

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

Interim     Final

**Date of Interim Audit Report:** [Click or tap here to enter text.](#)     N/A

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

**Date of Final Audit Report:** August 17, 2020

## Auditor Information

<b>Name:</b> Cynthia Malm	<b>Email:</b> cmalm@idahosheriffs.org
<b>Company Name:</b> Idaho Sheriffs' Association	
<b>Mailing Address:</b> 3100 Vista Ave., Ste 203	<b>City, State, Zip:</b> Boise, Idaho 83705
<b>Telephone:</b> 208-346-1065	<b>Date of Facility Visit:</b> July 13 – 16, 2020

## Agency Information

<b>Name of Agency:</b> Bonneville County Sheriff's Office			
<b>Governing Authority or Parent Agency (If Applicable):</b> <a href="#">Click or tap here to enter text.</a>			
<b>Physical Address:</b> 605 North Capital		<b>City, State, Zip:</b> Idaho Falls, Idaho 83402	
<b>Mailing Address:</b> 605 North Capital		<b>City, State, Zip:</b> Idaho Falls, Idaho 83402	
<b>The Agency Is:</b>	<input type="checkbox"/> Military	<input type="checkbox"/> Private for Profit	<input type="checkbox"/> Private not for Profit
<input type="checkbox"/> Municipal	<input checked="" type="checkbox"/> County	<input type="checkbox"/> State	<input type="checkbox"/> Federal
<b>Agency Website with PREA Information:</b> bonnevillesheriff.com			

## Agency Chief Executive Officer

<b>Name:</b> Sheriff Paul Wilde	
<b>Email:</b> pwilde@co.bonneville.id.us	<b>Telephone:</b> 208-529-1350 Ext 1311

## Agency-Wide PREA Coordinator

<b>Name:</b> Lt. Mike Huston and Lt. Mike Picket – Co-Coordinators	
<b>Email:</b> mhuston@co.bonneville.id.us	<b>Telephone:</b> 208-529-1315 Ext. 5303
<b>PREA Coordinator Reports to:</b> Capt. Brian Covert	<b>Number of Compliance Managers who report to the PREA Coordinator:</b> Three (3) (1 currently vacant)

## Facility Information

**Name of Facility:** Bonneville County Jail

**Physical Address:** 900 Environmental Way

**City, State, Zip:** Idaho Falls, Idaho 83401

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

605 North Capital

**City, State, Zip:** Idaho Falls, Idaho 83401

**The Facility Is:**

Military

Private for Profit

Private not for Profit

Municipal

County

State

Federal

**Facility Type:**

Prison

Jail

**Facility Website with PREA Information:** bonnevillesheriff.com

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

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

ACA

NCCHC

CALEA

Other (please name or describe: [Click or tap here to enter text.](#))

N/A

**If the facility has completed any internal or external audits other than those that resulted in accreditation, please describe:**  
Idaho Sheriffs' Association Certificate of Compliance, December 2019

### Warden/Jail Administrator/Sheriff/Director

**Name:** Captain Brian Covert

**Email:** bcovert@co.bonneville.id.us

**Telephone:** 208-529-1315 Ext. 5103

### Facility PREA Compliance Manager

**Name:** Sgt. Teresa White

**Email:** twhite@co.bonneville.id.us

**Telephone:** 208-529-1315 Ext. 5166

### Facility Health Service Administrator N/A

**Name:** Dr. Jeff Keller

**Email:** jkeller@badgermedicine.com

**Telephone:** 208-522-9831

### Facility Characteristics

**Designated Facility Capacity:**

533

**Current Population of Facility:**

274

Average daily population for the past 12 months:	366	
Has the facility been over capacity at any point in the past 12 months?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Which population(s) does the facility hold?	<input type="checkbox"/> Females <input type="checkbox"/> Males <input checked="" type="checkbox"/> Both Females and Males	
Age range of population:	18 - 75	
Average length of stay or time under supervision:	11.91 days	
Facility security levels/inmate custody levels:	Minimum, Medium, Maximum, Ad-Seg, Protective custody	
Number of inmates admitted to facility during the past 12 months:	5722	
Number of inmates admitted to facility during the past 12 months whose length of stay in the facility was for 72 hours or more:	1648	
Number of inmates admitted to facility during the past 12 months whose length of stay in the facility was for 30 days or more:	593	
Does the facility hold youthful inmates?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Number of youthful inmates held in the facility during the past 12 months: (N/A if the facility never holds youthful inmates)	Click or tap here to enter text. <input type="checkbox"/> 0	
Does the audited facility hold inmates for one or more other agencies (e.g. a State correctional agency, U.S. Marshals Service, Bureau of Prisons, U.S. Immigration and Customs Enforcement)?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Select all other agencies for which the audited facility holds inmates: Select all that apply (N/A if the audited facility does not hold inmates for any other agency or agencies):	<input type="checkbox"/> Federal Bureau of Prisons <input type="checkbox"/> U.S. Marshals Service <input type="checkbox"/> U.S. Immigration and Customs Enforcement <input type="checkbox"/> Bureau of Indian Affairs <input type="checkbox"/> U.S. Military branch <input checked="" type="checkbox"/> State or Territorial correctional agency <input checked="" type="checkbox"/> County correctional or detention agency <input type="checkbox"/> Judicial district correctional or detention facility <input type="checkbox"/> City or municipal correctional or detention facility (e.g. police lockup or city jail) <input type="checkbox"/> Private corrections or detention provider <input type="checkbox"/> Other - please name or describe: Click or tap here to enter text. <input type="checkbox"/> N/A	
Number of staff currently employed by the facility who may have contact with inmates:	100	
Number of staff hired by the facility during the past 12 months who may have contact with inmates:	9	
Number of contracts in the past 12 months for services with contractors who may have contact with inmates:	2	
Number of individual contractors who have contact with inmates, currently authorized to enter the facility:	17	
Number of volunteers who have contact with inmates, currently authorized to enter the facility:	189	

## Physical Plant

<b>Number of buildings:</b>  Auditors should count all buildings that are part of the facility, whether inmates are formally allowed to enter them or not. In situations where temporary structures have been erected (e.g., tents) the auditor should use their discretion to determine whether to include the structure in the overall count of buildings. As a general rule, if a temporary structure is regularly or routinely used to hold or house inmates, or if the temporary structure is used to house or support operational functions for more than a short period of time (e.g., an emergency situation), it should be included in the overall count of buildings.	1
<b>Number of inmate housing units:</b>  Enter 0 if the facility does not have discrete housing units. DOJ PREA Working Group FAQ on the definition of a housing unit: How is a "housing unit" defined for the purposes of the PREA Standards? The question has been raised in particular as it relates to facilities that have adjacent or interconnected units. The most common concept of a housing unit is architectural. The generally agreed-upon definition is a space that is enclosed by physical barriers accessed through one or more doors of various types, including commercial-grade swing doors, steel sliding doors, interlocking sally port doors, etc. In addition to the primary entrance and exit, additional doors are often included to meet life safety codes. The unit contains sleeping space, sanitary facilities (including toilets, lavatories, and showers), and a dayroom or leisure space in differing configurations. Many facilities are designed with modules or pods clustered around a control room. This multiple-pod design provides the facility with certain staff efficiencies and economies of scale. At the same time, the design affords the flexibility to separately house inmates of differing security levels, or who are grouped by some other operational or service scheme. Generally, the control room is enclosed by security glass, and in some cases, this allows inmates to see into neighboring pods. However, observation from one unit to another is usually limited by angled site lines. In some cases, the facility has prevented this entirely by installing one-way glass. Both the architectural design and functional use of these multiple pods indicate that they are managed as distinct housing units.	18
<b>Number of single cell housing units:</b>	3
<b>Number of multiple occupancy cell housing units:</b>	5
<b>Number of open bay/dorm housing units:</b>	15 (2 are currently closed)
<b>Number of segregation cells (for example, administrative, disciplinary, protective custody, etc.):</b>	49
<b>In housing units, does the facility maintain sight and sound separation between youthful inmates and adult inmates? (N/A if the facility never holds youthful inmates)</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A
<b>Does the facility have a video monitoring system, electronic surveillance system, or other monitoring technology (e.g. cameras, etc.)?</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<b>Has the facility installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology in the past 12 months?</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<b>Medical and Mental Health Services and Forensic Medical Exams</b>	
<b>Are medical services provided on-site?</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<b>Are mental health services provided on-site?</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

<p><b>Where are sexual assault forensic medical exams provided? Select all that apply.</b></p>	<input type="checkbox"/> On-site <input checked="" type="checkbox"/> Local hospital/clinic <input checked="" type="checkbox"/> Rape Crisis Center <input type="checkbox"/> Other (please name or describe: <a href="#">Click or tap here to enter text.</a> )
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**Investigations**

**Criminal Investigations**

<p><b>Number of investigators employed by the agency and/or facility who are responsible for conducting CRIMINAL investigations into allegations of sexual abuse or sexual harassment:</b></p>	<p><b>1</b></p>
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<p><b>When the facility received allegations of sexual abuse or sexual harassment (whether staff-on-inmate or inmate-on-inmate), CRIMINAL INVESTIGATIONS are conducted by: Select all that apply.</b></p>	<input type="checkbox"/> Facility investigators <input checked="" type="checkbox"/> Agency investigators <input checked="" type="checkbox"/> An external investigative entity
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<p><b>Select all external entities responsible for CRIMINAL INVESTIGATIONS: Select all that apply (N/A if no external entities are responsible for criminal investigations)</b></p>	<input type="checkbox"/> Local police department <input checked="" type="checkbox"/> Local sheriff's department <input type="checkbox"/> State police <input type="checkbox"/> A U.S. Department of Justice component <input checked="" type="checkbox"/> Other (please name or describe: <b>Tri-County Investigators</b> ) <input type="checkbox"/> N/A
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**Administrative Investigations**

<p><b>Number of investigators employed by the agency and/or facility who are responsible for conducting ADMINISTRATIVE investigations into allegations of sexual abuse or sexual harassment?</b></p>	<p><b>7</b></p>
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<p><b>When the facility receives allegations of sexual abuse or sexual harassment (whether staff-on-inmate or inmate-on-inmate), ADMINISTRATIVE INVESTIGATIONS are conducted by: Select all that apply</b></p>	<input checked="" type="checkbox"/> Facility investigators <input type="checkbox"/> Agency investigators <input type="checkbox"/> An external investigative entity
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<p><b>Select all external entities responsible for ADMINISTRATIVE INVESTIGATIONS: Select all that apply (N/A if no external entities are responsible for administrative investigations)</b></p>	<input type="checkbox"/> Local police department <input type="checkbox"/> Local sheriff's department <input type="checkbox"/> State police <input type="checkbox"/> A U.S. Department of Justice component <input type="checkbox"/> Other (please name or describe: <a href="#">Click or tap here to enter text.</a> ) <input checked="" type="checkbox"/> N/A
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# Audit Findings

## Audit Narrative (including Audit Methodology)

*The auditor's description of the audit methodology should include a detailed description of the following processes during the pre-onsite audit, onsite audit, and post-audit phases: documents and files reviewed, discussions and types of interviews conducted, number of days spent on-site, observations made during the site-review, and a detailed description of any follow-up work conducted during the post-audit phase. The narrative should describe the techniques the auditor used to sample documentation and select interviewees, and the auditor's process for the site review.*

The Prison Rape Elimination Act (PREA) on-site audit of the Bonneville County Jail in Idaho Falls, Idaho was conducted on July 13 – 16, 2020 by Cynthia Malm from Boise, Idaho, a U.S. Department of Justice Certified PREA auditor for adult facilities. Pre-audit preparation included a thorough review of all documentation and materials submitted by the facility in on a flash drive along with the data included in the completed Pre-Audit Questionnaire. The auditor reviewed documentation that included agency policies and procedures, detention policies and procedures, forms, education materials, training curriculum, organizational charts, mission statements, checklists, posters, inmate handbooks, flyers, investigation reports, website information, and other PREA related materials that were provided to demonstrate compliance with the PREA standards. This review prompted a series of questions that were noted on the auditor's compliance tool and the auditor posed the questions to the Lt. Mike Huston, one of the PREA Coordinators, at the on-site audit.

Prior to the onsite audit, the facility sent the auditor verification that the notices of the audit were posted on May 21, 2020. The notices were still up in the housing units during the onsite audit. The auditor received one letter from an inmate of the Bonneville County Jail prior to the audit who had two concerns. The auditor interviewed the inmate and determined that the first concern was not a PREA concern and the second concern had no basis in fact. When the auditor discussed the determinations with the inmate, he agreed and expressed thanks for being interviewed.

An entrance meeting was held with Capt. Brian Covert, Jail Administrator, Sgt. Brian Johnson, Training Coordinator of the Bonneville County Sheriff's Office, Lt. Mike Huston, PREA Coordinator, and Lt. Mike Pickett, Co-PREA Coordinator. Lt. Mike Huston provided the auditor a list of all of the staff of the facility and their schedules, including specialized staff prior to the onsite audit, and a list of all of the inmates in the facility and where they were housed at the onsite audit. The auditor explained the process of the audit and answered any questions the agency had about the audit process.

During the four days (46 hours) of the on-site audit, the auditor was provided a private room within the Sheriff's Office from which to work and conduct confidential interviews of staff. A private room was also provided within the secure perimeter of the Jail to conduct interviews of inmates. Formal personal interviews were conducted with facility staff, specialty staff, inmates, and contract employees. The auditor interviewed a total of twenty-three inmates who were randomly selected from each of 14 housing units in the Jail by doing a random pencil point. I did not interview any inmate in Dorm 3 as it is the quarantine pod for new bookings waiting to be cleared of Covid-19. I also was not able to interview anyone in Dorm 6 because the entire dorm refused to talk to me stating they are "tired of hearing about PREA" and had no interest in discussing it with me. And, two dorms are currently closed down so there were no inmates in them to interview. There was one inmate in the Jail who speaks only Spanish and, when pulled from Dorm 6, refused to be interviewed. Also interviewed were two inmates who had reported being sexually abused in the community and one inmate who identified with being lesbian. There were no youthful, transgender, intersex, or disabled inmates in the facility to interview. There were no inmates in segregated housing who had been a victim of sexual abuse for the auditor to interview. Inmates were interviewed using the recommended DOJ protocols that question their

knowledge of a variety of PREA protections, generally and specifically, their knowledge of reporting mechanisms available to inmates to report abuse or harassment. All of the inmates interviewed acknowledged that they had received training on PREA at booking and received a PREA pamphlet and inmate handbook that contained information on how to report a sexual assault or sexual harassment. All stated they watch a video every Tuesday in their housing units and the information is on the kiosk in housing units. The inmates also stated that posters are everywhere in the units and other rooms in the Jail. The auditor reviewed ten forms inmates had signed at booking acknowledging that they had been given information on the zero-tolerance policy for sexual abuse and sexual harassment and how to report incidents. Many of the inmates interviewed stated that the deputies are very dedicated at teaching about PREA, are very professional, and would not tolerate any sexual abuse or sexual harassment of inmates. Many of the inmates stated that they are tired of hearing about PREA in the Bonneville County Jail. Others complimented the staff by saying that they have received more training on PREA in the Bonneville County Jail than any other jail or prison they have been in.

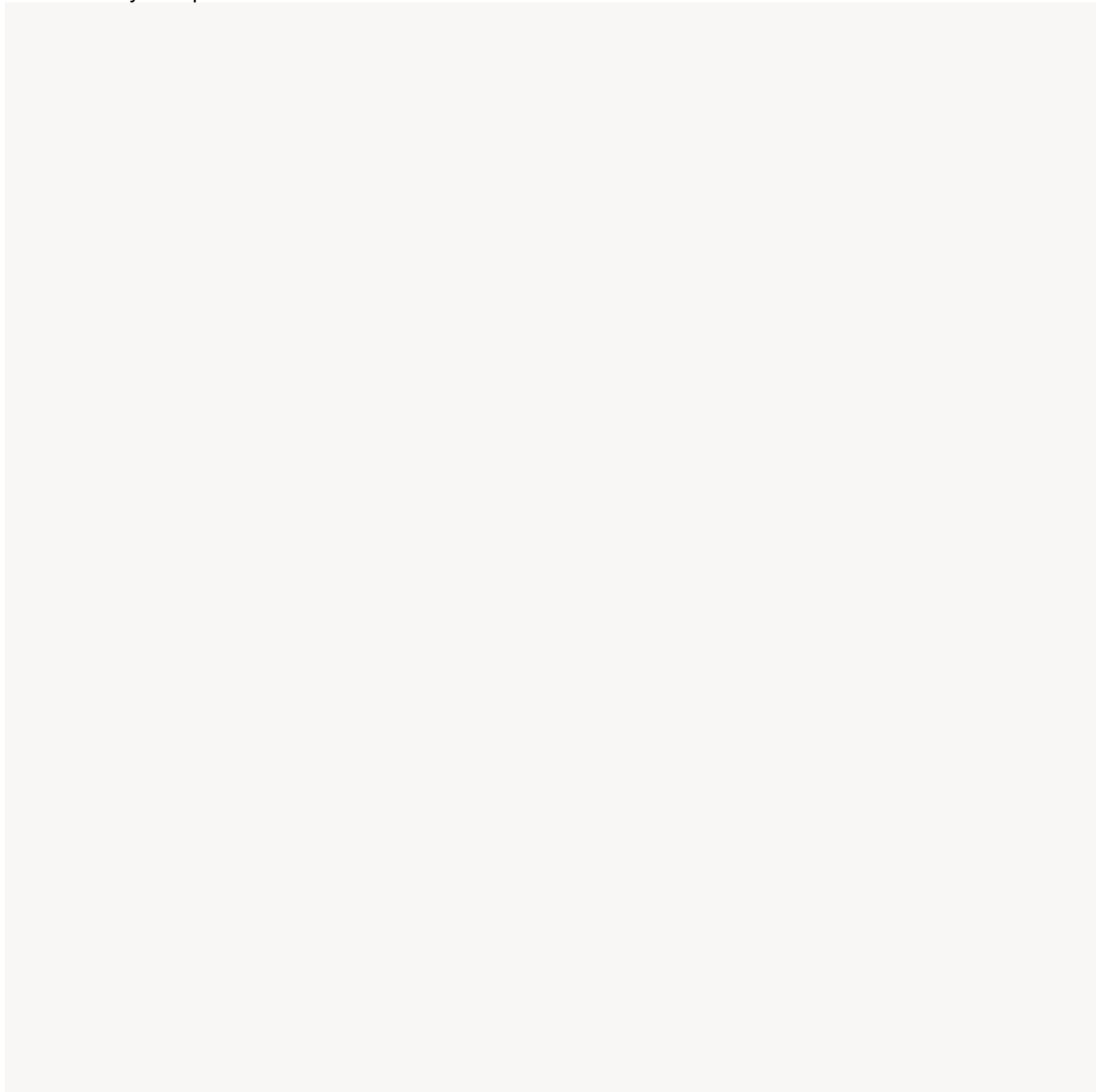
The auditor interviewed twelve random staff members representing two shifts (1<sup>st</sup> shift 7:00 a.m. to 7:00 p.m. and 2<sup>nd</sup> shift 7:00 p.m. to 7:00 a.m.). In addition to the twelve random staff interviews were eleven specialty staff interviews including the Mental Health Provider, a Medical Provider, an Administrative Investigator, a Criminal Investigator, one Intake Officer, one Risk Screening/Classification Officer, a Sergeant, a Volunteer, a Retaliation Monitor, a Human Resource Officer, and a member of the Incident Review Team. Also interviewed were the Sheriff, Jail Administrator, PREA Coordinator, and a PREA Compliance Manager. Staff were interviewed using the DOJ protocols that question their PREA training and overall knowledge of the agency's zero tolerance policy, reporting mechanisms available to inmates and staff, the response protocols when an inmate alleges sexual abuse or sexual harassment, and first responder duties. There are no SAFE or SANE employees at the facility as they are made available at the Eastern Idaho Regional Medical Center (EIRMC) in Idaho Falls, Idaho. All staff were very knowledgeable about PREA and their responsibilities in preventing, detecting, and reporting sexual abuse and sexual harassment. All confirmed that they have extensive yearly training on those responsibilities. The auditor reviewed random staff training records, rosters for attendance at PREA training and the curriculum taught at the training to determine compliance with training mandates. The auditor also reviewed background check procedures for hiring and the list of detention staff who have had background checks at a minimum of every five years after hire. Case files for ten inmates in the facility were reviewed in the booking room to evaluate screening and intake procedures, inmate education, and inmate signatures of acknowledgement. Classification records of inmate education, risk assessments, and housing decisions were also reviewed.

Following the entrance meeting, the auditor toured the facility from 10:30 a.m. – 1:00 p.m. and was escorted by Lt. Mike Huston, PREA Coordinator. During the tour, the auditor reviewed the booking process, observed the facility configuration, camera and mirror placement throughout the facility, blind spots, staff placement for supervision of inmates, toilet and shower areas, notices posted throughout the building and documentation to assist in determining compliance with the standards. The auditor noted that shower areas allow inmates to shower separately and shower stalls have shower curtains for privacy. Toilet areas have half walls and curtains that limit viewing. The auditor reviewed the camera views on a monitor in the Control Center and verified that toilets and showers were not monitored by the cameras. Notices of the PREA audit were posted throughout the facility in the dayrooms and the date on the notices was May 21, 2020. During the tour, the auditor was given privacy to talk informally to staff and inmates in the booking room, housing units, program areas, and work areas. Inmates were able to tell the auditor how to report a sexual abuse or sexual harassment and verified that they receive a lot of information on PREA. They also verified that the notice of the audit had been on the wall for a couple of months but none could tell me exactly what date it was posted. The auditor interviewed several staff members working their posts to ask questions about their positions, procedures in their areas, and how their areas contributed to protection from sexual abuse and sexual harassment. The facility brought the auditor's attention to a couple of areas that might be blind spots but the auditor

determined that they were not blind spots because of policy and procedure in place to monitor the areas.

On the fourth day of the onsite audit, the auditor reviewed questions noted on the auditor's compliance tool and reviewed additional documentation to verify compliance with the standards.

At the conclusion of the on-site audit, an exit meeting was held between the auditor, Capt. Brian Covert, and Lt. Mike Huston to discuss the audit findings and the auditor determined that the Bonneville County Jail was fully compliant with all of the PREA standards.





## Facility Characteristics

*The auditor's description of the audited facility should include details about the facility type, demographics and size of the inmate, resident or detainee population, numbers and type of staff positions, configuration and layout of the facility, numbers of housing units, description of housing units including any special housing units, a description of programs and services, including food service and recreation. The auditor should describe how these details are relevant to PREA implementation and compliance.*

The Bonneville County Sheriff's Office operates the Bonneville County Jail which is an indirect detention facility with a rated capacity of 533 beds. Two dorms are currently closed bringing the rated capacity down to 457. General population in the main jail has seven indirect supervision housing units for male inmates only. The special housing area has four indirect supervision housing units and five single person observation cells. The In-Custody Treatment (ICTX) Unit has two indirect supervision housing units and is currently unoccupied. The Work Release Center has five indirect supervision housing units and accommodates male and female inmates housed separately. The inmate count on the day of the audit was 277. Female inmates are housed in three of the indirect housing units, special management inmates in four indirect housing units, medium custody in five indirect housing units, maximum custody in one indirect housing unit and no juveniles are held in the facility.

The Bonneville County Jail consists of one building and is located at 900 Environmental Way, Idaho Falls, Idaho 83401. The jail houses male and female adult inmates. New arrests are brought into the jail via a secure sally port. The arrestee is pat searched in an intake area, medically screened and scanned, fully clothed, with a full body scanner and then brought into the booking room for processing. The body scanner has a PREA filter on it. Surrounding the booking control area to the east are 5 single person observation cells, a one person waiting cell and one group waiting room. On the west side are four 2 to 4 persons housing units for special management inmates. Just outside the booking area to the south is a Master Control Room which is the primary communication center in the facility. There are two main corridors in the facility. One corridor runs north/south from booking to male housing and consists of a control center surrounded by seven housing units, an outdoor recreation yard and an indoor recreation yard. Starting at the east door and working around the west door, the housing area is set up as follows: indoor recreation, outdoor recreation, Dorm 1, two tiers with bunk beds on both tiers, 22 beds on the bottom tier and 20 beds on the top tier.

Both tiers have day areas, showers, toilets and sinks. Dorm 2 is set up the same as Dorm 1 except it has 24 beds on the bottom tier and 20 beds on the top tier. Dorm 3 is a reception unit with two tiers and a day room. It is currently being used as a quarantine dorm for the coronavirus. The top tier has 8 two-man cells. The bottom tier has 8 two-man cells with one cell having wheelchair accessibility. Each cell has a toilet and sink and a desk with seat. The showers are located at the end of each walkway. Dorm 4 is identical to Dorm 3 and is assigned to maximum custody and administrative segregation inmates. Dorms 5 and 6 are mirror images to Dorms 1 and 2. Dorm 7 has two tiers and a day room with 5 two-man cells on the top tier and 20 beds on the bottom tier in the fashion of bunk beds. There are showers on both tiers.

The east/west corridor runs from inmate services and the kitchen/laundry area to the video courtroom area. Just across from Master Control is the Medical Office and inmate waiting area. Going west beyond the kitchen a corridor leads to the ICTX unit, classrooms and outdoor recreation yard. Further south west, the corridor leads to the Work Release area. As you enter the Work Release area, there is a large waiting room with entry and exit for participants to leave and return from work or work details. The Work Release section of the building contains separate locker rooms for the male and female inmates, restrooms, intake area, small kitchen, laundry room medical offices and administrative offices. The housing area has a control center surrounded by five housing units. All dorms have bunk beds

along the walls with the day area in the middle. The restrooms, showers and sinks are slightly more private with a solid wall between the housing unit and the restroom/shower area. Dorm A has 42 male beds, Dorm B has 44 female beds, Dorm C has 44 female beds, Dorm D has 20 female beds and Dorm E has 20 male beds.

The building is monitored and operated by a Master Control Room that employs video screen monitoring and security systems to monitor movement and operate outer doors to the housing areas, cameras, and intercoms throughout the facility. External cameras are strategically placed and monitor all entrances in to the building and the recreation areas. Internal cameras monitor the main hallway, internal entrances, kitchen and laundry area, and other areas within the secure perimeter. The Control Room is staffed at all times by one staff member and is the main contact for all safety, fire, and emergency contacts. There is a control area within each housing area. The housing unit control areas operate doors and intercoms to the individual cells or housing units within their individual areas.

Jail administrative offices are outside the secure perimeter of the jail. One office for the Operations Lieutenant is contained in the secure part of the facility.



## Summary of Audit Findings

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

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

### Standards Exceeded

**Number of Standards Exceeded:** 6  
**List of Standards Exceeded:** 115.17, 115.31, 115.33, 115.41, 115.42, 115.86

### Standards Met

**Number of Standards Met:** 39

### Standards Not Met

**Number of Standards Not Met:** 0  
**List of Standards Not Met:** N/A

## PREVENTION PLANNING

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

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

#### 115.11 (a)

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

#### 115.11 (b)

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

#### 115.11 (c)

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

#### Auditor Overall Compliance Determination

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

## Instructions for Overall Compliance Determination Narrative

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

115.11(a) The Bonneville County Jail has implemented a very detailed zero-tolerance policy as detailed in Policy, Section 4, which comprehensively outlines the agency's approach to preventing, detecting, and responding to all forms of sexual abuse and sexual harassment. The policy contains necessary definitions, sanctions, and descriptions of the agency strategies and responses to sexual abuse and harassment. This policy forms the foundation for the program's training efforts with inmates, staff, volunteers, contractors, and others. All interviews reflected that staff and inmates are aware of this zero-tolerance policy.

115.11(b) The facility has designated two upper-level, agency-wide PREA Co-Coordinator, Lt. Mike Huston and Lt. Mike Pickett to oversee policy and procedure development and operations in reference to sexual abuse and sexual harassment. Policy, Section 4, details the duties and responsibilities of the PREA Coordinators. The PREA Coordinators report directly to Capt. Brian Covert, Jail Administrator, who, in turn, reports directly to the Bonneville County Sheriff, Paul Wilde. Lt. Huston was in charge of the PREA audit and indicated that he has sufficient time and authority to develop, implement, and oversee the agency's efforts toward PREA compliance largely because the duties are split between Lt. Pickett and him. Sheriff Wilde confirmed that Capt. Covert and his staff have full support of the Sheriff's Office in all of their efforts to bring the Bonneville County Jail into compliance with the PREA standards.

115.11(c) The Bonneville County Sheriff's Office operates only one facility but has designated three sergeants to act as PREA Compliance Managers. One of the Compliance Manager positions is currently vacant. An interview with Sgt. Lindzie Klucken, Compliance Manager, confirmed she has sufficient time and authority to coordinate the facility's efforts to comply with the PREA standards.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

### **POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:**

Bonneville County Jail Policy, Section 4  
Bonneville County Jail's Organizational Chart  
Interview with Sheriff Paul Wilde  
Interview with Capt. Brian Covert, Jail Administrator  
Interview with Lt. Mike Huston, PREA Coordinator  
Interview with Sgt. Lindzie Klucken, PREA Compliance Manager  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston

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

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

### 115.12 (a)

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

### 115.12 (b)

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

### Auditor Overall Compliance Determination

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

### Instructions for Overall Compliance Determination Narrative

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

115.12(a-b) The Bonneville County Jail does not contract with external facilities to house or confine any of its inmates and there haven't been any contracts of this type during the twelve months prior to the PREA audit. This standard is, therefore, not applicable to the Bonneville County Jail.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

## POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
Interview with Sheriff Paul Wilde  
Interview with Capt. Brian Covert, Jail Administrator  
Interview with Lt. Mike Huston, PREA Coordinator

### Standard 115.13: Supervision and monitoring

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

##### 115.13 (a)

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

- In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Any applicable State or local laws, regulations, or standards?  Yes  No
- In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: The prevalence of substantiated and unsubstantiated incidents of sexual abuse?  Yes  No
- In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Any other relevant factors?  Yes  No

#### 115.13 (b)

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

#### 115.13 (c)

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

#### 115.13 (d)

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



## Auditor Overall Compliance Determination

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

## Instructions for Overall Compliance Determination Narrative

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

115.13(a) The Bonneville County Jail ensures that the facility develops, documents, and makes its best efforts to comply on a regular basis with a staffing plan that provides for adequate levels of staffing and, where applicable, video monitoring, to protect inmates against sexual abuse. The average number of inmates incarcerated in the Bonneville County Jail during the twelve months prior to the audit was 341 and the staffing plan was predicated on 341 inmates. The staffing plan requires eleven detention staff on each shift. It also requires that a supervisor is on each shift and, if not, one will be on call.

In calculating adequate staffing levels and determining the need for video monitoring, the facility takes into consideration the eleven mandatory elements and considerations required by this PREA Standard:

- (1) Generally accepted detention and correctional practices;
- (2) Any judicial findings of inadequacy;
- (3) Any findings of inadequacy from Federal investigative agencies;
- (4) Any findings of inadequacy from internal or external oversight bodies;
- (5) All components of the facility's physical plant (including "blind-spots" or areas where staff or inmates may be isolated);
- (6) The composition of the inmate population;
- (7) The number and placement of supervisory staff;
- (8) Institution programs occurring on a particular shift;
- (9) Any applicable State or local laws, regulations, or standards;
- (10) The prevalence of substantiated and unsubstantiated incidents of sexual abuse; and
- (11) Any other relevant factors.

During the audit tour and looking at camera views on the monitor, the auditor did not notice any blind spots. There are no cameras in the holding cells but the cells wrap around the booking area where staff are always present and can monitor the inmates through the windows. Cell doors in max, the reception dorm, and special housing are closed and locked when inmates are in them and are unlocked when the inmates are in the dayroom or programs.

115.13(b) The minimum number of detention deputies on shift is eleven. If the number drops below eleven, sometimes overtime is offered and sometimes administration covers. The four most common reasons for deviations are staff sickness/call-ins, hospital coverage, inmate transports, and vacation.

115.13(c) The staffing plan is reviewed once a year to determine if it is still adequate to meet the needs of the Bonneville County Jail and protect inmates from sexual abuse. The last review was completed August 15, 2019 by Sheriff Paul Wilde, Capt. Brian Covert, and the PREA Coordinators. During the staffing review, all considered whether the current staffing plan was adequate, what video monitoring systems were in place and if they were sufficient to detect sexual abuse and sexual harassment within the facility. The staffing review was very detailed and showed a lot of thought went into protection of inmates during the review.

115.13(d) The Bonneville County Jail has detailed in Policy, Section 4, the practice of having intermediate-level or higher-level supervisors conduct and document unannounced rounds to identify and deter staff sexual abuse and sexual harassment. Policy states “Intermediate level or higher-level supervisors will conduct and document unannounced rounds on all shifts to identify and deter staff sexual abuse and sexual harassment on all shifts. A sergeant or person of higher rank shall perform the unannounced round at least once a month on each shift. The documentation of these rounds will be logged on the PREA Jail Statistics and Reporting Log. Staff are prohibited from alerting other staff members that these supervisor rounds are occurring, unless such announcement is related to the legitimate operational functions of the jail. Any staff member that alerts other staff members of the supervisor’s round(s) will be subject to discipline.”

A review of the documentation of unannounced supervisor rounds confirmed that the rounds are done randomly as required by the policy. This was also verified through informal interviews with staff at their posts during the audit tour and through formal interviews with random staff and supervisors.

Interviews with staff also confirmed that the rounds are unannounced and staff are prohibited from alerting other staff that the rounds are taking place.

Based on the information discovered in the facility’s policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

#### **POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:**

- Bonneville County Jail Policy, Section 4
- Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston
- Idaho Jail Standards
- Bonneville County Jail Staffing Plan
- August 2019 Review of the Staffing Plan
- Documentation evidencing the conduct of unannounced supervisor rounds on every shift
- Informal interviews with staff during the audit tour
- Formal interviews with random staff and intermediate or higher-level staff
- Interview with Capt. Brian Covert, Jail Administrator
- Interview with Lt. Mike Huston, PREA Coordinator

## Standard 115.14: Youthful inmates

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

#### 115.14 (a)

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

#### 115.14 (b)

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

#### 115.14 (c)

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

### Auditor Overall Compliance Determination

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

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

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

115.14(a) The Bonneville County Jail has detailed in Policy, Section 4, how a youthful inmate would be housed in the facility. In past years, youthful inmates being charged as adults, or who had been convicted as adults, were occasionally placed in the Jail but now are normally housed in a juvenile facility. The Bonneville County Jail reported that it has not housed any youthful inmates for at least five years.

The Bonneville County Jail has kept the policies in place for the rare occasion that they may be required to house a youthful inmate in accordance with Idaho State Law. If a youthful inmate is placed in the Bonneville County Jail, the Jail will not place the inmate in a housing unit in which the youthful inmate will have sight, sound, or physical contact with any adult inmate through use of a shared dayroom or other common space, shower area, or sleeping quarters.

115.14(b) Referring to Policy, Section 4, the Bonneville County Jail will either maintain sight and sound separation between youthful inmates and adult inmates in areas outside of housing units or will provide direct supervision when youthful inmates and adult inmates have sight, sound, or physical contact.

115.14(c) The Bonneville County Jail has detailed in Policy, Section 4, that the Jail will make its best efforts to avoid placing a youthful inmate in restrictive housing to comply with this standard. Absent exigent circumstances, the facility would not deny youthful inmates daily large-muscle exercise and any legally required special education services while in the facility. The policy also states that youthful inmates are given access to other programs and work opportunities to the extent possible.

The auditor is relying on the policy and interviews with Lt. Huston to confirm this standard as there was no documentation to review since the Bonneville County Jail has not housed any youthful inmates for at least five years prior to the audit.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

### **POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:**

Bonneville County Jail Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
Interview with Lt. Mike Huston, PREA Coordinator  
Interviews with random staff

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

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

#### 115.15 (a)

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

#### 115.15 (b)

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

#### 115.15 (c)

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

#### 115.15 (d)

- Does the facility have policies that enables inmates to shower, perform bodily functions, and change clothing without nonmedical staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks?  Yes  No
- Does the facility have procedures that enables inmates to shower, perform bodily functions, and change clothing without nonmedical staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks?  Yes  No
- Does the facility require staff of the opposite gender to announce their presence when entering an inmate housing unit?  Yes  No

#### 115.15 (e)

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

- If an inmate’s genital status is unknown, does the facility determine genital status during conversations with the inmate, by reviewing medical records, or, if necessary, by learning that information as part of a broader medical examination conducted in private by a medical practitioner?  Yes  No

### 115.15 (f)

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

### Auditor Overall Compliance Determination

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

### Instructions for Overall Compliance Determination Narrative

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

115.15(a) The Bonneville County Jail’s Policy, Section 4, details that cross gender strip searches are prohibited unless exigent circumstances exist or when performed by medical practitioners and the policy lists some examples of exigent circumstances throughout this policy. Only medical practitioners can perform intrusive or invasive body cavity searches under all circumstances. There weren’t any cross-gender strip searches done in the 12 months prior to the audit for the auditor to review.

115.15(b) The Bonneville County Jail’s Policy, Section 4, states that “Male staff may pat search male inmates only. A female staff may pat search either gender. In cases of exigent circumstances where a male staff is required to pat search a female inmate, or a transgender or intersex inmate who has acknowledged their preferred search gender as female, the staff person shall obtain supervisory permission prior to conducting the pat search and shall document his actions in an incident report.” At intake, inmates are scanned by a body scanner to determine if they are hiding something on their person. The body scanner may be viewed by the opposite gender but there is a “PREA filter” to prevent the view of body parts.

In the past 12 months, no cross-gender pat down searches of females have been done. Interviews with random staff and female inmates confirmed that female deputies conduct all pat down searches of female inmates and the facility does not restrict female inmate's programming or other out-of-cell activities when a female deputy is not available to conduct a pat down search.

115.15(c) The Bonneville County Jail requires that all cross-gender strip searches of male and female inmates and all cross-gender pat down searches of female inmates must be documented and explain the exigent circumstances that required the search.

115.15(d) The Bonneville County Jail policy and practice ensures that inmates are able to shower, perform bodily functions, and change clothing with privacy. Policy and practice require "Staff members of the opposite gender of those inmates housed in the housing unit are required to announce their presence when entering the housing unit. Upon assignment to a cross gender area the deputy must announce they will be working in the area for their shift. In the event the deputy assigned has been replaced temporarily, the deputy must re-announce when they return to their assigned post". The majority of the staff still announce every time they enter a housing unit of the opposite gender. In addition, there are lights above the door that show blue when a male is entering the housing unit and red when a female enters the housing unit. The lights are displayed every time a person enters the housing unit even if the deputy is the same gender as the inmates in the unit.

Interviews with inmates and staff confirm this is policy and actual practice of the policy on a consistent basis. In interview with random inmates, the inmates said they either hear the announcement or look up to see the color of the light. They stated it was always very evident what gender was entering the housing unit.

115.15(e) Bonneville County Jail policy and practice prohibit searching or physically examining a transgender or intersex inmate for the sole purpose of determining the inmate's genital status. Interviews with staff confirmed they knew the policy and no searches of this type have been done. The Bonneville County Jail reported there were no searches of this type during the previous twelve months.

115.15(f) The Bonneville County Jail has provided training to 87.7% of the staff regarding how to conduct cross gender pat down searches and searches of transgender and intersex inmates in a professional manner. There is one staff member out on military leave, two out on medical leave, and two who have leave because of serious medical issues at home. All will receive the training when they return to work.

Training is done at the P.O.S.T. Basic Academy and PREA training is done annually at the facility in their block training. Both trainings contain training on cross gender searches. Also, all new hires receive PREA and search training during their initial administrative orientation training. Interviews with staff indicated that they all were aware of how to physically conduct the searches and the importance of being professional during the searches. They confirmed that the last time they received training on conducting these searches was this last spring during their block training. Policy requires that transgender and intersex inmates are allowed to designate their search preference and their requests are honored whenever possible.

There were no transgender or intersex inmates in the facility at the time of the audit.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff and inmate interviews, the auditor has determined the facility meets the above standard.

## POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

Bonneville County Jail's Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
Interview with Lt. Mike Huston, PREA Coordinator  
Interviews with random inmates  
Interviews with random staff  
Facility PREA training curriculum  
P.O.S.T. PREA training curriculum  
NIC "Guidance in Cross-Gender and Transgender Pat Searches" curriculum  
PREA training records of staff

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

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

##### 115.16 (a)

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



and respond to sexual abuse and sexual harassment, including: Other (if "other," please explain in overall determination notes)?  Yes  No

- Do such steps include, when necessary, ensuring effective communication with inmates who are deaf or hard of hearing?  Yes  No
- Do such steps include, when necessary, providing access to interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary?  Yes  No
- Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with inmates with disabilities including inmates who: Have intellectual disabilities?  Yes  No
- Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with inmates with disabilities including inmates who: Have limited reading skills?  Yes  No
- Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with inmates with disabilities including inmates who: Are blind or have low vision?  Yes  No

#### 115.16 (b)

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

#### 115.16 (c)

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

#### Auditor Overall Compliance Determination

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

## Instructions for Overall Compliance Determination Narrative

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

115.16(a) The Bonneville County Jail Policy, Section 4, ensures that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment.

The policy states the jail will provide the following:

- f) Staff explaining the information one-on-one to inmates who are illiterate or who are unable to read the information themselves;
- g) Access to TTY;
- h) Access to help through sign language.

There is a TTY in Dorm 5 where the inmate will generally be housed and there is also one in booking. Sign language interpreters for the Court will respond when requested. The Courts have a contract with the sign language interpreters and the jail has a verbal agreement.

The facility has a mental health provider at the facility five days a week who can assist with those with mental illness and psychiatric disabilities.

A staff member will read the information on reporting and responding to sexual abuse or sexual harassment to inmates who have low vision or who are blind. Inmate handbooks can be given in large print editions and PREA pamphlets are available in Braille. Medical provides them with reading glasses, when needed, or inmates can also purchase them off commissary.

All staff receive yearly training on PREA compliant practices for inmates with disabilities and inmates with limited English proficiency in their annual PREA training. The auditor reviewed the training curriculum and verified that the information was in the training. There were no inmates with disabilities that would limit their ability to understand the procedures for reporting sexual abuse or sexual harassment in the facility at the time of the audit.

115.16(b) The Bonneville County Jail has established procedures to provide inmates with limited English proficiency equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment.

Policy states the Jail will provide the following:

- a) Informational video in both English and Spanish;
- b) Inmate Handbook in both English and Spanish;
- c) PREA Posters in both English and Spanish;
- d) Interpreters;
- e) Access to a language line;

The auditor verified that all are used. The language line is one approved by the Supreme Court and when the line is called, instructions are given how to use it. Several deputies know how to speak

Spanish and are often used to help translate information for and to inmates, including PREA information.

Recording logs show several instances of Spanish speaking inmates who had used interpreters and one Romanian who used google translate.

There was one person in the facility who speaks only Spanish and no English. He was housed in a dorm whose occupants all refused to talk to the auditor about PREA. They said they had enough of it and were tired of hearing about it. The LEP inmate was pulled and asked if he would be interviewed and he refused.

115.16(c) Bonneville County Jail Policy, Section 14, prohibits the facility from using inmate interpreters, readers, or other inmate assistants except in limited circumstances where safety could be compromised waiting for other assistance. The Jail reports that there have been no instances in the past 12 months where inmate interpreters have been used. Interviews with random staff confirmed that inmate interpreters are not used unless there are exigent circumstances and no one could remember a time that inmate interpreters were used. The majority of the interviews confirmed they would never use inmate interpreters, readers, or other inmate assistants because they had enough resources available, they can get immediate assistance.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff and inmate interviews, the auditor has determined the facility meets the above standard.

#### **POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:**

- Bonneville County Jail Policy, Section 4
- Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston
- Interview with Capt. Brian Covert, Jail Administrator
- Interview with Lt. Mike Huston
- Interviews with random facility staff
- Samples of PREA posters and pamphlets translated into Spanish
- Inmate handbook in Spanish
- Language Line
- Logs of inmates who used interpreters
- Yearly PREA training curriculum for staff

### **Standard 115.17: Hiring and promotion decisions**

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

#### **115.17 (a)**

- Does the agency prohibit the hiring or promotion of anyone who may have contact with inmates who has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. 1997)?  Yes  No

- Does the agency prohibit the hiring or promotion of anyone who may have contact with inmates who has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse?  Yes  No
- Does the agency prohibit the hiring or promotion of anyone who may have contact with inmates who has been civilly or administratively adjudicated to have engaged in the activity described in the question immediately above?  Yes  No
- Does the agency prohibit the enlistment of services of any contractor who may have contact with inmates who has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. 1997)?  Yes  No
- Does the agency prohibit the enlistment of services of any contractor who may have contact with inmates who has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse?  Yes  No
- Does the agency prohibit the enlistment of services of any contractor who may have contact with inmates who has been civilly or administratively adjudicated to have engaged in the activity described in the question immediately above?  Yes  No

#### 115.17 (b)

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

#### 115.17 (c)

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

#### 115.17 (d)

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

### 115.17 (e)

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

### 115.17 (f)

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

### 115.17 (g)

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

### 115.17 (h)

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

### Auditor Overall Compliance Determination

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

## Instructions for Overall Compliance Determination Narrative

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

115.17(a) Bonneville County Jail Policy, Section 4, prohibits the hiring, promotion or retention of any employee who may have contact with inmates and will not enlist the services of any contractor that has the prohibited conduct specified in this standard. The background investigation includes the application and screening to see if the candidate will be interviewed, the interview, and then, if interested, a complete a criminal background check, polygraph, medical and mental health review, conditional offer of employment, and PT test. The background investigator will verify everything in the application and the applicant will sign a form stating they don't have any PREA issues in their background.

Applicants for promotion are asked the questions listed in the standard. In addition to policy, detention deputies are required to be state certified within one year of hire and the Idaho P.O.S.T. Academy requires a thorough background check on any detention employee who will be attending the P.O.S.T Academy.

115.17(b) The Bonneville County Sheriff's Office considers any incidents of sexual harassment that is found in the background investigation in determining whether to hire or promote anyone, or to enlist the services of any contractor, who may have contact with inmates. Previous employers are contacted as references, personal references are contacted, and questions about sexual harassment are asked during the hiring process.

115.17(c) In addition to conducting criminal background checks prior to hiring an applicant, the Bonneville County Sheriff's Office contacts all prior institutional employers for information on substantiated allegations of sexual abuse or any pending investigations of allegations of sexual abuse. In the past 12 months, nine people have been hired who have contact with inmates and all of them have had extensive background and criminal history checks completed prior to their hiring.

115.17(d) Bonneville County Jail Policy, Section 4, requires that a criminal background record check be completed before enlisting the services of any contractor who may have contact with inmates. In the past twelve months, the Bonneville County Sheriff's Office has not hired any contract employees and, therefore, has not conducted criminal background record checks on any contract employees. All checks of contractors are done by the warrant's office and the employees are required to sign the PREA questions.

115.17(e) Bonneville County Jail Policy, Section 4, requires a criminal background records check on all employees at least every five years. Documentation confirmed that the Bonneville County Jail recently completed background checks on all employees. The background checks will be done on all Jail employees every year to three years. Therefore, the auditor finds the Bonneville County Jail exceeds this part of the standard.

115.17(f) The Bonneville County Jail asks all applicants at the initial interview for hire about any prior sexual misconduct of the type specified in 115.17(a) of this section. And, twice per year, employees are required to disclose by signature at their employee evaluation. Per policy, employees have a continuing affirmative duty to disclose any misconduct.

115.17(g) The Bonneville County Jail Policy, Section 4, states that material omissions regarding such misconduct or provision of materially false information shall be grounds for termination. The Bonneville County Jail has not had any terminations during the twelve months prior to the audit for this reason.

115.17(h) Policy, Section 4, requires the Sheriff or designated authority of the Bonneville County Sheriff's Office to provide information on substantiated allegations of sexual abuse or sexual harassment involving a former employee upon receiving a request from an institutional employer for whom such employee has applied to work.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets, and exceeds, the above standard.

#### **POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:**

Bonneville County Jail's Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
Interview with Capt. Brian Covert, Jail Administrator  
Interview with Lt. Mike Huston, PREA Coordinator  
Idaho P.O.S.T. IDAPA Rules  
Idaho Jail Standards  
List of people hired who had background records checks  
List of all staff who had five-year background checks  
List of questions asked during hiring and promotion interviews

### **Standard 115.18: Upgrades to facilities and technologies**

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

##### **115.18 (a)**

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

##### **115.18 (b)**

- If the agency installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology, did the agency consider how such technology may enhance the agency's ability to protect inmates from sexual abuse? (N/A if agency/facility has not installed or updated a video monitoring system, electronic surveillance system, or other monitoring

technology since August 20, 2012, or since the last PREA audit, whichever is later.)

Yes  No  NA

### Auditor Overall Compliance Determination

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

### Instructions for Overall Compliance Determination Narrative

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

115.18(a) The Bonneville County Sheriff's Office and Bonneville County Jail haven't had any acquisitions of new facilities or substantial expansions or modifications of the current Jail since August 20, 2015.

115.18(b) The Bonneville County Jail has both internal and external video camera monitoring. Cameras are positioned on all external entrances and exits from the building. Cameras internally are located in hallways, dayrooms, support services areas, and internal entrances into the building.

Cameras have been added to the walk in cooler and freezer, loading dock, four into booking hallways, and the exterior perimeter. The facility has updated some cameras going to analog for better resolution and have changed out the DVR for better storage. Cameras are in the dayrooms but not in cells.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.



## RESPONSIVE PLANNING

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

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

#### 115.21 (a)

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

#### 115.21 (b)

- Is this protocol developmentally appropriate for youth where applicable? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.)  Yes  No  NA
- Is this protocol, as appropriate, adapted from or otherwise based on the most recent edition of the U.S. Department of Justice's Office on Violence Against Women publication, "A National Protocol for Sexual Assault Medical Forensic Examinations, Adults/Adolescents," or similarly comprehensive and authoritative protocols developed after 2011? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.)  Yes  No  NA

#### 115.21 (c)

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

#### 115.21 (d)

- Does the agency attempt to make available to the victim a victim advocate from a rape crisis center?  Yes  No

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

#### 115.21 (e)

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

#### 115.21 (f)

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

#### 115.21 (g)

- Auditor is not required to audit this provision.

#### 115.21 (h)

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

### Auditor Overall Compliance Determination

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

## Instructions for Overall Compliance Determination Narrative

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

115.21(a - b) The Bonneville County Sheriff's Office and Bonneville County Jail follow the agency's Lexipol policy for uniform evidence collection protocol that contains details for obtaining physical evidence for administrative and criminal investigations of sexual abuse. This protocol is used by the Bonneville County Detective Division when conducting criminal investigations inside and outside the Jail. The protocol is developmentally appropriate for youth but no youthful inmates are held in the facility.

115.21(c) Lt. Huston explained that all victims of sexual abuse are offered access to forensic medical examinations where evidentiary or medically appropriate. There is no financial cost to the victim. The facility normally takes them to Eastern Idaho Regional Medical Center (EIRMC) in Idaho Falls, Idaho for the exam. However, a telephone interview with the Domestic Violence and Sexual Assault Center confirmed that the exams can also be done at the Jail or at their facility. When possible, examinations are performed by Sexual Assault Forensic Examiners (SAFEs) or Sexual Assault Nurse Examiners (SANEs). When SANEs or SAFEs are not available, a qualified medical practitioner performs a forensic medical examination. Attempts to get a SAFE or SANE are documented. This information is based on the policy as there were no forensic medical examinations performed during the last twelve months.

115.21(d) The Bonneville County Jail has an MOU with the Domestic Violence and Sexual Assault Center, located in Idaho Falls, Idaho to provide rape crisis services to victims of sexual assault. The Center has a 24/7 crisis line that inmates can call free of charge. This information is given to each inmate on a poster in the housing unit by the phones and in a brochure given to each inmates. The MOU clearly defines the responsibilities of both the Domestic Violence and Sexual Assault Center and the Bonneville County Jail in providing services to the inmates. A phone interview with the Domestic Violence and Sexual Assault Center verified they will provide on-site crisis intervention to the Bonneville County Sheriff's Office in the same manner as they provide crisis intervention to the outside when a victim discloses rape or sexual assault.

Policy, Section 4, states, "Jail staff will make every effort to make available to the victim a victim advocate from a rape crisis center. The Jail will have on file a list of phone numbers to contact the victim advocate and will allow the advocate the opportunity to visit the inmate at the facility, talk to the inmate on the phone or accompany the inmate to the forensic exam when requested by the inmate."

115.21(e) The Bonneville County Jail Policy ensures that a victim's advocate, upon request from the inmate, accompanies and supports the victim through the forensic medical examination process and investigatory interviews and provides emotional support, crisis intervention, information and referrals as warranted. The Domestic Violence and Sexual Assault Center will respond 24/7 to the request for support services or advocacy services. Mental health counseling, when needed, will be provided by the Bonneville County Jail Mental Health Provider who is trained in the trauma of sexual assault and has skills to assist the sexual assault survivor in healing from the trauma of the assault. The Domestic Violence and Sexual Assault Center also confirmed that they will provide mental health counseling if requested by the victim. There have been no forensic medical examinations done during the last twelve months and a victim's advocate has not been requested or used by inmates.

115.22(f) The Bonneville County Jail has administrative PREA investigators who work inside the Jail to conduct administrative investigations. If the administrative investigation appears to involve criminal

elements, the administration will refer the investigation to the Bonneville County Detective Division. All investigations that allegedly involve staff are referred outside the agency to the Tri-County Investigations unit. Tri-County Investigator's is an organization of Sheriff's Offices in Southeast Idaho that assist each other by sending investigators to another Sheriff's Office when an outside investigation is needed. If an investigation is needed by the Tri-County Investigators, Sheriff Paul Wilde will authorize their participation in the investigation. The Sheriff's in the Tri-County group have encouraged Tri-County to have trained PREA investigators and they have a protocol on investigating PREA incidents.

All PREA complaints are investigated for possible criminal activity and the Bonneville County Sheriff's Office and the Tri-County Investigations unit maintain a close working relationship with the County Prosecutor. Once the criminal investigation is concluded by either the Detective Division or the Tri-County Investigation Unit, the case will be referred back to the Bonneville County Jail for further administrative investigation, (excluding internal investigations of staff) and disciplinary sanctions, if warranted.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

#### **POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:**

Bonneville County Jail Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
Interview with Sheriff Paul Wilde  
Interview with Capt. Brian Covert, Jail Administrator  
Interview with Lt. Mike Huston, PREA Coordinator  
Interviews with Bonneville County Sheriff's Office administrative and criminal investigators  
Phone interview with the Domestic Violence and Sexual Assault Center  
MOU between Bonneville County Jail and the Domestic Violence and Sexual Assault Center  
Brochures given to inmates on how to contact the Domestic Violence and Sexual Assault Center  
Bonneville County's Lexipol Uniform Evidence Collection Protocol  
Training certificates for all PREA investigators within the agency

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

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

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

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

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

#### 115.22 (b)

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

#### 115.22 (c)

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

#### 115.22 (d)

- Auditor is not required to audit this provision.

#### 115.22 (e)

- Auditor is not required to audit this provision.

### Auditor Overall Compliance Determination

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

### Instructions for Overall Compliance Determination Narrative

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

115.22(a - b) The Bonneville County Jail has a team of seven investigators who work inside the Jail to conduct administrative investigations. If the administrative investigation appears to involve criminal

elements, the PREA Coordinator will notify the administration who will refer the investigation to the Bonneville County Detective Division. There is one detective in the Bonneville County Detective Division who has been assigned to investigate sexual abuse allegations in the facility. All investigations that allegedly involve staff are referred outside the agency to the Tri-County Investigations unit. Tri-County Investigator's is an organization of Sheriff's Offices in Southeast Idaho that assist each other by sending investigators to another Sheriff's Office when an outside investigation is needed. If an investigation is needed by the Tri-County Investigators, Sheriff Paul Wilde will authorize their participation in the investigation. All people involved in the investigations have had the specialized training for investigators in a confinement center and the detective has also had training on sexual assault investigations in the community. A detailed supervisor's checklist is used to track the allegations, the investigations, and the determinations. All allegations and investigations are reviewed by the PREA Committee which is made up of upper level administrators, investigators, and any other persons who may have input into the investigations and determinations.

All PREA complaints are investigated for possible criminal activity and the Bonneville County Sheriff's Office and the Tri-County Investigations unit maintain a close working relationship with the County Prosecutor. Once the criminal investigation is concluded by either the Detective Division or the Tri-County Investigation Unit, the case will be referred back to Sheriff Wilde and the Bonneville County Jail for further administrative investigation, (excluding internal investigations of staff) and disciplinary sanctions, if warranted. Documentation showed that nineteen allegations of sexual abuse or sexual harassment were investigated with eighteen of them administrative investigations and one other was referred for criminal investigation. No charges were filed because the prosecutor stated the incident did not rise to the level of criminal prosecution. Documentation was very detailed and easy to read.

There were five allegations of sexual abuse by staff of which four were unfounded and one was unsubstantiated. Two inmate-on-inmate allegations of sexual abuse were determined to be unfounded. Two allegations of staff-on-inmate sexual harassment were determined to be unfounded. One allegation of inmate-on-inmate sexual harassment was determined unfounded, one was unsubstantiated and one was substantiated. Four allegations of staff-on-inmate voyeurism were determined to be unfounded, one unsubstantiated, and one substantiated. One allegation was unclassified as the inmate stated he had a PREA allegation but was going to tell his attorney about it and never followed through. So, no investigation was done as the inmate did not file any report or make any allegation.

Agency policy regarding the referral of allegations of sexual abuse and sexual harassment is published on the agency's website.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

## **POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:**

Bonneville County Jail's Policy, Section 4

Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston

Bonneville County Sheriff's Office website: [www.bonnevillesheriff.com](http://www.bonnevillesheriff.com)

Interview with Capt. Brian Covert, Jail Administrator

Interview with Lt. Mike Huston, PREA Coordinator

Interviews with Bonneville County Sheriff's administrative investigators and criminal investigators

PREA Investigator training certificates for Bonneville County Investigators

Supervisor's Investigation Checklist

Reports of sexual abuse and sexual harassment allegations and subsequent investigations

# TRAINING AND EDUCATION

## Standard 115.31: Employee training

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

### 115.31 (a)

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

### 115.31 (b)

- Is such training tailored to the gender of the inmates at the employee's facility?  Yes  No
- Have employees received additional training if reassigned from a facility that houses only male inmates to a facility that houses only female inmates, or vice versa?  Yes  No



### 115.31 (c)

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

### 115.31 (d)

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

### Auditor Overall Compliance Determination

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

### Instructions for Overall Compliance Determination Narrative

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

115.31(a) Bonneville County Jail Policy, Section 4, requires that employees receive one hour of PREA training every two years and, in years in which an employee does not receive refresher training, the agency shall provide refresher information on current sexual abuse and sexual harassment policies.

However, the actual practice is that the facility provides this training yearly in their block training and refresher information is given at least yearly. The following is included every year in the training:

1. Training on policy and procedure.
2. Training during new employee orientation and/or during the FTO process.
3. Training on recognizing possible cases of victimization.
4. Training on classification procedures.
5. General training on recognition, prevention, and investigation of sexual misconduct and how to fulfill their responsibilities.
6. The agency's zero-tolerance policy for sexual harassment or sexual abuse.

7. Inmate's rights to be free from sexual harassment and sexual abuse.
8. The rights of inmates and staff to be free from retaliation for reporting sexual harassment or sexual abuse.
9. The dynamics of sexual harassment and sexual abuse in confinement.
10. The common reactions of sexually harassed or sexually abused victims.
11. How to detect and respond to signs of threatened or actual sexual abuse.
12. How to avoid inappropriate relationships with inmates.
13. How to communicate effectively and professionally with inmates, including lesbian, gay, bisexual, transgender, intersex or gender nonconforming inmates.
14. How to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities.

Documentation provided included two detailed power point presentations that were very comprehensive and covered all of the topics required by this standard and class rosters. Also, included is yearly training on NIC's "Guidance in Cross-Gender and Transgender Pat Searches" and a class presentation of employee sexual misconduct with inmates. Interviews with random staff revealed that the staff have extensive training on PREA and are very knowledgeable on the topics. Therefore, because of the extensive yearly training received, the auditor finds that the Bonneville County Jail exceeds this part of the standard.

115.31(b) The training is tailored to the gender of the inmates at the Bonneville County Jail which houses both female and male inmates. There is only one facility so all employees are trained to work with both genders and there are no reassignments to care for one gender or the other.

115.31(c) The full PREA training is provided to employees every year in block training instead of every other year and included is refresher training on policy and procedure throughout the year. There is also yearly training in cross-gender pat searches and employee sexual misconduct. The FTO training program for new hires has extensive PREA training in it. The auditor finds that the facility exceeds this part of the standard because of the extensive employee training.

115.31(d) Documentation confirmed through employee signatures that 100% have received this yearly training and that the employees understand the training they received. Interviews of random staff also reflected that all have extensive yearly training in PREA standards and practices.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets and exceeds the above standard.

#### **POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:**

Bonneville County Jail Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
PREA Training Power Point Presentations  
NIC Online Video, "Guidance in Cross-Gender and Transgender Pat Searches"  
Staff rosters and description of training received  
PREA Acknowledgement form for employees  
Interview with Lt. Mike Huston, PREA Coordinator  
Interviews with random staff

## Standard 115.32: Volunteer and contractor training

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

### 115.32 (a)

- Has the agency ensured that all volunteers and contractors who have contact with inmates have been trained on their responsibilities under the agency's sexual abuse and sexual harassment prevention, detection, and response policies and procedures?  Yes  No

### 115.32 (b)

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

### 115.32 (c)

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

### Auditor Overall Compliance Determination

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

### Instructions for Overall Compliance Determination Narrative

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

115.32(a) Bonneville County Jail Policy, Section 4, requires all volunteers and contractors who may have contact with inmates be trained on "The agency's policy of zero-tolerance regarding sexual abuse and sexual harassment and how to report such incidents their responsibilities under the department's sexual abuse and sexual harassment prevention, detection, and response policies and procedures".

The training curriculum includes a very comprehensive power point presentation that covers all the required topics and their responsibilities under the PREA requirements. One hundred and eighty-eight

volunteers and individual contractors who have contact with inmates have been trained in PREA requirements during the last twelve months. The other eighteen did not have the comprehensive training as they are only allowed access to the inmates through glass.

115.32(b) The training curriculum was very detailed and showed that contractors and volunteers have extensive training on the zero-tolerance policy, duty to report, warning signs, proper communication with all inmates, first responder duties, and several other aspects of the prevention, detection, and response policies and procedures. All volunteers and contractors who have direct contact with inmates receive the comprehensive training regardless of the level of services or contact with inmates.

115.32(c) All volunteers and contractors are required to sign that they have received the training and understand it. The facility maintains that documentation.

There was one volunteer available at the time of the audit who was interviewed and two contract employees were interviewed (medical and mental health) and compliance was found with this standard.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

#### **POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:**

Bonneville County Jail Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
PREA Training Power Point Presentations for Contractors and Volunteers  
Rosters and description of training received  
PREA Acknowledgement form for contractors and volunteers  
Interview with Lt. Mike Huston, PREA Coordinator  
Interviews with volunteers and contract employees

### **Standard 115.33: Inmate education**

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

#### **115.33 (a)**

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

### 115.33 (b)

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

### 115.33 (c)

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

### 115.33 (d)

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

### 115.33 (e)

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

### 115.33 (f)

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

#### Auditor Overall Compliance Determination

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

#### Instructions for Overall Compliance Determination Narrative

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

115.33(a - c) The Bonneville County Jail reports that 5722 inmates have been admitted in the past twelve months to the facility and all have been provided with comprehensive information during the intake, booking, and classification process. All inmates in the Bonneville County Jail receive a pamphlet and an inmate handbook at intake that explains their rights under PREA and how to report an incident. A deputy also explains the zero-tolerance policy to the inmate and explains how to report a sexual abuse or sexual harassment. The inmate signs that he or she has received this information. After booking is completed, inmates are shown an orientation video that explains the rules and operations of the Jail and explains the inmate's right to be free from sexual abuse and sexual harassment, the zero-tolerance policy, methods to report sexual abuse and sexual harassment, what to do if sexually abused or sexually harassed, and their right to be free from retaliation for reporting sexual abuse or sexual harassment. Within 72 hours, a Classification Deputy does an extensive screening for risk and discusses the PREA information again with the inmates.

Further comprehensive PREA training is given to inmates within 30 days of intake by watching the PREA video and a personal meeting with an employee to discuss PREA. PREA training is done four times a month when the Sergeant holds a PREA discussion meeting with the inmates in each dorm. The PREA video is played every Tuesday in all of the housing units. The training sessions are documented on inmate education logs and logs of unannounced supervisor rounds. They are also documented on supervisor and dorm logs

Interviews with inmates confirm that PREA training is done frequently and the inmates were very knowledgeable about the PREA rules and how to report an incident. Because of the constant training, both in person and video, the auditor finds that the Bonneville County Jail exceeds this part of the standard.

115.33(d) The Bonneville County Jail ensures that key information is continuously available to inmates through posters, flyers, the kiosk, phone and inmate handbooks. PREA posters are displayed in the dayrooms with the abuse hotline number by the phones. Posters and pamphlets are displayed in English and Spanish. The handbook is also available in a Spanish version. The facility provides translation services for all PREA educational materials for inmates with disabilities and limited English proficient.

The Bonneville County Jail has established procedures to provide inmates with limited English proficiency equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment.

Policy states the Jail will provide the following:

- a) Informational video in both English and Spanish;
- b) Inmate Handbook in both English and Spanish;
- c) PREA Posters in both English and Spanish;
- d) Interpreters;
- e) Access to a language line;

The auditor verified that all are used. The language line is one approved by the Supreme Court and when the line is called, instructions are given how to use it. Several deputies know how to speak Spanish and are often used to help translate information for and to inmates, including PREA information.

Recording logs show several instances of Spanish speaking inmates using interpreters and one Romanian who used google translate.

The Bonneville County Jail Policy, Section 4, ensures that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts and training to prevent, detect, and respond to sexual abuse and sexual harassment.

The policy states the jail will provide the following:

- f) Staff explaining the information one-on-one to inmates who are illiterate or who are unable to read the information themselves;
- g) Access to TTY;
- h) Access to help through sign language.

There is a TTY in Dorm 5 where the inmate will generally be housed and there is also one in booking. Sign language interpreters for the Court will respond when requested. The Courts have a contract with the sign language interpreters and the jail has a verbal agreement.

The facility has a Mental Health Provider who can assist training with those with mental illness and psychiatric disabilities.

A staff member will read the information in the training of the rules of sexual abuse or sexual harassment to inmates who have low vision or who are blind. Inmate handbooks can be given in large print editions. Interviews with random inmates revealed that the majority of inmates are retaining the information they are provided through the video, handbook, posters and flyers and four times a month training. All of the interviews with inmates confirmed that they received training and information on PREA at booking and receive it in the housing units weekly. All stated that information is posted on the wall of the housing unit, and is in the inmate handbook on how to report a sexual abuse or sexual harassment. All knew

they could access a hotline number on the phone. The majority of inmates knew that there was a counseling service available and it was a free call. Most knew there were ways to report an incident outside the facility such as the counseling service, family, friends, attorneys, etc. Some of the inmates said the deputies do a great job with training but complained they are tired of hearing about PREA because they don't feel it is a problem in the Bonneville County Jail.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff and inmate interviews, the auditor has determined the facility exceeds the above standard.

## **POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:**

Bonneville County Jail Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
PREA Inmate Acknowledgement Form and random signatures  
Inmate Handbook  
PREA brochures given to inmates  
PREA Posters displayed in dayrooms  
PREA video  
Documentation of training in housing units  
Interview with Capt. Brian Covert, Jail Administrator  
Interview with Lt. Mike Huston, PREA Coordinator  
Interviews with random inmates  
Interviews with facility intake staff  
Interviews with random staff

## **Standard 115.34: Specialized training: Investigations**

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

#### **115.34 (a)**

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

#### **115.34 (b)**

- Does this specialized training include techniques for interviewing sexual abuse victims? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)  Yes  No  NA



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

### 115.34 (c)

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

### 115.34 (d)

- Auditor is not required to audit this provision.

### Auditor Overall Compliance Determination

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

### Instructions for Overall Compliance Determination Narrative

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

115.34(a) The Bonneville County Jail Policy, Section 4, requires that all of its employees who investigate sexual abuse and sexual harassment allegations in the facility receive the specialized training for conducting such investigations in confinement settings. The investigators are required to take the online PREA Investigators course, “Investigating Sexual Abuse in a Confinement Setting” available through the

PREA Resource Center and the National Institute of Corrections. Some of the investigators have taken the classroom course.

115.34(b) 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. Detectives from the Bonneville County Sheriff's Detective Division have also had additional training in sexual abuse investigations for their job requirements and are very familiar with the proper use of Miranda and Garrity warning as they use them frequently in their job duties.

115.34(c) The auditor reviewed the training records for the one investigator in the Detective Division who is assigned to PREA investigations and seven investigators in the Jail who took the investigator's specialized training. Interviews with investigators confirmed that they have taken the NIC training either through the classroom or online.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

#### **POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:**

Bonneville County Jail Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
Objectives for the NIC online course, "Investigating Sexual Abuse in a Confinement Setting"  
Training documentation for investigators completing the specialized training  
Interviews with facility administrative and criminal investigators  
Interview with Lt. Mike Huston, PREA Coordinator

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

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

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

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

professionally to victims of sexual abuse and sexual harassment? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)  Yes  No  NA

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

#### 115.35 (b)

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

#### 115.35 (c)

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

#### 115.35 (d)

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

#### Auditor Overall Compliance Determination

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

## Instructions for Overall Compliance Determination Narrative

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

115.35(a) The Bonneville County Sheriff's Office contracts with Badger Medical to provide medical care at the facility. Nurses are on duty six days a week and are on call 24/7. Medication passers are on duty seven days a week. A Mental Health Provider is on duty five days a week, Monday through Friday. Interviews with contract medical staff and the mental health provider confirmed that they are provided in-depth training on their responsibilities under PREA. Specialized training includes the four elements required by this PREA standard. The number of medical health practitioners who work regularly at the facility and have the training is ten.

115.35(b) The medical contractor does not conduct forensic exams at the Bonneville County Jail. Victims of sexual abuse are transported to Eastern Idaho Regional Medical Center in Idaho Falls, Idaho for the exam, when medically appropriate. Forensic exams can also be done at the Domestic Violence and Sexual Assault Center.

115.35(c - d) Badger Medical maintains documentation that all medical and mental health practitioners who work at the facility have received specialized training provided by the facility and listed in (a) of this standard. Medical and Mental Health staff take the full PREA training that is given to staff. They also take the online training, "Specialized Training: PREA Medical and Mental Care Standards" developed by NCCHC.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

### **POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:**

Bonneville County Jail Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
PREA Training Acknowledgement Form for Volunteers and Contractors  
Training Curriculum  
Interview with Medical Provider  
Interview with Mental Health Provider  
Interview with Lt. Mike Huston, PREA Coordinator

# SCREENING FOR RISK OF SEXUAL VICTIMIZATION AND ABUSIVENESS

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

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

### 115.41 (a)

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

### 115.41 (b)

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

### 115.41 (c)

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

### 115.41 (d)

- Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (1) Whether the inmate has a mental, physical, or developmental disability?  Yes  No
- Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (2) The age of the inmate?  Yes  No
- Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (3) The physical build of the inmate?  Yes  No
- Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (4) Whether the inmate has previously been incarcerated?  
 Yes  No
- Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (5) Whether the inmate's criminal history is exclusively nonviolent?  
 Yes  No

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

#### 115.41 (e)

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

#### 115.41 (f)

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

#### 115.41 (g)

- Does the facility reassess an inmate's risk level when warranted due to a referral?  Yes  No
- Does the facility reassess an inmate's risk level when warranted due to a request?  Yes  No

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

#### 115.41 (h)

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

#### 115.41 (i)

- Has the agency implemented appropriate controls on the dissemination within the facility of responses to questions asked pursuant to this standard in order to ensure that sensitive information is not exploited to the inmate's detriment by staff or other inmates?  Yes  No

#### Auditor Overall Compliance Determination

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

#### Instructions for Overall Compliance Determination Narrative

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

115.41(a - b) Bonneville County Jail Policy, Section 4 requires an initial PREA risk assessment on inmates within 72 hours after they are booked into the facility. The risk screening is done by a Classification Officer during the classification process. The Bonneville County Jail reported that 1648 inmates, with a length of stay in the facility for 72 hours or more, were screened for risk of sexual victimization or risk of sexually abusing other inmates within 72 hours of their entry into the facility.

115.41(c - d) The risk assessments are completed on an objective screening instrument that covers all of the ten topical areas of information as detailed in this standard plus a few extra. The auditor reviewed ten files of inmates and verified that the screening instrument is being used. Interviews with inmates confirmed they were given the risk screening shortly after booking.

115.41(e) The screening instrument considers prior acts of sexual abuse, prior convictions for violent offenses, and history of prior institutional violence or sexual abuse as known to the agency.

115.41(f) A reassessment of the inmate, using the objective risk screening instrument, is conducted within 30 days of intake for those inmates who score high risk at the initial assessment or any additional information is received on any inmate after the initial assessment. The Bonneville County Jail reported 593 inmates were reassessed for their risk of sexual victimization or of being sexually abusive within 30 days after their arrival at the facility based upon additional, relevant information received since intake.

115.41(g) Bonneville County Jail Policy, Section 4, also requires that an inmate's risk level be reassessed when warranted due to a referral, request, incident of sexual abuse, or receipt of additional information that directly affects the inmate's risk of victimization or abusiveness.

115.41(h) The policy prohibits the Bonneville County Jail from disciplining inmates for refusing to answer or for not disclosing complete information on any of the screening questions listed in this standard. Because the Bonneville County Jail does not discipline inmates for refusing to answer or not disclose complete information on ANY of the questions for sexual victimization or abusiveness, the auditor finds that the Bonneville County Jail exceeds this part of the standard.

115.41(i) Policy states that, "Jail staff shall ensure the sensitive assessment information is not exploited to the inmate's detriment by staff or other inmates and that any documents obtained from the assessment are secured in a manner recommended by the PREA Coordinator. Any staff or inmate who uses the information to the inmate's detriment will face disciplinary action."

The risk screening tool will be locked immediately upon completion, restricting access to the assessment to only approved staff members. Approved staff members with permission to view the locked screening tool are:

- i) Facility PREA Coordinators
- ii) Facility PREA Compliance Managers
- iii) Classification specialists
- iv) Facility administrators
- v) PREA investigators

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff and inmate interviews, the auditor has determined the facility meets and exceeds the above standard.

#### **POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:**

Bonneville County Jail Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
Objective Risk Screening Instrument  
Interview with Classification Officer  
Interview with Capt. Brian Covert, Jail Administrator  
Interview with Lt. Mike Huston, PREA Coordinator  
Ten random Inmate Files



## Standard 115.42: Use of screening information

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

#### 115.42 (a)

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

#### 115.42 (b)

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

#### 115.42 (c)

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

#### 115.42 (d)

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

#### 115.42 (e)

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

#### 115.42 (f)

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

#### 115.42 (g)

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

## Auditor Overall Compliance Determination

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

## Instructions for Overall Compliance Determination Narrative

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

115.42(a) The Bonneville County Jail Policy, Section 4, requires that all information gathered during the intake and assessment process be used to ensure appropriate classification and placement of inmates into housing, work programs, and regular programs as well as any necessary security or protective precautions required to ensure the inmate's safety. Bonneville County Jail uses the Northpointe Decision Tree to place all of the objective information in the tree to see where the inmate can be housed safely. The Classification Officer then looks at what programs would benefit the inmate and keep him or her safe. The auditor reviewed several classification forms and housing determinations.

115.42(b) Classification Officers conduct all of the assessments and reassessments of inmates in the facility to make individualized determinations of how to ensure the safety of each inmate. When an inmate is identified as possibly being at risk, Classification, detention deputies, and other appropriate facility personnel are notified to determine an appropriate housing assignment and to take any other necessary safety and security measures.

115.42(c) The Bonneville County Jail policy requires that Classification Officers carefully consider, on a case-by-case basis, whether placement of a transgender or intersex inmate in a particular housing and bed assignment will ensure the inmate's health and safety and whether or not that placement would present management or security issues.

115.42(d) Policy, Section 4, requires that at least monthly, the facility will conduct a reassessment on all transgender and intersex inmates to review any threats of safety experienced by the inmate. Therefore, the auditor finds the Bonneville County Jail exceeds this standard as it required the assessment to be done at least monthly.

115.42(e) Transgender and intersex inmates are asked about their own view in respect to their safety while incarcerated in the facility and those considerations are given serious consideration by the Deputies and Classification Officer when making housing, bed, and programming assignments.

115.42(f) Policy states that transgender and intersex inmates will be given the opportunity to shower separately from other inmates, upon request. If requested to shower separately, the inmate will be taken to the booking shower room to shower.

115.42(g) The Bonneville County Jail Policy, Section 4, prohibits placing lesbian, gay, bisexual, transgender or intersex inmates in a particular housing or bed assignment or other assignment based solely on such identifier or status unless the placement is ordered by a consent decree, legal settlement, or legal judgment of which the intent is the protection of inmates. The Bonneville County Jail is under no such legal restriction.

The Bonneville County Jail reported that they have not had a transgender inmate in the facility during the twelve months prior to the audit.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility exceeds the above standard.

#### **POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:**

Bonneville County Jail Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
Objective Risk Screening Instrument  
Northpointe Decision Tree  
Interview with Classification Officer  
Interviews with random staff  
Interview with Capt. Brian Covert, Jail Administrator  
Interview with Lt. Mike Huston, PREA Coordinator

### **Standard 115.43: Protective Custody**

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

##### **115.43 (a)**

- Does the facility always refrain from placing inmates at high risk for sexual victimization in involuntary segregated housing unless an assessment of all available alternatives has been made, and a determination has been made that there is no available alternative means of separation from likely abusers?  Yes  No
- If a facility cannot conduct such an assessment immediately, does the facility hold the inmate in involuntary segregated housing for less than 24 hours while completing the assessment?  Yes  No

##### **115.43 (b)**

- Do inmates who are placed in segregated housing because they are at high risk of sexual victimization have access to: Programs to the extent possible?  Yes  No
- Do inmates who are placed in segregated housing because they are at high risk of sexual victimization have access to: Privileges to the extent possible?  Yes  No

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

#### 115.43 (c)

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

#### 115.43 (d)

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

#### 115.43 (e)

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

## Auditor Overall Compliance Determination

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

## Instructions for Overall Compliance Determination Narrative

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

115.43(a and d) The Bonneville County Jail Policy, Section 4, prohibits the Jail from placing inmates at high risk for sexual victimization in involuntary restrictive housing unless the determination has been made that this housing assignment best protects the safety of the inmate and a review of other alternatives failed to provide adequate safety from likely abusers. The inmate may be placed in involuntary restrictive housing for a time period, not to exceed 24 hours, in order to complete the assessment and find appropriate housing. The policy details the procedures taken to maintain compliance with this standard. The Bonneville County Jail reports that over the twelve months prior to the audit, no inmates were placed in involuntary restrictive housing for high risk of sexual victimization.

115.43(b) The policy requires any inmates placed in involuntary restrictive housing have access to programs, privileges, education and work opportunities to the extent possible. If opportunities are restricted, the Jail staff will document which opportunities have been limited, the duration of the limitation, and the reasons for the limitations.

115.43(c) If no alternative housing can be found immediately, the inmate may normally be held in involuntary restrictive housing for no more than 30 days. The Bonneville County Jail reported that over the twelve months prior to the audit, no inmates were placed in involuntary restrictive housing for high risk of sexual victimization.

115.43(d) The involuntary restrictive housing of an inmate will be documented in the inmate's logs.

115.43(e) If an involuntary segregated housing assignment is made, a status review of the inmate will be completed every 30 days by a Classification Officer to determine if there is a continuing need to separate the inmate from the general population. All 30-day status reviews are documented.

At the time of the audit, there were no inmates assigned to involuntary segregated housing to separate them from likely abusers.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

**POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:**

Bonneville County Jail Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
Objective Risk Assessment Instrument  
Idaho Jail Standards  
Interviews with random staff and inmates  
Interview with a Classification Officer  
Interview with Lt. Mike Huston, PREA Coordinator

# REPORTING

## Standard 115.51: Inmate reporting

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

### 115.51 (a)

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

### 115.51 (b)

- Does the agency also provide at least one way for inmates to report sexual abuse or sexual harassment to a public or private entity or office that is not part of the agency?  Yes  No
- Is that private entity or office able to receive and immediately forward inmate reports of sexual abuse and sexual harassment to agency officials?  Yes  No
- Does that private entity or office allow the inmate to remain anonymous upon request?  Yes  No
- Are inmates detained solely for civil immigration purposes provided information on how to contact relevant consular officials and relevant officials at the Department of Homeland Security? (N/A if the facility *never* houses inmates detained solely for civil immigration purposes)  Yes  No  NA

### 115.51 (c)

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

### 115.51 (d)

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



## Auditor Overall Compliance Determination

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

## Instructions for Overall Compliance Determination Narrative

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

115.51(a) The Bonneville County Jail clearly outlines multiple ways to privately report a sexual assault, sexual harassment, or retaliation from other inmates or staff for reporting sexual abuse or sexual harassment, and any staff neglect that may have contributed to sexual abuse or sexual harassment. Policy, Section 4, gives the following ways to report within the facility:

- (a) Detention Deputy;
- (b) Medical or mental health staff;
- (c) Other staff members;
- (d) Detention or Agency Administration;
- (e) Volunteers;
- (f) Third party;
- (g) Hot line;

Policy further states that staff are to take reports from inmates any way that they choose to give them. The inmates are given the ways to report a sexual abuse or sexual harassment allegation through the flyers, posters, and the inmate handbook that are provided to them.

115.51(b) The Bonneville County Jail has made arrangements with the Domestic Abuse and Sexual Assault Center to take reports of sexual abuse or sexual harassment from inmates in the facility and report them to the Bonneville County Jail. These calls are free to the inmates.

The facility also notifies inmates they can contact a family member, friend, attorney or anyone else outside the agency that they feel comfortable calling.

Inmates are rarely detained solely on civil immigration holds, but policy states, "During the booking process every arrested person processed through the jail will be asked their citizenship. Each person not of United States citizenship will be offered Consular Services per jail policy 15.01.01 Consular Notification and Access.

Inmates have access to phones in their dayrooms and policy allows for free phone calls to contact the reporting hotline and the Domestic Violence and Sexual Assault Center. Contact information for the Domestic Violence and Sexual Assault Center is on the wall of the housing units.

115.51(c) The Bonneville County Jail Policy, Section 4, requires all staff to accept reports made verbally, in writing, anonymously, and from third parties. All allegations are documented promptly upon receipt and reported to a supervisor who will initiate the investigation.

115.51(d) Staff at the Bonneville County Jail can privately report sexual abuse and sexual harassment to the PREA Coordinator. This information is in the policy and is given to them in their yearly PREA training. All of the staff I interviewed knew they could privately report to the PREA Coordinator but the majority stated they felt comfortable reporting to anyone in the Chain of Command, including the Sheriff.

Interviews with staff clearly demonstrate they are very knowledgeable about PREA and the variety of methods to report sexual abuse and sexual harassment.

Interviews with inmates clearly demonstrate they are very knowledgeable about how to report a sexual abuse or sexual harassment. All stated they had information given to them at booking, watched a video, were given comprehensive education within two weeks of booking, are given education weekly, and there are posters and flyers posted in every housing unit that explain how to report. All stated they could talk to a deputy or any staff in the Jail, and that they could report anonymously, verbally, in writing or any third party. All knew they could access a hotline number on the phone that is a free call and could contact family and friends to make a report. And, the majority knew they could call a counselor for support or to report an incident and that calls to the counselors are free and unmonitored.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff and inmate interviews, the auditor has determined the facility meets the above standard.

## **POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:**

- Bonneville County Jail Policies, Section 4 and 15.01.01
- Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston
- PREA Inmate Acknowledgement Form and random signatures
- Inmate Handbook
- PREA flyer
- PREA Posters displayed in dayrooms
- PREA Video
- Interviews with random inmates
- Interviews with staff who conduct bookings
- Interviews with random staff
- Five allegations of sexual harassment, six allegations of voyeurism, and one unclassified report
- Seven allegations of sexual abuse

## Standard 115.52: Exhaustion of administrative remedies

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

#### 115.52 (a)

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

#### 115.52 (b)

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

#### 115.52 (c)

- Does the agency ensure that: An inmate who alleges sexual abuse may submit a grievance without submitting it to a staff member who is the subject of the complaint? (N/A if agency is exempt from this standard.)  Yes  No  NA
- Does the agency ensure that: Such grievance is not referred to a staff member who is the subject of the complaint? (N/A if agency is exempt from this standard.)  Yes  No  NA

#### 115.52 (d)

- Does the agency issue a final agency decision on the merits of any portion of a grievance alleging sexual abuse within 90 days of the initial filing of the grievance? (Computation of the 90-day time period does not include time consumed by inmates in preparing any administrative appeal.) (N/A if agency is exempt from this standard.)  Yes  No  NA
- If the agency claims the maximum allowable extension of time to respond of up to 70 days per 115.52(d)(3) when the normal time period for response is insufficient to make an appropriate decision, does the agency notify the inmate in writing of any such extension and provide a date by which a decision will be made? (N/A if agency is exempt from this standard.)  Yes  No  NA
- At any level of the administrative process, including the final level, if the inmate does not receive a response within the time allotted for reply, including any properly noticed extension, may an inmate consider the absence of a response to be a denial at that level? (N/A if agency is exempt from this standard.)  Yes  No  NA

### 115.52 (e)

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

### 115.52 (f)

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

### 115.52 (g)

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

### Auditor Overall Compliance Determination

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

### Instructions for Overall Compliance Determination Narrative

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

The Bonneville County Jail is exempt from this standard as it does not require an inmate to submit a grievance to report a sexual abuse or sexual harassment incident. If an inmate does submit a grievance, it is withdrawn from the grievance system and treated as a complaint rather than a grievance.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

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

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

#### 115.53 (a)

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

- Does the facility enable reasonable communication between inmates and these organizations and agencies, in as confidential a manner as possible?  Yes  No

#### 115.53 (b)

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

#### 115.53 (c)

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

#### Auditor Overall Compliance Determination

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

#### Instructions for Overall Compliance Determination Narrative

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

115.53(a - b) The Bonneville County Jail provides the inmates with the mailing address and telephone number to their local rape crisis organization, Domestic Violence and Sexual Assault Center. This information is provided to the inmate via:

- (a) Bulletin board in housing units;
- (b) Medical or mental health;
- (c) Deputy;
- (d) Inmate Handbook; or
- (e) Pamphlets

The auditor relied on the policy and interviews with Lt. Huston as there has not been an incident where the Domestic Violence and Sexual Assault Center has been needed or requested.

115.53(c) The Bonneville County Jail has an MOU with the Domestic Violence and Sexual Assault Center to provide advocacy and in-person support services to a victim of sexual abuse through the forensic medical examination process as well as the investigatory interview process. Advocates provide support, crisis intervention, mental health counseling when needed, information and referral services to the victim. Information on how to contact the advocate is on a flyer that is posted in each housing unit. The Bonneville County Jail enables communication between the advocate and the victim in as confidential manner as possible.

A telephone interview with the Domestic Violence and Sexual Assault Center confirmed they provide the above services to the Bonneville County Jail but have not had any incidents to date.

There have been no forensic medical examinations done during the past twelve months and a victim's advocate has not been requested or used by inmates so there was no documentation for the auditor to review.

The information on victim advocates is very detailed and is posted in all of the housing units. Interviews of random inmates revealed that the majority knew that victim advocates were available, knew how to access them, and knew that calls to the advocate were free.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff and inmate interviews, the auditor has determined the facility meets the above standard.

#### **POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:**

- Bonneville County Jail Policy, Section 4
- Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston
- MOU between Domestic Violence and Sexual Assault Center and Bonneville County Jail
- PREA informational brochure
- PREA Poster
- Inmate Handbook
- Acknowledgement Form
- Interviews with random inmates
- Interview with Sheriff Paul Wilde
- Interview with Capt. Brian Covert, Jail Administrator
- Interview with Lt. Mike Huston, PREA Coordinator
- Telephone Interview with the Domestic Violence and Sexual Assault Center

## Standard 115.54: Third-party reporting

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

#### 115.54 (a)

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

### Auditor Overall Compliance Determination

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

### Instructions for Overall Compliance Determination Narrative

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

115.54(a) The Bonneville County Jail allows third parties to report a sexual abuse or sexual harassment incident on behalf of an inmate. The agency provides information on its website, [www.bonnevillesheriff.com](http://www.bonnevillesheriff.com) on how to report a sexual abuse or sexual harassment of an inmate. The site provides four ways to report sexual abuse and sexual harassment of the inmate including phone numbers to call the Jail Administrator, staff, PREA Hotline, and the Domestic Violence and Sexual Assault Center. The information explains that all reports of sexual abuse and sexual harassment are taken seriously, should be reported immediately, and will be investigated by the Bonneville County Sheriff's Office or other agency with the legal authority to conduct the investigations.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

### POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

Completed Pre-Audit Questionnaire completed by Lt. Mike Huston  
Bonneville County Sheriff Website: [www.bonnevillesheriff.com](http://www.bonnevillesheriff.com)  
Interview with Lt. Mike Huston, PREA Coordinator



# OFFICIAL RESPONSE FOLLOWING AN INMATE REPORT

## Standard 115.61: Staff and agency reporting duties

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

### 115.61 (a)

- Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding an incident of sexual abuse or sexual harassment that occurred in a facility, whether or not it is part of the agency?  Yes  No
- Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding retaliation against inmates or staff who reported an incident of sexual abuse or sexual harassment?  Yes  No
- Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding any staff neglect or violation of responsibilities that may have contributed to an incident of sexual abuse or sexual harassment or retaliation?  Yes  No

### 115.61 (b)

- Apart from reporting to designated supervisors or officials, does staff always refrain from revealing any information related to a sexual abuse report to anyone other than to the extent necessary, as specified in agency policy, to make treatment, investigation, and other security and management decisions?  Yes  No

### 115.61 (c)

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

### 115.61 (d)

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

### 115.61 (e)

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

## Auditor Overall Compliance Determination

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

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

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

115.61(a) The Bonneville County Jail Policy, Section 4, requires staff to immediately report “all allegations and/or incidents of sexual abuse, harassment, misconduct, discrimination and/or retaliation to a supervisor immediately upon receiving such knowledge. Reports shall be made to the supervisor regarding any neglect or violation of responsibilities on the part of any facility employee that may have contributed to a sexual abuse incident or retaliation against those who have reported such incidents. The reporting staff member or volunteer shall then write an incident report prior to leaving the facility and forward it to the supervisor”.

Interviews with random staff confirmed that they are aware of this policy and all stated they would report any knowledge or suspicion of any of these allegations and/or incidents.

115.61(b) Policy, Section 4, also prohibits staff from revealing any information related to a sexual abuse or sexual harassment report to anyone other than designated supervisors or officials and, to the extent necessary, to make treatment, investigation, and other security and management decisions. Interviews with random staff confirmed that this information is included in the yearly PREA training.

115.61(c) Medical and mental health practitioners within the facility are required to report sexual abuse that is disclosed to them by inmates and, at the initiation of services, must inform the inmate of their duty to report the incident and the limitations of confidentiality. Interviews with medical and mental health practitioners revealed they knew the policy and also received the information in their PREA training. There were no incidents of sexual abuse reported to medical providers during the twelve months prior to the audit.

115.61(d) If the alleged victim is under the age of 18, the Bonneville County Jail reports the allegation of sexual abuse to the Idaho Department of Children and Family Services. If the alleged victim is a “vulnerable adult” the report will be made to Idaho Adult Protection Services.

115.61(e) All reports of allegations of sexual abuse and sexual harassment, including third-party and anonymous reports are submitted to the Shift Supervisor and Jail Administration who forwards them to the administrative investigators in the jail or the Bonneville County Detective Division depending on the type of allegation made.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

## POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

Bonneville County Jail Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
PREA training curriculum  
Interviews with random staff  
Interviews with a medical practitioner and a mental health practitioner  
Interview with Capt. Brian Covert, Jail Administrator  
Interview with Lt. Mike Huston, PREA Coordinator

### Standard 115.62: Agency protection duties

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

#### 115.62 (a)

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

#### Auditor Overall Compliance Determination

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

#### Instructions for Overall Compliance Determination Narrative

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

115.62(a) Bonneville County Jail Policy, Section 4, states, "When jail staff learns that an inmate is subject to a substantial risk of imminent sexual abuse, it shall take immediate action to protect the inmate."

Inmates at substantial risk of imminent sexual abuse are either removed from the housing unit and reassigned to other appropriate housing or another facility that ensures the inmate's safety or the perpetrator is reassigned to another housing unit or another facility, depending on the circumstances of the situation. If staff is the suspected perpetrator, the staff member will be placed on administrative leave pending the investigation. If an inmate is the suspected perpetrator, that inmate would be placed

on lockdown pending an investigation. Retaliation monitoring would be started immediately and there will be direct monitoring of the victim in most circumstances. The victim will, if needed, be referred to a counselor for emotional or psychological support.

The Bonneville County Jail reports that there were no incidents in the past twelve months where the facility determined an inmate was subject to a substantial risk of imminent sexual abuse if left in the unit.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

**POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:**

- Bonneville County Jail Policy, Section 4
- Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston
- Interviews with random staff
- Interview with Capt. Brian Covert, Jail Administrator
- Interview with Lt. Mike Huston, PREA Coordinator

**Standard 115.63: Reporting to other confinement facilities**

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

**115.63 (a)**

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

**115.63 (b)**

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

**115.63 (c)**

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

**115.63 (d)**

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

## Auditor Overall Compliance Determination

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

## Instructions for Overall Compliance Determination Narrative

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

115.63(a) The Bonneville County Jail Policy, Section 4, requires the Jail Administrator, or designee, to report any abuse allegation received regarding an inmate abused at another facility to the agency head, or appropriate officer, where the sexual abuse is alleged to have occurred.

115.63(b) Policy requires this notice to occur as soon as possible but no later than within 72 hours of receiving the allegation.

115.63(c) The notification from the Bonneville County Jail to the other agency is documented on the PREA Supervisor's Checklist. The Bonneville County Jail reported there were no reports of this type during the twelve months prior to the audit.

115.63(d) Upon receiving notification from an outside facility that an inmate was sexually abused while in the custody of the Bonneville County Jail, the Jail Administrator assures an investigation is done into the allegation. If a staff member was allegedly involved, the Sheriff, or designee, will request Tri-County Investigators do the investigation. The Bonneville County Jail reported there were no reports of this type during the past twelve months.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

## POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

Bonneville County Jail Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
Interview with Sheriff Paul Wilde  
Interview with Capt. Brian Covert, Jail Administrator  
Interview with Lt. Mike Huston, PREA Coordinator

## Standard 115.64: Staff first responder duties

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

#### 115.64 (a)

- Upon learning of an allegation that an inmate was sexually abused, is the first security staff member to respond to the report required to: Separate the alleged victim and abuser?  
 Yes  No
- Upon learning of an allegation that an inmate was sexually abused, is the first security staff member to respond to the report required to: Preserve and protect any crime scene until appropriate steps can be taken to collect any evidence?  Yes  No
- Upon learning of an allegation that an inmate was sexually abused, is the first security staff member to respond to the report required to: Request that the alleged victim not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating, if the abuse occurred within a time period that still allows for the collection of physical evidence?  Yes  No
- Upon learning of an allegation that an inmate was sexually abused, is the first security staff member to respond to the report required to: Ensure that the alleged abuser does not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating, if the abuse occurred within a time period that still allows for the collection of physical evidence?  Yes  No

#### 115.64 (b)

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

### Auditor Overall Compliance Determination

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

## Instructions for Overall Compliance Determination Narrative

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

115.64(a) The Bonneville County Jail Policy, Section 4, outlines in policy the responsibilities of all staff members receiving an allegation of sexual abuse. The policy details in depth the following guidelines for the first responder and includes much more:

- (1) Separate the alleged victim and abuser;
- (2) Preserve and protect any crime scene until appropriate steps can be taken to collect any evidence;
- (3) 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
- (4) 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.

The Bonneville County Jail reported that in the past twelve months, there were seven allegations that an inmate was sexually abused in the facility. These were allegations of administrative sexual abuses that did not include violence or assault and didn't require evidence collection or forensic exams

115.64(b) Policy states that when the first staff responder is not a security staff member, he or she shall request that the alleged victim not take any actions that could destroy physical evidence and then notify security staff immediately. There were no incidents in which a non-security staff member was the first responder during the audit cycle.

Interviews with random staff and supervisors confirmed that staff are very knowledgeable in their duties as a first responder to a sexual abuse or sexual harassment incident and have received the training in their yearly PREA training.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility exceeds the above standard.

### **POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:**

Bonneville County Jail Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
Interviews with random staff  
Interview with Lt. Mike Huston, PREA Coordinator  
Seven incident reports of allegations of sexual abuse

## Standard 115.65: Coordinated response

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

### 115.65 (a)

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

### Auditor Overall Compliance Determination

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

### Instructions for Overall Compliance Determination Narrative

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

115.65(a) The Bonneville County Jail Policy, Section 4, requires a coordinated response plan that coordinates the actions of first responders, medical and mental health practitioners, investigators, and facility leadership. The plan is in the policy and outlines the responsibilities of first responders, shift supervisors, medical practitioners, mental health practitioners, Administration, and administrative and criminal investigators.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

### POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

Bonneville County Jail Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
Coordinated Response Plan  
Interviews with investigators  
Interviews with Medical and Mental Health Providers  
Interviews with random staff  
Interview with Lt. Mike Huston, PREA Coordinator



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

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

### 115.66 (a)

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

### 115.66 (b)

- Auditor is not required to audit this provision.

### Auditor Overall Compliance Determination

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

### Instructions for Overall Compliance Determination Narrative

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

The Bonneville County Sheriff's Office and Bonneville County Jail do not have any collective bargaining agreements in place and have not had any at any time. Bonneville County Sheriff's Office is non-union and, therefore, has no union collective bargaining agreements. Therefore, the auditor determined that this standard is not applicable to the Bonneville County Sheriff's Office and Bonneville County Jail.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

## POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
Interview with Sheriff Paul Wilde  
Interview with Capt. Brian Covert, Jail Administrator  
Interview with Lt. Mike Huston, PREA Coordinator

## Standard 115.67: Agency protection against retaliation

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

### 115.67 (a)

- Has the agency established a policy to protect all inmates and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other inmates or staff?  Yes  No
- Has the agency designated which staff members or departments are charged with monitoring retaliation?  Yes  No

### 115.67 (b)

- Does the agency employ multiple protection measures, such as housing changes or transfers for inmate victims or abusers, removal of alleged staff or inmate abusers from contact with victims, and emotional support services, for inmates or staff who fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigations?  Yes  No

### 115.67 (c)

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

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

#### 115.67 (d)

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

#### 115.67 (e)

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

#### 115.67 (f)

- Auditor is not required to audit this provision.

#### Auditor Overall Compliance Determination

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

## Instructions for Overall Compliance Determination Narrative

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

115.67(a and d) Bonneville County Jail Policy, Section 4, prohibits retaliation against inmates or staff members who report sexual abuse or sexual harassment and requires monitoring of the inmate or staff member for retaliation. Lt. Huston is responsible for monitoring anyone who reports a sexual abuse or sexual harassment allegation.

115.67(b) Policy states that, "Any inmate or staff member that reports sexual abuse or sexual harassment, or who cooperates with any such relative investigation(s), or, who fear retaliation, shall be protected from such unwarranted and prohibited behavior." Monitoring will include periodic status checks on inmates. The jail has implemented various protective measures for inmates who face substantial risk of imminent sexual abuse that include, but are not limited or restricted to:

- a) Direct monitoring of the victim by Detention staff for unusual or abnormal behavior;
- b) Housing reassignment or transfers for the victim;
- c) Removal of alleged staff or inmate abusers from contact with the victim;
- d) Referral for emotional/psychological support to the victim;
- e) Immediately request an investigation of the allegation of sexual abuse

115.67(c) Bonneville County Jail Policy, Section 4, requires monitoring the conduct and treatment of inmates and staff who report sexual abuse or sexual harassment and of inmates who were reported to have suffered sexual abuse for signs of changes that may suggest possible retaliation and shall act promptly to remedy any such retaliation. This monitoring is to continue for 90 days or longer if the initial monitoring indicates a need for further monitoring. Inmate monitoring will be conducted at thirty (30), sixty (60) and ninety (90) day increments from the date of the allegation. The review will be documented on BCJ Form #52I and attached to the original PREA incident report. Staff monitoring will be conducted at thirty (30), sixty (60) and ninety (90) day increments from the date of the allegation. The review will be documented on BCJ Form #52S and attached to the original PREA incident report.

The auditor was provided documentation of 90-day retaliation monitoring and the process is good. An interview with Lt. Huston confirmed the actions taken to conduct retaliation monitoring.

115.67(d) Policy also requires the facility to take proper measures to protect any other individual who has cooperated with an investigation and expresses a fear of retaliation. The Bonneville County Jail reported there were no incidents of someone cooperating with an investigation that expressed a fear of retaliation.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

## POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

Bonneville County Jail Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
Interview with Lt. Mike Huston, PREA Coordinator

### Standard 115.68: Post-allegation protective custody

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

##### 115.68 (a)

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

#### Auditor Overall Compliance Determination

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

#### Instructions for Overall Compliance Determination Narrative

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

115.68(a) The Bonneville County Jail Policy, Section 4, prohibits the Jail from placing inmates at high risk for sexual victimization in involuntary restrictive housing unless the determination has been made that this housing assignment best protects the safety of the inmate and a review of other alternatives failed to provide adequate safety from likely abusers. The inmate may be placed in involuntary restrictive housing for a time period, not to exceed 24 hours, in order to complete the assessment and find appropriate housing. The policy details the procedures taken to maintain compliance with this standard. The Bonneville County Jail reports that over the twelve months prior to the audit, no inmates were placed in involuntary restrictive housing for high risk of sexual victimization.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

**POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:**

Bonneville County Jail Policy, Section 4

Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston

Interviews with random staff

Interview with Lt. Mike Huston, PREA Coordinator

# INVESTIGATIONS

## Standard 115.71: Criminal and administrative agency investigations

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

### 115.71 (a)

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

### 115.71 (b)

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

### 115.71 (c)

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

### 115.71 (d)

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

### 115.71 (e)

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

#### 115.71 (f)

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

#### 115.71 (g)

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

#### 115.71 (h)

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

#### 115.71 (i)

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

#### 115.71 (j)

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

#### 115.71 (k)

- Auditor is not required to audit this provision.

#### 115.71 (l)

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



## Auditor Overall Compliance Determination

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

## Instructions for Overall Compliance Determination Narrative

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

115.71(a) Bonneville County Jail Policy, Section 4, requires that investigators initiate an investigation as soon as possible upon receiving an allegation of sexual abuse or sexual harassment. Administrative investigations are done by investigators within the jail and criminal investigations are done by an investigator in the Bonneville County Detective Division. When staff are allegedly involved, the case is referred by the Sheriff to Tri-County Investigators. This is done promptly, thoroughly, and objectively for all allegations, including third-party and anonymous reports

115.71(b) There are seven investigators assigned to investigate sexual abuse and sexual harassment in the Bonneville County Jail and one investigator from the Bonneville County Detective Division. A review of training certificates and a training roster confirm that all eight investigators have had the specialized training for investigators. This training was a combination of the NIC online training, "Investigating Sexual Abuse in a Confinement Setting" and the actual classroom training. This training included 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 referral to the prosecutor for criminal charges. In addition, all criminal allegations are investigated by a detectives who has had extensive training on sexual abuse investigations and uses Miranda and Garrity warnings frequently in the regular job.

115.71(c) Interviews with both administrative and criminal investigators confirmed that upon initiation of an investigation into a sexual abuse allegation, the 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.

115.71(d) Unless the allegation is an immediately recognizable criminal investigation, investigations will be initiated as an administrative investigation. All administrative investigations are done by Bonneville County Jail investigators. If there is any indication that the investigation appears to support criminal prosecution, the Jail investigators will confer with prosecutors before using compelled interviews. However, it is rare for this to happen as the administrative investigators alert the supervisor or administration if the investigation appears to have criminal elements and the case is referred to the Bonneville County Detective Division to initiate a criminal investigation. The Bonneville County Detectives are aware of when compelled interviews are an obstacle to prosecution as they use them

frequently in their regular job. However, if there are any questions or concerns, they will confer with the prosecutor before taking any action.

115.71(e) Bonneville County Jail Policy, Section 4, requires that the credibility of the alleged victim will be assessed on a case-by-case basis and shall not be determined by the person's status as an inmate. During interviews with investigators they confirmed that this was practice as well as policy. The investigators also stated that inmates will be treated humanely while receiving the same response to their allegations of sexual abuse or sexual harassment as someone from outside the facility would receive.

Inmates who allege sexual abuse are not required to submit to a polygraph examination or other truth-telling device as a condition for proceeding with the investigation.

115.71(f) Policy requires that a thorough report be written at the conclusion of an administrative investigation that includes a description of what evidence was collected or reviewed, the reasons behind any credibility assessments, and any facts and findings the investigator discovered in the investigation. Investigators will also consider whether staff actions or failures to act contributed to the incident of abuse. All completed administrative investigations shall be forwarded to the Civil Attorney. The Civil Attorney shall review the investigation and determine whether any allegation(s) of sexual abuse or sexual harassment are substantiated.

115.71(g and h) Bonneville County Jail Policy, Section 4, and an interview with the criminal investigator confirm that comprehensive reports are written at the conclusion of criminal investigations and the reports fully describe any physical, testimonial, and documentary evidence gathered, considered, or relied on. When it is practical, copies of documentary evidence are attached to the report. Substantiated criminal investigations are referred for prosecution, when warranted. During the twelve months prior to the audit, there was one criminal abuse allegation and investigation in the facility.

The auditor was given a large folder on a flash drive with nineteen administrative and criminal investigation reports. Documentation showed that nineteen allegations of sexual abuse or sexual harassment were investigated with eighteen of them administrative investigations and one other was referred for criminal investigation. No charges were filed because the prosecutor stated the incident did not rise to the level of criminal prosecution. Documentation was very detailed and easy to read.

115.71(i) Bonneville County Jail Policy, Section 4, requires all written reports referenced in 115.71(f and g) are retained for as long as the alleged abuser is incarcerated or employed by the agency, plus five years.

115.71(j) If an alleged abuser or victim leaves the facility or the employ of the agency, the investigation will continue and will not be terminated until it is officially closed with a determination. This practice was confirmed by interviews with investigators.

115.71(l) When an outside law enforcement agency is assigned to an investigation, the Bonneville County Sheriff's Office and Bonneville County Jail will cooperate fully with the investigators and will stay informed as to the progress of the investigation. An interview with a Bonneville County investigator explained that there is a very good working relationship between Bonneville County Sheriff's Office and the agencies that assist in investigations.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

## POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

Bonneville County Jail Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
Objectives for the online course, "Investigating Sexual Abuse in a Confinement Setting"  
Training documentation for investigators completing the specialized training  
Bonneville County Supervisor's Investigation Checklist  
Interviews with administrative and criminal investigators  
Interview with Sheriff Paul Wilde  
Interview with Capt. Brian Covert, Jail Administrator  
Interview with Lt. Mike Huston

## Standard 115.72: Evidentiary standard for administrative investigations

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

### 115.72 (a)

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

### Auditor Overall Compliance Determination

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

### Instructions for Overall Compliance Determination Narrative

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

115.72(a) Bonneville County Jail Policy, Section 4, requires the Bonneville County Sheriff's Office to impose no standard higher than a preponderance of evidence in determining whether allegations of sexual abuse or sexual harassment in administrative investigations are substantiated. Interviews with investigators confirmed this is the standard.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

## **POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:**

Bonneville County Jail Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
Interviews with administrative and criminal investigators  
Interview with Lt. Mike Huston, PREA Coordinator

## **Standard 115.73: Reporting to inmates**

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

#### **115.73 (a)**

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

#### **115.73 (b)**

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

#### **115.73 (c)**

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

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

#### 115.73 (d)

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

#### 115.73 (e)

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

#### 115.73 (f)

- Auditor is not required to audit this provision.

### Auditor Overall Compliance Determination

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

### Instructions for Overall Compliance Determination Narrative

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

115.73(a) Bonneville County Jail, Policy, Section 4, requires upon completion of any administrative or criminal investigation of sexual abuse or sexual harassment in the facility, the facility will inform the inmate as to whether the allegation was determined to be substantiated, unsubstantiated, or unfounded. The Bonneville County Jail reported that five allegations of sexual harassment, six allegations of voyeurism, seven allegations of sexual abuse, and one allegation that was unclassified were submitted.

In five of the seven allegations of sexual abuse, the inmates making the allegations were informed as to the determination of the investigation. The two inmates that were not informed of the outcome were no longer in the facility. The documentation of the final determination is at the end of the supervisor's investigation checklist and the auditor viewed samples of these notifications.

115.73(b) When an outside law enforcement agency is brought in to conduct an investigation, the inmate will be notified of the outcome when it is known. Outside investigations do not happen often, but it is in policy that the notification is made.

115.73(c) Bonneville County Jail Policy, Section 4, is consistent with the standard for notification when an employee has sexually abused an inmate. The policy states, "When an allegation of sexual abuse is made by an inmate involving a staff member, (unless the Sheriff's Office has determined that the allegation is unfounded) the inmate shall be notified whenever:

- a) The staff member is no longer posted within the inmate's unit.
- b) The staff member is no longer employed at the jail.
- c) The Sheriff's Office learns that the staff member has been indicted on a charge related to sexual abuse within the facility; or
- d) The Sheriff's Office learns that the staff member has been convicted on a charge related to sexual abuse within the facility."

115.73(d) The policy is consistent with this standard. The policy states, "When an allegation of sexual abuse is made by an inmate by another inmate, the PREA Coordinator shall subsequently inform the inmate whenever:

- a) The Sheriff's Office learns that the alleged abuser has been indicted on a charge related to sexual abuse within the detention center; or
- b) The Sheriff's Office learns that the alleged abuser has been convicted on a charge related to sexual abuse within the jail."

The Bonneville County Jail hasn't had any incidents of inmate-on-inmate sexual abuse that resulted in criminal charges or criminal convictions during the past twelve months.

115.73(e) Notifications to inmates are documented on BJ Form #26.

115.73(f) The Bonneville County Jail's obligation to report under this standard terminates if the inmate is released from the facility before the investigation has been completed.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

## **POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:**

Bonneville County Jail Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
Bonneville County Jail Notification Form  
Interview with administrative and criminal investigators  
Interview with Lt. Mike Huston, PREA Coordinator

# DISCIPLINE

## Standard 115.76: Disciplinary sanctions for staff

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

### 115.76 (a)

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

### 115.76 (b)

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

### 115.76 (c)

- Are disciplinary sanctions for violations of agency policies relating to sexual abuse or sexual harassment (other than actually engaging in sexual abuse) commensurate with the nature and circumstances of the acts committed, the staff member's disciplinary history, and the sanctions imposed for comparable offenses by other staff with similar histories?  Yes  No

### 115.76 (d)

- Are all terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, reported to: Law enforcement agencies (unless the activity was clearly not criminal)?  Yes  No
- Are all terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, reported to: Relevant licensing bodies?  Yes  No

### Auditor Overall Compliance Determination

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

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

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

115.76(a - c) Bonneville County Jail Policy, Section 4, states, "Staff shall be subject to disciplinary sanctions up to and including termination for violating agency sexual misconduct policies." Progressive discipline considers the circumstances, the staff member's disciplinary history, and sanctions imposed for comparable offenses by other staff with similar histories when imposing sanctions. The auditor reviewed the personnel disciplinary policy. Termination is the presumptive disciplinary sanction for staff who have engaged in sexual abuse of an inmate.

The Bonneville County Jail reported that no incidents of staff-on-inmate sexual abuse was reported.

115.76(d) All terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, shall be reported to any relevant licensing bodies. All terminations and resignations are reported to Idaho P.O.S.T and, if the case involves possible criminal charges, an investigation is done by Idaho P.O.S.T as well.

The Bonneville County Jail reports that in the past twelve months, there has been no staff member from the facility who has been terminated (or resigned prior to termination) for violating agency sexual abuse or sexual harassment policies. Additionally, there has been no staff member in the past twelve months who has been disciplined for violations of the agency sexual abuse or sexual harassment policies. There has been no staff member that has been reported to law enforcement, Idaho P.O.S.T., or any other licensing boards for violating agency policies.

Based upon the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

### **POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:**

Bonneville County Jail Policy, Section 4  
Bonneville County Personnel Disciplinary Policy  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
Interview with Lt. Mike Huston, PREA Coordinator



## Standard 115.77: Corrective action for contractors and volunteers

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

#### 115.77 (a)

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

#### 115.77 (b)

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

### Auditor Overall Compliance Determination

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

### Instructions for Overall Compliance Determination Narrative

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

115.77(a) The Bonneville County Jail Policy, Section 4, prohibits contractors and volunteers who have engaged in sexual abuse from having contact with inmates. Violations are reported to any relevant licensing boards and if the abuse was criminal, the Bonneville County Sheriff's Office will seek prosecution.

115.77(b) In any violation of agency sexual abuse or sexual harassment policies by a contractor or volunteer, the agency will take appropriate remedial measures and will consider whether the volunteer or contractor will be retained, dismissed or prohibited from contact with inmates.

An allegation of voyeurism of a contract employee was investigated and substantiated and the employee's access to the building was suspended. The action did not rise to the level of criminal charges being filed. The contract employee voluntarily resigned.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

**POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:**

Bonneville County Jail Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
Interview with Lt. Mike Huston, PREA Coordinator

**Standard 115.78: Disciplinary sanctions for inmates**

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

**115.78 (a)**

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

**115.78 (b)**

- Are sanctions commensurate with the nature and circumstances of the abuse committed, the inmate's disciplinary history, and the sanctions imposed for comparable offenses by other inmates with similar histories?  Yes  No

**115.78 (c)**

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

**115.78 (d)**

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

### 115.78 (e)

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

### 115.78 (f)

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

### 115.78 (g)

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

### Auditor Overall Compliance Determination

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

### Instructions for Overall Compliance Determination Narrative

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

115.78(a) Bonneville County Jail has in place a comprehensive progressive inmate disciplinary process for rule and law violations by inmates. A formal disciplinary process will be given to inmates who have been found guilty in an administrative or criminal investigation of inmate-on-inmate sexual abuse or inmate-on-inmate sexual harassment. The auditor reviewed the inmate disciplinary policy.

115.78(b) If the inmate is found guilty in the disciplinary hearing, the sanctions imposed will consider the circumstances of the incident, the disciplinary history of the inmate, and the sanctions imposed on others for similar violations.

A review of the sexual harassment investigations showed that during the past twelve months, one incident of inmate-on-inmate sexual harassment resulted in the abusers being sent through the disciplinary process. One allegation that began as a PREA investigation was determined to be

consensual between the inmates. The incident was determined and unfounded PREA incident and both inmates were disciplined for consensual sexual misconduct.

115.78(c) Bonneville County Jail Policy, Section 4, requires that the disciplinary process considers whether an inmate's mental disabilities or mental illness contributed to the behavior when determining what type of sanctions, if any, should be imposed.

115.78(d) The Bonneville County Jail does not provide therapy, counseling, or other interventions for inmate abusers.

115.78(e) The Bonneville County Jail disciplines an inmate for sexual contact with staff only upon a finding that the staff member did not consent to such contact. The Bonneville County Jail reported that there were no instances of this type of sexual abuse during the past twelve months.

115.78(f) Inmates of the Bonneville County Jail will not be disciplined for filing a false report of sexual abuse when the inmate believed the incident actually happened and filed the report in good faith.

115.78(f) Agency policy prohibits all sexual activity between inmates but doesn't deem such activity sexual abuse unless it is determined that the activity was coerced. Bonneville County Jail reported that, during the past twelve months, there were no instances where administrative or criminal investigations were substantiated for inmate-on-inmate sexual abuse.

Based upon the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

#### **POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:**

Bonneville County Jail Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
Inmate Handbook  
Inmate Disciplinary Policy  
Nineteen investigation reports  
Interview with Lt. Mike Huston, PREA Coordinator

## MEDICAL AND MENTAL CARE

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

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

#### 115.81 (a)

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

#### 115.81 (b)

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

#### 115.81 (c)

- If the screening pursuant to § 115.41 indicates that a jail inmate has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, do staff ensure that the inmate is offered a follow-up meeting with a medical or mental health practitioner within 14 days of the intake screening?  Yes  No

#### 115.81 (d)

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

#### 115.81 (e)

- Do medical and mental health practitioners obtain informed consent from inmates before reporting information about prior sexual victimization that did not occur in an institutional setting, unless the inmate is under the age of 18?  Yes  No

## Auditor Overall Compliance Determination

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

## Instructions for Overall Compliance Determination Narrative

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

115.81(a and c) When an inmate discloses sexual abuse either at an institutional facility or in a community setting, Bonneville County Jail Policy, Section 4, states that, "If the intake screening indicates, or staff otherwise receives information, that an inmate has experienced prior sexual victimization whether it occurred in an institutional setting or in the community, jail staff shall ensure that the inmate is offered a follow-up meeting with a medical/mental health practitioner within 14 days of the intake screening. The referral will be documented on the medical screening form."

The auditor interviewed two inmates who admitted to being a victim of sexual abuse in the community prior to arrest and confirmed they were asked this at the screening and within fourteen days were taken to medical for follow-up.

115.81(d) Information related to sexual victimization that occurred in an institutional setting is not strictly limited to medical and mental health practitioners. After booking, the information is used for classification of the inmate and is strictly limited to informing security and management decisions, including treatment plans, housing, work, bed, education, and program assignments.

115.81(e) Interviews with a Medical Practitioner verified that informed consent is required of the inmate before disclosing prior sexual victimization that did not happen in an institutional setting.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

## POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

Bonneville County Jail Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
Risk Assessment Instrument  
Random screening forms  
Interview with Medical and Mental Health Practitioners  
Interview with Lt. Mike Huston, PREA Coordinator

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

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

#### 115.82 (a)

- Do inmate victims of sexual abuse receive timely, unimpeded access to emergency medical treatment and crisis intervention services, the nature and scope of which are determined by medical and mental health practitioners according to their professional judgment?  
 Yes  No

#### 115.82 (b)

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

#### 115.82 (c)

- Are inmate victims of sexual abuse offered timely information about and timely access to emergency contraception and sexually transmitted infections prophylaxis, in accordance with professionally accepted standards of care, where medically appropriate?  Yes  No

#### 115.82 (d)

- Are treatment services provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident?  
 Yes  No

### Auditor Overall Compliance Determination

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

## Instructions for Overall Compliance Determination Narrative

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

115.82(a) Interviews with Medical and Mental Health Practitioners confirmed that inmate victims of sexual abuse receive timely, unimpeded access to emergency medical treatment and crisis intervention services. The Bonneville County Jail reported there were no inmate victims of sexual abuse in the last twelve months who needed emergency care so the auditor had no medical records to review.

115.82(b) Medical staff are on duty in the Bonneville County Jail five days a week and are on call 24/7. If no qualified medical practitioner is on duty at the time a report of recent sexual abuse, the First Responder will take preliminary steps to protect the inmate and will immediately notify the appropriate medical practitioners. When necessary, all victims are transported to Eastern Idaho Regional Medical Center in Idaho Falls, Idaho where SAFE or SANE exams are conducted. Inmates are offered a victim's advocate from the Domestic Violence and Sexual Assault Center to accompany them through the exam and subsequent investigation.

115.82(c) Interviews with a Medical Practitioner confirmed that inmate victims of sexual abuse are offered information about, and timely access to, emergency contraception and sexually transmitted infections prophylaxis, when appropriate. The Bonneville County Jail reported there haven't been any instances during the past twelve months where inmates have needed this information or care.

15.82(d) Policy, Section 4, states that in all circumstances of sexual abuse within the facility, treatment and advocates are provided to the victim inmate free of charge.

Based on the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

### **POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:**

Bonneville County Jail Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
Telephone interview with the Domestic Violence and Sexual Assault Center  
Interviews with Medical and Mental Health Practitioners  
Interview with Lt. Mike Huston, PREA Coordinator



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

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

### 115.83 (a)

- Does the facility offer medical and mental health evaluation and, as appropriate, treatment to all inmates who have been victimized by sexual abuse in any prison, jail, lockup, or juvenile facility?  Yes  No

### 115.83 (b)

- Does the evaluation and treatment of such victims include, as appropriate, follow-up services, treatment plans, and, when necessary, referrals for continued care following their transfer to, or placement in, other facilities, or their release from custody?  Yes  No

### 115.83 (c)

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

### 115.83 (d)

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

### 115.83 (e)

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

### 115.83 (f)

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

### 115.83 (g)

- Are treatment services provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident?  Yes  No

## 115.83 (h)

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

### Auditor Overall Compliance Determination

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

### Instructions for Overall Compliance Determination Narrative

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

115.83(a - c) Bonneville County Jail Policy, Section 4 requires medical evaluations and, as appropriate, treatment to all inmates who have been sexually abused in any correctional institution. Interviews with Medical and Mental Health practitioners confirmed that the care is consistent with the community level of care and they will offer referrals to the inmate for continuing care, when necessary, when the inmate leaves the facility. However, they will not make the appointment for the inmate. The Bonneville County Jail reported that, during the past twelve months, there have been no inmates that have requested referrals for continuing care upon release from the facility.

115.83(d - f) Interviews with Medical Practitioners confirmed that female inmate victims of sexual abuse are offered pregnancy tests and information about timely access to all lawful pregnancy related medical services. The interviews also confirmed that inmates who have been sexually abused are offered tests for sexually transmitted infections, as medically appropriate. Medical practitioners will provide ongoing treatment to inmates, when needed. The Bonneville County Jail reported that, during the past twelve months, there have been no inmates who requested or showed a need for any of these services

115.83(g) In all circumstances of sexual abuse within the facility, treatment and advocates are provided to the victim inmate free of charge.

Based upon the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

**POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:**

Bonneville County Jail Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
Interviews with Medical and Mental Health Providers  
Interview with Lt. Mike Huston, PREA Coordinator

# DATA COLLECTION AND REVIEW

## Standard 115.86: Sexual abuse incident reviews

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

### 115.86 (a)

- Does the facility conduct a sexual abuse incident review at the conclusion of every sexual abuse investigation, including where the allegation has not been substantiated, unless the allegation has been determined to be unfounded?  Yes  No

### 115.86 (b)

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

### 115.86 (c)

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

### 115.86 (d)

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

### 115.86 (e)

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

## Auditor Overall Compliance Determination

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

## Instructions for Overall Compliance Determination Narrative

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

115.86(a) Bonneville County Jail Policy, Section 4, requires that a review team will review each incident of sexual abuse or sexual harassment that was investigated in the facility, unless the incident is unfounded. In practice, the Jail has formed a PREA Committee that meets monthly and discusses PREA policies, practices, needs, technology, resources, and every PREA investigation that has been done over the previous 30 days. The minutes from these meetings are very comprehensive and shows that the Committee carefully reviews all aspects of PREA in the facility. Therefore, the auditor finds that the Bonneville County Jail exceeds this part of the standard.

115.86(b - c) The PREA Committee is made up of Administrative staff, Sergeants, the First Responder, Medical and Mental Health staff, and any other persons relevant to the investigation. The review occurs within 30 days of the incident.

115.86(d) The focus of the review is to determine if there are corrective actions required to prevent future incidents. The Bonneville County Jail has a very detailed checklist to do for the review. The review team prepares a very detailed report and lists any recommendations for improvement.

115.86(e) The Jail Administrator will implement the recommendations for improvement or document the reasons for not doing so.

Based upon the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets and exceeds the above standard.

## POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

Bonneville County Jail Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
Documentation of Incident Reviews  
Interviews with administrative and criminal investigators  
Interview with Capt. Brian Covert, Jail Administrator  
Interview with Lt. Mike Huston, PREA Coordinator

## Standard 115.87: Data collection

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

#### 115.87 (a)

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

#### 115.87 (b)

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

#### 115.87 (c)

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

#### 115.87 (d)

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

#### 115.87 (e)

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

#### 115.87 (f)

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

### Auditor Overall Compliance Determination

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

## Instructions for Overall Compliance Determination Narrative

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

115.87(a) Bonneville County Jail Policy, Section 4, requires that the agency collect accurate, uniform data for every allegation of sexual abuse at the facility and use a standardized instrument and set of definitions. The standardized instrument contains all of the information required by the Survey of Sexual Violence.

115.87(b) Policy directs the Jail to aggregate the data annually.

115.87(d) The Bonneville County Jail policy and practice requires the collection of the data in accordance with this standard.

Based upon the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

### POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

Bonneville County Jail Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
Bonneville County Sheriff's Office website: [www.bonnevillesheriff.com](http://www.bonnevillesheriff.com)  
Interview with Capt. Brian Covert, Jail Administrator  
Interview with Lt. Mike Huston, PREA Coordinator

## Standard 115.88: Data review for corrective action

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

#### 115.88 (a)

- Does the agency review data collected and aggregated pursuant to § 115.87 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Identifying problem areas?  Yes  No
- Does the agency review data collected and aggregated pursuant to § 115.87 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Taking corrective action on an ongoing basis?  
 Yes  No

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

#### 115.88 (b)

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

#### 115.88 (c)

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

#### 115.88 (d)

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

### Auditor Overall Compliance Determination

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

### Instructions for Overall Compliance Determination Narrative

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

115.88(a - b) An interview with Lt. Mike Huston, PREA Coordinator, revealed that the first annual report was produced in January of 2020 for the calendar year 2019 and the report demonstrated compliance with this standard. A report will be written in January of every year for the prior year and the report is very comprehensive while leaving out personally identifying information and demonstrates compliance each year.

115.88(c) An interview with Sheriff Paul Wilde confirmed that the annual report is approved by him and the report has been made available to the public on the Sheriff's website: [www.bonnevillesheriff.com](http://www.bonnevillesheriff.com) The auditor verified that the annual report is on the website.



Based upon the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

#### **POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:**

Bonneville County Jail Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
Annual PREA aggregated data report for calendar year 2019  
Bonneville County Sheriff's website: [www.bonnevillesheriff.com](http://www.bonnevillesheriff.com)  
Interview with Sheriff Paul Wilde  
Interview with Capt. Brian Covert, Jail Administrator  
Interview with Lt. Mike Huston, PREA Coordinator

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

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

#### **115.89 (a)**

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

#### **115.89 (b)**

- Does the agency make all aggregated sexual abuse data, from facilities under its direct control and private facilities with which it contracts, readily available to the public at least annually through its website or, if it does not have one, through other means?  Yes  No

#### **115.89 (c)**

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

#### **115.89 (d)**

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

## Auditor Overall Compliance Determination

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

## Instructions for Overall Compliance Determination Narrative

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

115.89(a and d) Bonneville County Jail Policy, Section 4, requires that data collected according to this standard is securely retained and will maintain sexual abuse data for at least 10 years after the date of the initial collection.

115.89(b - c) An interview with Lt. Mike Huston, PREA Coordinator, confirmed that the first annual report was produced in January of 2020 covering calendar year 2019. All personal identifiers were removed before posting the report on the Bonneville County Sheriff's Office website. The report can be obtained on the website or through a public records request.

Based upon the information discovered in the facility's policies, documents received prior to the audit, observations made and documents reviewed during the onsite audit, as well as information obtained through staff interviews, the auditor has determined the facility meets the above standard.

## POLICY, MATERIALS, INTERVIEWS AND OTHER EVIDENCE REVIEWED:

Bonneville County Jail Policy, Section 4  
Completed Pre-Audit Questionnaire submitted by Lt. Mike Huston  
Annual PREA aggregated data reports for calendar year 2019  
Bonneville County Sheriff's website: [www.bonnevillesherriff.com](http://www.bonnevillesherriff.com)  
Interview with Sheriff Paul Wilde  
Interview with Capt. Brian Covert, Jail Administrator  
Interview with Lt. Mike Huston, PREA Coordinator

## AUDITING AND CORRECTIVE ACTION

### Standard 115.401: Frequency and scope of audits

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

#### 115.401 (a)

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

#### 115.401 (b)

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

#### 115.401 (h)

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

#### 115.401 (i)

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

#### 115.401 (m)

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

#### 115.401 (n)

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

## Auditor Overall Compliance Determination

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

## Instructions for Overall Compliance Determination Narrative

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

The auditor finds that the Bonneville County Jail is fully compliant in all of the PREA standards. The auditor reviewed policies and procedures, supporting documentation, inmate records, staff records, PREA investigation reports, training curriculums, risk screenings, classification records, and many more documents. The auditor also relied on random staff, specialty staff, special population inmates, and random inmate confidential interviews. After the onsite visit, the auditor contacted the Domestic Violence and Sexual Assault Center and interviewed them as to the services they provide.

When the onsite audit was complete, there were six standards that exceeded the standard and thirty-nine standards that met the standards. There were no standards that required corrective action by the facility so no interim report was written.

The auditor has written a comprehensive description in the narratives above of what was relied on to find the standards in compliance.

## Standard 115.403: Audit contents and findings

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

#### 115.403 (f)

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

## Auditor Overall Compliance Determination

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

## Instructions for Overall Compliance Determination Narrative

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When the onsite audit was complete, there were six standards that exceeded the standard and thirty-nine standards that met the standards. There were no standards that required corrective action by the facility so no interim report was written.

The auditor has written a comprehensive description in the narratives above of what was relied on to find the standards in compliance.

# AUDITOR CERTIFICATION

I certify that:

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

## Auditor Instructions:

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

Cynthia Malm

August 17, 2020

**Auditor Signature**

**Date**

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

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