

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:	Arizona State Prison Complex- Perryville		
Physical address:	2105 North Citrus Road, Goodyear, Arizona 85395		
Date report submitted:	7 July, 2014(Final Report)		
Auditor Information	Jack Falconer		
Address:			
Email:			
Telephone number:			
Date of facility visit:	30 June 1-2 July, 2014		
Facility Information			
Facility mailing address: (if different from above)			
Telephone number:			
The facility is:	<input type="checkbox"/> Military	<input type="checkbox"/> County	Federal
	<input type="checkbox"/> Private for profit	<input type="checkbox"/> Municipal	x <input type="checkbox"/> State
	<input type="checkbox"/> Private not for profit		
Facility Type:	<input type="checkbox"/> Jail	x Prison	
Name of PREA Compliance Manager:	Gregory Denning	Title:	PREA Compliance Manager
Email address:	gdenning@azcorrections.gov	Telephone number:	623-853-0304
Agency Information			
Name of agency:	Arizona Department of Corrections		
Governing authority or parent agency: (if applicable)			
Physical address:	1601 W. Jefferson, Phoenix, Az 85007		
Mailing address: (if			

different from above)

Telephone number: 602-542-5497

Agency Chief Executive Officer

Name: Charles L. Ryan **Title:** Director

Email address: cryan@azcorrections.gov **Telephone number:** 602-542-5225

Agency-Wide PREA Coordinator

Name: Michael McCarville **Title:** PREA Coordinator-AZ Corrections

Email address: mmccarville@azcorrections.gov **Telephone number:** 602-771-5798

AUDIT FINDINGS

NARRATIVE:

The PREA Audit of the Arizona State Prison Complex-Perryville (ASPC-Perryville) was conducted on June 30, July 1-2, 2014.

An entrance meeting was held at 8:00 a.m. where introductions were made. The following staff was in attendance:

Kim Currier, Deputy Warden, Complex Operations

Michael McCarville, AZ DOC PREA Coordinator

Gregory Denning, PREA Manager

John Weiss, Deputy Warden

Elizabeth Oros, Deputy Warden

Andrew Jackson, Deputy Warden

Dave Mueller, Deputy Warden

Cathy Cottrell, Deputy Warden

Kim Johnson, Deputy Warden

James Roan, Assistant Deputy Warden

John Tsatsakis, Assistant Deputy Warden

Laura Stickley, Major

Pauline Chavez, Captain

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

It is the mission of the Arizona Department of Corrections "To serve and protect the people of Arizona by securely incarcerating convicted felons, providing structured programming designed to support inmate accountability, successful community reintegration, and providing effective supervision for those offenders conditionally released from prison".

The Arizona State Prison Complex-Perryville, located on a 2 square mile site in the city of Goodyear, Arizona, is a multi-site facility operated by the Arizona Department of Corrections (ADOC). Ten separate units are included in the Complex (see listed below). The complex has a capacity of housing 4,321 female inmates and currently has a population of 3,773 inmates of all custody levels with ages ranging from 17 to 86.

The description of the 10 Units is as follows:

Lumley Unit

This unit, opened in 1981, is mixed correctional custody with a capacity of 769 inmates in a cell environment. This unit provides housing for close custody, maximum custody, death row and is the reception area for all females in the state. This unit also contains a mental health watch area.

The close custody inmates are assigned to various jobs to support and maintain the unit such as cleaning porter, laundry porter, inmate barber, kitchen worker, sewing machine operator, maintenance, education aides and tutors. Programming for the close custody inmates consists of Academic Education, Career/Technical Education and numerous self improvement programs such as Thinking for a Change, a cognitive behavior program and Merging Two Worlds, which is designed to prepare inmates for release. In addition to these standard courses, the Lumley Unit has also incorporated some newly designed courses that teach high custody inmates "pro social" behavior skills.

This unit's "specialty" areas include Reception and Assessment (R&A) where newly arriving inmates are classified, the Mental Health Watch area where staff observe and manage inmates who are at high risk of self harm and the Max Custody/Death Row area where staff manage inmates who require a need for constant/strict supervision.

On the first day of the PREA audit, this unit's inmate population breakdown was as follows; 229 close custody, 75 maximum custody, 2 death row, 136 reception and 7 on mental health watches for a total of 449 inmates.

Santa Cruz Unit

This unit, opened in 1981, is medium custody with a capacity of 768 inmates in a cell environment.

Inmates at this unit are assigned to various jobs to support and maintain the unit such as cleaning porter, laundry porter, inmate barber, kitchen worker, sewing machine operator, maintenance, educational aides and tutors. This unit also has inmates employed in private industry and Arizona Correctional Industry (ACI) work assignments. Programming consists of Academic Education, Career/Technical Education and numerous self improvement programs such as Thinking for a Change, which is a cognitive behavior program, and Merging Two Worlds, which is designed to prepare inmates for release. This unit also has the Women in Recovery Program; this is an addiction treatment program and a Sex Offender Education/Treatment Program. On the first day of the PREA audit, the unit population was 650.

San Pedro Unit

This unit, opened in 1978, is minimum custody with a capacity of 432 inmates in a cell environment.

Inmates at this unit are assigned to various jobs to support and maintain the unit such as cleaning porter, laundry porter, inmate barber, kitchen worker, sewing machine operator, maintenance, education aides, tutors, tram drivers, and tram assistants. This unit also has inmates employed in private industry and Arizona Correctional Industry work assignments. Programming consists of Academic Education, Career/Technical Education, and numerous self improvement programs such as Thinking for a Change, which is a cognitive behavior program and Merging Two Worlds, which is designed to prepare inmates for release.

On the first day of the PREA audit, the unit population was 428.

San Carlos Unit

This unit, opened in 2010, is minimum custody with a capacity of 1,250 inmates in a dormitory style environment.

The inmates are assigned to various jobs to support and maintain the unit such as cleaning porter, laundry porter, inmate barber, kitchen worker, sewing machine operator, maintenance, educational aides and tutors. The unit also has inmates employed in private industry, Arizona Correctional Industry as well as several Inter-Governmental Agency (IGA) work assignments. Programming consists of Academic Education, Career/Technical Education and numerous self improvement programs such as Thinking for a Change, a cognitive behavior program, and Merging Two Worlds, which is designed to prepare inmates for release. In addition, this unit maintains the only DUI treatment facility for female inmates in the state.

On the first day of the PREA audit, the unit population was 1,240.

Santa Rosa Unit

This unit, opened in 2004, is minimum custody with a capacity of 390 inmates in a dormitory style environment.

The inmates are assigned to various jobs to support and maintain the unit such as cleaning porter, laundry porter, inmate barber, kitchen worker, sewing machine operator, maintenance, education aides and tutors. This unit also has inmates employed in private industry and Arizona Correctional Industry as well as several Inter-Governmental Agency (IGA) work assignments. In addition the unit houses a female State Wildland Fire Crew. Programming consists of Academic Education, Career/ Technical Education, and numerous self improvement programs such as Thinking for a Change, a cognitive behavior program and Merging Two Worlds, which is designed to prepare inmates for release.

On the first day of the PREA audit, the unit population was 386.

Piestewa Unit

This unit, opened in 2004, is minimum custody with a capacity of 260 inmates in a dormitory style environment.

The inmates are assigned to various jobs to support and maintain the unit such as cleaning porter, laundry porter, inmate barber, kitchen worker, sewing machine operator, maintenance, education aides and tutors. This unit also has inmates employed in private industry and Arizona Correctional Industry as well as several IGA work assignments. Programming consists of Academic Education, Career/ Technical Education and numerous self improvement programs such as Thinking for a Change, a cognitive behavior program and Merging Two Worlds, which is designed to prepare inmates for release.

On the first day of the PREA audit, the unit population was 260.

Santa Maria Unit

This unit, opened in 1982, is medium custody with a capacity of 384 inmates in a cell environment.

The inmates are assigned to various jobs to support and maintain the unit such as cleaning porter, laundry porter, inmate barber, kitchen worker, sewing machine operator, maintenance, education aides/tutors as well as Arizona Correctional Industry. Programming consists of Academic Education, Career/Technical Education and numerous self improvement programs such as Thinking for a Change, a cognitive behavior program and Merging Two Worlds, which is designed to prepare inmates for release. The unit also houses the "Women's Treatment Program", designed to provide structured mental health programming with a focus on continuity of care, symptom management and relapse prevention.

On the first day of the PREA audit, the unit population was 341.

Minors Unit

This unit is where minor female inmates (17 and under) are housed. This unit has the capacity of 25 inmates in a dormitory style and cell environment.

The inmates are assigned to various jobs to support and maintain the unit such as cleaning porter and laundry porter. Inmates attend regular education classes and work towards obtaining their GED's or High School Diplomas all within the unit

On the first day of the PREA audit, the unit population was 2.

Central Detention Unit

This is the only detention unit in the complex and has a capacity of 36 inmates in a cell environment.

On the first day of the PREA audit there were 10 inmates assigned. The inmates housed at this unit are only temporary and they are not assigned to any work assignments or programs during their stay.

In Patient Care (IPC)

This unit houses inmates that need advanced medical care that is not available on the other units. IPC has a capacity of 7 inmates in both a dormitory and cell environment.

On the first day of the PREA audit there were 7 inmates assigned. The inmates housed at this unit are only temporary and they are not assigned to any work assignments or programs during their stay.

Facility comments

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 or doors and the detention cells have attached recreation spaces.

The Correctional Officers provide security supervision. The security perimeter around the entire facility consists of two woven wire fences with multiple rolls of razor ribbon wire and an electronic intrusion system. Each individual Unit also has its own security perimeter of a similar nature. Two 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 ancillary support structures provide spaces for administration, central control, visiting, food service, education, medical, commissary, maintenance, laundry, recreation, and religion.

During the three day on-site audit, the auditor toured the complex, examined additional documentation, and conducted formal staff and inmate interviews. 22 Inmates, 15 Specialized Staff, 4 Management Staff, and 15 Correctional Officers were interviewed using the questions provided in the audit documents. The staff and the inmates were eager to answer all questions.

The Pre-Audit document provided by the facility indicated one allegation of staff sexual abuse, one case of contractor staff sexual harassment, and eighteen inmate allegations of inmate sexual abuse. The 2 cases involving facility and contractor staff were substantiated and the 16 inmate complaints were determined to be unfounded.

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

In this auditor's opinion, the ASPC was well managed and the staff was well trained and professional in their assignments.

On Wednesday afternoon, an exit meeting was conducted by the auditor. The Complex Deputy Warden and 10 facility staff were in attendance. In addition, the following were in attendance;

Mike McCarville, AZDOC PREA Coordinator

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	ASPC-Perryville
Designed Capacity:	4321
Actual Population (6/30/14)	3773
Security/Custody level:	Minimum, Medium, Close, Max
Gender	Adult Female
Age Range	17-86
Number of full time staff:	
Security	748
Programs	64
Support	68
Medical (Contract)	116
Food Service (Contract)	45
Total Facility	880 (Perryville Staff)

SUMMARY OF AUDIT FINDINGS:

Number of standards exceeded:	0	
Number of standards met:	42	
Number of standards not met	0	
Number of standards not applicable	1	(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 ASPC Perryville has policies that mandate a zero tolerance for sexual abuse and sexual harassment of their inmate population. The policies also present a plan to address prevention, detection, and responses for all employees. The AZ DOC employs a full time PREA Compliance Coordinator and the facility assigns a COIV 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)

The AZ DOC currently has one contract, developed since August 20, 2012, with a private agency to house prisoners. The contract does require the contractor to comply with all provisions of PREA. A full-time DOC monitor is assigned to the facility under contract.

§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 AZ DOC has developed a staffing plan to safely meet the PREA and correctional needs. This plan involves collapsing non-custody positions to meet the necessary post staffing requirements at each facility 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)

The Perryville Complex has a separate inmate Unit (Minors Unit) to house youthful inmates (less than 18 years of age). The Unit does provide sight, sound separation, and physical contact from adult inmates at the facility. The facility assigns staff to provide all services required and the facility has appropriate educational and recreational facilities to meet the separation requirements.

§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)

ASPC-Perryville has policies that do not permit cross-gender body cavity or strip searches except in emergencies. The policy was confirmed by the staff and inmates interviewed. The facility reported zero instances where these types of searches had occurred. The facility does not permit the cross-gender search of female inmates and zero instances of this occurring were reported. All showers and commode areas have curtains or protective screens. Arizona DOC has a rigid policy where inmates are required to wear shirts and gym shorts or appropriately fastened jumpsuits except when showering. No deviations were reported or found. Signs are posted indicating cross-gender staffing would occur at all times.

§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. Inmate 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)

The Arizona DOC has a centralized approach for the hiring of new staff. Each facility has an on-site HR manager but the majority of the screening and hiring practices are done at Central Office. The review of agency policy and interviews of both the on-site HR manager and the Central Office Manager verified that they follow the PREA requirements. All contractors are screened by using the same process. A new agency policy requiring the 5 year re-check of employees and contractors has been implemented. Agency policy does indicate any 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)

ASPC-Perryville has made modifications to their physical plant during the past year. One modification did occur by adding a strip search room at the San Pedro Unit to improve that process. They have also installed a large window in the commissary to eliminate a blind spot in that operation. They have also developed and submitted for funding a proposal to add cameras and recording equipment to areas of the facility. These camera additions were approved and are in the process of planning the install.

§115.21 – Evidence Protocol and Forensic Medical Examinations

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

The Arizona DOC Inspector General Bureau is responsible for conducting all sexual abuse investigations, both administrative and criminal. They are properly trained and meet the requirements of PREA. ASPC Perryville has four investigators assigned to the Complex. The facility does not provide forensic medical examinations by medical staff. They are provided by SAFE and SANE examiners under contract with outside health care providers. The auditor interviewed a representative of the SAFE/SANE provider and verified they were ready to provide services if needed. The facility conducted zero examinations during the last 12 months. Victim advocates are provided by a trained staff person and outside services are available.

§115.22 – Policies to Ensure Referrals of Allegations for Investigations

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

The Arizona Department of Corrections Inspector General Bureau is responsible for conducting all sexual abuse investigations, both administrative and criminal. The investigators are properly trained and meet the requirements of PREA. During the 12 month period (2013-2014), 20 allegations of sexual abuse and sexual harassment were received. 19 of the allegations were referred for criminal investigation and 1 allegation was referred for an administrative investigation. Eighteen were investigated and 2 are still under investigation. Agency policy regarding allegations of sexual abuse/harassment investigations is published on www.azcorrections.gov.

§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 ASPC Perryville employees, contractors and volunteers, are trained to meet the PREA standards. 822 staff was trained in the past 12 months. The Complex 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)

314 volunteers and contractors for the Perryville Complex 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, 5623 ASPC Perryville inmates were trained on the principals of PREA. This represented 100% of both the inmates in the facility prior to August 12, 2012 and those inmates that were received since August 12, 2012. Provisions are made to assist those inmates 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 inmate 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)

The Arizona Department of Corrections Inspector General Bureau is responsible for conducting all sexual abuse investigations, both administrative and criminal. The investigators are properly trained and meet the requirements of PREA. ASPC Perryville has four investigators assigned to the Complex.

§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 ASPC Perryville Medical and Mental Health services staff has been trained in the requirements of PREA. The Pre-Audit document indicated that 116 medical and mental health staff received the PREA training required by DOC policy. 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 370 inmates received by the Complex (72 hour or more length of stay) were screened for the risk of sexual abuse victimization or sexual abuse towards other inmates. 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 2665 inmates were reassessed 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 inmate screening process is used to make individualized determination to ensure their safety. This documentation is also used to make decisions to place each inmate 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 AZDOC/ASPC-Perryville policies govern the use of segregation housing. These policies include looking at alternative housing and programming 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 inmate 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 inmate 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 inmates are held for civil immigration purposes at the facility. Inmate 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)

The Complex has an inmate grievance process that meets the requirements of PREA. The process allows the inmate 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 Perryville Complex provides, to the inmates, confidential access to outside victim advocates by providing the name of the organization, toll free telephone number, posters, and the information is in the inmate handbook. Agreements and an MOU are available. To ensure that the inmates 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 Arizona Department of Correction has a website (azcorrections.gov) 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)

The AZDOC 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 AZDOC 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)

AZDOC policy requires the notification of another facility when they learn of an inmate 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 1 allegations of sexual abuse that an inmate received at another facility. The actions required 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, 20 allegations from inmates were recorded. In 2 cases, staff was required to separate the victim and the abuser. There were zero instances where physical evidence collection was required.

§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 was available for ASPC-Perryville. The facility has adopted the Arizona Department of Corrections plan for actions taken in response to an incident of sexual abuse. The plan meets the requirements of 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 AZ DOC has a union but State law prevents collective bargaining.

§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 inmates and staff who report sexual abuse/harassment from retaliation. 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)

AZ DOC has policies in place that govern the use of involuntary segregation. These policies do meet the PREA requirements. There have been zero uses of segregation for this purpose in the past 12 months.

§115.71 – Criminal and Administrative Agency Investigations

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

The Arizona Department of Corrections has an Inspector General Bureau which is a Division of the Department. All investigations, agency wide, both criminal and administrative, are supervised by staff assigned to this Division. Four investigators have been assigned to the ASPC- Perryville. These investigators have all been trained to meet the requirements of PREA. The facility reported 1 allegation since 20 August, 2012 that was referred for prosecution.

§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 AZDOC 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 AZ DOC Inspector General Bureau conducts all investigations. The facility reported 20 allegations since 20 August, 2012. 18 have been completed and 2 are still under investigation. 15 of the inmates were properly informed of the outcome, 2 were released and not notified and 1 case where the victim was never identified. One of the complaints involved a staff member. That staff person was terminated. One complaint involved a contractor. The contractor's employee was also terminated. The 16 cases reported were all found to be unfounded. The facility also reported that there were zero cases of substantiated inmate on inmate sexual abuse cases that were submitted for prosecution. 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 Complex has disciplinary sanctions for staff up to and including termination for violating sexual abuse/harassment policies. The facility reported one case of staff terminated 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 ASPC Perryville has disciplinary sanctions for volunteers and contractors up to and including termination of contract for violating sexual abuse/harassment policies. The facility reported one case 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 ASPC Perryville has policies providing sanctions for inmates 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)

AZDOC policy requires that all inmates 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 inmates 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 ASPC Perryville is staffed 24/7. All inmates 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 inmates who have been sexually abused. These services are at no cost. Inmate 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 AZDOC Administrative staff. The team is required to review and make recommendations within 30 days of the incident. The facility reported 2 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)

AZDOC 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 AZ DOC collects sexual abuse data from all of its facilities, to include those operated under contract, and compiles the data annually. The process followed meets the requirement of PREA.

§§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 AZ DOC collects and securely retains data for a period exceeding 10 years. This data is compiled from reports of all its facilities plus those under contract. 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 Jack Falconer 7 July, 2014
Auditor Signature Date

