toward all forms of sexual abuse and sexual harassment. As a function of this approach, the agency's policy is designed "to provide uniform guidelines and procedures to reduce the risk of sexual abuse and sexual harassment toward any inmate under the jurisdiction or authority of the Bastrop County Sheriff's Office and to outline the approach to preventing, detecting, and responding to all allegations of sexual abuse and sexual harassment."
- (B) The Bastrop County Sheriff's Office has employed and designated an upper-level agency-wide PREA Coordinator. As noted through discussions with said PREA Coordinator, this person is responsible for facilitating the Bastrop County Sheriff's Office's PREA program. As noted by the PREA Coordinator, this individual does have sufficient time and authority to further the agency mission of zero tolerance toward all forms of sexual abuse and sexual harassment.

(C) As the Bastrop County Sheriff's Office does not operate multiple correctional facilities, this provision does not apply.

#### Reasoning & Findings Statement:

This standard establishes agency expectations of zero-tolerance for sexual abuse and sexual harassment of inmates. In developing these expectations, the Bastrop County Sheriff's Office has created a policy that works to prevent, detect, and respond to allegations of sexual abuse and sexual harassment of inmates. The agency has designated an upper-level agency-wide PREA Coordinator to oversee its zero-tolerance program. In doing this, the Bastrop County Sheriff's Office has further developed its own unit based coordinated response plan to ensure the agency's overall zero-tolerance policy is applicable to any unique circumstances of the Bastrop County Jail. As such, the Bastrop County Jail has met the requirements of this standard.

### Standard 115.12: Contracting with other entities for the confinement of inmates

#### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

##### 115.12 (a)

- If this agency is public and it contracts for the confinement of its inmates with private agencies or other entities including other government agencies, has the agency included the entity's obligation to comply with the PREA standards in any new contract or contract renewal signed on or after August 20, 2012? (N/A if the agency does not contract with private agencies or other entities for the confinement of inmates.) ☐ Yes ☐ No ☒ NA

##### 115.12 (b)

- Does any new contract or contract renewal signed on or after August 20, 2012 provide for agency contract monitoring to ensure that the contractor is complying with the PREA standards? (N/A if the agency does not contract with private agencies or other entities for the confinement of inmates.) ☐ Yes ☐ No ☒ NA

#### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)



## Instructions for Overall Compliance Determination Narrative

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

### Documents:

- Bastrop County Jail Zero Tolerance Policy

### Interviews:

- Agency PREA Coordinator
- Agency Contract Administrator

### Site Review Observations:

- The Bastrop County Jail is a publicly operated correctional facility through the Bastrop County Sheriff's Office.

### Standard Subsections:

- (A) The Bastrop County Sheriff's Office does not contract for the confinement of its inmates with private agencies. Rather, agency policy requires that "is the entity with direct responsibility for the operation of Confined Inmates and Detainees." As noted by the agency contract administrator, the Bastrop County Sheriff's Office is in compliance with this requirement.
- (B) While Bastrop County Sheriff's Office does not contract for the confinement of its inmates with private agencies, agency policy still requires that "any new contract or contract renewal shall provide for contract monitoring to ensure that the contractor is complying with the PREA Standards." As noted by the agency contract administrator, if the Bastrop County Sheriff's Office did contract for the confinement of its inmates with private agencies, all such contracts would provide for agency contract monitoring to ensure that the contractor complies with the PREA Standards.

### Reasoning & Findings Statement:

This standard requires that all private entities contracting with the Bastrop County Sheriff's Office to hold its inmates must comply the PREA Standards. However, the Bastrop County Sheriff's Office does not contract with other entities to hold inmates who would otherwise be assigned to the Bastrop County Jail. As indicated by documentation review, as well as affirmed by conversations with agency staff, the Bastrop County Jail has satisfied all provisions within this standard.

## Standard 115.13: Supervision and monitoring

### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

#### 115.13 (a)

- Does the facility have a documented staffing plan that provides for adequate levels of staffing and, where applicable, video monitoring, to protect inmates against sexual abuse?  
☒ Yes   ☐ No
- In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Generally accepted detention and correctional practices?  
☒ Yes   ☐ No
- In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Any judicial findings of inadequacy? ☒ Yes   ☐ No
- In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Any findings of inadequacy from Federal investigative agencies? ☒ Yes   ☐ No
- In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Any findings of inadequacy from internal or external oversight bodies? ☒ Yes   ☐ No
- In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: All components of the facility's physical plant (including "blind-spots" or areas where staff or inmates may be isolated)? ☒ Yes   ☐ No
- In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: The composition of the inmate population? ☒ Yes   ☐ No
- In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: The number and placement of supervisory staff? ☒ Yes   ☐ No
- In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: The institution programs occurring on a particular shift?  
☒ Yes   ☐ No   ☐ NA
- In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Any applicable State or local laws, regulations, or standards? ☒ Yes   ☐ No
- In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: The prevalence of substantiated and unsubstantiated incidents of sexual abuse? ☒ Yes   ☐ No
- In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Any other relevant factors? ☒ Yes   ☐ No

### 115.13 (b)

- In circumstances where the staffing plan is not complied with, does the facility document and justify all deviations from the plan? (N/A if no deviations from staffing plan.)  
☐ Yes ☐ No ☒ NA

### 115.13 (c)

- In the past 12 months, has the facility, in consultation with the agency PREA Coordinator, assessed, determined, and documented whether adjustments are needed to: The staffing plan established pursuant to paragraph (a) of this section? ☒ Yes ☐ No
- In the past 12 months, has the facility, in consultation with the agency PREA Coordinator, assessed, determined, and documented whether adjustments are needed to: The facility's deployment of video monitoring systems and other monitoring technologies? ☒ Yes ☐ No
- In the past 12 months, has the facility, in consultation with the agency PREA Coordinator, assessed, determined, and documented whether adjustments are needed to: The resources the facility has available to commit to ensure adherence to the staffing plan? ☒ Yes ☐ No

### 115.13 (d)

- Has the facility/agency implemented a policy and practice of having intermediate-level or higher-level supervisors conduct and document unannounced rounds to identify and deter staff sexual abuse and sexual harassment? ☒ Yes ☐ No
- Is this policy and practice implemented for night shifts as well as day shifts? ☒ Yes ☐ No
- Does the facility/agency have a policy prohibiting staff from alerting other staff members that these supervisory rounds are occurring, unless such announcement is related to the legitimate operational functions of the facility? ☒ Yes ☐ No

### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

### Instructions for Overall Compliance Determination Narrative

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

#### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Jail Inmate Handbook, English, 2022
- Bastrop County Jail Inmate Handbook, Spanish, 2022
- Bastrop County Jail Staffing Plan, 1-15-25
- Bastrop County Jail Dayshift Booking, 2024
- Bastrop County Jail Nightshift Booking, 2024

#### Interviews:

- Agency PREA Coordinator
- Facility Administrator
- Intermediate or Higher-Level Facility Staff
- Random Staff
- Random Inmates

#### Site Review Observations:

- All inmate housing areas contain at least one security staff post that is continuously monitored by staff. All areas of high inmate traffic are assigned staffing positions while in operation.
- During the site review, supervisory staff were observed making routine and rounds throughout the facility. All random staff interviewed did indicate that supervisory staff were available to them and routinely conducted unannounced rounds within the facility.
- During supervisory rounds, ranking officials were observed reviewing required documentation completed by line staff as a function of their duty posts.
- All supervisory staff and transportation officers did possess body worn cameras.
- During the onsite portion of the audit, current Bastrop County Jail Employee Visit Records (chronological logs) were inspected throughout the facility to ensure staff were conducting, and properly documenting, unannounced rounds and, where appropriate, opposite gender announcements.

#### Standard Subsections:

(A) As required by the Bastrop County Jail Zero Tolerance Policy, “in calculating adequate staffing levels and determining the need for video monitoring, facilities shall take into consideration:

- (1) Generally accepted detention and correctional practices;
- (2) Any judicial findings of inadequacy;
- (3) Any findings of inadequacy from Federal investigative agencies;
- (4) Any findings of inadequacy from internal or external oversight bodies;
- (5) All components of Bastrop County Jail physical plant (including “blind-spots” or areas where staff or inmates may be isolated);
- (6) The composition of the inmate population;
- (7) The number and placement of supervisory staff;
- (8) Programs occurring on a particular shift;
- (9) Any applicable State or local laws, regulations, or standards;

- (10) The prevalence of substantiated and unsubstantiated incidents of sexual abuse; and
- (11) Any other relevant factors.”

- (B) The Bastrop County Jail has developed a staffing plan so that adequate staffing levels are routinely available to ensure the custody and safety of all inmates housed within the facility. Since the last PREA Audit, the Bastrop County Jail has maintained an average of 289 inmates assigned to the facility. The Bastrop County Jail staffing plan was predicated on having 400 inmates assigned to the facility. During interviews with random staff, said employees consistently remarked that supervisory staff with routinely conducting unannounced rounds and were available to them when needed. As well, only one (1) of the 26 inmates interviewed stated that supervisory staff weren’t routinely conducting unannounced rounds. Additionally, there weren’t any (0) inmates who indicated that they were unable to attend routine activities on a regular basis due to a shortage of staff.
- (C) Agency policy requires “In circumstances where the staffing plan is not complied with, Bastrop County Jail shall document and justify all deviations from the plan.” During the audit time frame, the Bastrop County Jail has not deviated from the facility staffing plan. As noted by the Bastrop County Jail facility administrator, all deviations, when they occur, would document it as required.
- (D) Per Bastrop County Jail Zero Tolerance Policy, “whenever necessary, but no less frequently than once each year, and in consultation with the PREA coordinator required above, Bastrop County Jail shall assess, determine, and document whether adjustments are needed to:
- The established staffing plan;
  - Bastrop County Jail deployment of video monitoring systems and other monitoring technologies; and
  - The resources Bastrop County Jail has available to commit to ensure adherence to the staffing plan.”

As noted by the Bastrop County Jail facility administrator, and confirmed by the Bastrop County Jail PREA Coordinator, the Bastrop County Jail does conduct an annual assessment of its staffing plan. At that time, the agency does assess, determine, and document whether adjustments to the Bastrop County Jail staffing plan are necessary, the resources the facility has available to commit to ensure adherence to the staffing plan, as well as the facility’s deployment of video monitoring systems and other monitoring technologies. A review of the most updated Bastrop County Jail staffing plan, dated January 15, 2025, does evidence adherence to this requirement.

- (E) Per the Bastrop County Jail Zero Tolerance Policy, “Intermediate-level or higher-level supervisors shall conduct and document unannounced rounds to identify and deter staff sexual abuse and sexual harassment. Such a policy is applicable to and for both night and day shifts. Staff is prohibited from alerting other staff members that these supervisory rounds are occurring unless such announcement is related to the legitimate operational functions of Bastrop County Jail.” The timing of the onsite portion of the audit allowed for the observation of staff from all shifts. In this, it was noted that unannounced rounds were properly documented by supervisory staff. As well, numerous housing and officer station logs were reviewed onsite. These logs reflected a historic pattern of supervisory presence throughout the facility. Additionally, interviews with three (3) supervisory staff confirm that unannounced

rounds are being conducted as required for all shifts. These rounds are conducted at random, using different timing intervals, travel patterns, and other means to make the presence of supervisory staff less predictable. Lastly, interviews with twelve (12) random staff reflect their awareness of policy prohibiting them from notifying co-workers that said rounds are occurring. As well, during interviews with 26 inmates, all by one (1) such person indicated that supervisors are routinely walking throughout all areas of the facility. During the onsite portion of the audit, it was further observed that both staff and inmates seemed comfortable with the presence of supervisory staff within department and housing areas; thus, further supporting the fact that supervisory staff are routinely present throughout the facility.

#### Reasoning & Findings Statement:

The standard provides that adequate staffing levels are assessed and maintained, as well as video monitoring technology is used to its fullest potential, to promote the safety of not only the inmates assigned to the facility, but also the well-being of all correctional employees, contractors, and volunteers within the compound. The Bastrop County Jail does conduct an annual assessment of its staffing levels, with the last assessment being finalized on January 15, 2025. During the audit time frame, the Bastrop County Jail has not deviated from its staffing plan. Supervisory staff note, as well as documentation confirms, that unannounced rounds are being conducted on a regular and routine basis. Both random staff and inmates generally agree that supervisor rounds are routinely conducted. Lastly, despite the Bastrop County Jail having stationary video cameras throughout its institutional grounds, to take full advantage of monitoring technologies, uniformed supervisors also wear body cameras attached to their shirts. As such, the Bastrop County Jail facility has clearly met the compliance requirements of this standard.

### Standard 115.14: Youthful inmates

#### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

##### 115.14 (a)

- Does the facility place all youthful inmates in housing units that separate them from sight, sound, and physical contact with any adult inmates through use of a shared dayroom or other common space, shower area, or sleeping quarters? (N/A if facility does not have youthful inmates [inmates <18 years old].) ☒ Yes ☐ No ☐ NA

##### 115.14 (b)

- In areas outside of housing units does the agency maintain sight and sound separation between youthful inmates and adult inmates? (N/A if facility does not have youthful inmates [inmates <18 years old].) ☒ Yes ☐ No ☐ NA
- In areas outside of housing units does the agency provide direct staff supervision when youthful inmates and adult inmates have sight, sound, or physical contact? (N/A if facility does not have youthful inmates [inmates <18 years old].) ☒ Yes ☐ No ☐ NA

### 115.14 (c)

- Does the agency make its best efforts to avoid placing youthful inmates in isolation to comply with this provision? (N/A if facility does not have youthful inmates [inmates <18 years old].)  
☒ Yes   ☐ No   ☐ NA
- Does the agency, while complying with this provision, allow youthful inmates daily large-muscle exercise and legally required special education services, except in exigent circumstances? (N/A if facility does not have youthful inmates [inmates <18 years old].) ☒ Yes   ☐ No   ☐ NA
- Do youthful inmates have access to other programs and work opportunities to the extent possible? (N/A if facility does not have youthful inmates [inmates <18 years old].)  
☒ Yes   ☐ No   ☐ NA

### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

### Instructions for Overall Compliance Determination Narrative

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

#### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Jail Inmate Handbook, English, 2022
- Bastrop County Jail Inmate Handbook, Spanish, 2022

#### Interviews:

- Agency PREA Coordinator
- Facility Administrator
- Random Staff
- Random/Targeted Inmates
- Youthful Offenders
- Line Staff Who Supervise Youthful Offenders
- Education Staff Who Supervise Youthful Offenders

#### Site Review Observations:

- Observed three (3) youthful offender housing areas

#### Standard Subsections:

- (A) Agency policy requires “the Bastrop County Sheriff’s Office to provide a safe and secure environment free from sexual abuse and sexual harassment for youthful offenders under its jurisdiction or authority.” As noted by the Agency PREA Coordinator, and confirmed via the Bastrop County Jail Zero Tolerance Policy, “A youthful inmate shall not be placed in a housing unit in which the youthful inmate will have sight, sound, or physical contact with any adult inmate. BCSO will make all good-faith efforts to avoid placing the youthful inmate in isolation in order to comply with this provision.” As Bastrop County Jail does currently house inmates less than 18 years of age, a review of the youthful housing areas, as well as interviews with youthful offenders, confirms that the Bastrop County Jail has maintained sight and sound separation between inmates less than 18 years of age and inmates 18 years of age or older.
- (B) The Bastrop County Jail Zero Tolerance Policy allows that “outside of the housing unit, sight and sound separation shall be maintained unless the youthful inmate is under direct staff supervision.” In speaking with youthful offenders, it was noted that said persons are never in the presence of adult offenders. Rather, youthful offenders state, and agency staff confirm, that the separation of youth offenders and adult inmates is strictly enforced.
- (C) As noted by the Agency PREA Coordinator, as well as confirmed through the Bastrop County Jail Zero Tolerance Policy, “except in exigent circumstances, BCSO shall provide youthful inmates daily large-muscle exercise and any legally required special education services. Youthful inmates shall also have access to other programs and work opportunities to the extent possible. BCSO shall not deny youthful inmates access to recreation or other legally required services, including special education, in order to comply with the above provisions. BCSO shall make best efforts to ensure that all youthful inmates identified with special education needs are receiving the required special education services and that services are documented.” Interviews with youthful offenders confirm the Bastrop County Jail staff adhere to agency policy.

#### Reasoning & Findings Statement:

This standard requires that the agency ensures sight and sound separation between inmates less than 18 years of age and inmates of 18 years of age or older. Alternatively, the standard requires that there is direct staff supervision when inmates less than 18 years of age and inmates 18 years of age or older have the possibility of sight, sound, or physical contact. Agency policy requires that youthful inmates shall not be placed in a housing unit in which the youthful inmate will have sight, sound, or physical contact with any adult inmate. Both random staff and youthful offenders confirm facility adherence to this policy. This given, the Bastrop County Jail has met the requirements of this standard.



## Standard 115.15: Limits to cross-gender viewing and searches

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

### 115.15 (a)

- Does the facility always refrain from conducting any cross-gender strip or cross-gender visual body cavity searches, except in exigent circumstances or by medical practitioners?  
☒ Yes ☐ No

### 115.15 (b)

- Does the facility always refrain from conducting cross-gender pat-down searches of female inmates, except in exigent circumstances? (N/A if the facility does not have female inmates.)  
☒ Yes ☐ No ☐ NA
- Does the facility always refrain from restricting female inmates' access to regularly available programming or other out-of-cell opportunities in order to comply with this provision? (N/A if the facility does not have female inmates.) ☒ Yes ☐ No ☐ NA

### 115.15 (c)

- Does the facility document all cross-gender strip searches and cross-gender visual body cavity searches? ☒ Yes ☐ No
- Does the facility document all cross-gender pat-down searches of female inmates? (N/A if the facility does not have female inmates.) ☒ Yes ☐ No ☐ NA

### 115.15 (d)

- Does the facility have policies that enables 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? ☒ Yes ☐ No
- Does the facility have procedures that enables 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? ☒ Yes ☐ No
- Does the facility require staff of the opposite gender to announce their presence when entering an inmate housing unit? ☒ Yes ☐ No

### 115.15 (e)

- Does the facility always refrain from searching or physically examining transgender or intersex inmates for the sole purpose of determining the inmate's genital status? ☒ Yes ☐ No

- If an inmate's genital status is unknown, does the facility determine genital status 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? ☒ Yes ☐ No

#### 115.15 (f)

- Does the facility/agency train security staff in how to conduct cross-gender pat down searches in a professional and respectful manner, and in the least intrusive manner possible, consistent with security needs? ☒ Yes ☐ No
- Does the facility/agency train security staff in how to conduct searches of transgender and intersex inmates in a professional and respectful manner, and in the least intrusive manner possible, consistent with security needs? ☒ Yes ☐ No

#### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

#### Instructions for Overall Compliance Determination Narrative

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#### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Jail Inmate Handbook, English, 2022
- Bastrop County Jail Inmate Handbook, Spanish, 2022
- Bastrop County Recreation Yard Modesty Curtains
- Bastrop County Memo, Opposite Gender Announcement

#### Interviews:

- Facility Administrator
- Intermediate or Higher-Level Facility Staff
- Random Staff
- Random Inmates
- Inmates Who Identify as Lesbian, Gay, Bisexual, Transgender, or Intersex

### Site Review Observations:

- During the onsite inspection, staff were routinely observed making cross-gender announcements when persons of the opposite gender entered inmate housing areas.
- Posted notice of opposite gender staff working within areas where inmates might be in a state of undress were observed throughout the facility.
- Supervisory staff were observed conducting their routine security checks within inmate housing areas. Cross-gender announcements and supervisory rounds, both unannounced rounds and scheduled rounds, were subsequently documented on chronological activity logs.
- Privacy shields were generally in place inhibiting view into all inmate toilets.
- Privacy shields were observed and/or available in medical examination rooms.
- Privacy curtains were observed in all shower areas.
- Video surveillance was not trained to areas where inmates might routinely be in a state of undress.

### Standard Subsections:

- (A) Agency policy requires that “jail staff shall not conduct cross-gender strip searches or cross-gender visual body cavity searches except in exigent circumstances.” As noted by the Bastrop County Jail AGENCY PREA COORDINATOR, and confirmed through Bastrop County Jail Investigator, there have not been any cross-gender strip or cross-gender visual body cavity searches conducted during the audit time frame. Both interviews with random staff and inmates confirmed that staff do not conduct such searches.
- (B) Agency policy requires that “jail staff shall not conduct cross-gender pat-down searches on female inmates except in exigent circumstances.” As noted by the Bastrop County Jail AGENCY PREA COORDINATOR, and confirmed through Bastrop County Jail Investigator, there have not been any cross-gender strip or cross-gender visual body cavity searches conducted during the audit time frame. Both interviews with random staff and inmates confirmed that staff do not conduct such searches.
- (C) Interviews with random staff reflect that the facility has never denied any female inmate access to a regularly available program or out of cell activity due to an inability to conduct same-gender searches of inmates. As well, interviews with 26 inmates confirmed that none of these persons had ever been denied access to any regularly available program or out of cell activity due to staffs’ inability to conduct same-gender searches. Rather, said inmates noted staff’s adherence to agency policy prohibiting cross-gender pat-down searches.
- (D) The Bastrop County Jail Zero Tolerance policy requires that “Inmates will be allowed 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.” During the onsite portion of the audit, inspections were conducted of all areas where inmates might routinely be expected in a state of undress. It was noted that most areas allowed for modesty barriers to inhibit opposite gender viewing of the

breasts, buttocks, or genitalia of inmates, except in exigent circumstances or when such viewing is incidental to routine cell checks. However, within the outside recreation yards, there were two toilet stalls that allowed for uninhibited views of inmate toilets. Action was taken onsite to provide modesty barriers for these areas. As such, no further action is needed. Bastrop County Jail Zero Tolerance policy requires that “jail staff of the opposite gender shall announce their presence when entering an inmate housing unit.” During the onsite portion of the audit, all random staff confirmed their adherence to agency policy. announcements. However, as eleven (11) of the 26 inmates interviewed stated that opposite gender staff do not routinely make known their presence, additional training was conducted on all shifts to remind staff of this agency requirement. As such, no further action is needed. Lastly, a review of video surveillance throughout the facility found that cameras were not trained to areas where inmates would routinely be in a state of undress.

- (E) The Bastrop County Jail Zero Tolerance policy requires that “Jail staff shall 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 may be 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.” In interviewing random staff, it was clearly understood that if the gender of inmates is unknown, conducting strip searches to determine their genital status would be inappropriate. Rather, random staff generally expressed that to determine gender they would contact the medical department, their supervisor, reference agency documents, or simply ask the inmate. In interviewing inmates, there weren’t any (0) transgender, intersex, gay, lesbian, or bisexual inmates who stated that they had ever been searched or physically examined for the sole purpose of determining their genital status.
- (F) The Bastrop County Jail Zero Tolerance policy requires that “Jail staff shall be properly trained in how to conduct cross-gender pat-down searches, and searches of transgender and intersex inmates.” During interviews, all random staff affirmed their obligation to conduct searches in a professional manner and only for security purposes. Facility documentation reflects that 100% of Bastrop County Jail security staff have been trained on conducting said searches in a professional and least intrusive manner as possible consistent with security needs.

#### Reasoning & Findings Statement:

This standard places limits on cross-gender searches, to include pat-downs, strip searches, and visual body cavity searches. Thus, the Bastrop County Jail has developed facility-wide policies prohibiting cross-gender pat searches of female inmates, as well as cross-gender strip searches and visual body cavity searches of all inmates in the absence of exigent circumstances. Interviews with random staff indicated that if exigent circumstances arise that require staff to engage in cross-gender pat searches of female inmates, as well as cross-gender strip or visual body cavity searches of any inmate, policy subsequently requires these searches to be properly documented. It should be noted, however, that during the audit time frame, the Bastrop County Jail has not engaged in any cross-gender pat searches of female inmates, as well as cross-gender strip or visual body cavity searches. When same-sex strip searches and visual body cavity searches are performed of transgender and intersex inmates, the agency further requires staff to ensure professionalism and to utilize the least intrusive manner possible consistent with security needs. Interviews with both random staff and inmates confirmed that staff do

not conduct either cross-gender strip searches or cross-gender visual body cavity searches. Lastly, facility records reflect that all security staff have been trained on the agency's PREA policies, which includes the proper procedures for conducting pat searches on transgender or intersex inmates. As required by agency policy, these searches are to be performed in a professional and least intrusive manner as possible. This standard further places limits on opposite gender viewing of inmates' breasts, buttocks, and genitalia. During onsite observations of the facility, within the outside recreation yards, there were two toilets that allowed for uninhibited views of inmate toilets. Action was taken to provide modesty barriers for these areas. As such, no further action is needed. An extensive review of live video surveillance demonstrates that cameras are not trained in areas where inmates would routinely be in a state of undress. Throughout the facility, notices are clearly posted to advise all inmates that individuals of the opposite gender are routinely present within the facility, to include inmate housing areas., to ensure all inmates are given the utmost in modesty protection, the agency requires opposite gender staff to announce their presence upon entering housing areas where inmates may be in a state of undress. During the onsite portion of the audit process, staff were observed conducting these announcements, as well as documenting such announcements within the building activity logs. However, as eleven (11) of the 26 inmates interviewed stated that opposite gender staff do not routinely make known their presence, additional training was conducted on all shifts to remind staff of this agency requirement. As such, no further action is needed. With all this in mind, considering the totality of agency policy, facility practice, as well as staff and inmate comments, Bastrop County Jail has met the requirements of this standard.

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

### **All Yes/No Questions Must Be Answered by the Auditor to Complete the Report**

#### **115.16 (a)**

- Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: inmates who are deaf or hard of hearing? ☒ Yes ☐ No
- Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: inmates who are blind or have low vision? ☒ Yes ☐ No
- Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: inmates who have intellectual disabilities? ☒ Yes ☐ No
- Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: inmates who have psychiatric disabilities? ☒ Yes ☐ No
- Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect,

and respond to sexual abuse and sexual harassment, including: inmates who have speech disabilities? ☒ Yes ☐ No

- Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: Other (if "other," please explain in overall determination notes)? ☒ Yes ☐ No
- Do such steps include, when necessary, ensuring effective communication with inmates who are deaf or hard of hearing? ☒ Yes ☐ No
- Do such steps include, when necessary, providing access to interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary? ☒ Yes ☐ No
- Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with inmates with disabilities including inmates who: Have intellectual disabilities? ☒ Yes ☐ No
- Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with inmates with disabilities including inmates who: Have limited reading skills? ☒ Yes ☐ No
- Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with inmates with disabilities including inmates who: Are blind or have low vision? ☒ Yes ☐ No

#### **115.16 (b)**

- Does the agency take reasonable steps to ensure meaningful access to all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment to inmates who are limited English proficient? ☒ Yes ☐ No
- Do these steps include providing interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary? ☒ Yes ☐ No

#### **115.16 (c)**

- Does the agency always refrain from relying on inmate interpreters, inmate readers, or other types of inmate assistance except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the inmate's safety, the performance of first-response duties under §115.64, or the investigation of the inmate's allegations? ☒ Yes ☐ No

## Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

## Instructions for Overall Compliance Determination Narrative

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

### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Jail Inmate Handbook, English, 2022
- Bastrop County Jail Inmate Handbook, Spanish, 2022
- Bastrop County Jail, End the Silence, Zero Tolerance for Sexual Abuse and Sexual Harassment: Prison Rape Elimination Act, Inmate Training Pamphlet, English
- Bastrop County Jail, End the Silence, Zero Tolerance for Sexual Abuse and Sexual Harassment: Prison Rape Elimination Act, Inmate Training Pamphlet, Spanish
- Bastrop County Jail Zero Tolerance Inmate Poster, English
- Bastrop County Jail Zero Tolerance Inmate Poster, Spanish
- Bastrop County Jail PREA Inmate Education Video
- Bastrop County Jail NIC PREA Lesson Plan
- Bastrop County Jail: PRC, Making PREA and Victim Services Accessible for Incarcerated People with Disabilities, October 2015
- Bastrop County Sheriff's Office Report of Training: Section 115.16, Inmates with Disabilities and Inmates who are limited English Proficient, 11-2-24

### Interviews:

- Agency Head
- Agency PREA Coordinator
- Facility Administrator
- Intermediate or Higher-Level Facility Staff
- Random Staff
- Inmates with Disabilities
- Inmates with Limited English Proficiency

### Site Review Observations:

- Correctional staff assigned to housing areas entered each area within the building to loudly

- announce information, to include when opposite gender staff entered the housing area.
- Handicap accommodations were easily recognizable and accessible throughout the facility.
- PREA Notices, as well as other advisement notices, were posted in languages spoken by significant portions of the incarcerated person population; namely English and Spanish.
- Staff translators are also available if needed.
- Language Line Services are available if needed.
- Observed JDI video requirement at Intake, as well as before inmates can set up an account on their tablets. Video is available in both English and Spanish.

#### Standard Subsections:

- (A) Bastrop County Jail Zero Tolerance policy mandates that “BCSO shall take appropriate steps to ensure that inmates with disabilities (including 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 BCSO’s zero tolerance policy on sexual abuse and harassment. BCSO will make reasonable steps to ensure meaningful access to all aspects of the agency’s efforts (written and otherwise) to prevent, detect and respond to sexual abuse and sexual harassment for inmates who are limited English proficient, are blind or have low vision, are deaf or have other disabilities.” During interviews with twelve (12) random staff interviews, as well as interviews with other staff, all demonstrated the need for staff to obtain qualified interpreters for all security sensitive concerns, to include the translation of PREA related matters. Additionally, all random staff were aware that inmates could not be used to translate during a sexual abuse or sexual harassment investigation or alleged incident. As noted by the Bastrop County Jail Agency PREA Coordinator, during the audit time frame, there have not been any (0) instances of Bastrop County Jail staff using inmate interpreters for PREA related matters. Inmates with disabilities, to include those with limited English proficiency, were also interviewed. These inmates all stated that their disabilities either did not prevent them from understanding and having the subsequent ability to access the facility’s PREA program or that the facility had made accommodations for their disabilities.
- (B) The Bastrop County Jail Zero Tolerance policy requires the agency “to provide equal opportunity in the efforts to prevent, detect and respond to sexual abuse and sexual harassment for individuals that have disabilities and/or have limited English proficient.” In doing this, agency must provide “all written and video information in Spanish,” as well as English. The facility does maintain a list of qualified staff for translation purposes. As demonstrated during the onsite portion of the audit, these interpreters can interpret effectively, accurately, and impartially, both receptively and expressively, using necessary specialized vocabulary to understand and articulate specific points of conversation between the auditor and inmates with limited English proficiency. In speaking with inmates with limited English proficiency, none (0) expressed any concerns with utilizing the translations services provided by the facility. For the hearing impaired, the facility utilizes Purple Application via the NCIC kiosk. Additionally, staff must “use fifth-grade level as benchmark for information conveyed in written format. MS Word offers ability to check reading level by *selecting show readability statistics* in the spelling and grammar tool.” Lastly, staff must “provide a verbal review of written materials for inmates with cognitive/intellectual disabilities. In speaking with intake officers, as well as risk assessment staff, adherence to policy was confirmed.



- (C) Agency policy requires that “BCSO will 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, the performance of first-responder duties under 115.64, or the investigation of the inmate’s allegations.” As discussed during Bastrop County Jail random staff interviews, none (0) of the twelve (12) random staff indicated that at any time would another inmate be used to translate allegations of sexual abuse or sexual harassment. Furthermore, as noted by the Bastrop County Jail Agency PREA Coordinator, the facility has not relied on inmates to interpret, or provide other types of inmate assistants, in response to allegations of sexual abuse or sexual harassment. Accordingly, there isn’t any (0) facility documentation of any such incidents to review.

#### Reasoning & Findings Statement:

The standard provides that all inmates assigned to the Bastrop County Jail, to include those with disabilities and limited English proficiency, can benefit from the agency’s efforts to prevent, detect, and respond to incidents of sexual abuse and sexual harassment. Hence, it is necessary for the agency to provide additional measures to ensure inmates with disabilities; either cognitive, physical, or cultural, have equal access to PREA information, programs, and support services relative to those affected by sexual abuse and sexual harassment. The Bastrop County Jail recognizes this need and has created policies to address it. To ensure persons with disabilities and limited English proficiency have equal access to the agency’s efforts to prevent, detect, and respond to sexual abuse and sexual harassment, the agency has taken steps to ensure that the inmate population is aware of translation services via a posted notice within the Inmate Handbook. The Bastrop County Jail routinely stocks PREA informational brochures in English and Spanish, the most commonly spoken language at the Bastrop County Jail outside of English. Lastly, it should be noted that at no time within the audit time frame has Bastrop County Jail used inmates as interpreters to help agency staff communicate with other inmates regarding allegations of sexual abuse or sexual harassment. Rather, when needed, either qualified correctional staff or a language line service are used to provide translations services. Accordingly, Bastrop County Jail has met the provisions within this standard.

### Standard 115.17: Hiring and promotion decisions

#### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

##### 115.17 (a)

- Does the agency prohibit the hiring or promotion of anyone who may have contact with inmates who has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. 1997)? ☒ Yes ☐ No
- Does the agency prohibit the hiring or promotion of anyone who may have contact with inmates who 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? ☒ Yes ☐ No
- Does the agency prohibit the hiring or promotion of anyone who may have contact with inmates who has been civilly or administratively adjudicated to have engaged in the activity described in the question immediately above? ☒ Yes ☐ No

- Does the agency prohibit the enlistment of services of any contractor who may have contact with inmates who has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. 1997)? ☒ Yes ☐ No
- Does the agency prohibit the enlistment of services of any contractor who may have contact with inmates who 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? ☒ Yes ☐ No
- Does the agency prohibit the enlistment of services of any contractor who may have contact with inmates who has been civilly or administratively adjudicated to have engaged in the activity described in the question immediately above? ☒ Yes ☐ No

#### 115.17 (b)

- Does the agency consider any incidents of sexual harassment in determining whether to hire or promote anyone who may have contact with inmates? ☒ Yes ☐ No
- Does the agency consider any incidents of sexual harassment in determining whether to enlist the services of any contractor who may have contact with inmates? ☒ Yes ☐ No

#### 115.17 (c)

- Before hiring new employees, who may have contact with inmates, does the agency perform a criminal background records check? ☒ Yes ☐ No
- Before hiring new employees who may have contact with inmates, does the agency, consistent with Federal, State, and local law, make its best efforts to contact all prior institutional employers for information on substantiated allegations of sexual abuse or any resignation during a pending investigation of an allegation of sexual abuse? ☒ Yes ☐ No

#### 115.17 (d)

- Does the agency perform a criminal background records check before enlisting the services of any contractor who may have contact with inmates? ☒ Yes ☐ No

#### 115.17 (e)

- Does the agency either conduct criminal background records checks at least every five years of current employees and contractors who may have contact with inmates or have in place a system for otherwise capturing such information for current employees? ☒ Yes ☐ No

#### 115.17 (f)

- Does the agency ask all applicants and employees who may have contact with inmates directly about previous misconduct described in paragraph (a) of this section in written applications or interviews for hiring or promotions? ☒ Yes ☐ No
- Does the agency ask all applicants and employees who may have contact with inmates directly about previous misconduct described in paragraph (a) of this section in any interviews or written self-evaluations conducted as part of reviews of current employees? ☒ Yes ☐ No
- Does the agency impose upon employees a continuing affirmative duty to disclose any such misconduct? ☒ Yes ☐ No

#### 115.17 (g)

- Does the agency consider material omissions regarding such misconduct, or the provision of materially false information, grounds for termination? ☒ Yes ☐ No

#### 115.17 (h)

- Does the agency provide information on substantiated allegations of sexual abuse or sexual harassment involving a former employee upon receiving a request from an institutional employer for whom such employee has applied to work? (N/A if providing information on substantiated allegations of sexual abuse or sexual harassment involving a former employee is prohibited by law.) ☒ Yes ☐ No ☐ NA

#### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

#### Instructions for Overall Compliance Determination Narrative

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

#### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Jail PREA Disclosure Form: Hiring and Promotion Decisions

## Interviews:

- Administrative (Human Resources) Staff
- Agency PREA Coordinator
- Facility Administrator

## Site Review Observations:

- Review of additional employee/contractor files onsite for required PREA/criminal background documentation.
- Review of Bastrop County Jail employee PREA training tracking spreadsheet
- Review of Bastrop County Jail background investigation database

## Standard Subsections:

- (A) The Bastrop County Jail Zero Tolerance policy requires that the “BCSO shall not hire or promote or enlist the services of any staff member, contractor, official visitor, or other agency representative who may have contact with inmates, who—
- a. Has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. 1997);
  - b. 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
  - c. Has been civilly or administratively adjudicated to have engaged in the activity described in paragraph b of this section.”

Prior to hiring any new employee or contract worker at the facility level, Bastrop County Jail Human Resource staff ensure that criminal background checks have been conducted on the prospective employee. As well, as noted by Bastrop County Jail Human Resource staff, said staff ensure that all prior institutions of employment are contacted to determine if candidates have any previously substantiated claims of sexual abuse or resigned during a pending investigation of such claims. Conversely, policy also requires that the Bastrop County Jail cooperates with other correctional and law enforcement agencies to ensure that accurate information regarding PREA related employment laws are effectively shared between agencies. Employee, contractor, and volunteer files were reviewed onsite to confirm adherence to agency policy.

- (B) The Bastrop County Jail Zero Tolerance policy requires that the “BCSO shall consider 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.” Likewise, in speaking with the Bastrop County Jail Human Resource representative, agency policy requires Human Resource staff to also verify contractor employment history. Employee and contractor files were reviewed onsite to confirm adherence to agency policy.

- (C) The Bastrop County Jail Zero Tolerance policy requires that “before hiring new employees, who may have contact with inmates, BCSO shall:
- i. Perform a criminal background records check; and
  - ii. Make its best efforts consistent with Federal, State, County, and City law, to contact all prior institutional employers for information on substantiated allegations of sexual

abuse or any resignation during a pending investigation of an allegation of sexual abuse.”

Within the audit time frame, Bastrop County Jail has hired 21 persons who may have contact with inmates. All such persons received a criminal records background check. Employee and contractor files were reviewed onsite to confirm adherence to agency policy.

- (D) The Bastrop County Jail Zero Tolerance policy requires that “BCSO shall also perform a criminal background records check before enlisting the services of any contractor who may have contact with inmates.” During the audit time frame, the Bastrop County Jail has processed 3 such criminal background records checks. An examination of Bastrop County Jail background investigation spreadsheet reflects that all persons contracted with the Bastrop County Jail received an initial background check, as well as, where applicable, required subsequent checks within the required time frame. Contractor files were reviewed onsite to confirm adherence to agency policy.
- (E) The Bastrop County Jail Zero Tolerance policy requires that the “BCSO shall conduct criminal background records checks of current employees and contractors who may have contact with inmates at least every five years.” Per Bastrop County Jail Human Resource staff, employees have an affirmative duty to report any contact they may have had with other law enforcement agencies and to report any sexual misconduct they may have been found guilty of at any other institution. Furthermore, employees are made aware that failing to provide this information, or providing false information regarding sexual misconduct, is grounds for employee discipline, to include termination of employment. A review of Bastrop County Jail current employee background investigation spreadsheet reflects that all persons working at the Bastrop County Jail have received their initial criminal background check, as well as, where applicable, required subsequent checks within the required time frame. Employee files were reviewed onsite to confirm adherence to agency policy.
- (F) The Bastrop County Jail Zero Tolerance policy requires that the “all applicants and employees who may have contact with inmates directly shall be required to answer questions about previous misconduct described in paragraph 1 of this section in written applications or interviews for hiring or promotions and in any interviews or written self- evaluations conducted as part of reviews of current employees. All employees shall be reminded of their continuing affirmative duty to disclose any such misconduct.” All applicants are required to submit a Bastrop County Jail PREA Disclosure Form: Hiring and Promotion Decisions form when applying for initial employment or subsequent promotion. This document directly asks employees who may have contact with inmates to disclose any previous sexual misconduct that may have occurred in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution. Lastly, as discussed with Human Resource staff and required by the Bastrop County Jail Zero Tolerance policy, the Bastrop County Jail does impose a continuing affirmative duty on all employees to disclose any misconduct found within Section A of this standard. Employee and contractor files were reviewed onsite to confirm adherence to agency policy.

(G) The Bastrop County Jail Zero Tolerance policy stipulates that “material omissions regarding such misconduct, or the provision of materially false information, shall be grounds for termination.” In speaking with Human Resource staff, adherence to this policy was confirmed.

(H) The Bastrop County Jail Zero Tolerance policy dictates that “unless prohibited by law, the agency shall provide information on substantiated allegations of sexual abuse or sexual harassment involving a former employee upon receiving a request from an institutional employer for whom such employee has applied to work.” In speaking with Human Resource staff, adherence to this policy was confirmed.

#### Reasoning & Findings Statement:

This standard requires the facility to consider the sexual safety of inmates in all hiring and promotion decisions within the agency. The agency has numerous policies in place to ensure that end. As well, the Bastrop County Jail Human Resource Department has developed standardized tracking methods to ensure timely reviews, and subsequent reviews, of applicants and continuing employees/contractors are conducted as required. Review of employee and contractor files reflect that the Bastrop County Jail Human Resource Department complies with agency policy. As such, the Bastrop County Jail clearly meets the requirements of this standard.

### Standard 115.18: Upgrades to facilities and technologies

#### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

##### 115.18 (a)

- If the agency designed or acquired any new facility or planned any substantial expansion or modification of existing facilities, did the agency consider the effect of the design, acquisition, expansion, or modification upon the agency’s ability to protect inmates from sexual abuse? (N/A if agency/facility has not acquired a new facility or made a substantial expansion to existing facilities since August 20, 2012, or since the last PREA audit, whichever is later.)  
☐ Yes   ☐ No   ☒ NA

##### 115.18 (b)

- If the agency installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology, did the agency consider how such technology may enhance the agency’s ability to protect inmates from sexual abuse? (N/A if agency/facility has not installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology since August 20, 2012, or since the last PREA audit, whichever is later.)  
☒ Yes   ☐ No   ☐ NA

## Auditor Overall Compliance Determination

- ☒ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☐ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

## Instructions for Overall Compliance Determination Narrative

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

### Documents:

- Bastrop County Jail Zero Tolerance Policy

### Interviews:

- Agency Head
- Agency PREA Coordinator
- Facility Administrator

### Site Review Observations:

- Observed video monitoring technologies present within the facility.
- Reviewed live video surveillance across the facility.
- Observed body worn cameras on uniform supervisors of correctional staff and transport officers.

### Standard Subsections:

- (A) Per the Bastrop County Jail Agency PREA Coordinator, the facility has not acquired a new facility or made any substantial expansion or modification to the existing facility since the last PREA audit. As noted by the Bastrop County Jail facility administrator, and confirmed by the Agency PREA Coordinator, when making such changes, the agency would consider the effect of the design, acquisition, expansion, and modification upon the agency's ability to protect inmates from sexual abuse and sexual harassment in designing this structure.
- (B) Per the Bastrop County Jail Agency PREA Coordinator, the facility has updated the video monitoring system, electronic surveillance system, or other monitoring technology since the last PREA audit. Specifically, the facility has significantly increased the number of cameras available throughout the facility and/or the capabilities of those cameras. Additionally, as observed during the onsite portion of the audit, all uniform supervisory staff, as well as transport officers, have body worn cameras attached to their shirts.

## Reasoning & Findings Statement:

The Bastrop County Jail has not made any substantial expansion or modification to the existing facility. However, as noted by the Bastrop County Jail facility administrator, and confirmed by the Agency PREA Coordinator, the agency would consider the effect of the design, acquisition, expansion, and modification upon the agency's ability to protect inmates from sexual abuse and sexual harassment if such modification were to be made. As a part of the annual staffing review, the effective use of all current video monitoring devices, as well as the potential benefits of adding additional monitoring devices, is always considered. Within the audit time frame, the facility has significantly increased the number of cameras available throughout the facility and/or the capabilities of those cameras. Exceeding the standard, the agency, and by extension the Bastrop County Jail, has also equipped all uniformed supervisory staff, as well as transport officers, with body worn cameras. To ensure modesty measures are in place during all staff interactions with inmates, the agency has developed appropriate protocol for the utilization of these body worn cameras during staff interactions with inmates. Specifically, as appropriate, these devices are terminated when staff are supervising inmates who might be in a state of undress, such as when performing strip searches of incarcerated individuals. But outside of those times, body worn cameras can help provide for the awareness of actions by inmates and correctional staff, as well as other events occurring within their environments. In all staffing decisions, as well as decisions involving the use of video monitoring technology, to include the use of individualized body worn cameras by correctional supervisors and transport staff, the Bastrop County Jail has sought to maximize its ability to protect inmates from sexual abuse and sexual harassment. As such, the Bastrop County Jail has exceeded in this standard.

## RESPONSIVE PLANNING

### Standard 115.21: Evidence protocol and forensic medical examinations

#### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

##### 115.21 (a)

- If the agency is responsible for investigating allegations of sexual abuse, does the agency follow a uniform evidence protocol that maximizes the potential for obtaining usable physical evidence for administrative proceedings and criminal prosecutions? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.)  
☒ Yes   ☐ No   ☐ NA

##### 115.21 (b)

- Is this protocol developmentally appropriate for youth where applicable? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.) ☒ Yes   ☐ No   ☐ NA
- Is this protocol, as appropriate, adapted from or otherwise based on the most recent edition of the U.S. Department of Justice's Office on Violence Against Women publication, "A National Protocol for Sexual Assault Medical Forensic Examinations, Adults/Adolescents," or similarly



comprehensive and authoritative protocols developed after 2011? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.) ☒ Yes ☐ No ☐ NA

#### 115.21 (c)

- Does the agency offer all victims of sexual abuse access to forensic medical examinations, whether on-site or at an outside facility, without financial cost, where evidentiarily or medically appropriate? ☒ Yes ☐ No
- Are such examinations performed by Sexual Assault Forensic Examiners (SAFEs) or Sexual Assault Nurse Examiners (SANEs) where possible? ☒ Yes ☐ No
- If SAFEs or SANEs cannot be made available, is the examination performed by other qualified medical practitioners (they must have been specifically trained to conduct sexual assault forensic exams)? ☒ Yes ☐ No
- Has the agency documented its efforts to provide SAFEs or SANEs? ☒ Yes ☐ No

#### 115.21 (d)

- Does the agency attempt to make available to the victim a victim advocate from a rape crisis center? ☒ Yes ☐ No
- If a rape crisis center is not available to provide victim advocate services, does the agency make available to provide these services a qualified staff member from a community-based organization, or a qualified agency staff member? (N/A if the agency *always* makes a victim advocate from a rape crisis center available to victims.) ☒ Yes ☐ No ☐ NA
- Has the agency documented its efforts to secure services from rape crisis centers? ☒ Yes ☐ No

#### 115.21 (e)

- As requested by the victim, does the victim advocate, qualified agency staff member, or qualified community-based organization staff member accompany and support the victim through the forensic medical examination process and investigatory interviews? ☒ Yes ☐ No
- As requested by the victim, does this person provide emotional support, crisis intervention, information, and referrals? ☒ Yes ☐ No

#### 115.21 (f)

- If the agency itself is not responsible for investigating allegations of sexual abuse, has the agency requested that the investigating agency follow the requirements of paragraphs (a) through (e) of this section? (N/A if the agency/facility is responsible for conducting criminal AND administrative sexual abuse investigations.) ☐ Yes ☐ No ☒ NA

### 115.21 (g)

- Auditor is not required to audit this provision.

### 115.21 (h)

- If the agency uses a qualified agency staff member or a qualified community-based staff member for the purposes of this section, has the individual been screened for appropriateness to serve in this role and received education concerning sexual assault and forensic examination issues in general? (N/A if agency *always* makes a victim advocate from a rape crisis center available to victims.) ☒ Yes ☐ No ☐ NA

### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

### Instructions for Overall Compliance Determination Narrative

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#### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Jail Sexual Violence Data Log, CY 2024
- Bastrop County Jail Document and Investigation Worksheets, CY 2024
- Bastrop County Jail, Jail Management Team Minutes: 2-29-24, 5-23-24, 6-27-24, 7-20-24, 9-5-24, 10-24-24, 12-19-24
- Bastrop County Jail, PREA Incident Review Log: February 2024, May 2024, December 2024
- Bastrop County Jail MOU Family Crisis Center

#### Interviews:

- Agency PREA Coordinator
- Facility Administrator
- Investigative Staff
- Random Staff
- Medical Staff
- Mental Health Staff
- SAFE and/or SANE Personnel of the Local Hospital/Rape Crisis Clinic

- Community-Based Victim Advocacy Staff
- Agency Victim Advocacy Staff
- Random Inmates

#### Site Review Observations:

- Observed Medical Department and privacy screens/limitations.
- Observed interview rooms and protocol for confidential interviews.
- Observed interview rooms and protocol for advocacy staff.
- Reviewed sexual abuse/sexual harassment allegations.

#### Standard Subsections:

- (A) As noted with the Bastrop County Jail Zero Tolerance policy, “to the extent BCSO is responsible for investigating allegations of sexual abuse; BCSO shall follow a uniform evidence protocol that maximizes the potential for obtaining usable physical evidence for administrative proceedings and criminal prosecutions.” The Agency PREA Coordinator did confirm that while investigating allegations of sexual abuse, the agency does follow a uniform evidence protocol to maximize the potential for obtaining usable physical evidence for administrative proceedings and criminal prosecutions. As noted by the agency investigator, the Bastrop County Jail maintains strict adherence to evidence collection protocols. As well, a review of documented investigations reflects the agency’s adherence to said requirements.
- (B) As noted with the Bastrop County Jail Zero Tolerance policy, “As appropriate, such protocol shall be adapted from or otherwise based on the most recent edition of the U.S. Department of Justice’s Office on Violence Against Women publication, *A National Protocol for Sexual Assault Medical Forensic Examinations, Adults/Adolescents*, or similarly comprehensive and authoritative protocols developed after 2011.” Per the institutional investigator evidence is collected in accordance with agency protocols. A review of documentation supports facility compliance.
- (C) Agency policy requires that the “BCSO shall offer all victims of sexual abuse access to forensic medical examinations, whether on-site or at an outside facility, without financial cost, where evidentially or medically appropriate. Such examinations shall be performed by Sexual Assault Forensic Examiners (SAFEs) or Sexual Assault Nurse Examiners (SANEs) where possible. If SAFEs or SANEs cannot be made available, the examination can be performed by other qualified medical practitioners. BCSO shall document its efforts to provide SAFEs or SANEs.” Interviews with investigative and medical staff confirm adherence to agency policy specific to the availability of SAFE/SANE staff. During the audit time frame, the Bastrop County Jail was not required to facility any (0) forensic exams at the local hospital; namely, Ascension Seton Smithville Hospital. Both the Agency PREA Coordinator and medical staff confirmed that, when medically necessary, inmates are not charged a fee to receive a forensic exam. At the time of the onsite audit, there weren’t any inmates currently incarcerated within the Bastrop County Jail who had previously reported allegations of sexual abuse. Hence, no such interviews could be conducted.

- (D) The Bastrop County Jail has a memorandum of understanding (MOU) with a local rape crisis center, the Family Crisis Center, to provide victim advocate services for inmates. As well, in accordance with the Bastrop County Jail Zero Tolerance policy, the facility also has trained staff to act as advocates “if a rape crisis center is not available to provide victim advocate services, BCSO shall make available to provide these services a qualified staff member from a community-based organization, or a qualified agency staff member.” The agency-based victim support person will also coordinate with the rape crisis center, as well as other victim support persons, to ensure a continuum of advocacy services is available as requested by the inmate. As noted by the Agency PREA Coordinator, there are sufficient victim support persons assigned to the Bastrop County Jail to ensure adequate coverage of facility needs.
- (E) The Bastrop County Jail Zero Tolerance policy allows that “as requested by the victim, the victim advocate, qualified agency staff member, or qualified community-based organization staff member shall accompany and support the victim through the forensic medical examination process and investigatory interviews and shall provide emotional support, crisis intervention, information, and referrals.” Alternatively, the designated local rape crisis center may provide these services. The agency-based victim advocacy staff was interviewed, who was able to provide more specific insight into the roles and responsibilities of a victim support person, as well as community providers.
- (F) The Bastrop County Jail Zero Tolerance policy mandates that “to the extent BCSO itself is not responsible for investigating allegations of sexual abuse, BCSO shall request that the investigating agency follow the requirements of paragraphs 1 through 5 of this section.”
- (G) The auditor is not required to audit this provision.
- (H) The Bastrop County Jail Zero Tolerance policy requires that “for the purposes of this section, a qualified agency staff member or a qualified community-based staff member shall be an individual who has been screened for appropriateness to serve in this role and has received education concerning sexual assault and forensic examination issues in general.” Through a memorandum of understanding with the local rape crisis center, the Family Crisis Center, the agency has ensured that all persons who have contact with inmates assigned to the Bastrop County Jail have been appropriately screened and trained, along with having received education concerning sexual assault and forensic examination issues in general. A review of facility documentation supports agency compliance with this requirement.

#### Reasoning & Findings Statement:

This standard concerns evidence protocol and forensic medical examinations. The Bastrop County Sheriff’s Office, and by extension the Bastrop County Jail, has policies in place to ensure proper accountability during evidence collection and the forensic exam process. During the audit time frame, the Bastrop County Jail has not been required to initiate the evidence protocol and forensic medical examination process. Nonetheless, Bastrop County Jail staff have standard practices in place to ensure the proper flow of the evidence collection process. As evidenced during the interview process, facility staff are aware of the policies and procedures required of sexual abuse investigations. The Bastrop County Sheriff’s Office also has trained staff who can serve as advocacy persons during the forensic evidence collection process if a community-based advocacy member is not available. Lastly, a MOU is

in force between the Bastrop County Jail and the Family Crisis Center to ensure that inmates are afforded access to a local rape crisis center advocate. With all these factors in mind, the Bastrop County Jail has certainly met the requirements of this standard.

## **Standard 115.22: Policies to ensure referrals of allegations for investigations**

### **All Yes/No Questions Must Be Answered by the Auditor to Complete the Report**

#### **115.22 (a)**

- Does the agency ensure an administrative or criminal investigation is completed for all allegations of sexual abuse? ☒ Yes ☐ No
- Does the agency ensure an administrative or criminal investigation is completed for all allegations of sexual harassment? ☒ Yes ☐ No

#### **115.22 (b)**

- Does the agency have a policy and practice in place to ensure that allegations of sexual abuse or sexual harassment are referred for investigation to an agency with the legal authority to conduct criminal investigations, unless the allegation does not involve potentially criminal behavior? ☒ Yes ☐ No
- Has the agency published such policy on its website or, if it does not have one, made the policy available through other means? ☒ Yes ☐ No
- Does the agency document all such referrals? ☒ Yes ☐ No

#### **115.22 (c)**

- If a separate entity is responsible for conducting criminal investigations, does the policy describe the responsibilities of both the agency and the investigating entity? (N/A if the agency/facility is responsible for criminal investigations. See 115.21(a).) ☐ Yes ☐ No ☒ NA

#### **115.22 (d)**

- Auditor is not required to audit this provision.

#### **115.22 (e)**

- Auditor is not required to audit this provision.

## Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

## Instructions for Overall Compliance Determination Narrative

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

### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Jail Inmate Handbook, English, 2022
- Bastrop County Jail Inmate Handbook, Spanish, 2022
- Bastrop County Jail Sexual Violence Data Log, CY 2024
- Bastrop County Jail Document and Investigation Worksheets, CY 2024
- Bastrop County Jail, Jail Management Team Minutes: 2-29-24, 5-23-24, 6-27-24, 7-20-24, 9-5-24, 10-24-24, 12-19-24
- Bastrop County Jail, PREA Incident Review Log: February 2024, May 2024, December 2024

### Interviews:

- Agency Head
- Agency PREA Coordinator
- Facility Administrator
- Investigative Staff
- Medical Staff
- Mental Health Staff
- SAFE and/or SANE Personnel of the Local Hospital/Rape Crisis Clinic
- Community-Based Victim Advocacy Staff
- Random Inmates

### Site Review Observations:

- Observed Medical Department and privacy screens/limitations.
- Observed interview rooms and protocol for confidential interviews.
- Observed interview rooms and protocol for advocacy staff.
- Reviewed sexual abuse/sexual harassment allegations.

## Standard Subsections:

- (A) The Bastrop County Jail Zero Tolerance policy requires that “an administrative or criminal investigation shall be completed for all allegations of sexual abuse and sexual harassment.” Per the Bastrop County Jail Investigator, any allegations received will be investigated by the BCSO Criminal Investigation unit. During the audit time frame, the Bastrop County Jail received five (5) allegations of sexual abuse and sexual harassment. Documentation review reflects all allegations were investigated in accordance to policy.
- (B) The Bastrop County Jail Zero Tolerance policy requires that “all allegations of sexual abuse or sexual harassment shall be referred for investigation to BCSO Criminal Investigation unit, BCSO shall publish this policy information in its Inmate Handbook or separate printed publication, which is issued to each inmate upon admission. BCSO shall document all such referrals.” Per the Agency PREA Coordinator, and confirmed by the agency investigator, all allegations were investigated by the BCSO Criminal Investigation unit. During the audit time frame, the Bastrop County Jail received five (5) allegations of sexual abuse and sexual harassment. Documentation review reflects all allegations were investigated in accordance with policy.
- (C) In accordance with the Bastrop County Jail Zero Tolerance policy “BCSO CID is responsible for conducting criminal investigations, such publication shall describe the responsibilities of both BCSO and the investigating entity.” The Bastrop County Jail does not have a dedicated website. However, a review of the Bastrop County Jail inmate handbook clearly acknowledges all policies specific to the investigation process. Per the Agency PREA Coordinator, this inmate handbook, which details the investigative policy, is available to the public upon request.
- (D) The Bastrop County Jail Zero Tolerance policy requires that “Any State entity responsible for conducting administrative or criminal investigations of sexual abuse or sexual harassment in prisons or jails shall have in place a policy governing the conduct of such investigations.” It is further noted that the BCSO Criminal Investigation Division is responsible for conducting criminal investigations of sexual abuse and sexual harassment within the Bastrop County Jail. Per the Agency PREA Coordinator, this inmate handbook, which details the investigative policy, is available to the public upon request.
- (E) The auditor is not required to audit this provision.

## Reasoning & Findings Statement:

This standard requires the proper investigation of all allegations of sexual abuse and sexual harassment. Furthermore, allegations of a criminal nature are required to be referred to the Bastrop County Sheriff's Office, an internal law enforcement agency with legal authority to conduct criminal investigations. All such referrals are documented. The Bastrop County Sheriff's Office policy detailing the investigative and referral process, as well as each component's responsibility within that policy, is publicly available for review within all inmate handbooks, both English and Spanish. Within the audit time frame, the Bastrop County Jail has referred all criminal allegations of sexual abuse and sexual harassment to the Bastrop County Sheriff's Office Criminal Investigations Division. In reviewing all investigative documentation, as well as interviewing Bastrop County Jail and Bastrop County Sheriff's Office investigative staff, it is clear that the Bastrop County Jail has maintained compliance with all

requirements of the investigative process and Bastrop County Sheriff's Office referrals. As such, the Bastrop County Jail has met the requirements of this standard for the relevant review period.

## TRAINING AND EDUCATION

### Standard 115.31: Employee training

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

#### 115.31 (a)

- Does the agency train all employees who may have contact with inmates on its zero-tolerance policy for sexual abuse and sexual harassment? ☒ Yes ☐ No
- Does the agency train all employees who may have contact with inmates on how to fulfill their responsibilities under agency sexual abuse and sexual harassment prevention, detection, reporting, and response policies and procedures? ☒ Yes ☐ No
- Does the agency train all employees who may have contact with inmates on inmates' right to be free from sexual abuse and sexual harassment ☒ Yes ☐ No
- Does the agency train all employees who may have contact with inmates on the right of inmates and employees to be free from retaliation for reporting sexual abuse and sexual harassment? ☒ Yes ☐ No
- Does the agency train all employees who may have contact with inmates on the dynamics of sexual abuse and sexual harassment in confinement? ☒ Yes ☐ No
- Does the agency train all employees who may have contact with inmates on the common reactions of sexual abuse and sexual harassment victims? ☒ Yes ☐ No
- Does the agency train all employees who may have contact with inmates on how to detect and respond to signs of threatened and actual sexual abuse? ☒ Yes ☐ No
- Does the agency train all employees who may have contact with inmates on how to avoid inappropriate relationships with inmates? ☒ Yes ☐ No
- Does the agency train all employees who may have contact with inmates on how to communicate effectively and professionally with inmates, including lesbian, gay, bisexual, transgender, intersex, or gender nonconforming inmates? ☒ Yes ☐ No
- Does the agency train all employees who may have contact with inmates on how to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities? ☒ Yes ☐ No

#### 115.31 (b)

- Is such training tailored to the gender of the inmates at the employee's facility? ☒ Yes ☐ No



- Have employees received additional training if reassigned from a facility that houses only male inmates to a facility that houses only female inmates, or vice versa? ☒ Yes ☐ No

#### 115.31 (c)

- Have all current employees who may have contact with inmates received such training? ☒ Yes ☐ No
- Does the agency provide each employee with refresher training every two years to ensure that all employees know the agency's current sexual abuse and sexual harassment policies and procedures? ☒ Yes ☐ No
- In years in which an employee does not receive refresher training, does the agency provide refresher information on current sexual abuse and sexual harassment policies? ☒ Yes ☐ No

#### 115.31 (d)

- Does the agency document, through employee signature or electronic verification, that employees understand the training they have received? ☒ Yes ☐ No

#### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

#### Instructions for Overall Compliance Determination Narrative

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

#### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Jail NIC PREA Lesson Plan
- Bastrop County Jail: PRC, Making PREA and Victim Services Accessible for Incarcerated People with Disabilities, October 2015
- Bastrop County Sheriff's Office Report of Training: Section 115.16, Inmates with Disabilities and Inmates who are limited English Proficient, 11-2-24
- Bastrop County Sheriff's Office Certificates of Completion: NIC, PREA – Your Role in Responding to Sexual Abuse, Employees: 6-16-24, 9-12-24, 9-20-24a, 9-20-24b, 9-22-24,

9-23-24a, 9-23-24b, 9-28-24, 9-30-24, 10-1-24, 10-2-24, 10-7-24, 10-9-24, 10-11-24, 10-15-24, 10-21-24, 10-23-24, 10-28-24a, 10-28-24b, 10-29-24a, 10-29-24b, 10-31-24, 11-9-24, 11-10-24a, 11-10-24b, 11-13-24, 11-19-24, 12-20-24, 1-27-25, 2-5-25, 2-10-25, 2-14-25, 2-27-25, 3-14-25, 3-17-25, 3-20-25

- Bastrop County Sheriff's Office, PREA Refresher Email: PREA Basics, 2024
- Bastrop County Sheriff's Office, PREA Refresher Email: Professional Communications and Boundaries, 2024
- Bastrop County Sheriff's Office, PREA Refresher Email: First Responder Duties, 2024

#### Interviews:

- Facility Administrator
- Administrative (Human Resources) Staff
- Medical Staff
- Mental Health Staff
- Random Staff

#### Site Review Observations:

- Random review of employee training completion dates, as well as matched review of employee training completion dates to employees interviewed, to confirm documentation of required PREA training.

#### Standard Subsections:

- (A) Bastrop County Jail Zero Tolerance Policy requires that "BCSO will ensure that both employees and volunteers are fully trained on:
- BCSO zero tolerance policy;
  - How to fulfill responsibilities under BCSO sexual abuse and sexual harassment prevention, detection, reporting and response policies and procedures;
  - Inmates right to be free from sexual abuse and sexual harassment;
  - The right of inmates and employees to be free from retaliation for reporting sexual abuse and sexual harassment;
  - The dynamics of sexual abuse and sexual harassment in confinement;
  - The common reactions of sexual abuse and sexual harassment in victims;
  - How to detect and respond to signs of threatened and actual sexual abuse;
  - How to avoid inappropriate relationships with inmates;
  - How to communicate effectively and professionally with inmates, including lesbian, gay, bisexual, transgender, or gender nonconforming inmates;
  - How to comply with relevant laws related to mandatory reporting of sexual abuse.

As noted by the Agency PREA Coordinator, among many other facets, this training requires, at a minimum, that employees are aware of the sexual abuse and sexual harassment policies. As verified by Human Resource staff, training on the agency's zero-tolerance policy for sexual abuse and sexual harassment is initially performed as a function of the hiring process. This sexual abuse prevention and response training is a comprehensive analysis of state laws and PREA standards. A review of training curriculum for the sexual abuse prevention and response training lesson reflects the agency's zero-tolerance policy for sexual abuse and sexual

harassment, as well as discussions on how employees may fulfill their responsibilities under agency sexual abuse and sexual harassment prevention, detection, reporting, and response policies and procedures. Employees are also informed that inmates have a right to be free from sexual abuse and sexual harassment, to be free from retaliation for reporting said abuse and harassment, the dynamics of sexual abuse/harassment, reactions to sexual abuse/harassment, how to detect and respond to signs of threatened and actual sexual abuse, how to avoid inappropriate relationships with inmates, how to comply with relevant mandatory reporting laws specific to reporting abuse to outside authorities, and how to communicate effectively and professionally with inmates; including lesbian, gay, bisexual, transgender, intersex, or gender nonconforming inmates. During random staff interviews, all employees confirmed receipt of said training. Additionally, a random review of employee files while onsite confirmed receipt of said training for all employee files reviewed.

- (B) As noted by the Agency PREA Coordinator, the Bastrop County Jail routinely holds all genders of incarcerated persons. Accordingly, the current training curriculum reflects the educational materials to be inclusive of all gender inmates held within the Bastrop County Jail. Documentation review supported facility compliance with agency training requirements. As the Bastrop County Jail is a single facility, staff are not eligible to be transferred from outside facilities.
- (C) Bastrop County Jail Zero Tolerance Policy requires that “every two years officers will be required to attend PREA training to ensure that all employees know the current sexual abuse and sexual harassment policies and procedures. In years in which an employee does not receive refresher training, BCSO will provide refresher information on current sexual abuse and sexual harassment policies.” As noted by the Agency PREA Coordinator, throughout the year, PREA refresher trainings are provided to all staff. Documentation review supports periodic PREA trainings are provided throughout the year.
- (D) Bastrop County Jail Zero Tolerance Policy requires that “BCSO shall maintain documentation confirming that employees understand the training they have received.” A review of Bastrop County Jail PREA Training Complete Report, as well as staff certifications, for the audit time frame reflects that all actively employed staff have received appropriate PREA training, as well as continued training as appropriate based on agency policy. As noted by Human Resource staff, Bastrop County Jail employees receive training specific to the agency’s zero-tolerance policy for sexual abuse and sexual harassment during their pre-service academy. After one year of employment, as well as every other year of subsequent employment, Bastrop County Jail staff are required to participate in additional PREA training. Staff are also provided with refreshers on the agency’s zero-tolerance policy throughout the year.

#### Reasoning & Findings Statement:

This standard captures the absolute need for all Bastrop County Jail employees to fully comprehend the agency’s zero-tolerance policy regarding sexual abuse and sexual harassment of inmates. Accordingly, the training curriculum for this subject matter, as listed in subsection (a) of this standard, is exceptionally detailed. The training provided to staff of the Bastrop County Jail is inclusive of all genders of inmates assigned to the facility. The Bastrop County Jail maintains an overall master list of all staff having completed said training. During staff interviews, all employees affirmed their having

received significant amounts of training as related to the PREA standards. When asked the series of questions noted within Subsection A of this standard, all staff knew and understood their responsibilities within the agency's zero-tolerance policy. With all this in mind, the Bastrop County Jail has clearly met the requirements of this standard.

## Standard 115.32: Volunteer and contractor training

### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

#### 115.32 (a)

- Has the agency ensured that 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? ☒ Yes ☐ No

#### 115.32 (b)

- Have all volunteers and contractors who have contact with inmates been notified of the agency's zero-tolerance policy regarding sexual abuse and sexual harassment and informed how to report such incidents (the level and type of training provided to volunteers and contractors shall be based on the services they provide and level of contact they have with inmates)? ☒ Yes ☐ No

#### 115.32 (c)

- Does the agency maintain documentation confirming that volunteers and contractors understand the training they have received? ☒ Yes ☐ No

### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

### Instructions for Overall Compliance Determination Narrative

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

### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Sheriff's Office: A Guide to the Prevention and Reporting of Sexual Abuse and

Sexual Harassment with Offenders, Volunteer Training Pamphlet

- Bastrop County Jail Memo, PREA Information for Volunteers, 4-9-25
- Bastrop County Jail List of Volunteers, 3-21-25
- Bastrop County Sheriff's Office Certificates of Completion, Volunteers and Contractors: NIC, PREA – Your Role in Responding to Sexual Abuse, Contractors and Volunteers:  
1-26-23a, 1-26-23b, 1-26-23c, 1-28-23a, 1-28-23b, 1-31-23a, 1-31-23b, 1-31-23c,  
2-26-23, 3-15-23a, 3-15-23b, 7-25-23, 8-11-23a, 8-11-23b, 8-12-23, 8-14-23, 8-15-23,  
8-17-23a, 8-17-23b, 8-21-23a, 8-21-23b, 8-23-23, 8-26-23a, 8-26-23b, 8-27-23a,  
8-27-23b, 8-27-23c, 8-27-23d, 8-27-23e, 8-27-23f, 8-28-23, 5-27-24

Interviews:

- Facility Administrator
- Administrative (Human Resources) Staff
- Medical Staff
- Mental Health Staff
- Contractors Who May Have Contact with Inmates
- Volunteers Who May Have Contact with Inmates

Site Review Observations:

- Random review of contractor and volunteer files, as well as matched review of contractor and volunteer files to those interviewed, to confirm documentation of required PREA training.

Standard Subsections:

- (A) The Bastrop County Jail Zero Tolerance Policy requires “all volunteers and contractors who have contact with inmates shall be trained on their responsibilities under BCSO’s sexual abuse and sexual harassment prevention, detection, and response policies and procedures.” As noted by the Bastrop County Jail Agency PREA Coordinator, all routine volunteers are also given PREA training. During the audit time frame, the Bastrop County Jail has had 27 volunteers and contract workers within the facility who could have contact with inmates. As affirmed by the Bastrop County Jail Agency PREA Coordinator, 100% of those persons have received appropriate PREA training, dependent on their level of contact with inmates, prior to their entrance into the facility. Volunteer and contractor files were randomly reviewed onsite for receipt of required training documentation. Additionally, when interviewed, both contractors and volunteers confirmed their initial of PREA training.
- (B) The Bastrop County Jail Zero Tolerance Policy requires “the level and type of training provided to volunteers and contractors shall be based on the services they provide and level of contact they have with inmates, but all volunteers and contractors who have contact with inmates shall be notified of BCSO’s zero-tolerance policy regarding sexual abuse and sexual harassment and informed how to report such incidents.” A review of the training curriculum for contractors and volunteers reflects that all such persons are provided, among many other areas of discussion, with information regarding the agency’s zero-tolerance policy specific to sexual abuse and sexual harassment, as well as how to report such incidents. Interviews with contractors and volunteers reflect their awareness of this information. A review of training certificates also

supports that all contractors and volunteers are made aware of their responsibilities within the agency's zero-tolerance policy.

- (C) The Bastrop County Jail Zero Tolerance Policy "BCSO shall maintain documentation confirming that volunteers and contractors understand the training they have received." As confirmed by the Bastrop County Jail Agency PREA Coordinator, all training is documented, with those persons receiving such training having received a certificate of completion. A review of training certificates by contractors and volunteers reflects that the facility does, in fact, both document the required training and maintain documentation confirming that volunteers and contractors understood the training they have received.

#### Reasoning & Findings Statement:

Agency policy requires that all contractors, interns, and volunteers receive training on the agency's zero tolerance of sexual abuse and sexual harassment policy prior to their ability to render any services to inmates. This training is provided appropriate to the level and type of services that contractors, interns, and volunteers will provide, as well as the level of contact these persons will have with inmates. The facility does maintain documentation to support training has been provided to all contractors, interns, and volunteers. In speaking with contractors and volunteers, all persons stated that they had received this training prior to their providing any services on the facility. Lastly, all contractors and volunteers interviewed were also able to articulate their awareness of the agency's zero-tolerance policy, as well as their responsibilities specific to reporting concerns of sexual abuse and sexual harassment. In total, the Bastrop County Jail has met the requirements of this standard.

### Standard 115.33: Inmate education

#### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

##### 115.33 (a)

- During intake, do inmates receive information explaining the agency's zero-tolerance policy regarding sexual abuse and sexual harassment? ☒ Yes ☐ No
- During intake, do inmates receive information explaining how to report incidents or suspicions of sexual abuse or sexual harassment? ☒ Yes ☐ No

##### 115.33 (b)

- Within 30 days of intake, does the agency provide comprehensive education to inmates either in person or through video regarding: Their rights to be free from sexual abuse and sexual harassment? ☒ Yes ☐ No
- Within 30 days of intake, does the agency provide comprehensive education to inmates either in person or through video regarding: Their rights to be free from retaliation for reporting such incidents? ☒ Yes ☐ No

- Within 30 days of intake, does the agency provide comprehensive education to inmates either in person or through video regarding: Agency policies and procedures for responding to such incidents? ☒ Yes ☐ No

#### 115.33 (c)

- Have all inmates received the comprehensive education referenced in 115.33(b)?  
☒ Yes ☐ No
- Do inmates receive education upon transfer to a different facility to the extent that the policies and procedures of the inmate's new facility differ from those of the previous facility?  
☒ Yes ☐ No

#### 115.33 (d)

- Does the agency provide inmate education in formats accessible to all inmates including those who are limited English proficient? ☒ Yes ☐ No
- Does the agency provide inmate education in formats accessible to all inmates including those who are deaf? ☒ Yes ☐ No
- Does the agency provide inmate education in formats accessible to all inmates including those who are visually impaired? ☒ Yes ☐ No
- Does the agency provide inmate education in formats accessible to all inmates including those who are otherwise disabled? ☒ Yes ☐ No
- Does the agency provide inmate education in formats accessible to all inmates including those who have limited reading skills? ☒ Yes ☐ No

#### 115.33 (e)

- Does the agency maintain documentation of inmate participation in these education sessions?  
☒ Yes ☐ No

#### 115.33 (f)

- In addition to providing such education, does the agency ensure that key information is continuously and readily available or visible to inmates through posters, inmate handbooks, or other written formats? ☒ Yes ☐ No

## Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

## Instructions for Overall Compliance Determination Narrative

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

### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Jail Inmate Handbook, English, 2022
- Bastrop County Jail Inmate Handbook, Spanish, 2022
- Bastrop County Jail, End the Silence, Zero Tolerance for Sexual Abuse and Sexual Harassment: Prison Rape Elimination Act, Inmate Training Pamphlet, English
- Bastrop County Jail, End the Silence, Zero Tolerance for Sexual Abuse and Sexual Harassment: Prison Rape Elimination Act, Inmate Training Pamphlet, Spanish
- Bastrop County Jail Zero Tolerance Inmate Poster, English
- Bastrop County Jail Zero Tolerance Inmate Poster, Spanish
- Bastrop County Jail PREA Inmate Education Video
- Bastrop County Jail PREA Acknowledgment: 3-28-24, 6-10-24, 8-18-24, 9-29-24, 10-24-24, 11-8-24, 11-9-24a, 11-9-24b, 12-11-24, 12-25-24, 1-28-25a, 1-28-25b, 2-24-24a, 2-24-25b, 3-2-25, 3-11-25, 3-13-25a, 3-13-25b, 3-20-25, 3-26-25, 3-28-25
- Bastrop County Jail PREA Initial Information: 3-28-24, 6-10-24, 8-18-24, 9-29-24, 10-24-24, 11-8-24, 11-9-24a, 11-9-24b, 12-11-24, 12-25-24, 1-28-25a, 1-28-25b, 2-24-24a, 2-24-25b, 3-2-25, 3-11-25, 3-13-25a, 3-13-25b, 3-20-25, 3-26-25, 3-28-25
- Bastrop County Jail Comprehensive PREA Handout: 6-12-24, 8-18-24, 9-29-24, 10-24-24, 11-8-24, 11-9-24, 12-11-24, 12-25-24, 1-28-25a, 1-28-25b, 2-24-24a, 2-24-25b, 3-2-25, 3-11-25, 3-13-25a, 3-13-25b, 3-20-25, 3-26-25, 3-28-25
- Bastrop County Jail Acknowledgment of PREA Video, with English and Spanish Subtitles: 6-12-24, 8-18-24, 9-29-24, 10-24-24, 11-8-24, 11-9-24, 12-11-24, 12-25-24, 1-28-25a, 1-28-25b, 2-24-24a, 2-24-25b, 3-2-25, 3-11-25, 3-13-25a, 3-13-25b, 3-20-25, 3-26-25, 3-28-25

### Interviews:

- Agency PREA Coordinator
- Intake Staff
- Staff Who Perform Screening for Risk of Victimization and Abusiveness
- Random Inmates



#### Site Review Observations:

- Observed the inmate reception area.
- Observed and reviewed inmate facility handbook provided to all inmates upon facility intake.
- Observed PREA informational postings in inmate Housing, Education, Library, Law Library, and other areas of high traffic.
- Observed a variety of PREA related materials and information available for inmate use within the facility libraries and on facility-based inmate computer terminals.
- Observed JDI video requirement at Intake, as well as before inmates can set up an account on their tablets. Video is available in both English and Spanish.
- Reviewed inmate files for documentation of PREA training.

#### Standard Subsections:

(A) According to the Bastrop County Jail Zero Tolerance policy, “upon intake, a booking officer will provide the inmate with information that informs the inmate of:

- the zero-tolerance policy;
- sexual misconduct defined;
- procedures for reporting incidents or suspicions of sexual misconduct;
- the inmate’s right to be free from sexual misconduct and free from retaliation for reporting; and
- the Office’s commitment to investigate such reports.
- Assistance will be provided to inmates with disabilities, inmates who cannot read, and inmates who do not speak English.

A review of the Bastrop County Jail intake process demonstrated how this initial information is provided to all inmates upon their entry into the facility. Interviews with intake staff further explained the process. The Bastrop County Jail Agency PREA Coordinator further notes that of the 3,134 inmates assigned to the facility during the audit time frame, 100% have received their initial PREA training. In speaking with 26 inmates, all but five (5) such person stated they had, in fact, been given this information when they arrived at the facility. However, a review of inmate training documentation reflects that all such persons interviewed received their initial PREA training regarding the agency’s zero-tolerance policy specific to sexual abuse and sexual harassment, to including reporting information. Additionally, a review of the facility handbook and the intake PREA training pamphlet provided to inmates at intake demonstrates all relevant information is provided to inmates upon their receipt into the facility.

(B) According to the Bastrop County Jail Zero Tolerance policy, “within 30 days of intake, inmates will be provided with more comprehensive education on this policy and on PREA. The education will be provided via video or in person.” The PREA education video informs inmates of their rights to be free from sexual abuse, sexual harassment, and retaliation for reporting such incidents. A review of the inmate PREA education video does provide a comprehensive explanation of the agency’s zero-tolerance policy specific to sexual abuse and sexual harassment. Within the audit time frame, the Bastrop County Jail has received 397 inmates whose length of stay was more than thirty days. Of these, 100% were provided a more comprehensive explanation of the PREA process. In speaking with random inmates, all such persons knew of at

least one way to report allegations of sexual abuse and sexual harassment, as well as the agency's responsibility to protect them from such.

- (C) Per the Agency PREA Coordinator, all inmates assigned to the Bastrop County Jail have been provided education on the agency's zero-tolerance policy against sexual abuse and sexual harassment.
- (D) According to the Bastrop County Jail Zero Tolerance policy, "inmates to whom the information has to be read or explained due to disability, language barrier, or illiteracy will be asked to sign an acknowledgement form stating the information was explained to them. If the inmate refuses to sign the acknowledgement form, this will be noted on the form and the booking officer will also note that the information was read/explained to the inmate." As noted by the agency PREA Coordinator, accommodations are provided to inmates as necessary to help with their understanding and subsequent ability to utilize the PREA reporting processes. In speaking with Intake staff, accommodation strategies were discussed for inmates with limited English proficiency, deaf, visually impaired, those with limited reading skills, as well as those inmates who are otherwise disabled. All PREA information is provided in several alternative formats to ensure inmates with disabilities, to include those with limited English proficiency, have equal opportunity to receive, understand, and utilize the PREA process as necessary to promote the sexual safety of all inmates assigned to the Bastrop County Jail. PREA brochures and informational posters are provided in both English and Spanish, the two most common languages spoken within the Bastrop County Jail. The PREA Inmate Education Video is available in two languages: English and Spanish. These videos contain a deaf interpreter, as well as closed captioning in the appropriate spoken language of the video. Translation services are available for inmates who don't speak English.
- (E) According to the Bastrop County Jail Zero Tolerance policy, "documentation that an inmate received the comprehensive education will be maintained in the inmate's file." As noted by the Bastrop County Jail Agency PREA Coordinator, this documentation is then maintained within each inmate's agency file. A review of random inmate files reflects the presence of said documentation.
- (F) According to the Bastrop County Jail Zero Tolerance policy, "the Office will ensure that key information is continuously and readily available or visible to inmates through posters, inmate handbooks, or other written formats." As noted by Intake staff, while inmates are provided personal copies of the Bastrop County Jail Inmate Handbook (available in English and Spanish) upon receipt into the Bastrop County Sheriff's Office. This material, as well as other PREA related information, is continuously available within the facility's Law Library. It is also continuously available on each kiosk with every dorm. During the onsite portion of the audit, informational advisements identifying hotline numbers and local rape crisis center contact information were predominantly displayed in all housing units in both English and Spanish. Additionally, PREA awareness posters, in both English and Spanish, were displayed throughout the facility in areas such as the receiving and discharge department, medical, behavioral health, and the Law Library. Posters for third party reporting, such as reporting done by family, friends, and other inmate advocates, were also posted in both English and Spanish within visitation area and the facility front lobby. However, it was noted that the phone number provided on these posters was no longer valid. Accordingly, the phone number on the informational posters was

changed. As well, a public service announcement was provided to all inmates via institutional kiosks, as well as inmate tablets. With the new information now posted, no further action is needed to address this concern.

#### Reasoning & Findings Statement:

This standard requires that all persons incarcerated within the Bastrop County Jail are provided a comprehensive education specific to the agency's zero-tolerance policy against sexual abuse and sexual harassment. This information must be provided in a manner that each inmate can understand, to include accommodations for limited English proficiency, as well as other physical or cognitive disabilities. In that, the Bastrop County Jail has demonstrated its compliance with agency policy by ensuring all incarcerated individuals received into the facility are provided an initial overview of this information immediately upon facility intake. The Bastrop County Jail also provides all inmates are given a comprehensive orientation of the agency's PREA program within thirty (30) days of facility intake. This ensures that all inmates within the Bastrop County Jail are cognizant of the agency's zero-tolerance policy toward sexual abuse and sexual harassment, as well as have subsequent access to, and can effectively utilize, the PREA reporting mechanism. In speaking with inmates assigned to the Bastrop County Jail, most inmates stated that they were aware of PREA and its purpose within the facility. While inmates were collectively aware of the policy and their rights to varying degrees, all inmates interviewed were specifically aware of at least one, but generally more, methods by which they could report allegations of sexual abuse or sexual harassment. Accordingly, the Bastrop County Jail has met the requirements of this standard.

### Standard 115.34: Specialized training: Investigations

#### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

##### 115.34 (a)

- In addition to the general training provided to all employees pursuant to §115.31, does the agency ensure that, to the extent the agency itself conducts sexual abuse investigations, its investigators receive training in conducting such investigations in confinement settings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).) ☒ Yes ☐ No ☐ NA

##### 115.34 (b)

- Does this specialized training include techniques for interviewing sexual abuse victims? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).) ☒ Yes ☐ No ☐ NA
- Does this specialized training include proper use of Miranda and Garrity warnings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).) ☒ Yes ☐ No ☐ NA
- Does this specialized training include sexual abuse evidence collection in confinement settings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).) ☒ Yes ☐ No ☐ NA

- Does this specialized training include the criteria and evidence required to substantiate a case for administrative action or prosecution referral? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)  
☒ Yes   ☐ No   ☐ NA

#### 115.34 (c)

- Does the agency maintain documentation that agency investigators have completed the required specialized training in conducting sexual abuse investigations? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)  
☒ Yes   ☐ No   ☐ NA

#### 115.34 (d)

- Auditor is not required to audit this provision.

#### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

#### Instructions for Overall Compliance Determination Narrative

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

#### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Sheriff's Office Certificates of Completion: NIC, PREA – Your Role in Responding to Sexual Abuse, Employees: 6-16-24, 9-12-24, 9-20-24a, 9-20-24b, 9-22-24, 9-23-24a, 9-23-24b, 9-28-24, 9-30-24, 10-1-24, 10-2-24, 10-7-24, 10-9-24, 10-11-24, 10-15-24, 10-21-24, 10-23-24, 10-28-24a, 10-28-24b, 10-29-24a, 10-29-24b, 10-31-24, 11-9-24, 11-10-24a, 11-10-24b, 11-13-24, 11-19-24, 12-20-24, 1-27-25, 2-5-25, 2-10-25, 2-14-25, 2-27-25, 3-14-25, 3-17-25, 3-20-25
- Bastrop County Sheriff's Office Certificate of Completion: NIC, PREA Specialized Training, Investigations: 9-17-24, 3-17-25a, 3-17-25b, 3-17-25c, 3-17-25d, 3-17-25e, 3-17-25f, 3-17-25g, 3-17-25h, 3-17-25i, 3-17-25j, 3-17-25k, 3-17-25l, 3-17-25m, 3-17-25n, 3-17-25o, 3-17-25p, 3-17-25q, 3-17-25u, 3-17-25r, 3-17-25s, 3-17-25t, 3-18-25a, 3-18-25b, 3-18-25c, 3-18-25d, 3-18-25e, 3-18-25f, 3-18-25g, 3-18-25h, 3-19-25, 3-20-25a, 3-20-25b

#### Interviews:

- Agency PREA Coordinator
- Facility Administrator
- Administrative (Human Resources) Staff
- Bastrop County Jail Investigative Staff

#### Site Review Observations:

- Observed investigative training certifications.
- Reviewed agency training records documenting investigative training curriculums.

#### Standard Subsections:

- (A) According to the Bastrop County Jail Zero Tolerance policy, “in addition to the general training provided to all employees pursuant to §115.31, the Office shall provide specialized training to all investigators that conduct sexual abuse investigations. The investigators will receive training that focuses on conducting such investigations in a confinement setting.” In interviewing the Bastrop County Jail PCM, said staff confirmed participation in such courses. Additionally, training curriculums and employee training certifications provided additional documentation to support facility compliance.
- (B) According to the Bastrop County Jail Zero Tolerance policy, “investigators who investigate sexual abuse allegations relating to conduct within the jail shall receive training on 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 necessary for referral for administrative or prosecutorial action. Documentation of the training will be maintained.” In interviewing Bastrop County Jail investigative staff, said staff confirmed participation in related courses. Additionally, training curriculums and employee training certifications provided additional documentation to support facility compliance.
- (C) According to the Bastrop County Jail Zero Tolerance policy, documentation of specialized investigative training will be maintained by the agency. In speaking with Bastrop County Jail investigators, it was noted that appropriate training had been completed and was subsequently documented via agency records. A review of training certifications confirms that such documentation is maintained within agency files for all investigators currently utilized within the Bastrop County Jail.
- (D) The auditor is not required to audit this provision.

#### Reasoning & Findings Statement:

The standard requires that all persons employed by the agency who investigate allegations of sexual abuse and sexual harassment have received appropriate training of investigating such within a confinement setting. Agency documentation confirms the receipt of such training for all Bastrop County Jail investigators. Additionally, all investigators within the Bastrop County Jail have received

specialized training for interviewing sexual abuse victims, for the proper use of Miranda and Garrity warnings, for sexual abuse evidence collection in confinement settings, and for the criteria and evidence required to substantiate a case for administrative action or prosecution referral. Interviews with agency staff confirm receipt of this training. As such, the Bastrop County Jail has met the requirements of this standard.

## **Standard 115.35: Specialized training: Medical and mental health care**

### **All Yes/No Questions Must Be Answered by the Auditor to Complete the Report**

#### **115.35 (a)**

- Does the agency ensure 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? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.) ☒ Yes ☐ No ☐ NA
- Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in how to preserve physical evidence of sexual abuse? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.) ☒ Yes ☐ No ☐ NA
- Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in how to respond effectively and professionally to victims of sexual abuse and sexual harassment? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.) ☒ Yes ☐ No ☐ NA
- Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in how and to whom to report allegations or suspicions of sexual abuse and sexual harassment? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.) ☒ Yes ☐ No ☐ NA

#### **115.35 (b)**

- If medical staff employed by the agency conduct forensic examinations, do such medical staff receive appropriate training to conduct such examinations? (N/A if agency medical staff at the facility do not conduct forensic exams or the agency does not employ medical staff.) ☒ Yes ☐ No ☐ NA

#### **115.35 (c)**

- Does the agency maintain documentation that medical and mental health practitioners have received the training referenced in this standard either from the agency or elsewhere? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.) ☒ Yes ☐ No ☐ NA

### 115.35 (d)

- Do medical and mental health care practitioners employed by the agency also receive training mandated for employees by §115.31? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners employed by the agency.)  
☒ Yes   ☐ No   ☐ NA
- Do medical and mental health care practitioners contracted by or volunteering for the agency also receive training mandated for contractors and volunteers by §115.32? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners contracted by or volunteering for the agency.) ☒ Yes   ☐ No   ☐ NA

### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

### Instructions for Overall Compliance Determination Narrative

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

### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Sheriff's Office Certificates of Completion: NIC, PREA – Your Role in Responding to Sexual Abuse, Employees: 6-16-24, 9-12-24, 9-20-24a, 9-20-24b, 9-22-24, 9-23-24a, 9-23-24b, 9-28-24, 9-30-24, 10-1-24, 10-2-24, 10-7-24, 10-9-24, 10-11-24, 10-15-24, 10-21-24, 10-23-24, 10-28-24a, 10-28-24b, 10-29-24a, 10-29-24b, 10-31-24, 11-9-24, 11-10-24a, 11-10-24b, 11-13-24, 11-19-24, 12-20-24, 1-27-25, 2-5-25, 2-10-25, 2-14-25, 2-27-25, 3-14-25, 3-17-25, 3-20-25
- Bastrop County Sheriff's Office Certificate of Completion: NIC, PREA 201 for Medical and Mental Health Practitioners: 9-13-24a, 9-13-24b, 9-13-24c, 9-13-24d, 9-13-24e, 9-13-24f, 9-13-24g, 9-13-24h, 9-13-24i, 9-18-24, 19-19-24

### Interviews:

- Agency PREA Coordinator
- Facility Administrator
- Administrative (Human Resources) Staff
- Medical Staff

- Mental Health Staff
- SAFE and/or SANE Personnel of the Local Hospital/Rape Crisis Clinic

Site Review Observations:

- Review of facility training records

Standard Subsections:

(A) Bastrop County Jail Zero Tolerance policy requires that “in addition to the general training provided to all employees pursuant to §115.31, BCSO shall provide specialized training to all medical personnel including:

- How to detect and assess signs of sexual abuse and sexual harassment.
- How to preserve physical evidence of sexual abuse;
- How to respond effectively and professionally to victims of sexual abuse and sexual harassment; and
- How and whom to report allegations or suspicions of sexual abuse and sexual harassment.

In speaking with Bastrop County Jail medical and mental health staff, all such staff confirmed their having received such training. Additionally, a review of the training curriculum for medical and mental health staff clearly indicates this material, along with significant levels of other related material, is provided during specialized training for medical and mental health staff. In speaking with the Bastrop County Jail Agency PREA Coordinator, it was noted that the Bastrop County Jail has 10 medical and mental health care practitioners who regularly work at the Bastrop County Jail, with 100% having received both the general PREA training required of all staff, as well as the specialized training required of medical and mental health staff. A review of agency training records document staff participation in initial and/or continuing training requirements.

(B) Bastrop County Jail Zero Tolerance policy requires that “Medical Personnel at BCSO will not conduct forensic examinations all forensic examinations will go to SANE/SAFE at local hospitals.” In speaking with medical staff, adherence to this policy was confirmed. Additionally, in speaking with staff from the local hospital; namely, Ascension Seton Smithville Hospital, the continuous availability of SANE/SAFE nurses, or other qualified staff, was confirmed.

(C) Bastrop County Jail Zero Tolerance policy requires that after medical and mental health staff participate in specialized training, “documentation of the training will be maintained by the PREA Coordinator.” In speaking with the Bastrop County Jail Agency PREA Coordinator, it was noted that training certifications are maintained by the agency. Evidence of documented training was reviewed to ensure compliance with this protocol.

(D) As confirmed via interviews with medical and mental health contracted staff, said positions are required to complete both the generalized PREA training provided to all facility staff, as well as the specialized training required only of medical and mental health staff. Specifically, as required by the Bastrop County Jail Zero Tolerance policy, “medical and mental health care personnel at the jail shall receive training on how to detect and assess signs of sexual abuse, how to preserve evidence of sexual abuse, how to respond effectively and professionally to



victims of sexual abuse, and how and to whom to report allegations or suspicions of sexual abuse.”

Reasoning & Findings Statement:

This standard requires that all medical and mental health care practitioners are provided both the generalized training on the agency’s zero-tolerance against sexual abuse and sexual harassment, as well as specialized training on how to detect and assess signs of sexual abuse and sexual harassment, how to preserve physical evidence of sexual abuse, how to respond effectively and professionally to victims of sexual abuse and sexual harassment, as well as how and to whom to report allegations or suspicions of sexual abuse and sexual harassment. Bastrop County Jail medical and mental health staff confirm that said staff have received all required and continuing education classes specific to their professional role in assisting victims of sexual abuse and sexual harassment. Also, staff of Ascension Seton Smithville Hospital, the local hospital where all forensic examinations are conducted, confirm that all persons conducting SANE/SAFE exams are properly certified to perform such. Documentation of agency training verifies that medical and mental health staff receive not only the generalized PREA training provided to all staff, but also specialized training specific to their medical and mental health roles within the agency. As such, the Bastrop County Jail has met the requirements of this standard.

## SCREENING FOR RISK OF SEXUAL VICTIMIZATION AND ABUSIVENESS

### Standard 115.41: Screening for risk of victimization and abusiveness

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

#### 115.41 (a)

- Are all inmates assessed during an intake screening for their risk of being sexually abused by other inmates or sexually abusive toward other inmates? ☒ Yes ☐ No
- Are all inmates assessed upon transfer to another facility for their risk of being sexually abused by other inmates or sexually abusive toward other inmates? ☒ Yes ☐ No

#### 115.41 (b)

- Do intake screenings ordinarily take place within 72 hours of arrival at the facility?  
☒ Yes ☐ No

#### 115.41 (c)

- Are all PREA screening assessments conducted using an objective screening instrument?  
☒ Yes ☐ No

#### 115.41 (d)

- Does the intake screening consider, 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? ☒ Yes ☐ No
- Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (2) The age of the inmate? ☒ Yes ☐ No
- Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (3) The physical build of the inmate? ☒ Yes ☐ No
- Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (4) Whether the inmate has previously been incarcerated? ☒ Yes ☐ No
- Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (5) Whether the inmate's criminal history is exclusively nonviolent? ☒ Yes ☐ No
- Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (6) Whether the inmate has prior convictions for sex offenses against an adult or child? ☒ Yes ☐ No
- Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (7) Whether the inmate is or is perceived to be gay, lesbian, bisexual, transgender, intersex, or gender nonconforming (the facility affirmatively asks the inmate about his/her sexual orientation and gender identity AND makes a subjective determination based on the screener's perception whether the inmate is gender non-conforming or otherwise may be perceived to be LGBTI)? ☒ Yes ☐ No
- Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (8) Whether the inmate has previously experienced sexual victimization? ☒ Yes ☐ No
- Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (9) The inmate's own perception of vulnerability? ☒ Yes ☐ No
- Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (10) Whether the inmate is detained solely for civil immigration purposes? ☒ Yes ☐ No

#### 115.41 (e)

- In assessing inmates for risk of being sexually abusive, does the initial PREA risk screening consider, as known to the agency, prior acts of sexual abuse? ☒ Yes ☐ No

- In assessing inmates for risk of being sexually abusive, does the initial PREA risk screening consider, as known to the agency, prior convictions for violent offenses? ☒ Yes ☐ No
- In assessing inmates for risk of being sexually abusive, does the initial PREA risk screening consider, as known to the agency, history of prior institutional violence or sexual abuse? ☒ Yes ☐ No

#### 115.41 (f)

- Within a set time period not more than 30 days from the inmate's arrival at the facility, does the facility reassess the inmate's risk of victimization or abusiveness based upon any additional, relevant information received by the facility since the intake screening? ☒ Yes ☐ No

#### 115.41 (g)

- Does the facility reassess an inmate's risk level when warranted due to a referral? ☒ Yes ☐ No
- Does the facility reassess an inmate's risk level when warranted due to a request? ☒ Yes ☐ No
- Does the facility reassess an inmate's risk level when warranted due to an incident of sexual abuse? ☒ Yes ☐ No
- Does the facility reassess an inmate's risk level when warranted due to receipt of additional information that bears on the inmate's risk of sexual victimization or abusiveness? ☒ Yes ☐ No

#### 115.41 (h)

- Is it the case that inmates are not ever disciplined for refusing to answer, or for not disclosing complete information in response to, questions asked pursuant to paragraphs (d)(1), (d)(7), (d)(8), or (d)(9) of this section? ☒ Yes ☐ No

#### 115.41 (i)

- Has the agency implemented appropriate controls on the dissemination within the 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? ☒ Yes ☐ No

#### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

## Instructions for Overall Compliance Determination Narrative

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

### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Jail PREA Screening Questions for Housing
- Bastrop County Jail Sexual Predator/Vulnerability PREA Screening Checklist, Initial Screening: 8-1-24a, 8-1-24b, 8-1-24c, 8-2-24a, 8-2-24b, 8-3-24a, 8-3-24b, 8-3-24c, 8-3-24d, 8-3-24e, 8-3-24f, 8-3-24g, 8-4-24a, 8-4-24b, 8-4-24c, 8-4-24d, 8-5-24a, 8-5-24b, 8-6-24a, 8-6-24b, 8-6-24c, 8-6-24d, 9-6-24a, 9-6-24b, 9-6-24c, 9-6-24d, 9-6-24e, 9-6-24f, 9-6-24g, 9-6-24h, 9-8-24, 11-5-24a, 11-5-24b, 11-5-24c, 11-5-24d, 11-5-24e, 11-5-24f, 11-6-24a, 11-6-24b, 11-6-24c, 11-8-24a, 11-8-24b, 11-9-24a, 11-9-24b, 11-9-24c, 11-9-24d, 11-9-24e, 11-9-24f, 11-9-24g, 11-9-24h, 11-9-24i, 11-9-24j, 11-9-24k, 11-10-24, 11-11-24, 11-12-24a, 11-12-24b, 11-13-24, 11-14-24a, 11-14-24b, 11-14-24c, 11-14-24d, 11-14-24e, 11-14-24f, 11-14-24g, 11-14-24h, 11-14-24i, 12-1-24a, 12-1-24b, 12-1-24c, 12-4-24a, 12-4-24b, 12-4-24c, 12-4-24d, 12-4-24e, 12-6-24a, 12-6-24b, 12-7-24a, 12-7-24b, 12-7-24c, 12-7-24d, 12-7-24e, 12-7-24f
- Bastrop County Jail Sexual Predator/Vulnerability PREA Screening Checklist, 30-Day Review: 12-4-20, 12-9-20, 12-13-20a, 12-13-20b, 12-14-20a, 12-14-20b, 12-14-20c, 12-15-20a, 12-15-20b, 12-15-20c, 12-15-20d, 12-15-20e, 12-27-20, 12-1-24, 12-2-24a, 12-2-24b, 12-2-24c, 12-2-24d, 12-3-24, 12-5-24a, 12-5-24b, 12-6-24a, 12-6-24b, 12-7-24a, 12-7-24b, 12-7-24c, 12-8-24, 12-12-24a, 12-12-24b, 12-12-24c, 12-12-24d, 12-16-24a, 12-16-24b, 12-16-24c, 12-16-24d, 12-16-24e, 12-16-24f, 12-16-24g, 12-16-24h, 12-16-24i, 12-16-24j, 12-16-24k, 12-16-24l, 12-16-24m, 12-17-24a, 12-17-24b, 12-17-24c, 12-17-24d, 12-17-24e, 12-17-24f, 12-17-24g, 12-17-24h, 12-17-24i, 12-20-24, 12-21-24a, 12-21-24b, 12-30-24a, 12-30-24b, 12-30-24c, 12-30-24d, 12-30-24e, 12-31-24a, 12-31-24b, 12-31-24c, 12-31-24d

### Interviews:

- Agency PREA Coordinator
- Facility Administrator
- Intake Staff
- Medical Staff
- Mental Health Staff
- Staff Who Perform Screening for Risk of Victimization and Abusiveness
- Inmates Who Identify as Lesbian, Gay, Bisexual, Transgender, or Intersex
- Inmates Who Disclosed Sexual Victimization During Risk Screening
- Inmates with Limited English Proficiency
- Inmates Who are Disabled
- Random Inmates

### Site Review Observations:

- Observed PREA screening demonstration.
- Observed PREA screening locations.
- Observed inmate housing, work assignments, and other programmatic assignments.
- Observed demonstration of housing classification system within facility Count Room.
- Reviewed inmate files for documentation of risk screening.

Standard Subsections:

- (A) Bastrop County Jail Zero Tolerance policy requires that the “*Sexual Predator / Vulnerability PREA Screening Checklist*” will be completed during medical intake for every inmate that will be housed.” Interviews with Bastrop County Jail Intake and Medical staff confirm initial assessments are done as a function of the Intake process. During the onsite assessment of the facility, Intake staff demonstrated the intake process step-by-step while providing detailed information on the initial education, assessment, housing, and programmatic assignment process all inmates receive on their first day of assignment at the Bastrop County Jail.
- (B) As noted by Intake and Medical staff, initial assessments occur immediately upon reception. The Bastrop County Jail Zero Tolerance policy requires that “during booking and before housing, individuals will be asked the questions that appear on the *Sexual Predator/Vulnerability PREA Screening Checklist*.” These initial assessments are then reviewed by “the On Duty Supervisor for review and signature prior to locating housing. The completed screening form will then be placed into the PREA Coordinators distro box for final review before being placed into the inmate’s medical file.” Interviews with Risk Screening staff confirm adherence to this policy. During the audit time frame, the Bastrop County Jail received 1,760 inmates into the facility. As noted by the Bastrop County Jail Agency PREA Coordinator, 100% of said persons did receive an initial risk screening within 72 hours of receipt. A random review of risk screening documentation reflects that initial screenings were completed within the 72-hour time frame. Of the 26 random and targeted inmates interviewed, only one (1) person stated that an initial risk assessment was not provided within 72 hours of their receipt into the facility. A subsequent review of risk assessments from all 26 random and targeted inmates interviewed confirmed that all 26 of the inmates interviewed were, in fact, provided a risk screening assessment upon their initial receipt into the facility, with all of those assessments occurring within the required 72 hours from their facility Intake process.
- (C) The Bastrop County Jail Zero Tolerance policy mandates that all inmates will be screened and assessed upon admission to Bastrop County Jail for their risk of being a victim of sexual abuse or their likelihood of committing sexual abuse. The PREA screening assessment is conducted using an objective screening instrument. A review the initial nine (9) question survey used as Screening Questions for Housing Booking, as well as the subsequent 21 question victimization survey (with 12 questions assessing likely of victimization and nine (9) questions assessing likely of aggression) provided by Medical, does not present with either an implicit bias or leading statements. The assessment questionnaire does not contain value statements, bias language, or implied negative consequences for affirmative answers to any of the questions asked. Rather, it is a strictly utilitarian form that was administered in a nonjudgmental manner during a mock screening demonstration.

- (D) The Screening Questions for Housing questionnaire, along with the Sexual Predator/Vulnerability PREA Screening Checklist, does consider, at a minimum, if the inmate has a mental, physical, or developmental disability. It considers the age of the inmate, the inmate's physical build, whether the inmate has previously been incarcerated, whether the inmate's criminal history is exclusively nonviolent, whether the inmate has prior convictions for sex offenses against an adult or child, whether the inmate has previously experienced sexual victimization, the inmate's own perception of vulnerability, and whether the inmate is or is perceived to be gay, lesbian, bisexual, transgender, intersex, or gender nonconforming. Inmates are explicitly asked if they are gay, lesbian, bisexual, transgender, intersex, or gender nonconforming/gender nonbinary. Inmates are then asked if others perceive them as the same. Risk screeners are allowed to enter their subjective perception of the inmate's gender expression, as well as any additional information regarding the inmate's sexual safety. It should be noted that the Bastrop County Sheriff's Office does not currently detain inmates solely for immigration purposes. During interviews with 26 inmates, 25 such persons indicated that these questions were asked upon receipt into the Bastrop County Jail. A subsequent review of initial risk screening documentation for all 26 inmates interviewed reflects that all 26 such persons were provided a proper risk screening assessment within the required timeframe.
- (E) The initial risk screening process also considers an inmate's probability of being sexually abusive toward other persons. In assessing inmates for their risk of being sexually abusive, the Screening Questions for Housing questionnaire, along with the Sexual Predator/Vulnerability PREA Screening Checklist, does consider prior acts of sexual abuse, prior convictions for violent offenses, and the history of prior institutional violence or sexual abuse. Along with observing the screening process, the auditor also reviewed Screening Questions for Housing questionnaires, along with the Sexual Predator/Vulnerability PREA Screening Checklists, completed within the auditing time frame. All forms were filled out in their entirety, with inmates having provided relevant answers to each of the questions asked. It should further be noted that Intake and Medical staff both confirmed that inmates may refuse to answer any question on the survey or may refuse participation in the entire survey without the threat of negative consequences.
- (F) The Bastrop County Jail Zero Tolerance policy requires that "inmates risk level will be reassessed within a set time period, not to exceed 30 days, (or) when warranted due to incidents or receipt of relevant information received by the facility since the intake screening." As noted by the Bastrop County Jail Agency PREA Coordinator, within the audit time frame, 100% of the 397 inmates with a length of stay in the facility for 30 days or more, were reassessed for their risk of sexual victimization or of being sexually abusive within 30 days after their arrival to the Bastrop County Jail. In speaking with Bastrop County Jail Risk Screening Staff, their adherence to this policy was confirmed. A review of documentation specific to said assessments confirmed initial risk screening assessment were completed with 72 hours of receipt into the facility and subsequent assessments were completed within 30 days of receipt into the facility. During interviews with 26 inmates, ten (1) inmates did not remember or denied having received a subsequent risk assessment. As such, subsequent risk assessment documentation was requested for all 26 inmates interviewed. The documentation review did reflect that many of the 26 inmates had not yet been assigned to the facility for more than 30 days. Alternatively, those who had been assigned to the facility for more than 30 days had, in fact, been provided subsequent risks assessments. As such, no further action is needed.

(G) The Bastrop County Jail Zero Tolerance policy requires that “inmates risk level will be reassessed within a set time period, not to exceed 30 days, when warranted due to incidents or receipt of relevant information received by the facility since the intake screening.” In speaking with Bastrop County Jail Agency PREA Coordinator, it was noted that subsequent risk assessments done after investigations and referral processes were explained in detail. A review of documentation demonstrating subsequent risk assessments and referrals supports the facility’s application of the subsequent risk assessment and referral process.

(H) The Bastrop County Jail Zero Tolerance policy requires that “Inmate will be asked, but shall not be disciplined for refusing to answer (or not disclosing complete information related to) the questions regarding:

- a. Whether or not the inmate has a mental, physical or developmental disability;
- b. Whether or not the inmate is or is perceived to be gay, lesbian, bisexual, transgender, intersex, or gender non-conforming
- c. Whether or not the inmate has previously experienced sexual victimization; and
- d. The inmate’s own perception of vulnerability.”

In speaking with the Bastrop County Jail Agency PREA Coordinator, adherence to this policy was affirmed. In speaking with random inmates, as well as those who were, or may have been perceived as, disabled, lesbian, gay, bisexual, transgender, intersex, or limited English proficient, none (0) expressed having experienced any discipline or retaliation for refusing to answer or disclose information during the risk screening process.

(I) The Bastrop County Jail Zero Tolerance policy requires that “The completed screening form will then be placed into the PREA Coordinators distro box for final review before being placed into the inmate’s medical file.” As such, access to assessment documentation once completed is highly restricted. In speaking with random staff, all twelve (12) such staff expressed an understanding that information obtained as a function of sexual abuse or sexual harassment allegations, investigations, or other related processes was considered confidential and discussed only on a need-to-know basis. As well, in speaking with risk screeners, the confidentiality of the assessment process was clearly understood. All operative staff interviewed whose job roles were associated with the Screening Questions for Housing questionnaire or the Sexual Predator/Vulnerability PREA Screening Checklist, affirmed the information obtained by way of said document was considered restricted, and as such, was not distributed to unauthorized staff. Lastly, the auditor observed that completed PREA Assessment Forms did require authorized credentials to access said documents within the Bastrop County Jail electronic data base.

#### Reasoning & Findings Statement:

This standard requires that all inmates are properly screened for their risk of being sexually victimized or sexually abusive. This screening is done to ensure all inmates are provided meaningful protection against such abuse while incarcerated. As a foundation of this protection, the Bastrop County Jail has developed objective instruments, the Screening Questions for Housing questionnaire and the Sexual Predator/Vulnerability PREA Screening Checklist, that is administered and scored at the facility level as a simple fact assessment each time an inmate is received upon the facility, at the initiation and conclusion of investigations into substantiated or unsubstantiated allegations, and when referrals are made due to mental health concerns and/or referrals due to concerns of substantial imminent risk of sexual abuse. The Bastrop County Jail has demonstrated the use of the assessment process as required

by policy. All assessments are completed upon Booking, with subsequent assessments performed within 30 days of intake. All interviewed staff were knowledgeable of the confidentiality of the risk assessment, as well as an inmate's right to refuse participation in the assessment process. A review of documentation supporting the risk assessment process reflects the facility's overall adherence to agency policy. As such, the Bastrop County Jail has met all requirements of this standard.

## **Standard 115.42: Use of screening information**

### **All Yes/No Questions Must Be Answered by the Auditor to Complete the Report**

#### **115.42 (a)**

- Does the agency use information from the risk screening required by § 115.41, with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Housing Assignments? ☒ Yes ☐ No
- Does the agency use information from the risk screening required by § 115.41, with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Bed assignments? ☒ Yes ☐ No
- Does the agency use information from the risk screening required by § 115.41, with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Work Assignments? ☒ Yes ☐ No
- Does the agency use information from the risk screening required by § 115.41, with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Education Assignments? ☒ Yes ☐ No
- Does the agency use information from the risk screening required by § 115.41, with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Program Assignments? ☒ Yes ☐ No

#### **115.42 (b)**

- Does the agency make individualized determinations about how to ensure the safety of each inmate? ☒ Yes ☐ No

#### **115.42 (c)**

- When deciding whether to assign a transgender or intersex inmate to a facility for male or female inmates, does the agency consider, on a case-by-case basis whether a placement would ensure the inmate's health and safety, and whether a placement would present management or security problems (NOTE: if an agency by policy or practice assigns inmates to a male or female facility on the basis of anatomy alone, that agency is not in compliance with this standard)? ☒ Yes ☐ No
- When making housing or other program assignments for transgender or intersex inmates, does the agency consider on a case-by-case basis whether a placement would ensure the inmate's



health and safety, and whether a placement would present management or security problems?  
☒ Yes ☐ No

**115.42 (d)**

- Are placement and programming assignments for each transgender or intersex inmate reassessed at least twice each year to review any threats to safety experienced by the inmate?  
☒ Yes ☐ No

**115.42 (e)**

- Are each transgender or intersex inmate's own views with respect to his or her own safety given serious consideration when making facility and housing placement decisions and programming assignments? ☒ Yes ☐ No

**115.42 (f)**

- Are transgender and intersex inmates given the opportunity to shower separately from other inmates? ☒ Yes ☐ No

**115.42 (g)**

- Unless 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 lesbian, gay, bisexual, transgender, or intersex inmates, does the agency always refrain from placing: lesbian, gay, and bisexual inmates in dedicated facilities, units, or wings solely on the basis of such identification or status? (N/A if the agency has a dedicated facility, unit, or wing solely for the placement of LGBT or I inmates pursuant to a consent decree, legal settlement, or legal judgement.) ☒ Yes ☐ No ☐ NA
- Unless 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 lesbian, gay, bisexual, transgender, or intersex inmates, does the agency always refrain from placing: transgender inmates in dedicated facilities, units, or wings solely on the basis of such identification or status? (N/A if the agency has a dedicated facility, unit, or wing solely for the placement of LGBT or I inmates pursuant to a consent decree, legal settlement, or legal judgement.) ☒ Yes ☐ No ☐ NA
- Unless 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 lesbian, gay, bisexual, transgender, or intersex inmates, does the agency always refrain from placing: intersex inmates in dedicated facilities, units, or wings solely on the basis of such identification or status? (N/A if the agency has a dedicated facility, unit, or wing solely for the placement of LGBT or I inmates pursuant to a consent decree, legal settlement, or legal judgement.)  
☒ Yes ☐ No ☐ NA

## Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

## Instructions for Overall Compliance Determination Narrative

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

### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Jail PREA Screening Questions for Housing
- Bastrop County Jail Sexual Predator/Vulnerability PREA Screening Checklist, Initial Screening: 8-1-24a, 8-1-24b, 8-1-24c, 8-2-24a, 8-2-24b, 8-3-24a, 8-3-24b, 8-3-24c, 8-3-24d, 8-3-24e, 8-3-24f, 8-3-24g, 8-4-24a, 8-4-24b, 8-4-24c, 8-4-24d, 8-5-24a, 8-5-24b, 8-6-24a, 8-6-24b, 8-6-24c, 8-6-24d, 9-6-24a, 9-6-24b, 9-6-24c, 9-6-24d, 9-6-24e, 9-6-24f, 9-6-24g, 9-6-24h, 9-8-24, 11-5-24a, 11-5-24b, 11-5-24c, 11-5-24d, 11-5-24e, 11-5-24f, 11-6-24a, 11-6-24b, 11-6-24c, 11-8-24a, 11-8-24b, 11-9-24a, 11-9-24b, 11-9-24c, 11-9-24d, 11-9-24e, 11-9-24f, 11-9-24g, 11-9-24h, 11-9-24i, 11-9-24j, 11-9-24k, 11-10-24, 11-11-24, 11-12-24a, 11-12-24b, 11-13-24, 11-14-24a, 11-14-24b, 11-14-24c, 11-14-24d, 11-14-24e, 11-14-24f, 11-14-24g, 11-14-24h, 11-14-24i, 12-1-24a, 12-1-24b, 12-1-24c, 12-4-24a, 12-4-24b, 12-4-24c, 12-4-24d, 12-4-24e, 12-6-24a, 12-6-24b, 12-7-24a, 12-7-24b, 12-7-24c, 12-7-24d, 12-7-24e, 12-7-24f
- Bastrop County Jail Sexual Predator/Vulnerability PREA Screening Checklist, 30-Day Review: 12-4-20, 12-9-20, 12-13-20a, 12-13-20b, 12-14-20a, 12-14-20b, 12-14-20c, 12-15-20a, 12-15-20b, 12-15-20c, 12-15-20d, 12-15-20e, 12-27-20, 12-1-24, 12-2-24a, 12-2-24b, 12-2-24c, 12-2-24d, 12-3-24, 12-5-24a, 12-5-24b, 12-6-24a, 12-6-24b, 12-7-24a, 12-7-24b, 12-7-24c, 12-8-24, 12-12-24a, 12-12-24b, 12-12-24c, 12-12-24d, 12-16-24a, 12-16-24b, 12-16-24c, 12-16-24d, 12-16-24e, 12-16-24f, 12-16-24g, 12-16-24h, 12-16-24i, 12-16-24j, 12-16-24k, 12-16-24l, 12-16-24m, 12-17-24a, 12-17-24b, 12-17-24c, 12-17-24d, 12-17-24e, 12-17-24f, 12-17-24g, 12-17-24h, 12-17-24i, 12-20-24, 12-21-24a, 12-21-24b, 12-30-24a, 12-30-24b, 12-30-24c, 12-30-24d, 12-30-24e, 12-31-24a, 12-31-24b, 12-31-24c, 12-31-24d

### Interviews:

- Agency PREA Coordinator
- Facility Administrator
- Intermediate or Higher-Level Facility Staff
- Intake Staff
- Medical Staff

- Mental Health Staff
- Staff Who Perform Screening for Risk of Victimization and Abusiveness
- Random Staff
- Inmates Who Identify as Lesbian, Gay, Bisexual, Transgender, or Intersex
- Inmates Who Disclosed Sexual Victimization During Risk Screening
- Inmates with Limited English Proficiency
- Inmates Who are Disabled
- Random Inmates

#### Site Review Observations:

- Observed PREA screening demonstration.
- Observed PREA screening locations.
- Observed inmate housing, work assignments, and other programmatic assignments.
- Observed demonstration of housing classification system within facility Count Room.
- Reviewed inmate files for documentation of risk screening.

#### Standard Subsections:

- (A) The Bastrop County Jail Zero Tolerance policy notes that “as part of BCSO prevention efforts, to screen individuals for their risk of sexual victimization or sexual abusiveness and to use the information to inform housing, work, education and program assignments.” As noted by Risk Screening staff, the use of the assessment questionnaires provides staff with objective instruments to make informed decisions on institutional assignments to help keep separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive. Documentation review of a Screening Questions for Housing questionnaire and the Sexual Predator/Vulnerability PREA Screening Checklist reflect the institutionalized and intelligent use of the information gained from the assessment process.
- (B) The Bastrop County Jail Zero Tolerance policy requires that the “BCSO shall make individualized determinations about how to ensure the safety of each inmate. In speaking with the agency PREA Coordinator, the Bastrop County Jail Facility administrator, the and Bastrop County Jail Risk Screeners, all staff confirmed that the needs of each inmate are reviewed on an individual basis. In speaking with inmates assigned to the Bastrop County Jail, all 26 interviewed persons stated that they did not have any fear for their sexual safety while assigned to the Bastrop County Jail.
- (C) The Bastrop County Jail Zero Tolerance policy dictates that “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, BCSO shall consider 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. In speaking with the PREA Coordinator, the Bastrop County Jail Facility administrator, and Bastrop County Jail Risk Screeners, staff confirm that the genital status of an inmate is not the only determining factor in assigning an inmate to a housing assignment designated for male or female inmates or in making other housing or program assignments. Rather, the genital status of inmates is only one of many factors considered for the overall health and security of all inmates assigned to the facility.

- (D) The Bastrop County Jail Zero Tolerance policy requires that “housing and programming assignments for each transgender or intersex inmate shall be reassessed at least twice each year to review any threats to safety experienced by the inmate. Per the Bastrop County Jail Agency PREA Coordinator, all transgender and intersex inmates are assessed at least every six months to review and concerns or threats to their safety. At the time of the onsite audit, there weren’t any transgender inmates assigned to the Bastrop County Jail. As such, related interviews could not be conducted. Additionally, the Bastrop County Jail had not had any transgender inmates assigned to the facility for more than six (6) months during the audit time frame. As such, relevant documentation could not be reviewed.
- (E) The Bastrop County Jail Zero Tolerance policy dictates that “a transgender or intersex inmate’s own view with respect to his or her own safety shall be given serious consideration.” In speaking with the Bastrop County Jail Agency PREA Coordinator, adherence to this policy was confirmed. At the time of the onsite audit, there weren’t any transgender inmates assigned to the Bastrop County Jail. As such, related interviews could not be conducted.
- (F) The Bastrop County Jail Zero Tolerance policy mandates that “transgender and intersex inmates shall be given the opportunity to shower separately from other inmates.” In speaking with the Bastrop County Jail Agency PREA Coordinator, adherence to this policy was confirmed. At the time of the onsite audit, there weren’t any transgender inmates assigned to the Bastrop County Jail. As such, related interviews could not be conducted.
- (G) The Bastrop County Jail Zero Tolerance policy mandates that the “BCSO shall not place lesbian, gay, bisexual, transgender, or intersex inmates in dedicated facilities solely on the basis of such identification or status, unless such placement is in a dedicated facility in connection with a consent decree, legal settlement, or legal judgment for the purpose of protecting such inmates. Or based on other criteria that provides for the protection of the inmate or other inmates in general.” As noted by the Bastrop County Jail Agency PREA Coordinator, the Bastrop County Jail is not under any such consent decree. As such, there isn’t any dedicated housing within the Bastrop County Jail for lesbian, gay, bisexual, transgender, or intersex (LGBTI) inmates. Accordingly, all such inmates are housed throughout the facility in accordance with security and other classification needs. In speaking with LGBTI inmates, none (0) stated that LGBTI housing existed or that anyone had ever been housed in any such housing dedicated for LGBTI inmates.

#### Reasoning & Findings Statement:

This standard works to ensure the appropriate use of information gained via the risk assessment process for sexual victimization and sexual abusiveness. The Bastrop County Jail has developed policies and protocols to ensure the intelligent use of this information to inform 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. In response, the Bastrop County Jail has demonstrated consistent adherence to these agency policies. Among other factors, said policies require Bastrop County Jail staff to make individualized determinations regarding the sexual safety of transgender and intersex inmates. Inmates deemed to be at a higher risk of sexual victimization are housed separately from those deemed to be at a higher risk of being sexually abusive. As well, those

deemed to be at a higher risk of sexually victimization are routinely monitored by unit staff and provided numerous avenues to speak with unit administration as needed. Interviews with the agency PREA Coordinator and the Bastrop County Jail administrator reflect that facility staff have discretion in managing the safety of individual inmates assigned to the Bastrop County Jail. In managing the safety of inmates, documentation demonstrates that inmates' own views regarding their own safety are given serious consideration specific to facility operations. Transgender inmates are allowed to shower separately from the general population. Additionally, policy requires that transgender inmates are reviewed every six months specific to their placement and programming assignments. As such, agency policy meets, and Bastrop County Jail adheres to, the requirements of this standard.

## Standard 115.43: Protective Custody

### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

#### 115.43 (a)

- Does the facility always refrain from placing inmates at high risk for sexual victimization 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? ☒ Yes ☐ No
- If a facility cannot conduct such an assessment immediately, does the facility hold the inmate in involuntary segregated housing for less than 24 hours while completing the assessment? ☒ Yes ☐ No

#### 115.43 (b)

- Do inmates who are placed in segregated housing because they are at high risk of sexual victimization have access to: Programs to the extent possible? ☒ Yes ☐ No
- Do inmates who are placed in segregated housing because they are at high risk of sexual victimization have access to: Privileges to the extent possible? ☒ Yes ☐ No
- Do inmates who are placed in segregated housing because they are at high risk of sexual victimization have access to: Education to the extent possible? ☒ Yes ☐ No
- Do inmates who are placed in segregated housing because they are at high risk of sexual victimization have access to: Work opportunities to the extent possible? ☒ Yes ☐ No
- If the facility restricts any access to programs, privileges, education, or work opportunities, does the facility document the opportunities that have been limited? (N/A if the facility *never* restricts access to programs, privileges, education, or work opportunities.) ☒ Yes ☐ No ☐ NA
- If the facility restricts any access to programs, privileges, education, or work opportunities, does the facility document the duration of the limitation? (N/A if the facility *never* restricts access to programs, privileges, education, or work opportunities.) ☒ Yes ☐ No ☐ NA

- If the facility restricts any access to programs, privileges, education, or work opportunities, does the facility document the reasons for such limitations? (N/A if the facility *never* restricts access to programs, privileges, education, or work opportunities.) ☒ Yes ☐ No ☐ NA

#### 115.43 (c)

- Does the facility assign inmates at high risk of sexual victimization to involuntary segregated housing only until an alternative means of separation from likely abusers can be arranged? ☒ Yes ☐ No
- Does such an assignment not ordinarily exceed a period of 30 days? ☒ Yes ☐ No

#### 115.43 (d)

- If an involuntary segregated housing assignment is made pursuant to paragraph (a) of this section, does the facility clearly document the basis for the facility's concern for the inmate's safety? ☒ Yes ☐ No
- If an involuntary segregated housing assignment is made pursuant to paragraph (a) of this section, does the facility clearly document the reason why no alternative means of separation can be arranged? ☒ Yes ☐ No

#### 115.43 (e)

- In the case of each inmate who is placed in involuntary segregation because he/she is at high risk of sexual victimization, does the facility afford a review to determine whether there is a continuing need for separation from the general population EVERY 30 DAYS? ☐ Yes ☐ No

#### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

#### Instructions for Overall Compliance Determination Narrative

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

#### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Jail PREA Screening Questions for Housing

- Bastrop County Jail Sexual Predator/Vulnerability PREA Screening Checklist, Initial Screening: 8-1-24a, 8-1-24b, 8-1-24c, 8-2-24a, 8-2-24b, 8-3-24a, 8-3-24b, 8-3-24c, 8-3-24d, 8-3-24e, 8-3-24f, 8-3-24g, 8-4-24a, 8-4-24b, 8-4-24c, 8-4-24d, 8-5-24a, 8-5-24b, 8-6-24a, 8-6-24b, 8-6-24c, 8-6-24d, 9-6-24a, 9-6-24b, 9-6-24c, 9-6-24d, 9-6-24e, 9-6-24f, 9-6-24g, 9-6-24h, 9-8-24, 11-5-24a, 11-5-24b, 11-5-24c, 11-5-24d, 11-5-24e, 11-5-24f, 11-6-24a, 11-6-24b, 11-6-24c, 11-8-24a, 11-8-24b, 11-9-24a, 11-9-24b, 11-9-24c, 11-9-24d, 11-9-24e, 11-9-24f, 11-9-24g, 11-9-24h, 11-9-24i, 11-9-24j, 11-9-24k, 11-10-24, 11-11-24, 11-12-24a, 11-12-24b, 11-13-24, 11-14-24a, 11-14-24b, 11-14-24c, 11-14-24d, 11-14-24e, 11-14-24f, 11-14-24g, 11-14-24h, 11-14-24i, 12-1-24a, 12-1-24b, 12-1-24c, 12-4-24a, 12-4-24b, 12-4-24c, 12-4-24d, 12-4-24e, 12-6-24a, 12-6-24b, 12-7-24a, 12-7-24b, 12-7-24c, 12-7-24d, 12-7-24e, 12-7-24f
- Bastrop County Jail Sexual Predator/Vulnerability PREA Screening Checklist, 30-Day Review: 12-4-20, 12-9-20, 12-13-20a, 12-13-20b, 12-14-20a, 12-14-20b, 12-14-20c, 12-15-20a, 12-15-20b, 12-15-20c, 12-15-20d, 12-15-20e, 12-27-20, 12-1-24, 12-2-24a, 12-2-24b, 12-2-24c, 12-2-24d, 12-3-24, 12-5-24a, 12-5-24b, 12-6-24a, 12-6-24b, 12-7-24a, 12-7-24b, 12-7-24c, 12-8-24, 12-12-24a, 12-12-24b, 12-12-24c, 12-12-24d, 12-16-24a, 12-16-24b, 12-16-24c, 12-16-24d, 12-16-24e, 12-16-24f, 12-16-24g, 12-16-24h, 12-16-24i, 12-16-24j, 12-16-24k, 12-16-24l, 12-16-24m, 12-17-24a, 12-17-24b, 12-17-24c, 12-17-24d, 12-17-24e, 12-17-24f, 12-17-24g, 12-17-24h, 12-17-24i, 12-20-24, 12-21-24a, 12-21-24b, 12-30-24a, 12-30-24b, 12-30-24c, 12-30-24d, 12-30-24e, 12-31-24a, 12-31-24b, 12-31-24c, 12-31-24d

#### Interviews:

- Agency PREA Coordinator
- Facility Administrator
- Designated Staff Member Charged with Monitoring Retaliation
- Incident Review Team Member
- Intermediate or Higher-Level Facility Staff
- Staff Who Supervise Inmates in Segregated Housing
- Inmates Who Identify as Lesbian, Gay, Bisexual, Transgender, or Intersex
- Inmates Who Disclosed Sexual Victimization During Risk Screening
- Inmates with Limited English Proficiency
- Inmates Who are Disabled
- Random Inmates

#### Site Review Observations:

- Observed PREA screening demonstration.
- Observed PREA screening locations.
- Observed inmate housing, work assignments, and other programmatic assignments.
- Observed demonstration of housing classification system within facility Count Room.
- Reviewed inmate files for documentation of risk screening.

#### Standard Subsections:

- (A) Bastrop County Jail Zero Tolerance Policy dictates that “Inmates at high risk for sexual victimization shall not be 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. If a facility cannot conduct such an assessment immediately, the facility will hold the inmate in involuntary segregated housing for less than 24 hours while completing the assessment.” Interviews with inmates did not suggest that Bastrop County Jail utilizes any form of restrictive housing as a primary means of involuntary separation for investigatory purposes. In speaking with the Bastrop County Jail Agency PREA Coordinator and the Bastrop County Jail Facility administrator, said staff confirm that there have not been any (0) inmates placed in the involuntary segregated housing during the audit time frame. As such, there wasn’t any (0) relevant documentation to review.

- (B) The Bastrop County Jail Zero Tolerance Policy mandates that if inmates are placed in restrictive housing for being at a high risk of sexual victimization, said “Inmates placed in segregated housing for this purpose shall have access to programs, privileges, education, and work opportunities to the extent possible. If the facility restricts access to programs, privileges, education, or work opportunities, the facility shall document:

- The opportunities that have been limited;
- The duration of the limitation; and
- The reasons for such limitations.

Interviews with inmates did not suggest that Bastrop County Jail utilizes any form of restrictive housing as a primary means of involuntary separation for investigatory purposes. In speaking with the Bastrop County Jail Agency PREA Coordinator and the Bastrop County Jail Facility administrator, staff confirm that there have not been any (0) inmates placed in the involuntary segregated housing during the audit time frame. As such, there wasn’t any (0) relevant documentation to review.

- (C) Bastrop County Jail Zero Tolerance Policy requires that, if necessary, “the facility shall assign such inmates to involuntary segregated housing only until an alternative means of separation from likely abusers can be arranged, and such an assignment shall not ordinarily exceed a period of 30 days.” Interviews with inmates did not suggest that Bastrop County Jail utilizes any form of restrictive housing as a primary means of involuntary separation for investigatory purposes. In speaking with the Bastrop County Jail Agency PREA Coordinator and the Bastrop County Jail Facility administrator, said staff confirm that there have not been any (0) inmates placed in the involuntary segregated housing during the audit time frame. As such, there wasn’t any (0) relevant documentation to review.

- (D) Bastrop County Jail Zero Tolerance Policy requires that “If an involuntary segregated housing assignment is made pursuant to paragraph (a) of this section, the facility shall clearly document: the basis for the facility’s concern for the inmate’s safety; and the reason why no alternative means of separation can be arranged.” Interviews with inmates did not suggest that Bastrop County Jail utilizes any form of restrictive housing as a primary means of involuntary separation for investigatory purposes. In speaking with the Bastrop County Jail Agency PREA Coordinator and the Bastrop County Jail Facility administrator, staff confirm that there have not been any (0) inmates placed in the involuntary segregated housing during the audit time frame. As such, there wasn’t any (0) relevant documentation to review.

- (E) Bastrop County Jail Zero Tolerance Policy requires that if an involuntary segregated housing assignment is utilized, “every 30 days, the facility shall afford each such inmate a review to determine whether there is a continuing need for separation from the general population.” In



speaking with the Bastrop County Jail Agency PREA Coordinator and the Bastrop County Jail Facility administrator, staff confirm that there have not been any (0) inmates placed in the involuntary segregated housing during the audit time frame. As such, there wasn't any (0) relevant documentation to review.

#### Reasoning & Findings Statement:

This standard works to ensure that inmates at risk of sexual victimization are not simply housed inside of involuntary protective custody as a de facto management solution for administrative safety concerns. Agency policy explicitly mandates that staff refrain from placing inmates at high risk for sexual victimization in the involuntary segregated housing unless an assessment of all available alternatives has been made and there are no other available means of separation from likely abusers. Correctional staff routinely assigned to work within segregated housing were interviewed. While these staff confirmed that inmates assigned to involuntary segregated housing for high risk of sexual victimization would be afforded similar activities as inmates within general population, to the best of their knowledge, there has not been any such inmates assigned to such housing within the audit time frame. In speaking with the Bastrop County Jail Agency PREA Coordinator and the Bastrop County Jail Facility administrator, staff confirmed that there have not been any (0) inmates placed in the involuntary segregated housing for risk of sexual safety during the audit time frame. Additionally, there weren't any (0) inmates interviewed who stated that they had been, or had seen anyone else, placed in such housing. As such, there wasn't any (0) relevant documentation to review. In total, the Bastrop County Jail has satisfied all component parts of this standard.

## REPORTING

### Standard 115.51: Inmate reporting

#### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

##### 115.51 (a)

- Does the agency provide multiple internal ways for inmates to privately report sexual abuse and sexual harassment? ☒ Yes ☐ No
- Does the agency provide multiple internal ways for inmates to privately report retaliation by other inmates or staff for reporting sexual abuse and sexual harassment? ☒ Yes ☐ No
- Does the agency provide multiple internal ways for inmates to privately report staff neglect or violation of responsibilities that may have contributed to such incidents? ☒ Yes ☐ No

##### 115.51 (b)

- Does the agency also provide at least one way for inmates to report sexual abuse or sexual harassment to a public or private entity or office that is not part of the agency? ☒ Yes ☐ No
- Is that private entity or office able to receive and immediately forward inmate reports of sexual abuse and sexual harassment to agency officials? ☒ Yes ☐ No

- Does that private entity or office allow the inmate to remain anonymous upon request?  
☒ Yes ☐ No
- Are inmates detained solely for civil immigration purposes provided information on how to contact relevant consular officials and relevant officials at the Department of Homeland Security? (N/A if the facility *never* houses inmates detained solely for civil immigration purposes)  
☐ Yes ☐ No ☒ NA

#### 115.51 (c)

- Does staff accept reports of sexual abuse and sexual harassment made verbally, in writing, anonymously, and from third parties? ☒ Yes ☐ No
- Does staff promptly document any verbal reports of sexual abuse and sexual harassment?  
☒ Yes ☐ No

#### 115.51 (d)

- Does the agency provide a method for staff to privately report sexual abuse and sexual harassment of inmates? ☒ Yes ☐ No

#### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

#### Instructions for Overall Compliance Determination Narrative

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

#### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Jail Inmate Handbook, English, 2022
- Bastrop County Jail Inmate Handbook, Spanish, 2022
- Bastrop County Jail, End the Silence, Zero Tolerance for Sexual Abuse and Sexual Harassment: Prison Rape Elimination Act, Inmate Training Pamphlet, English
- Bastrop County Jail, End the Silence, Zero Tolerance for Sexual Abuse and Sexual Harassment: Prison Rape Elimination Act, Inmate Training Pamphlet, Spanish
- Bastrop County Jail Zero Tolerance Inmate Poster, English

- Bastrop County Jail Zero Tolerance Inmate Poster, Spanish
- Bastrop County Jail PREA Inmate Education Video
- Bastrop County Jail, Inmate Report Information, Agency Website

#### Interviews:

- Agency Head
- Agency PREA Coordinator
- Facility Administrator
- Random Staff
- Just Detention International
- Community-Based Victim Advocacy Staff
- Random Inmates
- Inmates Who Disclosed Sexual Victimization During Risk Screening

#### Site Review Observations:

- Observed PREA Risk Screening assessments.
- Observed PREA Risk Screening process.
- Observed informational posters throughout the facility advising inmates of various reporting mechanisms for allegations of sexual abuse and sexual harassment.
- Observed numerous PREA educational and reporting references available for inmate use within the facility Law Library and computer terminals.
- Reviewed documentation related to inmate reports of sexual abuse and sexual harassment.
- Observed PREA informational video.
- Tested *PREA Hotline* number inmates can use to engage inmate reporting of sexual abuse and sexual harassment.

#### Standard Subsections:

- (A) Bastrop County Jail Zero Tolerance Policy details 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. “BCSO shall provide 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.” As noted by the Bastrop County Jail Agency PREA Coordinator, inmates are given instructions on how to make reports of sexual abuse or sexual harassment during their comprehensive PREA education, which is generally provided the same day as their receipt into the Bastrop County Jail. This education includes contact information for internal and external reporting agencies. During interviews with random staff, all persons were aware of an inmate’s right to report allegations of sexual abuse and sexual harassment and their right to be free from measures of retaliation for having reported said abuse. When interviewing inmates, all inmates were equally aware of their right to report allegations of sexual abuse and sexual harassment and to be free from measures of retaliation for having reported said abuse. During inmate interviews, all 26 persons who choose to respond to the question were able to articulate at least one manner by which a report could be made, with most inmates being able to

provide multiple reporting methods. As noted during documentation review, instructions on reporting mechanisms, as well as points of contacts for each of those methods, are published in the Inmate Handbook. Lastly, reporting information is continuously displayed on awareness posters located throughout the facility, to include all inmate housing areas, as well as continuously available via inmate tablets. During the onsite portion of the audit, a random inmate was asked to demonstrate how the reporting process worked on the inmate tablet system. The inmate was able to easily navigate to the reporting portal on the tablet and provided a simple demonstration of how inmates could make a report using the tablet system. Lastly, as noted by the Bastrop County Jail Agency PREA Coordinator, the Bastrop County Jail does not detain inmates solely for civil immigration purposes.

- (B) Bastrop County Jail Zero Tolerance Policy states that “BCSO shall also provide 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. Inmates detained solely for civil immigration purposes shall be provided information on how to contact relevant consular officials and relevant officials at the Department of Homeland Security. BCSO does not have inmates solely for civil immigration purposes.” As noted by the Bastrop County Jail Agency PREA Coordinator, all inmates are provided information on, and access to, a PREA Reporting Hotline. This hotline reports directly to an outside entity, the Family Crisis Center, which can receive and immediately Bastrop County Jail inmate reports of sexual abuse and sexual harassment to agency officials, such as the Bastrop County Jail Agency PREA Coordinator’s Office. Reports to the Family Crisis Center may also be made anonymously. The facility did have, and supplied for review, a memorandum of understanding with the Family Crisis Center to ensure the continued facilitation of these calls. In speaking with twelve (12) random staff, all such persons were aware of the PREA Hotline and inmate’s ability to access it free of charge. Interviews with inmates reflected their knowledge of the PREA hotline and their ability to make reports of sexual abuse and sexual harassment using that no-fee option. As noted during documentation review, instructions on reporting mechanisms, to include making reports to outside entities via the PREA Hotline, have been published in the Inmate Handbook. As well, reporting information is continuously displayed on awareness posters located throughout the facility, to include all inmate housing areas, as well as continuously available via inmate tablets. To test the functionality of the PREA Reporting Hotline, the auditor conducted multiple tests, with multiple areas of the facility, of the phone number commonly referenced by the inmates as the reporting hotline number. These tests were conducted utilizing random phones within differing inmate housing areas. At that time, it was noted that the inmate phones cannot directly dial the (1-800) number, with is start of the toll-free phone number provided to inmates to contact the Family Crisis Center. As such, corrective action was taken to allow inmates to simply press the number seven (7) on their phone to be contacted directly to the Family Crisis Center. The contact information was subsequently changed in inmate tablets, within the Inmate Handbook, and on the Zero Tolerance Inmate Poster. Lastly, as noted by the Bastrop County Jail Agency PREA Coordinator, the Bastrop County Jail does not detain inmates solely for civil immigration purposes.
- (C) Bastrop County Jail Zero Tolerance Policy requires staff to accept all reports of sexual abuse and sexual harassment made verbally, in writing, anonymously, and from third parties. Agency policy specifically notes that “staff shall accept reports made verbally, in writing, anonymously,

and from third parties and shall promptly document any verbal reports.” All employees interviewed stated that they would act on any report of sexual abuse or sexual harassment regardless of the manner by which they became aware of that information. In doing so, many staff stated that they would document all such reports as soon as possible following the allegations being presented to them. All inmates interviewed affirmed their right to make either verbal or written reports of sexual abuse and sexual harassment. Most inmates were also aware that they could make reports of sexual abuse and sexual harassment via third party or anonymously. The 23 of the 26 inmates interviewed stated that they believed Bastrop County Jail staff would take any complaint seriously and act accordingly to address their concerns.

- (D) As noted by the Bastrop County Jail Agency PREA Coordinator, staff have an affirmative duty to report any knowledge, suspicion, or information they may have regarding sexual abuse, sexual harassment, or retaliation against inmates or staff for having reported such abuse. Nonetheless, per the Bastrop County Jail Zero Tolerance Policy, the “BCSO shall provide a method for staff to privately report sexual abuse and sexual harassment of inmates.” During interviews with random staff, all twelve (12) staff were aware that they could make private or anonymous reports of sexual abuse and sexual harassment.

#### Reasoning & Findings Statement:

This standard ensures that inmates have multiple internal avenues to report allegations of sexual abuse and sexual harassment. Agency policy allows for these reports to be made verbally, in writing, anonymously, and by a third-party. These reports can be made to any staff, contractor, intern, or volunteer in person, as well as a host of employees within unit administration via paper kites or electronically through inmate tablets. Inmates can also make reports of sexual abuse and sexual harassment to a designated outside entity, the Family Crisis Center, which can receive and immediately transfer inmate reports of sexual abuse and sexual harassment to agency officials, such as the Bastrop County Jail Agency PREA Coordinator. Reports to the Family Crisis Center may also be made anonymously. The facility did have, and supplied for review, a memorandum of understanding with the Family Crisis Center to ensure the continued facilitation of these calls. In speaking with the Bastrop County Jail Agency PREA Coordinator, it was noted that all inmates are provided detailed instructions, contact persons, phone numbers, e-mail addresses, and physical addresses for correspondence where allegations of sexual abuse, sexual harassment, and retaliation for reporting such may be submitted. In interviewing random staff, all twelve (12) random staff were aware that inmates could report allegations of sexual abuse and sexual harassment verbally, in writing, anonymously, and through a third party. When receiving verbal reports of sexual abuse and sexual harassment, all staff recognized the need to take immediate action to protect the inmate in question and the need to document the verbal complaint as soon as possible. In speaking with inmates, all incarcerated persons were aware of their right to be free from sexual abuse and sexual harassment, as well as their right not to suffer retaliation for having reported such abuse. All inmates understood their right to make verbal and written complaints, with most understanding their right to make anonymous and third-party complaints. In speaking with inmates, it was noted that all inmates were aware of the reporting hotline, with most inmates being aware that reports to that hotline could also be made free of charge and anonymously. A random inmate was asked to demonstrate the reporting process utilizing the tablet system provided to all inmates free of charge. This individual was easily able to quickly navigate to the reporting portal to provide a demonstration of the inmate reporting process. Lastly, the auditor conducted multiple tests of the PREA Reporting Hotline number commonly referenced by inmates. At that time, it was noted that inmate

phones cannot directly the (1-800) number, with is start of the toll-free phone number provided to inmates to contact the Family Crisis Center. As such, corrective action was taken to allow inmates to simply press the number seven (7) on their phone to be contacted directly to the Family Crisis Center. The contact information was subsequently changed in inmate tablets, within the Inmate Handbook, and on the Zero Tolerance Inmate Poster. As such, no further action is necessary to address this concern and the Bastrop County Jail has met all requirements of this standard.

## **Standard 115.52: Exhaustion of administrative remedies**

### **All Yes/No Questions Must Be Answered by the Auditor to Complete the Report**

#### **115.52 (a)**

- Is the agency exempt from this standard? NOTE: The agency is exempt ONLY if it does not have administrative procedures to address inmate grievances regarding sexual abuse. This does not mean the agency is exempt simply because an inmate does not have to or is not ordinarily expected to submit a grievance to report sexual abuse. This means that as a matter of explicit policy, the agency does not have an administrative remedies process to address sexual abuse. ☒ Yes ☐ No

#### **115.52 (b)**

- Does the agency permit inmates to submit a grievance regarding an allegation of sexual abuse without any type of time limits? (The agency may apply otherwise-applicable time limits to any portion of a grievance that does not allege an incident of sexual abuse.) (N/A if agency is exempt from this standard.) ☒ Yes ☐ No ☐ NA
- Does the agency always refrain from requiring an inmate to use any informal grievance process, or to otherwise attempt to resolve with staff, an alleged incident of sexual abuse? (N/A if agency is exempt from this standard.) ☒ Yes ☐ No ☐ NA

#### **115.52 (c)**

- Does the agency ensure 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? (N/A if agency is exempt from this standard.) ☒ Yes ☐ No ☐ NA
- Does the agency ensure that: Such grievance is not referred to a staff member who is the subject of the complaint? (N/A if agency is exempt from this standard.) ☒ Yes ☐ No ☐ NA

#### **115.52 (d)**

- Does the agency issue 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? (Computation of the 90-day time period does not include time consumed by inmates in preparing any administrative appeal.) (N/A if agency is exempt from this standard.) ☒ Yes ☐ No ☐ NA
- If the agency claims the maximum allowable extension of time to respond of up to 70 days per 115.52(d)(3) when the normal time period for response is insufficient to make an appropriate decision, does the agency notify the inmate in writing of any such extension and provide a date

by which a decision will be made? (N/A if agency is exempt from this standard.)

☒ Yes ☐ No ☐ NA

- At any level of the administrative process, including the final level, if the inmate does not receive a response within the time allotted for reply, including any properly noticed extension, may an inmate consider the absence of a response to be a denial at that level? (N/A if agency is exempt from this standard.) ☒ Yes ☐ No ☐ NA

#### 115.52 (e)

- Are third parties, including fellow inmates, staff members, family members, attorneys, and outside advocates, permitted to assist inmates in filing requests for administrative remedies relating to allegations of sexual abuse? (N/A if agency is exempt from this standard.) ☒ Yes ☐ No ☐ NA
- Are those third parties also permitted to file such requests on behalf of inmates? (If a third-party files such a request on behalf of an inmate, the facility may require as a condition of processing the request that the alleged victim agree to have the request filed on his or her behalf, and may also require the alleged victim to personally pursue any subsequent steps in the administrative remedy process.) (N/A if agency is exempt from this standard.) ☒ Yes ☐ No ☐ NA
- If the inmate declines to have the request processed on his or her behalf, does the agency document the inmate's decision? (N/A if agency is exempt from this standard.) ☒ Yes ☐ No ☐ NA

#### 115.52 (f)

- Has the agency established procedures for the filing of an emergency grievance alleging that an inmate is subject to a substantial risk of imminent sexual abuse? (N/A if agency is exempt from this standard.) ☒ Yes ☐ No ☐ NA
- After receiving an emergency grievance alleging an inmate is subject to a substantial risk of imminent sexual abuse, does the agency immediately forward 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 may be taken? (N/A if agency is exempt from this standard.) ☒ Yes ☐ No ☐ NA
- After receiving an emergency grievance described above, does the agency provide an initial response within 48 hours? (N/A if agency is exempt from this standard.) ☒ Yes ☐ No ☐ NA
- After receiving an emergency grievance described above, does the agency issue a final agency decision within 5 calendar days? (N/A if agency is exempt from this standard.) ☒ Yes ☐ No ☐ NA
- Does the initial response and final agency decision document the agency's determination whether the inmate is in substantial risk of imminent sexual abuse? (N/A if agency is exempt from this standard.) ☒ Yes ☐ No ☐ NA
- Does the initial response document the agency's action(s) taken in response to the emergency grievance? (N/A if agency is exempt from this standard.) ☒ Yes ☐ No ☐ NA

- Does the agency's final decision document the agency's action(s) taken in response to the emergency grievance? (N/A if agency is exempt from this standard.) ☒ Yes ☐ No ☐ NA

#### 115.52 (g)

- If the agency disciplines an inmate for filing a grievance related to alleged sexual abuse, does it do so ONLY where the agency demonstrates that the inmate filed the grievance in bad faith? (N/A if agency is exempt from this standard.) ☒ Yes ☐ No ☐ NA

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- Bastrop County Jail, End the Silence, Zero Tolerance for Sexual Abuse and Sexual Harassment: Prison Rape Elimination Act, Inmate Training Pamphlet, Spanish
- Bastrop County Jail Zero Tolerance Inmate Poster, English
- Bastrop County Jail Zero Tolerance Inmate Poster, Spanish
- Bastrop County Jail Inmate Grievance

#### Interviews:

- Facility Administrator
- Investigative Staff
- Random Inmates



## Site Review Observations:

- Reviewed complaint submission process.

## Standard Subsections:

(A) Per the Bastrop County Jail Agency PREA Coordinator, the agency has an administrative procedure for dealing with inmate grievances regarding sexual abuse. All investigations into allegations of sexual abuse or sexual harassment are done in accordance with Bastrop County Jail Zero Tolerance Policy. Documentation review supports Bastrop County Jail's adherence to agency policy.

(B) The Bastrop County Jail Zero Tolerance Policy clearly states that "BCSO:

- Shall not impose a time limit on when an inmate may submit a grievance regarding an allegation of sexual abuse.
- May apply otherwise-applicable time limits to any portion of a grievance that does not allege an incident of sexual abuse.
- Shall not require an inmate to use any informal grievance process, or to otherwise attempt to resolve with staff, an alleged incident of sexual abuse.
- Nothing in this section shall restrict BCSO's ability to defend against an inmate lawsuit on the grounds that the applicable statute of limitations has expired.

As discussed with the Bastrop County Jail Agency PREA Coordinator, inmates are provided education on filing reports of sexual abuse or sexual harassment. Documentation review supports Bastrop County Jail's adherence to agency policy.

(C) Bastrop County Jail Zero Tolerance Policy requires 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 a grievance is not referred to a staff member who is the subject of the complaint." As discussed with the Bastrop County Jail Agency PREA Coordinator, inmates are provided education on filing reports of sexual abuse or sexual harassment. Documentation review supports Bastrop County Jail's adherence to agency policy.

(D) Bastrop County Jail Zero Tolerance Policy requires that that "BCSO shall issue a final decision on the merits of any portion of a grievance alleging sexual abuse within 90 days of the initial filing of the grievance." Agency policy further notes that the "computation of the 90-day time period shall not include time consumed by inmates in preparing any administrative appeal. BCSO may claim an extension of time to respond, of up to 70 days, if the normal time period for response is insufficient to make an appropriate decision. BCSO shall notify the inmate in writing of any such extension and provide a date by which a decision will be made. At any level of the administrative process, including the final level, if the inmate does not receive a response within the time allotted for reply, including any properly noticed extension, the inmate may consider the absence of a response to be a denial at that level. As discussed with the Bastrop County Jail Agency PREA Coordinator, inmates are provided education on filing reports of sexual abuse or sexual harassment. During the audit time frame, the Bastrop County Jail received one (1) grievance alleging sexual abuse or sexual harassment. Documentation review supports Bastrop County Jail's adherence to agency policy.

- (E) Bastrop County Jail Zero Tolerance Policy allows that “third parties, including fellow inmates, staff members, family members, attorneys, and outside advocates, shall be permitted to assist inmates in filing requests for administrative remedies relating to allegations of sexual abuse, and shall also be permitted to file such requests on behalf of inmates. If a third-party files such a request on behalf of an inmate, BCSO may require as a condition of processing the request that the alleged victim agree to have the request filed on his or her behalf and may also require the alleged victim to personally pursue any subsequent steps in the administrative remedy process. If the inmate declines to have the request processed on his or her behalf, BCSO shall document the inmate’s decision. As discussed with the Bastrop County Jail Agency PREA Coordinator, inmates are provided education on filing reports of sexual abuse or sexual harassment. Documentation review supports Bastrop County Jail’s adherence to agency policy.
- (F) Bastrop County Jail Zero Tolerance Policy notes that the “BCSO has established procedures for the filing of an emergency grievance alleging that an inmate is subject to a substantial risk of imminent sexual abuse. After receiving an emergency grievance alleging an inmate is subject to a substantial risk of imminent sexual abuse, BCSO shall immediately forward 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 may be taken. BCSO shall provide an initial response within 48 hours, and BCSO shall issue a final agency decision within 5 calendar days. The initial response and final facility decision shall document BCSO’s determination whether the inmate is at substantial risk of imminent sexual abuse and the action taken in response to the emergency grievance. As discussed with the Bastrop County Jail Agency PREA Coordinator, inmates are provided education on filing reports of sexual abuse or sexual harassment. Documentation review supports Bastrop County Jail’s adherence to agency policy.
- (G) The Bastrop County Jail Zero Tolerance Policy does allow inmates to file complaints of sexual abuse and sexual harassment. Bastrop County Jail Zero Tolerance Policy further notes that the “BCSO may discipline an inmate for filing a grievance related to alleged sexual abuse only where BCSO demonstrates that the inmate filed the grievance in bad faith.” During the audit time frame, the Bastrop County Jail has not received any (0) inmate grievances alleging sexual abuse that resulted in disciplinary action by the agency against the inmate for having filed the grievance in bad faith. As discussed with the Bastrop County Jail Agency PREA Coordinator, inmates are provided education on filing reports of sexual abuse or sexual harassment. Documentation review supports Bastrop County Jail’s adherence to agency policy.

#### Reasoning & Findings Statement:

This standard ensures that all sexual abuse and sexual harassment grievances presented by inmates are processed within a reasonable time frame so that corrective action necessary to prevent or deter sexual abuse and sexual harassment is available in a timely manner. Additionally, this standard works to remove administrative barriers that may prevent inmates from filing grievances to notifying agency officials of sexual abuse and sexual harassment. Bastrop County Jail does have administrative measures available to address grievances presented by inmates specific to sexual abuse and sexual harassment. When received, the Bastrop County Jail Agency PREA Coordinator confirms that said grievances are processed in accordance to agency requirements. Documentation review supports Bastrop County Jail’s

adherence to agency policy. With this in mind, the Bastrop County Jail has demonstrated adherence to the agency's policy regarding administrative remedies for sexual abuse and sexual harassment complaints.

## **Standard 115.53: Inmate access to outside confidential support services**

### **All Yes/No Questions Must Be Answered by the Auditor to Complete the Report**

#### **115.53 (a)**

- Does the facility provide inmates with access to outside victim advocates for emotional support services related to sexual abuse by giving inmates mailing addresses and telephone numbers, including toll-free hotline numbers where available, of local, State, or national victim advocacy or rape crisis organizations? ☒ Yes ☐ No
- Does the facility provide persons detained solely for civil immigration purposes mailing addresses and telephone numbers, including toll-free hotline numbers where available of local, State, or national immigrant services agencies? (N/A if the facility *never* has persons detained solely for civil immigration purposes.) ☐ Yes ☐ No ☒ NA
- Does the facility enable reasonable communication between inmates and these organizations and agencies, in as confidential a manner as possible? ☒ Yes ☐ No

#### **115.53 (b)**

- Does the facility inform inmates, prior to giving them access, of the extent to which such communications will be monitored and the extent to which reports of abuse will be forwarded to authorities in accordance with mandatory reporting laws? ☒ Yes ☐ No

#### **115.53 (c)**

- Does the agency maintain or attempt to enter into memoranda of understanding or other agreements with community service providers that are able to provide inmates with confidential emotional support services related to sexual abuse? ☒ Yes ☐ No
- Does the agency maintain copies of agreements or documentation showing attempts to enter into such agreements? ☒ Yes ☐ No

### **Auditor Overall Compliance Determination**

- ☒ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☐ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

## Instructions for Overall Compliance Determination Narrative

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

### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Jail Inmate Handbook, English, 2022
- Bastrop County Jail Inmate Handbook, Spanish, 2022
- Bastrop County Jail, End the Silence, Zero Tolerance for Sexual Abuse and Sexual Harassment: Prison Rape Elimination Act, Inmate Training Pamphlet, English
- Bastrop County Jail, End the Silence, Zero Tolerance for Sexual Abuse and Sexual Harassment: Prison Rape Elimination Act, Inmate Training Pamphlet, Spanish
- Bastrop County Jail Zero Tolerance Inmate Poster, English
- Bastrop County Jail Zero Tolerance Inmate Poster, Spanish
- Bastrop County Jail PREA Inmate Education Video
- Bastrop County Jail, Requesting an Advocate Email: 2-4-24, 7-3-24, 12-30-24, 3-6-25

### Interviews:

- Agency PREA Coordinator
- Facility Administrator
- Medical Staff
- Mental Health Staff
- SAFE and/or SANE Personnel of the Local Hospital/Rape Crisis Clinic
- Mailroom Staff
- Random Staff
- Just Detention International
- Community-Based Victim Advocacy Staff
- Random Inmates
- Inmates Who Disclosed Sexual Victimization During Risk Screening

### Site Review Observations:

- Observed informational posters throughout the facility advising inmates of contact information for the local rape crisis center associated with the *PREA Hotline* number granting access to confidential rape crisis counseling services.
- Observed visitation area designated for members of an approved victim advocate service.
- Tested *PREA Hotline* number inmates can use for access to confidential rape crisis counseling services.

## Standard Subsections:

- (A) Bastrop County Jail Zero Tolerance Policy requires that the “BCSO shall provide inmates with access to outside victim advocates for emotional support services related to sexual abuse by giving inmates mailing addresses and telephone numbers, including toll-free hotline numbers where available, of local, State, or national victim advocacy or rape crisis organizations. BCSO shall enable reasonable communication between inmates and these organizations and agencies, in as confidential a manner as possible.” The Bastrop County Jail has entered into a memorandum of understanding with a local rape crisis center; namely, the Family Crisis Center, to provide advocacy services to inmates assigned to the Bastrop County Jail. The Bastrop County Jail Inmate Handbook provides contact information for this local rape crisis center. Additionally, awareness posters are displayed throughout the facility, in both English and Spanish, advising all inmates of their ability to contact this advocacy service free of charge. In providing this contact information, the physical address, phone number, and electronic address are given to assist inmates in making contact with this agency. In excess of the standard, the Bastrop County Jail assists inmates with their ability to continue counseling relationships with rape crisis centers post-release. During inmate interviews, many were aware that detailed contact information was provided to them via their Inmate Handbook; however, all were aware that telephone contact information was provided via the awareness posters located throughout the facility. Per the Bastrop County Jail Agency PREA Coordinator, the Bastrop County Jail does not detain inmates solely for civil immigration purposes.
- (B) Per Bastrop County Jail Zero Tolerance Policy the “BCSO shall inform inmates, prior to giving them access, of the extent to which such communications will be monitored and the extent to which reports of abuse will be forwarded to authorities in accordance with mandatory reporting laws.” As noted by the Bastrop County Jail Agency PREA Coordinator, outgoing mail to rape crisis centers may be sealed and sent to rape crisis advocates without undue prison inspection. Additionally, the agency allows victim advocacy persons, specifically trained for this purpose by the agency, to provide inmates with confidential in-person emotional support related to sexual abuse and sexual harassment. When interviewed, many inmates indicated their awareness, by way of the information provided on the sexual abuse posters or via the sexual abuse prevention video, that all calls were confidential. However, inmates were also generally aware that conversations with rape crisis counselors were not completely anonymous and could be reported back to the facility if their discussions triggered mandatory reporting laws. To test the functionality of the PREA sexual abuse crisis counseling hotline, the auditor conducted a test of the phone number commonly referenced by inmates. At that time, it was noted that inmate phones cannot directly dial the (1-800) number, with the start of the toll-free phone number provided to inmates to contact the Family Crisis Center. As such, corrective action was taken to allow inmates to simply press the number seven (7) on their phone to be contacted directly to the Family Crisis Center. The contact information was subsequently changed in inmate tablets, within the Inmate Handbook, and on the Zero Tolerance Inmate Poster. As such, no further action is necessary to address this concern.
- (C) The Bastrop County Jail has negotiated a contract between itself and Family Crisis Center to help provide rape crisis support services as requested by inmates assigned to the Bastrop County Jail. The Bastrop County Jail does maintain, and did supply, a contract for review.

## Reasoning & Findings Statement:

This standard ensures that all inmates have access to outside confidential support services for sexual abuse and sexual harassment advocacy counseling. In providing this access, the Bastrop County Jail has given inmates the mailing and electronic addresses, as well as the toll-free number for a local victim advocacy organization. The Bastrop County Jail does have a memorandum of understanding in effect with the Family Crisis Center, which is a local rape crisis center to the facility. Via posted notice in Bastrop County Jail Inmate Handbook, as well as on advocacy notices throughout the facility, inmates are made aware that communications with rape crisis advocates is confidential. In excess of the standard requirements, the Bastrop County Jail also facilitates arrangements for advocacy services to be continued with inmates upon their release. When interviewed, all Bastrop County Jail staff and inmates were aware that the facility provided measures of counseling services, free of charge, for victims of sexual abuse and sexual harassment. Additionally, most inmates were aware that they could access those services by way of the rape crisis advocacy posters displayed throughout the facility. With all of these factors in mind, the Bastrop County Jail has exceeded the minimum requirements of this standard.

## Standard 115.54: Third-party reporting

### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

#### 115.54 (a)

- Has the agency established a method to receive third-party reports of sexual abuse and sexual harassment? ☒ Yes ☐ No
- Has the agency distributed publicly information on how to report sexual abuse and sexual harassment on behalf of an inmate? ☒ Yes ☐ No

### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

### Instructions for Overall Compliance Determination Narrative

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

#### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Jail Inmate Handbook, English, 2022
- Bastrop County Jail Inmate Handbook, Spanish, 2022
- Bastrop County Jail, End the Silence, Zero Tolerance for Sexual Abuse and Sexual Harassment: Prison Rape Elimination Act, Inmate Training Pamphlet, English
- Bastrop County Jail, End the Silence, Zero Tolerance for Sexual Abuse and Sexual Harassment: Prison Rape Elimination Act, Inmate Training Pamphlet, Spanish
- Bastrop County Jail Zero Tolerance Inmate Poster, English
- Bastrop County Jail Zero Tolerance Inmate Poster, Spanish
- Bastrop County Jail PREA Inmate Education Video

#### Interviews:

- Agency PREA Coordinator
- Facility Administrator
- Investigative Staff
- Random Inmates
- Just Detention International
- Community-Based Victim Advocacy Staff

#### Site Review Observations:

- Observed PREA reporting information available in the Law Library, via inmate tablets, and/or via computer terminal access in inmate housing areas.
- Observed informational postings and other publications throughout the inmate housing areas.
- Observed informational posters providing third-party reporting contact information for the family, friends, and other advocates of inmates within the general visitation, legal visitation, and front office areas.
- Review Bastrop County Jail website specific to PREA and third-party reporting methods
- Tested Bastrop County Jail online third-party reporting system.
- Tested *PREA Hotline* number inmates can use to engage third-party reporting.
- Tested *PREA Hotline* number inmates can use to speak with confidential sexual abuse advocates.

#### Standard Subsections:

- (A) The Bastrop County Jail encourages the use of third-party reporting. Specifically, Bastrop County Jail Zero Tolerance Policy notes that the “BCSO shall establish a method to receive third-party reports of sexual abuse and sexual harassment and shall distribute publicly information on how to report sexual abuse and sexual harassment on behalf of an inmate.” With this in mind, the agency allows for multiple means of reporting any allegation of sexual abuse or sexual misconduct, to include third-party reporting. In discussing reporting processes with random staff, it was understood that regardless of how staff become aware of any allegation of sexual abuse or sexual harassment, appropriate action must be taken to investigate those allegations. During interviews with the Bastrop County Jail Agency PREA Coordinator, it was noted that all allegations of sexual abuse or sexual harassment would be reviewed regardless of

the source of that allegation. It was further noted that the agency has designed third-party reporting systems for inmates, advocates for inmates, and outside entities to make such reports on behalf of inmates. During interviews with inmates, most believed that the facility would accept, and take seriously, any allegations of sexual abuse reported by a third party, to include allegations presented by other inmates. During the onsite portion of the audit, a random inmate was asked to demonstrate how the reporting process worked on the inmate kiosk system. That inmate was able to easily navigate to the reporting portal on the kiosk and provided a simple demonstration of how inmates could make a third-party report using the kiosk. During the onsite review, signage throughout the facility encouraged inmates to third-party report if needed. As well, public notices on PREA reporting, specifically third-party reporting, were available for review by the family, friends, and advocates of inmates in the facility's Front Lobby. Additionally, contact information for third-party PREA reporting is available to the general public on the agency's website. To test the functionality of the contact information for third-party PREA reporting, the auditor conducted a test of the phone number provided on the agency website. An affirmative response was immediately received. Lastly, while inmates are not encouraged to utilize rape counseling support service centers as reporting avenues, they will also serve in this capacity if explicitly requested by the inmate. With this in mind, the auditor solicited inmate contact information Bastrop County Jail from a rape counseling center central to Bastrop County Jail and from a nationally based referral service. The referral service, Just Detention International, indicated that it did not receive any (0) complaints of sexual abuse or sexual harassment from inmates assigned to the Bastrop County Jail within the reporting timeframe. The Family Crisis Center, a local rape counseling advocacy service, was also contacted and asked to provide relevant information specific to the Bastrop County Jail PREA audit. The Family Crisis Center indicated that it does provide services to inmates assigned to the Bastrop County Jail. During their encounters, Family Crisis Center advocates noted that they have not experienced any difficulties accessing or speaking with incarcerated individuals.

#### Reasoning & Findings Statement:

This standard works to ensure the friends, family, and other advocates of inmates have at least one (1) means by which to make third-party reports of sexual abuse and sexual harassment. To ensure knowledge of this methodology, this standard also requires the agency to publicly distribute information on how to report sexual abuse and sexual harassment on behalf of an inmate. In this regard, the Bastrop County Jail has multiple ways for third-parties to report allegations of sexual abuse and sexual harassment. Inmates are provided information on third-party reporting, which can be used for their family and friends to advocate on their behalf, or it can be used for inmates to advocate on behalf of other inmates. During the onsite portion of the audit, a random inmate was asked to demonstrate how the reporting process worked on the inmate kiosk system. The inmate was able to easily navigate to the reporting portal on the kiosk and provided a simple demonstration of how inmates could make a third-party report using this system. Advocates for inmates are also given information on third-party reporting via institutional awareness posters publicly displayed the Bastrop County Jail Front Lobby. Third-party reporting information is also available to the general public on the Bastrop County Jail website. Third-party reporting methods commonly used by inmates, family and friends, as well as inmate advocates were tested to ensure functionality. All methods of communication received immediate responsive comments. Accordingly, the Bastrop County Jail has met the requirements of this standard.



## OFFICIAL RESPONSE FOLLOWING AN INMATE REPORT

### Standard 115.61: Staff and agency reporting duties

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

#### 115.61 (a)

- Does the agency require 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 agency? ☒ Yes ☐ No
- Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding retaliation against inmates or staff who reported an incident of sexual abuse or sexual harassment? ☒ Yes ☐ No
- Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding any staff neglect or violation of responsibilities that may have contributed to an incident of sexual abuse or sexual harassment or retaliation? ☒ Yes ☐ No

#### 115.61 (b)

- Apart from reporting to designated supervisors or officials, does staff always refrain from revealing 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? ☒ Yes ☐ No

#### 115.61 (c)

- Unless otherwise precluded by Federal, State, or local law, are medical and mental health practitioners required to report sexual abuse pursuant to paragraph (a) of this section? ☒ Yes ☐ No
- Are medical and mental health practitioners required to inform inmates of the practitioner's duty to report, and the limitations of confidentiality, at the initiation of services? ☒ Yes ☐ No

#### 115.61 (d)

- If the alleged victim is under the age of 18 or considered a vulnerable adult under a State or local vulnerable persons statute, does the agency report the allegation to the designated State or local services agency under applicable mandatory reporting laws? ☒ Yes ☐ No

#### 115.61 (e)

- Does the facility report all allegations of sexual abuse and sexual harassment, including third-party and anonymous reports, to the facility's designated investigators? ☒ Yes ☐ No

## Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

## Instructions for Overall Compliance Determination Narrative

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

### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Jail Inmate Handbook, English, 2022
- Bastrop County Jail Inmate Handbook, Spanish, 2022
- Bastrop County Jail NIC, PREA Lesson Plan
- Bastrop County Sheriff's Office Certificates of Completion: NIC, PREA – Your Role in Responding to Sexual Abuse, Employees: 6-16-24, 9-12-24, 9-20-24a, 9-20-24b, 9-22-24, 9-23-24a, 9-23-24b, 9-28-24, 9-30-24, 10-1-24, 10-2-24, 10-7-24, 10-9-24, 10-11-24, 10-15-24, 10-21-24, 10-23-24, 10-28-24a, 10-28-24b, 10-29-24a, 10-29-24b, 10-31-24, 11-9-24, 11-10-24a, 11-10-24b, 11-13-24, 11-19-24, 12-20-24, 1-27-25, 2-5-25, 2-10-25, 2-14-25, 2-27-25, 3-14-25, 3-17-25, 3-20-25
- Bastrop County Sheriff's Office Certificates of Completion, NIC, PREA – Your Role in Responding to Sexual Abuse, Contractors and Volunteers: 1-26-23a, 1-26-23b, 1-26-23c, 1-28-23a, 1-28-23b, 1-31-23a, 1-31-23b, 1-31-23c, 2-26-23, 3-15-23a, 3-15-23b, 7-25-23, 8-11-23a, 8-11-23b, 8-12-23, 8-14-23, 8-15-23, 8-17-23a, 8-17-23b, 8-21-23a, 8-21-23b, 8-23-23, 8-26-23a, 8-26-23b, 8-27-23a, 8-27-23b, 8-27-23c, 8-27-23d, 8-27-23e, 8-27-23f, 8-28-23, 5-27-24
- Bastrop County Sheriff's Office Certificate of Completion: NIC, PREA Specialized Training, Investigations: 9-17-24, 3-17-25a, 3-17-25b, 3-17-25c, 3-17-25d, 3-17-25e, 3-17-25f, 3-17-25g, 3-17-25h, 3-17-25i, 3-17-25j, 3-17-25k, 3-17-25l, 3-17-25m, 3-17-25n, 3-17-25o, 3-17-25p, 3-17-25q, 3-17-25u, 3-17-25r, 3-17-25s, 3-17-25t, 3-18-25a, 3-18-25b, 3-18-25c, 3-18-25d, 3-18-25e, 3-18-25f, 3-18-25g, 3-18-25h, 3-19-25, 3-20-25a, 3-20-25b
- Bastrop County Sheriff's Office Certificate of Completion: NIC, PREA 201 for Medical and Mental Health Practitioners: 9-13-24a, 9-13-24b, 9-13-24c, 9-13-24d, 9-13-24e, 9-13-24f, 9-13-24g, 9-13-24h, 9-13-24i, 9-18-24, 19-19-24

### Interviews:

- Agency PREA Coordinator
- Facility Administrator

- Investigative Staff
- Medical Staff
- Mental Health Staff
- First Responders
- Random Staff
- Random Inmates
- Inmates Who Disclosed Sexual Victimization During Risk Screening

#### Site Review Observations:

- Reviewed employee, contractor, and volunteer training records.

#### Standard Subsections:

- (A) Bastrop County Jail Zero Tolerance Policy requires “Upon learning of an allegation of sexual misconduct, whether verbally or in writing, staff shall immediately notify the shift supervisor.” In speaking with twelve (12) random staff, their duty to report any awareness, or even suspicion, of sexual abuse or sexual harassment was consistently acknowledged. A review of employee, contractor, and volunteer training records, as well as training curriculum records, reflects that all persons delivering services inside of Bastrop County Jail have received, at the minimum, their initial PREA training, including acknowledgment of their affirmative duty responsibilities.
- (B) Bastrop County Jail Zero Tolerance Policy notifies all staff that “Apart from reporting to designated supervisors or officials, staff shall not reveal any information related to a sexual misconduct report to anyone other than to the extent necessary to make treatment, investigation, and other security and management decisions.” As confirmed through random staff interviews, employees are directed to limit their discussions of sexual abuse and sexual harassment allegations to only those authorized to know said information. Random staff interviews also confirm that facility employees are aware of the sensitive and confidential nature of said complaints. In speaking with the Bastrop County Jail Agency PREA Coordinator, the totality and reasoning surrounding the confidential investigatory process was clearly explained. Documentation review of reported allegations supports Bastrop County Jail staff compliance with agency policy.
- (C) Bastrop County Jail Zero Tolerance Policy requires “All staff members of the Office are required to report immediately any knowledge, suspicion, or information regarding an incident of sexual misconduct and/or retaliation. During interviews with medical and mental health service staff, the need for said staff to inform inmates (at the initiation of professional services) of their duty to report, as well as to their limitations of confidentiality, was affirmed.
- (D) As noted by the Bastrop County Jail Agency PREA Coordinator, if the alleged victim is under the age of eighteen (18) or considered a vulnerable adult, the Bastrop County Jail will report the allegations to the Texas Department of Family and Protective Services. As confirmed by the agency investigator, any allegation of sexual abuse made by a person under the age of 18 years or by a vulnerable adult would be reported to the appropriate state agency. During the audit time frame, Bastrop County Jail did not have any (0) instances of required reporting for persons under the age of 18 years or for vulnerable adults.

(E) Bastrop County Jail Zero Tolerance Policy mandates that “the shift supervisor shall instruct the staff member who reported the retaliation to complete a Jail PREA Incident Report no later than the end of shift. The shift supervisor will complete a Jail PREA Incident Report and submit all relevant reports to the PREA coordinator. The PREA Coordinator will conduct a preliminary investigation of the retaliation incident. The PREA Coordinator will then forward to the appropriate Investigator.” When interviewing twelve (12) random staff, all employees affirmatively responded that any reports of sexual abuse and sexual harassment received by them would be immediately referred to supervisory and/or other entities appropriate for further investigations. Documentation review of reported allegations supports Bastrop County Jail staff compliance with agency policy.

#### Reasoning & Findings Statement:

This standard ensures an effective and efficient response to allegations of sexual abuse and sexual harassment. Paramount to this process is the understanding that all staff and facility officials, regardless of their capacity inside the institution, have an absolute duty to report any knowledge, information, or even suspicion of sexual abuse or sexual harassment, as well as any knowledge, information, or suspicion of any retaliation having occurred for anyone who has reported allegations of sexual abuse and sexual harassment. The Bastrop County Jail has a policy in place directing staff of their reporting responsibilities. Interviews with First Responders, Random Staff, Medical Staff, and Mental Health Staff reflect their complete awareness of agency reporting requirements, to include the confidential nature of the reporting process. Considering this, policy requires that all medical and mental health staff disclose their limits of confidentiality and obtain informed consent prior to the initiation of services. All allegations of sexual abuse and sexual harassment, to include third-party and anonymous reports, are sent to the Bastrop County Jail Investigator for review. Allegations of sexual abuse made by inmates who are under the age of eighteen (18) years, as well as allegations of sexual abuse made by vulnerable adults, are reported to the Texas Department of Family and Protective Services as required by state law. Interviews with Bastrop County Jail staff expressed their compliance with agency policy. Training records and course curriculums document employee, contractor, and volunteer training specific to mandatory reporting requirements. In interviewing Bastrop County Jail medical and mental health staff, the process of limited confidentiality and informed consent used by said staff was explained in detail. Documentation review of reported allegations supports Bastrop County Jail staff compliance with agency policy. In total, the Bastrop County Jail has complied with all provisions within this standard and has thus met all requirements therein.

### Standard 115.62: Agency protection duties

#### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

##### 115.62 (a)

- When the agency learns that an inmate is subject to a substantial risk of imminent sexual abuse, does it take immediate action to protect the inmate? ☒ Yes ☐ No

## Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

## Instructions for Overall Compliance Determination Narrative

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

### Documents:

- Bastrop County Jail Zero Tolerance Policy

### Interviews:

- Agency PREA Coordinator
- Facility Administrator
- Designated Staff Member Charged with Monitoring Retaliation
- Incident Review Team Member
- Intermediate or Higher-Level Facility Staff
- Investigative Staff
- Intake Staff
- Staff Who Perform Screening for Risk of Victimization and Abusiveness
- Medical Staff
- Mental Health Staff
- Random Staff
- Random Inmates
- Inmates Who Disclosed Sexual Victimization During Risk Screening

### Site Review Observations:

- Review of sexual abuse and sexual harassment investigations and/or processes.
- Review of retaliation monitoring documentation and/or processes.

### Standard Subsections:

- (A) Bastrop County Jail Zero Tolerance Policy requires that “when a facility learns that an inmate is subject to a substantial risk of imminent sexual abuse, it shall take immediate action to protect the inmate.” Specifically, Bastrop County Jail Zero Tolerance Policy requires that security staff take immediate action to engage protection measures to ensure the inmate’s safety. In speaking

with the Bastrop County Jail Agency PREA Coordinator, Bastrop County Jail Facility administrator, and Random Staff, protective measures, such as housing changes and no contact orders, were discussed as a means of immediately increasing the safety of the inmate. During the audit time frame, the Bastrop County Jail found evidence that one (1) inmate assigned to the facility was at a substantial risk of sexual abuse. Relevant documentation was reviewed and found processed in accordance to agency policy.

#### Reasoning & Findings Statement:

This standard works to ensure that the Bastrop County Jail takes appropriate measures upon learning that any inmate is subject to a substantial risk of imminent sexual abuse. Specifically, this standard requires that immediate action is taken to protect the inmate. To that end, the Bastrop County Jail has a policy in place to promote the safety of all inmates who might otherwise be victims, or potential victims, of sexual abuse and sexual harassment. Agency policy requires staff to take immediate action to ensure the safety of all inmates who are at a high risk of sexual victimization. Provided there are no other alternative options available to ensure the inmate's safety, Bastrop County Jail Zero Tolerance Policy further allows the facility to immediately increase the safety of the at-risk inmate by placing said inmate in segregated housing. However, such placement would only be used if no other general housing assignments were available to ensure inmate safety. During the audit time frame, the Bastrop County Jail receive one (1) report from an inmate who was at a substantial risk of sexual abuse. In interviewing Random Staff, all twelve (12) persons were asked specifically what actions would be taken if an inmate presented as a high risk for sexual victimization. Unequivocally, all staff responded that they would take immediate action to protect the potential victim. Additionally, supervisory staff were questioned as to their role in this potentially dangerous situation. While supervisory staff did provide a more technical and inclusive response, they too, were centrally focused on protecting the inmate. With this in mind, Bastrop County Jail staff have clearly articulated their responsibilities within this standard, which supports the fact that Bastrop County Jail staff are committed to engaging their protection duties.

### Standard 115.63: Reporting to other confinement facilities

#### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

##### 115.63 (a)

- Upon receiving an allegation that an inmate was sexually abused while confined at another facility, does the head of the facility that received the allegation notify the head of the facility or appropriate office of the agency where the alleged abuse occurred? ☒ Yes ☐ No

##### 115.63 (b)

- Is such notification provided as soon as possible, but no later than 72 hours after receiving the allegation? ☒ Yes ☐ No

##### 115.63 (c)

- Does the agency document that it has provided such notification? ☒ Yes ☐ No

### 115.63 (d)

- Does the facility head or agency office that receives such notification ensure that the allegation is investigated in accordance with these standards? ☒ Yes ☐ No

#### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

#### Instructions for Overall Compliance Determination Narrative

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

#### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Sheriff's Office Certificate of Completion: NIC, PREA Specialized Training, Investigations: 9-17-24, 3-17-25a, 3-17-25b, 3-17-25c, 3-17-25d, 3-17-25e, 3-17-25f, 3-17-25g, 3-17-25h, 3-17-25i, 3-17-25j, 3-17-25k, 3-17-25l, 3-17-25m, 3-17-25n, 3-17-25o, 3-17-25p, 3-17-25q, 3-17-25u, 3-17-25r, 3-17-25s, 3-17-25t, 3-18-25a, 3-18-25b, 3-18-25c, 3-18-25d, 3-18-25e, 3-18-25f, 3-18-25g, 3-18-25h, 3-19-25, 3-20-25a, 3-20-25b

#### Interviews:

- Agency Head
- Facility Administrator
- Inmates Who Disclosed Sexual Victimization During Risk Screening

#### Site Review Observations:

- Review of facility-to-facility referral process.

#### Standard Subsections:

- (A) Bastrop County Jail Zero Tolerance Policy requires that "upon receiving an allegation that an inmate was sexually abused while confined at another facility, the head of BCSO that received the allegation shall notify the head of BCSO or appropriate office of the agency where the alleged abuse occurred." In speaking with the Bastrop County Jail Facility administrator, adherence to this policy was confirmed. However, during the audit time frame, the Bastrop

County Jail did not receive any (0) allegations that an inmate was abused while confined at another facility. As such, there isn't any (0) documentation to review.

- (B) Bastrop County Jail Zero Tolerance Policy requires that "such notification shall be provided as soon as possible, but no later than 72 hours after receiving the allegation." The Bastrop County Jail Facility administrator confirmed that all notices are sent by the Facility administrator's office to the destination facility as soon as possible, but certainly within 72 hours. However, during the audit time frame, the Bastrop County Jail did not receive any (0) allegations that an inmate was abused while confined at another facility. As such, there isn't any (0) documentation to review.
- (C) Bastrop County Jail Zero Tolerance Policy requires that the "BCSO shall document that it has provided such notification." In speaking with the Bastrop County Jail Facility administrator, adherence to this policy was confirmed. However, during the audit time frame, the Bastrop County Jail did not receive any (0) allegations that an inmate was abused while confined at another facility. As such, there isn't any (0) documentation to review.
- (D) Bastrop County Jail Zero Tolerance Policy requires "BCSO head or agency office that receives such notification shall ensure that the allegation is investigated in accordance with these standards. In speaking with the Bastrop County Jail Facility administrator and Bastrop County Jail Investigator, adherence to this policy was confirmed. During the audit time frame, the Bastrop County Jail received one (1) allegation of sexual abuse from another facility stating the inmate was abused while assigned to the Bastrop County Jail. Relevant documentation was reviewed.

#### Reasoning & Findings Statement:

This standard requires the timely communication of sexual abuse and sexual harassment across facilities within a correctional agency or even across agencies themselves. The Bastrop County Jail has a policy in place to ensure that its staff, as well as the staff from other possible agencies, are provided sufficient due process with respect to the timely notification of inmate allegations involving sexual abuse and sexual harassment. Within the audit time frame, the Bastrop County Jail did not receive any (0) allegations of sexual abuse or sexual harassment that an inmate was abused while confined at another facility. Within the audit time frame, the Bastrop County Jail received one (1) allegation of sexual abuse or sexual harassment from another facility that the inmate was abused while confined as the Bastrop County Jail. Relevant documentation was reviewed. In speaking with the Bastrop County Jail Facility administrator, a detailed explanation of this process, to include required reporting timelines for use when necessary, was provided. Hence, agency policy, facility protocols, and an in-depth explanation of the collaborative notification process all reflect that the Bastrop County Jail has satisfied the provisions of this standard.



## Standard 115.64: Staff first responder duties

### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

#### 115.64 (a)

- Upon learning of an allegation that an inmate was sexually abused, is the first security staff member to respond to the report required to: Separate the alleged victim and abuser?  
☒ Yes ☐ No
- Upon learning of an allegation that an inmate was sexually abused, is the first security staff member to respond to the report required to: Preserve and protect any crime scene until appropriate steps can be taken to collect any evidence? ☒ Yes ☐ No
- Upon learning of an allegation that an inmate was sexually abused, is the first security staff member to respond to the report required to: 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, if the abuse occurred within a time period that still allows for the collection of physical evidence? ☒ Yes ☐ No
- Upon learning of an allegation that an inmate was sexually abused, is the first security staff member to respond to the report required to: 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 abuse occurred within a time period that still allows for the collection of physical evidence? ☒ Yes ☐ No

#### 115.64 (b)

- If the first staff responder is not a security staff member, is the responder required to request that the alleged victim not take any actions that could destroy physical evidence, and then notify security staff? ☒ Yes ☐ No

### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

### Instructions for Overall Compliance Determination Narrative

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

#### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Sheriff's Office Certificates of Completion: NIC, PREA – Your Role in Responding to Sexual Abuse, Employees: 6-16-24, 9-12-24, 9-20-24a, 9-20-24b, 9-22-24, 9-23-24a, 9-23-24b, 9-28-24, 9-30-24, 10-1-24, 10-2-24, 10-7-24, 10-9-24, 10-11-24, 10-15-24, 10-21-24, 10-23-24, 10-28-24a, 10-28-24b, 10-29-24a, 10-29-24b, 10-31-24, 11-9-24, 11-10-24a, 11-10-24b, 11-13-24, 11-19-24, 12-20-24, 1-27-25, 2-5-25, 2-10-25, 2-14-25, 2-27-25, 3-14-25, 3-17-25, 3-20-25

#### Interviews:

- Facility Administrator
- Bastrop County Jail Investigative Staff
- Intermediate or Higher-Level Facility Staff
- Random Staff
- First Responders
- Random Inmates
- Inmates Who Disclosed Sexual Victimization During Risk Screening

#### Site Review Observations:

- Review of employee, contractor, and volunteer training records.
- Review of sexual abuse and sexual harassment investigations and/or processes.
- Review of retaliation monitoring documentation and/or processes.

#### Standard Subsections:

(A) Bastrop County Jail Zero Tolerance Policy requires “the staff member who witnesses an incident or receives a report of Inmate-on-Inmate Sexually Abusive Contact, whether verbally or in writing, shall immediately separate the victim and the perpetrator and then notify the shift supervisor.” After ensuring the safety of the victim, Bastrop County Jail Zero Tolerance Policy requires staff to “advise the victim of the need to preserve evidence and instruct the victim not to wash, brush their teeth, change their clothes, urinate, defecate, drink or eat; Seal and preserve the crime scene; ensure the alleged perpetrator does not wash, brush their teeth, change their clothes, urinate, defecate, drink or eat in order to preserve physical evidence.” Interviews with twelve (12) random staff and Security First Responders evidenced an overall understanding of policy. Documentation review confirms that the first responding security staff member did take appropriate action to mitigate further allegations of sexual abuse, along with preserving and protecting any possible evidence that might still be available for collection from both the victim and the alleged abuser.

(B) Bastrop County Jail Zero Tolerance Policy requires that “the staff member who witnesses an incident or receives a report of Inmate-on-Inmate Sexually Abusive Penetration, whether verbally or in writing, shall immediately separate the victim and the perpetrator and then notify the shift supervisor.” When interviewing a Non-Security First Responder, the role of

that individual within the reporting process was recalled and adherence to agency policy was maintained.

#### Reasoning & Findings Statement:

This standard works to ensure both security and non-security staff understand their role in responding to allegations of sexual abuse. Agency policy clearly describes the function of each first responder, with security and non-security staff being equally responsible for separating the alleged victim and abuser, as well as preserving and protecting any possible evidence either at the scene or on the victim. Interviews with First Responders reflect that both security and non-security staff have been trained on those responsibilities. As well, during contractor and volunteer interviews, it was noted that all contractors and volunteers understood the absolute need to protect the victim, as well as a need to notify security staff as soon as they became aware of the allegations. A review of employee, contractor, and volunteer training records, as well as class curriculums, reflect staff have received required training specific to the preservation of evidence regarding allegations of sexual abuse and sexual harassment. Documentation review confirms that first responding staff members do take appropriate action to mitigate further allegations of sexual abuse, preserve and protect any possible evidence, and to immediately notify security staff of the allegations. Considering agency policy, facility protocols, facility-based documentation, and staff knowledge of facility-based procedures, the Bastrop County Jail has satisfied all requirements of this standard.

### Standard 115.65: Coordinated response

#### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

##### 115.65 (a)

- Has the facility developed a written institutional plan to coordinate actions among staff first responders, medical and mental health practitioners, investigators, and facility leadership taken in response to an incident of sexual abuse? ☒ Yes ☐ No

#### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

#### Instructions for Overall Compliance Determination Narrative

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

#### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Jail, End the Silence, Zero Tolerance for Sexual Abuse and Sexual Harassment: Prison Rape Elimination Act, Inmate Training Pamphlet, English
- Bastrop County Jail, End the Silence, Zero Tolerance for Sexual Abuse and Sexual Harassment: Prison Rape Elimination Act, Inmate Training Pamphlet, Spanish
- Bastrop County Jail Zero Tolerance Inmate Poster, English
- Bastrop County Jail Zero Tolerance Inmate Poster, Spanish
- Bastrop County Sheriff's Office Certificates of Completion: NIC, PREA – Your Role in Responding to Sexual Abuse, Employees: 6-16-24, 9-12-24, 9-20-24a, 9-20-24b, 9-22-24, 9-23-24a, 9-23-24b, 9-28-24, 9-30-24, 10-1-24, 10-2-24, 10-7-24, 10-9-24, 10-11-24, 10-15-24, 10-21-24, 10-23-24, 10-28-24a, 10-28-24b, 10-29-24a, 10-29-24b, 10-31-24, 11-9-24, 11-10-24a, 11-10-24b, 11-13-24, 11-19-24, 12-20-24, 1-27-25, 2-5-25, 2-10-25, 2-14-25, 2-27-25, 3-14-25, 3-17-25, 3-20-25

#### Interviews:

- Agency PREA Coordinator
- Facility Administrator
- Designated Staff Member Charged with Monitoring Retaliation
- Incident Review Team Member
- Intermediate or Higher-Level Facility Staff
- Investigative Staff
- Medical Staff
- Mental Health Staff
- SAFE and/or SANE Personnel of the Local Hospital/Rape Crisis Clinic
- Random Staff

#### Site Review Observations:

- Review of employee, contractor, and volunteer training records.
- Review of sexual abuse and sexual harassment investigations and/or processes.
- Review of retaliation monitoring documentation and/or processes.

#### Standard Subsections:

- (A) The Bastrop County Jail has developed a written institutional plan; namely, Bastrop County Jail Zero Tolerance Policy, to coordinate actions taken amongst staff, contractors, interns, volunteers, first responders, medical staff, mental health staff, investigators, and facility leadership in response to alleged incidents of sexual abuse.

#### Reasoning & Findings Statement:

This standard works to ensure the facility has developed a calculated response plan to assist first responders and supervisory staff in the immediate processes needed for an effective and efficient response to allegations of sexual abuse. As required by this standard, the Bastrop County Jail has

developed a written institutional plan; namely, Bastrop County Jail Zero Tolerance Policy, to coordinate actions taken amongst staff, contractors, interns, volunteers, first responders, medical staff, mental health staff, investigators, and facility leadership in response to alleged incidents of sexual abuse. Within this response plan, the roles of all facility staff are discussed and, perhaps even more importantly, the way those roles interact with one another are outlined. This policy is a conveniently written overview of departmental responsibilities, equipped with notification and referral reminders. When asked, various departmental staff were able to articulate their role within the response plan. As well, during inmate interviews, many were able to specify the responsibilities of responding staff. Accordingly, the Bastrop County Jail Zero Tolerance Policy has been clearly institutionalized throughout facility culture. Documentation review of facility-based responses to allegations of sexual abuse supports facility adherence to both agency and facility-based sexual abuse response protocols. Hence, as evidenced via interviews by staff and inmates, as well as a review of policies and procedures, the Bastrop County Jail has easily met the requirements of this standard.

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

### **All Yes/No Questions Must Be Answered by the Auditor to Complete the Report**

#### **115.66 (a)**

- Are both the agency and any other governmental entities responsible for collective bargaining on the agency's behalf prohibited from entering into or renewing any collective bargaining agreement or other agreement that limits the agency's ability to remove alleged staff sexual abusers from contact with any inmates pending the outcome of an investigation or of a determination of whether and to what extent discipline is warranted? ☒ Yes ☐ No

#### **115.66 (b)**

- Auditor is not required to audit this provision.

### **Auditor Overall Compliance Determination**

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

### **Instructions for Overall Compliance Determination Narrative**

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

#### Documents:

- Bastrop County Jail Zero Tolerance Policy

#### Interviews:

- Agency Head
- Agency Contract Administrator
- Agency PREA Coordinator
- Facility Administrator
- Administrative (Human Resources) Staff
- Inmates Who Disclosed Sexual Victimization During Risk Screening

#### Site Review Observations:

- Reviewed agency labor contracts.

#### Standard Subsections:

(A) Per the Bastrop County Jail Agency PREA Coordinator, the Bastrop County Jail does not participate in collective bargaining. As such, agency policy does not allow for any governmental entity to limit the agency's ability to remove alleged staff sexual abusers from contact with inmates pending the outcome of an investigation or of a determination of whether, and to what extent, discipline is warranted. This ensures that the Bastrop County Jail retains the management rights to remove alleged staff sexual abusers from contact with inmates pending the outcome of an investigation or of a determination of whether and to what extent discipline is warranted.

(B) The auditor is not required to audit this provision.

#### Reasoning & Findings Statement:

This standard requires that an agency continuously preserve its ability to protect inmates from having contact with persons who may have sexually abused them pending the outcome of an investigation or of a determination of whether and to what extent discipline is warranted. The Bastrop County Jail has met this responsibility. The Bastrop County Jail does not participate in collective bargaining. As such, facility administration has the unfettered authority for employees to be subject to disciplinary sanctions up to and including termination for violating Bastrop County Jail sexual misconduct policies. Per the Bastrop County Jail Agency PREA Coordinator, terminations for violations of the Bastrop County Jail sexual misconduct policy, or resignations by staff that would have been terminated if not for their resignation, shall be reported to law enforcement agencies, unless the activity was clearly not criminal, and reported to any relevant licensing bodies. In speaking with the Bastrop County Jail Facility administrator and the Institution Investigator, the process of suspending or separating an employee from employment as a function of a negative sexual abuse or sexual harassment investigation finding was explained. It was also noted that the Bastrop County Jail unit administration has no reservations about discharging employees for engaging in sexual abuse and sexual harassment. Hence, the Bastrop County Jail has satisfactorily met the requirements of this standard.

## Standard 115.67: Agency protection against retaliation

### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

#### 115.67 (a)

- Has the agency established 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? ☒ Yes ☐ No
- Has the agency designated which staff members or departments are charged with monitoring retaliation? ☒ Yes ☐ No

#### 115.67 (b)

- Does the agency employ 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 who fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigations? ☒ Yes ☐ No

#### 115.67 (c)

- Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor the conduct and treatment of inmates or staff who reported the sexual abuse to see if there are changes that may suggest possible retaliation by inmates or staff? ☒ Yes ☐ No
- Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor the conduct and treatment 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? ☒ Yes ☐ No
- Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Act promptly to remedy any such retaliation? ☒ Yes ☐ No
- Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor any inmate disciplinary reports? ☒ Yes ☐ No
- Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor inmate housing changes? ☒ Yes ☐ No
- Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor inmate program changes? ☒ Yes ☐ No

- Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor negative performance reviews of staff? ☒ Yes ☐ No
- Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor reassignments of staff? ☒ Yes ☐ No
- Does the agency continue such monitoring beyond 90 days if the initial monitoring indicates a continuing need? ☒ Yes ☐ No

#### 115.67 (d)

- In the case of inmates, does such monitoring also include periodic status checks?  
☒ Yes ☐ No

#### 115.67 (e)

- If any other individual who cooperates with an investigation expresses a fear of retaliation, does the agency take appropriate measures to protect that individual against retaliation?  
☒ Yes ☐ No

#### 115.67 (f)

- Auditor is not required to audit this provision.

#### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

#### Instructions for Overall Compliance Determination Narrative

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

#### Documents:

- Bastrop County Jail Zero Tolerance Policy



#### Interviews:

- Agency PREA Coordinator
- Facility Administrator
- Institutional Investigator
- Designated Staff Member Charged with Monitoring Retaliation
- Random Staff
- Random Inmates
- Inmates Who Disclosed Sexual Victimization During Risk Screening

#### Site Review Observations:

- Review of employee, contractor, and volunteer training records.
- Review of sexual abuse and sexual harassment investigations and/or processes.
- Review of retaliation monitoring documentation and/or processes.

#### Standard Subsections:

- (A) Bastrop County Jail Zero Tolerance Policy requires that the Bastrop County Jail “shall protect all inmates and staff who report sexual misconduct or cooperate with sexual misconduct investigations from retaliation by other inmates or staff.” In speaking with the Agency PREA Coordinator, it was confirmed that the Bastrop County Jail Agency PREA Coordinator monitors all retaliation resulting from cases of sexual abuse and sexual harassment. A review of related documentation confirms that the facility did perform retaliation monitoring in accordance to the requirements of facility policy.
- (B) Per Bastrop County Jail Agency PREA Coordinator, the facility shall employ multiple protection measures for inmates and staff who fear retaliation for reporting sexual misconduct or for cooperating with investigations. At a minimum, these protection measures will include reviewing inmate discipline, housing changes, program changes, job changes, negative performance review, and reassignment of staff. In speaking with the Bastrop County Jail PREA Agency Coordinator and Investigator, adherence to agency policy was confirmed. A review of related documentation confirms that the facility did perform retaliation monitoring in accordance to the requirements of both policy and the PREA standards.
- (C) Bastrop County Jail Zero Tolerance Policy requires that “for at least 90 days following a report of sexual misconduct, the PREA Coordinator will monitor the conduct and treatment of inmates or staff who reported the incident, and of inmates who were reported to be victims of sexual misconduct to see if there are changes that may suggest possible retaliation by inmates or staff; and shall act promptly to remedy such retaliation. Monitoring shall continue beyond the 90 days if the initial monitoring indicates a continuing need. The obligation to monitor shall terminate if the Office determines that the allegation is unfounded.” In speaking with the Bastrop County Jail PREA Coordinator and Investigator, adherence to agency policy was confirmed. It was further noted that monitoring includes reviewing inmate discipline history, any housing, job, or program changes, as well as any negative performance review or any reassignment of staff. As noted by the Bastrop County Jail Agency PREA Coordinator and Investigator, retaliation monitoring can continue beyond 90 days if there is a continuing need for such monitoring. Per the Bastrop

County Jail PREA Coordinator, there has not been any (0) incidents of retaliation during the audit time frame. A review of related documentation confirms that the facility does perform retaliation monitoring in accordance to agency policy.

(D) Per the Bastrop County Jail PREA Coordinator, periodic status checks are performed at least every thirty (30) calendar days as a function of the monitoring period. A review of related documentation confirms that the facility does perform retaliation monitoring in accordance to the requirements of agency policy.

(E) Bastrop County Jail Zero Tolerance Policy requires that “the PREA Coordinator will monitor the conduct and treatment of inmates or staff who reported the incident.” Per the Bastrop County Jail PREA Coordinator, if inmates, staff, or any other individual who cooperates with an investigation expresses a fear of retaliation, appropriate measures shall be taken to protect that individual against retaliation. In speaking with Bastrop County Jail Agency PREA Coordinator and Investigator, adherence to agency policy was confirmed. Additionally, in speaking with persons who previously filed allegations of sexual abuse, none (0) stated that they were in fear of retaliation for having filed such allegations. A review of related documentation confirms that the facility did perform retaliation monitoring in accordance to the requirements of agency policy.

(F) The auditor is not required to audit this provision.

#### Reasoning & Findings Statement:

This standard works to ensure agency protection against retaliation for reporting sexual abuse and sexual misconduct, as well as having cooperated with an investigation regarding such. To ensure this end, the Bastrop County Jail has developed a policy to ensure an active retaliation monitoring system, which provides for in-person status checks of inmates. As a function of the retaliation monitoring process, the Bastrop County Jail has enacted multiple protections measures for early onset detection of retaliation should it ever occur. During the audit time frame, the Bastrop County Jail has not experienced any (0) such incidents of retaliation. In speaking with the Bastrop County Jail Agency PREA Coordinator and the facility Investigator, their responsibilities within the retaliation monitoring process, which does include in-person status checks for inmates, was clearly explained. A review of related documentation confirms that the facility does perform retaliation monitoring in accordance to the requirements of agency policy. Given the totality of the policies provided, facility processes, and staff knowledge regarding the facility protocol, as well as interviews with inmates, the Bastrop County Jail has satisfied the requirements of this standard.

### Standard 115.68: Post-allegation protective custody

#### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

##### 115.68 (a)

- Is any and all use of segregated housing to protect an inmate who is alleged to have suffered sexual abuse subject to the requirements of § 115.43? ☒ Yes ☐ No

## Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

## Instructions for Overall Compliance Determination Narrative

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

### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Jail MOU Family Crisis Center

### Interviews:

- Facility Administrator
- Agency PREA Coordinator
- Designated Staff Member Charged with Monitoring Retaliation
- Random Staff
- Staff Who Supervise Inmates in Segregated Housing
- Random Inmates
- Inmates Who Disclosed Sexual Victimization During Risk Screening

### Site Review Observations:

- Observed the segregated housing unit.

### Standard Subsections:

- (A) Bastrop County Jail Zero Tolerance Policy notes that “the Jail Management Team will meet monthly thereafter and discuss the housing of the at-risk inmates and make housing adjustments based on inmate request, incidents availability, and security and safety of the inmates and other inmates in general. These meetings will document in detail the outcome of the discussion for PREA-related inmates.” Agency policy further requires that “Inmates at high risk for sexual victimization shall not be 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. If a facility cannot conduct such an assessment immediately, the facility will hold the inmate in involuntary segregated housing for less than 24 hours while completing the assessment.” Furthermore, “the facility shall assign such

inmates to involuntary segregated housing only until an alternative means of separation from likely abusers can be arranged, and such an assignment shall not ordinarily exceed a period of 30 days.” As noted by the Bastrop County Jail Agency PREA Coordinator, within the audit time frame, the Bastrop County Jail has not placed any (0) inmates who have alleged sexual abuse or who are at a high risk of sexual abuse in involuntary segregation housing pending completion of their assessment.

#### Reasoning & Findings Statement:

The standard works to ensure that inmates reporting allegations of sexual abuse are not simply segregated as an automatic response for ensuring their physical safety. To this effect, the Bastrop County Jail has policies in place prohibiting the placement of inmates who allege to have suffered sexual abuse in involuntary segregated housing unless an assessment of all available alternatives has been made and a determination has been reached that there is no available alternative means of separation from likely abusers. Additionally, the Bastrop County Jail has a policy in place requiring that if an involuntary segregated housing assignment is made, the facility must review each inmate every 30 days to determine whether there is a continuing need for separation from the general population. Interviews with the Bastrop County Jail Facility administrator and the Bastrop County Jail Agency PREA Coordinator did acknowledge that when no other alternatives existed, inmates would be placed in involuntary segregated housing. However, it was noted that the use involuntary segregated housing would be considered only as the last available option, and even at that, only as a temporary measure. During the audit time frame, the Bastrop County Jail did not place any (0) inmate alleging sexual abuse or sexual harassment within involuntary segregated housing. As such, the Bastrop County Jail has satisfied the requirements of this provision.

## INVESTIGATIONS

### Standard 115.71: Criminal and administrative agency investigations

#### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

##### 115.71 (a)

- When the agency conducts its own investigations into allegations of sexual abuse and sexual harassment, does it do so promptly, thoroughly, and objectively? [N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations. See 115.21(a).] ☒ Yes ☐ No ☐ NA
- Does the agency conduct such investigations for all allegations, including third party and anonymous reports? [N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations. See 115.21(a).] ☒ Yes ☐ No ☐ NA

##### 115.71 (b)

- Where sexual abuse is alleged, does the agency use investigators who have received specialized training in sexual abuse investigations as required by 115.34? ☒ Yes ☐ No

**115.71 (c)**

- Do investigators gather and preserve direct and circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data? ☒ Yes ☐ No
- Do investigators interview alleged victims, suspected perpetrators, and witnesses?  
☒ Yes ☐ No
- Do investigators review prior reports and complaints of sexual abuse involving the suspected perpetrator? ☒ Yes ☐ No

**115.71 (d)**

- When the quality of evidence appears to support criminal prosecution, does the agency conduct compelled interviews only after consulting with prosecutors as to whether compelled interviews may be an obstacle for subsequent criminal prosecution? ☒ Yes ☐ No

**115.71 (e)**

- Do agency investigators assess the credibility of an alleged victim, suspect, or witness on an individual basis and not on the basis of that individual's status as inmate or staff? ☒ Yes ☐ No
- Does the agency investigate allegations of sexual abuse without requiring an inmate who alleges sexual abuse to submit to a polygraph examination or other truth-telling device as a condition for proceeding? ☒ Yes ☐ No

**115.71 (f)**

- Do administrative investigations include an effort to determine whether staff actions or failures to act contributed to the abuse? ☒ Yes ☐ No
- Are administrative investigations documented in written reports that include a description of the physical evidence and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings? ☒ Yes ☐ No

**115.71 (g)**

- Are criminal investigations documented in a written report that contains a thorough description of the physical, testimonial, and documentary evidence and attaches copies of all documentary evidence where feasible? ☒ Yes ☐ No

**115.71 (h)**

- Are all substantiated allegations of conduct that appears to be criminal referred for prosecution?  
☒ Yes ☐ No

**115.71 (i)**

- Does the agency retain all written reports referenced in 115.71(f) and (g) for as long as the alleged abuser is incarcerated or employed by the agency, plus five years? ☒ Yes ☐ No

#### 115.71 (j)

- Does the agency ensure that the departure of an alleged abuser or victim from the employment or control of the agency does not provide a basis for terminating an investigation?  
☒ Yes ☐ No

#### 115.71 (k)

- Auditor is not required to audit this provision.

#### 115.71 (l)

- When an outside entity investigates sexual abuse, does the facility cooperate with outside investigators and endeavor to remain informed about the progress of the investigation? (N/A if an outside agency does not conduct administrative or criminal sexual abuse investigations. See 115.21(a).) ☐ Yes ☐ No ☐ NA

#### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

#### Instructions for Overall Compliance Determination Narrative

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

#### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Sheriff's Office Certificate of Completion: NIC, PREA Specialized Training, Investigations: 9-17-24, 3-17-25a, 3-17-25b, 3-17-25c, 3-17-25d, 3-17-25e, 3-17-25f, 3-17-25g, 3-17-25h, 3-17-25i, 3-17-25j, 3-17-25k, 3-17-25l, 3-17-25m, 3-17-25n, 3-17-25o, 3-17-25p, 3-17-25q, 3-17-25u, 3-17-25r, 3-17-25s, 3-17-25t, 3-18-25a, 3-18-25b, 3-18-25c, 3-18-25d, 3-18-25e, 3-18-25f, 3-18-25g, 3-18-25h, 3-19-25, 3-20-25a, 3-20-25b

#### Interviews:

- Agency PREA Coordinator
- Facility Administrator

- Investigative Staff
- Random Inmates
- Inmates Who Disclosed Sexual Victimization During Risk Screening

#### Site Review Observations:

- Review of employee, contractor, and volunteer training records.
- Review of sexual abuse and sexual harassment investigations and/or processes.
- Review of retaliation monitoring documentation and/or processes.
- Reviewed five (5) sexual abuse and sexual harassment investigative case files.

#### Standard Subsections:

- (A) Bastrop County Jail Zero Tolerance Policy requires that “when the Bastrop County Sheriff’s Office (Office) conducts its own investigations into allegations of sexual abuse and sexual harassment, it shall do so promptly, thoroughly, and objectively for all allegations, including third-party and anonymous reports.” In speaking with the Bastrop County Jail Investigator and the Bastrop County Jail Agency PREA Coordinator, their adherence to agency policy was confirmed. Documentation review further supports that all investigations were completed as required by policy and within the designated time limits.
- (B) Per Bastrop County Jail Zero Tolerance Policy, “where sexual abuse is alleged, the Office shall use investigators who have received special training in sexual abuse investigations pursuant to §115.34.” In interviewing the Bastrop County Jail Investigator, said staff confirmed participation in numerous related courses. At the time of the onsite inspection, however, while all investigative staff had received significant training specific to sexual abuse investigations, some investigative staff had not yet received specialized training related to investigating sexual abuse in a confinement setting. Subsequently, all investigative staff have since completed the National Institute of Corrections Investigating Sexual Abuse in a Confinement Setting. As such, no further action is needed.
- (C) Bastrop County Jail Zero Tolerance Policy requires that “investigators shall gather and preserve direct and circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data using the PREA Sexual Assault Investigation Uniform Evidence Protocol Checklist; shall interview alleged victims, suspected perpetrators, and witnesses; and shall review prior complaints and reports of sexual abuse involving the suspected perpetrator.” In speaking with the Bastrop County Jail Investigator and the Bastrop County Jail Agency PREA Coordinator, adherence to agency policy was confirmed. Documentation review further supports that all investigations were completed as required by policy, to include the collection and review of all relevant evidence.
- (D) Bastrop County Jail Zero Tolerance Policy allows that “When the quality of evidence appears to support criminal prosecution, the Office shall conduct compelled interviews only after consulting with prosecutors as to whether compelled interviews may be an obstacle for subsequent criminal prosecution.” In speaking with the Bastrop County Jail Investigator, it was noted that communications with the District Attorney’s officer were continuous. Documentation review

further supports that all investigations were completed as required by policy, to include the collection and review of all relevant evidence.

- (E) Bastrop County Jail Zero Tolerance Policy requires that “The credibility of an alleged victim, suspect, or witness shall be assessed on an individual basis and shall not be determined by the person’s status as inmate or staff. This Office shall not require 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 allegation.” The Bastrop County Jail Investigator, as well as the Bastrop County Jail Agency PREA Coordinator, confirm that the credibility of the interviewed subject is, in fact, determined on an individual basis considering the totality of the evidence presented. Documentation review further supports that all investigations were completed as required by policy, to include the credibility assessments being made based on an objective review of the available evidence.
- (F) Bastrop County Jail Zero Tolerance Policy requires that administrative investigations “shall include an effort to determine whether staff actions or failures to act contributed to the abuse. Administrative investigations shall be documented in written reports that include a description of the physical and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings. The Bastrop County Jail Agency PREA Coordinator confirms that staff actions, or their failure to act, are considered as a routine function of the investigative process. Documentation review further supports that all investigations were completed as required by policy, to include descriptive details of the investigation and factors influencing credibility assessments.
- (G) The Bastrop County Jail Zero Tolerance Policy requires that “criminal investigations shall be documented in a written report that contains a thorough description of the physical, testimonial, and documentary evidence where feasible.” Interviews with the Bastrop County Jail Investigator and the Bastrop County Jail Agency PREA Coordinator, as well as reviewed documentation, supports the facility’s adherence to this policy.
- (H) Bastrop County Jail Zero Tolerance Policy requires that “substantiated allegations of conduct that appears to be criminal shall be referred for prosecution.” Interviews with the Bastrop County Jail Investigator and the Bastrop County Jail Agency PREA Coordinator, as well as reviewed documentation, supports the facility’s adherence to this policy. During the audit time frame, the Bastrop County Jail has referred one (1) such case for prosecution.
- (I) The Bastrop County Jail Zero Tolerance Policy requires that “the Office shall retain all written reports referenced in paragraphs 7 and 8 of this section for as long as the alleged abuser is incarcerated or employed by the Office, plus 10 years.” In speaking with the Bastrop County Jail Investigator, adherence to agency policy was confirmed.
- (J) Bastrop County Jail Zero Tolerance Policy mandates that “the departure of the alleged abuser or victim from the employment or control of the Office shall not provide a basis for terminating an investigation.” Interviews with the Bastrop County Jail Investigator, as well as reviewed documentation, supports the facility’s adherence to this policy.
- (K) The auditor is not required to audit this provision.



(L) Bastrop County Jail Zero Tolerance Policy requires that “when outside agencies investigate sexual abuse, the Office shall cooperate with outside investigators and shall endeavor to remain informed about the progress of the investigation. Any State, County, City, or Federal Agency entity component that conducts such investigations shall do so pursuant to the above requirements.” In speaking with the Bastrop County Jail Investigator and the Bastrop County Jail Agency PREA Coordinator, this arrangement facilitates communication between agency staff and outside agencies; thus, ensuring that Bastrop County Jail staff remain informed on the progress of all sexual abuse criminal investigations.

#### Reasoning & Findings Statement:

This standard works to encourage objective investigations of sexual abuse and sexual harassment allegations. In doing so, it is absolutely necessary that sexual abuse and sexual harassment investigations, including investigations initiated by a third-party or anonymously, are completed promptly, thoroughly, and efficiently. While the Bastrop County Jail has the authority to conduct its own administrative investigations via trained staff, the Bastrop County Sheriff Office, Criminal Investigations Division, is still given notice of each sexual abuse and sexual harassment allegation filed within the Bastrop County Jail. This allows all allegations to be reviewed by law enforcement personnel to determine if criminal investigations are needed in conjunction with administrative investigations. The Bastrop County Sheriff Office, Criminal Investigations Division, of course, conducts all criminal investigations for allegations of sexual abuse and sexual harassment filed within the Bastrop County Jail. To work as a criminal investigator within the Bastrop County Jail, personnel must have law enforcement credentials. As well, to perform criminal or administrative investigations, Bastrop County Jail and Bastrop County Sheriff Office, Criminal Investigations Division, staff must have met additional training requirements for conducting sexual abuse and sexual harassment investigations within a confinement setting. In interviewing the Bastrop County Jail Investigator, said staff confirmed participation in numerous sexual abuse investigation courses. At the time of the onsite inspection, however, while all investigative staff had received significant training specific to sexual abuse investigations, some Bastrop County Sheriff Office, Criminal Investigations Division, investigative staff had not yet received specialized training related to investigating sexual abuse in a confinement setting. Subsequently, all investigative staff have since completed the National Institute of Corrections Investigating Sexual Abuse in a Confinement Setting. As such, no further action is needed. As a function of that assignment, Bastrop County Sheriff Office, Criminal Investigations Division, staff do have the authority to investigate criminal cases within the Bastrop County Jail, to include collecting evidence, as well as interviewing victims, suspected perpetrators, and witnesses. Bastrop County Jail Investigators have been trained on the standard of evidence, as well as due process and procedural requirements required to support a finding of guilt in administrative investigations. Bastrop County Sheriff Office, Criminal Investigations Division officers have been trained on the standard of evidence, as well as due process and procedural requirements required to support a finding of guilt in criminal cases. As confirmed through interviews with Bastrop County Jail Investigative staff and investigative staff of the Bastrop County Sheriff Office, Criminal Investigations Division, work collaboratively to facilitate communication between the two facets. Lastly, it is noted that all sexual abuse and sexual harassment investigations are referred to the Bastrop County Sheriff Office, Criminal Investigations Division, to determine if the allegations necessitate a criminal investigation and/or subsequent criminal prosecution. As such, the Bastrop County Jail has clearly met the requirements of this standard.

## Standard 115.72: Evidentiary standard for administrative investigations

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

### 115.72 (a)

- Is it true that the agency does not impose a standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated? ☒ Yes ☐ No

### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

### Instructions for Overall Compliance Determination Narrative

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

### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Jail NIC, PREA Lesson Plan
- Bastrop County Sheriff's Office Certificates of Completion: NIC, PREA – Your Role in Responding to Sexual Abuse, Employees: 6-16-24, 9-12-24, 9-20-24a, 9-20-24b, 9-22-24, 9-23-24a, 9-23-24b, 9-28-24, 9-30-24, 10-1-24, 10-2-24, 10-7-24, 10-9-24, 10-11-24, 10-15-24, 10-21-24, 10-23-24, 10-28-24a, 10-28-24b, 10-29-24a, 10-29-24b, 10-31-24, 11-9-24, 11-10-24a, 11-10-24b, 11-13-24, 11-19-24, 12-20-24, 1-27-25, 2-5-25, 2-10-25, 2-14-25, 2-27-25, 3-14-25, 3-17-25, 3-20-25
- Bastrop County Sheriff's Office Certificate of Completion: NIC, PREA Specialized Training, Investigations: 9-17-24, 3-17-25a, 3-17-25b, 3-17-25c, 3-17-25d, 3-17-25e, 3-17-25f, 3-17-25g, 3-17-25h, 3-17-25i, 3-17-25j, 3-17-25k, 3-17-25l, 3-17-25m, 3-17-25n, 3-17-25o, 3-17-25p, 3-17-25q, 3-17-25u, 3-17-25r, 3-17-25s, 3-17-25t, 3-18-25a, 3-18-25b, 3-18-25c, 3-18-25d, 3-18-25e, 3-18-25f, 3-18-25g, 3-18-25h, 3-19-25, 3-20-25a, 3-20-25b

### Interviews:

- Facility Administrator
- Agency PREA Coordinator

- Investigative Staff
- Random Inmates

#### Site Review Observations:

- Review of employee, investigator, contractor, and volunteer training records.
- Review of sexual abuse and sexual harassment investigations and/or processes.
- Review of retaliation monitoring documentation and/or processes.
- Reviewed five (5) sexual abuse and sexual harassment investigative case files.

#### Standard Subsections:

- (A) Bastrop County Jail Zero Tolerance Policy clearly establishes that the “BCSO shall impose no standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated.” In speaking with the Bastrop County Jail Investigator, the allegations are determined substantiated, unsubstantiated, or unfounded based on the preponderance of the evidence. For substantiated claims, this simply means that the weight of the evidence must indicate that the allegations are more likely to be true than not true. Documentation review confirms facility compliance with agency policy.

#### Reasoning & Findings Statement:

This standard works to ensure an objective evidentiary standard for administrative investigations. Bastrop County Jail policy does require that investigative staff impose no standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated. In speaking with the Bastrop County Jail Institution Investigator, it was noted that standard is simply more than half. Documentation review confirms facility compliance with agency policy. Considering agency policies, facility protocols, as well as staff knowledge on the investigative process, the Bastrop County Jail has met the requirements of this standard.

### Standard 115.73: Reporting to inmates

#### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

##### 115.73 (a)

- Following an investigation into an inmate’s allegation that he or she suffered sexual abuse in an agency facility, does the agency inform the inmate as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded? ☒ Yes ☐ No

##### 115.73 (b)

- If the agency did not conduct the investigation into an inmate’s allegation of sexual abuse in an agency facility, does the agency request the relevant information from the investigative agency in order to inform the inmate? (N/A if the agency/facility is responsible for conducting administrative and criminal investigations.) ☐ Yes ☐ No ☒ NA

#### 115.73 (c)

- Following an inmate's allegation that a staff member has committed sexual abuse against the inmate, unless the agency has determined that the allegation is unfounded, or unless the inmate has been released from custody, does the agency subsequently inform the inmate whenever: The staff member is no longer posted within the inmate's unit? ☒ Yes ☐ No
- Following an inmate's allegation that a staff member has committed sexual abuse against the inmate, unless the agency has determined that the allegation is unfounded, or unless the inmate has been released from custody, does the agency subsequently inform the inmate whenever: The staff member is no longer employed at the facility? ☒ Yes ☐ No
- Following an inmate's allegation that a staff member has committed sexual abuse against the inmate, unless the agency has determined that the allegation is unfounded, or unless the inmate has been released from custody, does the agency subsequently inform the inmate whenever: The agency learns that the staff member has been indicted on a charge related to sexual abuse in the facility? ☒ Yes ☐ No
- Following an inmate's allegation that a staff member has committed sexual abuse against the inmate, unless the agency has determined that the allegation is unfounded, or unless the inmate has been released from custody, does the agency subsequently inform the inmate whenever: The agency learns that the staff member has been convicted on a charge related to sexual abuse within the facility? ☒ Yes ☐ No

#### 115.73 (d)

- Following an inmate's allegation that he or she has been sexually abused by another inmate, does the agency subsequently inform the alleged victim whenever: The agency learns that the alleged abuser has been indicted on a charge related to sexual abuse within the facility? ☒ Yes ☐ No
- Following an inmate's allegation that he or she has been sexually abused by another inmate, does the agency subsequently inform the alleged victim whenever: The agency learns that the alleged abuser has been convicted on a charge related to sexual abuse within the facility? ☒ Yes ☐ No

#### 115.73 (e)

- Does the agency document all such notifications or attempted notifications? ☒ Yes ☐ No

#### 115.73 (f)

- Auditor is not required to audit this provision.

## Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

## Instructions for Overall Compliance Determination Narrative

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

### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Jail NIC, PREA Lesson Plan
- Bastrop County Sheriff's Office Certificates of Completion: NIC, PREA – Your Role in Responding to Sexual Abuse, Employees: 6-16-24, 9-12-24, 9-20-24a, 9-20-24b, 9-22-24, 9-23-24a, 9-23-24b, 9-28-24, 9-30-24, 10-1-24, 10-2-24, 10-7-24, 10-9-24, 10-11-24, 10-15-24, 10-21-24, 10-23-24, 10-28-24a, 10-28-24b, 10-29-24a, 10-29-24b, 10-31-24, 11-9-24, 11-10-24a, 11-10-24b, 11-13-24, 11-19-24, 12-20-24, 1-27-25, 2-5-25, 2-10-25, 2-14-25, 2-27-25, 3-14-25, 3-17-25, 3-20-25
- Bastrop County Sheriff's Office Certificate of Completion: NIC, PREA Specialized Training, Investigations: 9-17-24, 3-17-25a, 3-17-25b, 3-17-25c, 3-17-25d, 3-17-25e, 3-17-25f, 3-17-25g, 3-17-25h, 3-17-25i, 3-17-25j, 3-17-25k, 3-17-25l, 3-17-25m, 3-17-25n, 3-17-25o, 3-17-25p, 3-17-25q, 3-17-25u, 3-17-25r, 3-17-25s, 3-17-25t, 3-18-25a, 3-18-25b, 3-18-25c, 3-18-25d, 3-18-25e, 3-18-25f, 3-18-25g, 3-18-25h, 3-19-25, 3-20-25a, 3-20-25b

### Interviews:

- Facility Administrator
- Agency PREA Coordinator
- Designated Staff Member Charged with Monitoring Retaliation
- Investigative Staff
- Random Inmates

### Site Review Observations:

- Review of employee, investigator, contractor, and volunteer training records.
- Review of sexual abuse and sexual harassment investigations and/or processes.
- Review of sexual abuse and sexual harassment notifications and/or notification processes.
- Review of retaliation monitoring documentation and/or processes.

- Reviewed five (5) sexual abuse and sexual harassment investigative case files.

#### Standard Subsections:

- (A) Bastrop County Jail Zero Tolerance Policy requires that “following an investigation into an inmate’s allegation that he or she suffered sexual abuse while in the facility, the Office shall inform the inmate as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded.” In speaking with the Bastrop County Jail Investigator, adherence to agency policy was confirmed. Additionally, documentation review of the five (5) investigations received during the audit time frame confirms that inmates are provided notice of the disposition.
- (B) Bastrop County Jail Zero Tolerance Policy further requires that “if the Office did not conduct the investigation, it shall request the relevant information from the investigative agency in order to inform the inmate.” In speaking with the Bastrop County Jail Investigative staff and investigative staff of the Bastrop County Sheriff Office, Criminal Investigations Division, it was noted that outside agencies do not generally conduct such investigations. However, in the event such were to occur, their adherence to agency policy was confirmed. Additionally, documentation review of the five (5) investigations received during the audit time frame confirms that inmates are provided notice of the disposition.

- (C) Bastrop County Jail Zero Tolerance Policy requires that “following an inmate’s allegation that a staff member has committed sexual abuse against the inmate, the Office shall subsequently inform the inmate (unless it was determined that the allegation was unfounded) whenever:
- a. The staff member is no longer posted within the inmate’s unit;
  - b. The staff member is no longer employed by the Office;
  - c. The Office learns that the staff member has been indicted on a charge related to sexual abuse within the facility; or
  - d. The Office learns that the staff member has been convicted on a charge related to sexual abuse within the facility.

In speaking with the Bastrop County Jail Investigative staff, adherence to agency policy was confirmed. However, during the audit time, no such dispositions were reached.

- (D) Bastrop County Jail Zero Tolerance Policy requires that “following an inmate’s allegation that he or she has been sexually abused by another inmate, the Office shall subsequently inform the alleged victim whenever:
- e. The Office learns that the alleged abuser has been indicted on a charge related to sexual abuse within the facility; or
  - f. The agency learns that the alleged abuser has been convicted on a charge related to sexual abuse within the facility.

In speaking with the Bastrop County Jail Investigative staff, adherence to agency policy was confirmed. A review of investigative documentation confirms facility adherence to this requirement.

- (E) Bastrop County Jail Zero Tolerance Policy requires that “all such notifications or attempted notifications shall be documented. The Notification of Investigation status shall be signed by the inmate and retained by the PREA Coordinator.” In speaking with the Bastrop County Jail

Agency PREA Coordinator, adherence to agency policy was confirmed. Additionally, documentation review confirms inmates are provided documented notice of the disposition, of which they sign to acknowledge the notification process.

(F) Auditor is not required to audit this provision.

#### Reasoning & Findings Statement:

This standard works to ensure inmates are provided notification of final disposition to any allegations of sexual abuse and sexual harassment that have been reported to agency staff. Bastrop County Jail policy requires these notifications to be documented. Bastrop County Jail and Bastrop County Sheriff Office, Criminal Investigations Division, investigative staff confirm their providing written notifications to inmates when their allegations are determined substantiated, unsubstantiated, or unfounded. Additionally, Bastrop County Jail investigative staff confirm having informed inmates who had filed substantiated sexual abuse and sexual harassment allegations against agency staff or other inmates upon a change in the housing status for the abusive inmate, a change in job status for the abusive employee, as well as the indictment or conviction of either person related to sexual abuse within the institution. Within the audit time frame, Bastrop County Jail documentation reflects inmates are notified in writing of the final disposition to sexual abuse and sexual harassment claims as required by policy. As such, the Bastrop County Jail is operating in accordance with all provisions of this standard.

## DISCIPLINE

### Standard 115.76: Disciplinary sanctions for staff

#### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

#### 115.76 (a)

- Are staff subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies? ☒ Yes ☐ No

#### 115.76 (b)

- Is termination the presumptive disciplinary sanction for staff who have engaged in sexual abuse? ☒ Yes ☐ No

#### 115.76 (c)

- Are disciplinary sanctions for violations of agency policies relating to sexual abuse or sexual harassment (other than actually engaging in sexual abuse) 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? ☒ Yes ☐ No

## 115.76 (d)

- Are 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, reported to: Law enforcement agencies (unless the activity was clearly not criminal)? ☒ Yes ☐ No
- Are 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, reported to: Relevant licensing bodies? ☒ Yes ☐ No

### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

### Instructions for Overall Compliance Determination Narrative

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

#### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Jail NIC, PREA Lesson Plan
- Bastrop County Sheriff's Office Certificates of Completion: NIC, PREA – Your Role in Responding to Sexual Abuse, Employees: 6-16-24, 9-12-24, 9-20-24a, 9-20-24b, 9-22-24, 9-23-24a, 9-23-24b, 9-28-24, 9-30-24, 10-1-24, 10-2-24, 10-7-24, 10-9-24, 10-11-24, 10-15-24, 10-21-24, 10-23-24, 10-28-24a, 10-28-24b, 10-29-24a, 10-29-24b, 10-31-24, 11-9-24, 11-10-24a, 11-10-24b, 11-13-24, 11-19-24, 12-20-24, 1-27-25, 2-5-25, 2-10-25, 2-14-25, 2-27-25, 3-14-25, 3-17-25, 3-20-25
- Bastrop County Sheriff's Office Certificate of Completion: NIC, PREA Specialized Training, Investigations: 9-17-24, 3-17-25a, 3-17-25b, 3-17-25c, 3-17-25d, 3-17-25e, 3-17-25f, 3-17-25g, 3-17-25h, 3-17-25i, 3-17-25j, 3-17-25k, 3-17-25l, 3-17-25m, 3-17-25n, 3-17-25o, 3-17-25p, 3-17-25q, 3-17-25u, 3-17-25r, 3-17-25s, 3-17-25t, 3-18-25a, 3-18-25b, 3-18-25c, 3-18-25d, 3-18-25e, 3-18-25f, 3-18-25g, 3-18-25h, 3-19-25, 3-20-25a, 3-20-25b

#### Interviews:

- Facility Administrator
- Agency PREA Coordinator
- Investigative Staff



- Random Staff
- Random Inmates

#### Site Review Observations:

- Review of staff disciplinary protocols for sexual abuse and sexual harassment determinations.
- Reviewed five (5) sexual abuse and sexual harassment investigative case files.

#### Standard Subsections:

(A) Bastrop County Jail Zero Tolerance Policy clearly advises staff that “staff shall be subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies.” In speaking with Human Resource staff, termination for violating agency sexual abuse and sexual harassment policies is the presumptive disciplinary sanction. Interviews with the Bastrop County Jail Facility administrator, the Bastrop County Jail Agency PREA Coordinator, and the Bastrop County Jail Investigator confirm their awareness of agency policy and willingness to pursue disciplinary action against any Bastrop County Jail employee who engages in sexual abuse and sexual harassment of inmates assigned to the Bastrop County Jail. Interviews with twelve (12) random staff reflect employee awareness of Bastrop County Jail’s zero-tolerance policies for engaging in sexual abuse and sexual harassment of inmates.

(B) The Bastrop County Jail Zero Tolerance Policy advises all personnel that any perpetrator of a sexual abuse or sexual harassment will be dealt with through discipline or prosecution to the fullest extent permitted by law. Specifically, policy notes that “termination shall be the presumptive disciplinary sanction for staff who have engaged in sexual abuse.” As confirmed by Human Resource staff, termination is the presumptive disciplinary sanction for staff who engage in sexual abuse of an inmate. Within the audit time frame, there have not been any (0) employees who have been terminated, or resigned prior to termination, due to having engaged in appropriate sexual relationships with inmates. As such, there wasn’t any (0) documentation to review.

(C) The Bastrop County Jail Zero Tolerance Policy stipulates that “disciplinary sanctions for violations of facility policies relating to sexual abuse or sexual harassment (other than actually engaging in sexual abuse) shall be 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.” Interviews with the Bastrop County Jail Facility administrator, the Bastrop County Jail Agency PREA Coordinator, the Bastrop County Sheriff Office, Criminal Investigations Division, investigative staff, as well as Human Resource staff confirm their adherence to agency policy specific to employee disciplinary and termination processes for any employee found to be engaging in acts of sexual abuse or sexual harassment. Within the audit time frame, there have not been any (0) employees who have been disciplined, short of termination, for violation of agency sexual abuse or sexual harassment policies (other than actually engaging in sexual abuse). As such, there wasn’t any (0) documentation to review.

(D) Agency Bastrop County Jail Zero Tolerance Policy requires that notes that “all terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, shall be reported to law enforcement agencies, unless the activity was clearly not criminal, and to any relevant licensing bodies.” Interviews with the Bastrop County Jail Facility administrator, the Bastrop County Jail Agency PREA Coordinator, the Bastrop County Sheriff Office, Criminal Investigations Division, investigative staff, as well as Human Resource staff confirm their adherence to agency policy specific to employee disciplinary and termination processes for any employee found to be engaging in acts of sexual abuse or sexual harassment. Within the audit time frame, there have not been any (0) employees who have been terminated, or resigned prior to termination, due to having engaged in appropriate sexual relationships with inmates. As such, there wasn’t any (0) documentation to review.

#### Reasoning & Findings Statement:

This standard works to ensure staff who engage in sexual abuse and sexual harassment of inmates are subject to disciplinary sanctions up to and including termination for violating agency sexual abuse and sexual harassment policies. The Bastrop County Jail has made the consequences of engaging in sexual abuse and sexual harassment of inmates exceptionally clear. During interviews with random staff and other employees, all such persons were aware of the agency’s zero-tolerance policy against sexual abuse and sexual harassment. Within the audit time frame, there have not been any (0) employees who have been terminated, or resigned prior to termination, due to having engaged in appropriate sexual relationships with inmates. As such, there wasn’t any (0) documentation to review. Nonetheless, considering agency policies, facility protocols, and interviews with agency staff, the Bastrop County Jail is operating in accordance with all provisions of this standard.

### Standard 115.77: Corrective action for contractors and volunteers

#### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

##### 115.77 (a)

- Is any contractor or volunteer who engages in sexual abuse prohibited from contact with inmates? ☒ Yes ☐ No
- Is any contractor or volunteer who engages in sexual abuse reported to: Law enforcement agencies (unless the activity was clearly not criminal)? ☒ Yes ☐ No
- Is any contractor or volunteer who engages in sexual abuse reported to: Relevant licensing bodies? ☒ Yes ☐ No

## 115.77 (b)

- In the case of any other violation of agency sexual abuse or sexual harassment policies by a contractor or volunteer, does the facility take appropriate remedial measures, and consider whether to prohibit further contact with inmates? ☒ Yes ☐ No

### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

### Instructions for Overall Compliance Determination Narrative

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

#### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Sheriff's Office Certificates of Completion, NIC, PREA – Your Role in Responding to Sexual Abuse, Contractors and Volunteers:  
1-26-23a, 1-26-23b, 1-26-23c, 1-28-23a, 1-28-23b, 1-31-23a, 1-31-23b, 1-31-23c,  
2-26-23, 3-15-23a, 3-15-23b, 7-25-23, 8-11-23a, 8-11-23b, 8-12-23, 8-14-23, 8-15-23,  
8-17-23a, 8-17-23b, 8-21-23a, 8-21-23b, 8-23-23, 8-26-23a, 8-26-23b, 8-27-23a,  
8-27-23b, 8-27-23c, 8-27-23d, 8-27-23e, 8-27-23f, 8-28-23, 5-27-24

#### Interviews:

- Agency Contract Administrator
- Facility Administrator
- Investigative Staff
- Administrative (Human Resources) Staff
- Contractors Who May Have Contact with Inmates
- Volunteers Who May Have Contact with Inmates

#### Site Review Observations:

- Review contractor/volunteer training files.
- Review of contractor/volunteer training video.
- Reviewed five (5) sexual abuse and sexual harassment investigative case files.

## Standard Subsections:

- (A) The Bastrop County Jail Zero Tolerance Policy requires that “any contractor or volunteer who engages in sexual abuse shall be prohibited from contact with inmates and shall be reported to law enforcement agencies, unless the activity was clearly not criminal, and to relevant licensing bodies.” Interviews with contractors and volunteers indicate their awareness of the agency’s zero-tolerance policy toward sexual abuse and sexual harassment of inmates. A review of contractor/volunteer files, as well as sexual abuse and sexual harassment training materials indicates that all such persons receive training specific to agency policy regarding zero-tolerance for sexual abuse and sexual harassment of inmates. During the audit time frame, there have not been any (0) contractors or volunteers found responsible for violating agency policy specific to sexual abuse or sexual harassment of an inmate. As such, there wasn’t any (0) documentation to review.
- (B) The Bastrop County Jail Zero Tolerance Policy states that the “BCSO shall take appropriate remedial measures and shall consider 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.” Interviews with contractors and volunteers indicate their awareness of the agency’s zero-tolerance policy toward sexual abuse and sexual harassment of inmates. A review of contractor/volunteer files, as well as sexual abuse and sexual harassment training materials indicates that all such persons receive training specific to agency policies regarding zero-tolerance for the sexual abuse and sexual harassment of inmates. Agency training documentation, as well as Bastrop County Jail protocols, reflect that the Bastrop County Jail takes appropriate action in prohibiting contractors/volunteers from further contact with inmates if found in violation of the agency’s zero-tolerance against sexual abuse and sexual harassment policy. During the audit time frame, there have not been any (0) contractors or volunteers found responsible for violating agency policy specific to sexual abuse or sexual harassment of an inmate. As such, there wasn’t any (0) documentation to review.

## Reasoning & Findings Statement:

This standard works to ensure contractors and volunteers who engage in sexual abuse and sexual harassment of inmates are reported to law enforcement agencies, unless the activity was clearly not criminal, and to relevant licensing bodies. The Bastrop County Jail has made the consequences of engaging in sexual abuse and sexual harassment of inmates exceptionally clear. During interviews with contractors and volunteers, all such persons were aware of the agency’s zero-tolerance policy against sexual abuse and sexual harassment. During the audit time frame, there have not been any (0) contractors or volunteers found responsible for violating agency policy specific to sexual abuse or sexual harassment of an inmate. As such, there wasn’t any (0) documentation to review. Nonetheless, considering agency policies, facility protocols, and interviews with contractors, volunteers, and investigative staff, the Bastrop County Jail is operating in accordance with all provisions of this standard.

## Standard 115.78: Disciplinary sanctions for inmates

### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

#### 115.78 (a)

- Following an administrative finding that an inmate engaged in inmate-on-inmate sexual abuse, or following a criminal finding of guilt for inmate-on-inmate sexual abuse, are inmates subject to disciplinary sanctions pursuant to a formal disciplinary process? ☒ Yes ☐ No

#### 115.78 (b)

- Are sanctions 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? ☒ Yes ☐ No

#### 115.78 (c)

- When determining what types of sanction, if any, should be imposed, does the disciplinary process consider whether an inmate's mental disabilities or mental illness contributed to his or her behavior? ☒ Yes ☐ No

#### 115.78 (d)

- If the facility offers therapy, counseling, or other interventions designed to address and correct underlying reasons or motivations for the abuse, does the facility consider whether to require the offending inmate to participate in such interventions as a condition of access to programming and other benefits? ☒ Yes ☐ No

#### 115.78 (e)

- Does the agency discipline an inmate for sexual contact with staff only upon a finding that the staff member did not consent to such contact? ☒ Yes ☐ No

#### 115.78 (f)

- For the purpose of disciplinary action does a report of sexual abuse made in good faith based upon a reasonable belief that the alleged conduct occurred NOT constitute falsely reporting an incident or lying, even if an investigation does not establish evidence sufficient to substantiate the allegation? ☒ Yes ☐ No

#### 115.78 (g)

- If the agency prohibits all sexual activity between inmates, does the agency always refrain from considering non-coercive sexual activity between inmates to be sexual abuse? (N/A if the agency does not prohibit all sexual activity between inmates.) ☒ Yes ☐ No ☐ NA

## Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

## Instructions for Overall Compliance Determination Narrative

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

### Documents:

- Bastrop County Jail Zero Tolerance Policy
  - Bastrop County Jail Disciplinary Procedures
  - Bastrop County Jail Inmate Handbook, English, 2022
  - Bastrop County Jail Inmate Handbook, Spanish, 2022
  - Bastrop County Jail, End the Silence, Zero Tolerance for Sexual Abuse and Sexual Harassment: Prison Rape Elimination Act, Inmate Training Pamphlet, English
  - Bastrop County Jail, End the Silence, Zero Tolerance for Sexual Abuse and Sexual Harassment: Prison Rape Elimination Act, Inmate Training Pamphlet, Spanish
  - Bastrop County Jail PREA Acknowledgment: 3-28-24, 6-10-24, 8-18-24, 9-29-24, 10-24-24, 11-8-24, 11-9-24a, 11-9-24b, 12-11-24, 12-25-24, 1-28-25a, 1-28-25b, 2-24-24a, 2-24-25b, 3-2-25, 3-11-25, 3-13-25a, 3-13-25b, 3-20-25, 3-26-25, 3-28-25
  - Bastrop County Jail PREA Initial Information: 3-28-24, 6-10-24, 8-18-24, 9-29-24, 10-24-24, 11-8-24, 11-9-24a, 11-9-24b, 12-11-24, 12-25-24, 1-28-25a, 1-28-25b, 2-24-24a, 2-24-25b, 3-2-25, 3-11-25, 3-13-25a, 3-13-25b, 3-20-25, 3-26-25, 3-28-25
  - Bastrop County Jail Comprehensive PREA Handout: 6-12-24, 8-18-24, 9-29-24, 10-24-24, 11-8-24, 11-9-24, 12-11-24, 12-25-24, 1-28-25a, 1-28-25b, 2-24-24a, 2-24-25b, 3-2-25, 3-11-25, 3-13-25a, 3-13-25b, 3-20-25, 3-26-25, 3-28-25
  - Bastrop County Jail Acknowledgment of PREA Video, with English and Spanish Subtitles: 6-12-24, 8-18-24, 9-29-24, 10-24-24, 11-8-24, 11-9-24, 12-11-24, 12-25-24, 1-28-25a, 1-28-25b, 2-24-24a, 2-24-25b, 3-2-25, 3-11-25, 3-13-25a, 3-13-25b, 3-20-25, 3-26-25, 3-28-25
- Bastrop County Jail Disciplinary Offense

### Interviews:

- Facility Administrator
- Agency PREA Coordinator
- Investigative Staff

- Medical Staff
- Mental Health Staff
- Random Staff
- Random Inmates

#### Site Review Observations:

- Observed JDI video requirement at Intake, as well as before inmates can set up an account on their tablets. Video is available in both English and Spanish.
- Reviewed inmate PREA training files.
- Reviewed five (5) sexual abuse and sexual harassment investigative case files.

#### Standard Subsections:

- (A) The Bastrop County Jail Zero Tolerance Policy stipulates that “inmates shall be 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.” This policy provides standards associated with all disciplinary hearings, to includes hearings related to inmate-on-inmate sexual abuse and sexual harassment. Interviews with twelve (12) random staff confirmed staff awareness of these sanctions. During the audit time frame, the Bastrop County Jail has had one (1) administrative finding and no (0) criminal findings of inmate-on-inmate sexual abuse.
- (B) Bastrop County Jail Zero Tolerance Policy ensures that disciplinary “sanctions shall be 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.” Interviews with the Bastrop County Jail Facility administrator and the Bastrop County Jail Agency PREA Coordinator confirm that the Bastrop County Jail utilizes a progressive disciplinary structure in the processing of all violations of agency policy.
- (C) When determining an inmate’s disciplinary sanctions, Bastrop County Jail Zero Tolerance Policy does consider how an inmate’s mental disabilities or mental illness contributed to his behavior. Specifically, agency policy notes that “the disciplinary process shall consider 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.” Bastrop County Jail disciplinary protocols reflects that the mental disabilities of inmates are, in fact, given consideration during the disciplinary process. As well, review of disciplinary hearing process does reflect the mental state of inmates is given consideration during the sentencing phase of disciplinary proceedings. Interviews with the Bastrop County Jail Facility administrator and the Bastrop County Jail Agency PREA Coordinator confirm that the Bastrop County Jail utilizes a progressive disciplinary structure in the processing of all violations of agency policy.
- (D) Bastrop County Jail Zero Tolerance Policy states that “if BCSO offers therapy, counseling, or other interventions designed to address and correct underlying reasons or motivations for the abuse, BCSO shall consider whether to require the offending inmate to participate in such interventions as a condition of access to programming or other benefits.” Interviews with Bastrop

County Jail medical and mental health staff indicate that programming and/or interventions services are available to inmates found to have engaged in sexual abuse.

- (E) Bastrop County Jail Zero Tolerance Policy allows that the “BCSO may discipline an inmate for sexual contact with staff only upon a finding that the staff member did not consent to such contact.” Interviews with the Bastrop County Jail Agency PREA Coordinator confirm that the Bastrop County Jail does not impose disciplinary sanctions against inmates who are victims of sexual abuse or sexual harassment. Documentation review supports the agency’s adherence to this provision.
- (F) Per Bastrop County Jail Zero Tolerance Policy, “for the purpose of disciplinary action, a report of sexual abuse made in good faith based upon a reasonable belief that the alleged conduct occurred shall not constitute falsely reporting an incident or lying, even if an investigation does not establish evidence sufficient to substantiate the allegation.” Rather, as noted by the Bastrop County Jail Agency PREA Coordinator during interview, a report made in good faith, based on a reasonable belief that the alleged conduct did occur, doesn’t rise to the level of false reporting even if the investigation does not establish sufficient evidence to substantiate the allegations. A review of related documentation confirms that the facility did not issue disciplinary sanctions against alleged victims of sexual abuse or sexual harassments for having filed formal complaints regarding such.
- (G) In accordance to the Bastrop County Jail Zero Tolerance Policy, the agency clearly distinguishes between consensual sex, which is still a violation of Bastrop County Jail policy, and inmate-on-inmate non-consensual sexual conduct/contact, which can be defined as when one or more inmates engage in sexual conduct, including sexual contact, with another inmate against his or her will or by use of force, threats, intimidation, or other coercive actions. Specifically, the Bastrop County Jail Zero Tolerance Policy notes that the “BCSO may, in its discretion, prohibit all sexual activity between inmates and may discipline inmates for such activity. BCSO may not, however, deem such activity to constitute sexual abuse if it determines that the activity is not coerced.”

#### Reasoning & Findings Statement:

This standard works to ensure that inmates are afforded progressive disciplinary sanctions pursuant to administrative or criminal findings of guilt for inmate-on-inmate sexual abuse. The Bastrop County Jail Zero Tolerance Policy does require a progressive disciplinary system, which allows for the consideration of aggravating and mitigating factors. Specifically, a review of the agency’s disciplinary policies, as well as Bastrop County Jail disciplinary documentation, reflects that the mental health and of an inmate is given serious consideration in disciplinary sentencing and the availability of subsequent mental health services. Within the audit time frame, the Bastrop County Jail has processed one (1) administrative and no (0) criminal findings of guilt regarding inmate-on-inmate sexual abuse that occurred at the Bastrop County Jail. In considering agency policies, facility procedures, staff interviews, and inmate comments, Bastrop County Jail is compliant with disciplinary requirements under this standard.



## MEDICAL AND MENTAL CARE

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

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

#### 115.81 (a)

- If the screening pursuant to § 115.41 indicates that a prison inmate has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, do 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? (N/A if the facility is not a prison.)  
☐ Yes ☐ No ☒ NA

#### 115.81 (b)

- If the screening pursuant to § 115.41 indicates that a prison inmate has previously perpetrated sexual abuse, whether it occurred in an institutional setting or in the community, do staff ensure that the inmate is offered a follow-up meeting with a mental health practitioner within 14 days of the intake screening? (N/A if the facility is not a prison.) ☐ Yes ☐ No ☒ NA

#### 115.81 (c)

- If the screening pursuant to § 115.41 indicates that a jail inmate has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, do 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? ☒ Yes ☐ No

#### 115.81 (d)

- Is any information related to sexual victimization or abusiveness that occurred in an institutional setting strictly limited to medical and mental health practitioners and other staff as necessary to inform treatment plans and security management decisions, including housing, bed, work, education, and program assignments, or as otherwise required by Federal, State, or local law?  
☒ Yes ☐ No

#### 115.81 (e)

- Do 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, unless the inmate is under the age of 18? ☒ Yes ☐ No

## Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

## Instructions for Overall Compliance Determination Narrative

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

### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Sheriff's Office Certificate of Completion: NIC, PREA 201 for Medical and Mental Health Practitioners: 9-13-24a, 9-13-24b, 9-13-24c, 9-13-24d, 9-13-24e, 9-13-24f, 9-13-24g, 9-13-24h, 9-13-24i, 9-18-24, 19-19-24
- Bastrop County Jail PREA Screening Questions for Housing
- Bastrop County Jail Sexual Predator/Vulnerability PREA Screening Checklist, Initial Screening: 8-1-24a, 8-1-24b, 8-1-24c, 8-2-24a, 8-2-24b, 8-3-24a, 8-3-24b, 8-3-24c, 8-3-24d, 8-3-24e, 8-3-24f, 8-3-24g, 8-4-24a, 8-4-24b, 8-4-24c, 8-4-24d, 8-5-24a, 8-5-24b, 8-6-24a, 8-6-24b, 8-6-24c, 8-6-24d, 9-6-24a, 9-6-24b, 9-6-24c, 9-6-24d, 9-6-24e, 9-6-24f, 9-6-24g, 9-6-24h, 9-8-24, 11-5-24a, 11-5-24b, 11-5-24c, 11-5-24d, 11-5-24e, 11-5-24f, 11-6-24a, 11-6-24b, 11-6-24c, 11-8-24a, 11-8-24b, 11-9-24a, 11-9-24b, 11-9-24c, 11-9-24d, 11-9-24e, 11-9-24f, 11-9-24g, 11-9-24h, 11-9-24i, 11-9-24j, 11-9-24k, 11-10-24, 11-11-24, 11-12-24a, 11-12-24b, 11-13-24, 11-14-24a, 11-14-24b, 11-14-24c, 11-14-24d, 11-14-24e, 11-14-24f, 11-14-24g, 11-14-24h, 11-14-24i, 12-1-24a, 12-1-24b, 12-1-24c, 12-4-24a, 12-4-24b, 12-4-24c, 12-4-24d, 12-4-24e, 12-6-24a, 12-6-24b, 12-7-24a, 12-7-24b, 12-7-24c, 12-7-24d, 12-7-24e, 12-7-24f
- Bastrop County Jail: Mental Health Referrals

### Interviews:

- Agency PREA Coordinator
- Intake Staff
- Investigative Staff
- Medical Staff
- Mental Health Staff
- Staff Who Perform Screening for Risk of Victimization and Abusiveness
- Inmates Who Reported Sexual Victimization During Risk Screening

#### Site Review Observations:

- Observed Medical/Mental Health Departments and Risk Screening Areas.
- Review of Medical/Mental Health PREA Screening Forms.
- Observed demonstration of risk screening process.
- Reviewed five (5) sexual abuse and sexual harassment investigative case files.

#### Standard Subsections:

- (A) The Bastrop County Jail Zero Tolerance Policy requires that upon arrival all Bastrop County Jail inmates will be screened for sexual abuse risk factors. “If the screening pursuant to Screening for risk of victimization and abusiveness (§ 115.41 PREA National Standards) indicates that a prison inmate has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, staff shall ensure that the inmate is offered a follow-up meeting with a medical or mental health practitioner within 14 days of the intake screening.” In speaking with the Bastrop County Jail Agency PREA Coordinator, it was noted that intake staff do make such referrals as a function of the screening process. Per the Bastrop County Jail Agency PREA Coordinator, within the audit time frame, 100% of inmates received at the Bastrop County Jail who disclosed prior victimization during screening were offered a follow-up meeting with a medical or mental health practitioner. Conversations with medical and mental health staff confirmed the institutionalization of this practice. Interviews with inmates who reported previous sexual victimization at Intake all confirmed that they were seen by mental health services within the same week as Intake. Lastly, a review of Bastrop County Jail mental health referrals verifies that said recommendations are being made within agency policy. Documentation demonstrating the referral process was reviewed.
- (B) Bastrop County Jail Zero Tolerance Policy also requires that persons with a history of being sexually abusive must be referred for mental health services within 14 calendar days. Specifically, said policy notes that “If the screening pursuant to Screening for risk of victimization and abusiveness (§ 115.41 PREA National Standards) indicates that a prison inmate has previously perpetrated sexual abuse, whether it occurred in an institutional setting or in the community, staff shall ensure that the inmate is offered a follow-up meeting with a mental health practitioner within 14 days of the intake screening.” In speaking with Mental Health staff, it is noted that the nature of the referral is in accordance with the individualized needs of each inmate. As noted by the Bastrop County Jail Agency PREA Coordinator, within the audit time frame, 100% of inmates received at the Bastrop County Jail who had previously perpetrated sexual abuse, as indicated during the risk screening process, were offered a follow-up meeting with a mental health practitioner. Documentation demonstrating the referral process was reviewed.
- (C) This provision is not applicable as the audited agency is a county jail.
- (D) Per the Bastrop County Jail Zero Tolerance Policy and in accordance with the Prison Rape Elimination Act (PREA) Standards, 28 C.F.R. 115.81, “any information related to sexual victimization or abusiveness that occurred in an institutional setting shall be 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.” As noted by medical and mental health staff during the interview process, medical and mental health practitioners shall obtain informed consent from inmates before reporting information about prior sexual victimization that did not occur in an institutional setting.

- (E) Per the Bastrop County Jail Zero Tolerance Policy and in accordance with the Prison Rape Elimination Act (PREA) Standards, 28 C.F.R. §115.81, “medical and mental health practitioners shall obtain informed consent from inmates before reporting information about prior sexual victimization that did not occur in an institutional setting unless the inmate is under the age of 18.” As noted by medical and mental health staff during the interview process, medical and mental health practitioners shall obtain informed consent from inmates before reporting information about prior sexual victimization that did not occur in an institutional setting, unless the inmate is under the age of 18 years or considered a vulnerable adult. In speaking with medical and mental health staff, it was noted that staff do require informed consent prior to reporting incidents of prior sexual victimization that did not occur in an institutional setting for all persons except juveniles and individuals with developmental disabilities. As mental and mental health staff are mandatory reporters, any allegation of sexual abuse presented by a juvenile or individual with developmental disability must be reported to the appropriate state agency, which is the Texas Department of Family and Protective Services. During the audit time frame, Bastrop County Jail did not have any (0) inmates who required or requested that the Texas Department of Family and Protective Services to be notified of allegations of sexual abuse or sexual harassment that did not occur within an institutional setting. As such, there isn’t any (0) documentation available for review.

#### Reasoning & Findings Statement:

Within the audit time frame, 100% of inmates who had disclosed prior victimization during risk screening were offered a follow-up meeting with a medical or mental health practitioner. Within the audit time frame, 100% of inmates who had previously perpetrated sexual abuse as indicated during risk screening were offered a follow-up meeting with a medical or mental health practitioner. As noted by medical and mental health staff, the Bastrop County Jail is providing routine and regular medical screens and other health services in accordance to qualified medical assessments, as well as to policy. Documentation specific to the Sexual Predator/Vulnerability PREA Screening Checklist for medical and mental health staff, as well as the PREA Screening Questions for Housing, reflects the appropriate use of the screening tool to determine necessary housing and medical needs. Additionally, documentation demonstrating the referral process was reviewed. Lastly, per agency, all inmates except juveniles and individuals with developmental disabilities, are required to provide informed consent prior to facility staff reporting information about prior sexual victimization that did not occur in an institutional setting. As such, the facility has evidenced their compliance with all provisions as established within this standard.

## Standard 115.82: Access to emergency medical and mental health services

### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

#### 115.82 (a)

- Do 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?  
☒ Yes ☐ No

#### 115.82 (b)

- If no qualified medical or mental health practitioners are on duty at the time a report of recent sexual abuse is made, do security staff first responders take preliminary steps to protect the victim pursuant to § 115.62? ☒ Yes ☐ No
- Do security staff first responders immediately notify the appropriate medical and mental health practitioners? ☒ Yes ☐ No

#### 115.82 (c)

- Are inmate victims of sexual abuse 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? ☒ Yes ☐ No

#### 115.82 (d)

- Are treatment services 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?  
☒ Yes ☐ No

### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

### Instructions for Overall Compliance Determination Narrative

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

#### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Sheriff's Office Certificate of Completion: NIC, PREA 201 for Medical and Mental Health Practitioners: 9-13-24a, 9-13-24b, 9-13-24c, 9-13-24d, 9-13-24e, 9-13-24f, 9-13-24g, 9-13-24h, 9-13-24i, 9-18-24, 19-19-24

#### Interviews:

- Agency PREA Coordinator
- Facility Administrator
- Medical Staff
- Mental Health Staff
- SAFE and/or SANE Personnel of the Local Hospital/Rape Crisis Clinic
- Community-Based Victim Advocacy Staff
- Security Staff and/or Non-Security Staff Who Have Acted As First Responders
- Random Staff
- Random Inmates
- Inmates Who Reported Sexual Victimization During Risk Screening

#### Site Review Observations:

- Observed Medical Department
- Review of Medical/Mental Health Screening Form
- Reviewed five (5) sexual abuse and sexual harassment investigative case files.

#### Standard Subsections:

- (A) In accordance with the Bastrop County Jail Zero Tolerance Policy “any offenders in custody alleging sexual abuse or assault will be referred to a medical provider to evaluate injury, collect forensic evidence and provide treatment. The offender will be provided medical and mental health treatment services that are clinically indicated based upon the evaluation and at no cost to the offender. BCSO will offer ongoing medical and mental health evaluation and, as appropriate, treatment with the community level of care.” In interviewing medical and mental health staff, said staff confirmed their ability to treat inmates in accordance with their professional medical and mental health judgements. Documentation review supports facility adherence to agency policy.
- (B) The Bastrop County Jail maintain twenty-four (24) hour medical coverage, to include an on-call physician. During interviews with first responders, as well as random security staff, all personnel recognized with immediacy the need to notify medical staff of any sexual abuse allegations. Documentation review supports facility adherence to agency policy.
- (C) Bastrop County Jail Zero Tolerance Policy requires that “offenders will be given information regarding the need for further medical evaluation to determine:
- The extent of injuries,

- The testing for and treatment of sexually transmitted infections, and
- The prevention of pregnancy, if applicable.”

In speaking with medical staff, adherence to this policy was confirmed. In speaking with SANE/SAFE personnel of the Ascension Seton Smithville Hospital, it was further noted that all medical precautions, to include appropriate prophylactic information and treatment for sexually transmitted diseases, are given to victims of sexual abuse.

(D) Bastrop County Jail Zero Tolerance Policy notes that “the offender will be provided medical and mental health treatment services that are clinically indicated based upon the evaluation and at no cost to the offender.” In speaking with medical staff, adherence to this policy was confirmed. Bastrop County Jail Agency PREA Coordinator confirms that inmates are not charged a fee for forensic medical examinations from outside facilities.

#### Reasoning & Findings Statement:

This standard is designed to ensure inmates have access to emergency medical and mental health services. In this regard, Bastrop County Jail facility staff are meeting all the provisions within this standard. Agency policy allows that upon receipt of an inmate into the Medical Department, medical staff shall determine the inmate’s course of treatment; specifically, what is medically indicated based on evidence collection or physical trauma. If medically necessary, forensic services are provided by Ascension Seton Smithville Hospital. A review of documentation supports Bastrop County Jail compliance with all provisions within this standard. Hence, considering the totality of the information provided; namely, agency policy, facility protocols, as well as Bastrop County Jail staff and inmate interviews, the Bastrop County Jail has met the minimums provisions of this standard.

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

#### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

##### 115.83 (a)

- Does the facility offer 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? ☒ Yes ☐ No

##### 115.83 (b)

- Does 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? ☒ Yes ☐ No

##### 115.83 (c)

- Does the facility provide such victims with medical and mental health services consistent with the community level of care? ☒ Yes ☐ No

#### 115.83 (d)

- Are inmate victims of sexually abusive vaginal penetration while incarcerated offered pregnancy tests? (N/A if “all-male” facility. *Note: in “all-male” facilities, there may be inmates who identify as transgender men who may have female genitalia. Auditors should be sure to know whether such individuals may be in the population and whether this provision may apply in specific circumstances.*) ☒ Yes ☐ No ☐ NA

#### 115.83 (e)

- If pregnancy results from the conduct described in paragraph § 115.83(d), do such victims receive timely and comprehensive information about and timely access to all lawful pregnancy-related medical services? (N/A if “all-male” facility. *Note: in “all-male” facilities, there may be inmates who identify as transgender men who may have female genitalia. Auditors should be sure to know whether such individuals may be in the population and whether this provision may apply in specific circumstances.*) ☒ Yes ☐ No ☐ NA

#### 115.83 (f)

- Are inmate victims of sexual abuse while incarcerated offered tests for sexually transmitted infections as medically appropriate? ☒ Yes ☐ No

#### 115.83 (g)

- Are treatment services 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? ☒ Yes ☐ No

#### 115.83 (h)

- If the facility is a prison, does it attempt to conduct a mental health evaluation of all known inmate-on-inmate abusers within 60 days of learning of such abuse history and offer treatment when deemed appropriate by mental health practitioners? (NA if the facility is a jail.) ☐ Yes ☐ No ☒ NA

#### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

#### Instructions for Overall Compliance Determination Narrative

*The narrative below must include a comprehensive discussion of all the evidence relied upon in making the compliance or non-compliance determination, the auditor’s analysis and reasoning, and the auditor’s conclusions. This discussion must also include corrective action recommendations where the facility does*



*not meet the standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.*

Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Sheriff's Office Certificate of Completion: NIC, PREA 201 for Medical and Mental Health Practitioners: 9-13-24a, 9-13-24b, 9-13-24c, 9-13-24d, 9-13-24e, 9-13-24f, 9-13-24g, 9-13-24h, 9-13-24i, 9-18-24, 19-19-24
- National Protocol for Sexual Assault Medical Forensic Examinations, Adults and Adolescents, April 2013

Interviews:

- Agency PREA Coordinator
- Facility Administrator
- Medical Staff
- Mental Health Staff
- Random Inmates

Site Review Observations:

- Observed Medical Department
- Review of Medical and Mental Health PREA Screening Forms
- Reviewed five (5) sexual abuse and sexual harassment investigative case files.

Standard Subsections:

(A) Bastrop County Jail Zero Tolerance Policy requires that all allegations of sexual assault must be evaluated immediately by the facility health staff. In this, "Any offenders in custody alleging sexual abuse or assault will be referred to a medical provider to evaluate injury, collect forensic evidence and provide treatment. The offender will be provided medical and mental health treatment services that are clinically indicated based upon the evaluation and at no cost to the offender. BCSO will offer ongoing medical and mental health evaluation and, as appropriate, treatment with the community level of care." In speaking with medical and mental health staff, adherence to this policy was confirmed. In speaking with twelve (12) random staff, there were no instances where any staff indicated that the medical or mental health departments had ever, or would ever, refuse to provide medical or mental health treatment to any inmate who claimed to have been a victim of sexual abuse. In speaking with inmates who were receiving mental health treatment services for previous sexual abuse, all confirmed that upon making allegations of previous sexual abuse, they were automatically referred for mental health services.

(B) Bastrop County Jail Zero Tolerance Policy requires that upon inmates presenting allegations of sexual abuse, medical and mental health services will be immediately provided. Additionally, "when the medical provider has finished the evaluation, the offender will be housed in a safe place pending additional investigation and/or action. All medical and mental health services provided will be documented in the offender's medical record. All health information related to the evaluation and subsequent follow-up care will be confidential." In speaking with medical and

mental health staff, the need for immediate medical and mental health treatment upon declaration of sexual abuse, as well as the need to continue the availability of medical and mental health services, was confirmed.

(C) Bastrop County Jail Zero Tolerance Policy requires that all victims of sexual abuse shall 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. In each instance, as confirmed by medical and mental health staff, related services are provided in accordance with the judgement of qualified health care providers. Per Bastrop County Jail Zero Tolerance Policy, as medically necessary, “BCSO will transport the offender to a designated community facility for collection of forensic evidence and further medical evaluation... Offender will be evaluated according to the designated community facility’s sexual assault protocol (SANE/SAFE if available).” In speaking with hospital staff of the local hospital; namely, Ascension Seton Smithville Hospital, the continuous availability of SANE/SAFE staff was noted. Additionally, in speaking with the Bastrop County Jail Agency PREA Coordinator, it was noted that the Bastrop County Jail has trained sexual abuse advocates to help provide advocacy services to inmates suffering from sexual abuse. As well, through a MOU with the local rape crisis center; namely, Family Crisis Center, external advocacy counselors are also available to provide crisis intervention services as needed.

(D) Per the Bastrop County Jail Zero Tolerance Policy, “offender(s) will be given information regarding the need for further medical evaluation to determine:

- The extent of injuries,
- The testing for and treatment of sexually transmitted infections, and
- The prevention of pregnancy, if applicable.”

Interviews with medical staff confirm adherence to agency policy. Documentation review supports said testing, to include pregnancy tests, would be offered to inmates when medically appropriate.

(E) Per the Bastrop County Jail Zero Tolerance Policy, “offender(s) will be given information regarding the need for further medical evaluation to determine:

- The extent of injuries,
- The testing for and treatment of sexually transmitted infections, and
- The prevention of pregnancy, if applicable.”

Interviews with Medical Staff confirm adherence to agency policy. Documentation review supports said testing, to include pregnancy tests, are offered to inmates when medically appropriate.

(F) Per the Bastrop County Jail Zero Tolerance Policy, “offender(s) will be given information regarding the need for further medical evaluation to determine:

- The extent of injuries,
- The testing for and treatment of sexually transmitted infections, and
- The prevention of pregnancy, if applicable.”

Interviews with Medical Staff confirm adherence to agency policy. Documentation review supports said testing, to include pregnancy tests, are offered to inmates when medically appropriate. In

speaking with local hospital staff; namely, Ascension Seton Smithville Hospital, the availability of testing for sexually transmitted diseases, as well as appropriate medical treatments, was noted.

(G) Bastrop County Jail Zero Tolerance Policy notes that “Treatment shall be provided at no cost to the victim whether the victim names the abuser or cooperates with any investigation arising out of the incident.” In speaking with medical staff, as well as the SAFE/SANE personnel of the local Ascension Seton Smithville Hospital, adherence to this policy was confirmed.

(H) Bastrop County Jail Zero Tolerance Policy requires that “BCSO shall attempt to conduct a mental health evaluation of all known inmate on inmate abusers within 60 days of learning of such abuse history and offer treatment when deemed appropriate by mental health practitioners.” In speaking with mental health staff, it was noted that while agency policy allows for 60 days to evaluate abusers, to help ensure the safekeeping of all inmates, known abusers are generally evaluated at a much faster rate. Bastrop County Jail documentation reflects adherence to this criterion. Specifically, as noted by the Bastrop County Jail Agency PREA Coordinator, 100% of all known abusers entering the facility have been scheduled for an evaluation by mental health services within the required time frame.

#### Reasoning & Findings Statement:

This standard is designed to ensure ongoing medical and mental health care for sexual abuse victims and abusers. The Bastrop County Jail offers qualified and coordinated medical and mental health care regardless of an inmate’s ability to pay for said services. As appropriate, policy allows that inmates are provided the opportunity to attend follow-up treatments, for both medical and mental health services. Once established, mental health treatment can be coordinated with community care upon the inmate’s release from the Bastrop County Jail. The medical and mental health services provided are consistent with the community level of care. Additionally, because this level of care is coordinated to ensure that inmates receive every aspect of sexual abuse treatment, addressing both medical and mental health needs on a regular and timely basis, without regard to cost, the opportunity for coordinated treatment received in this institutional setting far exceeds that of individuals receiving similar treatments within the community. Documentation review supports facility compliance with agency policy. Based on agency policy, facility protocols, and staff comments, Bastrop County Jail Medical and Mental Health Departments have exceeded the minimum requirements this standard.

## DATA COLLECTION AND REVIEW

### Standard 115.86: Sexual abuse incident reviews

#### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

##### 115.86 (a)

- Does the facility conduct 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? ☒ Yes ☐ No

#### 115.86 (b)

- Does such review ordinarily occur within 30 days of the conclusion of the investigation?  
☒ Yes ☐ No

#### 115.86 (c)

- Does the review team include upper-level management officials, with input from line supervisors, investigators, and medical or mental health practitioners? ☒ Yes ☐ No

#### 115.86 (d)

- Does the review team: Consider whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse? ☒ Yes ☐ No
- Does the review team: Consider whether the incident or allegation was motivated by race; ethnicity; gender identity; lesbian, gay, bisexual, transgender, or intersex identification, status, or perceived status; gang affiliation; or other group dynamics at the facility? ☒ Yes ☐ No
- Does the review team: Examine the area in the facility where the incident allegedly occurred to assess whether physical barriers in the area may enable abuse? ☒ Yes ☐ No
- Does the review team: Assess the adequacy of staffing levels in that area during different shifts? ☒ Yes ☐ No
- Does the review team: Assess whether monitoring technology should be deployed or augmented to supplement supervision by staff? ☒ Yes ☐ No
- Does the review team: Prepare a report of its findings, including but not necessarily limited to determinations made pursuant to §§ 115.86(d)(1) - (d)(5), and any recommendations for improvement and submit such report to the facility head and PREA compliance manager?  
☒ Yes ☐ No

#### 115.86 (e)

- Does the facility implement the recommendations for improvement, or document its reasons for not doing so? ☒ Yes ☐ No

#### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

## Instructions for Overall Compliance Determination Narrative

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

### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Jail Sexual Abuse Incident Review

### Interviews:

- Agency PREA Coordinator
- Facility Administrator
- Incident Review Team Member

### Site Review Observations:

- Reviewed Incident Review Team procedures.
- Reviewed five (5) sexual abuse and sexual harassment investigative case files.

### Standard Subsections:

(A) Bastrop County Jail Zero Tolerance Policy notes that the “BCSO shall conduct 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.” During the audit time frame, the Bastrop County Jail received one (1) sexual abuse allegations, excluding only unfounded incidents. Accordingly, per the Bastrop County Jail Agency PREA Coordinator, the Bastrop County Jail has engaged one (1) Sexual Abuse Incident Review meetings specific to sexual abuse allegations. The Bastrop County Jail has also received one (1) allegation of sexual harassment, excluding only unfounded incidents. In excess of provisional requirements, the Bastrop County Jail also conducts Sexual Abuse Incident Reviews on all allegations of sexual harassment. In speaking with the Bastrop County Jail Agency PREA Coordinator and the Bastrop County Jail Facility administrator, each person explained their role within the incident review process.

(B) Bastrop County Jail Zero Tolerance Policy requires that Sexual Abuse Incident Reviews “shall ordinarily occur within 30 days of the conclusion of the investigation.” During the audit time frame, the Bastrop County Jail received one (1) sexual abuse allegation, excluding only unfounded incidents. Upon concluding that sexual abuse investigation, a Sexual Abuse Incident Review was held within 30 days of the conclusion of the investigation. Documentation evidencing the practice of Sexual Abuse Incident Reviews was reviewed to ensure timely compliance.

- (C) The Bastrop County Jail Zero Tolerance Policy requires that “the review team shall include upper-level management officials, with input from line supervisors, investigators, and medical or mental health practitioners.” Per the Bastrop County Jail Agency PREA Coordinator, all Sexual Abuse Incident Review teams do contain appropriate team members. Documentation was reviewed to ensure Sexual Abuse Incident Reviews contained the proper personnel mixture.
- (D) The Bastrop County Jail Zero Tolerance Policy requires that “the review team shall:
- Consider whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse;
  - Consider 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 the facility;
  - Examine the area in the 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; and
  - Prepare a report of its findings, including but not necessarily limited to determinations made pursuant to paragraphs (d)(1)-(d)(5) of this section, and any recommendations for improvement and submit such report to the facility head and PREA Coordinator.
- (E) Per the Bastrop County Jail Zero Tolerance Policy, upon completion of the incident review report, the “the facility shall implement the recommendations for improvement, or shall document its reasons for not doing so.” In speaking with the Bastrop County Jail Facility administrator, the responsibilities of the managing officer to implement Sexual Abuse Incident Review recommendations was explained.

#### Reasoning & Findings Statement:

During the audit time frame, the Bastrop County Jail received one (1) sexual abuse allegation, excluding only unfounded incidents. The Bastrop County Jail also received one (1) allegation of sexual harassment, excluding only unfounded incidents. In excess of provisional requirements, the Bastrop County Jail also conducts Sexual Abuse Incident Reviews on all allegations of sexual harassment. As such, it was necessary to engage Sexual Abuse Incident Reviews upon the conclusion of each sexual abuse and sexual harassment investigation, with the exception of unfounded investigations. A review of documentation reflects the timely convergence of those designated staff members. In speaking with the Bastrop County Jail Agency PREA Coordinator and the Bastrop County Jail Facility administrator, each person explained their role within the incident review process. As such, it is evident that the facility has procedures in place to engage incident reviews and that staff are knowledgeable in their obligations to those reviews. With that in mind, Bastrop County Jail has exceeded the requirements of this standard.

## Standard 115.87: Data collection

### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

#### 115.87 (a)

- Does the agency collect accurate, uniform data for every allegation of sexual abuse at facilities under its direct control using a standardized instrument and set of definitions? ☒ Yes ☐ No

#### 115.87 (b)

- Does the agency aggregate the incident-based sexual abuse data at least annually? ☒ Yes ☐ No

#### 115.87 (c)

- Does the incident-based data include, at a minimum, the data necessary to answer all questions from the most recent version of the Survey of Sexual Violence conducted by the Department of Justice? ☒ Yes ☐ No

#### 115.87 (d)

- Does the agency maintain, review, and collect data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews? ☒ Yes ☐ No

#### 115.87 (e)

- Does the agency also obtain incident-based and aggregated data from every private facility with which it contracts for the confinement of its inmates? (N/A if agency does not contract for the confinement of its inmates.) ☐ Yes ☐ No ☒ NA

#### 115.87 (f)

- Does the agency, upon request, provide all such data from the previous calendar year to the Department of Justice no later than June 30? (N/A if DOJ has not requested agency data.) ☒ Yes ☐ No ☐ NA

### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

## Instructions for Overall Compliance Determination Narrative

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

### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Department of Justice, Uniform Evidence Protocol
- Department of Justice, Survey of Sexual Victimization, Local Jail Jurisdiction, 2023

### Interviews:

- Agency PREA Coordinator
- Facility Administrator

### Site Review Observations:

- Review of agency website/PREA section.

### Standard Subsections:

- (A) Bastrop County Jail Zero Tolerance Policy requires that “the agency shall collect accurate, uniform data for every allegation of sexual abuse at facilities under its direct control using a standardized instrument and set of definitions.” Utilizing the Department of Justice, Uniform Evidence Protocol, all staff within the Bastrop County Jail conform to national standards for a set of definitions specific to sexual abuse and sexual harassment allegations. In speaking with the Bastrop County Jail Agency PREA Coordinator, adherence to this provision was confirmed. Documentation review further confirms facility adherence to this provision.
- (B) Bastrop County Jail Zero Tolerance Policy further requires that “The agency shall aggregate the incident-based sexual abuse data at least annually.” In speaking with the Bastrop County Jail Agency PREA Coordinator, adherence to this provision was confirmed. Documentation review further confirms facility adherence to this provision.
- (C) The Bastrop County Jail Zero Tolerance Policy mandates that the “incident-based data collected shall include, at a minimum, the data necessary to answer all questions from the most recent version of the Survey of Sexual Violence conducted by the Department of Justice.” Per the Bastrop County Jail Agency PREA Coordinator, the facility collects relevant data for the U.S. Department of Justice, Survey of Sexual Violence, on an annual basis.
- (D) Bastrop County Jail Zero Tolerance Policy requires that “the agency shall maintain, review, and collect data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews.” The Bastrop County Jail Agency PREA Coordinator confirmed the agency’s overall adherence to this policy. As well, the Bastrop



County Jail Agency PREA Coordinator confirmed that, at a minimum, the above reference sources were continuously used to inform the agency's annual statistical reports.

(E) Bastrop County Jail Zero Tolerance Policy mandates that "the agency also shall obtain incident-based and aggregated data from every private facility with which it contracts for the confinement of its inmates." However, per the Bastrop County Jail Agency PREA Coordinator, it should be noted that the Bastrop County Jail does not contract for the confinement of its inmates.

(F) Bastrop County Jail Zero Tolerance Policy requires that "upon request, the agency shall provide all such data from the previous calendar year to the Department of Justice no later than June 30." As confirmed by the Bastrop County Jail Agency PREA Coordinator, said data would be provided to the DOJ upon request no later than June 30<sup>th</sup> of each year.

#### Reasoning & Findings Statement:

This standard works to ensure that specific data relative to promoting sexual safety within a correctional institution is collected on a monthly basis. That data is then aggregated and made available for public review. The Bastrop County Jail has complied with the timely collection of said data and subsequently furnishes it to appropriate entities as required. Hence, the Bastrop County Jail has met all requirements of this standard.

### Standard 115.88: Data review for corrective action

#### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

##### 115.88 (a)

- Does the agency review data collected and aggregated pursuant to § 115.87 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Identifying problem areas? ☒ Yes ☐ No
- Does the agency review data collected and aggregated pursuant to § 115.87 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Taking corrective action on an ongoing basis? ☒ Yes ☐ No
- Does the agency review data collected and aggregated pursuant to § 115.87 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Preparing an annual report of its findings and corrective actions for each facility, as well as the agency as a whole? ☒ Yes ☐ No

##### 115.88 (b)

- Does the agency's annual report include a comparison of the current year's data and corrective actions with those from prior years and provide an assessment of the agency's progress in addressing sexual abuse? ☒ Yes ☐ No

### 115.88 (c)

- Is the agency's annual report approved by the agency head and made readily available to the public through its website or, if it does not have one, through other means? ☒ Yes ☐ No

### 115.88 (d)

- Does the agency indicate the nature of the material redacted where it redacts specific material from the reports when publication would present a clear and specific threat to the safety and security of a facility? ☒ Yes ☐ No

### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

### Instructions for Overall Compliance Determination Narrative

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

#### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Jail 2024 Annual Internal Report on Sexual Assault Data

#### Interviews:

- Agency Head
- Agency PREA Coordinator
- Facility Administrator

#### Site Review Observations:

- Review of agency website/PREA section.

#### Standard Subsections:

- (A) Bastrop County Jail Zero Tolerance Policy requires that "the agency shall review data collected and aggregated pursuant to § 115.87 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by:

- 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 the agency as a whole.”

With this information, the Bastrop County Jail works to identify problem areas, take corrective action on an ongoing basis, and prepares an annual report of its findings from the data reviewed, as well as any corrective actions required of the facility. The Bastrop County Jail Agency PREA Coordinator confirmed adherence to this policy. Documentation review further supports facility compliance.

- (B) Bastrop County Jail Zero Tolerance Policy requires that annual statistical reports “shall include a comparison of the current year’s data and corrective actions with those from prior years and shall provide an assessment of the agency’s progress in addressing sexual abuse.” The Bastrop County Jail Agency PREA Coordinator confirms adherence to this policy. Documentation review further supports facility compliance.
- (C) Bastrop County Jail Zero Tolerance Policy requires that upon completion of each year’s annual statistical report, “the agency’s report shall be approved by the agency head and made readily available to the public through its website or, if it does not have one, through other means.” The Bastrop County Jail Agency PREA Coordinator confirms adherence to this policy. A review of the Bastrop County Sheriff’s Office, PREA website page verifies this report is published for public review. <https://www.co.bastrop.tx.us/page/lec.prea>
- (D) Bastrop County Jail Zero Tolerance Policy allows that “the agency may redact specific material from the reports when publication would present a clear and specific threat to the safety and security of a facility, but must indicate the nature of the material redacted.” In speaking with the agency PREA Coordinator, it was noted that should the agency need to redact specific information other than publicly identifying statistics, proper procedural restraints would be applied.

#### Reasoning & Findings Statement:

This standard works to determine if agency staff use aggregated data to promote the overall safety and security of the facility. In speaking with the Bastrop County Jail Agency PREA Coordinator and the Bastrop County Jail Facility administrator, the manner in which these persons utilized the data to improve overall institutional safety, based on their role within the agency, was explained. Hence, the Bastrop County Jail has demonstrated clear compliance with each of the provisions, and as such, has reached the goal of this standard.

## Standard 115.89: Data storage, publication, and destruction

### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

#### 115.89 (a)

- Does the agency ensure that data collected pursuant to § 115.87 are securely retained?  
☒ Yes ☐ No

#### 115.89 (b)

- Does the agency make 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 or, if it does not have one, through other means? ☒ Yes ☐ No

#### 115.89 (c)

- Does the agency remove all personal identifiers before making aggregated sexual abuse data publicly available? ☒ Yes ☐ No

#### 115.89 (d)

- Does the agency maintain sexual abuse data collected pursuant to § 115.87 for at least 10 years after the date of the initial collection, unless Federal, State, or local law requires otherwise? ☒ Yes ☐ No

### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

### Instructions for Overall Compliance Determination Narrative

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

#### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Jail PREA Webpage
- Bastrop County Jail 2024 Annual Internal Report on Sexual Assault Data

#### Interviews:

- Agency PREA Coordinator
- Facility Administrator

#### Site Review Observations:

- Review of agency website/PREA section
- Reviewed 2024 PREA Outcome Measures

#### Standard Subsections:

- (A) Bastrop County Jail Zero Tolerance Policy requires that “the agency shall ensure that data collected pursuant to § 115.87 are securely retained.” The Bastrop County Jail Agency PREA Coordinator confirms agency compliance with this directive. As well, review of the agency website reflects the collection of all annual aggregated reports previously published pursuant to §115.87.
- (B) Bastrop County Jail Zero Tolerance Policy requires that “the agency shall make 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 or, if it does not have one, through other means.” The Bastrop County Jail Agency PREA Coordinator confirms agency compliance with this directive. As well, review of the agency website reflects the collection of all annual aggregated reports previously published pursuant to §115.87.
- (C) Bastrop County Jail Zero Tolerance Policy requires that “before making aggregated sexual abuse data publicly available, the agency shall remove all personal identifiers.” The Bastrop County Jail Agency PREA Coordinator confirms agency compliance with this directive. As well, review of the agency website reflects the collection of all annual aggregated reports previously published pursuant to §115.87.
- (D) Bastrop County Jail Zero Tolerance Policy requires that “the agency shall maintain sexual abuse data collected pursuant to § 115.87 for at least 10 years after the date of the initial collection unless Federal, State, or local law requires otherwise.” The Bastrop County Jail Agency PREA Coordinator confirms agency compliance with this directive. As well, review of the agency website reflects the collection of all annual aggregated reports previously published pursuant to §115.87.

#### Reasoning & Findings Statement:

This standard works to ensure both public availability and agency integrity in the presentation of aggregated sexual abuse data. In reviewing agency documents and speaking with staff, it is more than apparent that both the Bastrop County Jail Agency PREA Coordinator, as well as Bastrop County Jail Facility administrator, operate with transparency in government. As such, the facility has clearly obtained each provision, and thus, satisfactorily achieve overall compliance of this standard.

## AUDITING AND CORRECTIVE ACTION

### Standard 115.401: Frequency and scope of audits

All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

#### 115.401 (a)

- During the prior three-year audit period, did the agency ensure that each facility operated by the agency, or by a private organization on behalf of the agency, was audited at least once? (*Note: The response here is purely informational. A "no" response does not impact overall compliance with this standard.*) ☒ Yes ☐ No

#### 115.401 (b)

- Is this the first year of the current audit cycle? (*Note: a "no" response does not impact overall compliance with this standard.*) ☒ Yes ☐ No
- If this is the second year of the current audit cycle, did the agency ensure that at least one-third of each facility type operated by the agency, or by a private organization on behalf of the agency, was audited during the first year of the current audit cycle? (N/A if this is **not** the *second* year of the current audit cycle.) ☐ Yes ☒ No ☐ NA
- If this is the third year of the current audit cycle, did the agency ensure that at least two-thirds of each facility type operated by the agency, or by a private organization on behalf of the agency, were audited during the first two years of the current audit cycle? (N/A if this is **not** the *third* year of the current audit cycle.) ☒ Yes ☐ No ☐ NA

#### 115.401 (h)

- Did the auditor have access to, and the ability to observe, all areas of the audited facility? ☒ Yes ☐ No

#### 115.401 (i)

- Was the auditor permitted to request and receive copies of any relevant documents (including electronically stored information)? ☒ Yes ☐ No

#### 115.401 (m)

- Was the auditor permitted to conduct private interviews with inmates, residents, and detainees? ☒ Yes ☐ No

#### 115.401 (n)

- Were inmates permitted to send confidential information or correspondence to the auditor in the same manner as if they were communicating with legal counsel? ☒ Yes ☐ No

## Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

## Instructions for Overall Compliance Determination Narrative

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

### Documents:

- Bastrop County Jail Zero Tolerance Policy
- Bastrop County Jail PREA Webpage
- Bastrop County Jail 2024 Annual Internal Report on Sexual Assault Data
- Bastrop County Jail Audit Notices, English and Spanish

### Interviews:

- Agency PREA Coordinator
- Facility Administrator
- Random/Targeted Staff
- Random/Targeted Inmates

### Site Review Observations:

- Onsite inspection of the entire Bastrop County Jail
- Review of documentation available via the Bastrop County Jail PREA website

### Standard Subsections:

- (A) The Bastrop County Jail is an individual facility, which was last audited for PREA compliance in 2016. As such, the Bastrop County Jail is now initiating a new certification.
- (B) The Bastrop County Jail is an individual facility. As such, this provision does not apply.
- (H) The auditor had full access to all areas of the facility.
- (I) All documents requested by the auditor were received in a timely manner.
- (M) The auditor was permitted to conduct private interviews with inmates.

(N) Inmates were permitted to correspond with the auditor using privileged mail processes.

#### Reasoning & Findings Statement:

Both the Bastrop County Jail Agency PREA Coordinator and the Bastrop County Jail Facility administrator were prepared for this audit review. The auditor was provided the PAQ well in advance of arriving to the facility. The auditor was given unrestricted access to the institution and provided with all reference materials requested. The auditor was provided with a convenient location from which to interview both employees and staff in a confidential manner. Agency staff ensured that the flow of interview traffic was never restricted and that the auditor was able to attend all requested inmate functions throughout the facility as needed. The auditor did not experience any significant barriers, at any stage of the audit, that were under the control of either the agency or the Bastrop County Jail. Accordingly, the Bastrop County Jail has satisfied all provisions of this standard.

### Standard 115.403: Audit contents and findings

#### All Yes/No Questions Must Be Answered by the Auditor to Complete the Report

#### 115.403 (f)

- The agency has published on its agency website, if it has one, or has otherwise made publicly available, all Final Audit Reports. The review period is for prior audits completed during the past three years PRECEDING THIS AUDIT. The pendency of any agency appeal pursuant to 28 C.F.R. § 115.405 does not excuse noncompliance with this provision. (N/A if there have been no Final Audit Reports issued in the past three years, or in the case of single facility agencies that there has never been a Final Audit Report issued.) ☐ Yes ☐ No ☒ NA

#### Auditor Overall Compliance Determination

- ☐ **Exceeds Standard** (*Substantially exceeds requirement of standards*)
- ☒ **Meets Standard** (*Substantial compliance; complies in all material ways with the standard for the relevant review period*)
- ☐ **Does Not Meet Standard** (*Requires Corrective Action*)

#### Instructions for Overall Compliance Determination Narrative

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

#### Documents:

- Bastrop County Jail Zero Tolerance Policy



- Bastrop County Jail PREA Webpage
- Bastrop County Jail 2024 Annual Internal Report on Sexual Assault Data
- Bastrop County Jail Audit Notices, English and Spanish

Interviews:

- Agency PREA Coordinator

Site Review Observations:

- Onsite inspection of the entire Bastrop County Jail
- Review of documentation available via the Bastrop County Jail PREA website

Standard Subsections:

- (F) A review of the agency website reflects that the Bastrop County Jail has published all final audit reports for prior audits.

Reasoning & Findings Statement:

The function of this standard is to promote transparency in government by ensuring that all facility audits are available for public review, by way of, for example, the agency's website. In this case, the Bastrop County Sheriff's Office does have an agency website and has made all facility PREA reports conveniently accessible to the public.

## AUDITOR CERTIFICATION

I certify that:

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

### Auditor Instructions:

Type your full name in the text box below for Auditor Signature. This will function as your official electronic signature. Auditors must deliver their final report to the PREA Resource Center as a searchable PDF format to ensure accessibility to people with disabilities. Save this report document into a PDF format prior to submission.<sup>1</sup> Auditors are not permitted to submit audit reports that have been scanned.<sup>2</sup> See the PREA Auditor Handbook for a full discussion of audit report formatting requirements.

Valerie Wolfe Mahfood

May 16, 2025

**Auditor Signature**

**Date**

<sup>1</sup> See additional instructions here: <https://support.office.com/en-us/article/Save-or-convert-to-PDF-d85416c5-7d77-4fd6-a216-6f4bf7c7c110>.

<sup>2</sup> See *PREA Auditor Handbook*, Version 1.0, August 2017; Pages 68-69.