



CenterPoint
Recovery Center for Men
530 County Park Road
Paducah, Kentucky 42001
Phone: (270) 444-3640
Fax: (270) 448-0107

1. There is zero tolerance policy for any and all acts of sexual abuse, sexual harassment, or sexual contact on CenterPoint premises. If any of these are reported it will be investigated, the perpetrator will be discharged, and if they are not detained by Probation & Parole, will be subject to prosecution.
2. All residents of CenterPoint have a right to be free of sexual abuse and/or sexual harassment. You will not be punished for reporting sexual abuse or sexual harassment.
3. If you are subjected to sexual abuse and/or sexual harassment and/or unwanted sexual contact or discussion, or if staff, residents, or volunteers of CenterPoint attempt to persuade you in any way to participate in a sexual act of any kind, including discussion, it is your right and obligation to report it.
4. To report any violation of above guidelines or any incident which has occurred prior to participation in CenterPoint's program, any of the following are appropriate:
 - a. Report verbally to any staff member, who will then report directly to the PREA Compliance Officer.
 - b. Report directly to the PREA Compliance Officer.
 - c. Turn in a written report to be placed in the PREA Compliance Officer's mailbox.
 - d. A third party may contact the PREA Compliance Officer.
 - e. If the PREA Compliance Officer is not on the premises, all PREA related information and reports are to be turned in to the PREA Coordinator.
 - f. Thelma Hunter is the PREA Compliance Officer.
 - g. Max Grantham is the PREA Coordinator.

The Kentucky Department of Corrections
has **ZERO TOLERANCE** for all forms of
sexual conduct between offenders, staff,
volunteers, contractors or visitors.



To report any incident
of a sexual assault,
or any sexual contact
involving an offender,
you may call the

PREA hotline toll free at:

1-833-362-PREA (7732)

You may choose to remain anonymous.

PREA (Prison Rape Elimination Act)

El Departamento de Correcciones de Kentucky tiene una CERO TOLERANCIA para todas las formas de conducta sexual entre los delincuentes, el personal, voluntarios, contratistas o visitantes.



Para reportar cualquier incidente de un asalto, o contacto sexual con un delincuentes, puede llamar a la PREA línea telefonica gratuita en.
1-833-362-PREA (7732)
Usted puede optar por permanecer en el anónimo.

PREA (Prison Rape Ley de Eliminación)

Community Confinement Facility PREA Compliance Inspection

Facility: CenterPoint
Inspection Date: 11/28/2017
Inspector: Joe Martin

Total Number of Contracted Beds: 60

Total Number of Facility Beds: 109

A. PREVENTION PLANNING

1. (115.213a) Each facility shall develop and document a staffing plan that provides for adequate levels of staffing, and, where applicable, video monitoring, to protect residents against sexual abuse. In calculating adequate staffing levels and determining the need for video monitoring, agencies shall take into consideration:
 - a. The physical layout of the facility;
 - b. The composition of the resident population;
 - c. The prevalence of substantiated and unsubstantiated incidents of sexual abuse

Copy of written staffing plan.

Compliant Non-Compliant

Comments: Ky. Recovery Centers policy directs that staffing plans for each facility shall provide for adequate levels of supervision to protect residents against sexual abuse. CenterPoint ensures mandatory posts are filled 24/7. The facility submitted documentation of Staff Meetings that discuss staffing patterns and video monitoring.

Recommendation of being more specific to the components of this standard and discussing and documenting each at least annually.

2. (115.215d) Each facility shall have a written policy that enable residents to shower, perform bodily functions, and change clothing without nonmedical staff of the opposite gender viewing their breast, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks. Such policy and procedure shall require staff of the opposite gender to announce their presence when entering an area where residents are likely to be showering, performing bodily functions, or changing clothing.

Copy of policy.

Compliant Non-Compliant

Comments: Ky. Recovery Centers policy uses direct language from this standard. It is standard practice that before female staff enter the restroom areas and that they knock and announce.

Recommendation to document this practice.

A Continued

- 3. (115.216c) Each facility has access to an Interpreter (non-Resident) for those residents who are limited proficient.

Interpreting service provided by: Agency and facility provide staff that are bi-lingual.

Compliant Non-Compliant
 N/A – Facility does not accept limited English proficient inmate

Comments: Agency and facility provide staff that are bi-lingual.

- 4. (115.218a) When designing or acquiring any new facility and in planning any substantial expansion or modification of existing facilities, the facility shall consider the effect of the design, acquisition, expansion, or modification upon the center’s ability to protect residents from sexual abuse.

Documentation on facility design, renovation, modification, or expansion.

Compliant Non-Compliant
 N/A – No new acquisition, expansion, or modifications

Comments: Ky. Recovery Centers policy uses direct language from this standard.

- 5. (115.217c) Prior to employment or any service rendered, (and at least every 5 years for current employees/contactors) all employees and contractors that may have contact with residents of the facility shall be subject to a thorough background investigation to include criminal and employment histories.

Background Checks Provided by: Human Resources ensures checks are done before hiring and every 5 years for current staff.

Compliant Non-Compliant

Comments: Human Resources ensures checks are done before hiring and every 5 years for current staff. The Ky. Recovery Centers policy directs this as well.

Recommendation that documentation be kept and available to show practice of this standard.

- 6. (115.211a) Each facility shall have written policy mandating zero tolerance toward all forms of sexual abuse and sexual harassment and outlining the agency’s approach to preventing, detecting, and responding to such conduct.

Compliant Non-Compliant

Comments: Ky. Recovery Centers policy mandates zero tolerance of sexual abuse and sexual harassment.

A Continued

- 7. Searches

(115.215a) In the past 12 months, the number of cross-gender strip or visual body cavity searches of residents:

0

(115.215b) In the past 12 months, the number of pat-down searches of female residents conducted by male staff:

0

Were the above searches documented? N/A

Copy of documentation if applicable

Compliant Non-Compliant

Comments: CenterPoint reports no occurrences.

- 8. (115.216a.b.) Each facility shall take appropriate steps to ensure that residents with disabilities (including, deaf, hard of hearing, those who are blind or have low vision, or have intellectual, psychiatric, or speech disabilities), or those residents who are limited English proficient have an equal opportunity to have access to all PREA related material provided to all residents.

Compliant Non-Compliant

Comments: Ky. Recovery Centers policy uses direct language from this standard. Staff educate all residents regardless of their disability.

- 9. (115.218b) When installing, or updating any monitoring technology, such as cameras, or other surveillance systems, the facility shall consider how such technology will enhance the protection of residents from sexual abuse.

Provide any meeting minutes referencing such installation or updates.

Compliant Non-Compliant

Comments: Ky. Recovery Centers policy mandates this standard.

B. RESPONSIVE PLANNING

- 1. (115.221c) The facility offers any resident victim of sexual abuse access to a forensic medical exam and at no cost to the victim.

Compliant Non-Compliant

Comments: Ky. Recovery Center policy directs this service. Residents of CenterPoint have access to Western Baptist Hospital and Lourdes Hospital.

Recommendation of adding specific language to policy that resident victims of sexual abuse shall be offered Forensic Medical exams at no cost to the victim.

- 2. (115.221d) The facility provides resident victims of sexual abuse access to victim advocate services.

Victim advocate services provided by: Purchase Area Sexual Assault and Child Advocacy Center

Documentation of agreement or documentation of attempts to acquire an agreement.

Compliant Non-Compliant

Comments: CenterPoint has a MOU with the local KASAP facility, Purchase Area Sexual Assault and Child Advocacy Center

- 3. (115.222b) The facility shall have a policy that ensures all allegations of sexual abuse and sexual harassment are referred for investigation. The policy shall be published on the facility agency website or made publicly available via other means.

Visual Inspection

Compliant Non-Compliant

Comments: CenterPoint currently displays this policy by the entrance door to the facility. It is recommended that they develop a website or use their parent agencies website to display this policy.

B Continued

- 4. (115.221a) On facilities that conduct administrative investigations into allegations of sexual abuse, shall they have a uniform evidence protocol.

Provide evidence protocol.

Compliant Non-Compliant
 N/A – Facility does not conduct investigations.

Name of all of facilities trained PREA investigators:

Director Thelma Hunter

Comments: CenterPoint uses the Department of Corrections protocol. Consists of following the steps outlined in CPP 14.7 and the protocol directive.

C. TRAINING AND EDUCATION

- 1. (115.231) STAFF – All employees that have contact with residents receive annual PREA training in accordance with CFR § 115.231.

Visual inspections of staff training records and PREA curriculum.

Compliant Non-Compliant

Comments: The Ky. Recovery Center policy directs the components of this standard. Acknowledgment forms are kept of this annual training.

C Continued

- 2. (115.232a.b.c.) VOLUNTEERS/CONTRACTORS – The facility shall ensure that all volunteers and contractors who have contact with residents have been trained on their responsibilities under the agency’s sexual abuse and sexual harassment prevention, detection, and response policies and procedures. This training shall include notification of the agency’s

zero-tolerance policy regarding sexual abuse and sexual harassment and informed how to report such incidents
The facility shall maintain documentation confirming that volunteers and contractors understand the training they have received.

Visual Inspection of training records.

Compliant Non-Compliant

Comments: The Ky. Recovery Center policy outlines this standard. Acknowledgment forms are kept of this training.

- 3. (115. 233a.d) RESIDENTS - The facility ensures that all residents receive information explaining the facility’s zero-tolerance policy regarding sexual abuse and sexual harassment, how to report incidents or suspicions of sexual abuse or sexual harassment, their rights to be free from sexual abuse and sexual harassment and to be free from retaliation for reporting such incidents.

Visual Inspection of PREA Information given to residents. Visual inspection of documentation showing resident’s receipt of such material.

Compliant Non-Compliant

Comments: Ky. Recovery Center policy directs this. CenterPoint uses an Acknowledgment form that discusses the components of this standard including the zero-tolerance policy of sexual abuse and sexual harassment and zero tolerance for retaliation of reporting.

Recommendation of adding in the education material how to report to the outside entity which is the toll-free number.

- 4. (115.233c) RESIDENTS - The facility ensures that all educational information given out in Item C.3. above is provided in formats accessible to those who are limited English proficient, deaf, visually impaired, or otherwise disabled as well as residents who have limited reading skills.

Visual Inspection of all formats of the educational material

Compliant Non-Compliant

Comments: Ky. Recovery Center policy outlines this standard. Spanish material is available throughout the facility and interpreter services are available.

C Continued

- 5. (155.233e) RESIDENTS – The facility ensures that key PREA information is continuously and readily available or visible to residents through posters, resident handbooks, or other written format.

Visual Inspection

Compliant Non-Compliant

Comments: Key information is posted throughout the facility.

- 6. (115.235a.c) MEDICAL/MENTAL HEALTH - The facility ensures that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in:
 - a. How to detect and assess signs of sexual abuse and sexual harassment;
 - b. How to preserve physical evidence of sexual abuse;
 - c. How to respond effectively and professionally to victims of sexual abuse and sexual harassment; and
 - d. How and to whom to report allegations or suspicions of sexual abuse and sexual harassment.

Training records and Curriculum reflecting items a. through d. above.

Compliant Non-Compliant

Comments: **CenterPoint has Medical and Mental Health staff who have not received this specialized training.**

- 7. (115. 234a.c; 115.271b) INVESTIGATORS – The facility ensures that investigators have received specialized training to conduct sexual abuse investigations at the center.

Training records of investigative staff. Refer to list in B. 4.

Compliant Non-Compliant

Comments: Appropriate staff have received appropriate Investigators training.

C Continued

- 8. (115.234b) INVESTIGATORS – The facility shall ensure that the specialized training in Item C.7. above 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.

Copy of training curriculum

Compliant Non-Compliant

Comments: The curriculum taught covers the required subject matter.

D. SCREENING FOR RISK OF SEXUAL VICTIMIZATION AND ABUSIVENESS

- 1. (115.242) The facility shall use information from the KDOC risk screening tool to inform housing, bed, work, education, and program assignments with the goal of keeping separate those residents at high risk of being sexually victimized from those at high risk of being sexually abusive.

Documentation that facility knows where high risk offenders are located by bed and assignments in facility.

Compliant Non-Compliant

Comments: CenterPoint reports currently no high-risk residents and that they would not accept if they were.

- 2. (115.241a.b) The facility shall assess each offender for risk of sexual victimization and abusiveness by utilizing the KDOC Risk Screening Tool within 72 hours upon transfer.

Copies of screening tool administered with arrival date.

Compliant Non-Compliant

Comments: Center Point is not practicing the use of the Kentucky Offender Management System (KOMS) Risk Assessment Tool as they are required to do.

E. REPORTING

- 1. (115.253a) The facility shall provide residents with access to outside victim advocates for emotional support services related to sexual abuse by giving residents mailing addresses and telephone numbers, including toll-free hotline numbers where available, and by enabling reasonable communication between residents and these organizations, in as confidential a manner as possible.

Visual Inspection of access. Note below how residents are provided access.

Compliant Non-Compliant

Comments: CenterPoint provides the Purchase Area Sexual Assault and Child Advocacy Center which is a KASAP facility. Flyers are posted throughout the facility of the address and toll-free 24- hour hotline.

- 2. (115.254) The facility shall establish a method to receive third-party reports of sexual abuse and sexual harassment and shall distribute publicly information on how to report sexual abuse and sexual harassment on behalf of a resident.

Visual Inspection of 3rd party reporting method and note how it is publicly distributed.

Compliant Non-Compliant

Comments: CenterPoint uses the Internal Investigative Branch (IIB) for the external entity to report allegations. The residents can call toll-free anonymously. Currently CenterPoint doesn't have a method of how a 3rd party can use this hotline to report for a resident.

- 3. (115.251) The facility shall provide multiple internal ways for residents to privately report sexual abuse and sexual harassment and at least one way to report to an entity not part of the agency.

Visual Inspection of reporting methods

Compliant Non-Compliant

Comments: Ky. Recovery Centers policy directs this standard. Methods for internal reporting include any staff person, PREA Coordinator, Grievances. CenterPoint uses the IIB as the external entity with posting a toll-free hotline to report.

E Continued

- 4. (115.252) If the facility has a procedure to address resident grievances regarding sexual abuse that has no time limits and prompt response period. If no grievance procedure, this is exempt.

Copy of grievance procedure, if applicable.

Compliant Non-Compliant

Comments: Ky. Recovery Center policy directs this standard which includes no time limits.

- 5. (115.253c) The facility shall maintain, or attempt to enter into, memoranda of understanding or other agreements with community service providers that are able to provide residents with confidential emotional support services related to sexual abuse. The agency shall maintain copies of agreements or documentation showing attempts to enter into such agreements.

Copy of MOU/written agreement or documentation of attempts to enter into an agreement.

Compliant Non-Compliant

Comments: MOU in place, reviewed copy of MOU. CenterPoint and Purchase Area Sexual Assault and Child Advocacy Center.

F. OFFICIAL RESPONSE FOLLOWING A RESIDENT REPORT

- 1. (115.261e) The facility shall report all allegations of sexual abuse and sexual harassment, including third-party and anonymous reports, to the facility's designated investigators.

Copy of a completed allegation reporting form or copy of written P&P notification protocol.

Compliant Non-Compliant

Comments: Ky. Recovery Center policy directs this as well as the protocol set forth by the KDOC.

F Continued

- 2. (115.263) In the past 12 months, the number of allegations the facility received that a resident was sexually abused while confined at another facility. 0.

If one or more, collect documentation of the notification (made within 72 hours) to the Head of the facility that the alleged abuse occurred.

Compliant Non-Compliant

Comments: Ky. Recovery Centers policy directs this standard. No occurrences reported by CenterPoint.

- 3. (115.267a) The facility shall have a policy to protect all residents and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other residents or staff and shall designate which staff members or departments are charged with monitoring retaliation.

Copy of policy.

Compliant Non-Compliant

Comments: Ky. Recovery Centers policy uses direct language from this standard.

- 4. (115.261a) The facility shall have a policy that requires all staff to report immediately 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; retaliation against residents or staff who reported such an incident; and any staff neglect or violation of responsibilities that may have contributed to an incident or retaliation

Copy of policy.

Compliant Non-Compliant

Comments: Ky. Recovery Centers policy uses direct language of the requirements of this standard.

F Continued

- 5. (115.262) In the past 12 months, the number of times the facility has determined that a resident was subject to substantial risk of sexual abuse. 0

If the facility has made such determination in the past 12 months, what was the average amount of time that passed before taking action? 0

Compliant Non-Compliant

Comments: CenterPoint reports no occurrences.

- 6. (115.265) The facility shall have a written institutional plan to coordinate actions taken in response to an incident of sexual abuse, among staff first responders, medical and mental health practitioners, investigators, and facility leadership.

Copy of written plan.

Compliant Non-Compliant

Comments: CenterPoint has a plan of action in the occurrence of alleged sexual abuse.

Recommendation of being more specific to include what Investigator is on call, what emergency officials with telephone numbers, what hospital for Forensic exam and KASAP services with telephone number.

- 7. (115.267c) For at least 90 days following a report of sexual abuse, the facility shall monitor the conduct and treatment of residents or staff who reported the sexual abuse and of residents who were reported to have suffered sexual abuse to see if there are changes that may suggest possible retaliation by residents or staff, and shall act promptly to remedy any such retaliation. Items the facility should monitor include any resident disciplinary reports, housing, or program changes, or negative performance reviews or reassignments of staff. The facility shall continue such monitoring beyond 90 days if the initial monitoring indicates a continuing need.

Documentation/copy of monitoring form.

Compliant Non-Compliant

Comments: Ky. Recovery Centers policy directs this standard. CenterPoint has a standardized form that encompasses all parts of monitoring.

G. INVESTIGATIONS

- 1. (115.271a) When the facility conducts its own investigations into allegations of sexual abuse and sexual harassment, it shall do so promptly, thoroughly, and objectively for all allegations, including third-party and anonymous reports.

Copy of allegation reporting form and corresponding investigation report.

Compliant Non-Compliant
 N/A – Facility does not conduct its own investigations

Comments: Ky. Recovery Center policy directs this standard.

- 2. (115. 273a.b) Following a resident’s allegation that he or she has been sexually abused by another resident, the facility shall subsequently inform the alleged victim whenever:
 - a. The facility learns that the alleged abuser has been indicted on a charge related to sexual abuse within the facility; or
 - b. The agency learns that the alleged abuser has been convicted on a charge related to sexual abuse within the facility.

If the facility has had an applicable occurrence, provide documentation of resident notification.

Compliant Non-Compliant
 N/A – No applicable occurrences

Comments: Ky. Recovery Center policy directs this. CenterPoint uses the KDOC notification form which incorporates all notifications.

- 3. (115. 273a.b) Following an investigation into a resident’s allegation of sexual abuse suffered in the facility, the facility shall inform the resident as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded.

Documentation of resident notification.

Compliant Non-Compliant

Comments: Ky. Recovery Center policy directs this. CenterPoint uses the KDOC notification form which incorporates all notifications.

G Continued

- 4. (115.273c) Following a resident’s allegation that a staff member has committed sexual abuse against the resident, the facility shall subsequently inform the resident (unless the facility has determined that the allegation is unfounded) whenever:
 - a. The staff member is no longer posted within the resident’s unit;
 - b. The staff member is no longer employed at the facility;
 - c. The facility learns that the staff member has been indicted on a charge related to sexual abuse within the facility; or
 - d. The facility learns that the staff member has been convicted on a charge related to sexual abuse within the facility.

If the facility had an applicable occurrence, provide documentation of resident notification.

Compliant Non-Compliant
 N/A – No applicable occurrences

Comments: Ky. Recovery Center policy directs this. CenterPoint uses the KDOC notification form which incorporates all notifications.

H. DISCIPLINE

- 1. (115. 276a.b) In the past 12 months, the number of staff from the facility who have violated facility sexual abuse or sexual harassment policies? 0

If one or more, the number of staff from the center who have been terminated (or resigned prior to termination) for violating facility sexual abuse or sexual harassment policies? 0

- 2. (115.278) The facility has subjected residents to disciplinary sanctions or transfer back to the institutions to pursue a formal disciplinary process following an administrative finding that the resident engaged in resident-on-resident sexual abuse or following a criminal finding of guilt for resident-on-resident sexual abuse.

Documentation of disciplinary sanctions/transfer/program termination with such justification.

Compliant Non-Compliant

Comments: No occurrences reported of staff sexual abuse or inmate on inmate sexual abuse.

H Continued

- 3. (115.276d) In the past 12 months, the number of staff from the facility that have been reported to law enforcement or relevant licensing boards following their terminations (or resignation prior to termination) for violating center sexual abuse or sexual harassment policies? 0

Documentation of reports to law enforcement.

- 4. (115.277a) In the past 12 months, the number of contractors or volunteers reported to law enforcement for engaging in sexual abuse of residents? 0

Documentation of reports to law enforcement.

I. MEDICAL AND MENTAL HEALTH CARE

- 1. (115.282;115.283) The facility provides resident victims of sexual abuse timely unimpeded access to emergency medical treatment and crisis intervention services, as well as emergency contraception, sexually transmitted infections prophylaxis, tests for sexually transmitted infections, and pregnancy tests where medically appropriate and without financial cost to resident victim.

Documentation of medical access.

Compliant Non-Compliant

Comments: Ky. Recovery Centers policy incorporates language from this standard. CenterPoint residents have access to local hospitals for treatment services.

Recommendation of adding "no cost to the resident victim" to the Ky. Recovery Center policy.

2. (115.283h) The facility shall attempt to conduct a mental health evaluation of all known resident-on-resident abusers within 60 days of learning of such abuse history and offer treatment when deemed appropriate by mental health practitioners.

Visual of MH records or secondary documentation that demonstrate evaluations of resident on resident abusers. Note if no occurrences.

Compliant Non-Compliant
 N/A – No applicable occurrences

Comments: No occurrences

J. DATA COLLECTION AND REVIEW

1. (115.286) The facility shall 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.

Copy of Sexual abuse incident reviews.

Compliant Non-Compliant

Comments: No occurrences but CenterPoint uses the KODC departmental form.

K. AUDITS

1. (115.401-115.405) Between August 20, 2013 and August 19, 2016, the facility shall ensure they have been audited in accordance to PREA standards 115.401-405.

Date of PREA Audit: March 2015

Compliant
 Audit not completed as of date of this compliance visit

Estimate date of Audit: To be announced

Comments:



PURCHASE AREA
Sexual Assault &
Child Advocacy
CENTER
hope. heal. grow.



PREA Prison Rape Elimination Act

Enacted in 2003 to eliminate sexual violence in confinement. Sexual violence occurs when an individual forces, coerces, or manipulates another person into unwanted sexual activity.

PASAC & CenterPoint have an agreement establishing an understanding for response to and treatment of sexual violence in confinement:

- 24-hour access to PASAC's crisis hotline
- Make involvement of PASAC a component of the standard response to a report of sexual violence
 - Medical & legal advocacy
- Up to 3 crisis sessions with PASAC (telephone or in person)

To make a report or request services call:

- **Purchase Area Sexual Assault & Child Advocacy Center**
 - 1-800-928-RAPE
 - 270-534-4422

OR

- **Confidential PREA Reporting Hotline**
 - 1-800-586-9431