

PREA AUDIT: AUDITOR'S SUMMARY REPORT

ADULT PRISONS & JAILS

NATIONAL
PREA
RESOURCE
CENTER



BJA
Bureau of Justice Assistance
U.S. Department of Justice

[Following information to be populated automatically from pre-audit questionnaire]

Name of facility: Marshall County Correctional Facility

Physical address: 833 West Street, Holly Springs, MS 38635

Date report submitted: Initial/Final Report 22 June, 2014

Auditor Information Jack Falconer

Address: 3421 E. Topeka Drive, Phoenix, Arizona 85050

Email: jfalconer1@cox.net

Telephone number: 602-374-3320

Date of facility visit: 17-19 June, 2014

Facility Information

Facility mailing address: (if different from above)

Telephone number:

The facility is:

<input type="checkbox"/> Military	<input type="checkbox"/> County	<input type="checkbox"/> Federal
<input checked="" type="checkbox"/> Private for profit	<input type="checkbox"/> Municipal	<input type="checkbox"/> State
<input type="checkbox"/> Private not for profit		

Facility Type: ☐ Jail ☒ Prison

Name of PREA Compliance Manager:

Patricia Doty

Title:

PREA
Compliance
Manager

Email address:
Patricia.Doty@mtctrains.com

Telephone number:
662-252-7111, ext
162

Agency Information

Name of agency: Management and Training Corporation

Governing authority or parent agency: (if applicable)

Physical address: 500 North Marketplace Drive, PO Box 10, Centerville, Utah 84014

Mailing address: (if different from above)

Telephone number: 801-693-2600

Agency Chief Executive Officer

Name:	Scott Marquardt	Title:	President and CEO
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Email address:	scott.marquardt@mtctrains.com	Telephone number:	(801)-693-2800
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Agency-Wide PREA Coordinator

Name:	Mark Lee	Title:	Director, Corrections, Corporate PREA Coordinator
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Email address:	mark.lee@mtctrains.com	Telephone number:	(801)- 693-2864
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AUDIT FINDINGS

NARRATIVE:

The PREA audit of the Marshall County Correctional Facility (MCCF) was conducted on June 17-19, 2014. The MCCF is a Close/Minimum security prison operated by the Management & Training Corporation (MTC) for the Mississippi Department of Corrections (MDOC).

An entrance meeting was held where introductions were made. The following staff was in attendance:

Timothy Outlaw, Warden

Patricia Doty, Deputy Warden, Programs

Harold Taylor, Deputy Warden, Operations

Beverly McMullen, Compliance Coordinator

Kenneth Gilmore, Fire/Safety Lt.

Jacqueline McCarly, Food Services

Joseph Wilson, Sgt.

Andrejeko White, Security Chief

Annie Spight, Admin Assistant

Mark Lee, MTC

Jack Falconer, PREA Auditor

Stanley Lang, Classification Spvr.

Carolyn Mayfield, HR Mgr.

Laquita Darnell, Health Svcs.

Andrew Blackwell, Maint. Mgr.

Carlotta Jones, Captain

Mellisa Broom, Bus. Mgr.

After the entrance meeting, a tour of the all offender housing, program areas, food service, medical, recreation, and other areas required by the PREA guidance was conducted.

It is the mission of **Management Training Corporation (MTC)** to "Be a leader by: implementation of our plan to achieve high performance standards and goals; Maintaining a foundation based on integrity, accountability, and excellence; Providing long-term growth and stability while ensuring fiscal responsibility; creating opportunities through a positive environment for personal growth and development; empowering employees to implement innovative ideas for continuous improvement; Building esteem and pride by celebrating our diversity and accomplishments".

It is the mission of the **Mississippi Department of Corrections (MDOC)** to "provide and promote public safety through efficient and effective offender custody, care, control and treatment consistent with sound correctional principles and constitutional standards".

The Marshall County Correctional Facility (MCCF) is located in the historical town of Holly Springs, Mississippi, which is approximately 34 miles south and east of Memphis, Tennessee.

The facility provides 1000 beds for male offenders. These are divided into 17 groupings of dormitory and cell block structures. Three 260 dormitory bed units(A,B,& C) are further divided into 65 man pods which allows for direct line-of-sight observation. A cell block unit (Unit D) provides 100 double cells and 25 single cells. The single cells house Administrative Segregation inmates.

Each dorm unit provides basic furnishings, shower facilities, and common TV areas. All showers and commodes have panels, shower curtains and screens to enhance privacy. The cells have lav/commodes in the cell, the showers have privacy screens and the detention cells have attached recreation spaces.

The Correctional Officers provide security supervision.

The security perimeter consists of two woven wire fences with multiple rolls of razor ribbon wire and an electronic intrusion system. One armed vehicle patrols the perimeter 24/7. A Control Center monitors all traffic entering and exiting the facility. Numerous cameras control the perimeter and are placed throughout the facility to monitor the security and to open doors. The facility has two entry points, the front staff and visitor entrance and the rear wire gate for vehicles. The facility perimeter had recently been upgraded by adding a contraband fence.

The ancillary support structures provide spaces for administration, central control, visiting, food service, education, medical, commissary, maintenance, laundry, recreation, and religion.

The Educational Programs include Adult Basic Education (ABE) and General Educational Development (GED). Vocational programs include Culinary Arts, Computer Lab, and Horticulture. Self-improvement programs include Life Skills, Discipleship, Moral Reconation Therapy (MRT), and Substance Abuse Education.

In year 2013, the program reported the following graduation rates:

GED	14
Life Skills	256
Discipleship	24
Substance Abuse	59
Vocational	88

MCCF has a total of 30 offenders enrolled in MRT classes. The offenders enrolled have been very successful in achieving goals that they set for themselves. The number of write-ups on the enrolled offenders has dropped from 30 to zero. Two have graduated from the class.

During the three day on-site audit, the auditor toured the facility, examined additional documentation, and conducted formal staff and offender interviews. 11 Offenders from the housing units, 15 Specialized Staff, 2 Management Staff, and 10 Correctional Officers were interviewed using the questions provided in the audit documents. The staff and the offenders were eager to answer all questions.

The Pre-Audit document provided by the facility indicated zero allegations of staff sexual abuse and four offender allegations of offender sexual abuse. All four of the allegations were investigated and determined to be unfounded.

The interviewed offenders and staff indicated that the MCCF facility was a safe place to serve time and to work. There were no complaints from the offender population or the facility staff.

In this auditor's opinion, the Marshall County Correctional Facility was well managed and the staff was well trained and professional in their assignments.

On Thursday morning, an exit meeting was conducted by the auditor. The Warden and 76 MCCF staff were in attendance. In addition, the following were in attendance;

Mark Lee, MTC Corrections Director

Marcia Stingley, Branch Director, MDOC PREA Coordinator

Laurie Picou, MDOC Investigator

The auditor provided an overview of the audit results and congratulated the facility staff about the progress made in compliance with the PREA standards.

DESCRIPTION OF FACILITY CHARACTERISTICS:

Facility Demographics	Marshall County Correctional Facility
Designed Capacity:	1000
Actual Population (6/17/14)	998
Security/Custody level:	Minimum, Medium, Close
Gender	Adult Male
Age Range	20-86
Average length of Stay	2 years, 2 months
Number of full time staff:	
Administration	10
Security	140
Programs	20
Support	14
Medical (Contract)	16
Food Service (Contract)	8
Total Facility	184 (MTC Staff)

SUMMARY OF AUDIT FINDINGS:

Number of standards exceeded:	0
Number of standards met:	40
Number of standards not met:	0
Number of standards not applicable	3 (115.12, 115.14, 115.66)
Total	43

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

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

The Marshall County Correctional Facility (MCCF) and Management Training Corporation (MTC) have policies that mandate a zero tolerance for sexual abuse and sexual harassment of their offender population. The policies also present a plan to address prevention, detection, and responses for all employees. The agency (MTC) employs a full time PREA Compliance Coordinator and the facility (MCCF) assigns a Deputy Warden as the PREA Manager. Both have sufficient time to address the needs of PREA.

§115.12 - Contracting with other entities for the confinement of inmates

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

Not applicable

MCCF is not a public agency. The facility is operated by the Management Training Corporation (MTC). The MTC policy is to ensure full compliance with the PREA requirements.

§115.13 – Supervision and Monitoring

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

The MCCF has developed a staffing plan to safely meet the PREA and correctional needs. This plan involves always filling a list of mandatory positions to meet the necessary post staffing requirements when vacancies occur. The facility reported no deviations from this custody staffing plan for the past 12 months. Unannounced rounds are conducted for all shifts and recorded by senior management staff. A review of the staffing plan was documented.

§115.14 – Youthful Inmates

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

Not Applicable- No offender is under 18 years of age at MCCF.

§115.15 – Limits to Cross-Gender Viewing and Searches

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

MCCF has policies that do not permit cross-gender body cavity or strip searches except in emergencies. The policy was confirmed by the staff and offenders interviewed. The facility reported zero instances where these types of searches had occurred. All showers and commode areas have curtains or protective screens. Opposite gender staff is required to announce their presence when entering the unit. Policies are in place to prevent staff (other than medical) to examine an offender solely for the purpose of determining gender. There have been zero instances where these searches have occurred in the past 12 months. 100% of the staff has been trained in the correct procedure for searches.

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

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

The facility provides a variety of ways to ensure offenders with disabilities or limited English are provided the opportunity to understand PREA. Orientation videos, pamphlets, booklets, etc. are available. Interpreters are under contract to provide any needed service. Offender interpreters are prohibited.

§115.17 – Hiring and Promotion Decisions

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

MCCF has an on-site HR position that manages the recruitment and hiring process. Background checks are requested by the MCCF and completed by the Mississippi DOC Central Office. Review of MTC/MCCF policy and interviews of the on-site HR manager verified that MCCF follows the PREA requirements. All contractors are screened by using the same process. The MTC policy requires a 5 year re-check of employees and contractors. This was verified by review of the documentation and the interview process. Agency policy does indicate that any employee misconduct or false reporting is subject to the possibility of termination of employment.

§115.18 – Upgrades to Facilities and Technology

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

MCCF/MTC policy requires that any modification or expansion of existing facilities will consider the modifications impact upon the facilities ability to protect the offenders from sexual abuse. MCCF is currently making a major upgrade to the camera and camera recording system. The modification project has addressed the need to meet the PREA requirements.

§115.21 – Evidence Protocol and Forensic Medical Examinations

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

Per MCCF policy, the facility is responsible for conducting investigations, both administrative and criminal. In accordance with their contract with the Mississippi Department of Corrections, any allegation involving sexual abuse requires that the MDOC CID be notified immediately to assume control of the investigation. The investigators for both the facility and the MDOC are properly trained and meet the requirements of PREA.

The facility has an MOU with SAFE and SANE examiners using an outside health care provider. The auditor interviewed a representative of the SAFE/SANE provider and verified they were ready to provide services if needed. The facility conducted zero SAFE/SANE and Forensic examinations during the last 12 months. Victim advocates are provided by a trained staff person and outside services are under contract.

§115.22 – Policies to Ensure Referrals of Allegations for Investigations

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

Per MCCF policy, the facility is responsible for conducting investigations, both administrative and criminal. In accordance with their contract with the Mississippi Department of Corrections, any allegation involving sexual abuse requires that the MDOC CID be notified immediately to assume control of the investigation. The investigators for both the facility and the MDOC are properly trained and meet the requirements of PREA.

During the 12 month period (2013-2014), 4 allegations of sexual abuse and sexual harassment were received. All four allegations were found to be unfounded. None were required to be sent to the MDOC CID in the last 12 month period.

Agency (MTC) policy regarding allegations of sexual abuse/harassment investigations is published on www.mtctrains.com

§115.31 – Employee Training

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

All MCCF employees, contractors and volunteers, are trained to meet the PREA standards. 136 staff was trained in the past 12 months. The MCCF has a comprehensive training program which includes pre-service and annual in-service training and is tailored to meet the gender needs of the facility. The training documentation includes a signature roster that indicates the trainees understand the training presented. The interview process documented that employees understood the materials presented.

§115.32– Volunteer and Contractor Training

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

41 volunteers and contractors for MCCF were trained about PREA and correctional requirements during the last 12 months. Signatures documented that they understood the training presented.

§115.33 – Inmate Education

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

In the past 12 months, 412 MCCF offenders were trained on the principals of PREA. This represented 100% of both the offenders in the facility prior to August 12, 2012 and those offenders that were received since August 12, 2012. Provisions are made to assist those offenders with disabilities or those not proficient in English to ensure their understanding of PREA. Orientation videos, posters, inmate handbooks, etc. are readily available to the population. The offender interviews indicated that they understood their rights under PREA.

§115.34 – Specialized Training: Investigations

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

Per MCCF policy, the facility is responsible for conducting investigations, both administrative and criminal. In accordance with their contract with the Mississippi Department of Corrections, any allegations involving sexual abuse require that the MDOC CID be notified immediately to assume control of the investigation. The investigators for both the facility and the MDOC are properly trained and meet the requirements of PREA.

§115.35 – Specialized training: Medical and mental health care

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

The MCCF Medical and Mental Health services staff has been trained in the requirements of PREA. Forensic examinations are not conducted by the medical staff. These exams, if needed, are provided by a certified local health care organization.

§115.41 – Screening for Risk of Victimization and Abusiveness

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

100 % of the 412 offenders received by MCCF were screened for the risk of sexual abuse victimization or sexual abuse towards other offenders. This screening is accomplished within the first 72 hours of arrival. The risk assessment document is an instrument that meets the PREA requirements. The risk level is reassessed if warranted within the time frames required. The facility reported no reassessments were required in the past 12 months.

§115.42 – Use of Screening Information

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

The information gleaned in the offender screening process is used to make individualized determination to ensure their safety. This documentation is also used to make decisions to place each offender in appropriate housing, work, education, and program assignments.

§115.43 – Protective Custody

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

The MTC/MCCF policies govern the use of segregation housing. These policies include looking at alternatives for victims of sexual abuse. The facility reported zero use of segregation in the past 12 months for the purpose of protecting a sexual abuse victim. Policies require a review every 30 days for any offender in segregation.

§115.51 – Inmate Reporting

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

The facility has several ways that an offender can report sexual abuse/harassment. They can report an incident to any staff person, write a grievance or report, use a special PREA hot line, write letters, or notify a third person. No offenders are held for civil immigration purposes at the facility. Offender and staff interviews confirm that the process is well understood.

§115.52 – Exhaustion of Administrative Remedies

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

MCCF has an offender grievance process that meets the requirements of PREA. The process allows the offender to file an informal written complaint/grievance about sexual abuse or any correctional issue. The complaint can be filed with any staff and will be directed to the Warden for response if necessary. The Offender Handbook clearly outlines the process required. In the past 12 months, there have been zero complaints or grievances filed concerning sexual abuse or harassment.

§115.53 – Inmate Access to Outside Confidential Support Services

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

The MCCF provides, to the offenders, confidential access to outside victim advocates by providing the name of the organization, toll free telephone number, posters, and the information is in the offender handbook. Agreements and an MOU are available. To ensure that the offenders have someone who can assist them to provide advocacy services, the facility has one of its staff trained to provide this service.

§115.54 – Third-Party Reporting

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

The agency has a website (mtctrains.com) that provides the opportunity for third party reporting of sexual violence. The website also provides the reporting policies regarding any sexual violence.

§115.61 – Staff and Agency Reporting Duties

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

MTC/MCCF policies require all staff to immediately report any incident of sexual abuse/harassment. The policy also addresses the need to maintain confidentiality. The policies address possible retaliation. Senior management staff has been assigned the task to monitor possible retaliation and the monitoring is recorded.

§115.62 – Agency Protection Duties

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

The MTC/MCCF policies require all staff to immediately take steps to protect an offender who is the subject of imminent sexual abuse. There have been zero incidents of this action being required in the past 12 months.

§115.63 – Reporting to Other Confinement Facilities

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

MTC/MCCF policy requires the notification of another facility when they learn of an offender being sexually abused at that other facility. This notification is done within the 72 hour time frame. Documentation is required that the report will be investigated and properly acted upon. In the past 12 months, the facility reported 2 allegations of sexual abuse inmates received at another facility. In both cases, steps were taken according to PREA requirements.

§115.64 – Staff First Responder Duties

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

Agency and facility policy meets all first responder requirements of PREA. This policy was verified by the responses from the staff being questioned. In the past 12 months, 4 allegations from inmates were recorded. These allegations were investigated with the following results: 4 were unfounded. None of these allegations required first responders.

§115.65 – Coordinated Response

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

A written institutional plan for a coordinated response to any incident of sexual abuse was available at the Marshall County Correctional Facility. The plan meets the requirements of both MTC and PREA.

§115.66 – Preservation of ability to protect inmates from contact with abusers

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

Not applicable. The Marshall County Correctional Facility does not have a union.

§115.67 – Agency protection against retaliation

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

The facility has policies that protect offenders and staff from retaliation who report sexual abuse/harassment. Senior management supervises the plan. The facility reported zero instances of retaliation in the past 12 months.

§115.68 – Post-Allegation Protective Custody

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

Both the MTC and MCCF have policies in place that govern the use of involuntary segregation. These policies do meet the PREA requirements.

§115.71 – Criminal and Administrative Agency Investigations

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

Per MCCF policy, the Facility is responsible for conducting investigations, both administrative and criminal. In accordance with their contract with the Mississippi Department of Corrections, any allegations involving sexual abuse require that the MDOC CID be notified immediately to assume control of the investigation. The investigators for both the facility and the MDOC are properly trained and meet the requirements of PREA. The facility reported zero cases of substantiated allegations since 20 August, 2012. Written reports are developed per PREA requirements.

§115.72 – Evidentiary Standard for Administrative Investigations

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

The investigative unit indicates they use as a standard the preponderance of the evidence.

§115.73 – Reporting to Inmate

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

The MCCF and the MDOC CID conducts all investigations. In the past 12 months, 4 allegations from offenders were recorded. These allegations were investigated by MCCF with the following results: 4 were unfounded. None required investigation by the MDOC CID. The offenders who filed allegations were informed of the results of the investigation. These reports are documented.

§115.76 – Disciplinary sanctions for staff

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

The MTC and MCCF have disciplinary sanctions for staff up to and including termination for violating sexual abuse/harassment policies. The facility reported zero cases of staff terminated or resigned for violating policies on sexual abuse/harassment.

§115.77 – Corrective action for contractors and volunteers

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

The MTC/MCCF has disciplinary sanctions for volunteers and contractors up to and including termination of contract for violating sexual abuse/harassment policies. The facility reported zero cases of volunteers/contractors terminated for violating policies on sexual abuse/harassment.

§115.78 – Disciplinary sanctions for inmates

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

The MTC/MCCF has policies providing sanctions for offenders engaged in sexual abuse of another inmate. These sanctions meet the PREA requirements. Consideration is given to the offenders' mental status in final determinations. Treatment is also offered to those found guilty. The agency has a policy that does not permit consensual sex between offenders. The facility reported zero cases of administrative or criminal findings of offender-on-offender sexual abuse in the past 12 months.

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

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

MTC/MCCF policy requires that all offenders who disclosed prior sexual victimization during initial screening be offered a follow-up meeting with medical or mental health. The meeting is required within 14 days of the initial screening. The same policy also applies to offenders who perpetrated sexual abuse. The facility reported that 100% of the offender meetings were met. Information found in the follow-up meeting is strictly limited to medical, mental health, security, and management staff. Informed consent is obtained by the medical staff.

§115.82 – Access to emergency medical and mental health services

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

The medical program at MCCF is staffed 24/7. All offenders who report to be sexual abused have unimpeded access to medical treatment. The community standard medical treatment includes proper medical care, treatment for sexual transmitted disease, and at no cost to the offender.

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

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

The facility provides medical and mental health evaluation and treatment consistent with the community standard for health care. These services are provided to all offenders who have been sexually abused. These services are at no cost. Offender abusers are also offered mental health evaluations within a 60 day period.

§115.86 – Sexual abuse incident reviews

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

The facility policy requires that all incidents of sexual abuse are thoroughly reviewed by an incident review team. This team includes the PREA Compliance Manager and several top facility management staff. The reports are then reviewed by the Warden and MTC Administrative staff. The team is required to review and make recommendations within 30 days of the incident. The facility reported zero sexual abuse incidents in the past 12 months.

§115.87 – Data Collection

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

MTC collects sexual abuse data from all of its facilities and compiles the data annually. The process followed meets the requirement of PREA.

§115.88 – Data Review ☐ for Corrective Action

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

The MTC collects sexual abuse data from all facilities and aggregates into an annual report. This report is available on the web at www.mtctrains.com. The report is approved by the CEO of Management and Training Corporation.

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

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

The MTC collects and securely retains data for a period of at least 10 years. This data is compiled from reports of all its facilities. This information is a public document and is readily available to the public.

AUDITOR CERTIFICATION:

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

Jack Falconer

Auditor Signature



22 June, 2014

Date