

NATIONAL
PREA
RESOURCE
CENTER



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

**PREA COMPLIANCE AUDIT INSTRUMENT – INTERVIEW GUIDE FOR AGENCY
HEAD (or DESIGNEE)**

Lockups

July 13, 2014

1. When designing, acquiring, or planning substantial modifications to facilities, how does the agency consider the effects of such changes on its ability to protect detainees from sexual abuse? *(115.118)*
2. How does the agency use monitoring technology (either newly installed or updated) to enhance the protection of detainees from incidents of sexual abuse? *(Probe: how agency considers the effect of such changes on ability to protect detainees from sexual abuse.) (115.118)*
3. Does the agency ensure that an administrative or criminal investigation is completed for all allegations of sexual abuse or sexual harassment? *(115.122)*
4. Please describe how an administrative or criminal investigation is completed for allegations of sexual abuse or harassment. *(115.122)*
5. If another agency or a facility within another agency refers allegations of sexual abuse or sexual harassment that occurred within one of your facilities, is there a designated point of contact? *(115.163)*
 - a. What happens when your agency (or a facility within your agency) receives such allegations? *(Probes: Does the agency notify the head of the facility or appropriate office of the agency where the alleged abuse occurred? Does the agency notify the appropriate investigative agency?) (115.163)*
 - b. Are there examples of such allegations being reported from another facility or agency? *(Note to auditors: an answer of "no" does not indicate noncompliance with the standard.) (115.163)*
6. Has your agency, or any governmental entity responsible for collective bargaining on your behalf, entered into or renewed any collective bargaining agreements or other agreements since August 20, 2012? *(115.166)*
 - a. If YES, can you verify that the agreement(s) permits the agency to remove alleged staff sexual abusers from contact with any detainee pending an investigation or a determination of whether and to what extent discipline is warranted? *(115.166)*
7. How do you protect detainees and staff from retaliation for sexual abuse or sexual harassment allegations? *(Probes: housing changes or transfers, removal of alleged abusers, emotional support services.) (115.167)*
8. If an individual who cooperates with an investigation expresses a fear of retaliation, how does the agency take measures to protect that individual against retaliation? *(115.167)*
9. How do you use incident-based sexual abuse data to assess and improve sexual abuse prevention, detection, and response policies, practices, and training? *(Probe: identifying problem areas, taking corrective action on an ongoing basis.) (115.188).*
10. Do you approve annual reports written pursuant to 115.188? *(115.188)*
11. Has the agency established procedures to provide detainees with disabilities and detainees who are limited English proficient 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? *(115.116)*

- a. If YES, please describe such procedures.
12. When you learn that an inmate is subject to a substantial risk of imminent sexual abuse, what protective measures does the agency take? *(115.162)*