

PREA AUDIT: AUDITOR'S SUMMARY REPORT

Community Confinement Facilities

Name of facility:	King County Work Education Release (WER)		
Physical address:	516 3 rd Ave. Room 1028 Seattle, WA 9104		
Date report submitted:	May 19, 2016		
Auditor Information Katherine Brown			
Address:	12121 Little Road Suite 286 Hudson, Florida 34667		
Email:	kbrown2828@yahoo.com		
Telephone number:	727-470-4123		
Date of visit:	May 17, 2016		
Facility Information			
Facility mailing address:	SAA		
Telephone number:	206-296-1240		
King County Work Education Release (WER) is:	<input type="checkbox"/> Military	<input checked="" type="checkbox"/> County	<input type="checkbox"/> Federal
	<input type="checkbox"/> Private for profit	<input type="checkbox"/> Municipal	<input type="checkbox"/> State
Facility Type:	<input type="checkbox"/> Community treatment center	<input type="checkbox"/> Halfway House	<input type="checkbox"/> Restitution Center <input type="checkbox"/> Mental Health Facility <input type="checkbox"/> Alcohol or drug rehabilitation center <input checked="" type="checkbox"/> Other Community Center
Agency Information			
Name of agency:	King County Department of Adult and Juvenile Detention		
Governing authority:	King County		
Physical address:	516 3 rd Avenue Room, 1028, Seattle WA 98104		
Mailing address:	SAA		
Telephone #:	206-296-1240		
Number of staff assigned in last 12 months	864 total but only 2 officers are assigned to the Work Release Center per shift		
Designed facility capacity	80		
Designed population	80		
Security level	Community Security		
Age range of population	19-60		
Agency Chief Executive Officer			
Name:	Saudie Abdullah	Title:	Director Community Corrections Division
Email address:	Saudia.Abdullah@kingcounty.gov	Telephone number:	206-477-2801
Agency-Wide PREA Coordinator			
Name:	Jackie Smith	Title:	Project/Program Manager IV
Email address:	Jackie.Smith@kingcounty.gov	Telephone #	206-477-3830

AUDIT FINDINGS

NARRATIVE:

The audit of King County Work Education Release (WER) was conducted on May 17, 2016 by Katherine Brown, Certified PREA auditor. There 4 general population dorms consisting of two man cells. There are 2 dorms on the North and 2 dorms on the south side of the building. I toured the facility plus the laundry. During the tour all units had announcements of the audits posted and cross gender announcements were made prior to me entering the units.

Prior to the audit I received the documentation on April 12, 2016 and started my review. I requested additional documentation to satisfy the standards and received it on May 12, 2016.

An entrance meeting was held with PREA Coordinator Jackie Smith.

Following the entrance meeting I toured the King County Work Education Release Center from 9:00 – 9:30. On the tour with me was, Major Clark; Runette Mitchell, Corrections Program Administrator and Leonard Burn, WER Supervisor.

I asked for an alpha listing of all residents housed at King County Work Education Release (WER) and randomly selected 3 residents to interview all others were out at work. I also asked for any residents who were limited English speaking or had hearing/vision impairment to be interviewed. There were no hearing/vision impairment nor non-English speaking residents. I also asked for any resident who was transgender/intersex, which there were none. I also asked for a shift roster and randomly selected 3 case managers; the two officers assigned to day shift and the 2 officers assigned to afternoons to interview. I also conducted 6 specialized interviews.

There were no sexual assault/harassment allegation cases in the past year.

DESCRIPTION OF FACILITY CHARACTERISTICS:

The King County Work Education Release (WER) is located at 516 3rd Avenue Room 1028 Seattle Washington. It is on the 10th floor of the King County Courthouse in downtown Seattle. King County Work Education Release consists of 40 two man cells divided into 4 dorms and each has a dayroom area and one centralized laundry area.

WER is an alcohol and drug free residential alternative where residents go to work, school, or treatment during the day and return to a secure facility at night. Residents who work at night are required to spend the day at King County Work Education Release (WER). Random drug testing is used to monitor for use of illegal drugs and consumption of alcohol. Residents are required to pay room and board on a sliding scale based on their hourly rate of gross pay. They also pay restitution, child support or court costs as required by the Court. Residents are involved in a case management process that directs them to structured programs and/or treatment.

SUMMARY OF AUDIT FINDINGS: (39)

Number of standards exceeded: 2

Number of standards met: 36

Number of standards not met:

Number of standards not applicable: 1

Standard number here	§115.211 - Zero tolerance of sexual abuse and sexual harassment; PREA coordinator
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of 6.04.001 PREA Policy Statement (1-3) A2 & 3; organizational chart and interviews with PREA Coordinator I find they meet this standard.

Policy 6.04.001 mandates zero tolerance toward all forms of sexual misconduct and is used to prevent, detect, and respond to any form of sexual abuse and sexual harassment.

King County Department of Adult and Juvenile Detention employs an upper-level, agency-wide PREA coordinator with sufficient time and authority to develop, implement, and oversee agency efforts to comply with the PREA standards. The PREA coordinator was hired and reports to the Chief of Administration.

Standard number here	§115.212 Contracting with other agencies for confinement of residents
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of contracts; policy 6.04.001 A2a and interview with agency's contract compliance manager I find they meet this standard.

All contracts reviewed Union Representing King County Employees; Joint Crafts Council; King County Corrections Guild; CBA – Local 21AD WSCCCE; DAJD Management Association; DAJD Non Commissioned Employees and Uniform Command Association include the entity's obligation to adopt and comply with the PREA standards.

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

Standard number here	§115.213 Supervision and monitoring
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of 6.04.001 A4;B6; 1.02.010 Workforce management; 4.01.019 Security Check; Staffing Plan Non-Uniform; Staffing Plan Uniform; Detention Surveillance Log and interview with Director Community Corrections Division and PREA Coordinator I find they meet this standard.

King County Department of Adult and Juvenile Detention has developed, documented, and made its best efforts to comply on a regular basis with a staffing plan that provides for adequate levels of staffing and uses video monitoring, to protect residents against sexual abuse. King County Work Education Release (WER) complies with this standard based on staffing plan and shift rosters that were reviewed as part of this audit. Officers are assigned to the work release center from the KCCF jail which is located adjacent to the WER.

In circumstances where the staffing plan was not complied with, King County Work Education Release (WER) documented and justified all deviations from the plan. All deviations from the staffing plan were documented on the shift rosters.

King County Department of Adult and Juvenile Detention complete an annual review, in consultation with the PREA coordinator required by § 115.11, to assess, determine, and document whether adjustments are needed. Based on review of the annual staffing report.

Standard number here	§115.215 Limits to cross gender viewing and searches
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of 4.01.004 Cross Gender Searches; 4.02.005 Strip Searches; 6.03.007 Transgender Inmates; Cross Gender Pat Search Training; Training class completed list; On Line PREA test; PREA refresher training Power Point; LGBTI-NIC training; Strip Search record; Officers report and Seattle Counseling Service LGTI Community.

King County Work Education Release (WER) does not conduct cross-gender strip searches or cross-gender visual body cavity searches (meaning a search of the anal or genital opening) except in exigent circumstances. During random staff and residents interviews it was confirmed staff do not perform cross gender strip searches.

King County Work Education Release (WER) has policies and procedures that enable residents to shower, perform bodily functions, and change clothing without nonmedical staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks. Such policies and procedures require staff of the opposite gender to announce their presence when entering a resident housing unit. Based on tour and during the random residents interviews it was confirmed that residents have privacy to perform bodily functions and cross gender staff announcements are made.

King County Work Education Release (WER) does not search or physically examine a transgender or intersex resident for the sole purpose of determining the resident's genital status. If the resident's genital status is unknown, it is determined during conversations with the resident, by reviewing medical records, or, if necessary, by learning that information as part of a broader medical examination conducted in private by a medical practitioner. There were no transgender residents at the facility at the time of the audit but based on review of policy 6.03.007 Transgender Inmates and on staff interviews transgender/intersex residents would not be searched for sole purpose of determining the resident's genital status.

King County Department of Adult and Juvenile Detention trains security staff in how to conduct cross-gender pat-down searches, and searches of transgender and intersex residents, in a professional and respectful manner, and in the least intrusive manner possible, consistent with security needs. Based on review of training records and power point as well as random staff interviews I confirmed they have been trained in cross gender pat down searches.

Standard number here

§115.216 Residents with disabilities and limited English speaking

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of 6.04.001 A.6; 7.08.001 Interpreter Services; 6.01.012 Accommodating Inmate with Disabilities; PREA Video English/Spanish; WER participant Guidebook; posters; Language Line and based on random resident and staff interviews.

King County Department of Adult and Juvenile Detention takes appropriate steps to ensure residents with disabilities (including, for example, residents 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 King County Department of Adult and Juvenile Detention’s efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including steps to provide interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary. The PREA Video is in both English/Spanish. King County Work Education Release (WER) has a contract with the Language Line to provide translation for other languages as well as sign language for the deaf.

King County Department of Adult and Juvenile Detention do not rely on resident interpreters, resident readers, or other types of resident assistants except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the resident’s safety. None have been used or required. This was confirmed during random staff interviews.

Standard number here	§115.217 Hiring and promotion decisions
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- Exceeds Standard (substantially exceeds requirement of standard)
- Meets Standard (substantial compliance; complies in all material ways with the standard for the relevant review period)
- Does Not Meet Standard (requires corrective action)

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

Based on review of 1.03.016 Background Investigations; Code of Conduct; Corrections Officer Online Initial Application and Employment/Promotional Processes; review of 5 year schedule and based on interview with Human Resource Director Community Corrections Division Review of personnel files.

King County Department of Adult and Juvenile Detention does not hire or promote anyone who may have contact with residents, and does not enlist the services of any contractor who may have contact with residents, who has engaged in sexual abuse in any criminal justice facility, has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse; or has been civilly or administratively adjudicated to have engaged in the activity described above. Based on interview with human resources all applicants have a back ground check done prior to job offer, if any sexual activity is discovered during the back ground screen they would not be offered a job.

King County Department of Adult and Juvenile Detention 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 residents. Based on interview with human resources all applicants have a back ground check done prior to job offer, if any sexual activity is discovered during the back ground screen they would not be offered a job.

King County Department of Adult and Juvenile Detention performs a criminal background records check before enlisting the services of any contractor who may have contact with residents performs a records check at least every five years of current employees and contractors who may have contact with residents. Reviewed 5 year background check. Review of personnel files confirmed the background checks are being done.

Standard
number here

§115.218 Upgrades to facilities and technology

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of 2.02.001 Construction & Inmate Living Areas; Work orders to install 32 analog cameras and 2 DVR's and based on interview of Director Community Corrections Division.

When installing or updating a video monitoring system, electronic surveillance system, or other monitoring technology, King County Department of Adult and Juvenile Detention considers how such technology may enhance King County Department of Adult and Juvenile Detention's ability to protect residents from sexual abuse. There have been no substantial or modifications to existing facilities. King County Work Education Release (WER) utilizes 32 cameras to help prevent/reduce sexual abuse and investigate allegations of wrongdoing.

Standard
number here

§115.221 Evidence protocol and forensic medical exams

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of 1.05.001 Special Investigations Unit; MOU with KCDAJD & Seattle Police Department and King County Sheriff Office; PREA Response and containment checklist; MOU with Harborview Center for Sexual Assault & Traumatic Stress Harborview Mission Statement; MOU with King county Sexual Assault Resource Center KSARC; Inmate Rules of Behavior and WER PREA Participant guidebook and interview with SANE/SAFE staff (from previous audit I conducted of KCCF) and PREA Coordinator.

King County Sheriff Office and Seattle Police Department are responsible for investigating allegations of sexual abuse; King County Department of Adult and Juvenile Detention follows a uniform evidence protocol that maximizes the potential for obtaining usable physical evidence for administrative proceedings and criminal prosecutions

King County Department of Adult and Juvenile Detention offer all victims of sexual abuse access to forensic medical examinations, Harborview Medical Center, without financial cost, where evidentiary or medically appropriate. Such examinations are be performed by Sexual Assault Nurse Examiners (SANEs) King County Sexual Assault Resource Center (KSARC).

King County Department of Adult and Juvenile Detention make available to the victim a victim advocate from King County Sexual Assault Resource Center KSARC.

As requested by the victim, a victim advocate from KSARC accompanies and supports the victim through the forensic medical examination process and investigatory interviews and are provide emotional support, crisis intervention, information, and referrals.

To the extent King County Department of Adult and Juvenile Detention itself is not responsible for investigating allegations of sexual abuse, King County Department of Adult and Juvenile Detention requests that the Seattle Police Department follow the requirements listed above.

Standard number here	§115.222 Policies to ensure referrals of allegations for investigations
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of 1.05.001 Special Investigation Unit; 4.03.010 Sexual Abuse Incident Review Committee; SOP Special Assault Unit King County Sheriff Office; MOU with Seattle Police Department and King County Sheriff Office and on interview with Director Community Corrections Division and investigative staff.

King County Department of Adult and Juvenile Detention ensure that an administrative or criminal investigation is completed for all allegations of sexual abuse and sexual harassment. King County Work Education Release (WER) follows the standards set forth by King County

Department of Adult and Juvenile Detention. The Department's response to sexual assault follows "A National Protocol for Sexual Assault Medical Forensic Examinations, Adults/Adolescents." When an incident is reported, a physical examination of the alleged victim is conducted and SANE protocol is initiated. The Director Community Corrections Division will immediately ensure an investigation is referred to the Special Assault Unit King County Sheriff Office who conducts the initial investigation, if they believe it is criminal they will call the Seattle Police Department or King County Sheriff Office.

King County Department of Adult and Juvenile Detention have a policy that ensures allegations of sexual abuse or sexual harassment are referred to King County Sheriff Office and/or Seattle Police Department with the legal authority to conduct criminal investigations, unless the allegation does not involve potentially criminal behavior. King County Department of Adult and Juvenile Detention publish such policy on its website kingcounty.gov/courts/detention/PREA. King County Department of Adult and Juvenile Detention documents all such referrals. Whenever an allegation is made, the Director Community Corrections Division will notify the Special Assault Unit. This notification will be made in writing and the notification will become part of the PREA investigation.

Standard
number here

§115.231 Employee training

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of 1.07.004 General Training Standards; 6.04.001 A5 ; DAJD PREA Overview Power Point; New Employee PREA Training NIC PREA On Line Course; PREA On Line Refresher test; Receipt of Receiving Training form; Training Roster Sign In Sheet; NIC PREA Online Training List and interview with random staff I find they meet this standard.

King County Department of Adult and Juvenile Detention train all employees who have contact with residents on:

(1) Its zero-tolerance policy for sexual abuse and sexual harassment;

(2) How to fulfill their responsibilities under agency sexual abuse and sexual harassment prevention, detection, reporting, and response policies and procedures;

(3) Residents' right to be free from sexual abuse and sexual harassment;

(4) The right of residents and employees to be free from retaliation for reporting sexual abuse and sexual harassment;

(5) The dynamics of sexual abuse and sexual harassment in confinement;

- (6) The common reactions of sexual abuse and sexual harassment victims;
- (7) How to detect and respond to signs of threatened and actual sexual abuse;
- (8) How to avoid inappropriate relationships with residents;
- (9) How to communicate effectively and professionally with residents, including lesbian, gay, bisexual, transgender, intersex, or gender nonconforming residents; and
- (10) How to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities. All staff has received PREA training during in service training based on review of training records and random staff interviews.

The training is tailored to the gender of the residents at King County Work Education Release (WER). The employees receive additional training if the employee is reassigned from a facility that houses only male residents to a facility that houses only female residents, or vice versa. Staff receives training based on the population of King County Work Education Release (WER) they are assigned to.

King County Department of Adult and Juvenile Detention documents, through employee signature, those employees understand the training they have received.

Standard number here	§115.232 Volunteer and contractors training
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- Exceeds Standard (substantially exceeds requirement of standard)
- Meets Standard (substantial compliance; complies in all material ways with the standard for the relevant review period)
- Does Not Meet Standard (requires corrective action)

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

Based on review of policy 6.04.001 A5 and Non DAJD Employee Orientation; Completed PREA Attestation Volunteer/Contractor; PREA Non DAJD power point; Receipt of Receiving Training and on interview with volunteer I find they meet this standard.

There are no contractors at King County Work Education Release however, King County Department of Adult and Juvenile Detention ensures all volunteers who have contact with residents have been trained on their responsibilities under King County Department of Adult and Juvenile Detention’s sexual abuse and sexual harassment prevention, detection, and response policies and procedures. Currently there is only one Chaplain that comes in.

The level and type of training provided to volunteers is based on the services they provide and level of contact they have with residents, but all volunteers and contractors who have contact with residents are notified of King County Department of Adult and Juvenile Detention’s zero-tolerance policy regarding sexual abuse and sexual harassment and informed how to report such incidents.

King County Department of Adult and Juvenile Detention have documentation confirming that volunteers understand the training they have received. All volunteers sign a Receipt of Receiving Training form. Volunteers and contractors interviewed confirmed they had received this training.

Standard number here **§115.233 Resident 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)

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

Based on review of 6.04.001 A6; 6.01.012 Accommodating Inmate with Disabilities; 7.08.001 Interpreter Services; Rules of Behavior; PREA Education-English/Spanish/Vietnamese; PREA Poster; WER Participant Guidebook and WER PREA Participant guide and interview with random residents and intake staff I find they exceed this standard.

During the intake process, residents receive information explaining King County Department of Adult and Juvenile Detention’s zero-tolerance policy regarding sexual abuse and sexual harassment and how to report incidents or suspicions of sexual abuse or sexual harassment. During the intake process all residents receive the PREA Guidebook and watch the video.

King County Department of Adult and Juvenile Detention provide refresher information whenever a resident is transferred to a different facility.

King County Department of Adult and Juvenile Detention provides resident education in formats accessible to all residents, including those who are limited English proficient, deaf, visually impaired, or otherwise disabled, as well as to residents who have limited reading skills. There is documentation of resident participation in these education sessions. The PREA Guidebook is in both English/Spanish; King County Work Education Release (WER) has a contract with the Language Line to provide translation for other languages as well as sign language for the deaf.

Based on the Case Manager meeting with residents every 30 days and goes over the WER PREA Education at intake and the DAJD/CCD/WER PREA Risk assessment I find you exceed in this standard.

Standard number here **§115.234 Specialized training: Investigators**

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of 1.05.001 Special Investigation Unit; NIC Investigating Sexual Abuse in a Confinement Setting; PREA PowerPoint; PREA Response & containment checklist; MOU with Seattle Police Department and King County Sheriff's Office and on interview with investigative staff (from previous audit of KCCF) I find they meet this standard.

King County Work Education Release (WER) does not conduct any investigations in house all investigations are done by either the Seattle Police Department or King County Sheriff Office.

Specialized training includes techniques for interviewing sexual abuse victims, proper use of Miranda and Garrity warnings, sexual abuse evidence collection in confinement settings, and the criteria and evidence required to substantiate a case for administrative action or prosecution referral. King County Department of Adult and Juvenile Detention maintain documentation that agency investigators have completed the required specialized training in conducting sexual abuse investigations.

Standard number here

§115.235 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)

X Not applicable standard

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

King County Work Education Release Center does not have medical or mental health staff on duty. All residents can go see any medical provider of their choosing. Should an emergency arise or a sexual assault was to occur they would be transported to Harborview Medical Center.

Standard number here

§115.241 Screening for risk of victimization and abusiveness

X Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of Intake Screening DAJD/CC/WER/PREA Risk Assessment; printout of PREA Assessment and interview with random residents and case managers responsible for screening I find they exceed in this standard.

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

Intake screenings take place usually within 24 hours but never exceeds 72 hours of arrival at King County Work Education Release (WER).

King County Work Education Release (WER) uses an objective screening instrument.

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

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

The initial screening considers prior acts of sexual abuse, prior convictions for violent offenses, and history of prior institutional violence or sexual abuse, as known to King County Department of Adult and Juvenile Detention, in assessing residents for risk of being sexually abusive.

Within 30 days from the resident's arrival at King County Work Education Release (WER), King County Work Education Release (WER) reassesses the resident's risk of victimization or abusiveness and continues to reassess every resident every 30 days thereafter.

A resident's risk level is reassessed when warranted due to a referral, request, incident of sexual abuse, or receipt of additional information that bears on the resident's risk of sexual victimization or abusiveness. Any resident who has been identified as needing further evaluation due to additional information received will be reassessed when warranted.

Residents are not disciplined for refusing to answer, or for not disclosing complete information in response to, questions asked. No resident is ever disciplined for refusing to participate in the intake process, if a resident refuses to answer the questions during intake the counselor will

meet with that resident at a later time to conduct the rest of the screening. Those residents would be placed in appropriate housing until a proper classification screening could be done.

King County Department of Adult and Juvenile Detention implements appropriate controls on the dissemination within King County Work Education Release (WER) of responses to questions asked pursuant to this standard in order to ensure that sensitive information is not exploited to the resident's detriment by staff or other residents. Only limited staff has access to the risk screening form only Case Manager and Supervisor have access to the intake screening information.

Based on the interview with the Case Managers and the fact they reassess every resident every thirty days I find they exceed in this standard.

Standard
number here

§115.242 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)

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

Based on review of 6.03.007 Transgender Inmates; PREA Risk Housing Assessment and on interview with staff responsible for risk screening I find they meet this standard.

King County Department of Adult and Juvenile Detention uses information from the risk screening to decide housing, bed, work, education, and program assignments with the goal of keeping separate those residents at high risk of being sexually victimized from those at high risk of being sexually abusive. All information from the risk screening is used to determine housing, bed assignments, work, education and programming.

King County Department of Adult and Juvenile Detention make individualized determinations about how to ensure the safety of each resident.

There were no transgender/intersex resident at the time of the audit, however they have had a transgender resident at the facility last year.

In deciding whether to assign a transgender or intersex resident to a facility for male or female residents, and in making other housing and programming assignments, King County Department of Adult and Juvenile Detention considers on a case-by-case basis whether a placement would ensure the resident's health and safety, and whether the placement would present management or security problems.

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

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

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

King County Department of Adult and Juvenile Detention does not place lesbian, gay, bisexual, transgender, or intersex residents in dedicated facilities, units, or wings solely on the basis of such identification or status, unless such placement is in a dedicated facility, unit, or wing established in connection with a consent decree, legal settlement, or legal judgment for the purpose of protecting such residents.

Standard
number here

§115.251 Resident 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)

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

Based on review of WER Participant PREA Information guide and on interviews with random staff and residents I find they meet this standard.

King County Department of Adult and Juvenile Detention provides multiple internal ways for residents to privately report sexual abuse and sexual harassment, retaliation by other residents or staff for reporting sexual abuse and sexual harassment, and staff neglect or violation of responsibilities that may have contributed to such incidents. The residents may make a report of sexual abuse, sexual harassment, or retaliation in writing, verbally, tell staff or friends; Ombudsman. Residents are encouraged to report allegations immediately and directly to staff at all levels. All reports are promptly documented and reported to the proper authority.

King County Department of Adult and Juvenile Detention provides at least one way for residents to report abuse or harassment to either Washington State Domestic Violence Hotline; King County Sexual Assault Resource Center or Harborview Center that is able to receive and immediately forward resident reports of sexual abuse and sexual harassment to agency officials, allowing the resident to remain anonymous upon request. King County Work Education Release (WER) staff provides residents at orientation with information from King county Sexual Assault Resource Center or Harborview Center.

Staff accepts reports made verbally, in writing, anonymously, and from third parties and promptly document any verbal reports. King County Work Education Release (WER) staff has been trained to forward all reports or observations of sexual assault/harassment to their

immediate supervisor and/or designated SART member promptly. These reports may be made in writing, verbally, anonymously, or from third parties.

King County Department of Adult and Juvenile Detention provide a method for staff to privately report sexual abuse and sexual harassment of residents.

Standard
number here

§115.252 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)

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

Based on review of 6.04.002 Grievance Procedure I find they meet this standard.

WER has not had a resident file a grievance relating to a PREA incident however policies are in place that address the following:

King County Department of Adult and Juvenile Detention do not impose a time limit on when a resident may submit a grievance regarding an allegation of sexual abuse. King County Work Education Release (WER) does not impose time restrictions upon residents in regard to filing grievances alleging sexual abuse prior to or upon completion of a SART investigation.

King County Department of Adult and Juvenile Detention do not require a resident to use any informal grievance process, or to otherwise attempt to resolve with staff, an alleged incident of sexual abuse. Any allegation of sexual abuse, reported by any means, will be treated as a formal allegation and forwarded to the Director Community Corrections Division.

King County Department of Adult and Juvenile Detention ensures that an resident who alleges sexual abuse may submit a grievance without submitting it to a staff member who is the subject of the complaint, and such grievance is not referred to a staff member who is the subject of the complaint. All grievances filed at King County Work Education Release (WER) can be submitted to any staff member. In a case where the staff member is the subject of the complaint, any other counselor can be utilized to submit the grievance.

King County Department of Adult and Juvenile Detention issues a final agency decision on the merits of any portion of a grievance alleging sexual abuse within 90 days of the initial filing of the grievance.

Third parties, including fellow residents, staff members, family members, attorneys, and outside advocates, are permitted to assist residents in filing requests for administrative remedies relating to allegations of sexual abuse, and are also be permitted to file such requests on behalf of residents. King County Work Education Release (WER) will accept notification reports of sexual assault/harassment from third parties; however, standard policies and procedures will be used in the process from that point forward.

King County Department of Adult and Juvenile Detention have established procedures for the filing of an emergency grievance when the resident is subject to a substantial risk of imminent sexual abuse.

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

King County Department of Adult and Juvenile Detention may discipline an resident for filing a grievance related to alleged sexual abuse only where King County Department of Adult and Juvenile Detention demonstrates that the resident filed the grievance in bad faith.

Standard
number here

§115.253 Resident 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)

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

Based on review of King County Sexual Assault Resource Center (KSARC); Washington State domestic Violence Hotline; Harborview Center and interview with random residents I find they meet this standard.

King County Work Education Release (WER) provides residents with access to outside victim advocates for emotional support services related to sexual abuse by giving residents mailing addresses and telephone numbers, including toll-free hotline numbers where available, of local, State, or national victim advocacy or rape crisis organizations. King County Work Education Release (WER) enables reasonable communication between residents and these organizations and agencies, in as confidential a manner as possible. King County Work Education Release (WER) residents will be notified of the Harborview Center and KSARC during Orientation. The staff provides the contact information for a rape victim advocacy and service agency located in the community. This information is also available to them upon request. A resident may make a verbal or written request to staff to contact a KSARC; Harborview Center or Washington State Domestic Violence Hotline at any time. All reasonable measures will be taken to allow for as much privacy as possible.

King County Work Education Release (WER) informs residents, 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. If residents of King County Work Education Release (WER) request to contact a rape crisis organization, staff will make every effort to offer the resident reasonable privacy while maintaining visual security if located in restricted or sensitive areas within King County Work Education Release (WER).

King County Department of Adult and Juvenile Detention maintain memoranda's of understanding with King County Sexual Assault Resource Center (KSARC); Washington State domestic Violence Hotline and Harborview Center.

Standard number here **§115.254 Third party reporting**

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

King County Department of Adult and Juvenile Detention have a method to receive third-party reports of sexual abuse/harassment and distribute publicly, information on how to report sexual abuse and sexual harassment on behalf of a resident. Third party reporting information can be found on www.kingcounty.gov/courts/detention/PREA

Standard number here **§115.261 Staff and agency reporting duties**

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

Based on review of 6.04.001 A9 and on interviews with random staff; Director Community Corrections Division and medical/mental health staff I find they meet this standard

King County Department of Adult and Juvenile Detention requires all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding an incident of sexual abuse or sexual harassment that occurred in a facility, whether or not it is part of King County Department of Adult and Juvenile Detention; retaliation against residents or staff who reported such an incident; and any staff neglect or violation of responsibilities that may have contributed to an incident or retaliation. All personnel at King County Work Education Release (WER) are provided with PREA training that instructs them on the proper procedure for reporting any incidents that are in any way related to PREA.

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

King County Work Education Release (WER)'s staff is instructed through PREA training that any information obtained is limited to a need-to-know basis for staff, and only for the purpose of treatment, security, and management decisions, such as housing, work, education and programming assignments. Information is not to be indiscriminately discussed. Supervisors will always remind staff of this issue when staff report PREA-related issues to their supervisor.

If the alleged victim is considered a vulnerable adult under a State or local vulnerable persons statute, King County Department of Adult and Juvenile Detention reports the allegation to the designated State or local services agency under applicable mandatory reporting laws.

King County Work Education Release (WER) reports all allegations of sexual abuse and sexual harassment, including third-party and anonymous reports, to King County Work Education Release (WER)'s designated investigators. All allegations of sexual abuse and sexual harassment, including third party and anonymous reports, will be reported to the Director Community Corrections Division and PREA Coordinator.

Standard
number here

§115.262 Agency protection duties

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of 6.04.001 A.7 and interviews with random staff, and Director Community Corrections Division I find they meet this standard.

Immediate action is taken to protect residents when King County Department of Adult and Juvenile Detention learn that a resident is subject to a substantial risk of imminent sexual abuse.

Standard
number here

§115.263 Reporting to other confinement facilities

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on interview with Director Community Corrections Division I find they meet this standard. No such notifications have been made.

Upon receiving an allegation that a resident was sexually abused while confined at another facility, the head of King County Work Education Release (WER) that received the allegation notifies the head of the facility or appropriate office where the alleged abuse occurred. Such notification is provided as soon as possible, but no later than 72 hours after receiving the allegation, and all actions are thoroughly documented. In cases where a resident of King County Work Education Release (WER) is sexually abused while confined at another facility the Director Community Corrections Division will immediately upon notification notify the head of that facility.

Standard
number here

§115.264 Staff first responder duties

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of 6.04.001 B4; PREA Response & Containment Checklist and interview with security staff who are first responders and random staff I find they meet this standard.

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

clothes, urinating, defecating, smoking, drinking, or eating. King County Work Education Release (WER) has a local policy outlining the steps to take as a first responder.

If the first staff responder is not a security staff member, the responder request that the alleged victim not take any actions that could destroy physical evidence, and then notify security staff. All non-security staff interviewed acknowledged they had been trained on what to do in the event a sexual assault was reported to them.

Standard number here **§115.265 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)

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

Based on review of Coordinated Response Plan; MOU Harborview and Seattle Police Department and interview with Director Community Corrections Division.

King County Work Education Release (WER) has a written institutional plan to coordinate actions taken in response to an incident of sexual abuse, among staff first responders, medical and mental health practitioners, investigators, and facility leadership. King County Work Education Release (WER) as a written Coordinated Response plan that identifies the roles of each individual involved in the PREA investigations.

Standard number here **§115.266 Preservation of ability to protect residents 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)

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

Based on review of Contract between King County & Unions Representing King County Employees as well as interview with Director Community Corrections Division I find they meet this standard.

Neither King County Department of Adult and Juvenile Detention nor any other governmental entity responsible for collective bargaining on King County Department of Adult and Juvenile Detention's behalf entered into or renewed any collective bargaining agreement or other agreement that limits King County Department of Adult and Juvenile Detention's ability to

remove alleged staff sexual abusers from contact with any residents pending the outcome of an investigation or of a determination of whether and to what extent discipline is warranted.

Standard
number here

§115.267 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)

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

Based on review of 6.04.001 B 15-17; Rules of Behavior; WER PREA Participant Guide book and on interview with Director Community Corrections Division, designated staff member with monitoring retaliation.

King County Department of Adult and Juvenile Detention has a policy to protect all residents and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other residents or staff, and designated the Case Managers to monitor retaliation. Anyone who retaliates against a staff member or a resident who has reported in good faith an allegation of sexual abuse or sexual harassment in good faith shall be subject to disciplinary action.

King County Department of Adult and Juvenile Detention has multiple protection measures, such as housing changes or transfers for resident victims or abusers, removal of alleged staff or resident abusers from contact with victims, and emotional support services for residents or staff that fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigations. Multiple protection measures include resident housing changes or transfers, removal of alleged staff or resident abusers from contact with victims, and emotional support services for residents or staff who fear retaliation for reporting or for cooperating with investigations.

For at least 90 days following a report of sexual abuse, King County Department of Adult and Juvenile Detention monitors the conduct and treatment of residents or staff who reported the sexual abuse and of residents who were reported to have suffered sexual abuse to see if there are changes that may suggest possible retaliation by residents or staff, and act promptly to remedy any such retaliation. There is periodic status checks performed. Items King County Department of Adult and Juvenile Detention should monitor include any resident disciplinary reports, housing, or program changes, or negative performance reviews or reassignments of staff. King County Department of Adult and Juvenile Detention continue such monitoring beyond 90 days if the initial monitoring indicates a continuing need. The Case Managers have been designated as monitoring retaliation shall, for at least 90 days following a report of abuse, monitor the conduct and treatment of residents or staff who reported the sexual abuse to see if there are any changes that may suggest possible retaliation, and will act promptly to remedy any such retaliation. This monitoring will include review of any resident disciplinary reports,

housing or program changes, or negative performance reviews or reassignments of staff. Such monitoring shall continue beyond 90 days if the initial monitoring indicates a continuing need.

If any other individual who cooperates with an investigation expresses a fear of retaliation, King County Department of Adult and Juvenile Detention take appropriate measures to protect that individual against retaliation. If any other individuals/residents, who are cooperating with the investigation, feel a need for retaliation monitoring, the appointed staff for the victim will also serve in this capacity for these identified individuals.

Standard
number here

§115.271 Criminal and administrative agency investigation

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of 1.05.001 Special Investigation Unit and interview with investigative staff from IIU (during previous audit of KCCF) I find they meet this standard.

When King County Department of Adult and Juvenile Detention conducts its own investigations into allegations of sexual abuse and sexual harassment, it does so promptly, thoroughly, and objectively for all allegations, including third-party and anonymous reports. All initial abuse and harassment allegation investigations will be conducted by King County Internal Investigations Unit. Substantiated SART investigations will immediately be referred to the King County sheriff Office or Seattle Police Department.

Where sexual abuse is alleged, King County Department of Adult and Juvenile Detention uses investigators who have received special training in sexual abuse investigations. All internal investigators are required to attend additional PREA training.

Investigators gather and preserve direct and circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data; interview alleged victims, suspected perpetrators, and witnesses; and review prior complaints and reports of sexual abuse involving the suspected perpetrator. King County Work Education Release (WER) follows the procedures set forth in policy number 1.05.001 Special Investigation Unit follows a uniform evidence protocol that maximizes the potential for obtaining usable (physical) evidence for administrative proceedings and criminal prosecutions. The response to sexual assault follows the U.S. Department of Justice's Protocol for Sexual Assault Medical Forensic Examinations, Adults/Adolescents, dated April 2013, or the most current version. SANE protocols and SART investigation procedures are initiated.

When the quality of evidence appears to support criminal prosecution, King County Department of Adult and Juvenile Detention conducts compelled interviews only after consulting with prosecutors as to whether compelled interviews may be an obstacle for subsequent criminal

prosecution. King County Work Education Release (WER) complies with this standard by following policies and procedures as outlined in 1.05.01 Special Investigation Unit in regard to PREA Investigations concerning criminal prosecutions.

The credibility of an alleged victim, suspect, or witness is assessed on an individual basis and is not determined by the person's status as resident or staff. No agency requires a resident who alleges sexual abuse to submit to a polygraph examination or other truth-telling device as a condition for proceeding with the investigation of such an allegation. King County Work Education Release (WER) complies with this standard by following policies and procedures as outlined in 1.05.01 Special Investigation Unit in regard to PREA Investigations concerning criminal prosecutions.

Criminal investigations shall be documented in a written report that contains a thorough description of physical, testimonial, and documentary evidence and attaches copies of all documentary evidence where feasible. Criminal investigation reports involving a PREA investigation will be maintained locally as part of the investigative unit for a period of no less than five years.

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

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

The departure of the alleged abuser or victim from the employment or control of King County Work Education Release (WER) or agency does not provide a basis for terminating an investigation.

Standard
number here

§115.272 Evidentiary standard for administrative investigation

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of 1.05.001 Special Investigation Unit and interview with investigative staff I find they meet this standard.

King County Department of Adult and Juvenile Detention imposes no standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated.

Standard
number here

§115.273 Reporting to residents

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of 1.05.001 Special Investigation Unit and 6.04.001 B 12&13 and interview with Director Community Corrections Division and investigative staff I find they meet this standard.

Following an investigation into a resident's allegation that they suffered sexual abuse in an agency facility, King County Department of Adult and Juvenile Detention informs the resident as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded. King County Work Education Release (WER) complies with this standard by following 6.04.001 PREA B 12 & 13 which states, "King County Work Education Release (WER) shall inform the resident as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded. This will be completed by the Director Community Corrections Division unless the appointing authority delegates to another designee under certain circumstances. Such notifications or attempted notifications shall be documented. Following a resident's allegation that a staff member has committed sexual abuse against the resident, and upon completion of the Internal Investigation, an assessment of the appropriateness of notification will be made by the Appointing Authority in consultation with Departments Legal Office. If determined that notification is appropriate, it will be made in accordance with 28 CFR § 115.73."

If King County Department of Adult and Juvenile Detention did not conduct the investigation, it requests the relevant information from the investigative agency in order to inform the resident. King County Work Education Release (WER) will obtain a copy of the investigation document and make proper notification to the resident as defined by policy.

Following an resident's allegation that a staff member has committed sexual abuse against the resident, King County Department of Adult and Juvenile Detention subsequently informs the resident (unless King County Department of Adult and Juvenile Detention has determined that the allegation is unfounded) whenever the staff member is no longer posted within the resident's unit; the staff member is no longer employed at King County Work Education Release (WER); King County Department of Adult and Juvenile Detention learns that the staff member has been indicted on a charge related to sexual abuse within King County Work Education Release (WER); or King County Department of Adult and Juvenile Detention learns that the staff member has been convicted on a charge related to sexual abuse within King County Work Education Release (WER). King County Work Education Release (WER) will comply with this directive by following 6.04.001 B 12 & 13, "Following a resident's allegation that a staff member has committed sexual abuse against the resident, and upon completion of the Internal

Investigation, an assessment of the appropriateness of notification will be made by the Appointing Authority in consultation with Department's Legal Office. If determined that notification is appropriate, it will be made in accordance with 28 CFR § 115.73."

Following an resident's allegation that they had been sexually abused by another resident, King County Department of Adult and Juvenile Detention subsequently informs the alleged victim whenever King County Department of Adult and Juvenile Detention learns that the alleged abuser has been indicted on a charge related to sexual abuse within King County Work Education Release (WER); or King County Department of Adult and Juvenile Detention learns that the alleged abuser has been convicted on a charge related to sexual abuse within King County Work Education Release (WER).

All such notifications or attempted notifications are documented.

An agency's obligation to report under this standard is terminated if the resident is released from King County Department of Adult and Juvenile Detention's custody.

Standard
number here

§115.276 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)

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

Based on review of 6.04.001 B14 and Code of Conduct I find they meet this standard.

No staff have been subject to a PREA investigation.

Staff are subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies. Termination is the presumptive disciplinary sanction for staff who have engaged in sexual abuse. In accordance with Code of Conduct, staff that engage in sexual misconduct with residents shall be banned from correctional institutions and subject to disciplinary action, up to and including termination, and may also be referred for criminal prosecution, when appropriate.

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

All terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, are reported to law enforcement agencies, unless the activity was clearly not criminal, and to any relevant licensing bodies. Staff members who are found to have engaged in sexual misconduct/abuse shall be banned from correctional institutions or subject to disciplinary sanctions up to and including termination. Staff may also be referred for criminal prosecution and the incident will be reported, as required, to the office of professional standards. Contractors and Volunteers who engage in sexual abuse will be prohibited from contact with residents and reported to the appropriate law enforcement agencies.

Standard
number here

§115.277 Corrective action for contractors and volunteers

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of 6.04.001 PREA and interview with Director Community Corrections Division I find they meet this standard.

King County Work Education Center does not have any contractors however any volunteer who engages in sexual abuse is prohibited from contact with residents and are reported to law enforcement agencies, unless the activity was clearly not criminal, and to relevant licensing bodies. King County Work Education Release (WER)'s staff will immediately remove any or volunteer from King County Work Education Release (WER) if they engage in sexual abuse. The volunteer will be prohibited from contact with residents and will report to the appropriate law enforcement agency. The relevant licensing body will also be notified.

King County Work Education Release (WER) takes appropriate remedial measures, and considers whether to prohibit further contact with residents, in the case of any other violation of agency sexual abuse or sexual harassment policies by a contractor or volunteer. All King County Work Education Release (WER)'s volunteers and contractors that do not adhere to the PREA standards set forth in 6.04.001 are subject to the disciplinary standards as defined by that same policy. Remedial measures may include prohibiting contact with residents and reporting the incident to the Seattle Police Department.

Standard
number here

§115.278 Disciplinary sanctions for residents

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of 9.01.007 WER Disciplinary Policy Section D; Resident Rules of Behavior and WER Participant Guidebook I find they meet this standard.

There have been no incidents of resident-on-resident sexual abuse however policies are in place that address the following:

Residents are subject to disciplinary sanctions pursuant to a formal disciplinary process following an administrative finding that the resident engaged in resident-on-resident sexual abuse or following a criminal finding of guilt for resident-on-resident sexual abuse. King County Work Education Release (WER) will subject residents to disciplinary sanctions pursuant to a formal disciplinary process following an administrative finding that the resident engaged in resident-on-resident sexual abuse or a criminal finding of guilt for resident-on-resident sexual abuse. Residents in violation of this rule would be transferred from the work release center to the main jail.

Sanctions are commensurate with the nature and circumstances of the abuse committed, the resident's disciplinary history, and the sanctions imposed for comparable offenses by other residents with similar histories. Sanctions will be commensurate with the nature and circumstances of the abuse committed, the resident's disciplinary history, and the sanctions imposed for comparable offenses by other residents with similar histories.

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

King County Work Education Release (WER) offers trauma specific individual therapy for children, teens, and adults, as well as group therapy for adult survivors of child sexual abuse. After speaking with a client care specialist, new clients may be connected to a therapist for a clinical assessment. Upon completion of the assessment, recommendations for treatment will be made with the goal of reducing symptoms of trauma.

King County Department of Adult and Juvenile Detention disciplines a resident for sexual contact with staff only upon a finding that the staff member did not consent to such contact.

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

King County Department of Adult and Juvenile Detention prohibits all sexual activity between residents and may discipline residents for such activity.

Standard number here	§115.282 Access to emergency medical and mental health services
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of 9. 04.001 Community corrections Medical Mental Health Care; MOU Harborview and interview with medical and mental health staff I find they meet this standard.

The King County Sexual Assault Resource Center (KSARC), provides free confidential services for victim of sexual assault and their families, including: providing trained advocates to respond to victims of sexual assault via its 24 hour hotline. KCSARC also serves victims of sexual assault in the Spanish Speaking community.

Resident 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.

There are no medical or mental health staff at the work release center therefore security staff acting as first responders take preliminary steps to protect the victim until they are transported to Harborview Medical Center for medical treatment.

Resident victims of sexual abuse while incarcerated are offered timely information about and timely access to sexually transmitted infections prophylaxis, in accordance with professionally accepted standards of care, where medically appropriate. The resident is transported to Harborview for this follow up treatment.

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

Standard number here	§115.283 Ongoing medical and mental health care for sexual abuse victims
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Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of 9.04.01 WER Medical section D and MOU with Harborview Center I find they meet this standard.

King County Work Education Release (WER) does not have medical or mental health staff therefore all medical and mental health services are provided at Harborview Medical Center.

King County Work Education Release (WER) offers medical and mental health evaluation and, as appropriate, treatment to all residents who have been victimized by sexual abuse in any prison, jail, lockup, or juvenile facility. In providing ongoing medical treatment services, King County Work Education Release (WER) utilizes the medical services of Harborview Medical Center. In providing ongoing mental health services Harborview Medical Center also provides these services. All of these services are provided at no cost to the resident in the case of sexual abuse victims or abusers.

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. These services are provided at Harborview Medical Center.

King County Work Education Release (WER) provides such victims with medical and mental health from the community.

Resident victims of sexual abuse while incarcerated are offered tests for sexually transmitted infections as medically appropriate. All King County Work Education Release (WER)'s residents who are victims of Sexual assault are treated by the Sexual Assault Nurse Examiner (SANE). Depending on the circumstances of the abuse, testing for sexually transmitted infections will be conducted at Harborview Center at no cost to the resident.

Treatment services are provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident. King County Work Education Release (WER) does not charge residents for PREA related treatments or services.

Standard
number here

§115.286 Sexual abuse incident reviews

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of 6.04.001 A 18; 4.03.010 Sexual Abuse Incident Review committee; Sexual Abuse Incident Report; Sexual Abuse Incident Review Committee Meeting Agenda form and Sexual Abuse Incident Reviews and interview with Director Community Corrections Division, PREA Coordinator; incident review team.

King County Work Education Release (WER) conducts a sexual abuse incident review at the conclusion of every sexual abuse investigation, including where the allegation has not been substantiated, unless the allegation has been determined to be unfounded. This review occurs within 30 days of the conclusion of the investigation. The review team includes upper-level management officials, with input from line supervisors, investigators, and medical or mental health practitioners.

The review team considers whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse; whether the incident or allegation was motivated by race; ethnicity; gender identity; lesbian, gay, bisexual, transgender, or intersex identification, status, or perceived status; or gang affiliation; or was motivated or otherwise caused by other group dynamics at King County Work Education Release (WER); and they examine the area in King County Work Education Release (WER) 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.

Standard
number here

§115.287 Data collection

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of 6.04.001 A19; DAJD PREA Annual 2015 Report and PREA Spreadsheet I find they meet this standard.

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

The incident-based data collected is based on the most recent version of the Survey of Sexual Violence conducted by the Department of Justice. No request has been made.

King County Department of Adult and Juvenile Detention maintains, reviews, and collects data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews.

King County Department of Adult and Juvenile Detention obtains incident-based and aggregated data from every private facility with which it contracts for the confinement of its residents.

Upon request, King County Department of Adult and Juvenile Detention provides all such data from the previous calendar year to the Department of Justice no later than June 30.

Standard
number here

§115.288 Data review for corrective action

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of PREA 2015 Annual Report and interview with PREA coordinator.

King County Department of Adult and Juvenile Detention reviews data collected to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including identifying problem areas; taking corrective action on an ongoing basis; and preparing an annual report of its findings and corrective actions for each facility, as well as King County Department of Adult and Juvenile Detention as a whole.

Such reports includes a comparison of the current year's data and corrective actions with those from prior years and provide an assessment of King County Department of Adult and Juvenile Detention's progress in addressing sexual abuse.

King County Department of Adult and Juvenile Detention's report is approved by King County Department of Adult and Juvenile Detention head and made readily available to the public through its website www.kingcounty.gov/courts/detention/PREA.

Standard
number here

§115.289 Data storage, publication and destruction

Exceeds Standard (substantially exceeds requirement of standard)

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

Does Not Meet Standard (requires corrective action)

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

Based on review of PREA 2015 Annual Report I find they meet this standard.

King County Department of Adult and Juvenile Detention makes all aggregated sexual abuse data, from facilities under its direct control and private facilities with which it contracts, readily available to the public at least annually through its website www.kingcounty.gov/courts/detention/PREA.

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

AUDITOR CERTIFICATION:

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

Katherine Brown

May 19, 2016

Auditor Signature

Date